

Representative Legal Matters

Darryl Bernstein

- Advising a global, German and US listed software company in a significant compliance related investigation in respect of allegations of non-compliance with procurement legislation, employment equity and BEE regulation and various jurisdictions' extraterritorial anti-corruption legislation.
- Advising a multilisted, UK domiciled pharmaceutical company with an investigation into a compliance and employment matter that carried significant criminal and civil liability exposure with a particular focus on aspects of the Employment Equity Act.
- Advising a locally listed staffing and business process outsourcing company in a multijurisdictional investigation into the conduct of various executives which are alleged to have contravened various laws, regulations and fiduciary obligations.
- Advising a fine art auction house and dealer in an investigation and recovery in relation to allegedly fraudulent claims relating to the provenance and authenticity of high value art works.
- Advising a Johannesburg Stock Exchange listed construction, engineering and mining contractor in the recovery of funds owed to it arising out of various construction disputes and their ancillary funding arrangements.
- Represented and advised the Group Five Housing and Motlekar Cape joint venture in opposing an application to overturn the award of the construction of a ZAR 370 million housing development by the Western Cape government's Department of Human Settlements.
- Represented and advised one of the world's largest oil and natural gas service multinationals in relation to the disputed termination of a lease and development agreement in Ghana, coupled to the successful recovery of remitted funds.
- Representing one of the largest mining companies in the world along with certain of their employees in litigation aimed at ensuring the proper interpretation, alternatively the constitutional striking down, of provisions of legislation which facilitate reckless lending and perpetuate inequality and unfairness through abuse by certain debt administrators.
- Representing an American multinational technology company with businesses relating to internet-related services and products in a matter arising out of the online publication of allegedly defamatory media.
- Representing an American multinational computer technology corporation specialising in cloud and database services in contested litigation relating to the termination of a service provider for breach of compliance guidelines.

- Advised a US listed, global e-commerce marketplace in the South Africa investigation of senior employees for conduct in breach of certain codes and policies and further assisted in and held the investigations relating to such conduct, ultimately resulting in the termination of senior executives.
- Represented and advised a domestic technology and hardware manufacturer in the investigation of conduct in breach of certain codes and policies, including the termination of employment in respect of responsible employees and the reporting of a suspicion of an offence under South Africa's corruption legislation.
- Represented and advised a multinational software company in the investigation of a senior executive for conduct in breach of certain codes and policies, including the termination of that executive's employment.
- Representing and advising a pension funds administrator in relation to civil claims involving the Powerpack, Sable and Datakor Pension funds for alleged misappropriation, maladministration, fraud and theft in amounts in excess of ZAR 40 million, ZAR 50 million and ZAR 98 million, respectively.
- Represented and advised a public company listed on the Main Board of the Hong Kong Stock Exchange, in relation to intergroup company and shareholders disputes with its local South African operations company.