



Miriam K. Harwood

Partner and Chair, International Arbitration
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Practice Focus

- International
Dispute Resolution

Education

- Fordham University School of Law, J.D., *Fordham International Law Journal*, Research and Writing Editor
- Barnard College, Columbia University, B.A., *cum laude*

Admissions

- New York

Miriam Harwood is a partner at Katten Muchin Rosenman LLP, based in New York, and chair of the firm's international arbitration practice. With a career spanning three decades, she has represented corporate and governmental clients in a broad array of cases, in the U.S. and internationally. She is widely known for her representation of sovereign states in international arbitrations, in investment treaty and commercial disputes.

Miriam has served as lead counsel in dozens of international arbitrations, including at the International Centre for Settlement of Investment Disputes (ICSID), the International Court of Arbitration (ICC), the Permanent Court of Arbitration (PCA), the Stockholm Chamber of Commerce (SCC) and under the rules of the United Nations Commission on International Trade and Law (UNCITRAL).

In addition to international arbitration, Miriam has practiced commercial litigation in U.S. courts, including contract disputes, bankruptcy, intellectual property, enforcement of arbitral awards, and matters involving international law and sovereign immunity.

Miriam is recognized as a leading practitioner for International Arbitration in the Chambers Global and Chambers USA rankings of the world's most elite counsel in the field. She has also been recognized for her work by Who's Who Legal, Legal 500 USA, Legal 500 Latin America, Global Arbitration Review, and many others.

REPRESENTATIVE EXPERIENCE

- Represented Turkmenistan in over a dozen ICSID arbitrations and other cases under ICC, SCC and UNCITRAL/PCA rules, involving claims under bilateral investment treaties with Turkey, Russia, Germany and the United Kingdom, and in contract disputes, including billion-dollar claims regarding telecommunications, mining, construction, infrastructure and agriculture projects.
- Represented Venezuela and its state-owned oil company Petroleos de Venezuela, in over a dozen arbitrations and court proceedings involving disputes in the oil and gas, maritime and other industries, including a US\$30 billion arbitration brought by U.S. oil company ConocoPhillips and a US\$16 billion arbitration brought by ExxonMobil subsidiaries relating to oil projects in Venezuela. Achieved the largest-ever annulment in ICSID history, annulling the US\$1 billion award in *Mobil v. Venezuela*.
- Represented the Kingdom of Spain in an ICSID annulment proceeding, winning a historic annulment of a EUR 128 million Award in a dispute

regarding renewable energy regulations, and in multiple U.S. court proceedings relating to enforcement of arbitral awards.

- Represented Croatia in an ICSID arbitration brought by a German national in a dispute concerning ownership of real property allegedly purchased during the war of independence in the 1990s.
- Represented Romania in three ICSID arbitrations brought under the Energy Charter Treaty and intra-EU BITs in disputes regarding renewable energy regulations.
- Represented Kazakhstan in connection with cost recovery disputes with international oil companies operating major oil production projects under long-term production sharing agreements.
- Represented Albania and the state-owned oil company in an ICC arbitration brought by a Canadian company in a dispute concerning the operations of Albania's largest oilfield, including defeat of provisional measures at outset of case.
- Represented Kuwait in its first-ever ICSID arbitration, regarding a US\$1 billion highway and infrastructure construction project in Kuwait City, including defeat of provisional measures at outset of case.
- Represented Libya in an ICSID arbitration brought by an Austrian construction company, involving highway and infrastructure projects impacted by the 2011 Libyan revolution.
- Represented the Kingdom of Saudi Arabia in multiple international arbitrations arising out of the 2017 blockade of Qatar.

MEMBERSHIPS AND AFFILIATIONS

- Panel of Arbitrators, International Centre for Settlement of Investment Disputes
- Advisory Board, American Review of International Arbitration, Columbia University Law School
- Editorial Advisory Board, Law 360 International Arbitration
- American Society of International Law
- New York International Arbitration Center

RECOGNITIONS

- Chambers Global: International Arbitration
- Chambers USA: International Arbitration
- Who's Who Legal: Arbitration – USA: Arbitrator and Counsel, Global Leader
- Legal 500 USA: Dispute Resolution/International Arbitration
- Legal 500 Latin America

- Benchmark Litigation, Litigation Star, Top 250 Women in Litigation (2022, 2023)
- Crain's New York Business, Notable Women in Law (2022)
- Global Guide to Women Arbitrators *Compendium of Unicorns* (2022)
- Women in Business Law, Expert Guides, Commercial Arbitration (2022)
- New York Law Journal Distinguished Leaders (2020)
- Latinvex – Top 100 Female Lawyers for Latin America (2016-2020)

CLIENT COMMENTS AND TESTIMONIALS

“Miriam Harwood is my favorite lawyer of all time. She has the WOW factor and with her brilliant legal mind, when she talks, people stop and listen immediately.” (Legal 500 USA 2022)

“Miriam is fantastic and a leading light in international arbitration.” “Very knowledgeable and on top of the details.” (Chambers Global 2022)

