



GRATA
INTERNATIONAL

| **DISPUTE RESOLUTION**

Litigation practice of GRATA International is represented by a team of professionals with a profound knowledge of the whole range of litigation matters and an impressive experience in dealing with disputes throughout all countries of the firm's presence.



Our lawyers are top-ranked specialists in various areas of law and received recognition from international rankings. GRATA International is among the best law firms according to Chambers & Partners, Legal 500, Pravo-300.

Our clients are both local and multinational companies that value our creative and non-standard approach, understanding of clients' needs and positive outcomes.

Our main criterion of success is safe and successful business of our clients.

Therefore, regardless of the scale of your project, you will receive legal services of the highest quality.





Collection of receivables

Pre-trial dispute settlement

Legal support in the course of enforcement

Representation in courts of law and arbitrazh
(commercial) courts, in arbitration
proceedings

Bankruptcy, restructuring and
transactions with "distressed" assets

Recognition and enforcement of foreign
judgments and arbitral awards

Debtors asset tracing

Taking interim measures in connection with
arbitration proceedings taking place abroad

Legal support during investigations of state
bodies

Disputes with governmental authorities

Mediation

Commercial and corporate disputes



Experience



- Represented one of major German construction companies in a dispute with respect to the repayment of debt due to failure to fulfill contractual obligations by an Azerbaijani company for EUR 6 mln ;
- Representing Toshiba Company against a local company before the Supreme Court of Azerbaijan in recognition and enforcement of Foreign Arbitral Award in favor of our client. (USD 4.4 mln) ;
- Recognition and enforcement of an arbitral award issued by Korean Commercial Arbitration Board in favor of a major Korean industrial conglomerate against an Azerbaijani company (value USD 2 mln) ;
- Successfully represented the Client, producer of animal food (Turkish company) in litigation concerning debt recovery for EUR 422, 000. Achieved a judgment in favor of the plaintiff and enforcement in full;
- Legal support in the resolution of disputes in the Arbitration Institute of the Stockholm Chamber of Commerce (Sweden), including compliance with a mandatory pre-trial procedure, in the interests of a major manufacturer of medical products to terminate supply contracts and return prepayment for undelivered goods on the basis of the UN Convention on Contracts for the International Sale of Goods 1980 and German law;
- Legal support of a dispute for a territorial subdivision of one of the world leaders in logistics services with customs authorities and preparation of all necessary documents for participation in the judicial process (statements, complaints, petitions, etc.), as well as preparation of documents on this dispute to conduct an audit of the activities of customs authorities in The Eurasian Economic Commission;
- Comprehensive legal support for a number of processes in the interests of a large foreign manufacturer of lighting equipment for the protection of intellectual property rights in the Appeals Council under the Belarusian Patent Authority, for debt collection in the economic courts of Belarus and in cases of administrative offenses, including the pre-trial stage, subsequent proceedings and appeal;
- Legal support of the procedure for the recognition and enforcement on the territory of Belarus of a decision of a foreign court in favor of an export support center of another state in terms of appealing the rulings previously adopted by Belarusian courts in these cases in an appeal and supervisory procedure, preparation of relevant complaints and other documents for Belarusian courts;
- Representing a client in the local courts in the tax dispute on transfer pricing (USD 15 mln) ;
- Representing a client in the court dispute related to loan facility agreement against one of the largest commercial banks (claim USD 50 mln) ;
- Representing a local network of petrol stations against former owners in the case on invalidation of the real estate sale and purchase agreement (claim USD 60 mln);
- Representing a Russian air carrier in its dispute with one of Kazakhstan's airports over an aircraft accident - a birdstrike. To date, there was no judicial practice on this issue. We created the first precedent in the Kazakh judicial practice by proving in court that the airport was liable for the damage;

