

Erik Schäfer



Attorney-at-law

Partner since 2002

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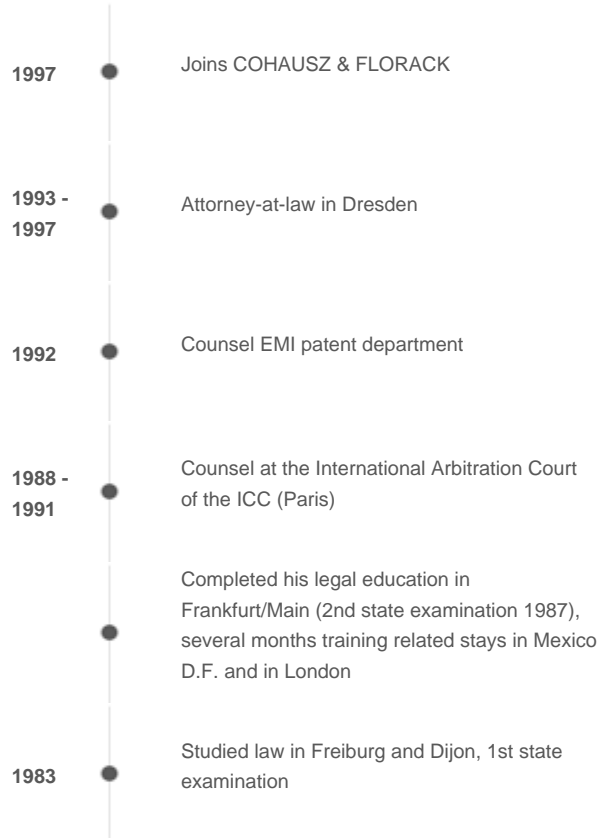
Detailed profile

As an attorney and partner at COHAUSZ & FLORACK, Erik Schäfer represents clients before all German Local, Regional and Higher Regional Courts, the Federal Patent Court, the Office of the European Union for Intellectual Property (EUIPO), the European Court of First Instance and the European Court of Justice. He has decades of experience in the area of intellectual property rights and in all related fields, i.e. licensing, copyright (design), employee invention, trademark and name law, unfair competition issues, legal aspects of research and development projects, ICT licensing and project matters, as well as distribution and sales organization, both in an advisory capacity and as a party representative in court. His experience in contract law includes international private and commercial law.

In addition, he acts as an arbitrator in national and international arbitration proceedings, also focusing on technology and intellectual property in the broader sense. In the Commission for International Arbitration and ADR of the International Chamber of Commerce (ICC), Paris, Erik Schäfer headed the working groups "IT & Arbitration" and "Expertise Proceedings". He was also active in the working groups "Small Claim Arbitration" and "eDisclosure", as well as "Emergency Arbitrator". He was the founding president of the German-Austrian division of Club Español de Arbitraje. Erik Schäfer has taken part in training courses in mediation (WIPO, DAA, INTA) and has been a member of the IBA's "Investor State Mediation" working group.

After his law studies at the University of Freiburg and extended study visits abroad (France, England, Mexico), he initially worked as a consultant at the Secretariat of the International Court of Arbitration of the International Chamber of Commerce (ICC) in Paris. After that, he handled

Career



Memberships

GRUR, CEA, CEPANI, CARAT, LES, MARQUES, Member Board of Trustees DIAC (Dubai), ICC Commission on International Arbitration, Club Español de Arbitraje (past chair German & Austrian Regional Chapter)

Arbitration panel

DIS (German Institution of Arbitration), Düsseldorf Chamber of Commerce and Industry, ASA (Switzerland), VIAC (Austria), CAC (Argentina), KLRCA (Kuala Lumpur), SIAC (IP Panel, Singapore), HKIAC (IP Panel, Hong Kong), ICC (Database), WIPO (Database)

Expertise

- Intellectual property and related areas (copyright law, designs & models, trademarks & names, unfair competition, technology transfer, licensing; project, research and development contracts)
- contract law (general/[IT-] project contracts/JV/marketing, distribution)
- International commercial and private law
- Arbitration and mediation

legal matters in a patent department. In 1993 he became a freelance attorney in a local patent and law firm in Dresden. Since 1994 he has been a party representative and arbitrator in national and international arbitration proceedings. He has been working for COHAUSZ & FLORACK since 1997 and has been a partner in the firm since 2002.