“Miriam is extremely intelligent and understands complex arguments with ease. She is an outstanding legal thinker and provides insightful legal strategies.” (Chambers USA 2021)

Miriam is a formidable practitioner and is a lawyer that you will be afraid of when you have her on the other side.” “She is very well respected.” (Chambers USA 2021)

“She was absolutely outstanding under fire from the other side and she had a mastery of the facts.” (Chambers USA 2020)

“Words don’t do justice to the ability of Miriam Harwood — she continually delivers and has an ethic that strives for excellence.” (Legal 500 USA 2020)

“Thorough and careful, as well as forceful in pursuing issues she judges of merit...excellent ability to cut through challenges and make a case clearly and concisely while under great pressure.” (Lawyers of Distinction; Legal 500)

LECTURES AND TRAINING PROGRAMS

Regularly lectures at professional conferences and training programs around the world about topics of international law and arbitration, including:

- Guest lecturer on international arbitration, Columbia University Law School, April 2024.
- Faculty, Columbia University Law School Executive Training Program for Government Officials on International Arbitration and Investment Treaties: taught annual courses on international law and arbitration, investment treaties, and quantification of damages, 2017-2020.

- Faculty, International Law Institute: taught annual courses for government officials on expropriation, damages and international standards of liability, Washington, D.C., 2011-2015

SPEAKING ENGAGEMENTS

- 9th Annual Sarajevo Arbitration Day, Speaker, *Should Western Balkan Countries Withdraw from the Energy Charter Treaty?*, Sarajevo, Bosnia, November 8, 2023
- Juris Conference, 17th Annual Investment Treaty Arbitration Symposium, Speaker, *Investor-state mediation*, Washington, D.C. October 12, 2023
- Gar Live, Speaker, *A new era of enforcement*, New York, September 19, 2023
- Paris Arbitration Week, Speaker, *News From Across the Pond: Recent Vital Developments in US Arbitration*, March 30, 2023
- Paris Arbitration Week, Speaker, NERA Conference: *Economic Harm: Advanced Topics for Lost Profit and Lost Business Value*, March 29, 2023
- Columbia Law School, International Arbitration Association, *Navigating Third-Party Funding in International Arbitration*, March 23, 2023
- New York International Arbitration Center, Speaker, *Damages and Quantum Experts in International Arbitration*, New York, January 18, 2023
- Juris Conferences, 16th Annual Conference on Investment Treaty Arbitration, Speaker, *UNCITRAL Working Group Proposals on Arbitrator Conflict Rules*, Washington, D.C., October 14, 2022
- 10th Annual Investment Treaty Arbitration Conference, hosted by the Czech Republic Ministry of Finance, Speaker, *Attribution of Harm*, Prague, October 2020
- Juris Conferences, 14th Annual Conference on Investment Treaty Arbitration, Speaker, *Security for Costs*, Washington, D.C., June 2020
- 9th Annual Investment Treaty Arbitration Conference, hosted by the Czech Republic Ministry of Finance, Speaker, *The Perennial Problem of Legitimate Expectations*, Prague, October 2019
- Juris Conferences, 13th Annual Conference on Investment Treaty Arbitration, Speaker, *Energy Charter Treaty Arbitrations after Achmea*, Washington, D.C, May 2019
- 8th Annual Investment Treaty Arbitration Conference, hosted by the Czech Republic Ministry of Finance, Speaker, *Issues Faced by Respondent States*, Prague, October 2018
- 7th Annual Investment Treaty Arbitration Conference, hosted by the Czech Republic Ministry of Finance, Speaker, *New Trends in Expropriation – Do Tribunals Interpret Treaties Too Extensively?* Prague, October 2017

- Global Arbitration Review, GAR Live, Speaker, *The Year in Review: Developments in International Arbitration*, New York, September 2017
- Columbia Law School, Center on Sustainable Investment (CCSI), Speaker, *International Investment Agreements: Treaty Protections and Domestic Law*, New York, February 2017
- 6th Annual Investment Treaty Arbitration Conference, hosted by the Czech Republic Ministry of Finance, Speaker, *Role and Effects of Local Law and Court Decisions*, Prague, October 2016
- Young ICCA Skills Training Workshop, Tirana, Albania, September 2016
- University of Houston Law Center, Third Annual Houston Conference on Oil and Gas Investment, Speaker, *Transnational Law on Environmental Liability*, Houston, Texas, September 2016
- Juris Conferences, Fifth Annual Conference on Damages in International Arbitration, Speaker, *Law and Finance in Investment Arbitration Awards*, Washington, D.C., September 2016
- Global Arbitration Review, GAR Live, Speaker, *Post-Brexit Opportunities for International Arbitration*, New York, September 2016
- 5th Annual Investment Treaty Arbitration Conference, hosted by the Czech Republic Ministry of Finance, Speaker, *Damages Workshop: Legal and Economic Principles for Quantification of Damages*, Prague, October 2015
- International Law Institute, Faculty, *Expropriation and Compensation in International Arbitration*, Washington, D.C., December 2014
- Juris Conferences, Third Annual Conference on Damages in International Arbitration, Speaker, *Burden of Proof and Evidentiary Standards for Damages*, New York, October 2014
- 4th Annual Investment Treaty Arbitration Conference, hosted by the Czech Republic Ministry of Finance, Speaker, Prague, October 2014
- Global Arbitration Review, GAR Live, Speaker, *The Year in Review: Developments in International Arbitration*, New York, September 2014
- Institute for Transnational Arbitration, ITA-IEL Joint Winter Forum, International Energy Arbitration, Speaker, *Energy Arbitrations with State Enterprises*, Houston, Texas, February 2014
- International Law Institute, Faculty, *Expropriation and Compensation in International Arbitration*, Washington, D.C., December 2013
- Juris Conferences, Second Annual Conference on Damages in International Arbitration, Speaker, *Perspectives on Advocacy*, Washington, D.C., November 2013
- 3rd Annual Investment Treaty Arbitration Conference, hosted by the Czech Republic Ministry of Finance, Speaker, Prague, October 2013

