

DR. TAMAR MESHEL

413 Law Centre
111 89 Ave NW
Edmonton, AB T6G 2H5 Canada

meshel@ualberta.ca
[SSRN](#)
[Google Scholar](#)
[Substack](#)

ACADEMIC APPOINTMENTS

University of Alberta Faculty of Law <i>CN Professor of International Trade</i>	2023-present
University of Alberta Faculty of Law <i>Associate Professor (tenured)</i>	2022-present
University of Alberta Faculty of Law <i>Assistant Professor (tenure-track)</i>	2018-2022

OTHER TEACHING EXPERIENCE

Osgoode Hall Law School, York University, Canada <i>Lecturer</i>	2025-present
International Commercial Arbitration (Professional LLM in International Business Law Program)	
Ohio State Moritz College of Law, USA <i>Lecturer</i>	2023-2024
International Commercial Arbitration	

EDUCATION

University of Toronto Faculty of Law, Canada S.J.D.	2013-2018
University of Toronto Faculty of Law, Canada LL.M.	2012-2013
University of British Columbia Faculty of Law, Canada J.D.	2006-2009
University of Toronto Faculty of Arts, Canada B.A. Honours	2004-2006
Santa Monica College, Los-Angeles, USA	2002-2004

PUBLICATIONS

BOOKS

[ARBITRATION LAW: STATUTES, CASES, AND COMMENTARY](#) (LexisNexis Canada, 2026)

[ARBITRATION](#), 5th Edition (West Academic) (with Stephen J. Ware, Alan Scott Rau, David Horton, 2026)

ARTICLES

Chapter 4 of the Federal Arbitration Act-An Empirical Analysis, 27 CARDOZO JOURNAL OF CONFLICT RESOLUTION (forthcoming, 2026) [PDF](#)

The Gatekeepers of the Federal Arbitration Act: An Empirical Analysis of the FAA in the Lower Courts, 94 MISSISSIPPI LAW JOURNAL 485 (2025) [PDF](#)

Arbitration, Courts, and the Rule of Law Post-Uber, 4 [SUPREME COURT LAW REVIEW](#) (3d) 45 (2024) [peer-reviewed]

Employment Arbitration: Recent Developments and Future Prospects, 39 OHIO STATE JOURNAL ON DISPUTE RESOLUTION 279 (2024) [PDF](#)

The Judicial Grassroots of the ‘Arbitration Revolution’, 15 WILLIAM & MARY BUSINESS LAW REVIEW 245 (2024) [PDF](#)

International Arbitration Agreements in Canada Post-Uber, 40 [JOURNAL OF INTERNATIONAL ARBITRATION](#) 435 (2023) [peer-reviewed]

Enforcing International Arbitral Subpoenas in the United States, 39 [ARBITRATION INTERNATIONAL](#) 19 (2023) [peer-reviewed]

The Silala Judgment and the Duty to Cooperate in Customary International Water Law, 23 WYOMING LAW REVIEW 51 (2023) (invited) [PDF](#)

In Defense of Moses, 96 ST. JOHN’S LAW REVIEW 395 (2023) [PDF](#)

Two Comes Before Four and Five: The FAA in Campbell v. Keagle, 117 NORTHWESTERN UNIVERSITY LAW REVIEW ONLINE 74 (2022) [PDF](#)

The Harmon Doctrine is Dead, Long Live the Harmon Doctrine!, 63 VIRGINIA JOURNAL OF INTERNATIONAL LAW 1 (2022) [PDF](#)

The PAGA Saga, 2021 PEPPERDINE LAW REVIEW 36 (2022) [PDF](#)

Petrowest v. Peace River Hydro: The Revocability and Separability of Commercial Arbitration Agreements, 65 CANADIAN BUSINESS LAW JOURNAL 329 (2022) [PDF](#)

- Cited by the Supreme Court of Canada in *Peace River Hydro Partners v. Petrowest Corp.*, 2022 SCC 41 (Nov. 10, 2022)

Artificial Waterways in International Water Law: An American Law Perspective, 55 VANDERBILT JOURNAL OF TRANSNATIONAL LAW 49 (2022) [PDF](#)

Crypto Dispute Resolution: An Empirical Study, 2021 UNIVERSITY OF ILLINOIS JOURNAL OF LAW, TECHNOLOGY & POLICY 187 (2021) (with Moin A. Yahya) [peer-reviewed] [PDF](#)