Erik Schäfer advises clients in German, English, Spanish and French. He has also chaired arbitration proceedings as chairman and sole arbitrator in these languages.

Recommendations

- [Patent star 2021 \(IP Stars\)](#)
- [Leaders Legaue 2021](#)
Recommended for trademark litigation
- [Best Lawyers 2022](#)
- [Who's Who Legal Germany – Arbitration 2021](#)
"Erik Schafer is an 'arbitration specialist' according to peers, who commend the wealth of experience and extensive knowledge he brings to high-profile disputes."
- Expert Guides 2020 – Commercial Arbitration
- IP Stars 2020
- [Who's Who Legal Germany – Arbitration 2020](#)
"Erik Schäfer is one of Germany's elite arbitrators when it comes to domestic and international proceedings pertaining to technology and intellectual property disputes."
- Best Lawyers 2021
- Best Lawyers 2020
- [Who's Who Legal – Arbitration 2019](#)
"Erik Schäfer stands out as an 'excellent and straightforward practitioner' who comes highly recommended for his expertise in technology and IP disputes."
- [Who's Who Germany 2019](#)
"Erik Schäfer is a well recognised name in the arbitration space in Germany where he stands out for his leading expertise in complex intellectual property disputes."
- Expert Guides 2018 – Commercial Arbitration
- Best Lawyers 2018
- [gar Arbitration 2018](#)
"Erik Schäfer 'one of the brightest Gentlemen in the German market' who is 'always good at facilitating a settlement between parties and isn't afraid of sharing the truth.'"
- IP Stars 2018
- [WWL Thought Leaders Arbitration 2018](#)
- [Who's Who Germany 2018](#)
"Erik Schäfer is lauded by fellow practitioners as 'one of the brightest gentlemen we have in the German arbitration market.'"
- IP Stars 2017
- [Who's Who Germany 2017](#)
"Excellent arbitrator (...)"

Publications

Erik Schäfer, Dr. Reinhard Fischer

Trade Secrets 2022

in Lexology GTDT: Trade Secrets 2022

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Chapter: Managing Data Privacy and Cybersecurity Issues

Global Arbitration Review

Guide to Evidence in International Arbitration

First edition, 2021

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Trademarks in Germany 2021/2022

World Trademark Review Yearbook: A global guide for practitioners 2021/2022, a supplement to World Trademark Review, published by Law Business Research - IP Division

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Anti-counterfeiting in Germany 2021

Anti-counterfeiting and Online Brand Enforcement: A Global Guide 2021, a supplement to World Trademark Review, published by Law Business Research - IP Division

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Trade Secrets 2021

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Erik Schäfer as contributor

International Arbitration and the COVID-19 Revolution

A timely book published by Kluwer Law International B.V. that elucidates and analyses how the COVID-19 crisis has redefined arbitral practice, with a critical appraisal of the pandemic's effects from well-known practitioners on substantive and procedural aspects from the commencement of proceedings until the enforcement of the award.

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Erik Schäfer, Dr. Natalie Kirchhofer

Specialisation in life sciences, pharma and chemical disputes

Commercial Dispute Resolution 2020

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Anti-counterfeiting in Germany 2020

Anti-counterfeiting: A Global Guide 2020, a supplement to IAM, published by Globe Business Media Group - IP Division

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Trademarks in Germany 2020/2021

World Trademark Review Yearbook 2020/21, a supplement to World Trademark Review, published by Law Business Research - IP Division

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Geben und Nehmen

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Informationstechnologie in Schiedsverfahren nach 2018 DIS Schiedsgerichtsordnung

Hinweise zu Art. 27.4(i) und Anlage lit. G 2018 DIS-Schiedsgerichtsordnung
SchiedsVZ 2019, Heft 4

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Anti-counterfeiting in Germany

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The IP Media Group, World Trademark Review Yearbook 2019/20

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"Fremde Federn" - sicherer Schutz

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Anti-counterfeiting: A Global Guide 2018 – German Chapter

A supplement to Intellectual Asset Management, published by Globe Business Media Group - IP Division

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Rechtlich fit für den Wettkampf

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Was macht die Kunst?

