

## ELMAR B. GALACIO

Attorney, Arbitration Fellow (FCIArb), Certified Fraud Examiner (CFE)

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### ARBITRATION and ALTERNATIVE DISPUTE RESOLUTION *CURRICULUM VITAE*<sup>1</sup>

#### I. GENERAL PROFESSIONAL QUALIFICATIONS/ACCREDITATIONS/CERTIFICATIONS

##### A. International Affiliations and Credentials

Fellow, **Chartered Institute of Arbitrators (CIArb)**: UK/East Asia Branch  
**Certified Fraud Examiner (CFE)**, Association of Certified Fraud Examiners (ACFE): U.S.A. and Philippines  
Arbitrator, Singapore International Arbitration Center (SIAC)  
**CIArb Accelerated Route to Membership (ARM) Course Faculty Tutor/Assessor**:  
Chartered Institute of Arbitrators (CIArb)/East Asia Branch  
Member, **International Chamber of Commerce (ICC) Institute of World Business Law**: France  
Member, **Chartered Institute of Arbitrators (CIArb)** East Asia Branch: Hongkong  
Member, **International Council for Commercial Arbitration (ICCA)**: Hague  
Member, **Asia-Pacific Institute of Experts (APIEX)**: Singapore  
Member, **Dispute Resolution Board Foundation (DRBF)**: U.S.A.

**Oxford Diploma in International Commercial Arbitration (DiplCIArb)**: UK  
Certificate in **International Investment Arbitration**, Washington College of Law-American University  
Certificate in **Maritime Disputes and Arbitration**, Lloyd's Maritime Academy: UK  
International Chamber of Commerce (ICC) **Arbitration Masterclass**: Washington, D.C.  
**Harvard Negotiation Masterclass**, Harvard Law School Executive Education (Program on Negotiation) Harvard University, Cambridge, MA, USA  
Certificate in **International Air Law**, International Civil Aviation Organization (ICAO): Civil Aviation Training Center, Thailand

##### B. Philippines

Fellow, **Philippine Institute of Arbitrators (PIArb)**  
Arbitrator, Mediator, Negotiator: **Office for Alternative Dispute Resolution (OADR)** – Department of Justice (DOJ)  
Arbitrator, **Construction Industry Arbitration Commission (CIAC)**  
Arbitrator and Trustee, **Philippine International Center for Conflict Resolution (PICCR)**  
Member, **Philippine Institute of Construction Arbitrators and Mediators (PICAM)**  
Arbitrator and Mediator (AVA/MVA), **National Conciliation and Mediation Board (NCMB)**  
Arbitrator, **Philippine Dispute Resolution Center, Inc. (PDRCI)**  
**Professorial Lecturer on ADR/Arbitration**, University of Sto. Tomas (UST) Faculty of Civil Law  
Lecturer, **Mandatory Continuing Legal Education (MCLE)**, Integrated Bar of the Philippines (IBP)  
Fellow, Philippine Arbitration Center in the Visayas (PACV)  
Member, Society of Construction Law (SCL) - Philippines

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<sup>1</sup> April 2024.

## II. ARBITRATION

### 2.1 Experience as Arbitrator

- Years of experience as Member or Chairman of Arbitral Tribunal (including construction and labor) in institutional and/or *ad hoc* arbitration
  - Nine (9) years
- Total number of cases/disputes arbitrated:

Arbitral Tribunal Chairman- Six (6) cases (domestic)

Arbitral Tribunal Member - Fifteen (15) cases (domestic and international)

