

Yan Kalish

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I am a dual-qualified commercial lawyer with particular experience in dispute resolution. My practice focuses on commercial and investment arbitration and international litigation. I represented clients before arbitral tribunals acting under the Rules of ICC, SCC, LCIA, SCAI, SIAC, VIAC, UNCITRAL etc. I also advise clients on complex cross-border litigations involving proceedings before the courts of the United States, Norway, British Virgin Islands, Cyprus and Russia. My experience covers matters i.a. governed by New York, Delaware, English, Swedish, Norwegian, German, BVI, Cypriot, Swiss, Bahamian, Panamanian, Vietnamese, French and Russian law. I have been a researcher in the field of political science with focus on Eurasian Integration. I also sit as arbitrator under the Rules of various institutions.

EDUCATION

Postgraduate education

Peoples' Friendship University of Russia 2018
Topic: "Eurasian integration: ideological grounds, political experience, challenges and perspectives"
Major: *Candidate of sciences (PhD)*

Higher education

Finance University under the Government September 2008 – 2013
of the Russian Federation, Law Department
Specialization: Civil Law

PROFESSIONAL EXPERIENCE

- Dyakin Gortsunyan & Partners, Partner January 2025 – present
- Rybalkin Gortsunyan Dyakin & Partners, Associate, Counsel September 2018 – December 2024
- Baker Botts L.L.P., Associate October 2016 – June 2018
- Quinn Emanuel Urquhart & Sullivan, Paralegal, Law Clerk, Associate 2012-2016
- VTB Capital, Legal Department, Trainee July – August 2011

PRACTICE AREAS

- Domestic and International Arbitration & Mediation
- Investor-State Arbitration
- Construction Arbitration and Litigation
- Energy and Resources
- Corporate Arbitration and Litigation
- Commercial Litigation

NOTABLE MATTERS

I advised Russian and foreign clients on several dozen litigations and arbitrations spanning across more than 30 jurisdictions. My selective experience is set out below.

- Represents a Singaporean entity in a SIAC arbitration against a Polish counterparty.
- Represents defendants against a massive conspiracy claim in a LCIA arbitration.
- Acts for one of the world's largest power engineering companies in a \$ multibillion SIAC arbitration – secured a winning Award granting the client more than \$500 mln and rejecting a \$ multibillion counterclaim against the client.

- Represents a Russian mining company in a \$ multimillion investment arbitration against the EU member state.
- Represents Russia's largest independent natural gas producer in a dispute arising out of a contract to reserve production capacity of turbochargers and turbine generators in a SIAC arbitration.
- Represented Renova Group and Viktor Vekselberg in a US\$1 billion commercial litigation case in the British Virgin Islands regarding a joint venture in respect of a domestic Russian electric power generation business. The dispute focuses on disagreements as to the terms of the joint venture and also involves claims of fraud, conspiracy and misrepresentation.
- Represented a conglomerate of claimants in multiple court proceedings in Cyprus.
- Represented Russian energy giant in bankruptcy proceedings in relation to the debt of an insolvent engineering group and subsidiary liability of beneficiaries and managers thereof.
- Advised European trading company in relation to LCIA proceedings and associated actions in a number of jurisdictions.
- Represented a prominent Russian businessman in a complex multiparty dispute involving a number of litigations and arbitrations in various jurisdictions. The dispute ended by a settlement on the terms favorable for the client. Coordinated a cross-border team in Moscow, London and New York to compose the complex settlement structure involving a dozen of commercial agreements under the UK, The US and Russian law.
- Represented a Russian company in a multimillion dispute with a Western contractor relating to construction of a unique high-tech plant in Russia in two parallel SCC and ICC arbitrations. The matter involved issues of scope and quality of works, liability for disruption of construction terms, return of advance payments, payments of penalties. The dispute was resolved by settlement on the terms favorable for the client.
- Acted for an entity of the top Russian billionaire in a major dispute over one of the largest social networks in Europe – VKontakte. The dispute involved several proceedings, including in London, U.S. and offshore jurisdictions.
- Represented one of the world's leading mining groups, against one of the core production enterprises of Russian metal industry in multimillion LCIA arbitration out of an iron ore supply contract. Eventually the debtor proposed to settle and agreed to pay all the client's claims, including principle debt, late payment interest and 100% of legal fees and arbitration costs.
- Acted for the participants of a multibillion joint venture managing major business in Russia and CIS in a complex corporate conflict regarding management of the JV and contractual obligations of the JV members. The dispute settled in a favorable outcome for the clients.
- Represented the Russian Chess Federation in a dispute with the Organizing Committee of the 2014 World Chess Olympiad in Tromsø (Norway) in connection with non-admission of the Russian women's team. As a result, the Russian team was admitted to compete and received official apologies from the organizers.
- Worked on several US\$ multibillion arbitrations and court proceedings in various jurisdictions arising out of a project to rebuild the Soviet-era Moskva hotel just off the Red Square.
- Represented a subsidiary of Group DF in proceedings in Russia regarding control over EMFESZ, a leading Hungarian gas trader with annual turnover of over \$1 billion, which were resolved in favor of the client.
- Acted for Sukhoi Civil Aircraft in U.S. court proceedings initiated by a U.S. contractor regarding development of interior design for Sukhoi Business Jet aircraft. After important victory on the opponents' injunction application, which allowed presentation of the aircraft at the MAKS air show, the claim was withdrawn.
- Acted for an international IT company against Saint Petersburg district prosecutor in relation to alleged employment law violations. Our defences made the claimant withdraw the claim.