Discovery Under § 1782 in International Commercial Arbitration: Recent Developments from a Comparative Perspective, 54 THE INTERNATIONAL LAWYER 361 (2021) [peer-reviewed] [PDF](#)

Closing the Enforcement Gap: Third Party Discovery Under the FAA and the Federal Rules of Civil Procedure, 70 UNIVERSITY OF KANSAS LAW REVIEW 1 (2021) [PDF](#)

Procedural Cross-Fertilization in International Commercial and Investment Arbitration: A Functional Approach, 12 JOURNAL OF INTERNATIONAL DISPUTE SETTLEMENT 585 (2021) [peer-reviewed] [PDF](#)

From Newsun v. Araya to the CORE: Taking Stock of State-Based Business and Human Rights Grievance Mechanisms in Canada, 54 UBC LAW REVIEW 203 (2021) [peer-reviewed] [PDF](#)

International Arbitration: The New Frontier of Business and Human Rights Dispute Resolution?, 44 DALHOUSIE LAW JOURNAL 101 (2021) [peer-reviewed] [PDF](#)

Mobile Based Transportation Companies, Mandatory Arbitration, and the Americans with Disabilities Act, 2021 JOURNAL OF LAW AND MOBILITY 1 (2021) [peer-reviewed] [PDF](#)

- DIGging a Deeper Hole in the Doughnut's Hole: SCOTUS and Who Decides Arbitrability*, 2021 UNIVERSITY OF ILLINOIS LAW REVIEW ONLINE 158 (2021) [PDF](#)
- Cited by the Supreme Court of Texas in *TotalEnergies E&P USA, Inc. v. MP Gulf of Mexico, LLC*, 2023 WL 2939648 (Apr. 14, 2023)
- International Water Law and Fresh Water Dispute Resolution: A Coasean Perspective*, 92 UNIVERSITY OF COLORADO LAW REVIEW 509 (2021) (with Moin A. Yahya) [PDF](#)
- 'A Doughnut Hole in the Doughnut's Hole': The Henry Schein Saga and Who Decides Arbitrability*, 73 RUTGERS UNIVERSITY LAW REVIEW 83 (2020) [PDF](#)
- Cited by the Supreme Court of Texas in *TotalEnergies E&P USA, Inc. v. MP Gulf of Mexico, LLC*, 2023 WL 2939648 (Apr. 14, 2023)
 - Cited by the Court of Chancery of Delaware in *Fairstead Capital Management LLC v. Blodgett*, 2023 WL 115540 (Jan. 6, 2023)
- If Apps Be The Food Of The Future, Arbitrate On!': Mobile-Based Ride-Sharing, Transportation Workers, and Interstate Commerce*, 15 VIRGINIA LAW & BUSINESS REVIEW 1 (2020) [PDF](#)
- GE Energy v. Outokumpu: Non-signatories Can Now Enforce International Commercial Arbitration Agreements on Equitable Estoppel Grounds*, 11 HARVARD BUSINESS LAW REVIEW ONLINE 1 (2020) [PDF](#)
- Of International Commercial Arbitration, Non-Signatories, and American Federalism: The Case for a Federal Equitable Estoppel Rule*, 56 STANFORD JOURNAL OF INTERNATIONAL LAW 123 (2020) [PDF](#)
- Transboundary Watercourses, Dams, and Human Migration: An International Water Law Perspective*, 9 CAMBRIDGE INTERNATIONAL LAW JOURNAL 154 (2020) [peer-reviewed] [PDF](#)
- International Commercial Arbitration in Canada After Uber Technologies Inc. v. Heller*, 37 ARBITRATION INTERNATIONAL (2020) 361 [peer-reviewed] [PDF](#)
- Swimming Against the Current: Revisiting the Principles of International Water Law in the Resolution of Fresh Water Disputes*, 61 HARVARD INTERNATIONAL LAW JOURNAL 135 (2020) [PDF](#)
- Caught between the FAA and the New York Convention: Non-signatories to International Arbitration Agreements and the 'In Writing' Requirement*, 62 UNIVERSITY OF PENNSYLVANIA JOURNAL OF BUSINESS LAW 677 (2020) [PDF](#)
- Mobile-Based Transportation Employment Disputes: Corporate Chutzpa and the Potential Resurrection of Class Arbitration*, UNIVERSITY OF CHICAGO LAW REVIEW ONLINE 1 (2020) [PDF](#)
- 225 Years to the Jay Treaty: Interstate Arbitration Between Progress and Stagnation*, 3 CARDOZO INTERNATIONAL, COMPARATIVE, POLICY & ETHICS LAW REVIEW 1 (2020) [PDF](#)
- Unmasking the Substance Behind the Process: Why the Duty to Cooperate in International Water Law is Really a Substantive Principle*, 47 DENVER JOURNAL OF INTERNATIONAL LAW AND POLICY 29 (2020) [PDF](#)
- Heller v. Uber Technologies Inc.: Can Hard Cases Make Good Law?*, 50 ADVOCATES' QUARTERLY 351 (2020) [PDF](#)
- Interstate Fresh Water Dispute Resolution: Some Reflections on River Basin Organizations as Arbitral Institutions*, 29 YEARBOOK OF INTERNATIONAL ENVIRONMENTAL LAW 55 (2018) [peer-reviewed] [PDF](#)
- Environmental Justice in the United States: The Human Right to Water*, 8 WASHINGTON JOURNAL OF ENVIRONMENTAL LAW & POLICY 264 (2018) [PDF](#)
- The Croatia v. Slovenia Arbitration: The Silver Lining*, 16 THE LAW AND PRACTICE OF INTERNATIONAL COURTS AND TRIBUNALS 288 (2017) [peer-reviewed] [PDF](#)