### 2.2 Experience as Arbitration Counsel

-over Twenty (20) years

### 2.3 Trainings & Workshops Attended (Subject Specific)

#### A. Commercial Arbitration

- **Oxford Diploma in International Commercial Arbitration (DiplCI Arb)**, Chartered Institute of Arbitrators: Queen's College, Oxford University, London, England: September 2018
- **Arbitration Master Class**, International Chamber of Commerce (ICC): ICC Institute Masterclass for Arbitrators; Overview of Fundamentals and Best Practices related to Serving as Arbitrator: Washington D.C., USA: March 2017
- **PDRCI Commercial Arbitration Certification Course**, Manila: 02-05 April 2008
- **Advanced Seminar on Damages in International Arbitration**, ICC: Vienna, Austria: 24-25 May 2018
- **Advanced Course on Commercial Arbitration/Accreditation Course**, Integrated Bar of the Philippines (IBP)/Philippine Institute of Arbitrators (PI Arb): December 2016
- **ICC Institute PIDA Training on International Commercial Arbitration**: Study of a Mock Case under the 2012 ICC Rules of Arbitration: Tokyo, Japan: 26-28 September 2016
- **Training on International Contracts and Arbitration**, ICC: ICC Headquarters, Paris, France: April 2015
- **Third-Party Funding in Arbitration**, International Chamber of Commerce (ICC), Manila: March 2018
- **4<sup>th</sup> ICC Asia-Pacific Conference on International Arbitration**, Hongkong: 26-27 June 2018
- **ICC Institute Advanced Level Training on Production of Documents in Arbitration** (3<sup>rd</sup> ICC Asia Conference), Singapore: June 2017

#### B. Construction and Project Management

- **Project Management in Construction**: Project Management Institute of the Philippines, 4-18 December 2023 (40 hours)
- **9<sup>th</sup> Construction Arbitrators Accreditation Course**, Construction Industry Arbitration Commission (CIAC), Manila: 02-11 September 2019

- **FIDIC (International Federation of Consulting Engineers)**, Contract Management and Administration Course and Construction Dispute Resolution, Manila: July 2013
- **FIDIC (International Federation of Consulting Engineers)**, Module 1: Practical Use of FIDIC Conditions of Contracts on 2017 Red and Yellow Books: 04 February 2021 to 27 May 2021 (online)
- **FIDIC (International Federation of Consulting Engineers)**, FIDIC Contracts Module 2: Management of Claims and the Resolution of Disputes Under the FIDIC Contracts: January 2022
- **FIDIC (International Federation of Consulting Engineers)**, Module 1: Practical Use of FIDIC Conditions of Contracts 1999 Red & Yellow Books and MDB Harmonized Edition 2010: December 2021
- **DRBF (Dispute Resolution Board Foundation)**: DRBF Administration & Practice Workshop: March 2022 (online)
- **DRBF (Dispute Resolution Board Foundation)**: Dispute Boards in Public Private Partnership Projects Workshop: 09 June 2022
- **FIDIC Roles and Responsibilities of DAB/DB**: 16, 20 November 2023 (online: 8 hours)

#### C. International Investment Arbitration

- **Certification Course in International Investment Arbitration**, Washington College of Law-American University, U.S.A: 18 September – 20 December 2020

#### D. Intellectual Property

- **WIPO IOPHL Summer School on Intellectual Property in Emerging Economies**: 4-15 September 2023, Manila (in-person)

#### E. Maritime

- **Certification Course in Maritime Disputes and Arbitration**, Lloyd's Maritime Academy: London, England: 02 September-27 November 2020
- **Maritime and Shipping Arbitrations**, Specialist Arbitration Series Part 4, Singapore International Arbitration Center (SIAC), 30 November 2023: online

#### F. Labor Disputes

- **Pre-Accreditation Training and Examination for Labor (Land-Based and Maritime) Voluntary Arbitrators**, Department of Labor and Employment (DOLE), Philippines: 09-13 August 2021

#### G. International Aviation/Air Law

- **International Air Law (IAL EN) Course**, International Civil Aviation Organization (ICAO)/Civil Aviation Training Centre Thailand TRAINAIR PLUS, 01-05 April 2024 (in-person)

## H. **Fraud Arbitration**

- Continuing active membership and maintaining annual 20 units CPE courses of the Association of Certified Fraud Examiners (ACFE)
- Lecturer for ACFE-Philippines on *Fraud Prosecution*

### **2.4 Trainer/Lecturer/Tutor**

#### **Integrated Bar of the Philippines (IBP)**

Mandatory Continuing Legal Education (MCLE)

“Special Subjects in Philippine Arbitration: Construction and Labor Disputes”

03 November 2023

#### **CIArb Accelerated Route to Membership (ARM) Course Tutor**

Chartered Institute of Arbitrators (CIArb) East Asia Branch/ Philippine Institute of Arbitrators (PIArb)

