

Dr. Mehmet Polat KALAFATOGLU

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Education

Paris-Est Créteil University, Créteil/France (Oct. 2008 – July 2015)

Ph.D. thesis: “*Arbitrability in the field of Industrial Property, a study on international arbitration*” (in French) prepared under the supervision of Prof. Marie-Elodie Ancel, defended publicly on July 6, 2015.

Laureate of the honorary price H. Capitant of *Chancellerie des Universités de Paris* in 2016.

International Academy for Arbitration Law, Paris/France (Certificate, 2011)

Paris 2 Panthéon-Assas University, Paris/France (2007 – 2008)

Master 2 Private International Law and International Trade Law (Jean Monnet Scholarship of the E.U.).

Master Thesis: “*Setting aside of arbitral awards in French and Turkish Law*” (in French) prepared under the supervision of Prof. Bernard Audit.

Galatasaray University, Istanbul/Turkey (LL.B., 2003 – 2007)

Galatasaray High School, Istanbul/Turkey (2003)

Professional Experience

Koç University Law School, Istanbul/Turkey

Assistant Professor (Sept. 2016 – present)

Courses taught: Private International Law I (LAW 403); Private International Law II (LAW 416); International Commercial Arbitration Law (LAW 430); Intellectual Property Law (LAW 429); Intellectual Property Law in Global Perspective (LAW 506).

Certificate programs delivered: “Introduction to Commercial Arbitration”; “Insurance Contracts & Private International Law: A Comparison Between Turkish and the EU Law”; “Introduction to Sports Law and CAS Arbitration”; “The Legal Status of the Syrian ‘Refugees’ in Turkey”; “Turkish International Protection Law: Principal Status, Rights Conferred and Termination”.

WIPO Arbitration and Mediation Center, Geneva/Switzerland

Legal Case Manager (Jan. 2015 – May 2016)

Day to day management of Internet domain name disputes under the UDRP Rules (More than 280 cases administrated in English, French or Turkish).

Shearman & Sterling LLP, Paris/France

International Arbitration Trainee (May 2013 – March 2014)

Assisted the arbitration team in investment arbitration and international commercial arbitration cases (Investment, Energy, Construction and IP law disputes).

Çetinel Law Firm, Istanbul/Turkey

Counsel (October 2012 – May 2013)

Acted as counsel on an investment dispute between a Turkish construction company and Turkmenistan. Prepared legal opinions related to PPP agreements and involved in construction

disputes.

Coskun Law Firm, Istanbul/Turkey
Intern, Litigation (Feb. – Oct. 2012)

Paris-Est Créteil University, Créteil/France
Research Assistant for the *Vademecum* Project on the E.U. Law (July – Sept. 2011, Feb. – May 2012)

Paris 2 Panthéon-Assas University, Paris/France
Member of the *Lynxlex* research group on the E.U. Law (Sept. 2011 – Feb. 2012)

Max Planck Institute for Comparative and International Private Law, Hamburg/Germany
Visiting Fellow, Scholarship of the Institute (Oct. 2011 – Jan. 2012)

Max Planck Institute for IP, Competition and Tax Law, Munich/Germany
Visiting Researcher, DAAD Short Term Scholarship (Sept. 2010 – May 2011)

Internships in Istanbul between 2004 and 2007: **Gide & Loyrette & Nouel Law Firm**, Corporate Law; **Ozcan & Natan Law Firm**, Corporate Law and Litigation; **Cerrahoglu Law Firm**, Corporate Law; **Coskun Law Firm**, Litigation.

Publications

Book:

“L’arbitrabilité en matière de propriété industrielle - Étude en droit de l’arbitrage international” (Arbitrability in the Field of Industrial Property, a Study on International Arbitration), L’Harmattan, Paris 2018.

Book Chapters:

“Olimpiyat Oyunlarında CAS Tahkimi” (CAS Arbitration at the Olympic Games), in *Olimpiyat Oyunları ve Hukuk*, ed. M. Polat Kalafatoğlu, Istanbul 2020, pp. 355-389.

“Türk Milletlerarası Tahkim Hukukunda Hakem Heyetince Verilen Geçici Hukuki Koruma Kararlarının İcrası: Mevcut Sorun ve Çözüm Seçenekleri” (Enforcement of Interim Measures Ordered by Arbitral Tribunals in Turkish International Arbitration Law: Existing Problem and Options for a Solution), in *Genç Milletlerarası Özel Hukukçular Konferansı*, ed. Zeynep Derya Tarman, Istanbul 2018, pp. 3-42.

Articles:

“Tahkim Anlaşmasının Maddi ve Şekli Geçerliliğine İlişkin New York Sözleşmesi’nde Yer Alan Esaslar” (Provisions Regarding the Substantial and Formal Validity of the Arbitration Agreement within the New York Convention), *Legal Hukuk Dergisi*, (2021) 19 (225), pp. 3927-3965.

“Türk Vatandaşlığının Kazanılmasında Soybağı Esası ve Soybağının Ortadan Kalkmasının Türk Vatandaşlığı Üzerindeki Olası Etkileri” (The Filiation Principle in Acquiring Turkish Nationality and the Possible Legal Effects of Termination of a Filiation on the Turkish Nationality), *Public and Private International Law Bulletin*, (2021) 41(2), pp. 517–557.

