



## Paul H Cohen

Year of call: 2011 (New York 1999)

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### Practice Summary

Paul Cohen is among the world's foremost international arbitration practitioners. He is also well-known for his international anti-bribery and fraud work. Paul heads the international group at 4-5 Gray's Inn Square Chambers. He is called to the Bars of New York and England and Wales. Paul practiced for many years with the late Arthur Marriott QC, one of the founding fathers of modern international arbitration. Paul got his start in international law working at the Prosecutor's Office of the International Criminal Tribunal for the Former Yugoslavia. A former speechwriter on the Clinton/Gore Presidential Campaign, Paul later worked on high-profile international cases with the late Ted Sorensen, John F Kennedy's legendary speechwriter and counsel.

Paul is particularly well known for his work in the energy, financial, and technology sectors. He has appeared in commercial disputes involving all the major arbitral institutions, as well as ad hoc arbitrations. He has represented both investors and host states in investment treaty disputes. Paul is often called upon to represent clients in highly complex cases in which clients feel concerned that their case might be lost in the minutiae. Paul's prior experience as an American-qualified trial lawyer has made him one of the counsel of choice for distilling difficult fact patterns to their essence. Clients have called him "riveting" and "quite simply unrivaled" in his presentation to arbitral tribunals.

Paul is one of the world's authorities on the topic of bribery in international investigations and disputes. He is the co-author of *International Corruption* (Sweet & Maxwell, 2nd ed 2018), the first books to address bribery and corruption from a multinational perspective.

Paul accepts appointments as arbitrator. He is a member of the Chartered Institute of Arbitrators. Paul accepts direct instruction from clients in cases as counsel.

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### International Arbitration

#### Representative Matters

- Investment treaty claim against Asian government in connection with petroleum resources
- Multi-billion dollar ad hoc arbitration contract claim involving lessees of commercial interests
- Defense of sovereign East Asian government in investment treaty arbitration against British and Saudi

bankers

- Offshore entity in arbitration enforcement proceedings in New York
- Silicon chip manufacturers in international disputes involving Singapore, Vietnam and China
- Aircraft manufacturer in dispute against European military purchaser
- International publishing company on anti-corruption compliance in international matters
- Defense of claim by parastatal entity against alternative energy concern
- Prosecution of claim by gas-to-liquids entity in Caribbean
- African offshore unitization claim
- Parallel commercial and investment treaty mining claim
- Fraud-related telecommunications claim by Brazilian entity against Italian entity
- Defence of claim by investor against African government
- Defence of claim by European pharmaceutical company against owner of rival entity
- Annulment proceeding for State against oilfield developer
- Defence of plastics manufacturer against acquirer of a plant in Brazil
- Claim by European oil company against seller of refinery
- International publishing company on anti-corruption compliance in international matters
- Defense of claim by parastatal entity against alternative energy concern
- Fraud-related telecommunications claim by Brazilian entity against Italian entity
- Defence of claim by investor against African government
- Defence of claim by European pharmaceutical company against owner of rival entity
- Annulment proceeding for State against oilfield developer

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## Commercial Litigation and Investigations

### Representative Matters

- Represented witnesses in largest US criminal tax fraud trial to date
- Internal investigation of major European insurance company in trade sanctions inquiry;
- Numerous clients in Foreign Corrupt Practices Act investigations (all resulting in non-prosecution or deferred prosecution)
- International financial institution in connection with a multi-agency money-laundering investigation
- Major cruise line in a criminal investigation involving alleged violations of US and international environmental law
- Leading financial institution in securities litigation stemming from the collapse of WorldCom
- Internal investigations of mutual fund companies in connection with regulatory inquiries into market timing and late trading
- Worldwide insurance and financial services company in criminal and regulatory investigations arising out of industry-wide bid-rigging revelations

## Memberships

- Co-Chair, International Task Force, Silicon Valley Arbitration and Mediation Center
  - Editor-in-Chief, Journal of Technology in International Arbitration
  - Editorial Board Member, Global Arbitration Review
  - New York City Bar, International Commercial Disputes Committee, Member
  - New York International Arbitration Center, Former Director
  - International Council for Commercial Arbitration (ICCA), Member
  - International Arbitration Club of New York, Member
  - International Bar Association, Member
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## Publications

- International Corruption (Sweet & Maxwell, 2010; 2nd Ed 2018)
  - Lead author, International Investigations in the United States, in Corporate Internal Investigations: an International Perspective (Oxford University Press, 2008, 2014)
  - The March of the Robots (Global Arbitration Review, February 2017) [also appearing as “Technology in Arbitration Disputes—the Practitioner’s Perspective” in Arbitration in the Digital Age, Cambridge University Press, December 2017]
  - BIT by Byte (Global Arbitration Review, November 2016)
  - Let’s not get left behind (Global Arbitration Review, August 2016)
  - Bytes and Prejudice: Technology as a means to address unconscious bias in arbitrators (Journal of Technology in International Arbitration, June 2015)
  - Rue Britannia (Global Arbitration Review, April 2014)
  - Public Harms, Moral Qualms, and Greasy Palms (Global Arbitration Review, May 2013)
  - Uk Bribery Act: don’t believe the hype (Global Arbitration Review, June 2011)
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## Court Admissions

- New York State
  - Southern District of New York
  - Eastern District of New York
  - United States Court of Appeals for the Fifth Circuit
  - Senior Courts of England and Wales
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## Education

### Columbia Law School

- Juris Doctor.
- Harlan Fiske Stone Scholar.
- Senior Editor, Human Rights Law Review.

### University of Paris (Panthéon-Sorbonne)

- Advanced studies in Private International Law.

### Harvard University

- Post-doctoral research fellow.

### Oxford University

- Doctorate in Political Science.
- Full scholarship from the UK Economic and Social Research Council.

### University of Pennsylvania

- Bachelor of Arts.
  - Summa cum laude; Phi Beta Kappa; Dean's List all years.
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## Citizenship

- United States
  - United Kingdom
  - France
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## Languages

- Fluent in French
  - conversant in Spanish and Russian
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## Prior Experience

- International Criminal Tribunal for the Former Yugoslavia,
  - Office of the Prosecutor Bill Clinton Presidential Campaign,
  - Speechwriter and policy advisor for Governor Bill Clinton and Senator Al Gore.
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## What the clients say

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*"A riveting speaker; tribunals pay attention"*

*"Incredibly creative in his thinking and presentation. Quite simply unrivaled as a big stage advocate for major arbitrations"*

*"A brilliant analytical mind wrapped up in an unassuming, user-friendly package"*

*"The man you want in your corner for the impossible case or the seemingly lost cause; he'll find an argument and make it count"*

*"A terrific writer and an even better oral advocate"*

*"Goes to the heart of the matter; finds the winning points and hammers them home"*

*"Utterly original" "Watching him work actually put a smile on my face"*

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