

Anisha Sud

Partner

Trial and Global Disputes / International Arbitration and Litigation

Singapore: +65 6303 6068
asud@kslaw.com



Anisha is a partner in the Singapore office and a member of the firm's International Arbitration team. Focusing on the energy sector, Anisha represents clients in high-stakes international commercial and investment disputes involving long-term foreign investments, multi-party joint ventures, and government entities. Several of her commercial and investor-State arbitrations exceed USD 1 billion in dispute and form landmark international arbitration cases. She also advises pharmaceutical companies in disputes arising from collaboration agreements, foreign supplier relationships, and U.S. FDA actions. Legal 500 Asia-Pacific named Anisha as a "rising star" and "key lawyer" in the firm's "Tier 1" international arbitration team in 2022, and Law360 recognized her as a "Rising Star" in International Arbitration (one of five attorneys named worldwide) in 2021.

Anisha handles international disputes, with particular experience in matters involving LNG SPAs, production sharing contracts, concession agreements, price reviews, crude oil contamination, subsurface gas migration, reservoir characteristics, decommissioning, oil & gas infrastructure, *force majeure*, and take-or-pay obligations. She is fluent with the major arbitration rules, with repeated experience in arbitrations convened under the ICC, ICSID, LCIA, SIAC, and UNCITRAL Arbitration Rules. She works closely with technical experts on her matters and is well-versed in the technical and financial aspects of long-term investment projects and purchase and supply arrangements, in addition to their legal and contractual frameworks.

Anisha was seconded for several months between 2016-2017 to ConocoPhillips' corporate headquarters in Houston, Texas. During that time, she joined the company's arbitration team, and advised on its treaty and commercial arbitration matters.

Anisha received her Juris Doctor, *cum laude* from the University of Michigan Law School, where she was a Dean's Scholar, recipient of the Certificate of Merit in Evidence, and a Contributing Editor on the *Michigan Journal of Environmental and Administrative Law*. She also holds a Bachelor of Arts in Environmental Studies from McGill University where she received department honors.

Matters

Won an award for declaratory relief worth over US \$4 billion in an ICC arbitration on behalf of **two international oil majors** against a Southeast Asian government, arising out of a revenue-allocation

dispute under a gas service contract.

Won an award for declaratory relief worth approximately US\$ 9.5 billion on behalf of **Chevron Corporation** against Ecuador in an UNCITRAL international arbitration under the U.S.-Ecuador Bilateral Investment Treaty. This case concerns the fraudulent Lago Agrio environmental judgment issued by the Ecuadorian courts, resulting in precedent-setting awards in favor of Chevron, including a finding of denial of justice and treaty breaches by Ecuador's courts, as well as numerous interim measures awards ordering Ecuador to prevent enforcement of the court judgment.

Won an award for over US\$ 2 billion in damages on behalf of a **major Spanish energy company** against Egypt under a bilateral investment treaty concerning the failure to supply natural gas in a long-term supply agreement.

Won a \$360 million award for **Burlington Resources** in an ICSID arbitration against Ecuador, arising out of the expropriation of an oil concession and associated counterclaims for alleged environmental contamination.

Successfully represented **major international oil company** in UNCITRAL arbitration involving claims in excess of \$1.5 billion against the Government of India. We obtained a full dismissal of counterclaims against our client.

Won a favorable award for declaratory relief in an ICC expert arbitration on behalf of **Phillips 66** against PDVSA and one of its subsidiaries, arising out of the price protection mechanism in a long-term crude oil supply agreement for a Texas refinery.

Representing **Shell** in a multi-billion dollar ICSID arbitration against the Republic of the Philippines under the Netherlands-Philippines bilateral investment treaty concerning Shell's investment in the Malampaya gas-to-power project. We recently obtained provisional measures in favor of Shell.

Representing a **major Philippine conglomerate** in an SIAC arbitration against its Indonesian joint venture partner, arising out of a dispute over shares in a Dutch venture that owns and operates the major toll roads in and around Manila.

Representing an **Indonesian pipeline operator** in an HKIAC arbitration against a gas producer and a gas shipper, arising under an agreement for the transport of natural gas from an offshore Indonesian field.

Advising **Australia Pacific LNG (APLNG)** on an LNG SPA price review negotiation, with a multi-billion-dollar price differential in dispute.

Won an award for \$100 million LNG price review arbitration in Asia (and currently advising on seven active LNG price reviews in Asia);

Representing Chevron Corporation in a Zurich-seated ad hoc arbitration against the Government of Thailand concerning the decommissioning of offshore oil platforms.

Advising **major energy company** on contractual decommissioning obligations in Asia.

Advising major **U.S. energy company** in international environmental litigation in China.

Advised **major Japanese pharmaceutical company** in potential arbitration against American biotechnology company relating to the companies' collaboration for the development of products for the treatment of Alzheimer's disease.

Advised **major US pharmaceutical company** in potential ICC arbitration against Indian supplier relating to certain regulatory actions and the supplier's ability to meet manufacturing standards.

Credentials

EDUCATION

J.D., University of Michigan, cum laude

B.A., McGill University

ADMISSIONS

Texas

Recognition

"Rising Star" and "Key Lawyer" in International Arbitration

LEGAL 500 ASIA-PACIFIC, 2022

Rising Star in International Arbitration

LAW360, 2021

"Rising Star" and "Key Lawyer" in International Arbitration

LEGAL 500 ASIA-PACIFIC, 2021

Insights

ARTICLE

September 4, 2020 • Source: *Jus Mundi*

Arbitration Team of The Month (September) – King & Spalding

CLIENT ALERT

February 20, 2020

Coronavirus and Force Majeure Declarations – Energy Industry

NEWSLETTER

March 12, 2020

Energy Newsletter – March 2020

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Events

CONFERENCE

November 12, 2019

12th Annual King & Spalding Pharmaceutical University

News

IN THE NEWS

December 3, 2021 • Source: *Law360, Global Competition Review, Bloomberg Law, New York Law Journal, Law.com International, Global Arbitration Review, Daily Journal, The Deal,*

Intellectual Property Magazine, World Trademark Review, Commercial Dispute Resolution, Global Investigations Review, Le Monde du Droit, La Lettre des Juristes d’Affaires, Daily Report, The Oath, Houston Business Journal, The Texas Lawbook and Chicago Daily Bulletin
K&S elects 32 new partners and promotes 16 counsel across 16 cities

RECOGNITION

April 4, 2022

King & Spalding Named Top International Arbitration Practice Worldwide

January 13, 2022

King & Spalding Earns Multiple Top-Tier Rankings in Legal 500 Asia-Pacific 2022 Guide

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