

Tiffany N. Comprés, LL.M., FCIArb

Dual Board Certified Expert in International Arbitration and International Law

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Experience

FisherBroyles LLP

May 2020 – Present

Partner, International Disputes

- Represent clients before international arbitral tribunals, including the International Chamber of Commerce International Court of Arbitration (ICC), the International Centre for Dispute Resolution (ICDR), Fruit & Vegetable Dispute Resolution Corporation (DRC), Association of Food Industries, Inc. (AFI), Society of Maritime Arbitrators Rules (SMA), U.S. agencies such as the Federal Maritime Commission (FMC) and the United States Department of Agriculture (USDA), and other similar tribunals.
- Cases typically substantively concern the Shipping Act of 1984, the Carriage of Goods by Sea Act (COGSA), the Harter Act, the Perishable Agricultural Commodities Act (PACA), the U.N. Convention on Contracts for the International Sale of Goods (CISG), and other international laws and treaties.
- Serve as arbitrator for international commercial disputes, including expedited and complex, with the DRC and ICC.
- Key sectors served include the international distribution of goods, food, agriculture, energy, oil & gas, construction, and machinery industries.
- Handle all ancillary litigation related to international disputes, such as confirmation of foreign arbitral awards, 28 U.S.C. § 1782 discovery proceedings, Hague service, and parallel court proceedings in aid of arbitration.
- Advise on international risk management and prevention of disputes.

Shutts & Bowen LLP

Nov. 2018 – May 2020

Partner, International Disputes

- Represented clients before international arbitral tribunals, U.S. courts, and U.S. agencies in cases under the PACA, the CISG, U.S. law, and foreign law. Handled all ancillary litigation related to international arbitration proceedings, such as confirmation of foreign arbitral awards in Federal courts and parallel domestic court proceedings.
- Served as arbitrator for commercial arbitration disputes under the ICC and DRC.

Sandler, Travis & Rosenberg, P.A.

Dec. 2015 – Nov. 2018

Member of the Firm, International Disputes

- Represented clients from various industries before Federal courts, administrative courts, and international arbitral tribunals in cases with amounts in controversy ranging from \$1 million to \$20+ million, primarily under PACA and CISG. Handled all litigation related to international arbitration proceedings, such as confirmation of foreign arbitral awards in Federal courts. Liaised with European and South American counsel for country-specific legal issues as needed.
- Drafted and negotiated international distribution contracts, contracts under the CISG, and other international agreements.

Comprés + McCaffery, P.A.

Jan. 2013 – Jan. 2015

Founding Member

- Practice focused on the international agriculture industry, including PACA, international disputes, and cross-border agreements.

Proskauer Rose LLP

Dec. 2010 – Jan. 2013; May – Aug. 2008

Associate

- Researched and drafted memoranda of law on various arbitration and litigation cases with respect to matters such as conflict of laws in international arbitration, defective construction, broker fees, and real estate transactions.

Education

Georgetown University Law Center

Dec. 2009

Juris Doctor

Université de Paris I, Sorbonne Law School

May 2009

Master II (Master of Laws equivalent) in Droit et globalisation économique (international arbitration and litigation, trade)

Institut d'Études Politiques (Sciences Po)

May 2009

Master II (Master of Laws equivalent) in Droit et globalisation économique (most coursework in French)

