



## Matthew J. Weldon

### Partner

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## OVERVIEW

Matt is a globally recognized dual-qualified international arbitration practitioner. He is a New York lawyer as well as a solicitor in England & Wales, and his practice covers all aspects of international dispute resolution, including strategic counseling, lead counsel advocacy in arbitrations and transnational litigations, and advising on public international law and enforcement proceedings. He is a practice group coordinator of the firm's International Arbitration group and is consistently identified as a leader in his field, including by Chambers USA and *Best Lawyers*®. In Chambers USA (2022), client accolades included, "Matt is incredibly dedicated and resourceful," "well versed with dispute resolution procedures," and "his responsiveness is impressive." One client in Chambers USA (2023) noted, "Matt has the uncanny ability to pick up complex matters quickly."

Matt has represented sovereigns, multinationals, financial institutions, SOEs, and ultra-high-net-worth individuals across wide variety of disputes involving various issues and industries, including LNG, construction, foreign investment, mining, oil & gas, renewables, life sciences, licensing, manufacturing, space, distribution, finance, real estate, technology, maritime, and aviation. He has also served as an arbitrator. He has represented clients in arbitrations governed by all major rules, including those of the ICC, AAA, JAMS, ICDR, HKIAC, SIAC, SCC, LCIA, and ICSID, as well as the UNCITRAL Arbitration Rules. Matt's work is regularly featured in *Global Arbitration Review*, *Investment Arbitration Reporter*, *Mealey's International Arbitration Report*, and *Law360*.

## PROFESSIONAL / CIVIC ACTIVITIES

- Visiting Scholar, University of Oxford (2009)
- Advisory Board, Institute for Transnational Arbitration
- Board of Directors, New York International Arbitration Center
- Editorial Board, *ITA in Review* (2015-2021)
- Global Advisory Board, ICDR Y&I (2017-2019)
- Advisory Board, Lex:lead

## SPEAKING ENGAGEMENTS

- GAR Live: New York, 2023, A New Era of Enforcement for Award Creditors (2023)
- "US-German Post-M&A Disputes – A Moderated Discussion on Cross-Atlantic Perspectives," DIS@NYAW 2023
- Union Internationale des Avocats, Investor-State Disputes Arising from the Pandemic Webinar (2021)
- International Institute for Conflict Prevention & Resolution, India Supplement to the CRP Corporate Counsel Manual for Cross Border Dispute Resolution, New York (2019)
- How to Know and Understand Arbitrators from Chinese, Asian and Global Perspectives - CYAG / ICDR Y&I, Beijing (2017)
- ICDR Y&I Roundtable @ FDI Moot Regional Rounds, Seoul (2017)
- ICDR & ICDR Y&I Tertulia: Deliberating the Deliberations - The ICDR Miami International Arbitration Conference (2016)
- Oil & Gas Arbitration: A Primer on Dispute Resolution Clauses for Transactional Lawyers - ICDR / AIPN Dispute Resolution Conference, Calgary (2014)

## EDUCATION

- J.D., Benjamin N. Cardozo School of Law
- Certificate, University of Pennsylvania, (*Annenberg-Oxford Media Policy Summer Institute, University of Oxford*)
- M.A., Case Western Reserve University
- B.A., Case Western Reserve University

