



Publications, Events, and Presentations

David Zaslowsky

Publications

- Editor, Blockchain Blog, Baker McKenzie (2018-present)
- Co-Editor, Baker McKenzie International Litigation & Arbitration Newsletter (2003-present)
- "Eleventh Circuit Ruling Widens Path to Arbitral Award Vacatur," Law360, 1 May 2023
- International Arbitration Yearbook (March 2023), co-author of U.S. Chapter
- "No Summons Needed To Confirm International Arbitration Award," New York Law Journal, January 25, 2023
- "How Extraordinary Is Extraordinary? Discretionary Limitations on Attachments," New York Law Journal, December 1, 2022
- "'Seat' Versus 'Sitting': Third-Party Testimony in International Arbitration," New York Law Journal, September 21, 2022
- "Supreme Court Holds That §1782 May Not Be Used in Aid of International Arbitration," New York Law Journal, June 6, 2022
- "You Don't Need Personal Jurisdiction to Decide Forum Non Conveniens," New York Law Journal, March 24, 2022
- "Disclosure Restrictions in International Arbitration: Whose Confidentiality Is It Anyway?," New York Law Journal, January 26, 2022
- "Waiving the Right To Challenge an Arbitration Award: A Comparative Approach," New York Law Journal, September 22, 2021
- "Bury That Witness Statement: Direct and Cross-Examination in International Arbitration," New York Law Journal, July 22, 2021
- "Service of Process Requirements Can be Less Rigid in Proceedings to Enforce Arbitration Awards," New York Law Journal, May 26, 2021
- "Remembrance of Things Past: Oral Testimony in International Arbitration," New York Law Journal, March 24, 2021



- "The Case for Distributing Draft Arbitration Awards," New York Law Journal, January 28, 2021
- "Establishing Personal Jurisdiction in Enforcing an International Arbitration Award," New York Law Journal, November 19, 2020
- "Playing Well Together in the International Arbitration Sandbox," New York Law Journal, September 23, 2020
- "What if a Party Refuses to Pay Its Share of the Arbitration Cost Advance?" New York Law Journal, July 22, 2020
- "A Tale of Two Arbitral Sites: International Disclosure Slowly Expands," New York Law Journal, May 27, 2020
- "3 Ways to Let Arbitrators Control International Arbitration Discovery," Law360, May 21, 2020
- Chapter 8, "Use of Section 1782 in Aid of Arbitration," in Obtaining Evidence for Use in International Tribunals Under U.S.C. § 1782 (Juris 2020)
- "Courts Do Not Always Defer to Arbitrators," New York Law Journal, March 25, 2020
- USMCA Restricts Access to International Arbitration, Baker McKenzie Client Alert, February 13, 2020
- "The Spaniards Address International Commercial Arbitration in the 21st Century," New York Law Journal, January 22, 2020
- "Have the Courts Opened the §1782 Door Wider?," New York Law Journal, November 20, 2019
- "Is There a Duty to Cross-Examine a Witness Statement?," New York Law Journal, September 25, 2019
- "Practical Tips for Drafting Effective Arbitration Clauses," Aeronautics & Defense Bullet, September 2019
- "International Litigation and Arbitration at the Supreme Court," New York Law Journal, June 24, 2019
- "The Persistent Black Swan: Manifest Disregard of the Law Continues to be Respected in NY Federal Courts," New York Law Journal, May 23, 2019
- "Competence-Competence: A Comparative Analysis," New York Law Journal, March 20, 2019
- "Fraud as a Defense Against the Enforcement of International Arbitral Awards," New York Law Journal, January 23, 2019
- "A Series Of 1st-Time Crypto Actions For The SEC," Law 360, December 17, 2018
- "Fine-Tuning Your Service of Process Clause" New York Law Journal, November 28, 2018



