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RESUME



Raymond G. Bender, a Member of the law firm of Dow Lohnes PLLC, Washington, D.C. from 1975 until 2009, currently serves domestically and internationally as an independent Arbitrator in commercial disputes. Mr. Bender is a Fellow in the College of Commercial Arbitrators. He is a member of the American Arbitration Association's Roster of Commercial Arbitrators for Washington D.C. and New York, the AAA's Technology Roster, and its Large Complex Case Roster; the CPR Panel of Distinguished Neutral Arbitrators for Washington D.C., Technology, Cyber, and Cross-Border (*i.e.*, International) Disputes; the International Centre for Dispute Resolution (ICDR) Panel of International Arbitrators, and the ICDR's Aviation, Aerospace and National Security Panel; and the Silicon Valley Arbitration & Mediation Center List of the World's Leading Technology Neutrals. Mr. Bender has served as Chair, panel member and/or sole Arbitrator in AAA, CPR, ICDR, International Chamber of Commerce (ICC) and *ad hoc* arbitrations.

Experience and Qualifications

During nearly thirty-five years of private law practice, Mr. Bender represented numerous business enterprises, including Fortune 50 companies, mid-size entities and entrepreneurs on a broad range of legal and strategic business issues. He counseled clients in a variety of industries and represented foreign governments and quasi-governmental bodies as well. Mr. Bender represented many diverse business interests, but gained a particular expertise in domestic and international legal issues affecting various high-tech sectors, including aerospace and satellites, telecommunications, information technology, intellectual property, the Internet and broadband communications, computer hardware and software, broadcasting and cable television, and other technology-based businesses.

Representative Matters

- **Arbitration/Litigation.** Mr. Bender serves as a domestic and international Arbitrator in commercial disputes involving varied industry sectors, with special expertise in high-tech controversies. He was an Adjunct Professor at the Washington College of Law, American University, where he taught Alternate Dispute Resolution Law from 2010 to 2017. As an Arbitrator, litigator and/or client counselor, he gained hands-on experience in numerous substantive areas, including accounting, aerospace, antitrust, bankruptcy, biotechnology, broadband communications, broadcasting, business acquisitions and dispositions, cable television, cellular telephony, computer hardware and software, commercial contracts, corporations, employment, engineering, equipment manufacturing, export control, financial transactions, government contracts, higher education, high-tech products and services, information technology, infrastructure projects, insurance, intellectual property, international trade, international business transactions, Internet, investments, joint ventures, licensing agreements, media, mergers, mobile communications, non-profit organizations, partnerships, patent and trademark licensing, real estate, satellites, secured transactions, securities, school accreditation, taxation, telecommunications, trade secrets, and wireless technologies. Experienced litigator in contested proceedings before U.S. courts and administrative agencies.

Mr. Bender has sat as Chair, panel member, or sole Arbitrator in the following representative cases:

- Chair in ICDR arbitration involving contract disputes between U.S. satellite services distributor and global satellite company.
 - Chair in AAA arbitration involving disputes over government contracts/subcontracts in the aviation sector.
 - Panel member in ICC arbitration involving royalty disputes between Asian telecom equipment manufacturer and European service provider.
 - Panel member in *two* ICDR arbitrations involving insurance claims in the aerospace/satellite sector.
 - Panel member in AAA intellectual property arbitration between Fortune 100 companies involving patent and trademark licensing disputes in the biotechnology field.
 - Sole arbitrator in AAA telecom sector arbitration involving applicability of *force majeure* contract provisions.
 - Sole arbitrator in AAA arbitration for breach of contract for computer technical services.
 - Chair in AAA arbitration involving software licensing disputes in the education services sector.
 - Chair in AAA arbitration involving video/telecom service provider and real estate development company.
 - Panel member in CPR arbitration involving contract disputes between manufacturers in the aviation sector.
 - Panel member in ICDR arbitration over contract disputes between U.S. and European aerospace companies.
 - Panel member in ICDR arbitration involving computer hardware/software development and licensing disputes in the transportation sector.
 - Sole arbitrator in ICDR arbitration between U.S. and Asian companies involving contract disputes over production of alternative energy infrastructure.
 - Sole arbitrator in ICDR arbitration involving contract dispute in the pharmaceutical and telecom sectors.
 - Chair in ICDR arbitration involving contract disputes over consulting services in international construction.
 - Panel member in AAA arbitration between mobile telecom company and distributor of broadband services.
 - Panel member in ICDR arbitration involving medical device dispute between U.S. and European companies.
 - Panel member in AAA arbitration involving data claims under the Federal Insecticide, Fungicide and Rodenticide Act (FIFRA).
 - Panel member in *ad hoc* arbitration involving infrastructure dispute in the cellular telecom sector.
 - Sole arbitrator in CPR arbitration involving on-line services in the non-profit sector.
 - Sole arbitrator in various AAA arbitrations involving financial transactions.
 - Emergency arbitrator in ICDR arbitration between U.S. and European companies involving digital media development and services agreement.
 - Panel member in ICDR arbitration involving contract disputes over purchase and sale of aircraft.
 - Panel member in ICC arbitration involving contract and licensing disputes in the mobile telephony sector.
 - Sole arbitrator in AAA arbitration regarding teeming agreement for manufacture of special purpose vehicles.
- **Mediation/Negotiation.** Negotiated commercial contracts, business transactions, and settlements in contested proceedings throughout career as an attorney-advocate. Played a leading role, for example, in coordinating industry-wide settlement that permitted the assignment of critical Ka-band spectrum and orbital resources among fifteen satellite industry participants. Trained Mediator attending intensive Mediation Workshop at Harvard Law School Program on Negotiation.
 - **Corporate/Commercial Transactions.** Extensive experience in corporate and financial transactions involving varied industries, including the acquisition and disposition of businesses, joint ventures, the procurement of goods and services, including sophisticated hardware, software and intellectual property, and other varied

