



## **Linda A. Ahee**

Linda A. Ahee is a partner and co-founder of Global Financial Analytics LLC<sup>®</sup>. She has provided research and analytical services to a number of clients in a diverse group of service lines.

Ms. Ahee has prior experience in a variety of industries, including the energy, hospitality, insurance, government contracting and catalog merchandising industries. In addition, Ms. Ahee has several years of experience with a major U.S. law firm in its litigation practice, where she worked principally in medical products litigation.

As a consultant, Ms. Ahee has researched facts and analyzed data for use in litigation and arbitration, as well as in non-contentious situations. These engagements have arisen in commercial business transactions, commercial litigation and in international arbitration. Ms. Ahee serves as the quality review partner for GFA.

Representative prior projects are listed below.

### **Legal/Consulting Project Experience**

#### ***Investor-State Arbitration***

Ms. Ahee researched alternative fuels in connection with threatened investor-state arbitration in the energy field. She also researched relevant costs of capital to assist in the evaluation of the potential damages to the Claimant. The matter was successfully settled prior to the institution of proceedings.

#### ***Energy Charter Treaty Arbitration***

Ms. Ahee researched relevant interest rates and application of compound interest in support of Claimant's submissions in an arbitration under the Energy Charter Treaty and private treaty.

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**Global Financial Analytics LLC<sup>®</sup>**  
102 College Station Drive  
Suite 3 PMB 4  
Brevard, NC 28712

Tel +1-703-447-8741

[lahee@gfa-llc.com](mailto:lahee@gfa-llc.com)

#### **Education**

- Attended DePaul University School of Law (Chicago) and Loyola Law School (Los Angeles)
- Bachelor of Arts, School of Hospitality Management, Michigan State University

#### **Professional Experience**

- Workout & financial consulting on troubled bond indentures
- Medical products litigation
- Antitrust litigation in microchips and veterinary medicine services
- Investment treaty analysis in a variety of matters for both claimants and respondent host states
- International commercial arbitration of contract breach/repudiation and other issues
- Investment treaty award database



### ***Latin American BIT Arbitration***

Ms. Ahee assisted a power industry claimant in the assessment of claims in an investment arbitration involving maritime and electric power issues. She researched the host state's purchase power agreements, summarized comparative data from the claimant's records, and prepared proof diagrams and exhibit listings to ensure needed evidence was established. She also modeled potential settlement scenarios and outcomes for the client's counsel.

### ***International Commercial Arbitration***

Ms. Ahee assisted a provider of technology-related services in the defense of international commercial arbitration brought by the counter-party to a contract for services. She researched the competitive landscape for such services and the potential damages under the contract.

### ***Infrastructure Concession Investment Treaty Arbitration***

Ms. Ahee assisted a client with the quantification of losses resulting from a progressive series of actions that culminated in the termination of its services concession. She researched many issues surrounding prior and subsequent concession privatizations in the region and prepared supporting data for positions at issue in the arbitration, including the damages appendices submitted with the GFA expert report and reply report on behalf of the Claimant.

### ***Domestic Contract Breach Litigation***

Ms. Ahee analyzed product sell-through and competing product lines for a Fortune 500 retail client defending a claim for substantial lost profits arising from termination of the product line. Her work here included market research, analysis and presentation of sales data for multiple related SKUs, preparation of demonstrative exhibits and second partner review of the expert report.

### ***International Commercial Arbitration***

Ms. Ahee assisted a client in the determination of damages arising from a support subcontract with the prime contractor to a major government for military support. Her efforts included the determination of correlated variables from which to predict future activity under the prime contract, calculation of the amounts owed under the subcontract using various assumptions about the prime revenues, and evaluation of issues raised by the respondent's expert. She also handled the quality control process for the claimants' expert reports, analyses and exhibits.



### ***Bilateral Investment Treaty Arbitration***

Ms. Ahee assisted a client with the evaluation of issues surrounding the alleged expropriation of a leased concession by the host State. Issues presented included compliance with the terms of the lease, including determination of subsequent investments, record keeping compliance and the quantum of harm suffered by the Claimant.

### ***U.S. Medical Products Litigation***

She analyzed medical records of a number of plaintiffs in several similar medical products matters. Her work was used by the trial team to present evidence relating to the injuries plaintiffs alleged were caused by the client's product and to show alternative theories of causation.

### ***Investor-State Arbitration***

Ms. Ahee assisted a Respondent country client with the evaluation of damage claims resulting from the bankruptcy and liquidation of the investor's food manufacturing subsidiary. She summarized Claimant's financial history, prepared exhibits comparing actual history to the opposing expert's projections and set Claimant's data on a timeline showing Claimant's history of losses.

