

CURRICULUM VITAE OF AXEL BUHR

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Professional Experience

2017–present	Partner at Gabriel Arbitration.
2009–2017	Member of the dispute resolution group of CMS Zurich.
2006–2009	Research and teaching assistant of Prof. Dr. Andreas Furrer and Prof. Dr. Daniel Girsberger, University of Lucerne.
2003–2005	Legal clerkship at the second instance courts of Constance (Germany).

Bar Admissions

2013	Switzerland
2005	Germany

Education

2006–2009	Ph.D. at University of Lucerne (Dr. iur.).
2003–2005	Legal clerkship at the second instance courts of Constance (Germany) and 2 nd State Exam (Germany).
1998–2003	Legal studies at the University of Heidelberg (Germany) and 1 st State Exam (Germany).

Arbitration and Dispute Resolution Experience

Sole arbitrator and member of the arbitral tribunal in institutional and ad-hoc proceedings

Counsel for parties in over 25 arbitration proceedings under Swiss, ICC, DIS, VIAC and ad hoc arbitration rules with places of arbitration in Switzerland, Germany, Austria, France, Romania, and the U.S.

Counsel for parties before Swiss courts in state court litigations, including arbitration-related proceedings (designation of arbitrators, interim measures, setting aside of awards, enforcement of awards, attachment of assets).

Distinctions

Lecturer, University of Lucerne (since 2010).

Who's Who Legal—Arbitration: Future Leaders guide, 2018: *"Axel Buhr is highly regarded for his advocacy skills and impresses peers with his 'compelling briefs and cogent presentation of the facts and the law'."*

Who's Who Legal—Arbitration: Future Leaders guide, 2020: *"Axel Buhr wins widespread praise from international sources thanks to his adept handling of international disputes under a range of arbitral rules including ICC, SCAI and VIAC."*

Who's Who Legal—Arbitration: Future Leaders guide, 2021: *"Axel is a rising star of the Swiss market." – "He provides a very detailed and thorough examination of the factual and technical issues." – "Axel is able to absorb and understand significant amounts of technical detail and its implications for the case." – "He is thoughtful in his approach and able to blend detail with the broader strategic approach to the arbitration."*

Who's Who Legal—Arbitration: Future Leaders guide, 2022: *"Axel is an excellent and very persuasive advocate." – "He is always committed to his client's case and interests."*

Who's Who Legal—Arbitration: Future Leaders guide, 2023: *"Axel is a sharp legal thinker and a thought leader on legal issues related to arbitration and private international law in Switzerland." – "He is a laser-focused practitioner who never loses sight of the client's goals." – "He is extremely quick and responsive in arbitration proceedings."*

Who's Who Legal—Arbitration: Future Leaders guide, 2024: *"Axel has a spectacular knowledge of both Swiss and international arbitration rules and procedures." – "He directs the legal argumentation as precisely as a surgeon wielding the dissecting knife."*

Arbitration and Dispute Resolution related Publications

Commentary on Articles 1–10, 13–32 of the Swiss Private International Law Act, in: Furrer, Girsberger, Rodriguez (eds.), *Handkommentar zum Schweizer Privatrecht, Internationales Privatrecht*, 4th ed., Zurich 2024 (Articles 25–32 with Dorothee Schramm).

No setting aside without reasoning, in: dRSK, 10 July 2023.

Commentary on Articles 183–185a of the Swiss Private International Law Act, in: Aebi-Müller, Müller (eds.), *Berner Kommentar zum Schweizer Privatrecht, Bundesgesetz über das Internationale Privatrecht (IPRG)*, Bern 2022.

Schweizer Verjährungsrecht, in: RIW 2022, p. 641–655 (with Johannes Landbrecht).

Arbitrators' independence after deliberations no longer required?, in: dRSK, 22 June 2022.

How to avoid the res judicata-"paradox", in: dRSK, 22 June 2020.

The Reform of Swiss International Arbitration Law has entered Home Stretch, in: ExpertGuides – Rising Stars 2019, p. 20–21 (with Johannes Landbrecht).

The Right to Be Heard – a Constitutional Guarantee of No Formal Nature, in: dRSK, 9 May 2019.

Award granting unlawful success fees upheld, in: dRSK, 27 September 2018.

Lura novit arbiter, in: dRSK, 13 February 2018 (with Simon Gabriel).

Interim awards on preliminary issues of jurisdiction are not subject to appeal, in: dRSK, 8 September 2017.

Commentary on Articles 1–32, 129–142 of the Swiss Private International Law Act, in: Furrer, Girsberger, Müller-Chen (eds.), Handkommentar zum Schweizer Privatrecht, Internationales Privatrecht, 3rd ed., Zurich 2016 (with Simon Gabriel and Dorothee Schramm).

Zum Gerichtsstand am Erfüllungsort für Streitigkeiten aus Dienstleistungsverträgen gemäss Art. 5 Nr. 1 Buchst. b zweiter Gedankenstrich LugÜ, in: dRSK, 28 August 2014.

Commentary on Articles 367–371 and 373 of the Swiss Code of Civil Procedure, in: Hausheer, Walter (eds.), Berner Kommentar zum Schweizer Privatrecht, Schweizerische Zivilprozessordnung, Band III, Bern 2014 (with Simon Gabriel).

Hohe Anforderungen an mündliche Verfahrensrügen in Schiedsverhandlungen, in: dRSK, 19 March 2013.

