

RAYMOND G. BENDER
ARBITRATOR • MEDIATOR
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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 and Mediator in commercial disputes. Mr. Bender is a member of the American Arbitration Association's Roster of Commercial Arbitrators for Washington, D.C., Technology, and Large Complex Cases; the CPR Panel of Distinguished Neutral Arbitrators for Washington, D.C., Technology, and Cross-Border (*i.e.*, International) disputes; the International Center for Dispute Resolution (ICDR) Panel of International Arbitrators; and the Silicon Valley Arbitration and Mediation Center List of the World's Leading Technology Neutrals. Mr. Bender has served on tribunals 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-sized businesses and entrepreneurs on a broad range of legal and strategic business issues. He counseled clients in a variety of industries in numerous commercial contexts, 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.** Serves as a domestic and international Arbitrator in commercial disputes involving numerous industry sectors, with a particular expertise in high-tech areas. Mr. Bender also is an Adjunct Professor at the Washington College of Law, American University, where he teaches Alternate Dispute Resolution Law. As an Arbitrator, litigator and/or client counselor, 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 licensing, real estate, satellites, secured

transactions, securities, school accreditation, taxation, telecommunications, trademarks, trade secrets, and wireless technologies. Experienced litigator in highly-contested proceedings before U.S. courts and administrative agencies. Handled internal investigations of business conduct in anticipation of or response to governmental inquiries.

- **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.
- **Corporate/Commercial Transactions.** Extensive experience in corporate, commercial 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 regard 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 auspices of the International Telecommunications Union in Geneva, Switzerland. Handled 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 a variety of 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

- Member of American Arbitration Association's Roster of Commercial Arbitrators, including for Washington, D.C., Technology, and Large Complex Cases.
- Member of CPR Panel of Distinguished Neutral Arbitrators, including for Washington, D.C., Technology, and Cross-Border (*i.e.*, International) disputes.
- Member of the International Center for Dispute Resolution (ICDR) Panel of International Arbitrators.

- Member of the Silicon Valley Arbitration and Mediation Center List of the World's Leading Neutrals.
- Adjunct Professor, Washington College of Law, American University, teaching Alternate Dispute Resolution Law, 2010-present.
- Member of International Arbitration Faculty of the International Law Institute, Washington, D.C., 2012-present.
- 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
- Federal Communications Bar Association
- The Society of Satellite Professionals International
- The Washington Space Business Roundtable
- 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 Witness 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 book on International Arbitration (2010).
- "International Arbitration is the Preferred Means of Resolving Satellite Industry Disputes," ABA TIPS ADR Committee Newsletter, Spring 2011.

ADR Training

- American Bar Association 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, February 19-21, 2015.

- AAA/ICDR/ICC/ICSID 31st Annual Colloquium, New York, November 14, 2014.
- American Bar Association Section on Dispute Resolution 16th Annual Spring Conference, Miami, April 4, 2014.
- International Institute for Conflict Prevention and Resolution (CPR) 2014 Annual Meeting---“Changing the Way The World Resolves Conflict,” Charleston, February 20-22, 2014.
- International Center for Dispute Resolution (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.
- American Bar Association Section on Dispute Resolution 15th Annual Spring Conference, Chicago, April 3-6-2013.
- International Institute for Conflict Prevention and Resolution (CPR) 2013 Annual Meeting—“Taking the ‘A’ Out of ADR,” San Diego, January 17-19, 2013.
- American Bar Association Section on Dispute Resolution 14th Annual Spring Conference—Achieving Balance Through Civil Discourse, Washington, D.C., April 19-20, 2012.
- International Institute for Conflict Prevention and Resolution (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.
- International Center for Dispute Resolution – 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.
- American Bar Association 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.
- American Bar Association Section on Dispute Resolution 12th Annual Spring Conference, San Francisco, April 7-10, 2010.
- American Bar Association Section on Dispute Resolution 11th Annual Spring Conference. ADR: Building Bridges to a Better Society (ABA Course ID# 07661), New York, April 16-18, 2009.
- ICC International Court of Arbitration “Dispute Resolution in Aeronautics and Space,” Paris, February 5, 2009.
- American Bar Association Section on Dispute Resolution “A Comprehensive Training in Commercial Arbitration,” New York, February 22-24, 2007.

- International Center for Dispute Resolution “An International Commercial Arbitration and Mediation Conference,” with a Focus on Latin America, the Oil and Gas and Telecommunications Industries, Washington, D.C., November 15, 2006.