- "Where in the U.S. Can One Obtain Attachments in Aid of Foreign Arbitrations?" New York Law Journal, September 26, 2018
- "The Supreme Court's International Litigation Decisions," New York Law Journal, July 26, 2018
- "What to Expect When Litigating Smart Contract Disputes," Law 360, April 4, 2018
- "Investment Treaty Planning Should be on the Checklist for Every Foreign Investment Your Company Makes," Association of Corporate Counsel Spring 2018 Newsletter
- "Twenty-Five Practical Pointers for Getting Your Arbitral Award Paid," Association of Corporate Counsel Winter 2017 Newsletter
- "An Update on Enforcing ICSID Arbitration Awards," New York Law Journal, September 28, 2017
- "Enforcing Arbitral Awards Against Nonparties," New York Law Journal, March 22, 2017
- "Foreign Arbitral Awards: To Enforce or Not to Enforce," New York Law Journal, November 23, 2016
- "Doing Business With China: Is Your Arbitration Clause Worth The Paper on Which It Is Written?" Israel Institute of Commercial Arbitration Newsletter, Spring 2016
- "A Model Arbitration Subpoena," Law360, January 29, 2016
- "Awarding Costs in International Arbitration," New York Law Journal, January 28, 2016
- Co-editor, Baker & McKenzie International Litigation & Arbitration Newsletter (bi-monthly electronic newsletter)
- Case note, "Mobil Cerro v Venezuela," New York Dispute Resolution Lawyer, Fall 2015
- "Serving Process Abroad: Can You Do It by Email?," New York Law Journal, 23 November 2015
- "When Arbitrators Stray: Ex Parte Communications," New York Law Journal, September 25, 2015
- "A BIT of Confusion in Enforcing Investment Treaty Awards," New York Law Journal, July 23, 2015
- "More on the Fourth Arbitrator," New York Law Journal, May 28, 2015
- "Location, Location, Location: It Matters in Litigation Too," New York Law Journal, March 26, 2015
- "Judgment Enforcement Against Foreign Debtors," New York Law Journal, January 24, 2015
- "Refusing to Enforce Foreign Judgments," New York Law Journal, November 24, 2014



- "Avoiding Time Bar for Enforcing International Arbitral Awards," New York Law Journal, October 1, 2014
- "Revisiting Hot Issues in International Dispute Resolution," New York Law Journal, July 24, 2014
- "Awards of Interest in International Arbitration," New York Law Journal, May 22, 2014
- "Home Sweet Home and General Jurisdiction," New York Law Journal, March 20, 2014
- "SPEECH Act Strikes a Blow Against Libel Tourism," New York Law Journal, November 24, 2010
- "New York State vs. Federal Arbitration Procedure," New York Law Journal, September 23, 2010
- "Courts Award Sanctions for Unsuccessful Challenges to Arbitral Awards," InsideCounsel Magazine, August 5, 2010
- "The Conflict In Production of Documents From Abroad," New York Law Journal, July 22, 2010
- "Ways to Appeal Arbitral Awards," InsideCounsel Magazine, July 22, 2010
- "Tribunal Efficiency in International Arbitration," New York Law Journal, May 27, 2010
- "Use of Section 1782 in Aid of International Arbitration: The View from the Fifth Circuit," New York Dispute Resolution Lawyer (publication of the New York State Bar Association), Spring 2010
- World Arbitration & Mediation Review, International Arbitration Editor
- "Jurisdiction to Challenge International Arbitration Awards," New York Law Journal, March 25, 2010
- "Assessing Costs in International Arbitration," New York Law Journal, January 29, 2010
- "The Rise and Fall of Rule B Attachments," New York Law Journal, October 30, 2009
- "Grappling with Damages in International Arbitration," New York Law Journal, September 29, 2009
- "The Party Appointed Arbitrator Dialectic," New York Law Journal, July 29, 2009
- "Is There Finally a Backlash Against Rule B Attachments?" New York Law Journal, May 28, 2009
- "Recent Decisions Affecting International Arbitration," New York Law Journal, March 30, 2009
- "The Role of the Chairman In International Arbitration," New York Law Journal, January 30, 2009
- "The American Red Cross Copyright Dispute," Journal of Intellectual Property Law & Practice, 2008
- "In-House Counsel Privilege Around the World," New York Law Journal, November 24, 2008



