

## Flavio Peter

— Partner, LL.M., FCI Arb

### Professional practice

Flavio Peter is a partner with Peter&Kim in Zurich specializing in international and domestic arbitration and related litigation proceedings, including enforcement and attachment proceedings before local courts and setting aside proceedings before the Swiss Federal Supreme Court. Flavio primarily acts as party representative in disputes arising under construction contracts, international sales contracts, disputes concerning long term gas supply contracts, but also agency and distribution agreements, joint venture contracts, and post-M&A disputes.

Flavio regularly also sits as chairman, sole arbitrator or co-arbitrator and has gained vast experience as administrative secretary to arbitral tribunals in several international and domestic arbitration proceedings (conducted in accordance with the ICC Arbitration and ADR Rules, Swiss Rules, UNCITRAL Arbitration Rules, SCC Rules, VIAC Rules, DIS Rules as well as in ad hoc proceedings). During his career Flavio has acted in approx. 60 arbitrations under a variety of substantive laws, including in particular the laws of Switzerland, England and Wales, Turkey, Germany, Austria, Italy, Sweden, the US (e.g. Delaware and California), and of course under the CISG. Flavio is a member of the Swiss Arbitration Marketing Committee, member of the ICC Swiss Arbitration Commission, and a Fellow of the CI Arb.

### Career

- Partner, Peter & Kim, Zurich and Geneva (2021-current)
- Attorney-at-Law with Wenger & Vieli Ltd., Zurich (2012-2021)
- Trainee, Wenger & Vieli Ltd., Zurich (2010-2011)
- Internship with leading business law firm in Zurich and with a local district court in the Canton of Lucerne (2009)

### Education

- Master of Laws (LL.M.), University of California at Berkeley (2013-2014)
- Admitted to the Zurich Bar (2012)
- CDT, Certificat du Droit Transnational, University of Geneva (2008)
- MLaw, University of Lucerne (2008)
- BLaw, University of Lucerne (2006)

### Representative cases

- Counsel representing one of Europe's largest industrial groups in two parallel arbitrations (ICC and SCC) in relation to disputes concerning natural gas deliveries with an amount of USD>500 million and USD>250 million in dispute.
- Counsel in a USD>250 million dispute representing a large Turkish construction firm in a construction related JV dispute under the ICC Rules.
- Counsel in a USD>500 million dispute representing a mining conglomerate in an ICC arbitration concerning the building of a smelting facility.
- Lead counsel in a CHF 145 million arbitration under the Swiss Rules concerning sale and purchase of securities (under Liechtenstein/Austrian law).
- Lead counsel in setting aside proceedings before the Swiss Federal Supreme Court successfully defending an Award rendered under the Swiss Rules (BGE 147 III 379).



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### ADMISSIONS & COURTS

Zurich, Switzerland (2012)

### LANGUAGES

German, English, French, Italian

### NATIONALITIES

Swiss, Italian

### AREAS OF EXPERTISE

Arbitration  
Distribution/Agency  
International Sales  
Construction  
Mergers & Acquisitions  
Enforcement/Attachments

### INDUSTRY SECTORS

Aviation  
Commodities  
Construction & Engineering  
Energy  
Oil & Gas  
Pharmaceutical & Biotech  
Transportation

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### Professional associations

- Swiss Arbitration Association (ASA), member of the Marketing Committee
- ICC Swiss Commission of Arbitration, member
- CI Arb, Fellow of the Chartered Institute of Arbitrators
- AIJA, International Association of Young Lawyers
- Swiss Bar Association (SAV)

### Publications (selection)

- Commentary on Articles 389-399 of the Swiss Code of Civil Procedure (re. domestic arbitration), 4<sup>th</sup> ed., Basel 2024 (with Dr. Michael Mráz).
- Chapter 9: The Parties' Procedural Good Faith Obligations in Arbitration, Geisinger/Müller/Menaker/Pearson-Wenger (eds.), ASA Special Series no. 49: Good Faith in International Arbitration – Myth, Reality, Label ... or All of the Above, 2024 (forthcoming).
- The Myth of Partial Awards on Advances on Costs in International Commercial Arbitration in Switzerland under the Swiss Rules, 39 ASA Bull. 3/2021 (with Dr. Urs Weber-Stecher).
- The Swiss Federal Supreme Court's decision 4A\_332/2020 of 1 April 2021 and its considerations on Art. 14 Swiss Rules – if an allegedly biased arbitrator participated in the arbitration, but is replaced, should the arbitral tribunal in its new composition repeat the hearing? Lexology, 26 April 2021.
- Commentary on Articles 37-39 CISG, in: Brunner / Gottlieb (eds.), Commentary on the UN sales law (CISG), 2019

### Accolades/Ranking

- Lexology: Thought Leader (2024-2025), Lexology Index: Arbitration and Commercial Litigation (2025)
- Who's Who Legal: Global Leader – Arbitration (2022-2023)
- Who's Who Legal: Most Highly Recommended (non-partners section) (2021)
- Who's Who Legal: Future Leader (non-partners section) (2017-2021)

### Lectures and Speaking Engagements (selection)

- Moderator at Prague Arbitration Day 2025, Taking of Evidence and Document Production, Prague, March 2025
- Speaker at Istanbul Arbitration Days 2024, *Impact of International Sanctions on Arbitral Proceedings*, Istanbul, April 2024.
- Moderator and Host of Swiss Arbitration Innovation Conference, *Innovating Together: AI's Role in Shaping Arbitration's Current and Future Landscape*, Geneva, January 2024.
- Speaker at New Developments in International Commercial Arbitration 2022 conference, Review of the Recent Case Law of the Swiss Federal Supreme Court, Neuchâtel, 4 November 2022.
- Speaker at the ASA Winter Conference 2022, Obligations of the parties to act in "good faith" (from a procedural perspective), Geneva, 4 February 2022.

### QUOTES

#### According to clients and peers:

*"Flavio is a devoted and passionate practitioner"*

*"He is a hard-working individual who handles many arbitration cases in Switzerland"*

#### LEXOLOGY INDEX: Arbitration, 2025

*"Flavio is a highly skilled arbitrator"*

*"He is well regarded and highly active in the arbitration community"*

#### LEXOLOGY Thought Leaders - Arbitration, 2025

*"The next big arbitration lawyer in Switzerland"*

#### Who's Who Legal: Switzerland - Arbitration, 2023

*"Flavio is an excellent arbitration lawyer, who already has manifold experience in the field despite his young age"*

#### Who's Who Legal: Global Leader - Arbitration, 2022

#### GENEVA

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#### ZURICH

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