Manila: 26 August 2023

#### **Arbitrator Accreditation Workshop Series**

Philippine International Center for Conflict Resolution (PICCR)

25 June 2020; 08 July 2021; 30 March 2023

#### **Construction Arbitration (Series)**

Society of Philippine Electrotechnical Constructors & Suppliers (SPECS)

24 September 2021; 30 September 2022

#### **Comprehensive Course on Arbitration for National Government Agencies**

Office for Alternative Dispute Resolution (OADR)

22-26 August 2022

#### **How Does International Arbitration Work**

Continuing Education Seminar for Accredited Voluntary Arbitrators (CESAVA)

National Conciliation and Mediation Board (NCMB), Manila: 20 October 2021

### **2.5 Speaker**

#### **“Recent Court Cases on International Commercial Arbitration: Developments in Selected Jurisdictions”**

Center on International Commercial Arbitration, American University Washington College of Law:

01 April 1, 2021

#### **“Key Considerations in Filing an Arbitration Claim”**

Hyatt Hotel, Bonifacio Global City: 26 July 2019

#### **“The Next 10 Years: Arbitration Looking Forward”**

Dela Salle University College of Law, Bonifacio Global City: 22 October 2019

#### **“Relevant Types of Disputes Encountered in Arbitration”**

Philippine International Center for Conflict Resolution (PICCR)- Japan Center for Commercial Arbitration (JCCA)

15 November 2022

#### **“ADR/Arbitration for Micro, Small, Medium Enterprises (MSMEs)”**

Office for Alternative Dispute Resolution (OADR)

29 June 2021

**“Factors Before Referring Contractual Disputes to Arbitration”**

Philippine Institute of Arbitrators (PIArb)

13 February 2023

**“Substantive and Procedural Issues in Philippine Arbitration Law”**

National ADR Convention

Philippine International Convention Center (PICC): 06 December 2022

**III. MEDIATION and NEGOTIATION**

**3.1 Accreditation**

- Office for Alternative Dispute Resolution (OADR), Department of Justice (DOJ) [**Mediation, Negotiation**]
- The Conflict Resolution Group Foundation, Inc. (CORE) [**Mediation**]
- National Conciliation and Mediation Board (NCMB), Department of Labor and Employment (DOLE) [**Mediation**]

**3.2 Trainings & Workshops Attended**

- **Harvard Negotiation Masterclass**, Harvard Law School Executive Education (Program on Negotiation): Harvard University, Cambridge, MA, USA: 04-06 November 2015
- **Public Seminar on Alternative Dispute Resolution (Mediation)**  
The Conflict Resolution Group Foundation, Inc. (CORE)  
November-December 2022
- **Pre-Accreditation Training and Examination for Labor (Land-Based and Maritime) Voluntary Arbitrators and Mediators**, Department of Labor and Employment (DOLE), Philippines: 2021
- **Conciliation-Mediation as Aid in Effective and Expedious Dispensation of Labor Justice**, National Conciliation and Mediation Board (NCMB), August 2022
- **Mediation Symposium 2022**, Chartered Institute of Arbitrators (CIArb): 04 October 2022
- **Mediation in Maritime Disputes**  
Lloyd’s Maritime Academy, London: November 2020

**3.3 Trainer/Lecturer/Assessor**

**“Comprehensive Course on Mediation”**

Office for Alternative Dispute Resolution (OADR)

Manila: 11-15 September 2023; 24 November 2023

**“Philippine Legal Framework on Negotiation and Alternative Dispute Resolution”**

Office for Alternative Dispute Resolution (OADR) Intensive Course on Negotiation for Government Agencies

Manila: 24 October 2022

### 3.4 Speaker/Panelist

#### **International Commercial Mediation and the Singapore Convention**

Philippine Arbitration Day

Manila: 23 November 2023 (in person)

#### **Insights on Domestic Negotiation: ADR Series, Beyond Boundaries**

Philippine Arbitration Center in the Visayas (PACV)/ University of San Agustin College of Law

