

CURRICULUM VITAE

Nadia El Baroudi-Kostrikis, Ph.D.



Biography

Dr. Nadia El Baroudi-Kostrikis is an Attorney at Law with the Paris Bar Association and European Attorney at Law with the Cyprus Bar Association.

She is based in Cyprus and is the founding partner of NBK Law Office now Azur Legal Law Office in Nicosia

She specializes in international distribution contracts, commercial contracting matters, technology transfer contracts, art law, competition law, intellectual property law, international arbitration and international business law, with a focus in Europe and North Africa.

She has over 15 years of extensive experience in art collection and charitable foundation management, including extensive involvement with museums, private and public foundations, auction houses, art dealers and experts. Among other issues, Dr. El Baroudi's work has addressed issues of authenticity, museum exhibitions, insurance, export/import rights and duties, chain of title, intellectual property and copyright as well as many other disciplines within the art domain.

She holds a doctorate degree in Law from the Faculty of Law of Montpellier I in France and is the Morocco country expert for the International Distribution Institute (IDI).

Dr. El Baroudi-Kostrikis is a fellow of the Chartered Institute of Arbitrators as well as a member of the Collège Européen de Résolution des Conflits, an arbitration court in Paris.

She is the co-author of the Country Report on Arbitration for Morocco, published in WAR (World Arbitration Reporter) in 2015. She has also published other Country Reports dealing with commercial agency, distribution and franchising in Morocco, as well as an article regarding the application of Article 101 of the Treaty on the Functioning of the European Union to Technology Transfer Agreements.

For the past 12 years, she has been a member of the Board of Directors of the Patti and Everett B. Birch Foundation, a charitable organization for which she has been principally responsible for the management and disposition of the

Personal Information

Date of birth: 21.08.1971
Place of Birth: Marrakech, Morocco
Citizenship: Moroccan and Cypriot
Marital Status: Married, two children

Contact Information

Cyprus
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Professional Appointments/ Affiliations	2021 – Present	Of Counsel, MEB Law , Casablanca, Morocco
	2021 – Present	Member of the International Engineering and Technology Institute (IETI) Hong-Kong (China)
	2020 – Present	Member of the pool of Arbitrators for the Court of Arbitration for Art (CAfA) , Hague, Netherlands.
	2019 – Present	Member of the ICC Arab Arbitration Group, Paris, France
	2019 – Present	Member of the panel of the Business Arbitration Scheme of the Chartered Institute of Arbitrators , London, UK
	2019 – Present	Member of the Committee of the Chartered Institute of Arbitrators (Cyprus Branch)
	2019 – Present	Fellow of the Chartered Institute of Arbitrators , London, UK
	2018 – Present	Member , ArbitralWomen, International non-governmental organization bringing together women international dispute resolution practitioners.
	2018 – 2019	Member of the Chartered Institute of Arbitrators , London, UK
	2016 – Present	Attorney at Law , Paris Bar Association and European attorney at law with the Cyprus Bar Association
	2016 – Present	Expert for Morocco , International Distribution Institute (IDI), Turino, Italy
	2016 – Present	Of Counsel, Redlink Law Firm , Paris, France
	2015 – 2020	Of Counsel, Hajji & Associés , Casablanca, Morocco
	2015 – 2017	Member, Commission of Law and Practice and Arbitration - ICC Morocco , Casablanca, Morocco
	2014 – Present	Member, “Collège Européen de Resolution des Conflits” Arbitration Court , Paris, France
	2012 – 2013	Internship, Economic and European Law Department - Gide Loyrette Nouel Law Firm , Paris, France
	2010 – Present	Director of International Legal Affairs, Patti and Everett. B. Birch Foundation , New-York, U.S.A.
2007 – Present	Vice President, Patti and Everett. B. Birch Foundation , New-York, U.S.A.	
2007 – 2015	Trustee, Patti Cadby Birch 1991 Trust , New-York, U.S.A.	
2001 – 2007	Legal Manager, Morocco Palace of Art Foundation , New-York, U.S.A.	
2000 – 2001	Legal Assistant to the Honorable Ambassador Snoussi, Moroccan Embassy to the United Nations, New-York, U.S.A.	
1998 – 2000	Legal Consultant, Jurist-Conseil-Partner , Casablanca, Morocco	
1997 – 1998	In House Lawyer, Legal Department - Headquarters of the Banque Commerciale du Maroc (BCM) , Casablanca, Morocco	