- "Preliminary Remedies Under New York Law in Aid of International Arbitration," New York Law Journal, September 29, 2008
- "Use of Section 1782 in Aid of International Arbitration," New York Law Journal, July 28, 2008
- "International Arbitration: Witness Statements - Good Or Bad?" New York Law Journal, May 27, 2008
- "A Challenge by Any Other Name: The 'Gulf Petro' Case," New York Law Journal, April 7, 2008
- "Predictability In International Arbitration," New York Law Journal, January 30, 2008
- "Corruption in International Dispute Resolution," New York Law Journal, November 26, 2007
- "Disclosure of Conflicts by Arbitrators," New York Law Journal, September 27, 2007
- "Enforcing Arbitral Awards Against Sovereigns," New York Law Journal, July 30, 2007
- "Twenty-five Years of 'International Litigation,'" New York Law Journal, May 29, 2007
- "Cross-Examination in International Arbitration," New York Law Journal, March 26, 2007
- "Intel §1782: Discovery in International Arbitration," New York Law Journal, January 29, 2007
- "Not so Fast with that Forum Selection Clause," New York Law Journal, November 30, 2006
- "International Arbitration - Pitfalls for Participants," New York Law Journal, September 29, 2006
- "'Manifest Disregard' in International Arbitration," New York Law Journal, July 31, 2006
- "The Race to the Courthouse in the EU," New York Law Journal, 31 March 2006, p. 3, reprinted in GC New York, May 15, 2006
- "International Arbitration: Looking Back, Looking Ahead," New York Law Journal, January 30, 2006, p. 3
- "Enforcing International Arbitration Agreements," New York Law Journal, November 28, 2005, p. 3
- "Arbitration Against Foreign States - Enforcement of Awards," New York Law Journal, September 29, 2005, p. 3
- "Obtaining Evidence From Third Parties For Use in International Arbitration," New York Law Journal, July 25, 2005, p. 3
- "Criminal Proceedings in Civil Disputes Abroad," New York Law Journal, May 31, 2005, p. 3
- "Attaching Electronic Fund Transfers," New York Law Journal, March 28, 2005, p. 3



- "Forum Non Conveniens: Determining the Adequacy of an Alternative Forum," New York Law Journal, February 8, 2005, p. 3
- "The Supreme Court on International Discovery," New York Law Journal, July 29, 2004, p. 3
- "Cultural Predictability in International Arbitration," New York Law Journal, May 25, 2004, p. 3
- "Enforcing Multiple Damage Judgments in Europe," New York Law Journal, February 26, 2004, p. 3
- "Dispute Resolution Opportunities for Foreign Investors," New York Law Journal, January 30, 2004, p. 3
- "Post-Hearing Matters," International Arbitration Checklists (Juris Press 2003)
- "The Standard for Challenging Arbitration Awards," New York Law Journal, September 30, 2003, p. 3
- "International Arbitration in Brazil," New York Law Journal, August 6, 2003, p. 3
- "Supreme Court Narrows the Coverage of the Foreign Sovereign Immunities Act," New York Law Journal, June 9, 2003, p. 3
- "Global Jurisdiction," Project Finance International, April 30, 2003, p. 46
- "Jurisdiction To Enforce Arbitral Awards," New York Law Journal, April 30, 2003, p. 4
- "Jurisdiction Through The Internet," New York Law Journal, February 26, 2003, p. 4
- "Alien Tort Claims Act: How Far Will It Go?" New York Law Journal, January 2, 2003, p. 4
- "Corporations As Foreign Sovereigns: To Be Or Not To Be?" New York Law Journal, July 15, 2002, p. 4
- "Circuits Are Split On Review Of Arbitration," New York Law Journal, February 11, 2002, p. S8
- "Suing Foreign Governments For the September 11 Attacks," New York Law Journal, October 29, 2001, p. 1
- "Limiting Judicial Relief For Terrorism," New York Law Journal, August 1, 2001, p. 1
- Litigating International Commercial Disputes, Newman, Lawrence W. and D. Zaslowky, West 1996
- "Arbitrability of Statute of Limitation Defenses," New York Law Journal, November 27, 1996, p. 1
- "Foreign Sovereign Immunity: Recent Developments," New York Law Journal, January 17, 1996, p. 1
- "Defenses to Payment of Foreign Debt," New York Law Journal, October 31, 1995, p. 3



- "Extraterritorial Securities Jurisdiction: The Right Ingredients," New York Law Journal, May 31, 1995, p. 3
- "Special Considerations in Cases Involving Foreign Parties," Federal Civil Practice (New York State Bar Association, 1989; Supplement, 1993).
- "Transnational Litigation in U.S. Federal Courts," Kokusai Shoji Homu (Journal of the Japanese Institute of International Business Law), Vol. 21, Nos. 4, 5 & 6, 1993 (in Japanese)
- "Transnational Litigation in U.S. Federal Courts," Baker & McKenzie, 1989

