



Representative Legal Matters

Pavel Novikov

Court Representation

- Represented Codest Engineering S.R.L. in various proceedings related to a dispute between the client (the Contractor) and its counterparty (the Subcontractor) from a subcontract agreement for certain Works in VTB Arena Park project in the ICC and the Russian insolvency proceedings.
- Represented the the insolvency administrator of OJSC TKS in the dispute against controlling persons of the large public utility company.
- Represented a bankruptcy administrator of a Czech bank and then a foreign company, Gomanold a.s. (assignee of the Czech bank) to recover its Russian assets from the Russian debtor, energy supplier, and to foreclose upon collateral (i.e., mortgaged electric plant, gas station and underlying land plots).
- Represented a bankruptcy administrator of a Czech bank and then a foreign company, Gomanold a.s. (assignee of the Czech bank) in court hearings where the court ordered the debtor to pay approx. USD 7.5 million and foreclosed on collateral - apartments in high-end residential compound valued at approx. USD 6.5 million.
- Represented Novo Nordisk, one of a world leading pharmaceuticals producer, in the Russian insolvency proceedings of a former distributor.
- Represented Bitzer within an inclusion of his claims into the creditors' register of a Russian insolvent contractor.
- Represented KABOSH Group Companies, a large Russian food manufacturer, in disputes regarding claw-back of the business reorganization, within which the client consolidated the assets from several companies into the one company.
- Represented Henkel in the course of litigation proceedings against the client's distributor to timely recover the debt owed under the contracts and foreclose upon the mortgage.
- Represented a high net worth business man in a cross-border enforcement case, within client's bankruptcy proceedings, successful enforcement of the LCIA award in U.S., Monaco and Liechtenstein.
- Represented a U.S. company, one of the largest aviation service provider, in the claw-back dispute regarding sale and purchase contracts entered with the bankrupt airline company on the verge of its insolvency.
- Defended interests of a large international pharmaceutical company in a claw-back dispute commenced by the insolvency administrator of its distributor.

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- Represented a major producer, distributor, seller and exporter of meat in connection with the disputes with a Russian legal entity that was declared a bankrupt.
- Represented a client in two LCIA arbitrations against the client's seller and guarantor in connection with non-delivery of steel products and default under the guarantee.
- Represented a foreign client in insolvency proceedings against a Russian debtor with regard to inclusion of the client's claims in amount USD 14.3 million based on the foreign arbitration awards into the list of the debtor's creditors.
- Represented a client in a dispute against former contractor and within the insolvency proceedings of the latter.
- Advised and represented a large English software design company in a dispute with the receiver of the insolvent contractor with regard to the performance and termination of the license agreement.
- Defended interests of the world-known films producing company in 5 clawback proceedings commenced by the insolvency administrator of one of the largest cinema companies in Russia.
- Defended interests of the world-known films producing company in 7 clawback proceedings commenced by the insolvency administrator of one of the largest cinema companies in Russia.
- Represented one of the biggest Russian private banks in a US asset tracing project against a Russian citizen.
- Represented an international bankruptcy practitioner (liquidator) in Russian asset tracing (assets were valued at USD 60 million).
- Represented a Russian bankruptcy practitioner in a UK asset tracing project against a Russian oligarch (assets were valued at USD 150 million).
- Represented the biggest FMCG company in bankruptcy proceedings against a Russian distributor.
- Represented a major fertilizer producer in criminal proceedings in Russia in connection with alleged large-scale fraud. The management of the large Russian fertilizer producer, as well as two top managers of the client, were accused of conspiring to disseminate the assets of a Russian factory by trading in fertilizers at prices significantly below market level.
- Represented clients, several individuals, in criminal proceedings in Russia in relation to accusations in illegal diamond trading and infliction of damages via deceit and abuse of trust.
- Represented a client (a secured creditor) in bankruptcy proceedings of a leading Russian leasing company and managed to succeed in returning part of the pledges in courts of all levels.
- Represented a major bank in LCIA arbitration proceedings against another Russian bank for a declaration of the subordinated loan agreement as being in force, valid and binding upon the parties and for recovery of debt thereunder, including principal and interest. Obtained an anti-suit injunction in UK courts ordering the stay of the Russian litigation until the completion of the LCIA arbitration. After the award was issued in favor of the clients, the counterparties withdrew their claim in Russia.