## ADMISSIONS

- Bar of New York
- Solicitor of the Senior Courts of England and Wales

## LANGUAGES

- French

## THOUGHT LEADERSHIP *POWERED BY HUB*

- 26 June 2023, US Supreme Court Opens New Path to Assist Foreign Award Creditors Seeking to Enforce Arbitral Awards
- June 2023, Arbitration World
- 18 November 2022 , Eastern District of New York Rules On Use of Section 1782 in Aid of ICSID Arbitration
- 20 October 2022, High Court of Australia to Hear Appeal on Recognition of ICSID Arbitral Award Against Spain in November 2022
- 28 March 2022, High Court of Australia Grants Special Leave to Appeal Decision Recognizing ICSID Arbitral Award Against Spain
- 21 January 2022, Pandemic-Related Investor-State Dispute Settlement - Part Three of a Three-Part Series
- 9 December 2021, Pandemic-Related Investor-State Dispute Settlement - Part Two of a Three-Part Series
- 2 December 2021, Pandemic-Related Investor-State Dispute Settlement - Part One of a Three-Part Series
- November 2021, Arbitration World
- 15 October 2020, Second Circuit Reaffirms That Section 1782 Discovery Is Not Available In Aid of Private International Arbitration, Deepening Circuit Split
- 14 April 2020, Arbitration World
- 13 November 2018, Daesang v. NutraSweet
- May 2017, Arbitration World

## OTHER PUBLICATIONS

- The Guide to M&A Arbitration: United States [Global Arbitration Review]
- How To Prep For Investor-State Disputes Related To COVID-19 [Law360]
- Corporate Counsel Manual for Cross-Border Dispute Resolution in India [CPR 2019]
- Using Anti-Suit Injunction to Enforce Arbitration Agreements [Law360]
- China's Belt & Road Initiative: A Conversation with Dr Gabriel Lentner on Investment Protection
- Suit Injunctions and Anti-Arbitration Injunctions in the US Enjoining Foreign Proceedings [Practical Law]
- The Year in Review (2015) [ABA Section of International Law and Practice]
- The International Comparative Legal Guide to: Litigation & Dispute Resolution 2014 (7th Edition)
- The Year in Review 2013 - An Annual Survey of International Legal Developments [ABA]

## NEWS & EVENTS

- 16 April 2024 , K&L Gates Once Again Recognized as a Leading International Arbitration Practice in GAR 100
- 19 September 2023, GAR Live New York - 11th Edition, Hosted by Global Arbitration Review
- 1 June 2023, K&L Gates Receives Firm, Individual Rankings in 2023 *Chambers USA* Guide
- 18 August 2022, More Than 350 K&L Gates Lawyers Named Among 2023 Best Lawyers in America, Ones to Watch
- 1 June 2022, K&L Gates Receives Firm, Individual Rankings in 2022 *Chambers USA* Guide
- 5 April and 7 April 2022, Understanding the Implications of the Russia-Ukraine Crisis
- 23 November 2021, Investor-State Disputes Arising from the Pandemic: Strategic Responses for Representatives of Investors and Host States, including Developing Countries, hosted by Union Internationale des Avocats / International Association of Lawyers
- August 2020, K&L Gates Lawyers Provide Insights on Impact of COVID-19 Across Various Industries
- 31 October 2016, K&L Gates Boosts International Arbitration Practice with Hire of New York Partner Pair

## MEDIA MENTIONS

- Mentioned, "EU Says €291M Arbitration Award Violates European Law," *Law360*, 3 June 2022
- Mentioned, "Romania Seeks Relief From Award After CJEU Ruling As It Appeals Sanctions," *Mealey's Litigation Procedure*, 1 April 2022
- Mentioned, "Spain fails to annul largest renewables award," *Global Arbitration Review*, 28 March 2022
- Mentioned, "Romania Requests Interpretation of 2013 Micula Award in Light of Ongoing US Enforcement Proceedings," *Investment Arbitration Reporter*, 7 March 2022
- Mentioned, "Panama faces billion-dollar claim over mining project," *Global Arbitration Review*, 6 October 2021
- Mentioned, "Law360 Names Attys Who Moved Up The Firm Ranks In Q2," *Law360*, 18 August 2021
- Mentioned, "Romania Says It Already Paid Swedish Food Investors' Award," Appellate *Law360*, *Food & Beverage Law360*, and *International Arbitration Law360*, 19 May 2021
- Mentioned, "Court Erred By Ruling Payment In Romania Didn't Satisfy Award, D.C. Circuit Told," *Mealey's Litigation Procedure*, 18 May 2021