- What's in a Name? The Silala Waters and the Applicability of International Watercourse Law*, 39 QUESTIONS OF INTERNATIONAL LAW 5 (2017) [peer-reviewed] [PDF](#)
- A Decade Later and Still on Target: Revisiting the 2006 Israeli Targeted Killing Decision*, 7 JOURNAL OF INTERNATIONAL HUMANITARIAN LEGAL STUDIES 88 (2016) [peer-reviewed] [PDF](#)
- A New Transboundary Fresh Water Dispute before the International Court of Justice*, 42 WATER INTERNATIONAL 92 (2016) [peer-reviewed] [PDF](#)
- Teaching an Old Law New Tricks: International Environmental Law Lessons for Cyberspace Governance*, 58 GERMAN YEARBOOK OF INTERNATIONAL LAW 129 (2016) (with Jutta Brunnée) [peer-reviewed] [PDF](#)
- Bannai v. Erez and the Jurisdictional Race of the Israeli and English Courts*, 32 ARBITRATION INTERNATIONAL 149 (2016) [peer-reviewed] [PDF](#)
- Cited by the Supreme Court of Israel in Civil Appeal 3907/14 (Aug. 10, 2016)
- The Evolution of Interstate Arbitration and the Peaceful Resolution of Transboundary Freshwater Disputes*, 2016 JOURNAL OF DISPUTE RESOLUTION 361 (2016) [PDF](#)
- Human Rights in Investor-State Arbitration: The Human Right to Water and Beyond*, 6 JOURNAL OF INTERNATIONAL DISPUTE SETTLEMENT 277 (2015) [peer-reviewed] [PDF](#)
- Commercial Peacemaking - The New Role of the International Commercial Arbitration Legal Order*, 16 CARDOZO JOURNAL OF CONFLICT RESOLUTION 395 (2015) [PDF](#)
- The Use and Misuse of the Corruption Defense in International Investment Arbitration*, 30 JOURNAL OF INTERNATIONAL ARBITRATION 267 (2013) [peer-reviewed] [PDF](#)