- Juris Conferences, 7th Annual Conference on Investment Treaty Arbitration, Speaker, *Calculating Damages in Energy Disputes*, Washington, D.C., April 2013
- Global Arbitration Review, GAR Live, Speaker, *Third-Party Funding in International Arbitration*, London, November 2012
- Juris Conferences, Damages in International Arbitration, Speaker, *Legal Principles and Burden of Proof for Damages*, New York, October 2012
- 2nd Annual Investment Treaty Arbitration Conference, hosted by the Czech Republic Ministry of Finance, Speaker, *Fair and Equitable Treatment Standards under Bilateral Investment Treaties*, Prague, October 2012
- International Law Institute, Faculty, Program on Investment Treaties and Investor State Arbitration, Washington, D.C., November 2011
- ABA Third Annual Conference on the Resolution of CIS-Related Business Disputes, Speaker, *States and State Entities as Parties to Arbitration*, Moscow, Russia, September 2011
- Juris Conferences, 5th Annual Conference on Investment Treaty Arbitration, Speaker, *The Future of ICSID Arbitrations*, Washington, D.C., April 2011
- Columbia Law School, Speaker, *Foreign Investors vs. Host States: Shifting Trends in Investment Arbitration*, November 2010
- American University Washington College of Law, Seventh Annual Seminar on International Commercial Arbitration: Speaker, *How to Handle Competition Issues*, Washington, D.C., October 2010

PUBLICATIONS

Advisory Board, *MANUAL ON UNIVERSAL CITATION IN INTERNATIONAL ARBITRATION* (Global Arbitration Review, 2018)

INVESTMENT TREATY ARBITRATION AND INTERNATIONAL LAW, Volume 14 (Meriam N. Al-Rashid, Kabir Duggal, Miriam Harwood, Todd J. Weiler and Rekha Rangachari) (Papers and Proceedings of the 12th Annual Juris Conference on Investment Treaty Arbitration) (2021)

INVESTMENT TREATY ARBITRATION AND INTERNATIONAL LAW, Volume 12 (Meriam N. Al-Rashid, Kabir Duggal, Miriam Harwood, Todd J. Weiler) (Papers and Proceedings of the 12th Annual Juris Conference on Investment Treaty Arbitration) (2019)

Conflicts of Interest, *HANDBOOK ON THIRD-PARTY FUNDING IN INTERNATIONAL ARBITRATION* (Nikolaus Pitkowitz, ed., November 2018)

Third-Party Funding in Investment Disputes, Chapter 16, *BUSINESS GUIDE TO TRADE AND INVESTMENT*, Vol 2 (October 2018)

Third-Party Funding: Security for Costs and Other Key Issues, in THE INVESTMENT TREATY ARBITRATION REVIEW (Bart Legum ed., 2nd Edition, 2017) (co-author)

Third-Party Funding: Security for Costs and Other Key Issues, in THE INVESTMENT TREATY ARBITRATION REVIEW (Bart Legum ed., 1st Edition, 2016) (co-author)

Investment Arbitration: Jurisdiction and Procedure, in THE INTERNATIONAL ARBITRATION REVIEW 1 (James H. Carter ed., 6th Edition, 2015) (co-author)

Calculating Damages in Energy Disputes, in INVESTMENT TREATY ARBITRATION AND INTERNATIONAL LAW, Volume 7 (Ian Laird, Borzu Sabahi, Frederic Sourgens, eds., 2014)

Jurisdiction and Procedure in Investment Arbitration – New Developments, in THE INTERNATIONAL ARBITRATION REVIEW 1 (James H. Carter ed., 5th Edition, 2014) (co-author)

Recent Trends in Investment Arbitration, in THE INTERNATIONAL ARBITRATION REVIEW 1 (James H. Carter ed., 4th Edition, 2013) (co-author)