

AGUSTINA ALFARO

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EDUCATION

Columbia Law School, New York, NY

LL.M., *Harlan Fiske Stone Scholar*, received May 2019

Honors: Parker School Certificate for Achievement in International and Comparative Law
Fulbright Scholar
Partial Academic Scholarship

Activities: *American Review of International Arbitration*, LL.M. Graduate Editor
Columbia Arbitration Day, LL.M. Representative

Austral University School of Law, Buenos Aires, Argentina

Abogada, summa cum laude, received May 2015

Honors: Gold Medal to the Top Graduate of the Class 2015
Award to the Best Final Research Paper of the Class

Activities: International Arbitration Moots, Lead Speaker of Arbitration Teams

Study abroad: Exchange Program at Duke Law School, Durham NC, Fall 2014

EXPERIENCE

Trafigura PTE, Montevideo, Uruguay

Incoming Regional Legal Counsel for Latin America

Starting August 2020

Chaffetz Lindsey LLP, New York, NY

Foreign Associate

August 2019 – July 2020

Drafted trigger letters, pleadings, and witness statements in commercial and investment arbitrations. Drafted pleadings in enforcement actions of foreign arbitral awards in the Southern District of New York. Researched and drafted memoranda on various issues of law in investment and commercial arbitration. Attended meetings with clients.

Martínez de Hoz & Rueda, Buenos Aires, Argentina

Associate

February 2018 – July 2018

Researched and wrote pleadings, motions, memoranda of law, including legal advice to foreign investors regarding potential ICSID claims. Conducted and coordinated multiple parties' indemnification claims and counter-claims arising out of different stock purchase agreements under partner's supervision. Drafted and reviewed energy and commercial contracts. Attended meetings with clients and with governmental authorities on behalf of clients.

Pérez Alati, Grondona, Benites, Arntsen & Martínez de Hoz (Jr.) (Pagbam), Buenos Aires, Argentina

Associate, Energy and Arbitration Team

March 2015 – February 2018

Drafted briefs, organized hearings, and prepared evidence, discovery, and witness examinations in domestic and international commercial arbitrations in various industries, including oil and gas, construction, and banking and finance. Negotiated settlement agreements for payment of arbitral awards. Drafted complaints and motions in domestic litigation. Researched and drafted memoranda on various issues of law, including transnational civil litigation, investment arbitration, and energy regulation. Drafted and reviewed energy contracts.

Austral University School of Law, Buenos Aires, Argentina

Professor, Diploma in International Contracts and Transnational Litigation

June 2020 – present

Founder Member; Arbitration Department Board Member

September 2016 – July 2018

Conceived and implemented Argentina's first post-graduate studies program in arbitration. Served as editor of the Department's arbitration review *Revista Argentina de Arbitraje*.

Graduate Teaching Assistant, International Private Law

March 2015 – July 2018

Lectured senior students and led discussion sections. Graded research papers, mid-term exams, and final exams.

Arbitration Team Coach, International Moot Court Competitions

March 2015 – July 2018

Coached teams for arbitration competitions in Latin America, as well as Austral's first Willem C. Vis Moot team.

ADDITIONAL INFORMATION

Admissions: City of Buenos Aires Bar Association (March 2016). New York (admission pending).

Language Skills: Spanish (native), Italian (fluent), Portuguese (intermediate).

Interests: Argentinean soccer, Rock and Roll of 1960s, Hatha Yoga.

AGUSTINA ALFARO
Representative Arbitrations

Representing AES Corporation in a US\$ 1.8 million ICSID arbitration against the Argentine Republic involving breaches of the US-Argentina bilateral investment treaty and investment law. (2019-ongoing)

Representing an American project owner in a US\$ 1 billion ICC arbitration against a Spanish contractor arising out of the breach of an EPC contract for the construction of a photovoltaic plant in the United States. (2019-ongoing)

Representing a Canadian energy company in an ICC arbitration against a contractor involving five EPC contracts for the construction of combined cycle and simple cycle power plants in Argentina. The seat of arbitration is New York, and the applicable law is New York law. (2020-ongoing)

Representing a joint venture in an action to enforce a Mexican arbitral award in the Southern District of New York. (2020-ongoing)

Representing a Spanish energy company in an investment arbitration against a Latin American sovereign alleging breaches of a bilateral investment treaty and investment law. (2020-ongoing)

Represented an investor in contract-based investment arbitration against a Latin American sovereign. The case was settled. (2019)

Represented JHP International Petroleum Engineering in an ICC arbitration involving the breach of exclusivity and confidentiality obligations established in a memorandum of understanding for the acquisition of an Argentine oil & gas company. Negotiated a settlement agreement between the parties for the payment of the arbitral award under partner's supervision. (2015-2016)

Represented YPF (the largest Argentinean state-owned oil & gas company) in an originally US\$ 1.5 billion ICC arbitration initiated by a Brazilian natural gas importer and a natural gas transportation company. (2015-2016)

Advised a renowned oil & gas company in a domestic arbitration against a contractor involving the breach of a contract for the operation and maintenance of wells and oil-related facilities. (2017)

Advised Louis Dreyfus Company in an ICC arbitration initiated by a Spanish contractor involving the breach of an EPC contract for the construction of a biodiesel plant in Argentina. (2015-2016)

Advised a power generation company created by local and foreign power groups to develop a combined cycle thermal power plant in Argentina in a domestic arbitration commenced by two large electricity companies for breach of an EPC contract. (2016-2017)

Advised Santander Río in an arbitration against Supervielle involving the breach of a forward contract to purchase US Dollars on a delivery basis entered into by the parties before the *pesification* of derivative contracts imposed by Decree No. 992/02. (2016)

Member of the local counsel's team that advised the largest foreign Argentine dedicated hedge-fund in a dispute with the former shareholders of a renowned renewable energy company in Argentina (target) that was acquired by the fund by the end of 2015. The dispute resolution clause of the SPA provided ICC arbitration seated in New York. The case settled. (2017-2018)

Member of the local counsel's team that represents two ExxonMobil subsidiaries in the annulment phase of an ICSID arbitration against Argentina under the US-Argentina BIT. (2015-2018)

Member of the local counsel's team that represents a major oil & gas company against the attempts to enforce in Argentina a \$ 9 billion judgment rendered in Ecuador. (2015-2018)