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IT & Schiedsverfahren

ICC Germany-Magazin 2/2017

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World Trademark Review Yearbook 2017/18 - Germany

The IP Media Group, World Trademark Review Yearbook 2017/18

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Einer für alle ? Verträge in der Kreativwirtschaft

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"Die Gedanken sind frei" - die Ideen oft nicht

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Know-how schützen

ICC Germany-Magazin 2/2016

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Erfolg durch E-Commerce

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Herman Verbist, Erik Schäfer & Christophe Imhoos

ICC Arbitration in Practice

2. Auflage (2015), New York: Wolters Kluwer Law & Business

Hardcover, ISBN: 9789041131713

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Business Brief Germany

World IP Review Annual 2015

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Erik Schäfer, Ulrike Alice Ulrich, Dr. Reinhard Fischer

World Trademark Review Yearbook 2014/15 - Germany

The IP Media Group, World Trademark Review Yearbook 2014/15

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Sprechende Marken

creativ verpacken 4/2014

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Arbitration of Intellectual Law Disputes in Germany

in Prof. Dr. Karl Heinz Böckstiegel, Dr. Stefan Kröll, Dr. Patricia Nascimento

Arbitration in Germany, 1. Aufl. 2007 und 2. Aufl. 2014

Erik Schäfer und Holger Kummer

Mediation Baubegleitung - Frühe Streitschlichtung

Beratende Ingenieure 9/10 2013

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Schiedsgerichtsbarkeit in IT/IP-Prozessen

in Kilian/Heussen (Ed.) "Computerrechtshandbuch", (Looseblatt) N°28/2010

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Quick and 'Dirty' Alternatives to Mediation

in p. 31-36 IBA e-Book Mediation Techniques (Ed. Patricia Barkley) 2010

Erik Schäfer, Nazim Söylemezoglu

Intangible assets and the Accounting Modernisation Act

IAM Magazine - International Report, 21 Jan 2009

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Institutionelle Schiedsgerichtsbarkeit in Lateinamerika

in Paschke/Graf/Olbrisch (Hrsg.) „Hamburger Handbuch des Exportrechts“, Hamburg 2009

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Using Information Technology Efficiently in International Arbitration

in A. W. Rovine (Ed.) "The Fordham Papers 2008", Leiden 2009

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Die Mediation im gewerblichen Rechtsschutz

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Elección y nombramiento de los árbitros. Desde el punto de vista de las partes

Revista Peruana de Arbitraje 6/2008, p. 89-99

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Using Information Technology Efficiently in International Arbitration

Presentation 06/2008

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Schiedsgerichtbarkeit und Mediation

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Using Information Technology Efficiently in International Arbitration

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in Torggler (Ed.) „Praxishandbuch Schiedsgerichtsbarkeit“, Wien 2007, 9-36

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DIS-Materials XII (2006), p. 85-103

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Zusammenarbeit zwischen Experten und Juristen bei unterschiedlichen Fach- und Denkstrukturen II

in "Der Experte im Verfahren – Erkenntnisse aus nationalen und internationalen Verfahren vor Schiedsgerichten und staatlichen Gerichten", Hrsg. Fritz Nicklisch, München 2006

Erik Schäfer, Verbist, Imhoos

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Stämpfli Verlag AG, August 2004, ISBN: 90-411-2308-3

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The Use of Arbitration and Mediation for protecting Intellectual Property Rights: A German Perspective

TMR Vol. 94 May-June 2004 N° 3, p. 695-723

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The Use of Arbitration and Mediation for Protecting Intellectual Property Rights: A German Perspective

The Trademark Reporter Vol. 94 May-June, 2004

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ICC Arbitration in Practice

Kluwer Law International, 2004

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Inhaber- und Verwertungsrechte an den Ergebnissen von Entwicklungs-/ Forschungskoperationen und Aufträgen

in "Forschungs- und Entwicklungsverträge in Wissenschaft und Technik, Hrsg. Fritz Nicklisch, München 2004, p. 59-67

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Videoconferencing in Arbitration

ICC International Court of Arbitration Bulletin, Vol. 14/No. 1 – Spring 2003, p. 35-45