

CV

Mikael Wahlgren; Senior Legal Adviser, Arbitrator, Mediator, Adjudicator (LLM)



Summary

Having 25 years extensive experience and knowledge of, amongst others, managing **arbitrations, disputes** and **acting** as an **arbitrator and mediator**, as **General Counsel** for the **Alfa Laval Group**, in-house counsel, supporting a number of multinational Swedish and foreign listed companies (i.e. **Skanska, ABB, Rolls-Royce** and **NCC**) and in my current role as independent legal counsel, I consider myself to be suitable as an industrial specialist arbitrator and mediator.

I have, in my capacity as General Counsel, In-house Counsel and independent Senior legal counsel, acted as an independent arbitrator and mediator, been responsible for handling, managing and defending my employers' position as plaintiffs or defendants in various disputes as well as supervising and appointing external counsels both in domestic and international arbitrations and alternative dispute resolutions. My industry knowhow includes, amongst others, the handling of legal and contractual disputes within the international manufacturing, infrastructure, energy, construction, Life Science and Med Tech industry, hence my belief that I would be suitable as an **Industrial specialist**.

My experience and knowledge include:

- to **manage, organize** and provide **advice** to management, boards and other decision-makers of small, medium and large companies on **Swedish** and International Business Law (e.g. regarding contract law, company law, acquisitions and disputes). My experience is mainly obtained from the construction, infrastructure, power, M&A, export, life science and manufacturing industries.
- to deal with **arbitration, mediation, ADR methods** and other dispute **resolution strategy**, by acting as an **Arbitrator, Mediator** and **Adjudicator** and by providing **advice** of how to best handle such situations. I am, among other things, **certified** as an **Arbitrator** by the **Stockholm Chamber of Commerce** and the **Swedish Arbitration Association**, **accredited** as **Mediator** by the **Centre for Effective Dispute Resolution ("CEDR")** and an **Oxford Process/CEDR certified international conflict Mediator** and **Peacemaker** and member of the **International Council for Commercial Arbitration ("ICCA")**, the **Swiss Arbitration Association ("ASA")**, the **International Chamber of Commerce ("ICC")**, the **London Court of International Arbitration ("LCIA")**, the **International Institute for Conflict Prevention and Resolution ("CPR")**, the **Dispute Resolution Board Foundation ("DRBF")**, the **Federation of Integrated Conflict Management ("FICM-MCN")**, the **Swedish Arbitration Association ("SAA")**, the **South Swedish Chamber of Commerce and Industry Arbitration Institute** and the **Arbitration Association in Southern Sweden**.

- acting as **Chairman of the Board** or a **board member** of both **listed** and **unlisted companies** (including advice and management of boards, tasks such as **corporate governance**).

Work experience.

Arbitration and dispute settlement:

Arbitration experience:

Domestic arbitrations:

Served as one of three **arbitrators** in an ad hoc proceeding in 2005 (regarding a Joint Venture related dispute), which was handled in accordance with the Swedish Arbitration Act and institutional proceedings under the rules of the Gothenburg Rules. The case was settled.

International Arbitrations

Apart from that I was suggested as the **chairman of an ICC arbitration** in 2011 (regarding a construction contract issue) by White & Case in London (Philip Capper), but was not elected. I have only acted as the supervising General and In-house counsel in commercial and corporate arbitrations. I have thorough experience and knowledge in arbitration, includes ad-hoc proceedings and institutional proceedings under the rules of LCIA, ICC, SCC and UNCITRAL as well as of handling arbitration under the FIDIC conditions.

Mediation experience:

Domestic mediation:

Served as the **mediator** in a generation transfer related dispute between the father and son who owned 50/50 of a SME in 2017, which was handled in accordance with Swedish legislation and was assigned to me by KPMG. The mediation resulted in that a new Board of directors was appointed (with a majority of independent Directors and that one of the parties was bought out by the other party.

International mediation:

Acted, in co-partnership with United States Magistrate Judge James E. Gates, in the US as a Special Master under the authorisation of the US Federal Court in a mediation between a US and English company in April 2019. Inquiries regarding Mr. Wahlgren may be directed to Judge Gates at (919) 645-1790.

I am a **CEDR accredited mediator** and member of the **CEDR Exchange**. I received the accreditation and membership after participating in CEDR's "Mediator Skill Training", which was arranged jointly by CEDR and Infomene, during October and November 2017 in Paris.

