

Curriculum Vitae



Personal information

Surname(s) / First name(s) **Šekštelo Albertas**

Address(es) Viršupio sodų 4-oji, 12, Vilnius Lithuania

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Fax(es)

E-mail(s) albertas.sekstelo@motieka.com; albertas.sekstelo@gmail.com

Nationality(-ies) Lithuanian

Date of birth 14/8/1981

Gender Male

Work experience

Dates September, 2004 – February, 2006

Occupation or position held Lawyer

Name and address of employer NORDIA BAUBLYS & Partners law firm, Konstitucijos ave. 7 (21st floor), LT-09308 Vilnius, Lithuania

Type of business or sector Legal services

Dates February, 2006 – December, 2008

Occupation or position held Assistant to attorney-at-law

Name and address of employer NORDIA BAUBLYS & Partners law firm, Konstitucijos ave. 7 (21st floor), LT-09308 Vilnius, Lithuania

Type of business or sector Legal services

Dates December, 2008 – 5/10/2012

Occupation or position held Attorney-at-law (Advocate)

Name and address of employer NORDIA BAUBLYS & Partners law firm, Konstitucijos ave. 7 (27th floor), LT-09308 Vilnius, Lithuania

Type of business or sector Legal services

Dates 8/10/2012 by 14/9/2018

Occupation or position held Associate Partner

Name and address of employer TGS BALTIC (former TARK GRUNTE SUTKIENĖ Law firm, address Konstitucijos ave. 21A, LT-08130 Vilnius, Lithuania)

Dates 8/10/2018 by now

Occupation or position held Senior Associate

Name and address of employer Law firm Motieka & Audzevičius

Education and training

Dates September, 2000 – June, 2005

Title of qualification awarded Master's Degree in Law

Name and type of organisation providing education and training Vilnius University

Dates January, 2010 – 2011

Name and type of organisation providing education and training Queen Mary, University of London (post-graduate studies in International Commercial Arbitration (PGDip) with Distinction)

3/11/2010

Queen Mary, University of London

Chartered Institute of Arbitrators Award Writing Examination with a mark of 81%

Dates September, 2019 – up to date

Name and type of organisation providing education and training Queen Mary, University of London (Paris branch) LLM studies in International Dispute Resolution (pending)

Personal skills and competences

Mother tongue(s) Lithuanian language

Other language(s)

Self-assessment

Russian language^(*)

Understanding		Speaking		Writing
Listening	Reading	Spoken interaction	Spoken production	
C2	C2	C2	C2	C2

French language^(*)

B1	B2	B1	B1	A2
B2	B1	B2	B2	A2

Polish language^(*)

() Common European Framework of Reference (CEF) level*

English language ^()**

Listening	Reading	Writing	Speaking	Overall Band Score
7.0	7.5	6.5	6.0	7.0

*(**) International English Language Testing System (IELTS, 2010)*

Additional information:

Membership

A member of the working group drafting amendments to Lithuanian Law on Commercial Arbitration

An arbitrator listed in the Vilnius Court of Commercial Arbitration

A fellow of the Chartered Institute of Arbitrators (FCIArb), suspended subscription

A member of the Queen Mary University of London Alumni

A member of the LCIA (London Court of International Arbitration), suspended subscription

A member of the ICCA (International Council for Commercial Arbitration)

An individual observer of the European Law Institute

Publications

A co-author of articles about the Lithuanian arbitration law published in Getting the Deal Through - Arbitration 2008 and 2009 (contributing Editors Gerhard Wegen and Stephan Wilske)

Author of the publication "Application of the Interim Measures: Interplay between Courts and Arbitration and the Courts' Competence" (in Lithuanian), Justitia 2011 m. No 2(76)

Author of the publication "Application of the Interim Measures in Arbitration: Premises and Conditions" (in Lithuanian), Justitia 2012, No 1(77)

Author of the publication "Problems of the enforcement of an arbitral award – do we need a writ of execution" (in Lithuanian), Justitia, 2014, No. 79

Author of the publication "Arbitration and the Brussels I bis Regulation: Is Status Quo Retained? (in Lithuanian), Arbitration: Theory and Practice, Justitia, 2015, No. 1

Author of the publication “*Cartel Damage Claims* case: has the European Court of Justice acted reasonably in narrowing the scope of the arbitration clause” (in Lithuanian), *Arbitration: Theory and Practice, Justitia* 2016(2)

Author of the publication “Application of *Lis pendens* in the case law of the Court of Justice of the European Union” (in Lithuanian), *Justitia*, 2016, No. 80

Author of the publication “Mutual Recourse Claims of Joint and Several Co-Debtors” (in Lithuanian), *TEISĖS PROBLEMAS*, 2018, Nr. 2(96), ISSN 2351-6364(online)