commercial transactions. Routinely advised commercial and investment banks with respect to diverse financial transactions.

- **International Experience.** Represented clients in a wide variety of international projects involving a myriad of industry sectors, including joint ventures, mergers and acquisitions, financial transactions, international commercial agreements, and counseling on investment in foreign businesses. Negotiated the coordination of international satellite systems on behalf of U.S. and foreign satellite service providers under the regulatory regime of the International Telecommunications Union in Geneva, Switzerland. Handled various projects involving Brazil, Canada, Germany, Guatemala, India, Indonesia, Italy, Japan, Panama, Poland, Russia, Spain, United Kingdom and Zimbabwe. Counseled foreign governments and quasi-governmental bodies and represented their interests in the United States in international trade contexts.
- **General Legal and Business Counseling.** Served as outside General Counsel for rapidly expanding business enterprise, overseeing or handling virtually all of the company's legal affairs, including acquisitions and mergers, administrative and civil litigation, commercial contracts, financial transactions, general business counseling, government and regulatory affairs, and international projects.

Background and Education

- Dow Lohnes PLLC, Washington, D.C., Associate: 1975-1981; Member: 1981-2009. Served in various management capacities, including membership on Board of Partners and Executive Committee; Co-Head of Telecommunications Practice Group; and Chairman of Professional Development Committee
- Law Clerk to Honorable James R. Durfee, Judge, United States Court of Claims (now United States Court of Appeals for the Federal Circuit), Washington, D.C., 1973-1975
- *Master of Laws in Taxation*, Georgetown University Law Center, 1987
- *Juris Doctor*, Georgetown University Law Center, 1973
- *Bachelor of Science in International Affairs*, Edmund A. Walsh School of Foreign Service, Georgetown University, 1969

Memberships and Professional Activities

- Fellow in the College of Commercial Arbitrators.
- Member of American Arbitration Association's Roster of Commercial Arbitrators for Washington, D.C., New York, Technology, and Large Complex Cases.
- Member of CPR Panel of Distinguished Neutral Arbitrators, including for Washington, D.C., Technology, Cyber, and Cross-Border (*i.e.*, International) Disputes.
- Member of the International Centre for Dispute Resolution (ICDR) International Arbitrators Panel and the Aviation, Aerospace and National Security Panel.
- Adjunct Professor, Washington College of Law, American University, taught Alternate Dispute Resolution Law, 2010-2017.
- Member of International Arbitration Faculty of the International Law Institute, Washington, D.C., 2012-2017.
- Adjunct Professor, Nitze School of Advanced International Studies, The Johns Hopkins University, co-taught International Telecommunications, 1998-2005
- American Bar Association - Member of Dispute Resolution Section, Arbitration Committee
- New York State Bar Association, Dispute Resolution Section
- Federal Communications Bar Association
- The Society of Satellite Professionals International

- Washington Foreign Law Society
- Recognized in Washington DC *Super Lawyers (Alternate Dispute Resolution and Communications)*; Best Lawyers in America; and International Who's Who of Telecom Lawyers
- Bar Membership: District of Columbia (Member International Law and Litigation Sections)

Publications

- “Presenting Witness Testimony in U.S. Domestic Arbitration: Should Written Statements Become the Norm?,” American Arbitration Association’s *Dispute Resolution Journal* (Vol. 69, No. 4, 2014).
- “Just and Accurate: Confronting Limited Appeal Rights in Arbitration,” International Institute for Conflict Prevention and Resolution (CPR) *Alternatives*, (Part 1: Jul./Aug. 2012).
- “Three Practical Steps to Avoid an Erroneous Arbitration Award,” International Institute for Conflict Prevention and Resolution (CPR) *Alternatives* (Part 2: September 2012). An expanded version of this article was published in *For the Defense*, a journal of DRI—The Voice of the Defense Bar (May 2013).
- “Arbitration – An Ideal Way to Resolve High-Tech Industry Disputes,” American Arbitration Association’s *Dispute Resolution Journal* (Nov. 2010 – Jan. 2011).
- “Critical First Steps in Complex Commercial Arbitration: Appointing Qualified Arbitrators and Staging the Preliminary Conference,” American Arbitration Association’s *Dispute Resolution Journal* (Feb. – Apr. 2009).
- “Conducting Satellite Industry Arbitrations under the Watchful Eye of the International Traffic in Arms Regulations,” American Arbitration Association’s *Dispute Resolution Journal* (Nov. 2006 – Jan. 2007). Update of this article published in American Arbitration Association’s Handbook on International Arbitration & ADR, Juris Publishing (2d Ed., 2010).
- “International Arbitration - Satellite Communications: Arbitrator Perspective,” published in LexisNexis International Arbitration (2010).
- “International Arbitration is the Preferred Means of Resolving Satellite Industry Disputes,” ABA TIPS ADR Committee Newsletter, Spring 2011.

