

SCHONEWILLE & SCHONEWILLE

LEGAL MEDIATION

Jeremy Lack, MA (Oxon) is an IMI Certified Mediator, IMI Certified Mediation Advocate, independent lawyer & ADR neutral specialising in international disputes & intellectual property matters. He serves as Counsel to Schonewille & Schonewille in legal mediations and cross-border co-mediations, and acts as a settlement counsel, mediator, conciliator, arbitrator and hybrid design specialist.

Together with Manon Schonewille he runs the co-mediation services for Schonewille & Schonewille's cross-border cases.

Jeremy's areas of specialism:

- cross-cultural and international civil and commercial disputes
- deal mediations, typically where there are complex business issues, technologies, private equity issues, trusts and estates, family-owned businesses, governance, sensitive personal issues, or intellectual property issues involved
- process design for preventing and resolving disputes, and preventing conflicts from escalating.

Jeremy has worked extensively with large corporations (serving as international in-house counsel to a leading medical device and diagnostics multinational), start-up companies, NGOs, IGOs, universities, families, venture capital firms, and private equity funds. He is comfortable working in civil law and common law jurisdictions and with highly charged or emotional disputes. Jeremy is bilingual in French and English (bilingual), and mediates in Spanish as well. He is fluent in Hebrew and speaks basic conversational Italian and German.

Mediation approach

Jeremy uses an outcome-focused and holistic style of mediation that is adapted to cross-cultural disputes. He seeks to build on each disputant's national, legal and/or professional cultures, to help them design a process that is compatible with their values and in accordance with any existing constraints (e.g budgets, deadlines and/or applicable laws). The goal is to reach an outcome, whether for settling a dispute or to facilitate a transaction in the context of reaching a business deal, which will satisfy the parties substantively, procedurally and psychologically. This approach is typically conducive to a facilitative style of mediation, where the mediator works with the parties to elicit their interests, positions, and alternatives in order to generate solutions that will respond to their mutual needs, and approaching the mediation as a social process. It can, however, also result in an evaluative or transformative process, or a combination of various types of mediation on different topics, depending on the constraints or perceived procedural needs of the parties. The mediator thus seeks to work closely with the parties and their counsel. For further details, please see his IMI profile [here](#).

Mediation education

Jeremy's first training in mediation was in May 1995 with WIPO. Since then he has done numerous additional international trainings, including with CEDR, WIPO, the Center for Mediation in Law, CPR, CMAP, CEMAJ, CSMC, CUNY, CIArb, Harvard (HNII), ISBM Admont, KonfliktKultur-KulturKonflikt, CICG, CSMC, ODAGE, GEMME and JAMS. He is an active trainer and teacher and organizes regular trainings on international mediation and mediation advocacy.



Jeremy Lack, Esq.

- Independent ADR Neutral & Attorney-at-Law
- Owner LAWTECH.CH (CH)
- Barrister & Door Tenant with [QUADRANT CHAMBERS \(UK\)](#)
- Advisor to [CHARLES RUSSELL LLP](#) (UK & CH)
- Part-time faculty to the [EPFL](#) (CH) (Management of Technology MBA Program)
- Of counsel at [SCHONEWILLE & SCHONEWILLE](#)
- Co-Founder, [NEUROWAWARENESS.COM \(US\)](#)
- Cross border co-mediation and ADR process design services
- IMI certified Mediator and IMI certified Mediation Advocate

Bar Admissions:

- 1989: Bar of England and Wales
- 1990: New York Supreme Court (1st Dept.)
- 1990: US EDNY, SDNY, NDNY, CAFC
- 1991: USPTO
- 2003: Geneva Bar (as EU lawyer)



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[LinkedIn Profile](#)

Representative matters, examples of recent cases

- A large multi-party industrial and insurance dispute involving leading South American and European corporations, insurers and reinsurers. This ad-hoc mediation involved 23 participants and was resolved in one full day and two half day sessions. (Value > USD 200 million).
- Commodities trading dispute between a large Eastern European group and a Western European purchaser. This institutional mediation occurred in parallel with arbitration proceedings. A settlement agreement was reached following 1.5 days of mediation and using a consecutive interpreter. (Approx. value of dispute > € 16 million).
- Workplace-related dispute involving a well-known international not-for-profit organization and many members of its internal management and governance systems.
- Cross-border dispute between two SMEs involved in the development of laser technology instruments. The matter was resolved in a single mediation session lasting 1.5 days. Instead of terminating their relationship, as had been expected, the parties were able to retain a successful working relationship and generate new income streams. (Value, > € 1 million).
- Cross border dispute involving a multinational corporation and its Eastern European operations. The mediation dealt with matters internal and external to the company, and involved several stakeholders. The matter was resolved over the course of several months in two mediation sessions.
- Appointed as mediator by the court in a criminal matter. The matter, which was highly emotionally charged, was resolved within one day.
- A software technology dispute involving international copyright and trademark issues between two Eastern European companies and a French company, with parallel arbitration proceedings pending. The matter was resolved in six half day sessions over a three month period. (Value > € 3 million).
- Escalating patent dispute with more than five years of court proceedings pending in several countries between a US multinational and a large privately-owned European competitor. The parties were able within one day to resolve all court proceedings and to address issues that could not be dealt with in national court proceedings. (Value > € 20 million).
- An insurance dispute between a foreign claimant and a Swiss insurance company based on ten years of escalating disputes between the parties. The parties were able to settle all past matters in four half-day sessions and to agree on a process for the handling of all future claims by the claimant. (Value < EUR 1 million).

Honours and other professional activities

- Vice-Chair Independent Standards Commission, International Mediation Institute (IMI)
- Co-Chair, Swiss Chamber of Commercial Mediation (Section Romande) (SKWM/CSMC)
- Past Co-Chair International Committee, Dispute Resolution Section, ABA and Mediation Committee Chair of CI Arb.
- Rated as one of the “Most Highly Regarded Firms: Mediation 2012” and as one of the “Top Ten Most Highly Regarded Individuals” in The International Who’s Who of Commercial Mediation, Who’s Who Legal, 2011.

Jeremy Lack, Esq.

Conferences and publications

An overview of Jeremy's conferences and publications can be found [here](#).

The benefits of co-mediation in cross-border cases

Co-mediation teams are particularly beneficial in cross-border and complex commercial disputes. Using co-mediation creates more options, improves the process procedurally and substantively and statistically provides even higher settlement rates and satisfaction ratings. Co-mediation improves the effectiveness of a facilitated settlement process, especially if there is limited time available and different mediation styles are expected by each negotiation partner. A mixed gender and cross-cultural team also adds diversity and can better address intercultural issues, capable of designing culturally appropriate interventions into the process.

What is “legal mediation”?

A legal mediator is a varied approach to mediation, where several evaluative elements regarding substantive issues can be introduced into the mediation process by the mediator, by using experts, or using co-mediators with different approaches to mediation. Solution-focused, facilitative and evaluative approaches can all be used and combined depending on the circumstances and the parties' needs. Legal mediation means that the mediator pro-actively supports the parties both at a procedural and substantive level. On mutual request, the mediator can also help the parties to generate, advise, educate or apply norms (e.g., legal or otherwise) regarding dispositive issues, or to understand how similar issues may have been successfully solved in comparable mediations or other ADR processes. The quality of communications, substantive and legal aspects of the case, as well as the personal and commercial interests of the parties play an equally important role in the mediation process.