BOOK CHAPTERS

- Dental Negligence and Malpractice*, in [DENTAL LAW IN CANADA](#), 4th ed. (2026)
- The Attorney General as Guardian of the Public Interest and the Evolution of Private-Public Arbitration in Israel*, in [THE COMPARATIVE CONSTITUTIONAL FOUNDATIONS OF PRIVATE-PUBLIC ARBITRATION](#) 391 (OUP, 2025)
- Business and Human Rights Dispute Settlement: The OECD NCPs as Grievance Mechanisms*, in [CORPORATE HUMAN RIGHTS RESPONSIBILITY IN OECD CASE LAW: ACTORS, ISSUES, RESPONSIBILITIES AND REMEDIES](#) 155 (Springer Interdisciplinary Studies in Human Rights, 2025)
- Water Justice and the Social Pillar of Sustainable Development: The Case of Israel*, in [THE CAMBRIDGE HANDBOOK OF ENVIRONMENTAL JUSTICE AND SUSTAINABLE DEVELOPMENT](#) 196 (CUP, 2021)
- Water Disputes Across Borders*, in [ROUTLEDGE HANDBOOK OF LAW AND SOCIETY](#) 242 (OUP, 2021)
- Dental Negligence and Malpractice*, in [DENTAL LAW IN CANADA](#), 3rd ed. 227 (LexisNexis Canada, 2019)
- The Dual Role of Procedure in International Water Law*, in [INTERNATIONAL LAW AND LITIGATION: A LOOK INTO PROCEDURE](#) 65 (Nomos & Hart Publishing, 2019) [PDF](#)
- Optional Rules for Arbitration of Disputes Relating to Natural Resources and/or the Environment*, in [MAX PLANCK ENCYCLOPAEDIA OF INTERNATIONAL PROCEDURAL LAW](#) (OUP, 2019)

AMICUS BRIEFS

- Jump Trading, LLC v. Nick Patterson, et al.*, No. 24-1266, United States Supreme Court, 2025 (author) [PDF](#)
- Burnett v. Nat'l Ass'n of Realtors*, No. 23-840, United States Supreme Court, 2024 (author) [PDF](#)

ZF *Automotive US, Inc., et al. v. Luxshare, Ltd.*, No. 21-401, United States Supreme Court, 2022 (author) [PDF](#)

BOOK EDITING

[A BRIDGE OVER TROUBLED WATERS: DISPUTE RESOLUTION IN THE LAW OF INTERNATIONAL WATERCOURSES AND THE LAW OF THE SEA](#) (Brill-Nijhoff, 2020) (with H el ene Ruiz Fabri, Erik Franckx, Marco Benatar)

BLOG POSTS, NEWSLETTERS, AND EDITORIALS

The Standard of Review of Arbitration Awards in Canada, [KLUWER ARBITRATION BLOG](#) (Jul. 2024)

Arbitration Implications of High Court Coinbase Ruling, [LAW360](#) (Jun. 2024)

The Gatekeepers of the Federal Arbitration Act: An Empirical Analysis of the FAA in the Lower Courts, [CONTRACTSPROF BLOG](#) (Oct. 2023)

The New Chapter in the Life of the FAA, [CONTRACTSPROF BLOG](#) (Jun. 2023)

First Crypto Arbitration Case Heard by SCOTUS, [CONTRACTSPROF BLOG](#) (Mar. 2023)

Southwest Airlines v. Saxon Comes Full Circle, [CONTRACTSPROF BLOG](#) (Mar. 2023)

Swimming Against the Current: Revisiting the Principles of International Water Law in the Resolution of Fresh Water Disputes, [INTERNATIONAL WATER LAW PROJECT BLOG](#) (Apr. 2020)

International Business and Human Rights Dispute Settlement Before Domestic Courts: The Draft UN Treaty for Business and Human Rights, [AFRONOMICSLAW BLOG](#) (Dec. 2019)

To Sign or Not To Sign – Is That the Question? The New York Convention’s ‘In Writing’ Requirement in U.S. Courts, [KLUWER ARBITRATION BLOG](#) (Sep. 2019)

The Permanent Court of Arbitration and the Peaceful Resolution of Transboundary Freshwater Disputes, [ESIL REFLECTIONS](#) (Jan. 2016)

Israeli Supreme Court Lost between the Israeli Arbitration Act and the New York Convention, [KLUWER ARBITRATION BLOG](#) (Nov. 2014)

How (Not to) Object to a Stay of Proceedings under the Israeli Arbitration Act, [KLUWER ARBITRATION BLOG](#) (Oct. 2014)

Interstate Arbitration: Awakening the ‘Sleeping Beauty of the Peace Palace’, [OPINIOJURIS](#) (Aug. 2014)

Daric v. Alstom: Weakening or Reinforcing the Pro-arbitration Stance of the Israeli Supreme Court?, [KLUWER ARBITRATION BLOG](#) (Mar. 2014)

