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EDUCATIONAL BACKGROUND

Arthur P. Autea graduated with a Bachelor of Arts degree in Political Science (*cum laude*) in 1981 and a Bachelor of Laws degree in 1986 from the University of the Philippines.

GENERAL LAW PRACTICE EXPERIENCE

He was admitted to the Philippine Bar in 1987 and is a member of the Integrated Bar of the Philippines.

Since his admission to the Philippine Bar, Mr. Autea has fully devoted his time to dispute resolution and related practice areas.

He has been advising clients engaged in power generation, asset management, construction, banking, manufacturing, franchising, marketing, education, mining, hotel and resort industry, telecommunications and entertainment.

In litigation, he has handled cases involving civil law and commercial law disputes, construction disputes, criminal law and administrative law. He has also handled issues involving corporate and intra-corporate disputes, bank fraud and other commercial fraud, intellectual property, mass tort and class suits, product liability, insurance, applications for provisional remedies and interim relief, land titles and registration related cases, family law cases and a variety of civil and administrative cases.

COMMERCIAL ARBITRATION AND OTHER ALTERNATIVE DISPUTE RESOLUTION EXPERIENCE

In the field of arbitration, he has been involved in several international commercial arbitration cases, either as advocate or as arbitrator, involving issues on construction, franchise, international trade, banking and finance, investment, management, real estate and building safety, land development, hotel and resort industry, mining, energy, insurance, information technology, joint venture, production and sale of agricultural products, manufacturing and marketing of pharmaceutical products, sale and distribution of goods, online sale and distribution of branded products, and other classes of commercial disputes. He has handled cases under different rules of arbitration, such as the UNCITRAL Arbitration Rules, the Rules of Arbitration of the International Chamber

of Commerce, the Arbitration Rules of the Singapore International Arbitration Centre, the Administered Arbitration Rules of the Hong Kong International Arbitration Centre, the PDRCI (Philippine Dispute Resolution Center, Inc.) Rules of International Commercial Arbitration, the Rules of the Construction Industry Arbitration Commission of the Philippines, and the Arbitration Law of the Philippines. Some of the arbitration cases that he has been involved in are the following:

- Real estate dispute between a Hong Kong-based hotel chain and its contractor.
- Franchise dispute between a Malaysian franchisor of a California-based food chain against its licensee in the Philippines.
- Commercial dispute over a distributorship agreement involving the distribution of activated carbon worldwide between a Dutch distributor against a local manufacturer.
- Commercial dispute between an international hotel and resort management company and a local hotel chain.
- Dispute involving an international consortium involving a power transmission company against a local power distributor.
- Construction dispute between an Australian contractor and a local hydro power company.
- Construction dispute between a Dutch contractor and a local power generation company involving a wind farm project under the FIDIC (*Federacion Internationale Des Ingenieurs Conseil*) Conditions of Contract.
- Dispute between a New York-based multinational company and a local banking institution involving the sale of non-performing bank loans.
- Dispute between a global mining organization based in Australia and a conglomeration of local mining companies.
- Dispute between a mining company and a general contractor concerning core drilling operation.
- Dispute between a drug manufacturing company and its executive officer arising from a management contract.
- Dispute between a manufacturer of health and beauty products and distributor companies arising from their distributorship agreement.

- Dispute between a foreign corporation and a local company arising from their lease agreement and the safety facilities of the leased premises.
- Dispute over the management of a 76-hectare memorial park.
- Dispute in a construction arbitration between a contractor and a company engaged in the business of providing water, sewerage and sanitation, distribution services, pipeworks and management services, involving the company's seismic retrofitting work project.
- Dispute arising from land development works in a construction agreement.
- Dispute arising from sale of real estate and the development of a race track.
- Dispute arising from the construction of a bored pile foundation at a bridge project in Alilem, Ilocos Sur.
- Dispute under Swiss law between a Singapore company and a local company arising from the sale and delivery of chemicals [fully refrigerated anhydrous ammonia in bulk].
- Commercial dispute for enforcement of warranty in a wind farm project between a Dutch contractor and a local power generation company under the FIDIC (*Federacion Internationale Des Ingenieurs Conseil*) Conditions of Contract.
- Dispute arising from a contract for the survey, design, supply of materials/equipment and erection/installation and commissioning of a 230kV transmission backbone project.
- Dispute arising from the construction of a bored pile foundation works for bridges in connection with the Northrail Railways Project.
- Dispute arising from Banana Production and Purchase Agreements.
- Dispute arising from (1) contract for site development, (2) contract for roads and retaining slope.
- Dispute arising from the extension of a finance facility to a mineral exploration and development project.
- Dispute arising from the construction of multi-million peso residential house.