- Represented a European bank as part of the bankruptcy of a leasing company with a total claim of more than USD 10 million.
- Represented a collateral creditor as part of the bankruptcy of a management company with a total claim of more than USD 38 million.
- Represented creditors as part of the bankruptcy of an insurance company (the largest bankruptcy of an insurance company in Russia) with a total claim of more than USD 46 million.
- Represented a collateral creditor as part of the bankruptcy of a shipbuilding company with a total claim of more than USD 10 million.
- Represented the interests of a western agro-industrial lending company in bankruptcy cases heard in arbitrazh (commercial) courts of the Belgorod and Kursk oblasts, and in parallel proceedings in Moscow, in which claims were contested, which led to the opening of said bankruptcy cases.
- Represented creditors as part of the bankruptcy of an automobile manufacturer with a claim of more than EUR 6.3 million.
- Represented a subsidiary of a large gas and oil holding company as part of bankruptcy proceedings (observation and financial rehabilitation procedures).
- Represented a construction-investment company, as part of its bankruptcy, at the Arbitrazh Court of Khanty-Mansiysky District, Yugra, (legal assistance as part of observation and bankruptcy proceedings).
- Represented an oil and gas company as a creditor in the bankruptcy of a contractor, with a total amount of more than RUB 50 million.
- Represented a non-state pension fund as a creditor in the bankruptcy of a property developer, with a total claim of more than RUB 3 billion.
- Represented a construction company as part of its bankruptcy proceedings (observation, external management and amicable agreement procedures).
- Represented a foreign bank on the committee of creditors of a large leasing company.
- Represented foreign investors on a committee of insurance companies (the largest bankruptcy of an insurance company in Russia).
- Represented a foreign manufacturer of printing equipment as part of a lawsuit bringing charges of secondary liability, with a total amount of more than EUR 10 million.
- Represented a bankruptcy manager (bankruptcy assets of more than USD 62 million) on matters concerning premeditated bankruptcy and secondary liability of a shareholder.
- Represented a foreign investment company in arbitration (LCIA) arising out of a dispute under an international sale and purchase contract.
- Represented a client in proceedings on the recognition and enforcement of foreign judgments (including judgments by English and US state courts).

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- Represented the largest producer of hot-water boilers and replacement parts in Europe in a dispute on the annulment of a supply contract for over USD 4.5 million.
- Represented the largest Czech Republic steel producer in a dispute regarding recovery of debt under a bank guarantee (more than EUR 7.5 million).
- Provided comprehensive legal assistance to a client acting as the initiator of the bankruptcy of a creditor, as part of the acknowledgement of a real estate developer as insolvent.

Advising

- Advised Shell in connection with Mariysky Refinery Insolvency.
- Advised a large medical device manufacturer on the options to restructure the outstanding debt of its largest Russian distributor.
- Consulted a large European bank with regard to potential claw-back claim of the insolvency administrator of a Russian bank, currently in insolvency liquidation, resulted in an extensive risks assessment and development of a preferable strategy.
- Advised a client regarding recovery of the debt from a large Russian distributor, which was declared bankrupt.
- Advised a client on the deal structuring due to potential insolvency of its customer.
- Advised a client on distressed M&A and related risks, securities and timing.
- Prepared an expert opinion to a Swiss court regarding Russian rules of civil procedure, regulation of Russian personal bankruptcy proceedings and their effect on the foreign court proceedings against the debtor, enforcement of Russian decisions and statutes of limitations.
- Advised a Canadian oil-drilling equipment manufacturer as part of the bankruptcy of a Russian drilling company.
- Advised a construction and investment company in Moscow on matters concerning the bankruptcy of its contracting partners.
- Advised the largest Russian manufacturer of alcoholic beverages on matters concerning the cleansing of non-core assets through bankruptcy and liquidation procedures in the RF.
- Advised the largest American automobile manufacturer on matters concerning the bankruptcy of its subsidiaries.
- Advised a large Russian-Asian bank on matters concerning the bankruptcy of a group of companies in which the bank owned shares.
- Advised an international manufacturer of construction vehicles with respect to bankruptcy procedures and the sale of collateral assets.
- Advised the largest bank in the Netherlands as part of the bankruptcy of Master Bank.
- Advised the largest Azerbaijani bank as part of the bankruptcy of Eurotrust.

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- Advised the largest Chinese automobile manufacturer as part of the bankruptcy of the largest bank in Rostov Oblast.
- Advised a client on matters concerning the repayment of debt for mandatory payments at bankruptcy administration stage.
- Advised a client as a creditor of the largest manufacturer of paper and pulp products, with a total claim of approximately USD 5 million.
- Advised a client on matters concerning the acknowledgement of a company as insolvent, and on the choice of bankruptcy procedure.
- Advised the world's largest coal mining company on matters concerning the bankruptcy of a subsidiary structure (with a total amount of creditor claims of more than USD 100 million).