Experience

- Representing one of the largest Kazakh manufacturing plants in nine litigations with suppliers over fraud and invalidity of contracts. We have successfully invalidated fraudulent contracts;
- Representing Kazakhstan's largest producer of sunflower oil and related food products in its dispute over the ownership of railway tracks which connect its plant with the main railway;
- Representing one of Kazakhstan's largest oil and gas construction companies in a series of multimillion-dollar construction disputes and related disputes with various contractors and customers;
- Advising a Kazakh gas company on the reorganisation of subsidiaries in the Kyrgyz Republic. Representing interests of the leading bank in the Kyrgyz Republic in court on several labour disputes with ex-employees regarding payment of compensation for additional annual leave, regional salary coefficient, applicable bonuses and benefits for people leaving and working in high-mountain areas;
- Representing Bank CenterCredit in a dispute over a real estate in Kyrgyzstan worth over USD 50 mln;
- Advised and represented Huawei Technologies Co., Ltd. as a creditor in bankruptcy procedure of the mobile operator Fonex (AkTel LLC), participated in court proceedings, creditors' meetings, and advised the client on restructuring AkTel LLC, observed tenders and supported the client during the procedure of a special administration;
- Advising law firm Yoon & Yang (Seoul) LLC on recognition and enforcement of the foreign court decision in the Kyrgyz Republic;
- Defending the prime-minister of Moldova in connection with a politically motivated case with fraud charges of EUR 250 mln from a leading local Bank;
- Representing Moldovan Authorities - State Road Administration before the Court of Milano and the Court of Venice, Italy in defending claims deriving from infrastructure development agreements in two arbitrations on contractual performance;
- Representing the largest supplier of electricity in Moldova in all court instances on debt collection case;
- Represented the borrower during mediation and debt collection proceeding;
- Represented Service provider for payment dispute with the Client and successfully executed Reconciliation agreement;
- Represented the corporate clients on various commercial contract-related disputes under civil court proceedings;
- Successful defence of UzBAT JV against a lawsuit for annulment of unilateral termination of employment filed by a highly ranked official;
- Acting as Uzbekistan law expert at Singapore International Arbitration Centre in a case between Uzbekistan oil and gas company and Alcatel Shanghai Bell in respect of FIDIC EPC based contract;

Experience

- Successful representation of Bunyodkor FC football club at CAS (Switzerland) in a dispute against Rivaldo (Brasil) and annulment of FIFA decision;
- Successful defence of Nestle in a case filed by a local distributor for the recovery of the lost income of USD 750 000;
- Representing an owner of tank wagons in a dispute with a lessee regarding collection of rent and losses related to delay with return of the property after termination of the lease term in the amount exceeding USD 2 mln;
- Representing a major Japanese trading house in respect of USD 14 mln debt recovery from a large wood producer based in the Far East, acting in the bankruptcy proceedings in relation to the Russian counterparty, dispute with the bankruptcy manager and advice on the applicable Russian insolvency laws and representation in courts;
- Representing the largest cement producer in Europe in a corporate conflict with its Russian partner and returning to the joint company previously withdrawn assets with a total value of more than USD 25 mln;
- Acting for a leading Russian state controlled bank on arbitration proceedings at LCIA initiated under a SWAP transaction with a UK financial institution in relation to a USD 34 mln guaranteed facility to a Russian telecom group;
- Representing a large Russian company engaged in drilling and blasting operations for large infrastructure and construction projects in the Russian court proceedings related to the recovery of the debts from the counterparty;
- Representing a large oilfield service company in a dispute with the largest oil company of Serbia to the recovery of the debt for the works performed and a counterclaim for recovery of losses caused by an oil well accident;
- Representing an oil company in tax disputes in Russian courts challenging the tax audit results for the amount of additional expenses of USD 500 000;
- Representing several European insurance companies in Russian courts in cases for reimbursement of the amount of the guarantees from a Russian company for USD 1 mln;
- Representing the largest cement producer in Europe in a corporate conflict with the Russian party and returning of assets previously moved out of the joint company for a total value of over USD 25 mln;
- Legal support in a large tax dispute in court between participants of the railway infrastructure and the tax authority. The dispute resulted in the 90% reduction of the amount of tax additional charges totalling to more than RUB 1 bln;
- Representing a large agricultural enterprise in a corporate conflict. The client's control over the moved-out assets was restored;
- Restructuring of the debt obligations of a large food processing company through the judicial procedures, including the bankruptcy procedure, which resulted in the preservation of the debtor's business;

