



COMINDIS

RECHTSANWÄLTE

DR. ERIC DECKER

PARTNER | RECHTSANWALT
MCI Arb

KEY FACTS

Lawyer with more than 26 years of professional experience in dispute resolution, insurance and compliance with pragmatic and goal-oriented thinking

Strong financial and economic background essential to handling commercial and project issues and advising clients strategically

Specialisation in claims and disputes on plant engineering and infrastructure projects

Many years of experience in drafting, negotiating and enforcing FIDIC and other EPC contracts, engineering, EPC/M and consortium agreements for major international projects

Member of the FIDIC working group TG 20

Lecturer at high-level seminars on plant engineering topics, e.g. for VDMA, VAIS, CH Beck, DIS, etc. (Seminars on FIDIC Green Book, etc.) and publications in Legal-Handbooks and specialised legal journals

Knowledgeable (through practical experience) on the perspective of both inhouse and external counsel

PROFESSIONAL CAREER

January 2021 to present

Founding Partner of COMINDIS

- Advising on international plant engineering projects in the fields of renewable energies, infrastructure, waste-to-energy, hydropower, nuclear and conventional power generation, hydrogen, raw materials, battery technology, etc.
- Representing clients in international arbitration proceedings, claims, ADR-proceedings and proceedings before the ordinary courts
- Advising on insurance and compliance issues

2007 to 2020

Legal Director & Head of Global Insurance at Bilfinger SE

- Focus on advice on strategic and operational legal and insurance matters, risk management function to the board, division management and operational functions
- International dispute resolution on many complex cases of industrial, chemical, engineering, energy, oil & gas and environmental industry

2000 to 2007

Global law firm Shearman & Sterling LLP in the areas of Corporate M&A and dispute resolution

- High end corporate and project matters
- Complex disputes resolution - international litigation and arbitration, inter alia, in the automotive industry
- M&A transactions, advising companies in civil, commercial and corporate law issues

1999 to 2000

Law firm Schilling, Zutt & Anschütz

- Advising corporate and private clients in commercial disputes

1999

Admitted to practice law

DETAILS OF EXPERIENCE

- *Projects*: legal and commercial advice for major international projects and service agreements in energy, infrastructure, chemical, oil & gas and environmental industry, e.g. (EPC and EPC/M) plant engineering contracts (under FIDIC, NEC and other models), including risk assessment, drafting and negotiating contracts, claims, consortium and subcontract agreements
- *Dispute resolution*: complex and high-value international disputes e.g. plant engineering projects (EPC & EPCM structures) and post M&A disputes, litigation and arbitration, e.g. ad hoc and under ICC, DIS, AAA, KLRCA, QICCA and SIAC rules, tender law disputes, alternative dispute resolution such as adjudication and mediation
- *Compliance*: advising clients in multiple compliance cases, internal investigations and in connection with a deferred prosecution agreement with the U.S. Department of Justice, negotiating a leniency agreement under the Brazil Clean Company Act with the Ministry of Transparency, Supervision and Control (former CGU)
- *Insurance*: advising clients in financial lines (especially D&O, liability and Cyber). Several renewals and insurance claims

- *Corporate / M&A projects*: acquisition and divestitures of several companies in Europe, Middle East, India and Africa with all steps (e.g. MoU, due diligence, SPA, post-merger integration); drafting and negotiating several joint ventures in Europe, Russia, Middle East, Asia and South Africa
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EDUCATION

1991 - 1995

Study of Law at the University of Regensburg and Technical University Dresden

First State Exam at Technical University Dresden

Postgraduate Fellowship by Konrad-Adenauer-Stiftung e.V.

1996 - 1998

Ph. d., doctor thesis on European antitrust law, Professor Dr. Horst-Peter Götting, LL.M.

Legal traineeship at the Higher Regional Court of Dresden

Legal traineeship at a law firm in United Arab Emirates, advising on commercial and corporate trade law issues between Europe and several Arabian States

1998

Second State Exam at Technical University of Dresden

Languages: German (native), English (fluent)

Born on 28 January 1971 in Dresden, married, two children

MEMBERSHIPS

- Member of the Chartered Institute of Arbitrators (MCI Arb)
 - Member of the FIDIC Working group TG20
 - German Arbitration Institute (DIS)
 - German Bar Association (DAV)
 - Working Group Construction and Real Estate Law
 - DICO - German Institute for Compliance
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PUBLICATIONS

- Local Content Requirements, RInPrax 2025, 18 pp., Dr. Eric Decker and Dr. Ingo Kühl
- Economic Sanctions in Arbitration, SchiedsVZ 2024, 229 ff., Dr. Eric Decker

- Geothermal energy - Is the sleeping giant awakening?, EnK-Aktuell 2024, 10338, Dr. Eric Decker und Dr. Ingo Kühl
- Repowering - focus on the modernisation of wind turbines, EnK-Aktuell 2023, 010167, Dr. Eric Decker und Niclas Grabowski
- How "green" does "green hydrogen" have to be? - Latest developments in the field of classification, EnK-Aktuell 2022, 01088, Dr. Eric Decker und Arnulf Mallmann
- Co-Author Law Handbook, *Private Construction Law*, chapter "The International Consortium Agreement", Roquette/Schweiger, C.H. Beck, 3rd edition 2020
- Co-Author Law Handbook, *International Law Plant Engineering and Construction*, chapter "Securities", Bock/Zons, C.H. Beck, 2nd edition 2020
- The New Expedited Procedure of the German Arbitration Institute, SchiedsVZ 2019, 75 et seq.
- *Legal Aspects of Trading with Emission Certificates*, Dr. Eric Decker with Meyer-Lindemann, emw 2004, 6 et seq.
- *Abusing a Dominant Market Position under European Law in Relation to Intellectual Property Rights* (Das Europäische Mißbrauchsverbot im Verhältnis zu den Immaterialgüterrechten) doctoral thesis, published as Vol. 1 of publication series of the Institute of Technological and Environmental Law, Dresden, 2001
- *Price Abuse Control over Water Supply Companies*, in: *Wirtschaft und Wettbewerb* 1999, 10, 967 et seq.