University of Miami

June 2003

Bachelor of Arts

Selected Speaking Engagements

- *Just Not My Type!: Goods or Services in Interpreting CISG Contracts*, Annual MAA Int'l Commercial Law & Arbitration Conference, panelist, 25 March 2021
- Guest lecturer, University of Miami School of Law, on various CISG matters, 2020, 2021
- *ADR: Diversity & Inclusivity*, Int'l Centre for Alternative Dispute Resolution, panelist, 23 Dec. 2020
- *The Rise of ADR: Ensuring Access to Justice During the COVID-19 Crisis*, panelist, Dade County Bar Assoc., 26 May 2020
- *Can Force Majeure Save Your International Transactions?*, Organization for Women in Int'l Trade (OWIT), Webinar, 30 Apr. 2020
- *Surviving the Epidemic of Force Majeure Claims in International Contracts*, Florida Bar Int'l Law Section CLE Webinar, panelist focusing on civil law and international law aspects, 9 Apr. 2020
- *Intelligence about Arbitrators & the Future of Int'l Arbitration*, panelist, Florida Int'l Univ. and Shutts & Bowen LLP, 12 Nov. 2019, Miami, FL
- *Business Beyond Borders: Demystifying Trade with Europe & Latin America*, panelist, OWIT Int'l Conf., 24 Oct. 2019, Tampa, FL
- Various television interviews on *Metropolis*, Dominican Republic, discussing PACA, CISG, and international arbitration
- *Navigating Commercial Disputes in the U. S. & Managing Risk: Best Practices for Indian Attorneys in Arbitration & Litigation*, Indian Nat'l Bar Assoc. 69th Constitution Day Int'l Conference on Law & Policy Issues, 26 Nov. 2019, New Delhi, India
- *Conflictos Internacionales: Como beneficiarse de todas las herramientas y arbitraje*, 10 May 2019, S. Domingo, Dom. Rep.
- *Recognizing and Enforcing Foreign and Domestic Arbitral Awards and Settlement Agreements*, panelist, The World of Arbitration & Mediation in Latin America & the Caribbean Today First Annual Conference, 1 March 2019, Miami, Florida
- *Hot Topics in International Litigation*, panelist focusing on CISG law, iLaw Conference, 22 Feb. 2019, Miami, Florida
- *Improve Your Bottom Line with International Arbitration*, Fruit Logistica, 7 Feb. 2019, Berlin, Germany
- *Exportando a los Estados Unidos: Como beneficiarse de PACA, tratados internacionales, y arbitraje*, Santo Domingo and Santiago, Dominican Republic, 25-27 July 2018, sponsored by Exporta Calidad
- *International Arbitration in the Courts*, seminar for Paraguayan judges in conjunction with the University of Miami, 19 June 2018
- *International Arbitration for Food Importers*, Assoc. of Food Indus. Convention Resource Roundtable, 26 Apr. 2018
- *Exportación a los EEUU 2017: Trump, Ley de Modernización de la Inocuidad Alimentaria, y Otras Leyes Cruciales*, 13 Feb. 2017, sponsored by the Catalan Agrifood Exports Promotion Agency (Prodeca), Barcelona, Spain
- *International Arbitration: Everything You've Ever Wanted to Know but Were Afraid to Ask*, 1 Dec. 2016

Selected Publications, Awards, Memberships

- Fellow, Chartered Institute of Arbitrators
- Recognized as one of the top 1.4% of Florida Lawyers named to Florida Trend's Florida Legal Elite list for 2022
- SuperLawyers, Rising Star in International Law, 2018, 2019, 2020
- Global Development Committee, International Fresh Produce Association, 2022-2023
- Board Member, United Fresh, International Advisory Board, 2019-2021
- Member, Executive Committee of the ADR Section of the Florida Bar
- Member, International Law Certification Committee of the Florida Bar, 2019-2023
- Member, International Law Section, Florida Bar
- Member, ArbitralWomen
- Member, Rising Arbitrators Initiative
- Member, Mediators Beyond Borders International
- Member, NYCBA, Inter-America Affairs Committee, NYCBA Working Group for Report on Three Private International Law Treaties
- *Interviewing Tiffany N. Comprés on the United Nations Convention on Contracts for the International Sale of Goods (CISG) and Arbitration*, Young Arbitration Review, Yr. 10, Ed. 43, p 107-110 (2021)
- *Birds of a Feather: Do Wing Arbitrators Flock Together—Neutrally?*, The Int'l Lawyer, The Year in Review, Vol. 55 (2021)
- *Buying and Selling Produce Internationally – What You Need to Know*, Southeast Produce Weekly, 22 March 2017
- *The Death of Investment Treaty Arbitration for the U.S. and the EU: Tempest in the Making or Much Ado About Nothing?*, 18 International Law Quarterly, Fall 2017, vol. XXXIII, no. 3
- Legal Editor, *Southeast Produce Weekly* (southeastproduceweekly.com)
- *Labor of Love: Using International Labor Law to Achieve Human Rights for Women Sex Workers in the Dominican Republic*, Georgetown Journal of International Law 40 (Spring, 2009)