Presentations

- "Blockchain Institute," New York City Bar Association, November 2022
- "Drafting Effective International Arbitration Clauses," EBN Law Firm, Tel Aviv Israel, November 14, 2022
- Justice Marie L. Garibaldi American Inn of Court for Alternative Dispute Resolution, "Considerations in Making Domestic Arbitrations More Economical and Efficient," November 10, 2022
- Client Seminar, "The Nuts and Bolts of Planning and Conducting an International Construction Arbitration," September 19, 2022
- American Law Institute, "Drafting Effective Arbitration Clauses: Anticipating Business Disputes and Avoiding Common Errors," November 23, 2021
- International Arbitration Club of New York, "The Practice of Distributing Draft Arbitration Awards," April 21, 2021
- "Debate: Can Section 1782 be Used in Aid of Commercial Arbitration?" New York International Arbitration Club, September 2020
- "Drafting Arbitration Clauses: Choosing Between Litigation and Arbitration and Tips for Drafting Effective Clauses," New York State Bar Association, webinar, June 23, 2020
- Juris Conferences, Third Annual Conference on Enforcement of Arbitration Awards, Boston, September 26, 2019
- "A Panel Discussion on Blockchain and Cryptocurrency 101: Its Impact on US and DR Markets," Dominicans on Wall Street, New York, September 12, 2019
- "The Advantages of International Arbitration," Global Offset and Countertrade Association Spring Conference, Lansdowne, Virginia, May 6, 2019



- ACC-NYC Ethics Marathon "Ethical Considerations in Pro Bono Representation," New York, April 9, 2019
- "Discovery in Aid of International Arbitration," City Bar Association Arbitration Committee, February 20, 2019
- "Security and Asset-Based Tokens - Where Crypto is Today," Herzog Fox & Neeman, Tel Aviv, Israel, January 29, 2019
- Houston Branch of ACC, "Blockchain and the Law," Houston, Texas, December 6, 2018
- "Use of Section 1782 in Arbitration," International Arbitration Club of New York, November 28, 2018
- "Assessing Judicial Support of Int'l Commercial Arbitration," New York International Arbitration Center, New York, October 31, 2018
- Global Fintech Webinar Series: Blockchain in Financial Services and Technology Sectors, May 10, 2018
- "How Arbitral Tribunals Resolve Complex Damages Questions," New York State Bar Association Dispute Resolution Section, April 26, 2018
- "Did it Just Get Harder to Enforce Foreign Judgments in New York?," International Arbitration Club of New York, March 19, 2018
- "Enforcement of Arbitral Awards," Juris Conferences, New York, September 28, 2017
- "Provisional Remedies in Aid of Arbitration," City Bar Association, New York, January 29, 2017
- Doing Business Globally, "Managing Disputes in a Flat World," New York, November 10, 2016
- "Enforcing an International Arbitration Award," Practising Law Institute, New York, New York, June 10, 2016
- "Report on Costs Awards in International Arbitration," United States Council for International Business, New York, New York, January 20, 2016
- "Getting Non-Party Evidence For Arbitration in the US: The New Model Arbitration Subpoena," New York International Arbitration Center, New York, New York, October 28, 2015
- "Fundamentals of International Practice," New York State Bar Association, New York, New York, May 12, 2015
- "Ethical Issues in Pro Bono," New Jersey State Bar Association, New Brunswick, New Jersey, October 21, 2014