10 March 2023 (online)

### 3.5 Experience as Mediator/Mediation Counsel

- Years of experience as Mediator in conciliation-mediation institutions: three (3)
- Years of experience as Mediation Counsel: fifteen (15)

### 3.6 Experience as Negotiator

- Years of experience as Negotiator/Negotiation Counsel: Twelve (12)

## IV. OTHERS

- **Academe:** Professorial Lecturer on Alternative Dispute Resolution (ADR) and Arbitration University of Santo Tomas (UST), Faculty of Civil Law (FCL)
- **CIArb Accelerated Route to Membership (ARM) Course Tutor:** Chartered Institute of Arbitrators (CIArb) East Asia Branch
- **Vis East International Commercial Arbitration Moot:** Arbitrator/Adjudicator, Written Submissions and Oral Arguments 19-26 March 2023: Hongkong
- **Revision/Amendment of Construction Arbitration Law and Rules:** Member, Committee on Revision of Alternative Dispute Resolution Act of 2004 (portions on Construction Arbitration), and Committee on Amendment of Rules of Procedure Governing Construction Arbitration of the Construction Industry Arbitration Commission (CIAC)

## V. SOME PUBLICATIONS on ARBITRATION

**International Arbitration (2022): Philippines**, Global Legal Insights (GLI), Eighth Edition

(<https://www.globallegalinsights.com/practice-areas/international-arbitration-laws-and-regulations/philippines>)

**Enforcement of Judgments 2021: Philippines Law and Practice**, Global Practice Guides, Chambers and

Partners(<https://practiceguides.chambers.com/practice-guides/enforcement-of-judgments-2021/philippines>)

**International Arbitration (2021): Philippines**, Global Legal Insights (GLI), Seventh Edition

**International Arbitration (2020): Philippines**, Global Legal Insights (GLI), Sixth Edition

## VI. SOME AWARDS AND DISTINCTIONS

*Philippines Distinguished Practitioner for Dispute Resolution*, ASIALAW: 2022, 2021,2020

*Arbitration Private Practice Power List - Southeast Asia Region*, The Legal 500: 2022, 2023

*Philippines Dispute Resolution of the Year*, Legal Asia 100: 2022

*Philippines Dispute Resolution Lawyer of the Year*, Asian Legal Business (ALB) -Finalist: years 2019-2022

*Philippines Dispute Resolution Expert of the Year Certificate of Excellence*, Advisory Excellence: 2019

*Commercial Litigation Expert of the Year (Philippines)*, Corporate INTL: 2022  
*Dispute Resolution Law Expert (Philippines)*, Leaders in Law: 2022  
*Philippine Dispute Resolution Expert*, Global Law Experts (GLE): 2021  
*Labor and Employment Law (Philippines)*, Lawyer Legal Awards: 2020  
*Recognition from the Office of the Ombudsman (as Private Prosecutor)*: 2004

## VII. CORPORATE AFFILIATIONS

### **Cruz Marcelo & Tenefrancia Law Offices**

Deputy Managing Partner and Senior Partner: 2014-present; Partner-in-Charge, Arbitration, ADR and Labor Practice Groups

**CVC Law Offices**, Partner: 2007-2013; Associate: 1998-2006

**University of the Philippines (UP) College of Law**, Supervising Lawyer, Office of Legal Aid: 2003-2006

**University of Sto. Tomas (UST) Faculty of Civil Law** Professorial Lecturer: 2023- present

**Integrated Bar of the Philippines (IBP)**, Deputy General Counsel: 2017-2019

**Philippine Bar Association (PBA)**: Board of Trustees, 2014-2015; Co-Chairperson, Committees on Legal Aid (2014-2015) and on Arbitration and Alternative Dispute Resolution (2015-2016)

## VIII. EDUCATION

**Master in Public Policy (MPP)**, Graduate Research Institute for Policy Studies (GRIPS): Japan (2000)

**Bachelor of Laws (LIB)**, University of the Philippines (1997): Manila (Dean's Medal for Academic Excellence; Philippine Law Journal Student Editorial Board)

**Bachelor of Arts**, Holy Name University: Bohol, Philippines (1992), *Summa Cum Laude*

## IX. LANGUAGE

English, Filipino, Nihongo, Cebuano