

C'M'S'

Law . Tax

Dispute Resolution

September 2013

Our awards



"CMS is 'quick and supportive and goes far to protect the client's interests'. Current mandates include a substantial construction-related arbitration. Practice head Jodok Wicki is recommended for his 'client awareness and analytical approach', and Damiano Brusa 'always keeps the client's best interest at heart'."

Legal 500, Switzerland – Dispute resolution



"The eight-partner dispute resolution team at this firm represents clients in a range of commercial disputes, and assists with the enforcement of Swiss and foreign judgments. The group has many clients from the banking and financial industries. Its cross-border capabilities make it a good choice for multi-jurisdictional disputes, and it recently handled a number of such cases in co-operation with colleagues in Germany."

Key individual: Jodok Wicki is the key contact for the practice."

Chambers Europe, Switzerland – Dispute resolution



The CMS law firms were recognized by Global Arbitration Review as one of the 30 most active arbitration firms in the world in 2011, 2012 and again in 2013.

Our Swiss dispute resolution team specialises in representing our clients' interests focused and cost-effectively in litigation, in cases before Swiss courts of law, administrative or investigating authorities, and before arbitral tribunals.

The issues we are asked to deal with frequently have a cross-border background, thus requiring collaboration with non-Swiss law firms. As part of the CMS alliance, we are excellently placed to leverage established contacts with our colleagues in CMS offices throughout and beyond Europe. We also maintain close contact with an extensive network of recognised and experienced correspondence lawyers worldwide. We are accustomed to engaging with other cultures, whereby our extensive experience of working with non-Swiss law firms and foreign jurisdictions is of major contribution.

Litigation

We provide our clients with preventative advice on procedural matters in the context of existing legal relationships or when the first strains begin to show. We analyse risks and seek solutions that are constructive and cost-efficient. If required, we conduct a detailed in-depth analysis of the situation and legal position in order to maximise your advantages ahead of negotiations or an emerging dispute.

Where appropriate, we proactively consider precautionary measures and submit the relevant applications, or take defensive measures. In court, we vigorously represent your interests. In doing so, we align our strategy and tactics at all times with the objectives discussed and agreed with you.

Lastly, we look after your interests after litigation, in enforcement proceedings and in recognising and enforcing foreign judgments and arbitral awards.

The size and skills of our litigation practice enable us to put together the right team for each case. Accordingly, we pursue your interests efficiently, deliver high-quality service and provide the required experience. This commitment and focus applies equally to demanding large-scale cases and smaller, less complex disputes.

We also benefit from extensive experience in the following legal areas and industries:

Areas of law

- Banking and Finance
- Commercial
- Competition and EU
- Contract and Distribution Law
- Corporate
- Employment and Pensions
- Estate and Inheritance Law Disputes
- Intellectual Property
- International Administrative and Legal Assistance
- Liability
- Litigation and Arbitration
- Real Estate and Construction
- Tax

Industries

- Banking and Finance
- Consumer Products
- Energy
- Hotels and Leisure
- Industrial Production
- Infrastructure and Project Finance
- Insurance and Funds
- Lifesciences
- Media
- Private Equity
- Real Estate and Construction
- TMT - Technology, Media & Telecoms
- Trade and Distribution

Arbitration

We are among the leading law firms for arbitration. The specialist lawyers in our team act on behalf of clients on an ongoing basis in arbitration proceedings involving a wide range of disputes at both national and international level. CMS partners are also regularly appointed as party-selected arbitrators, as third arbitrator or as sole arbitrator in international arbitration proceedings.

We are familiar with the rules of all the main arbitration institutions (Swiss Rules, ICC, DIS, LCIA, AAA, Stockholm Chamber of Commerce, TAS / CAS). We also conduct arbitration proceedings under the UNCITRAL rules and before ad hoc arbitral tribunals.

Alternative dispute resolution (ADR)

Our lawyers not only act as litigants and arbitrators, but invariably also as business-minded problem solvers. We are familiar with all alternative dispute resolution methods, with mediation and moderation proceedings and with expert determination. If you do not wish to settle your dispute through the courts or by arbitration, we can provide practical and tactical advice across all phases of out-of-court dispute resolution.

CMS – your reliable advisers

More than 50 lawyers are available for client service at our Zurich offices, with around 20 of that number focusing on conducting legal cases. As part of the international CMS organisation, our clients have access to over 2,800 lawyers and tax advisers working in 54 offices across Europe, Asia and the Middle East.

Contact

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CMS – facts and figures



Partners	> 750
Lawyers	> 2.800
Total staff	> 5.000



Countries	29
Cities	48



Offices	54
Member firms	10