- Dispute arising from the construction of school buildings.
- Insurance dispute between a mutual development fund company and a pool of insurance companies.
- Dispute arising from twenty-five (25) construction contracts implemented province-wide involving improvement and rehabilitation of roads, and reconstruction of bridges.
- Dispute arising from a contract for the construction of a structural network for water supply.
- Dispute arising from a joint venture between a Japanese corporation and local Philippine corporation for the manufacture, assembly, marketing and export of automotive, motorcycle and stationary/traction batteries.
- Dispute arising from a Power Supply Agreement.
- Dispute arising from a contract for partial architectural works of an entertainment complex.
- Dispute arising from a contract for rental of formworks materials.
- Dispute arising from a contract to computerize, automate and re-engineer the information system of a national government agency.
- Dispute involving the determination of the nature of a contract, and its legal consequences, over real property formerly under foreign ownership and transferred to local ownership as an incident of re-acquisition of sovereignty upon the creation of the Philippine Republic.
- Dispute arising from a contract for the construction of transmission lines filed by an Indian company against a government-owned/controlled corporation for breach of contract consisting of failure to turn over project sites, failure to provide right of way and failure to provide accurate information in the project surveys.
- Dispute under Philippine law over a Sales and Marketing Support Services Agreement involving pharmaceutical products.
- Dispute arising from a contract to construct a maritime and offshore training facility.

- Dispute arising from a contract for rental of formworks equipment in the construction of a business process outsourcing office.
- Dispute arising from a contract for the supply of software for the full computerization of a treasury management system.
- Dispute arising from agreement for online sale and distribution of food supplements.
- Dispute arising from a contract for technical and professional services for the analysis, design, development, deployment, and pilot roll-out of medium-term information and communications technology harmonization initiative for higher education priority information systems.
- Dispute arising from a contract for supply and installation of interior walls at the podium level and residential level of a high-rise tower and a contract for the civil structural works of a mall complex.
- Dispute arising from a subcontract of structural and basic architectural works for a residential condominium building.
- Dispute arising from an agreement for the development of a water system and installation of distribution pipelines in a municipality.
- Dispute arising from a negotiated procurement for brokerage services, including documentation, handling, trucking and delivery of imported raw materials, spare parts, supplies, machineries and equipment for the mint and refinery operations and banknotes and securities printing requirements of a national bank.
- Dispute arising from a contract for the establishment of a distribution hub for the transportation of motorcycle units from manufacturing plant to warehouses for storage, warehousing, safekeeping and distribution.
- Dispute arising from a contract for the development and construction of a transport depot in a special economic zone.
- Dispute arising from a contract for plant expansion, civil, mechanical, and electrical works involving a factory for the manufacture of additives, admixtures and other specialty products.

