

CARLO MOSCA, LL.M

Commercial lawyer, arbitrator, mediator, ADR trainer and mediator assessor



Carlo Mosca is an Italian attorney, an arbitrator, a mediator and a trainer on ADR, and international business topics.

He has been working on ADR projects and promotion of mediation practice, in particular in Italy and the UK since 1994.

Married (1986), three children (1986, 1990, 1992).

He considers commercial arbitration and other ADR adjudicative processes as a valid alternative to litigations in most cases, especially in the international arena, provided it can offer the parties an effective avenue for quick, and competent solutions to their problems.

In respect of mediation, he sees it as a unique opportunity for the parties involved to definitely having “voice & choice”, and his intervention as mediator is focused on supporting the party decision-making process without undermining the basic principle of self-determination.

Background (Studies & Practice)

BA on classics, Treviso A. Canova High School (1976)

LLB, Bologna Un. Law School (1983)

LLM specialising in International Business Law, Queen’s Mary College, London Un., (2013)

A practicing lawyer (Treviso, Italy Bar) since 1983, specializing in international business law.

ADR Experience & Expertise

- Private practice:
 - o Arbitration practice: Sole arbitrator, and member of arbitral tribunal in domestic and international commercial cases (ICC included) (since 1995)
 - o Mediation practice: Mediator and co-mediator in commercial cases, in a large variety of cases, mostly of international profile, ranging from typical commercial (in part. supply contracts, construction and large works, insurance, investments, distribution contracts, partnerships, family business and joint ventures) to civil cases (since 1996)
 - o Other ADR Practice: served as expert on “Giurì della Proprietà Industriale” (1997)

- Mediator certifications & accreditations:
 - o IMI Certified Mediator

- ISCT – Institute for the Study of Conflict Transformation (Dayton, OH) (www.transformativemediation.org) Certified Transformative Mediator (Sep 2012)
 - CEDR (London, UK) (www.cedr.com) Accredited Mediator (Sep 1996)
 - ICBMC - Italy-China Business Mediation Centre, on panel (2004)
 - Accredited mediator, Ministry of Justice, Italy (since Mar 2011)
- Training and Assessments:
- Trainer on ADR for various organizations (especially in Italy and the UK) (since 1985)
 - Member of CEDR training faculty (1999-2007), and responsible for the Italian editions of CEDR's MST courses in Italy (1996-2004)
 - Member of MATA (UK) training faculty (2002-
 - ISCT qualified trainer for transformative mediators (since 2011)
 - ISCT Qualified Transformative Mediators' Assessor (Sep 2014)
- ADR Initiatives & Posts:
- Creator, and managing director Curia Mercatorum, Treviso, one of the first public mediation and arbitration Italian centers (www.curiamercatorum.com) (1995 through 2000)
 - Member of Mediation Experts panel with UNIONCAMERE, 1998-99
 - Member of Experts panel, SECI - South Europe Co-operation Initiative, Ljubljana arbitration and mediation project (2000)
 - Managing director, ADR Quadra (www.adrquadra.com) (since 2004)
 - Training director of ODM Triveneto (www.odmtriveneto.org/adcec-tre-venezie) a mediation initiative by the chartered accountants and tax advisors of north-eastern Italy association) (since 2010)
 - Member of the board of directors of ISCT – Institute for the Study of Conflict Transformation (Dayton, OH) (since 2014)
 - Co-editor with J. Folger (Temple Un., Philadelphia PA) of annual QUADRA conferences on transformative mediation (since 2012)
- Books and publications:
- "Risoluzione delle controversie" (*Conflict Resolution*) in F. BORTOLOTTI, C. MOSCA, *La nuova disciplina dell'agenzia commerciale* (The New Law on Commercial Agency), CEDAM, 1999;
 - "Mediazione" (*Mediation*) in "Arbitrato e sistemi alternativi di risoluzione delle controversie" (*Arbitration and Alternative Dispute Resolution Systems*), UTET, 2004;
 - *La mediazione ex decreto 28/10. Sua contestualizzazione nell'ambito del movimento ADR e profili critici* (Mediation under Decree 28/10. Its Place within the ADR Movement, and a Critical Analysis), Tiaki Publ, 2011;
 - Editor of the Italian edition of 2010 R.A.B. BUSH, J. FOLGER, D. DELLA NOCE (eds), *Transformative Mediation: The Sourcebook*, Giuffrè, 2015;
 - Editor of *La mediazione come strumento per la gestione dei conflitti. Il ruolo dei commercialisti* (Mediation as Conflict Management Tool. The Role of the Tax and Business Adviser), Tiaki Publ., 2016;
 - "Quadra e la pratica della mediazione trasformativa" in C. COLOMBO (ed), *Tecniche di mediazione. Vol 3: I modelli italiani*, Il Sole – 24 Ore ed., 2016;
 - "La mediazione trasformativa" in M. FERRARI, Z. PAGLIARA (eds), *Mediazione civile e tributaria a confronto*, Ad Maiora ed., 2016
 - *Orientamenti, strategie e 'tecniche' in mediazione* (Orientations, Strategies, and 'Techniques' in Mediation), (publ. exp. 2016)
 - other minor publications on ADR issues.

Main Practise Areas

- Direct Overseas Investments
- Constructions, Large Works
- JVs and Cultural Conflicts
- Distribution Contracts
- Insurance
- Aviation
- Employment Contracts
- Technology Licensing and IPRs (Trademarks, Patents, Design)
- Family Business

Memberships

ACR (Association for Conflict Resolution), ITAA (International Transactional Association), ICC Italy, AIA (Italian Arbitration Association).

Working Languages

Italian (native), English, French, Spanish.

Office: via Castagnole 20/m - I-31100 Treviso (Italy)
Ph. +39 0422 22690

fax +39 0422 23979
mobile +39 335 66 98 523
www.carlomosca.it
Email: c.mosca@lexmill.com
skype: carlo_mosca