- "Litigation and Arbitration in International Technology Business," Bloomberg BNA webinar, July 16, 2014
- "The Legal Issues Non-Domiciliaries Need to Consider for Successful Business Operations in Each Jurisdiction," International Section of the NYSBA/Israel Bar Association, Tel Aviv Israel, June 26, 2014
- Ethics Marathon, Association of Corporate Counsel (Greater New York), New York, New York, April 1, 2014
- "International Practice Boot Camp," New York State Bar Association/American Bar Association, New York, New York, April 1, 2014
- Joint ABA Section of International Law and Israel Bar Association Conference: Law & Business -- U.S./Israel/Global Relationships, "Intellectual Property and Dispute Resolution Update," Eilat, Israel, May 28, 2013.
- Association of Corporate Counsel/B&M Houston Office, "An Inside View of the ICC: The Nuts and Bolts of Surviving an International Arbitration," Houston Texas, May 21, 2013
- New York State Bar Association International Section's Global Law Week, "Cross-Border Litigation and Dispute Resolution," New York, New York, May 14, 2013
- Arbitration Academy, The Walt Disney Company, Burbank, California, May 8, 2013
- "Important Considerations in Drafting Dispute Resolution Clauses," Association of Corporate Counsel Newsletter, April 3, 2013
- Spring Meeting of the ABA Section of International Law, "Cross Border Litigation and Dispute Resolution," April 17 2012, New York, New York
- Roundtable Panel of New York City Bar and Bar of England and Wales, "Recent Developments in International Arbitration," April 16, 2012, New York, New York
- Israel-America Chamber of Commerce, "Are You Ready For Your Next International Arbitration"? June 2, 2011, Tel Aviv, Israel
- Israel Bar Association Annual Meeting, "What are the Limits? Ethics in Alternative Dispute Resolution for Arbitrators, Mediators and Counsel," May 31, 2011, Eilat, Israel
- New York State Bar Association, "Fundamentals of International Practice," May 10, 2011, New York, New York
- "The International and Domestic ADR: Legal Updates - New Initiatives and Clause Design for Corporate Counsel," International Centre for Dispute Resolution, November 11, 2010



- "Non-Party Discovery in Aid of Arbitration under the FAA and U.S. Discovery in Aid of Foreign and International Tribunals under Section 1782," International Law Weekend, Fordham Law School, October 22, 2010
- "Using International Arbitration to Resolve Disputes," Israel Bar Association, Foreign Affairs Committee, Tel Aviv, Israel, July 12, 2010
- "Management Decision to Settle Business Disputes: Arbitration vs. Litigation," Egypt-American Chamber of Commerce, Cairo, Egypt, July 7, 2010
- "Drafting Effective Dispute Resolution Clauses," Baker & McKenzie Breakfast Briefing Series, April 22, 2010
- "Business Arbitration: Addressing the Practical Concerns of In-House Counsel," City Bar Association, New York, New York, March 3, 2010
- "Attorney-Client Privilege Around the World," In-House CLE Seminar, Citibank, November 13, 2009
- "Resolving Global Disputes: Current Hot Topics in International Arbitration," Houston, Texas, October 28, 2009
- "Navigating the Global Current - Hot Topics in Transnational Law for In-House Counsel," WESFACCA International Law Program, White Plains, N.Y., September 23, 2009
- "Drafting Effective Dispute Resolution Clauses in International Transactions," InHouse CLE Seminar, Estee Lauder, April 29, 2009
- "Third Party Witnesses and Document Production in Arbitration," West Legal Education Center, September 19, 2008
- "Advanced Arbitrator Training," CPR International Institute for Conflict Prevention & Resolution, New York City, October 12, 2007
- International Business Arbitration, Practising Law Institute, New York City, March 26, 2007
- "Resolving Global Disputes: Are you Ready for Your Next International Arbitration?" Deloitte & Touche USA LLP, New York City, March 5, 2007
- "Drafting Effective Dispute Resolution Clauses for International Transactions," Baker & McKenzie Seminar, New York City, May 31, 2006
- International Business Litigation and Arbitration, Practising Law Institute, New York City, March 27, 2006
- "Obtaining Evidence from Third Parties for Use in Arbitration," International Chamber of Commerce International Dispute Resolution Conference, Charlottesville, Virginia, June 7, 2005



- International Business Litigation and Arbitration, Practicing Law Institute, New York City, March 28, 2005
- "International Litigation in U.S. Courts," Federal Judicial Center National Workshop for U.S. District Judges, Chicago IL., June 7, 2004
- "International Litigation Issues before the Supreme Court: An Overview," Chicago International Dispute Resolution Association, June 7, 2004
- "International Litigation in U.S. Courts," Federal Judicial Center National Workshop for U.S. District Judges, Philadelphia, PA., April 20, 2004
- "International Business Litigation and Arbitration," Practicing Law Institute, New York City, March 15, 2004
- "Recent Trends in U.S. Litigation," Client Conference, London, September 10, 2003
- "Alien Tort Claims Act Cases," New York State Bar Association, Commercial and Federal Litigation Section Spring Meeting, Hershey, PA, 16 - May 18, 2003
- "Obtaining Evidence Located in the U.S. for Use in Foreign Litigation: 28 U.S.C. § 1782," Practicing Law Institute, International Business Litigation and Arbitration, New York City, March 17, 2003