

- ◆ We represent clients in the most complex arbitration and litigation proceedings
- ◆ We are Russian trial lawyers providing the same quality of service as international law firms, but at a local price
- ◆ We work around the world with our international network of reliable local counsel

WHO WE ARE

- 23+ years' experience resolving complex disputes in international and Russian law firms
- Recognition of the firm's quality of service and track record by the authoritative international and domestic legal directories
- Maximum partner involvement in every single project
- Flexible pricing policy and payment options

WHAT WE DO

- International commercial arbitration
- Russian and foreign court proceedings
- Insolvency litigation (with cross-border aspects)
- Settlement
- Expert opinions on Russian law in foreign state and arbitration courts
- Corporate and regulatory investigations

GEOGRAPHY OF OUR SERVICES

24 REGIONS IN RUSSIA | 5 CIS COUNTRIES | 26 EUROPEAN COUNTRIES | 12 ASIAN AND MIDDLE EASTERN COUNTRIES | 6 COUNTRIES IN THE AMERICAS | 5 AFRICAN COUNTRIES



One of the five best Russian law firms handling complex dispute resolution cases

(Chambers Europe, 2019 • Pravo.ru-300, 2018)

“The firm stands out because of its very responsible and rigorous approach’, and is praised for its ‘very thorough and detailed work on each and every aspect of the case’.”

(Chambers Europe, 2019)

“The ‘very well-connected’ team at KK&P ‘knows the Russian disputes market inside and out’ and is ‘highly recommended for difficult mandates’.”

(The Legal 500 EMEA, 2019)

“The KK&P partners are distinguished by their ‘bravery’, proving more willing to take on cases against major Russian state-owned companies than some of their local competitors.”

(GAR 100, 2019)



in
2018

the total value of the cases we won was
US\$294,495,699

EXAMPLES OF THE FIRM'S SUCCESSFUL PROJECTS

Maxim Kulkov's participation in High Court of England and Wales proceedings as an expert in Russian law (insolvency and corporate law, tort liability, and damages) in the **BM Bank (Bank of Moscow) vs Vladimir Kekhman** case. Mr Kekhman, the former head of JFC Group, was accused of receiving loans of US\$140m and around US\$4.6m issued by the bank to Mr Kekhman's structures while Mr Kekhman had concealed material facts regarding the financial condition of JFC, which was on the edge of bankruptcy. Maxim Kulkov's conclusions and evidence were accepted by the court and formed the basis of the ruling compelling Mr Kekhman to repay the debts in full

Representing **Ukraine** in the case of Tatneft's application for recognition and enforcement of an investment arbitral award worth approximately US\$150m. This is the first case to be heard in Russia on the recognition and enforcement of decisions of an international investment arbitration against a foreign state

Recovering payment for delivered oil products from a Russian regional oil refinery in favour of **Volga Terminal Transit**, a petroleum products exporter, in the amount of around US\$4.6m

Preparation of several expert reports, and providing evidence to an English court, in a dispute involving **Oleg Deripaska, ex-chairman of Vnesheconombank Viktor Chernukhin and his former common-law wife Lolita Danilina** arising out of a joint venture agreement regarding the valuable Trekhgornaya Manufaktura site in the centre of Moscow. Reports prepared under this project were on the regulation of different types of contract (sale and purchase, donation, agency, and simple partnership), on the validity of disputed contracts and the estoppel principle, and on the legal regulation of trust property and property accumulated by the parties to a common-law marriage

Defending a **general contractor** in the ICAC at the Chamber of Commerce and Industry of the Russian Federation against a claim by a customer worth over US\$65m in connection with complaints about the quality of work on the construction of a shopping centre, as well as submitting a counterclaim on behalf of the general contractor for the return of equipment left at the site

Preparing an expert report for the purposes of filing a suit with a London court against the founders and management of an insolvent Russian bank and its affiliates. The opinion concerns matters of liability (including joint and several liability) of the company's controlling persons for harm caused (including causing the company's insolvency), challenging transactions, and the possibility of filing the relevant suits with an English court in spite of the company being bankrupt in Russia

Representing a **major agricultural company** in proceedings on the recognition and enforcement of arbitration awards granted by an international commercial arbitration held in London (FOSFA) against a Russian company in a dispute on unlawful termination of a contract