Author of the publication “Is the Achmea Case a Predecessor of the Crisis of International Commercial Arbitration” (in Lithuanian), *Arbitration: Theory and Practice, Justitia* 2018(IV)

Author of the publication “A Prophecy of the Crisis of International Commercial Arbitration in Europe?” in Alexander J. Bělohávek, Naděžda Rozehnalová, eds., *Recognition and Enforcement of Arbitral Awards 2019, Czech & Central European Yearbook of Arbitration*

Author of the publication “To annul or not to annul – this is the question” *Teise.pro*, 03/05/2018

Author of the publication “Award vs. the arbitration clause – another interesting situation”, *Teise.pro*, 25/09/2018

Author of the publication “Pathological arbitration clause – to be or not to be”, *Teise.pro*, 16/10/2018

Author of the publication “Whether the Courts reasonably refused to apply interim measures when the arbitration has been commenced”, *Teise.pro*, 08/11/2018

Author of the publication “Companies’ bankruptcy risks or how the law is chasing the Z-Generation”, *Teise.pro*, 18/11/2018

Author of the publication “Constitutional Separation of Powers Principle or the gray page of the Lithuanian arbitration law”, *Teise.pro*, 26/11/2018

Author of the publication “Seven myths about the Prague rules”, *Teise.pro*, 7/12/2018

Author of the publication “Marrakech Migration Agreement – the beginning of new era of safe migration”, *Teise.pro*, 20/12/2018

Author of the publication “Lithuanian Supreme Court – challenge of the award does not preclude the

parties to refer the same dispute again to arbitration”, Teisé.pro, 2/1/2019

Author of the publication „Whether Arbitration will have its advantage in XXI age?”, Teisé.pro, 22/1/2019

Author of the publication “Corruption scandal of the judges and advocates – the presumption of innocence test failed”, Teisé.pro, 27/2/2019

Author of the publication “Imprisonment – a manifestly disproportionate sentence for defamation or Italian lessons to Lithuania”, Teisé.pro, 8/3/2019

Author of the publication “Divergency in the Conceil d’État lead to the breach of the European Convention on Human Rights – lessons to Lithuania”, Teise.pro, 30/5/2019

Author of the publication “Is it fair to return to the possibility to waive the agreement to arbitrate by litigating the dispute in the court?”, Teisé.pro, 20/8/2019

Author of the publication “Singapore Convention on Mediation – grounds for refusing to enforce”, Arbitration: Theory and Practice, Justitia 2019(V)

Author of the publication “Impact of Decisions of European Court of Human Rights on International Investment Arbitration”. In Alexander J. Bělohávek, Naděžda Rozehnalová, eds., Human Rights, Humanity and Sustainable Development from the International Law Perspective 2020, Czech & Central European Yearbook of International Law

Author of the publication “Application of the “Take-or-Pay” Clause in the Natural Gas Sale-Purchase Agreements under Lithuanian Law”, Arbitration: Theory and Practice, Justitia 2020(VI)

Author of the publication “Why *Ex Aequo et Bono* Cannot be Used Without Parties’ Express Agreement: a Comparative Analysis”, Arbitration: Theory and Practice, Justitia 2021(VII)

Author of the publication “Do Remote Hearings in International Commercial Arbitration Violate Right to be Heard and Article V(1)(d) of the New York Convention”, Arbitration: Theory and Practice, Justitia 2021(VII)

Speaker at conferences / lectures

Gave a lecture “Delivery of goods” at the Lithuanian Development Agency under the auspices of Swedish Trade Council during the seminar “Delivery conditions of the goods. Preparation of the products for export” in 2006

Albertas Šekštelo was reporting on application of interim measures of protection on 15/11/2011 at the conference “Arbitration day 2011: Relation of courts and arbitration in solving commercial

disputes”, that was organized by the Vilnius court of commercial arbitration in cooperation with Lithuanian Ministry of justice and the Lithuanian business confederation (ICC Lithuania)

Albertas Šekštelo gave a lecture “Protection of investment related to the natural gas sector reform” at the conference “Energy Independence Strategy 2020: purposes and legal ways to achieve them” under the auspices of Lithuanian branch of the European Law Students’ Association in 2012

Albertas Šekštelo was reporting on the topic “Grounds and Procedures for the Arbitrators’ Challenge in the New Law on Commercial Arbitration” at the conference “Arbitration Days 2012” held in Vilnius under the auspices of the Ministry of Justice and ICC Lietuva on 21/11/2012

Albertas Šekštelo was reporting on the topic “When the Emergency Arbitrator is necessary?” at the conference “Arbitration Days 2013 Effective Arbitration: practice and opportunities” held in Vilnius under the auspices of the ICC Lithuania on 24/10/2013

Albertas Šekštelo was reporting on the topic „State-to-State and Private Dispute Resolution Mechanisms under the WTO Documents“ at the International forum of WTO law held in Kaliningrad, Russian Federation, on 20/3/2014