“Milletlerarası Tahkim Kanunu Uyarınca Hakem Kararı Hakkında Düzeltme, Yorum ve Tamamlama Kararları ve Bu Kararların İptal Davası Açma Süresine Etkisi” (Correction and Interpretation of the Award and Additional Award under the Turkish International Arbitration Act and their Effect on the Time Limit to Initiate Setting Aside Action), *Public and Private International Law Bulletin*, (2020) 40 (1), Prof. Dr. Cemal Şanlı’ya Armağan, pp. 25-53.

“Uluslararası Fuarlarda Fikri Mülkiyet Haklarının Korunmasında Geleneksel Ve Yenilikçi Yöntemler” (Traditional and Innovative Methods for the Protection of Intellectual Property Rights at International Fairs), Banka ve Finans Hukuku Dergisi, 2019, C.8, S.32, Prof. Dr. Ali Necip Ortan’a Armağan, C.1, pp. 1529-1572.

“Milletlerarası Tahkim Kanunu Uyarınca İptal Davası Açma Hakkından Feragat” (Waiver of Setting Aside Action under the Turkish International Arbitration Code), Public and Private International Law Bulletin, (2018) 38 (2), pp. 339-368.

“Yabancı Unsurlu E-Tüketici Uyuşmazlıklarının İnternet Üzerinden Çözülmesi (Online Dispute Resolution) Konusunda Görüş, Düşünce ve Öneriler” (Online Dispute Resolution of Cross-border E-consumer Disputes: Views, Opinions and Propositions), BATİDER 2018, C. XXXIV, S.2, pp. 301-350.

Translation:

Translation of the French Supreme Court decision of December 7, 2010, published in English in International Review of Intellectual Property and Competition Law (IIC), 2011, 994.

Editorship:

“Olimpiyat Oyunları ve Hukuk” (Olympic Games and Law), On İki Levha, İstanbul 2020.

Conference Presentations & Guest Lectureship

Arbitrating International Trademark Disputes, CEIPI – University of Strasbourg, DU European and International Trademark, Design and Informational Technology Law Diploma, March 24&25, 2021, Online course.

Protection of Weaker Parties in International Insurance Contracts with respect to the Choice of Court Agreements, Koç University Law School, Contextualising Insurance Contracts: Interactions with Various Fields of Law (Day 6) - Insurance Contracts and Dispute Resolution, March 4, 2021, Webinar.

“Tahkim Anlaşmasının Maddi ve Şekli Geçerliliğine İlişkin Sözleşme’de Yer Alan Esaslar” (Provisions regarding the substantial and formal validity of the arbitration agreement within the New York Convention), February 8, 2020, İstanbul Bar Association Arbitration Center.

Arbitrability of Intellectual Property Disputes, A Comparative Approach, Intellectual Property Disputes and Arbitration, September 2019, İstanbul Arbitration Centre (ISTAC).

“Türk Milletlerarası Tahkim Hukukunda Hakem Heyetince Verilen Geçici Hukuki Koruma Kararlarının İcrası: Mevcut Sorun ve Çözüm Seçenekleri” (Enforcement of Interim Measures Ordered by Arbitral Tribunals in Turkish International Arbitration Law: Existing Problem and Options for a Solution), Koç University Law School, Young Private International Law Scholars Conference II, June 1, 2018, İstanbul.

“Fikri Mülkiyet Uyuşmazlıklarının Milletlerarası Tahkim Yolu ile Çözümlemesi” (Resolution of Intellectual Property Disputes by International Arbitration), Bilgi University IP Law Workshop No.76, May 2, 2018, İstanbul.

Online Dispute Resolution for Cross-border E-consumer Disputes, 6th Annual Conference of American Society of Comparative Law Younger Comparativists Committee, April 2017, Koç University.

Internet Domain Name Dispute Resolution, the UDRP Mechanism, Model Courts of Justice 2017 Conference, February 2017, Ankara University (Model United Nations Club).

Scholarships and Awards

French Embassy Fellowship for Young Visiting Researchers for a research stay at the Research Center for Private International Law and International Trade Law of Paris II Panthéon/Assas University in July 2018.

Laureate of the honorary price H. Capitant of *Chancellerie des Universités de Paris* in 2016 for the PhD thesis.

Visiting Fellow, Scholarship of the Institute for a research stay at Max Planck Institute for Comparative and International Private Law, Hamburg in 2011.

DAAD short-term scholarship for a research stay at Max Planck Institute for IP, Competition and Tax Law, Munich in 2010.

Jean Monnet scholarship of the EU for the Master program at Paris 2 Panthéon-Assas University in 2007.

Erasmus exchange student with scholarship at University of Picardy Jules Verne in 2006.

Research Interests: International Arbitration Law; Private International Law; Investment Law; Alternative Dispute Resolution; Intellectual Property Law; Comparative Law; Internet Law; Sports Law.

Professional Memberships: Galatasaray Sport Club Board of Directors Member; Admitted to the Istanbul Bar Association; ICC Young Arbitrators Forum; Istanbul Arbitration Center (ISTAC) Rules & Novelties Working Commission Member; ISTAC IP Law Commission Member; Swiss Arbitration Association ASA Below 40; WIPO ADR Young.

Memberships: Galatasaray High School Alumni Association; Galatasaray Sport Club; Amicale de Galatasaray (France).

Languages: Turkish (native); French (fluent); English (fluent).