Dispute settlement:

In addition to what is said before, my general experience of handling arbitrations, litigations and other legal disputes, consist, amongst others, of:

- **Certified as Arbitrator** by the **Stockholm Chamber of Commerce** and the **Swedish Arbitration Association** after attending their joint **training of Arbitrators**.
- **Accredited as Mediator** by **CEDR**.
- **Acted**, after being **appointed** by the **U.S. Federal Court**, as **Special Master** in the **United States**.
- having acted as **Mediator** in a Swedish generation shift dispute.
- having acted as **Arbitrator** in one Swedish and one ICC case. Both cases was settled before the delivery of any award.
- efficiently **managing and supervising arbitrations, litigations** and other **legal disputes** relating to, e.g. international contracts and general international commercial laws issues, especially concerning the construction, energy and manufacturing business.
- providing **legal and strategical advices** as well as **managing claims**, e.g. the successfully preparation and negotiation of a **600 MSEK claim** towards **Indian Hydropower Authority** regarding delay during the execution of the Uri Hydropower project in Kashmir. This claim was paid out in full to Skanska 10 years later.
- successfully **managing the defence** of a **multimillion Euro claim** from a **joint venture partner in Singapore**. The arbitration awarded us no liability for the claimed damage.
- successfully **managing and providing strategic advice** regarding Alfa Laval's **asbestos claims** in the **US**. Resulting in the avoidance of any payment of major damages and managing to fend of the most aggressive plaintiff lawyers.
- **Oxford Process/CEDR Certified International Conflict Mediator and Peacemaker**

Business experience:

- **handling, decision making** and **strategy** connected with **legal matters** related to the **business and corporate issues**.
- **handling decisions and strategies** connected with **legal matters** when **doing business** in e.g. **Asia, Africa, Russia, China and USA**.
- successfully **managing and deciding** on the **strategy** connected with the **buy-back of externally held shares** in Alfa Laval's listed Indian entity and **delisting** of the same.
- **working and living** in **India, Switzerland and England**, which has given me a very good insight into the **cultural opportunities and problems** that should be considered when **doing international business**.
- representing **Alfa Laval, Skanska, ABB and NCC** in **industry and trade organisations**.

Legal business support.

General legal Business support:

- **managing, supervising** and **delivering comprehensive legal business support** to the management of several Swedish **MedTech** and **life science** companies, e.g. relating to legal support in **business and corporate legal matters, corporate governance** matters and establishing the best **internationalisation strategy**.
- **managing, supervising** and **delivering adequate and comprehensive legal business support** to the management and concerned employees of my employers, e.g. relating to the negotiations and performance of **infrastructure-** and **energy projects** in **Asia and Africa**, as well as **international acquisition** of companies, **sales and purchases** of manufactured goods.
- securing that **major legal risks**, e.g. when entering into a contract, was handled sufficiently, the in-house **legal support resources** was used efficiently and that the contract review competence and awareness was sufficient within the Alfa Laval organization.

- safeguarding that **product liability matters** and other legal matter related to crises was strategically and correctly handled, e.g. relating to radioactive contaminated material, asbestos and unauthorised strikes.
- Providing **legal strategy** and **support** to the successful development and execution of major infrastructure projects, e.g. Uri Hydropower Project in Kashmir (India), the Öresund bridge, and the A2 Toll Motorway project in Poland.

Merger and Acquisition:

- providing **legal advice**, leading legal teams of internal and external legal resources and participating in the **management team** and **strategy decisions** relating to **merger and acquisition**.
- having participated in about **20 acquisitions** in **Europe, Asia** and the **USA**, ranging from 100 MUSD to 14 BnNOK. The most famous acquisitions being the purchase of **Aalborg Industries** in Denmark and **Frank Mohn** in Norway.

Intellectual property rights:

- acting as an expert, on behalf of Senzagen AB, in one of **OECD's expert groups** working with the development of their **new guideline** for new allergy test.
- providing **legal advice** and **managing** the handling of **trademark** and other **Intellectual property matters**.
- creating successful procedures to **protect** Alfa Laval's **intellectual property rights**.
- efficiently managing and supervising the **prevention of infringements** of Alfa Laval's **intellectual property rights** and **counterfeit actions**, e.g. in China and India.

