

# Dispute resolution in Russia/CIS

2022



## Moscow dispute team

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Value in dispute

**US\$1bn+**

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Local court hearings

**500+**

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High-profile international arbitrations

**30+**

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Court hearings throughout Russia



## Global practice

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By number of lawyers and  
by gross revenue

**Top 10**

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Dispute lawyers

**1500+**

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Dispute partners

**450+**

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Offices

**50+**



## What we do?

Local litigation, international arbitration and cross-border disputes in the following areas:



Banking and finance



Bankruptcy, financial restructuring and insolvency



Construction and engineering



Employment and labour



Insurance



Product liability



Public and administrative law



Regulation and investigations, including compliance, regulatory and enforcement



Corporate



Transport, including aviation, rail and shipping

## Awards and accolades

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### Dispute resolution: arbitration and mediation

"Norton Rose Fulbright has significant experience and exposure in international arbitration. Its team consists of highly qualified, knowledgeable and talented specialists, who deliver excellent work within strict time limits."

The Legal 500 EMEA 2021, Russia

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### International and cross-border disputes

"You get what you expect from a global firm in terms of service and quality. We are happy with the quality and their policy towards us."

Chambers Global 2021, Russia

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### Tier 2 - International arbitration

Pravo.ru-300, 2021

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### Tier 3 - Dispute resolution: litigation

The Legal 500 EMEA 2021, Russia

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### Tier 3 - Dispute resolution: arbitration and mediation

The Legal 500 EMEA 2021, Russia

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### Band 4 - International and cross-border disputes

Chambers Global 2021, Russia

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### Band 4 - Dispute resolution: Domestic

Chambers Global 2021, Russia

## The team

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**Yaroslav Klimov**  
Partner , Head of Russia/CIS dispute resolution and litigation

- 25+ years of practice
- Recommended by The Legal 500, Chambers & Partners, Who's Who Legal, Best Lawyers, Expert Guides, Pravo.ru - 300
- Included in The Legal 500 "Arbitration Powerlist: CIS and Caucasus", Inaugural Lawdragon Global Litigation 500 list
- 100+ international and domestic disputes
- Member of the Moscow Bar, 1997
- Doctor of law, 2000
- Arbitrator at HKIAC, SIAC, LCIA, TIAC, RSPP, RAA and others
- Member of the ICC Commission on International Arbitration
- Russian, English, German, French



**Alexey Borodak**  
Counsel

- 20+ years of practice
- Included in Acritas Stars list 2017-2021
- 100+ insurance litigations
- 50+ construction disputes, land disputes, disputes over property, general commercial, corporate and regulatory disputes
- Internal investigations and compliance
- Russian, English



**Ekaterina Merkulova**  
Senior associate

- 15+ years of practice
- 50+ court cases
- Banking and finance-related disputes, corporate and commercial litigation, insolvency and restructuring, administrative disputes
- Russian, English



**Sergey Avakyan**  
Senior associate

- 8+ years of practice
- Personal ranking in Pravo.ru-300 in International arbitration
- 40+court cases
- International commercial arbitration
- Disputes in technology and innovation sector, real estate disputes, construction and insurance disputes, general commercial and administrative disputes
- Additional qualification and expertise in FinTech and blockchain technologies sectors
- Russian, English, German, Armenian



**Natalia Klimova**  
Associate

- 10 + years of practice
- 30+ court cases
- Proceedings in 5+ foreign jurisdictions
- Defamation and conspiracy
- Cross-border disputes, corporate and general commercial disputes, insolvency and restructuring, disputes over property
- Employment and labour
- Russian, English, French

## Representative experience

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### Financial institutions

#### Leading Russian bank

Acting for a leading Russian bank in a dispute against a major Italian energy trader and a holding company incorporated in the Bahamas. The dispute relates to recovery from the above companies of the amounts due to the bank guarantees issuance agreement and the deed of guarantee and indemnity to secure obligations under the guarantees issuance agreement. The amount of dispute exceeds €40 million.

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#### International finance corporation

Acting for the International finance corporation and successfully defending from being brought to subsidiary liability in the amount of US\$55,7 million in frame of bankruptcy proceedings of large Israeli chain of malls in DIY segment. The case had been heard in the Arbitrazh court of the city of Moscow.

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#### Sinking of the jack-up rig Kolskaya

Advising Catlin Underwriting Agencies Limited on coverage and related issues arising out of the sinking of the jack-up rig Kolskaya on in the sea of Okhotsk; the jack-up rig is a total loss (insured at US\$100 million).

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### Energy

#### Solar projects

Representing a Cyprus based company which holds shares in a number of solar projects in Japan and other countries, in ICC arbitration and related court proceedings in the Netherlands and Cyprus; the dispute arising out of shareholders agreements exceeded €50 million.

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#### American multinational energy corporation

Advising American multinational energy corporation on various Russian law issues in frame of the corporate conflict in its Russian joint venture in oil sector.

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#### Major Japan based energy company

Acting for a major Japan based energy company in the consumers litigation proceedings regarding claiming damages for the alleged breach of consumers' rights.



*the amount of  
dispute exceeds  
€40 million*



*more than  
US\$100 million  
insurance  
coverage*



*shareholder  
agreements  
exceeded  
€50 million*

*the claim amount is more than US\$70 million*

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### **Infrastructure, mining and commodities**

#### **Russian iron ore company**

Representing Russian iron ore company in an ICC construction arbitration seated in Singapore. The dispute against a major Chinese contractor arose out of multiple violations of the EPC Contract (governed by Russian law) by the Chinese side in the course of EPC construction project in the Eastern part of Russia. The claim amount is more than US\$70 million.

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#### **Bankruptcy case of gold mining company**

Currently representing a Russian businessman in a dispute on bringing controlling persons to subsidiary liability in amount of EUR 20 mln. in the bankruptcy case of gold mining company in Baikal region of Russia.

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#### **Leading Russian EPC company**

Acting for a leading Russian project management company in the ICC construction arbitration in Geneva against a Spanish general contractor; the cross-border dispute with value over US\$75 million was connected with the modernisation of the oil refinery plant in Russian Far East; the arbitration award in this complex dispute was issued in favour of our client.

*the arbitration award in favour of the client in the cross-border dispute with value over US\$75 million*

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### **Transport**

#### **Major air transport company**

Advising major air transport company in connection with the court proceedings initiated by a bankruptcy administrator of a Russian Limited liability Company Vim Airlines before the Arbitrazh (state commercial) Court of the Republic of Tatarstan (Russia).

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#### **Russian leading aircraft manufacturer**

Acting for Russian leading aircraft manufacturer in LCIA arbitration against Irish airline company with respect to the termination of the aircrafts lease agreement. The claim amount exceeds US\$200 million.

*Investigative Committee of Russia against employees*

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### **Life sciences and healthcare**

#### **Leading medical equipment manufacturer**

Representing a leading medical equipment manufacturer with respect to anti-trust investigation initiated by Investigative Committee of Russia in Samara region against company's employees.

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#### **British pharmaceutical company**

Advising major British pharmaceutical company with respect to internal investigation.

## Contacts

If you would like further information please contact:

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### Moscow



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