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Education and Professional Diplomas

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| 2019 | The Chartered Institute of Arbitrators , London, U.K., Award Writing International Arbitration diploma. |
| 2017 | The Chartered Institute of Arbitrators , <i>Oxford University/Jesus College</i> , Oxford, U.K., Advanced Diploma in International Commercial Arbitration |
| 2012 | Ecole de formation du Barreau de Paris (EFB) , Paris, France, Paris Bar - Certificat d'aptitude à la profession d'avocat (CAPA) |
| 2007 | University of Montpellier I, Montpellier – Faculty of Law , France - Ph.D. in Law – Doctorat en Droit, <i>mention tres honorable avec felicitations du jury</i> |
| 1997 | Faculty of Law of University of Montpellier I , Montpellier, France – Masters in Business Contract Law – Diplome d'études approfondies en Droit des Contrats d'Affaires (DEA) |
| 1996 | Faculty of Law of University of Hassan II , Casablanca, Morocco, Bachelor of Arts degree in Business Law, Licence appliquée en droit de l'entreprise, <i>cum laude</i> |

Managerial and Organizational Skills

- Negotiator with expertise in international government and private sector coordination.
- Background in legal and financial management of high value art and property sales and distribution
- Multinational project management of the Patti and Everett. B. Birch Foundation and Estate assets
- Experienced negotiating with government authorities in a wide variety of different sectors including, tax, antiquities, export-import of high value art works, repatriation of funds
- Experienced with staff management
- Experienced manager of diverse providers including lawyers, accountants, art dealers, historians and antiquities dealers

Languages

French:	Native
Arabic:	Native
English:	Fluent
Greek (A2):	Intermediate

Publications

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| 2018 | Nadia El Baroudi-Kostrikis, Country Report for Morocco on Franchising Agreement for the International Distribution Institute - www.idiproject.com |
| 2017 | Nadia El Baroudi-Kostrikis, Country Report for Morocco on Distribution Agreement for the International Distribution Institute - www.idiproject.com |
| 2016 | Nadia El Baroudi-Kostrikis, Country Report for Morocco on Commercial Agency Agreement for the International Distribution Institute - www.idiproject.com |
| 2016 | Amin Hajji and Nadia El Baroudi-Kostrikis, Country Report on Arbitration (Morocco), World Arbitration Reporter - 2 nd Edition - JurisNet LLC – 2016 |
| 2008 | Nadia El Baroudi-Kostrikis, “The Application of Article 101 of EC Treaty to Technology Transfer Agreements (Block Exemption N. 772/2004)”. <i>Propriété Industrielle - Les Revues Jurisclasseurs</i> – 2008 - Report N° 26 |

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Nadia El Baroudi-Kostrikis, *Ph.D.*

Ph.D. Thesis

2007 Nadia El Baroudi-Kostrikis, *“The Application of Article 101 of EC Treaty to Technology Transfer Agreements (Block Exemption N. 772/2004)”* *Ph.D. Thesis*, Faculty of Law, University of Montpellier I, Montpellier, France

Summary:

THE APPLICATION OF ARTICLE 81 OF EC TREATY TO TECHNOLOGY TRANSFER AGREEMENTS (BLOCK EXEMPTION N°772/2004) - SUMMARY

In view of the spread of technology in the European Community, the need to harmonize the requirements of community competition laws with the protection of intellectual property rights led the European authorities to revise regulations dealing with technology transfer agreements. Indeed, technology transfer agreements can aim to restrict, or can result in restricting, competition and fall under the provisions of Article 101 of the EC Treaty. These agreements may then benefit from the exemption set forth by Article 101, Section 3, if their positive economic effects outweigh the restrictive ones on competition. The exemption may be granted individually or to an entire class depending upon whether the agreement is or is not within the applicable scope of an exemption regulation per class. The exempting regulation per class adopted in 2004 by the Commission with respect to technology transfer aims at simplifying the regulatory framework of the exemption by modifying the mainly legal approach which the Commission had adopted in the preceding regulations. The Commission adopts an economic approach by focusing on the assessment of the market capacity of the companies involved and limiting itself to indicating the restrictions or the clauses which should not be included in agreements. Consequently, the parties enjoy greater contractual freedom, which is not always compatible with their need for legal predictability and poses many questions. Thus, an ambiguous evolution is created in the treatment of agreements relating to intellectual property and in the broader context of sharing innovation.