Management skills/Organisation:

- Acted as **Deputy CEO** of **SenzaGen AB** and **Dignitana AB**.
- **managing** and **leading** the **10 in-house lawyers** (stationed in Sweden, Denmark, Germany, Russia, France, India, and the USA). Resulting in extensive experience and knowledge of how to manage and lead an **international team of specialists**.
- **transforming** Alfa Laval's highly decentralized and non-communicating **legal function** to a **globally functioning legal organisation**. Resulting in an organisation that focus on providing the relevant legal support to the business.
- initiating and concluding a vast number of different **projects**, resulting the **improvement** and **increased efficiency** of the **legal function's support** and **duties**.
- having **full economical responsibility** for my department and handled the recruitment of several new colleagues to the legal department.
- how an **in-house legal function** should be **organized** and **participate** in a **company's business, operations and activities**.

Employments

- **Linton & Wahlgren AB** (*Lund, Sweden*). Position: **Owner & Senior Legal Adviser**. This company will: 2016-current

 - assure that my clients have the internal or external legal support they need to ensure that they have the **legal support, strategy, documentation and risk management** needed in view of the its business.
 - act as a **Director and Arbitrator** when requested.
 - handling **risk assessment, support and strategy** in, e.g., **litigation and acquisitions**.
 - **develop and conduct research** in cooperation with **the department of Business Law** at the **Lund University** regarding my ideas about how an **in-house legal department** should be organized and involved in a company's business and operations to provide the **best added value**.

- **Alfa Laval Corporate AB** (*Lund, Sweden*), the head office of the Alfa Laval Group. Position: **Vice President, Company Secretary & Group General Counsel**. Being, e.g., responsible for safeguarding that sufficient and adequate legal business support was provided to the Alfa Laval Group, e.g. by introducing **clear processes for contract management** as well as securing that **minimum contract standards** was in place in their contracts. 2006-2015

- **NCC Construction Sweden AB** (*Stockholm, Sweden*), the head office of NCC Group's Swedish construction business. Position: **Senior Legal Counsel**. Being, e.g., responsible for: 2004-2006

 - providing legal strategy and support to the successful development and execution of **major infrastructure projects**, e.g. the A2 Toll Motorway PPP ("**Private Public Partnership**") project in Poland, the Norrortsleden and the City tunnel.
 - handling, especially, **cooperation and partnering contracts**.

- **Rolls-Royce Power Venture Ltd** (*London, England*), responsible for handling the Rolls-Royce Group's ownership and financing of its power plant projects. Position: **Senior Legal Counsel**. Being, e.g., responsible for: 2000-2003

 - providing legal strategy and support to the successful development and execution of **major infrastructure projects**, e.g. the Ewekoro Gas power plant in Lagos (Nigeria), and the Idil Power plant in Ankara (Turkey).
 - handling, especially, **cooperation, engineering, procurement, construction and financing contracts**.

- **ABB Alstom Power N.V., Asea Brown Boveri Ltd and ABB Business Services Ltd** (*Baden, Switzerland*), the head office of the Swiss part of the ABB Group's business. Position: as **Legal Counsel**. Being, e.g., responsible for: 1997-2000

 - providing legal strategy and support to the successful development and execution of **major infrastructure projects** e.g. the Chiba power project in Kobe (Japan).
 - handling, especially, **operation and maintenance and cooperation**.

- **Skanska International Civil Engineering AB** (Danderyd, Sweden), the head office of the Skanska Group's international civil engineering business. Position: as **Legal Counsel**. Being, e.g., responsible for: 1992-97
 - providing **contract management and legal advice to Uri Civil Contractor AB** (stationed two years in Kashmir and New Delhi, India), a joint venture (between Skanska, NCC, ABB and Kvaerner) responsible for the construction of the Uri Hydropower Plant in Kashmir.
 - handling, especially, **purchasing and cooperation contracts**; and establishment of local branches and affiliates.
 - providing legal support to their **Asia, Africa and Europe business and projects**, including, amongst others, their successful projects in Laos, Pakistan, India, Sri Lanka and the Öresund bridge project.
- **Jönköping's district court** (Jönköping, Sweden) as **Junior Judge/Clerk**. 1991-1992
- **Swedish International Development Authority** (Stockholm, Sweden) as **Paralegal**. Summer 1988 & 1989

Extracurricular activities

Professional memberships and assignments.