Albertas Šekštelo was reporting on the topic „Experience of Functioning of the Free Economic Zones within the Republic of Lithuania“ at the International forum of the WTO law held in Kaliningrad Russian Federation on 20/3/2014

Albertas Šekštelo was reporting on the topic “Jurisdictional Overlap in WTO Dispute Settlement and Investment Arbitration” at the International conference of the WTO law held in Kaliningrad Russian Federation on 15/5/2014

Albertas Šekštelo was reporting on the topic “Confidentiality in Arbitration” at the arbitration conference held in Vilnius on 5/11/2014

Albertas Šekštelo was reporting on the topic “The Interim Measures Applicable Against the Debtors That Are Temporarily Living Abroad: Current Situation and Further Developments In the European Union” at the conference organized by B.I.T.A on 29/9/2016

Albertas Šekštelo was moderating the panel and reporting on the topic “Main features of the Arbitration reform in Lithuania” at the V Allerhand Dispute Resolution, Mediation and Arbitration Summit in Kraków Poland on 7/6/2018

Albertas Šekštelo was moderating a panel at the conference “Place of the alternative and supplementary health care in the Lithuanian health care system” held on 1/3/2019 and organized by the Ministry of Health of the Republic of Lithuania, Vilnius University and Ayurveda academy

Albertas Šekštelo was reporting on the topic “Challenges checking potential conflict of interests in arbitration” held on 9/11/2021 at the arbitration conference “Vilnius Arbitration Day 2021”

Albertas Šekštelo was reporting on the topic „Some Aspects of Jurisdictional Challenges in Lithuania in terms of the Respondents from Non-EU Countries at the 10/6/2022 International Conference „Current Challenges to Lithuanian and Ukrainian Legal Systems 2022“

Legislative activities

Albertas Šekštelo was involved in the working group that drafted the amended Law on Commercial Arbitration of the Republic of Lithuania. Albertas put considerable input into the draft not only at the drafting stage, but also throughout entire legislative process (drafting of the reply to the comments from the Government, Court, attending the meetings at the parliamentary committees, plenary sessions etc. Latter, Albertas was one of the members that was monitoring successful implementation of the Arbitration Law in Lithuania. Albertas even received the Certificate of Gratitude from the Minister of Justice for Albertas’ “sincere and responsible work in drafting the amendments to the commercial arbitration law, that will be very instrumental in implementing the significant changes in the litigation area”

Albertas Šekštelo also provided comments to amendments of the Law on Insolvency of the Republic of Lithuania in 2017-2018

Albertas Šekštelo also provided his comments to the draft Law on the alternative and supplementary health care of the Republic of Lithuania in 2018 and attends the legislative meetings related to the further consideration of the draft law

Landmark litigations and arbitrations

Co-represents larges Belorussian companies against the largest chemical producer in the world in four related arbitrations before International Arbitration Court at the Belarus ICC

Co-represents the Client against Russian entrepreneur regarding the purchase of a vessel in the arbitration before LCIA

Co-epresents large Lithuanian company regarding recognition and enforcement of the GAFTA Award in Denmark

Represented BAB bankas SNORAS in four cross-border civil cases against foreign banks Meind Bank AG, Julius Baer Bank AG, East-West United Bank S.A., offshore companies Multiasset SA and Melfa Group Ltd and BAB bankas SNORAS employee. Mentioned subjects are involved in a money embezzlement scheme that was used by BAB bankas SNORAS’s main shareholders to misappropriate funds belonging to BAB bankas SNORAS

Co-represented BAB bankas SNORAS before VIAC in the arbitration case against Austrian bank as the later may be involved in money embezzlement scheme that was used by BAB bankas

SNORAS's main shareholders to misappropriate funds belonging to BAB bankas SNORAS

Represented Italian company Gemmo SpA and its affiliates in the International Commercial Arbitration under the Arbitration Rules of the Vilnius Court of Commercial Arbitration (VCCA) against Vilnius municipality regarding the breach of the Partnership agreement with the Municipality, dispute value over 2 million EUR

Represented BAB ŪKIO BANKAS in the VCCA arbitration against insurers of the Bank under Director's and Officers Liability Insurance

Successfully co-represented AB KLAIPĖDOS NAFTA, one of the largest companies of energy resources logistics in the Baltic States, specialising in oil and gas industry, in the SCC arbitration against AS BMGS. Latvian construction company that built the Jetty of the LNG Terminal, claimed over 2,3 million EUR from AB Klaipėdos Nafta. The Arbitral Tribunal rejected BMGS' claims in entirety

Successfully represented Italian company Gemmo SpA and its affiliates in the International Commercial Arbitration under the Arbitration Rules of the Vilnius Court of Commercial Arbitration against Vilnius municipality regarding the Vilnius lightning project, dispute value over 80 million EUR