Dispute Resolution in the Digital Economy

Use of technology in international arbitration

“Is technology a friend or a foe of cross border dispute settlement?”

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TOPICS

1. LegalTech Market is Growing Rapidly
2. LegalTech offered at JIDRC
3. LegalTech in Dispute Resolution for counsel
4. Bright side of LegalTech in dispute resolution
5. Potential dark side of LegalTech in dispute resolution
1. LegalTech Market is Growing Rapidly

At $1.2 Billion, 2019 Is A Record Year for Legal Tech Investments — And It’s Only September

https://www.lawsitesblog.com/?s=record+for+legal+tech+investment
2. LegalTech offered at JIDRC

- SaaS (Software as a Service)
- X-Tech (MedTech, InsurTech, SalesTech, LegalTech...)

- File Management Platform for Arbitration Cases
- Interpreter channel for virtual/hybrid hearing
- Automatic Transcript Service by Artificial Intelligence

JIDRC @ Tokyo
3. LegalTech in Dispute Resolution for counsel #1

Debrief clients
- Document collection & review
- Create a list of relevant parties and/or individuals
- Create chronology
- Machine translation

Case theory
- Legal research
- Identify strengths and weaknesses
- Predict the possible outcomes

Selection of Arbitrators

Document Management
- Platform to share files with clients/co-counsel
3. LegalTech in Dispute Resolution for counsel #2

**Submissions**
- Identify relevant exhibits
- Exhibits management

**Hearing**
- Virtual/hybrid
- Interpreter channels
- Live Transcript
- Document display and management

**Enforcement**
- Asset tracing
- Identify jurisdiction(s) with high likelihood of success

**Document production**
- Keyword searches
- eDiscovery

**Award**
4. Bright side of LegalTech in dispute resolution

1. Improve life of junior lawyers, allows junior lawyers to focus on meaningful work

2. Improve efficiency and quality of legal services

3. Better predictability and better outcome

4. Greener
5. Potential dark side of LegalTech in dispute resolution

1. Limitation of technology
2. Cyber security and data protection issues
3. Practicing law without license?
4. Increase in legal fees and/or expenses for LegalTech services
5. May unnecessarily complicate the dispute resolution process
6. Legal tech divide
   • Among law firms
   • Among practice areas
   • Among regions
   • Among languages

E.g. “Kyo” -> 今日(today)? 京(capital/Kyoto)? 強(strength)?

Solutions?
Thank you

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