## AREAS OF FOCUS

- International Arbitration

- Commercial Disputes
- Construction and Infrastructure
- Investor-State Arbitration
- IP Litigation
- Mergers and Acquisitions
- Mining and Metals
- Oil and Gas
- Technology Transactions and Sourcing

## REPRESENTATIVE EXPERIENCE

- Representing one of the largest European energy companies in US\$50 million ICDR arbitration seated in New York against a Japanese energy company relating to a long-term gas supply agreement, relating to an LNG liquefaction facility.
- Representing an American financial institution against a private equity fund in US\$30 million+ AAA arbitration seated in New York and governed by Delaware law over interpretation of an investments contract.
- Representing an Eastern European energy company in a very substantial ICC arbitration seated in New York concerning supply from an LNG liquefaction facility under a sales and purchase agreement.
- Representing one of the largest Chinese solar panel manufacturing companies in US\$45 million ICC arbitration seated in New York concerning a PV module supply agreement for a project in Latin America.
- Representing a global Indian pharmaceutical company in US\$450 million LCIA arbitration concerning a patent licensing agreement.
- Representing a Hong Kong company in trademark licensing dispute in JAMS arbitration seated in California with over US\$60 million in dispute.
- Representing the Government of Romania defending against the enforcement of an ICSID award in the US Court of Appeals for the DC Circuit (*Ioan Micula, et al. v. Government of Romania*, 20-7116), as well as in ICSID Case No. ARB/05/20 relating to Interpretation Application.
- Representing the Kingdom of Spain in the US District Court for the District of Columbia defending against NextEra's petition to enforce a €291 million ICSID arbitration award (*NextEra Global Holdings B.V., et al. v. Kingdom of Spain*, 19-cv-1618 (TSC) (D.D.C.)).
- Representing a Chinese company in significant M&A arbitration governed by HKIAC Arbitration Rules seated in Hong Kong and governed by Hong Kong law.
- Representing Petaquilla Minerals Ltd. in US\$1billion investment dispute against the Republic of Panama concerning the expropriation of a mining concession.

- Representing the Kingdom of Spain in the US District Court for the District of Columbia defending against Watkins's €77 million ICSID arbitration award (*Watkins Holdings S. R.L., et al. v. Kingdom of Spain*, 20-cv-1081 (TFH) (D.D.C.)).
- Representing AHG Industry GmbH & Co. KG in US\$1 billion ICSID arbitration against the Republic of Iraq (ICSID Case No. ARB/20/21) concerning the expropriation of a cement plant and pipe manufacturing plant.
- Representing a global power generation systems manufacturer against a project owner in two related ICC arbitrations seated in New York relating to multiple power plant construction projects in South America involving an aggregate of US\$100 million of claims.
- Representing a Brazilian construction conglomerate against its European partner in US\$75 million ICC arbitration seated in Paris over conduct related to a joint bid for airport concessions in Brazil.
- Representing a Chicago-based private equity fund's portfolio company in an earn-out dispute in AAA arbitration seated in New York.
- Representing Italy's Ministry of Economic Development in connection to US\$350 million ICSID arbitration under the Energy Charter Treaty concerning the denial of a concession application relating to an offshore oil & gas project.
- Representing a leading Taiwanese electronics manufacturing company against a Japanese multinational in US\$20 million UNCITRAL arbitration seated in New York concerning a patent licensing agreement.
- Representing a Japanese multinational in US\$300 SIAC arbitration seated in Singapore governed by New York law concerning the termination of a trademark licensing agreement.
- Representing a Taiwanese construction company in US\$20 million HKIAC arbitration against global general contractor relating to a power plant construction project in Taiwan.
- Representing an Indian media company in UNCITRAL investment dispute against Middle Eastern sovereign relating to concession agreement.
- Representing a Chinese SOE in US\$75 million ICDR arbitration seated in New York concerning JOA dispute in connection to an Indonesian oil & gas production-sharing contract.
- Representing European noteholders in seeking discovery in the United States in aid for foreign proceedings under 28 U.S.C. 1782 (*BlueBay, et al. v. Fitch Ratings, et al.*, 20-mc-233 (PKC) (S.D.N.Y.)).
- Representing a South American investors in US\$100 million UNCITRAL arbitration.
- Representing an Emirati oil & gas company against a leading American aviation company in US\$6 million ICDR arbitration in relation to the termination of an aircraft sales agreement.
- Representing a Brazilian oil & gas company against a Panamanian financial services company in US\$4 million ICC arbitration seated in New York relating to a financial services consulting agreement.
- Representing a Hong Kong investment fund against US investment advisor in US\$50 million ICDR arbitration seated in New York relating to an NDA.