- Dispute arising from a contract for the supply, delivery, installation, test and commissioning of forty-nine modular diesel generating sets and associated electrical equipment.
- Dispute arising from a contract for the construction of a hotel.
- Dispute arising from a contract for the supply and installation of architectural fit-out works of a 15-storey condominium building.
- Dispute arising from a dispute involving the exchange of shipping assets for shares of stock as part of a merger of shipping businesses.
- Dispute arising from a Delivery Service Agreement involved in online shopping platform.
- Dispute arising from hacking of bank account affecting several contracts involving multiple corporations for construction of cold storage facilities.
- Dispute arising from a contract for general renovations works of the common areas in a 44-storey commercial building.
- Dispute arising from a government contract for the improvement and widening of national roads in the Province of Leyte.
- Dispute arising from the construction of hotel rooms in a five-star hotel.
- Dispute arising from the development of a 26-hectare residential housing subdivision.
- Dispute arising from a contract for the implementation of a development media plan for Philippine tourism.
- Dispute arising from a contract for the engagement of services of aircraft charter.
- Dispute arising from a contract for the renovation of the third and fourth floors of a national government building used for overseas employment.
- Dispute arising from a contract for the construction of a 373-room beachfront hotel with a total area of 29,751 square meters.

- Dispute arising from a Power Supply Agreement for the supply of real and reactive power in the existing main grid and future inter-connection of several municipalities.
- Dispute arising from the construction of the display room of a multinational car manufacturer.
- Dispute arising from a contract for the supply of equipment and the construction of twenty-one prefabricated buildings for a 2,400 sow level farm.
- Dispute arising from the tax consequences of a construction project.

Mr. Autea has handled an arbitration-related case before the Philippine Supreme Court which set a significant jurisprudence in the enforcement of arbitration agreements. He has also handled a case before the Philippine Supreme Court which eventually set the prevailing rule on the issue of enforcement of arbitration clauses in a multi-party arbitration.

Mr. Autea is one of the founding members of the Philippine Dispute Resolution Center, Inc. (PDRCI) in 1996, in which he served as Secretary-General from July 1998 to June 2002. He has been a member of the PDRCI Board of Trustees since its founding in 1996 up to the present. He is also a member of the International Bar Association (IBA) and the Inter-Pacific Bar Association (IPBA). He has been accepted as a Member of the Chartered Institute of Arbitrators. He is also a member of the Board of Trustees of the Philippine Institute of Construction Arbitrators and Mediators (PICAM) and serving as its President for the year 2022-2023.

He teaches Remedial Law Review and Alternative Dispute Resolution in several law schools. He has been a bar reviewer on remedial law and alternative dispute resolution and he is also an active lecturer on ADR in Supreme Court-prescribed mandatory continuing legal education courses. Mr. Autea is the author of a textbook on commercial arbitration, *Notes and Cases on Commercial Arbitration under Philippine Law*, published by the University of the Philippines College of Law in 2012, which is widely used in several law schools. He is also a contributing author in various local and international books on commercial arbitration, the latest of which, copyright 2018, *The Developing World of Arbitration: A Comparative Study of Arbitration Reform in the Asia Pacific*, where he talked about Philippine arbitration reform on the world stage. The book was published by Hart Publishing in Oxford, United Kingdom, and Portland, Oregon, USA.

Mr. Autea is an accredited international commercial arbitrator of the PDRCI. He is also an accredited arbitrator of the Construction Industry Arbitration Commission (CIAC), the Intellectual Property Office (IPO), and the Wholesale Electricity Spot Market (WESM). He is also listed in the Panel of Arbitrators of the Shenzhen Court of International

Arbitration (also known as the “Shenzhen Arbitration Commission” and the “South China International Economic and Trade Arbitration Commission”). He was a participant in the APEC-sponsored Executive Education Project on Alternative Dispute Resolution in Osaka and Manila. He has attended numerous technical training workshops on international dispute resolution in the Asia-Pacific Region. He has been delivering lectures on dispute resolution since 1997, including the Supreme Court-mandated Mandatory Continuing Legal Education (MCLE) since 2001.

Mr. Autea is certified as DRBF¹ Trained in Dispute Board and FIDIC² Trained in Yellow Contracts 1999 and Pink Book 2010.

He is a graduate of the Third Pre-Judicature Program of the Supreme Court of the Philippines, finishing the course as the second highest in his class.

Before establishing his present law office, Mr. Autea was a Partner in a global law firm and served as a Senior Palace Executive at the Office of the President of the Philippines.

¹ Dispute Review Board Foundation

² *Federacion International Des Ingenieurs Conseils*