



**Dr. Petra Rihar, LL.M.
Attorney-at-law, Partner**

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CURRICULUM VITAE

DATE OF BIRTH 28 June 1974

CITIZENSHIPS Swiss and Slovenian

PRACTICE AREAS

Petra Rihar specializes in dispute resolution and regularly sits as arbitrator. She has served as arbitrator, legal expert, secretary to the tribunal and party representative in numerous institutional and ad hoc arbitrations governed by a variety of substantive and procedural laws. Her expertise includes, among others, M&A and shareholder disputes, joint venture and consortium disputes, construction and engineering, technology and know-how transfer, as well as disputes arising out of international sales, licensing, agency and distribution agreements. Her work experience also includes disputes concerning foreign investments in state infrastructure (investor-state disputes).

Petra Rihar also advises individuals and companies on national and international commercial, contract and corporate law, labor law and international private law.

Who's Who Legal: Arbitration 2021 – Future Leaders states: *«Peers and clients say: "Petra is a highly experienced arbitration practitioner who is valued for her thorough work, excellent legal knowledge and talent for efficient procedural solutions in complicated situations", "She is a very good arbitration lawyer with excellent knowledge of the law and a very fast and proactive approach to relevant issues in the arbitration case"; "She is excellent arbitrator and counsel", "Petra is an absolutely reliable and highly professional lawyer, with an outstanding work ethic and friendly approach"».*

Who's Who Legal: Arbitration 2020 – Future Leaders states: *«Petra Rihar is "an outstanding arbitrator" who is well acquainted with handling complex commercial and investment-related disputes».*

WORKING LANGUAGES

German, English, Slovenian, Croatian and Serbian. Basic knowledge of French and Italian.

EXPERIENCE

- Since 2013 Dispute resolution lawyer and arbitrator with own law practice, Zurich
- 2009 - 2012 Senior Associate with Schellenberg Wittmer, Zurich (Dispute Resolution Group)
- 2008 - 2009 Associate and Senior Associate with WilmerHale, London (International Arbitration Practice Group)
- 2006 - 2008 Associate with Wenger Vieli, Zurich
- 2004 - 2005 Legal Counsel at The Thomson Corporation, Zug (now Thomson Reuters)
- 2001 - 2003 Law clerk at the District Court of Zurich and Teaching Assistant in corporate, banking and securities law at the University of Zurich School of Law, Prof. Dr. D. Zobl
- 2000 - 2001 Trainee with Niederer Kraft & Frey, Zurich
- 1998 Summer trainee with Homburger (August & September)

EDUCATION

- 2006 University of Lucerne School of Law (Dr. iur., *magna cum laude*)
Sole Proprietorship under Swiss Law (comparative law thesis; analysis of Swiss, Slovene, Austrian, German and US-American sole proprietorship, proposal for a regulation of the sole proprietorship de lege ferenda)
- 2006 Columbia Law School, New York (LL.M.)
Focus on transnational litigation, arbitration and mediation, as well as corporate, banking and finance law.
- 2000 University of Zurich School of Law (lic. iur., *magna cum laude*)

BAR ADMISSION

- 2004 Zurich bar (admitted to all Swiss courts)

MEMBERSHIPS

Zurich and Swiss Bar Associations, Swiss Arbitration Association (ASA)

PUBLICATIONS

Author and co-author of various articles on Swiss arbitration law and decisions of the Swiss Federal Supreme Court published on Kluwer Arbitration Blog and Practical Law Arbitration:

- Decisions of the Swiss Federal Supreme Court in 2020 (5 Feb 2021)
- Decisions of the Swiss Federal Supreme Court in 2019 – Part I (9 Feb 2020)
- Decisions of the Swiss Federal Supreme Court in 2019 – Part II (9 Feb 2020)
- Decisions of the Swiss Federal Supreme Court in 2018: Part I (9 Feb 2019)
- Decisions of the Swiss Federal Supreme Court in 2018: Part II (9 Feb 2019)
- Swiss Federal Supreme Court Confirms the Principles for the Admissibility of a Success Fee (7 Oct 2018)
- The right to a tribunal appointed expert (9 Aug 2011)
- Swiss Federal Supreme Court Denies the Applicability of an Arbitration Clause in the Articles of Association to Liability Claims Against Board of Directors of an Insolvent Company (7 July 2010)
- The Swiss Federal Court Dismisses Two Appeals Concerning the Constitution of an Arbitral Tribunal (7 July 2010)
- The Swiss Federal Court Confirms an Award Granting Damages for the Violation of an Arbitration Clause (7 July 2010)
- New Rules on Domestic Arbitration and Their Relation to the Rules Governing International Arbitration in Switzerland (19 Feb 2010)
- Piercing the Corporate Veil – Effect on the Arbitration Clause and Jurisdiction (24 Nov 2009)
- A decision based on a written submission of a third party does not violate the right to be heard if the parties to the proceedings had enough time to comment on it (15 Oct 2009)
- Right to be heard not violated by arbitrator's refusal to hear witness whose evidence anticipated to be irrelevant (2 May 2012)
- Supreme Court finds that right to appointment of expert by arbitral tribunal was not violated as request made out of time and not in proper form (4 Aug 2011)
- Swiss Supreme Court dismisses appeal to set aside CAS award for lack of jurisdiction (30 Jun 2011)
- Swiss Federal Supreme Court dismisses appeal to set aside decision of the FEI Tribunal and CAS award (30 Sep 2010)
- Swiss Federal Supreme Court dismisses an appeal to set aside a CAS award (31 Aug 2010)
- Swiss Federal Supreme Court is bound by factual findings of lower courts (13 Aug 2010)
- Swiss Federal Supreme Court dismisses appeal without examining the merits where the party filing the appeal declined to pay advance on costs (4 Aug 2010)
- Directors cannot rely on arbitration clause in articles of association of an insolvent company for

- liability claims by company's creditors (30 Jun 2010)
- Swiss Federal Supreme Court dismisses two appeals concerning the (irregular) constitution of an arbitral tribunal (5 May 2010)
 - Swiss Federal Supreme Court confirms award granting damages in principle for breach of an arbitration clause (5 May 2010)
 - Switzerland: anticipated arbitration developments of 2010 (4 Feb 2010)
 - Switzerland: important arbitration developments of 2009 (16 Dec 2009)
 - Court of Arbitration for Sport amends its rules (5 Nov 2009)
 - Michael Schneider appointed as the new President of the Swiss Arbitration Association (5 Nov 2009)
 - Effect on arbitration agreement of piercing the corporate veil (2 Oct 2009)
 - Swiss Federal Supreme Court holds right to be heard not violated (3 Sep 2009)
 - Law firm providing services to an arbitral tribunal is exempt from VAT (3 Sep 2009)
 - Ongoing international arbitration discontinued vis-à-vis insolvent co-respondent (13 Aug 2009)
 - Award based on matters not directly addressed in submissions does not violate the right to be heard (12 Aug 2009)

Petra Rihar, *Das Einzelunternehmen im Schweizer Privatrecht* (The Sole Proprietorship under Swiss law), Zurich 2007 (Luzerner Beiträge zur Rechtswissenschaft, Band 17)

Petra Rihar, *Obseg varstva pravic blagovnih in storitvenih znamk* (The Scope of Protection of Trade and Service Marks under Swiss and Slovene Law), 11 *Pravnik* 717 (1997)