- Representing an Israeli pension fund in US\$15 million AAA arbitration seated in New York concerning loss of investments.
- Representing an American construction company in US\$40 million Association of Arbitrators (Southern Africa) FIDIC Red Book arbitration seated in London concerning construction of a mine in Africa.
- Representing a Taiwanese pharmaceutical company in relation to AAA arbitration and the termination of a license agreement relating to drug development.
- Representing an Australian life sciences company in ICDR arbitration / mediation concerning termination of distribution and license agreement relating to development and distribution of OTC products.
- Representing an American technology company against Italian financial services company in US\$4 million LCIA arbitration relating to a credit agreement.
- Representing an Italian company in ICDR arbitration seated in New York concerning a patent licensing agreement.
- Representing SIMO Holdings, Inc. in dispute concerning patent infringement and obtained US\$8.2 million judgment (*SIMO Holdings Inc. v. uCloudlink Network Technology Limited*, 18-cv-5427 (JSR) (S.D.N.Y.)).
- Representing Sharp Corporation in dispute concerning unfair competition law (*Sharp Corp. v. Hisense Co., Ltd, et al.*, 17-cv-4381 (ALC) (S.D.N.Y.)).
- Representing an American airline in US\$10 million SIAC arbitration seated in Toronto concerning charter agreements, and in US\$97 million dispute with India involving US litigation and India-based settlement procedures.
- Representing an American government consulting company in US\$2 million AAA Commercial Rules arbitration concerning breach of a consulting agreement.
- Representing Lydia Scheck and Dieter Scheck in dispute concerning multibillion-dollar sovereign debt default and obtained first-of-their-kind favorable decisions related to the Hague Service Convention, the Foreign Sovereign Immunities Act, and post-judgment discovery against a sovereign (*Scheck v. Argentina*, 10-cv-5167 (TGP) (S.D.N.Y.)).
- Representing C=Holdings B.V. in dispute concerning Commodore trademark ownership dispute and obtained US\$1.2 million judgment (*C=Holdings B.V. v. Asiarim Corp., et al.*, 922 F.Supp.2d 223 (S.D.N.Y. 2013)).
- Representing an Austrian company in ICC arbitration concerning delivery of a turnkey plant in Egypt.
- Representing an African sovereign in multimillion-dollar investor-state ICSID arbitration concerning an annulment.
- Representing Schutte Bagclosures Inc. in dispute concerning trademark infringement (*Schutte v. Kwik Lok Corp.*, 48 F. Supp. 3d 675, 702 (S.D.N.Y. 2014)).

- Representing partner (Wilson) in private equity dispute concerning ownership and control rights of multibillion-dollar Brazilian companies, and partnership and contractual disputes (*Wilson v. Dantas, et al.*, 650915/2012 (Sup Ct, NY County)).
- Representing a foreign designer in copyright infringement action brought under the Berne Convention for the Protection of Literary and Artistic Works and prevailed on summary judgment (*MPD v. Urban Outfitters*, 12-cv-6501 (LTS) (S.D.N.Y.)).
- Representing an Indian conglomerate against a Japanese multinational in US\$30 million ICC arbitration seated in New York concerning a joint venture to develop a mining project in South America.