The Indus Waters Kishenganga Arbitration – Reviving the Indus Waters Treaty and Arbitration of Interstate Water Disputes, [KLUWER ARBITRATION BLOG](#) (Jan. 2014)

Metal-Tech Ltd. v. Republic of Uzbekistan – Is Really No One Getting Punished?, [KLUWER ARBITRATION BLOG](#) (Dec. 2013)

Having Your Cake and Eating it Too? - Israeli Court Stays Proceedings Against a Non-Signatory to a Contract Containing an Arbitration Clause, [KLUWER ARBITRATION BLOG](#) (Dec. 2013)

Metal-Tech Ltd. v. Republic of Uzbekistan – ‘Strike Two’ Against Investor Claimants Facing the Corruption Defense, [INTLAWGRRLS BLOG](#) (Dec. 2013)

- The Jerusalem Arbitration Center: 'Merchants of Peace' in the Middle East*, [INTLAWGRRLS BLOG](#) (Dec. 2013)
- The Jerusalem Arbitration Center – A New Form of Dispute Resolution in the Middle East*, 8(1) YOUNG CANADIAN ARBITRATION PRACTITIONERS NEWSLETTER (2012) [PDF](#)
- The 2012 ICC Arbitration Rules – Enhanced Practices and New Features*, 21(1) CANADIAN ARBITRATION AND MEDIATION JOURNAL 7-10 (2012) [PDF](#)
- Where in the World is Canadian International Arbitration? Reflections on Some Interesting ICC Statistics*, 1(1) [COMMERCIAL LITIGATION AND ARBITRATION REVIEW](#) 14-16 (2012) (with Yousuf Aftab)
- Canada and the ICC – How Do Canadians Resolve their International Disputes?*, 7(1) YOUNG CANADIAN ARBITRATION PRACTITIONERS NEWSLETTER (2011)

SELECTED ACADEMIC PRESENTATIONS

- ‘The Role of Arbitral Institutions in the Enforcement of Arbitration Agreements: Lessons from the United States’
- Contract, Consumer, & Commercial Law Conference, Vancouver (2025)
 - ALACDE XXVIII Conference, Chile (2025)
 - Institute for Transnational Arbitration Academic Council Works-in-Progress Workshop (2025)
 - Canadian Law and Economics Association Annual Conference, University of Toronto Faculty of Law, Canada (2024)
- ‘The Gatekeepers of the Federal Arbitration Act: An Empirical Analysis of the FAA in the Lower Courts’
- Berkeley Law School, USA (2024)
 - Chapman Law School, USA (2024)
 - Canadian Law and Economics Association Annual Conference, University of Toronto Faculty of Law, Canada (2023)
- ‘Crypto Dispute Resolution’, 2023 Taipei International Conference on Arbitration and Mediation, Taiwan (2023)
- ‘The Rule of Law and the Enforcement of Arbitration Agreements Post-*Uber*’, Private Rights and the Rule of Law, Canada (2023)
- ‘Business and Human Rights Dispute Settlement: NCPs as Grievance Mechanisms’
- Leuphana University of Lüneburg, Germany (2023)
 - University of Amsterdam, The Netherlands (2023)
 - OECD Case Law: Actors, Issues, Responsibilities and Remedies, Friedrich-Alexander-University Erlangen-Nürnberg, Germany (2023)
- ‘Arbitration Clauses in Consumer and Employment Contracts—American and Canadian Perspectives’, KCON XVI Conference, Texas A&M University School of Law, USA (2023)
- ‘The Harmon Doctrine is Dead, Long Live the Harmon Doctrine!’
- Canadian Law and Economics Association Annual Conference, University of Toronto Faculty of Law, Canada (2022)

