

## JUAN PABLO GÓMEZ MORENO

Associate



### Bar admissions

Colombia

### Languages

Spanish, English, French  
(intermediate), Portuguese  
(intermediate), Korean (basic)

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## PROFESSIONAL PRACTICE

Juan Pablo Gómez's practice focuses on international commercial and investment arbitration. He has been involved in **over 30** complex and high-stakes disputes under a variety of rules and institutions such as the International Centre for Settlement of Investment Disputes (ICSID) and the International Chamber of Commerce (ICC). He has a track record of success representing clients ranging from multinational corporations to public companies and States, in several industries including construction, energy, mining, telecommunications, and transportation.

Juan Pablo has worked in both the public and private sector on dispute management and business practices. Before joining Adell & Merizalde, he served as counsel at Refinería Cartagena, Colombia's largest State-owned refining company, where he was involved in many challenging cases, including the largest ongoing ICC construction arbitration. Additionally, he worked at two leading law firms, advising clients on transactions and disputes related to some of the country's largest infrastructure projects.

He has been invited to participate as a speaker at several conferences and publishes regularly in academic journals. He is also an active member of the ICC Task Force on Disability Inclusion in International Arbitration and holds leadership positions in numerous arbitration-related interest groups. He works as an adjunct lecturer at Universidad de los Andes and Universidad El Bosque at both undergraduate and postgraduate levels, and also acts as research fellow for several international organizations and universities.

Juan Pablo keeps an active pro bono practice, advising individuals and NGOs on human rights litigation and good governance practices.

## EDUCATION

- Columbia University, Construction Management Specialization
- Universidad de los Andes, Master's Degree in Private Law
- Agencia Nacional de Defensa Jurídica del Estado, National Diploma in Legal Defense of the State
- Universidad de los Andes, International Business Law Specialization
- Geneva Center for International Dispute Settlement, Latin American Arbitration Course
- Universidad de los Andes, Law Degree
- Universidad de los Andes, Philosophy Degree, Minor in Ancient Studies

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## MEMBERSHIPS

- American Society of International Law (ASIL)
- Arbtech
- Chartered Institute of Arbitrators (Student Member)
- Colombian Very Young Arbitration Practitioners (COLVYAP)
- Cybersecurity in International Arbitration (CyberArb)
- Hong Kong International Arbitration Centre (HK45)
- ICC Commission on Arbitration & ADR
- Institute for Transnational Arbitration (Young ITA)
- ICDR Young & International (ICDR Y&I)
- International Centre for the Settlement of Investment Disputes (Young ICSID)
- ICC Young Arbitration and ADR Forum (ICC YAAF)
- International Council for Commercial Arbitration (Young ICCA)
- Latin American Arbitration Association (ALArb)
- London Court of International Arbitration (LCIA YIAG)
- Racial Equity for Arbitration Lawyers (REAL)
- Red de Arbitraje Juvenil de la Cámara de Comercio de Bogotá
- Singapore International Arbitration Centre (YSIAC)

## REPRESENTATIVE MATTERS

### INVESTMENT ARBITRATION (COUNSEL)

- Represents the Republic of Colombia in an ICSID arbitration initiated by a European investor concerning the building and maintenance of a public port.
- Represented the Republic of Guatemala in the negotiation of an ICSID award with an investor from the US in a case worth over US\$ 240 million concerning measures in the energy sector.
- Represented a European investor in an ICSID case against a South American country arising from regulatory measures of domestic authorities on the mining industry. Over US\$ 200 million in dispute.
- Represented a South American State and State-owned company in 2 potential ICSID disputes concerning investigations and sanctions imposed by domestic authorities. Over US\$4,5 billion in dispute.

### COMMERCIAL ARBITRATION (COUNSEL)

- Represented a South American State-owned company in an ICC arbitration against an EPC contractor for cost overruns and delays in the construction of a crude oil refinery. Over US\$ 5 billion in dispute.
- Represented a South American company in a multi-party and multi-contract international arbitration against a public entity concerning a large energy project in the region. Over US\$ 3 billion in dispute.

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- Represented a South American company in an international arbitration against a supplier from the region due to differences related to a contract to carry out technological developments.
- Represented a European power company in an ICC arbitration against South American enterprises arising from post-M&A disputes following the acquisition of a gas supply public entity.
- Represented South American State-owned companies in an ICC arbitration against an EPC contractor for the construction of a power production asset.
- Represented a South American public-owned oil & gas company in arbitrations and settlement proceedings with several contractors and subcontractors of a construction megaproject. Over US\$ 130 million in dispute.
- Represented a South American telecommunications company in a New York-based ICC arbitration against a Latin American State-agency for breach of a software management contract. Over US\$ 180 million in dispute.
- Represented a South American company in an international arbitration against a contractor from the region concerning an investment in an agroindustry business.
- Represented a South American public entity in an international arbitration against a European contractor regarding the supply of equipment for a natural resource's extractive enterprise. Over US\$ 100 million in dispute.
- Represented a South American group of engineering and construction companies in a dispute against a public entity regarding the construction and operation of a large highway project.
- Represented a European agroindustry company in an arbitral proceeding against a contractor regarding contractual breaches in several supply and distribution agreements.
- Represented a South American company in a complex corporate arbitration against a minority shareholder arising from alleged problems with a stock issuance operation.
- Represented a South American telecommunications company in an international arbitration against a Central American contractor concerning the installation of cable and mobile phone networks.

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- Represented a South American infrastructure company in an arbitration against a contractor in charge of the mechanical and electrical completion of a multimodal transport terminal.

## SELECTED PUBLICATIONS

- Co-author, "El requisito de legalidad de la inversión como espada y escudo de las medidas medioambientales en el marco del arbitraje inversionista-Estado", Revista Arbitraje Alumni, 2022.
- Author, "Confidentiality and the Legitimacy in International Commercial Arbitration", Romanian Arbitration Journal, 2022.
- Author, "Regulatory Capacity and Rationality of States to Protect Environmental and Public Health Under the SPS Agreement", International Trade Law Journal, 2022.
- Co-author, "Reglas del CIADI: Enmiendas de 2022", Revista Arbitrio, 2022.
- Author, "¿Recurso de anulación o tutela contra el laudo? Las ambigüedades de la causal de anulación del laudo por fallo en conciencia o equidad", Revista Colombiana de Derecho Procesal, 2022.
- Author, "Fear of Arbitration and Hope for Transition: Unfolding How Investment Arbitration Could Be in Contrast with Transitional Justice", Athena – Critical Inquiries in Law, Philosophy and Globalization, 2022.
- Author, "La tensión entre inversionistas extranjeros y comunidades locales en el arbitraje internacional de inversión relacionado con proyectos extractivos en América Latina", Revista Estudios Sociojurídicos, 2022.

## RECENT SPEAKING ENGAGEMENTS

- "Arbitraje internacional en el contexto de la transición energética mundial", Colombian Arbitration Week, Bogota, Colombia, septiembre 2022.
- "Ejecución de laudos en arbitrajes de inversión", LAF Arbitration Week: Arbitraje de inversiones, Law and Arbitration Forum, Lima, Perú, noviembre 2022.
- "Third party funding en la realidad latinoamericana", Arbitraje en Movimiento: La Nueva Era, Guatemalan Young Arbitrators, Ciudad de Guatemala, Guatemala, noviembre 2022.