Commentary on Articles 1–32, 129–142 of the Swiss Private International Law Act, in: Furrer, Girsberger, Müller-Chen (eds.), Handkommentar zum Schweizer Privatrecht, Internationales Privatrecht, 2nd ed., Zurich 2012 (with Dorothee Schramm).

Zur Funktionsweise der Brüssel I – Verordnung im internationalen Rechtssystem, in: Bonomi, Schmid (eds.), Revision der Verordnung 44/2001 (Brüssel I), Geneva/Zurich/Basel 2011, p. 11–42.

Nemo iudex in Sua Causa – No jurisdiction of the arbitrators to authoritatively rule on their own Fees, ASA Bull. 1/2011, p. 120–128 (with Bernhard Lötscher).

Zur Verbrauchereigenschaft des Bankkunden bei Spekulationsgeschäften mit Fremdkapital nach Art. 13 Abs. 1 Nr. 3 LugÜ, AJP 11/2010, p. 1481–1488 (with Jodok Wicki).

Europäischer Justizraum und revidiertes Lugano-Übereinkommen – Zum räumlich-persönlichen Anwendungsbereich des europäischen Rechts über die internationale Zuständigkeit in Zivil- und Handelssachen, European Private Law vol. 9, Bern 2010.

Zwanzig Jahre IPRG, SZIER 5/2008, p. 413–429 (with Daniel Girsberger).

Stellungnahme zur Revision des Lugano-Übereinkommens, Eingereicht im Auftrag der Universität Luzern, Fakultät für Rechtswissenschaft, durch das Zentrum für Konflikt und Verfahren (with Andreas Furrer, Daniel Girsberger and Stephen V. Berti).

Further Publications

No bypassing of rules guaranteeing due process in judicial assistance in criminal matters, International Law Office – White Collar Crime Newsletter, 3 April 2017 (with Bernhard Lötscher).

Federal Tribunal clarifies nemo tenetur privilege of legal entities, International Law Office – White Collar Crime Newsletter, 24 October 2016 (with Bernhard Lötscher).

Switzerland assists EU member states in cases of evasion of indirect taxes, International Law Office – White Collar Crime Newsletter, 12 February 2016 (with Bernhard Lötscher).

Tax fraud to become predicate offence to money laundering, International Law Office – White Collar Crime Newsletter, 31 August 2015 (with Bernhard Lötscher).

Proposed legislation on whistleblowing – de facto ban on reporting to the public? International Law Office – White Collar Crime Newsletter, 1 December 2014 (with Bernhard Lötscher).

Gift and hospitality thresholds under anti-corruption legislation, International Law Office – White Collar Crime Newsletter, 22 September 2014 (with Bernhard Lötscher).

Civil settlements between offenders and victims – Federal Tribunal raises Stakes, International Law Office – White Collar Crime Newsletter, 4 August 2014 (with Bernhard Lötscher).

Implementing the white money strategy – one step forward, one step back, International Law Office – White Collar Crime Newsletter, 6 May 2014 (with Bernhard Lötscher).

Tax crime regime to be revamped, International Law Office – White Collar Crime Newsletter, 4 November 2013 (with Bernhard Lötscher).

Kann ein fingierter Verdacht auf “Betrugsdelikte und dergleichen” Amtshilfegrundlage in Steuersachen sein? Jusletter, 18 October 2010 (with Bernhard Lötscher).

Abkommen Schweiz-USA in Sachen UBS: Sind dem Bundesverwaltungsgericht die Hände gebunden? Anwaltsrevue 1/2010, p. 9–18 (with Bernhard Lötscher).

Speaking Engagements

Security for Costs in Arbitration: Legal Situation in Switzerland – International Developments, Zurich, 2018 (moderator).

Dos und Don'ts bei Konflikteskalation, International Conflict Management, Seminar and Vernissage, Zurich, 2017 (moderator).

Enforcing Claims in Switzerland, client event: “Cross-Border Dispute – Switzerland and Russia”, Moscow 2016 (with Jodok Wicki).

Insolvenzfestigkeit von Schiedsvereinbarungen bei Schiedsort in der Schweiz, Sitzung des Ausschusses Vertragsrecht des Verbands Deutscher Maschinen- und Anlagenbau e.V., Frankfurt 2015 (with Jodok Wicki).

Korruptionsbekämpfung, internal training session at a Swiss company, Mettmenstetten 2014.

*Serious Tax Crimes and Money Laundering, Academy & Finance event
"Customer identification and tax compliance: What are the new challenges
for Swiss financial intermediaries?", Zurich 2013 (with Bernhard Lötscher).*

*Zur Funktionsweise der Brüssel I-Verordnung im internationalen Rechts-
system – Drittstaatenbezug, Restzuständigkeiten, Notzuständigkeiten,
Anerkennung und Vollstreckung von Drittstaatenentscheiden, 23e Journée
de droit international privé: "Revision der Verordnung 44/2001 (Brüssel I)
– Welche Folgen für das Lugano-Übereinkommen?", Lausanne 2011.*

Languages

German (native speaker).
English (fluent).
French (basic knowledge).

Memberships

Swiss and Zurich Bar Associations, German and Karlsruhe
Bar Associations, ASA, DIS, SVIR.

Hobbies

Travelling, sporting activities, photography, classical music.