Languages

English

Native Speaker

Spanish

Native Speaker

French

Fluent

Italian

Proficient

Bar Admissions

- New York
- Florida (Board Certified Specialist in International Arbitration & Litigation, and in International Law)
- Southern District of Florida

Selected Representations as Counsel

- Representation of a U.S. manufacturer of oil re-refining technology as defendant in connection with an international dispute under ICC Arbitration Rules concerning the construction of an oil re-refining plant. The seat of arbitration was Miami, Florida, the applicable law was the CISG, UNIDROIT, and U.S. law. Reduced defendant client's liability from over \$20 million to \$1.5 million.
- Representation of a U.S. company against a Brazilian international conglomerate in an ICC arbitration over services provided on an energy project in the Dominican Republic. The seat of arbitration was Florida, the applicable law was Dominican Republic law. Initiated ancillary proceedings in support of arbitration in the state courts of Miami, Florida, and obtained a pre-judgment writ of garnishment over an affiliate of the respondent. Ultimately achieved a settlement for payment of the full sum owed in less than 60 days.
- Representation of international conglomerate against a Swiss ocean carrier regarding violations of the Shipping Act of 1984 with respect to demurrage charges, and in SMA arbitration regarding violations of the COGSA, violations of the Harter Act, and breach of contract with respect to failure to provide chassis, damage to product, and failure to deliver.
- Representation of a freight forwarder in SMA arbitration seated in London against a vessel owner concerning an alleged charter. Achieved a favorable settlement.
- Representation of defendant Argentinian and Canadian energy company in an ICDR arbitration against a U.S. provider of turbine enhancement technology. The applicable law was the CISG and Florida law.
- Representation of a U.S. distributor against a Uruguayan exporter of citrus in arbitration under the Fruit & Vegetable Dispute Resolution Corporation (DRC) Rules. The applicable law was PACA, and the sum in contention was approximately \$1.5 million USD. Achieved early settlement and preserved the business relationship.
- Representation of two of the largest Spanish producers of clementines against a high-profile American distributor in a dispute in Federal court under PACA and the CISG; negotiation of a favorable settlement early in the case, including a contract for continuing work the following year between the Defendant and one of the Plaintiffs.

Selected Appointments as Arbitrator

- Sole arbitrator in an international arbitration under the ICC Expedited Rules between an Ecuadorian company and a Chinese company over a multi-million-dollar banana deal. The applicable law was the CISG, the seat of the arbitration was Miami, Florida, and the language of the arbitration was English. Case also involved interpretation of a tiered arbitration clause resulting in a partial award of jurisdiction.
- Sole arbitrator in an international arbitration under the ICC Rules between a Panamanian subsidiary of a multinational conglomerate and a U.S. distributor. The applicable law was Florida law, the seat of the arbitration was Miami, Florida, and the language of the arbitration was English. Rendered a partial award on a hotly contested jurisdictional issue.
- Sole arbitrator in an international arbitration under the DRC Rules between a Canadian importer and a Mexican exporter. The applicable law was Canadian law, the seat of the arbitration was Ottawa, Canada, and the language of the arbitration was Spanish, the award was rendered in Spanish.
- Sole arbitrator in an international arbitration under the DRC Expedited Arbitration Rules between a U.S. company and a Canadian company. The seat of the arbitration was Ottawa, Canada, and the language of the arbitration was English.
- Sole arbitrator in an international arbitration under the DRC Rules between a Spanish seller and Canadian buyer. The applicable law was the CISG, the seat of the arbitration was Ottawa, Canada, and the language of the arbitration was English. The case turned on the interpretation of an Incoterm.