Arbitration and litigation:

- **Certified** by the **Stockholm Chamber of Commerce** and the **Swedish Arbitration Association** as an **Arbitrator** after being one of 20 selected candidates out of 400 applicants and attending their joint arbitration **training**.
- **Certified** by Oxford Process/CEDR as **International conflict mediator and peacemaker** after having attended their training in International Conflict Mediation and Peacemaking one 19-23 November 2018 at Cats Abbey, Oxfordshire, UK.
- **CEDR accredited mediator** and member of the **CEDR Exchange**, which, worldwide, organizes mediators for mediation in international business disputes and handles these mediations. I received the accreditation and membership after participating in CEDR's "Mediator Skill Training", which was arranged jointly by CEDR and Infomene, during October and November 2017 in Paris (<https://www.CEDR.com>). (<https://www.CEDR.com>).
- Member of the **Swiss Arbitration Association** ("ASA"), organising worldwide engaged lawyers in the practice and theory of international arbitration. (<http://www.arbitration-ch.org>).
- Member of the Swedish section of the **International Chamber of Commerce** ("ICC"), organising worldwide engaged lawyers in the practice and theory of international arbitration. (<https://iccwbo.org>).
- Member of the **London Court of International Arbitration** ("LCIA"), organising worldwide engaged lawyers in the practice and theory of international arbitration. (<http://www.lcia.org>).
- Member of the **International Institute for Conflict Prevention and Resolution** ("CPR"), an organisation established in 1977, which is an independent nonprofit organization that helps prevent and resolve legal conflict more effectively and efficiently. The CPR Institute drives a global prevention and dispute resolution culture through the thought leadership of its diverse membership of top companies, law firms, academics, and leading mediators and arbitrators around the world. The Institute convenes best practice and industry-oriented committees and hosts global and regional meetings to share practices and develop innovative tools and resources. The Institute trains on dispute prevention and resolution, publishes a monthly journal on related topics, and advocates for supporting and expanding the capacity for dispute prevention and resolution globally. (<https://www.cpradr.org>)
- Member of the **Federation of Integrated Conflict Management** ("FICM-MCN"), a world organisation, driving the new wave of dispute prevention, management and resolution culture to secure peace and prosperity. (<https://mediationhub.org/>)
- Member of the **Dispute Resolution Board Foundation** ("DRBF"), a non-profit organization dedicated to promoting the avoidance and resolution of disputes worldwide using the unique and proven Dispute Board (DB) method. (<http://www.drb.org/>)
- Member of the **Chamber of Commerce and Industry of Southern Sweden**, organising engaged lawyers in the practice and theory of international arbitration. (<http://handelskammaren.com>).
- **Independent member** of **Vinge's Experts Panel**, an expert panel focusing a method to facilitate better and faster settlements of disputes. (<http://www.vinge.se/Om-Vinge/vinge-expert-panel>).
- **The Honourable Society of the Inner Temple**, being one of the four Inns of Court in the UK, over 8,000 qualified members, including Judges, Barristers (both practising and non-practising) and Pupils. (<http://www.innertemple.org.uk/>).
- Member of the **Arbitration Association in Southern Sweden**, organising Arbitrators active in the South of Sweden;
- Member of the **Swedish Arbitration Association**, organising worldwide engaged lawyers in the practice and theory of Swedish arbitration. (<http://swedisharbitration.se/>).

- The **Young Arbitrators Sweden** at the Arbitration Institute of the Stockholm Chamber of Commerce, organising about 350 younger Swedish and international arbitration lawyers. (<http://sccinstitute.se/natverk/yas/>).

Construction laws:

- **Vice-Chairman** and **Co-Chairman** of the **International Bar Association's** subcommittee for Financing Structures, organising more than 80,000 individual lawyers and more than 190 bar associations and law societies spanning over 160 countries and providing assistance to the global legal community. (<http://www.ibanet.org>).
- **Member** of the **European International Contractor's** Workgroup for Financing issues, focusing on contractual and financial issues connected with international construction projects. (<http://www.eic-federation.eu/>).
- **Member** of the **Swedish Association for Consult and Engineering Law**, organising Swedish lawyers, consultants and representatives of the Construction industry and focusing on legal issues related to the Swedish construction industry.
- **Legal advisor** to the **International Tunnelling Association**, organising 73 Member Nations and 300 corporate or individual affiliate members and focusing on issues connected with **International Tunnelling** and **Underground works**. (www.ita-aites.org).