Experience

- A joint project with GRATA Moscow office to protect a subsidiary of a large foreign holding company against a claim for over RUB 900 mln . The court proceedings resulted in the dismissal of claims brought against our client in full;
- Successful defense of the interests of KNAUF PETROBORD LLC, a subsidiary of the KNAUF Group of companies, in a dispute with Rosprirodnadzor over illegal recalculation of waste disposal limit coefficients;
- Protection of interests of Specproekt LLC – in a dispute with Energohimsnab LLC about violations in the course of deliveries under the project;
- Successful resolution of a labour dispute of the Belarusian IT company Andersen Lab in a dispute with an employee from Russia who was dismissed as a result of systematic absenteeism and is seeking reinstatement at work;
- Successful resolution of the dispute on the claim of Cominterna JSC to NPO "Karat" JSC (Client) about recovery of funds for the total amount of RUB 270 mln under agreements on novation of previously concluded transactions. As a result of the actions of the lawyers, it was possible to prove the illegality of the claims of Cominterna;
- Advising and representing the interests of a Kazakhstan-based telecom operator in the economic courts of the Republic of Tajikistan on debt collection from the Tajik Internet provider;
- Advising and representing the interests of the Branch of a French construction consulting company in the courts of the Republic of Tajikistan on labour issues;
- Advising and representing the interests of the Branch of an American non-profit company in the courts of the Republic of Tajikistan on labour issues;
- Advising and representation of the interests of a Russian commercial bank in the economic courts of the Republic of Tajikistan for the recovery of debts from a Tajik textile factory;
- Representing clients (debtors or creditors) in a number of bankruptcy cases;
- Representing client's interests in the dispute with Ministry of Infrastructure of Ukraine related to violation of antitrust regulations;
- Challenging the decision of the permanent commission of Antimonopoly Committee of Ukraine on claims related to state procurements.

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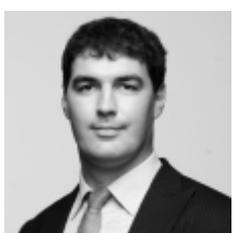
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«DESCRIBED BY CLIENTS AS 'HAVING AN IMPRESSIVE AMOUNT OF EXPERIENCE IN LITIGATIONS AND ARBITRATIONS', GRATA'S DISPUTE RESOLUTION TEAM WAS NOTED FOR ITS EXPERTISE IN COMMERCIAL AND CONSTRUCTION LITIGATION».

Legal 500

ABOUT GRATA INTERNATIONAL

GRATA International is a dynamically developing international law firm which provides services for projects in the countries of the former Soviet Union and Eastern Europe: full coverage of the entire region with network of offices, highly qualified team of professionals suited for cross-border projects. Firm's reputation and expertise are confirmed by testimonials from transnational clients and leading international ratings.

A wide network of office operating under one system and platform delivers great convenience for our clients. Any office can act as a "one-stop-shop" for its clients and provide them with access to services in other cities and countries. If necessary, inter-office teams with relevant experience are assembled to provide solutions to complex tasks. Service quality is assured by a clear system of organisation of this process.

GRATA International is present in the following jurisdictions: **Azerbaijan** (Baku), **Belarus** (Minsk), **Georgia** (Tbilisi), **Kazakhstan** (Aktau, Almaty, Atyrau, Nur-Sultan, and other cities), **Kyrgyz Republic** (Bishkek), **Moldova** (Chisinau), **Mongolia** (Ulaanbaatar), **Russia** (Moscow, St. Petersburg, Rostov-on-Don, Samara), **Tajikistan** (Dushanbe), **Turkmenistan** (Ashgabat), **Turkey** (Istanbul), **Ukraine** (Kyiv) and **Uzbekistan** (Tashkent).

In addition to its offices, GRATA International has representatives in the **UK** (London), **Germany** (Frankfurt), the **USA** (New York), **China** (Beijing, Hong Kong), **UAE** (Dubai), **Russia** (Kazan), **Malaysia** (Kuala Lumpur) and **Switzerland** (Zurich).

GRATA International is regularly acclaimed by leading international rankings: **Chambers Global**, **Chambers Asia-Pacific**, **Legal 500**, **IFLR1000**, **WWL**, **Asialaw Profiles**, and is featured in Deals of the Year Awards by **China Business Law Journal**.

Key Industry Sectors:

- Banking and Finance
- Construction and Infrastructure
- Industry and Trade
- Mining
- Oil and Gas
- Technology, Media & Telecommunications
- Transport
- Pharmaceuticals and Healthcare



250+

Professionals



20

Countries of presence



6000+

Clients



11 000+

Projects

Global presence



Integrated
offices

Azerbaijan
Baku

Belarus
Minsk

Georgia
Tbilisi

Kazakhstan
Aktau
Almaty
Atyrau
Nur-Sultan, etc.

Kyrgyzstan
Bishkek

Moldova
Chisinau

Russia
Moscow
Rostov-on-Don
St. Petersburg

Tajikistan
Dushanbe

Turkmenistan
Ashgabat

Ukraine
Kyiv

Uzbekistan
Tashkent



Associate
offices

Mongolia
Ulaanbaatar

Russia
Samara

Turkey
Istanbul



Representatives

China
Hong Kong
Beijing

Germany
Frankfurt

Malaysia
Kuala Lumpur

Russia
Kazan

Switzerland
Zurich

UAE
Dubai

UK
London

USA
New York

Local Knowledge for Global business