ADR Training

- The College of Commercial Arbitrators’ Annual Meeting, Virtual, Oct. 15-16, 2020.
- The College of Commercial Arbitrators’ Annual Meeting, San Francisco, CA, Oct. 3-5, 2019.
- American Arbitration Association Course: “Arbitrator Performance and Demeanor---Meeting Participant Expectations,” November 3, 2018.
- American Bar Association (ABA) Dispute Resolution Section, Annual Spring Meeting, Washington D.C., April 4-7, 2018.
- ICDR Symposium on Arbitrating Aerospace, Aviation and National Security disputes, Washington, D.C., April 2018. (Organizer of Symposium and Attendee).
- International Institute for Conflict Prevention and Resolution (CPR) 2018 Annual Meeting, Atlanta, Georgia, March 7-9, 2018.
- CPR 2017 Annual Meeting, Miami, Florida, March 2-4, 2017.
- Silicon Valley Arbitration & Mediation Center “Smarter, Faster, Cheaper Technology Dispute Resolution” Conference, Redwood City, California, September 16, 2016.

- ABA Section on Dispute Resolution, Annual Spring Conference, New York, New York, April 7-9, 2016.
- CPR 2016 Annual Meeting, New Orleans, Louisiana, February 16-18, 2016.
- ABA Section on Dispute Resolution 17th Annual Spring Conference, Seattle, April 16-18, 2015.
- CPR 2015 Annual Meeting--“Forging the Future--Redefining Winning and Adapting to Change,” La Jolla, California, February 19-21, 2015.
- AAA/ICDR/ICC/ICSID 31st Annual Joint Colloquium, New York, November 1, 2014.
- ABA Section on Dispute Resolution 16th Annual Spring Conference, Miami, April 4, 2014.
- CPR 2014 Annual Meeting---“Changing the Way The World Resolves Conflict,” Charleston, February 20-22, 2014.
- ICDR International Symposia in Advanced Case Management Issues, New York, December 2, 2013.
- American Arbitration Association/College of Commercial Arbitrators/JAMS “Managing a Successful Arbitration,” Washington, D.C., September 13, 2013.
- ABA Section on Dispute Resolution 15th Annual Spring Conference, Chicago, April 3-6-2013.
- CPR 2013 Annual Meeting—“Taking the ‘A’ Out of ADR,” San Diego, January 17-19, 2013.
- ABA Section on Dispute Resolution 14th Annual Spring Conference—Achieving Balance Through Civil Discourse, Washington, D.C., April 19-20, 2012.
- CPR 2012 Annual Meeting—“It’s a Shrinking World: Acceleration and Evolution in Dispute Resolution,” New York, January 12-13, 2012.
- Corporate Counsel Institute: “Managing Risk in a Global Environment,” Washington, D.C., March 8-9, 2012.
- AAA/ICDR/ICC/ICSID Joint Colloquium on International Arbitration, New York, November 18, 2011.
- ICDR “Four Roundtables in Times Square – Putting the Spotlight on International Arbitration,” New York, June 13, 2011.
- CPR Institute Advanced Arbitrator Training Program, New York, May 17, 2011.
- American Arbitration Association--AAA Arbitration Awards: Safeguarding, Deciding & Writing Awards, April 20 2011.
- ABA Section on Dispute Resolution 13th Annual Spring Conference, Denver, April 13-16, 2011.
- American Arbitration Association—Arbitration Fundamentals and Best Practices for AAA Arbitrators, April 7-8, 2011.
- Panelist on “Successful Strategies for Government Contractors on Navigating ITAR Challenges in International Contracts,” sponsored by Pillsbury and the United States Council for International Business, February 10, 2011.
- Mediation Workshop, Harvard Negotiation Institute, Harvard Law School, Cambridge, September 14-18, 2009.
- College of Commercial Arbitrators National Summit on Business-to-Business Arbitration, Washington, DC, October 30, 2009.

- ABA Section on Dispute Resolution 12th Annual Spring Conference, San Francisco, April 7-10, 2010.
- ABA Section on Dispute Resolution 11th Annual Spring Conference. “ADR: Building Bridges to a Better Society,” New York, April 16-18, 2009.
- ICC International Court of Arbitration “Dispute Resolution in Aeronautics and Space,” Paris, February 5, 2009.
- ABA Section on Dispute Resolution “A Comprehensive Training in Commercial Arbitration,” New York, February 22-24, 2007.
- ICDR “An International Commercial Arbitration and Mediation Conference with Focus on Latin America, the Oil and Gas and Telecommunications Industries,” Washington, D.C., November 15, 2006.