Professional associations and networks:

- **Expert**, since 2019, on licensing agreements in **OECD's Expert Groups** working on the development of its **new guideline** for the approval of **new allergy tests**.
- **Member** of the **Association of Swedish Foundations (Föreningen Stiftelser i Samverkan)**, is an association of foundations and individuals dedicated to creating a supportive legal and fiscal environment for foundations. We also strive to emphasize the altruistic work of foundations and to show the important role of foundations in Swedish society (<http://www.stiftelserisamverkan.se/in-english/>).
- **Confederation of Swedish Enterprise's** (Svenskt Näringsliv) **Corporate Legal Reference Group**, consisting of the General Counsels of the largest listed Swedish companies. The Group discusses, opines on and handles current corporate legal issues;
- **Member** of the **Association of Swedish Engineering Industries' (Teknikföretagen) Legal Board**, consisting of the General Counsels of the largest listed Swedish manufacturing companies. The Group discusses, opines on and handles current legal issues of interest to the industry.
- **Member** of the **Companies Lawyers Association** (Bolagsjuristernas Föreningen), organising Swedish corporate lawyers. (<http://www.bolagsjuristerna.com/>).
- **Member** of the **Swedish International Law Association**, organising lawyers interested in international law. (<http://www.ilasweden.se/>).

Public Speeches and external lecturing:

- **Lecturing**, for several years, at **the department of Business Law** and **The Faculty of Law** at the Lund University "Agent and distribution agreements", "Dispute resolution in practice" and competition and intellectual property right matters.
- **Speaking** at a number of Swedish and international conferences, e.g. **IBC Euroforum in-house counsel conference** in Stockholm (about "Corporate Governance"), **IBA's Annual Conference** in Prague and Durban (about "Multiparty proceedings in engineering projects" and "Project Alliances: (Why) do they work? – A Developer's view"), **The Stockholm Chamber of Commerce** in Stockholm (about "NCC Partnering concept") and **King's College** in London (about "a developer's view on FIDIC's Standard forms and best practise regarding standard forms").

Other Board memberships:

- Board member of **Sällskapet Lundajurister** (the Society Lunda Lawyers), Lund (Sweden) it is the alumni organisation of the legal faculty of the University of Lund.

Others:

- **Proinspector** of the Helsingkrona Student Fraternity, Lund (Sweden).
- Holder of a **scholarship from SIDA₁**, by which I was entitled to conduct a comparative study, in Kenya, between the colonial Anglo-Saxon contract law and the Swedish. This study formed the base of my graduate essay and a handbook for none-lawyers.
- **Chairman** of the Helsingkrona Student Fraternity, Lund (Sweden). A one-year assignment to manage the fraternity's activities and organisation and is responsible for that its 3000 members got value for their money.
- Actor in Lund's Students' Farce Ensemble (i.e. "Lundaspexarna") and "Nöjes Teatern" (Helsingborg). Having acted during my student period for audiences up 1000 persons.
- Second lieutenant in the 3rd Anti-Aircraft Regiment. Overseeing a platoon of 40 soldiers.

Education and post-university trainings

University of Lund , (Sweden) Master of Laws (L.L.M) with specialisation on:	1985-1991
<ul style="list-style-type: none">• Comparative Law (Anglo-Saxon Contract law v. Swedish Contract law).• European Union Law (Studied at the Legal faculty at the University of Copenhagen).	
Barrister education at The Honourable Society of the Inner Temple (http://www.innertemple.org.uk/), not completed due to move to Sweden. Barrister not active.	2002-2004
The Stockholm Chamber of Commerce and the Swedish Arbitration Association joint training of Arbitrator - Certified as Arbitrator.	2019
CEDR's Mediators competence training – CEDR accredited Mediator.	2017
International conflict mediation and peacemaking training at Cats Abbey, Oxfordshire, UK – Certified as Conflict Mediator and Peacemaker.	2018
Completed StyrelseAkademien's Chairman training	2016

Personal Information

Civil status:	Married
Nationality:	Swedish
Age:	54 years (1965.05.04)
Place of Birth:	Helsingborg, Sweden
Children:	Two daughters (born 1998 and 2003) and one son (born 2000)

iSwedish International Development Authority,

Languages

Swedish; Fluently (mother tongue)

German; Good (6 years' studies during my school period + 3 years daily exposure during the time I lived in Switzerland)

English; Excellent (My main working language during my entire career)

References

Will be provided on request.