Representing international aerospace technology company **MacDonald Dettwiler and Associates** in proceedings for the recognition and enforcement of an ICC award against Russian state-owned strategic enterprise NIIR (Radio Research and Development Institute, one of Russia's scientific centres for advanced radio technologies and the development of complex telecommunication systems), for recovery from it of in excess of US\$10m in debt under contracts for the manufacture of equipment for satellites. The Moscow City Commercial Court issued a ruling on recognition and enforcement, which NIIR filed an appeal against with the Moscow Okrug Commercial Court. The appeal was rejected in favour of a peaceful settlement on favourable terms for our client. The settlement agreement has been executed in full

Preparing an expert report for the English court on several matters, including recovery of damages resulting from the undue tenders held in relation to the bankruptcy of a **Russian oil company**, and the alleged interference by respondents in a transaction between the company's shareholders and third parties (tort of interference). The report also touches on matters of joint and several tort liability, liability for harm caused by employees, and the statute of limitations in relation to claims for damages

Representing an **international oilfield services company** at the ICAC at the Chamber of Commerce and Industry of the Russian Federation in a lawsuit against another international oilfield services company in connection with the reimbursement of the client's expenses of more than US\$5m on remedying an accident and restoring the hermetic seal of an oil well

Defending **T Plus**, a major Russian company operating in the field of electricity and heat generation, in connection with the Volga Paper Company's US\$11.5m claim for damages relating to obligations arising out of a sale and purchase contract for a thermal power plant

Preparing a legal report for an English court in the interests of the former **owners of a Russian bank** on the recognition and enforcement in Russia of English court decisions on the recovery of court costs from individuals in Russia

Representing an **international Germany-headquartered pharmaceutical company** in a dispute with a Russian bank regarding its refusal to pay a bank guarantee. The dispute is complicated by the Principal's bankruptcy and concerns the right of the guarantor to raise objections arising from allegedly inadequate supply under the contract secured by a bank guarantee, as well as the inaccurate details of the contract in the documents the client submitted to the bank before engaging the firm

CLIENTS AND LEGAL DIRECTORIES ON THE FIRM'S PARTNERS

"Managing partner Maxim Kulkov is 'a big name in the industry'." (The Legal 500 EMEA, 2019)

"With an 'encyclopaedic knowledge in the fields of Russian civil law and private international law', Maxim is a 'brilliant legal scholar with the delivery of a prize heavyweight boxer'." (GAR 100, 2019)

"He's a terrific contact to have in Russia." (Chambers Europe, 2018)



"Oleg Kolotilov is 'an accomplished and powerful advocate' lauded for his ability to 'offer clearly understandable and strategic solutions to the most complex questions'." (The Legal 500 EMEA, 2019)

"A good specialist in bankruptcy" (Chambers Europe, 2019)

"Oleg Kolotilov seamlessly combines local knowledge with an understanding of how European companies expect to litigate." (The Legal 500 EMEA, 2018)

"Just a genius. Oleg's written legal positions are works of pure science." (Sovfracht)

"A high-class professional. Oleg managed to easily project his extensive experience and approach upon the case, despite the spontaneous emergence of difficulties within the case and its multidirectional development in different instances." (GALA-FORM, SMANN SA - oil & gas traders)



"[Maxim] Kulkov and [Nikolay] Pokryshkin are like 'raging bulls' during hearings. Pokryshkin is 'sharp and creative' and 'always considers all the possible options'." (GAR 100, 2019)

"In trial proceedings, Nikolay literally 'forced' the judges to create a new practice using his persuasive skills and was always one step ahead of our opponents (a very well-known law firm), who acknowledged his professionalism in backstage talks and in the corridors of the courts. He is very precise when it comes to the nuances of his specialist field which can clearly be seen in what he is doing. It is intrinsic for Nikolay to apply an extraordinarily effective approach, pinpoint the problem and detect opponents' legal traps early on." (GALA-FORM, SMANN SA - oil & gas traders)

"A distinctive feature of Nikolay, in addition to his awesome professional qualities, is a high degree of customer focus. Nikolay is always prompt, quickly delves into the essence of the client's needs and gives the required result in a short time." (B&N Bank)

Building 5
1/8 4th Golutvinsky Pereulok
Moscow, 119180
+7 (495) 258 39 41
www.kkplaw.ru
reception@kkplaw.ru

in
2018

6
arbitration
cases

in ICAC,
SCC, ICC

53
litigation
cases

in state courts of Russia,
Cyprus and England

Preparing 11 expert reports
for foreign courts