ADMISSIONS

Admitted as a Solicitor in England & Wales, 2024

Admitted to practice in Russia, 2013

Advocate of the Moscow Region Bar, 2021

PROFESSIONAL AFFILIATIONS

- YSIAC Council – Member
- Chartered Institute of Arbitrators – Member
- ICC Russia Arbitration Commission – Member
- Chartered Institute of Arbitrators Young Members' Group Global Steering Committee
- Russian Arbitration Association 40 – Co-Chair
- CIArb Russian Chapter – Steering Committee
- TIAC45 at the Tashkent International Arbitration Center – Steering Committee
- Thought Leaders 4 FIRE CEE-CIS Committee – Founding Member
- Commission for development of Arbitration and alternative settlement mechanisms of the Moscow regional department of the Association of lawyers of Russia – Executive Secretary

RECOGNITION

- The Best Lawyers 2021-2022, ranked in Arbitration & Mediation, International Arbitration, and Litigation.
- The Russian Arbitrators Guide: Next Generation (2021) – recommended among the leading young arbitrators in the region.
- The Legal 500 "Arbitration Powerlist: CIS and Caucasus" - recommended among the leading arbitration experts of the region in 2020.
- The Russian Arbitration Association – ranked in Top-10 Russian Young Arbitration Lawyers (2019).
- Tashkent International Arbitration Centre (TIAC) – included in the Reserve Panel of Arbitrators.

LANGUAGES

Russian: Native

English: Fluent

Hebrew: Intermediate

French: Reading proficiency

Chinese: Basic knowledge (3rd Level HSK Certificate, 2012)

German: Basic knowledge

SELECTED PUBLICATIONS AND PRESENTATIONS

1. [New SIAC Rules: why it is important for Russian companies](#), Pravo.ru
2. [Neutrality and Efficiency: what the SIAC offers?](#), quoted by Pravo.ru, 28.06.2024.
3. International Arbitration in Singapore: Impartiality. Efficiency. Confidence.
4. [Привычная Азия и молодой Ближний Восток: где судиться российскому бизнесу](#), quoted by Pravo.ru, 05.06.2024.
5. [Top Uzbek court says sanctions don't bar payment of Russian award](#), quoted by Global Arbitration Review.
6. [Witness Selection for the Purposes of International Arbitration Proceedings: Practical Issues and Psychological Aspects](#), Arbitrazh and Civil Procedure. 2021. №12. P. 37-42.
7. [Tashkent International Arbitration Centre – Uzbekistan's new arbitral institution, 2021, GAR Asia-Pacific Arbitration Review 2022](#) (co-author).
8. [Witness selection for the purposes of international arbitration proceedings: practical issues and psychological aspects, 2021, Arbitrazh and Civil Procedure, No 12](#) (co-author).
9. [Arbitration of cross-border financial disputes relating to Islamic finance: nature, notions and distinctive features, 2021, Arbitration.ru Journal, No. 2 \(28\)](#) (co-author).
10. [International Arbitration in the Post-COVID Era, 2020, Arbitration Court Journal, No. 1/2 \(121/122\)](#).
11. [The Hague Convention on the Recognition and Enforcement of Foreign Judgments: a New Reality or an Old Tale?, 2019, Kommersant, No. 169](#) (co-author)
12. [Chinese courts will secure Hong Kong arbitration, September 2019, Arbitration.ru Journal, No. 12](#).
13. [About a choice of arbitrator in international arbitration, February 2019, Arbitration.ru Journal, No. 6](#).
14. Lecture "Arbitrability of disputes", [Summer Academy International arbitration in Russia and CIS by Russian Arbitration Center and LF Academy](#).
15. [The Economy of Trust as the Key Driver of Integration in Greater Eurasia, St. Petersburg International Economic Forum 2018, 26 May 2018, <http://tass.ru/pmef-2018/articles/5239601>](#).
16. [Challenges and perspectives of Eurasian Integration, Book, INFRA-M, 2017](#).
17. [Conversation on the Eurasian Law, Article, Eurasian Law Journal, No. 11\(66\), 2013](#).