### ***International Antitrust Litigation***

Ms. Ahee assisted an Asian manufacturer in the defense of a significant antitrust litigation in the U.S. Her work on this matter included the preparation of databases of pricing data and product purchases, and the subsequent use of those databases to analyze pricing patterns by product type over time. GFA's analysis was used by the client to evaluate the plaintiffs' (both class and individual) contentions and ultimately to value the matter for settlement purposes.

### ***International Maritime Commercial Arbitration***

Ms. Ahee assisted an international integrated petroleum company with its defense of arbitration concerning the costs of transporting product over the high seas. Her work here included the analysis of dozens of cargoes over several years, tying cargo data to independent port inspection reports and highlighting errors in the opposing expert's work, and preparation of demonstrative exhibits and supporting data annexes for the expert report.



### ***Oil Industry International Arbitration***

Ms. Ahee assisted a party defending an international arbitration arising out of an offshore investment in hydrocarbon production. She has focused her efforts her on the analysis of production rates and their variation, documentation of historic currency fluctuations and the impact they have on financial results, and cite checking and documentary support for the expert report submitted with respondent's memorial.

### ***Dealer Class Action Litigation***

She assisted a Fortune 500 company in the analysis of accounting and financial issues resulting in a class complaint for over \$700 million in alleged damages. Ms. Ahee managed the several thousand documents used in the class matter, prepared trial files and performed the quality control checking of expert reports and underlying source documentation.

### ***Computer System Processing Error***

Ms. Ahee assisted a Fortune 500 company in the determination of the impact of a computer processing error on its clients. Ms. Ahee analyzed client data to tie the potential error out by client and within each client, by sub-codes. She prepared various audit trail reconciliations for submission to the government regulator and performed the consistency checking between the detailed reports and the summary narrative submitted to the regulator. She also performed the quality control review on narrative submitted to the third-party auditor engaged to assist one of the company's affected clients in understanding and responding to the system issue.

### ***International Commercial Arbitration***

Ms. Ahee helped a Singapore client evaluate its damages arising from the breach of a technology license agreement. She researched Southeast Asian industry and GDP data for use in projecting potential profits under the license. Ms. Ahee served as the quality control reviewer for GFA's written reports and hearing testimony and prepared the underlying exhibits from which the GFA expert testified.

### ***Workout of Bond Indenture Collateral***

Ms. Ahee provided assistance to a group of international banks facing draws on their letters of credit issued to support a series of bond indentures holding student loans. When state and federal guarantees of the underlying loans were suspended, GFA's principals performed a variety of analyses to assess the potential for reinstatement of guarantees, improvement of portfolio performance and sale of the underlying collateral to stem potential losses to the letter of credit providers. Ms. Ahee helped keep the numerous bank clients informed during the nearly ten-year duration of the project.



### ***Domestic Antitrust Litigation***

Ms. Ahee helped a domestic provider of veterinary diagnostic services analyze antitrust claims brought by a potential new entrant to the field. She performed research on industry companies and on the plaintiff entity and its owner's prior ventures. Ms. Ahee also served as the quality control reviewer for the GFA expert report.

### **Publications**

“Historical Analysis of ICSID Concluded Cases,” (co-authored with Leonardo Giacchino and Richard E. Walck), *World Arbitration and Mediation Review*, Vol. 5, No. 1, 2011.

“ICSID Arbitration in 2009,” (co-authored with Richard E. Walck), TDM at [www.transnational-dispute-management.com](http://www.transnational-dispute-management.com), January 2010.

“Investment Arbitration Update as of December 31, 2008,” (co-authored with Richard E. Walck), TDM at [www.transnational-dispute-management.com](http://www.transnational-dispute-management.com), January 2009.

“Investment Arbitration Update as of December 31, 2007,” (co-authored with Richard E. Walck), TDM at [www.transnational-dispute-management.com](http://www.transnational-dispute-management.com), February 2008.

### **Investment Treaty Arbitration Database**

Ms. Ahee was the principal researcher and preparer of GFA's database of ICSID and Ad Hoc investment treaty arbitrations worldwide. In this regard, she reviewed every new investment treaty award arising from alleged violations of bilateral and multilateral investment treaties, host country investment laws and the Energy Charter Treaty. Statistics from the database were first presented at the May 2007 meeting of the American Bar Association Section of International Law and were updated and published annually for distribution to interested practitioners. Upon the commencement of the semiannual publication of “The ICSID Caseload – Statistics” by the International Centre for Settlement of Investment Disputes, publication of these annual statistics by GFA has been discontinued.