



**J. Cameron Mowatt** is Senior Counsel to Tereposky & DeRose LLP. He has unparalleled experience as counsel to governments in investment treaty disputes, acting as counsel, intervenor and advisor in over 30 investment treaty arbitrations, including cases administered by the ICSID in Washington DC and *ad hoc* arbitrations under the UNCITRAL arbitration rules. He has acted as counsel to the Government of Mexico in all of its investor-state arbitrations since 1997, and as an external advisor to the Canadian government and State-owned entities on investment treaty matters. He has advised on the negotiation and implementation of bilateral and multilateral investment protection treaties and the application of international investment obligations to public-private partnerships, health services, telecom services and cultural industries. He has also advised private sector clients on how to structure their foreign direct investments to benefit from the protection accorded under investment treaties.

Cam is recognized as a leading lawyer in international arbitration by the foremost legal rankings publications and is a co-founder and editor of InvestorStateLawGuide, the leading research database for investment treaty law ([www.investorstatelawguide.com](http://www.investorstatelawguide.com)).

#### **Representative Work**

- Counsel to the Government of Mexico in 22 investor-state arbitrations involving claims for damages ranging from \$20 million to \$2.3 billion:

As counsel to the Government of Mexico in claims under NAFTA Chapter Eleven:

*Vento Motorcycles, Inc. v. Mexico*  
*Joshua Dean Nelson et al v. Mexico*  
*B-Mex, LLP et al v. Mexico*  
*Lion Mexico Consolidated LP v. Mexico*  
*KBR, Inc v. Mexico*  
*Cargill, Inc v. Mexico*  
*Archer Daniels Midland et al v. Mexico*  
*Corn Products International v. Mexico*  
*Bayview Irrigation District et al v. Mexico*

*Fireman's Fund Insurance Co. v. Mexico*  
*International Thunderbird Gaming Corp v. Mexico*  
*GAMI Investments Inc. v. Mexico*  
*Waste Management Inc v. Mexico (II)*  
*Marvin Roy Feldman v. Mexico*  
*Waste Management Inc. v. Mexico (I)*  
*Metalclad Corporation v. Mexico*  
*Robert Azinian et al v. Mexico*

As Counsel to the Government of Mexico in claims under bilateral investment treaties:

*PACC Offshore Services Holdings Ltd. v. Mexico*  
*Eutelsat, S.A. v. Mexico*  
*Shanara Maritime International et al v. Mexico*  
*Telefonica S.A. v. Mexico*  
*Abengoa, S.A. v. Mexico*  
*Gemplus S.A. v. Mexico*  
*Talsud S.A. v. Mexico*  
*Técnicas Medioambientales S.A. (Tecmed) v. Mexico*

As advisor to the Government of Mexico as an intervener on questions of interpretation and application of the NAFTA:

*Resolute Forest Products v. Canada*  
*Eli Lilly & Company v. Canada*  
*Windstream Energy LLC v. Canada*  
*Mercer International Inc v. Canada*  
*Merrill & Ring Forestry LP v. Canada*  
*United Parcel Service of America, Inc. v. Canada*  
*S.D. Myers, Inc v. Canada*  
*Pope & Talbot, Inc. v. Canada*  
*Ethyl Corporation v. Canada*

- Advisor to private sector clients in two matters that have been submitted to arbitration under Canada's Foreign Investment Protection Agreements.
- Advisor to Canadian mining, petroleum exploration and financial services clients in various matters involving potential investment treaty claims against Latin American States.
- Advisor to private sector clients on the application of Canada's Foreign Extraterritorial Measures Act of Canada to the United States' trade and investment embargo against Cuba.
- Advisor to private sector clients on compliance with Canada's Corruption of Foreign Public Officials Act.

## Publications, Interviews and Presentations

- Editor, Investor-State Law Guide ([www.investorstatelawguide.com](http://www.investorstatelawguide.com))
- Co-author, "Close, But No Cigar: Bilcon Tribunal Rejects Claim on Grounds of Failure to Establish Causation", <https://www.lexology.com/library/detail.aspx?g=b9b0b482-5941-4a9d-9276-baf3d3574a49>, Lexology, March 13, 2019.
- Co-author (with Celeste Mowatt) Border Timbers and others v Zimbabwe - Case Comment, ICSID Review - Foreign Investment Law Journal, April 30, 2013.
- Co-author (with Robert Dean and Craig Chiasson) "GAR Investment Treaty Arbitration Know-How – Canada," in Global Arbitration Review, November 2012.
- Speaker, "Hands Off My Mine: Protecting Canadian-Owned Mining Projects from Foreign Governments and Counterparties," Canadian Institute of Mining, Metallurgy & Petroleum Management and Economics Society, November 2011.
- Speaker, "Canada's FIPAs and FTAs with Latin America: Serving Canadian Interests?" in Canadian International Council Canada-Latin America Forum, Vancouver, May 2011.
- Author, "Remedies Under Canada's Foreign Investment Protection Agreements with Latin American States," BLG's Dispute Resolution Newsletter, fall 2011.
- Author, "Snapshot of Investor-State Arbitration in the Americas," BLG's Latin American Newsletter, winter 2010.
- Speaker, "The Use of Investment Treaties in Deal Structuring," Federated Press, 10th Negotiating and Drafting Major Business Agreements Conference, November 2009.
- Speaker, "Investor State Arbitration - What To Do When Things Go Really Wrong," Canadian Bar Association, March 2009.
- Author, "Investment Treaty Arbitration," in BLG's Dispute Resolution Newsletter, fall 2008.
- Co-Editor, The NAFTA Arbitration Reports, 2002-05.

## Rankings & Recognition

- Recognized in the 2019 edition of Chambers Global – The World's Leading Lawyers for Business (Dispute Resolution: Arbitration in Canada).
- Recognized in the 2019 edition of The Canadian Legal Lexpert® Directory (International Commercial Arbitration, International Trade Regulation).
- Recognized in the 2019 edition of The Best Lawyers in Canada" (International Arbitration).
- Described in the 2010 edition of Chambers Global as: "knowledgeable, strategic and practical, and has excellent standing in the arbitration community". Also: "Sources describe him as one of the most experienced Canadian private sector lawyers in investor-state arbitrations".

### **Education & Bar Admission**

- LLB, University of British Columbia, 1980
- BA, University of British Columbia, 1975
- British Columbia (Barrister & Solicitor), 1981
- England and Wales (Solicitor), 1993
- Hong Kong (Solicitor), 1993
- (Current practicing certificate in British Columbia)

### **Professional Activities**

- Co-founder and editor of InvestorStateLawGuide: [www.investorstatelawguide.com](http://www.investorstatelawguide.com).
- Member, Law Society of British Columbia (LSBC); LSBC Rule of Law and Independence Advisory Committee, 2006-2013; Competency Committee, 1991-92.
- Member, International Bar Association (IBA); IBA Arbitration Committee and Anti-Corruption Committee, 2008-to date; Organizing Committee, IBA Annual Conference, Vancouver 2010
- Member, Canadian Bar Association (CBA); CBA International Law and Insurance Law Subsections
- Member, Vancouver Bar Association (VBA); VBA Secretary-Treasurer, 1987-92