- Eighth International Four Societies Conference (2022)
 - Society for Environmental Law & Economics Annual Meeting, New York University School of Law, USA (2022)
- ‘Closing the Enforcement Gap: Third Party Discovery Under the FAA and the Federal Rules of Civil Procedure’, National Business Law Scholars Conference, University of Tennessee College of Law, USA (2021)
- ‘Water Justice and the Human Right to Water in Israel’, Glasginburgh 2021 Conference, Scotland (2021)
- ‘FinTech Arbitration: A View on New Challenges and Old Solutions’
- 2020 Roundtable on International Business Law at Brooklyn Law School, Brooklyn Law School, USA (2020)
 - Purdy Crawford Emerging Business Scholars Workshop, Dalhousie University Schulich School of Law, Canada (2020)
- ‘International Water Law and Fresh Water Dispute Resolution: A Coasean Perspective,’ Canadian Law and Economics Annual Conference, University of Toronto Faculty of Law, Canada (2019)
- ‘International Business and Human Rights Dispute Settlement: Beyond Domestic Litigation’, Purdy Crawford Emerging Business Scholars Workshop, Dalhousie University Schulich School of Law, Canada (2019)
- ‘The ‘Commercial Peacemaking’ Role of the International Commercial Arbitration Legal Order,’ UK IVR Annual Conference, Queen’s University Belfast School of Law, Northern Ireland (2015)
- ‘Interstate Arbitration and the Peaceful Resolution of Transboundary Freshwater Disputes,’ Annual Conference of the European Society of International Law, Norway (2015)
- ‘The Human Right to Water in Investor-State Arbitration,’ The Legitimacy of International Courts and Tribunals Workshop, University of Oslo, Norway (2014)

SELECTED INVITED LECTURES

- Arbitration and the Rule of Law*, Ontario Chapter of Ciarb Canada, the Toronto Commercial Arbitration Society, and the Western Canada Commercial Arbitration Society (2026)
- Crypto Dispute Resolution*, Taipei International Conference on Arbitration and Mediation (2023)
- An Empirical Analysis of Arbitration*, Berkeley Journal of Employment and Labor Law Arbitration Symposium (2024)
- Vavilov and Arbitration*, CanArbWeek (2024)
- What’s the matter with “deciding the matter”?*, CanArbWeek (2023)

PODCASTS AND WEBINARS

- [Arbitration Law: Foundational Principles and Recent Developments](#), *LexisNexis Canada* (April 2026)
- [Coinbase, Inc. v. Suski](#), *SCOTUScast* (May 2024)
- [The Gatekeepers of the Federal Arbitration Act: An Empirical Analysis of the FAA in the Lower Courts](#), *Arbitration Conversation* (Nov. 2023)
- [Coinbase, Inc. v. Bielski](#), *SCOTUScast* (Apr. 2023)

[Artificial Waterways in International Water Law: An American Law Perspective](#), *Center for International Maritime Security, Sea Control Podcast* (June 2022)

VISITORSHIPS & FELLOWSHIPS

University of Edinburgh Law School, Edinburgh, Scotland <i>Visiting Scholar</i>	Sep.-Oct. 2022
WilmerHale International Arbitration Group, London, England <i>Scholar-in-Residence</i>	June-Aug. 2022
Dalhousie University Schulich School of Law <i>Schulich Fellow</i>	Aug. 2017-May 2018
Max Planck Institute for Procedural Law, Luxembourg <i>Research Fellow</i>	2015-2017

SELECTED GRANTS AND SCHOLARSHIPS

Canadian Foundation for Legal Research Grant (\$13,640)	2024-2025
Social Sciences and Humanities Research Council, Insight Development Grant (\$40,205)	2022-2024
Social Sciences and Humanities Research Council, Joseph-Armand Bombardier Canada CGS Doctoral Scholarship (\$105,000)	2015-2018

PROFESSIONAL EXPERIENCE

Canadian Ombudsperson for Responsible Enterprise, Ottawa, Canada <i>Arbitration Consultant</i>	2022-2024
ICC International Court of Arbitration, Paris, France <i>Deputy Counsel</i>	2010-2012
Fasken LLP, Vancouver, Canada <i>Articling Student & Associate</i>	2009-2010

BAR ADMISSIONS

Member, Law Society of Alberta (inactive)	2023-present
---	--------------

SELECTED SERVICE ACTIVITIES

Invited Member, IBA Arbitration Committee's Task Force on res judicata in international arbitration (2025-present)

Invited Member, Institute for Transnational Arbitration Academic Council (2024-present)

Member, ICC Canada Arbitration Committee (2023-present)

Invited Member, Campaign for Greener Arbitration, North America Regional Committee (2022-present)

Board member, Canadian Council on International Law (2018-present)

Sounding board member, The Hague Rules on Business and Human Rights Arbitration (2018-2020)