

SQUIRE
PATTON BOGGS

Local Connections. Global Influence.



Dispute Resolution



Dispute resolution has been a key focus area of our Prague office throughout its 30-year presence on the Czech market. Some examples of our recent Czech arbitration and litigation cases are as follows:

Arbitrations

We represented a Czech company in an ICC arbitration seated in Prague against a Czech subsidiary of a listed UK company regarding an M&A dispute. The case settled favorably to our client.

We successfully represented a buyer of a Czech aerospace manufacturer in an ICC arbitration seated in Vienna regarding a breach of representations and warranties provided in a share purchase agreement. The case settled favorably for our client.

We represented a Czech subsidiary of a global sporting goods retailer in a commercial arbitration seated in Prague involving claims for contractual penalties of considerable value. All claims against our client were dismissed.

We advised a company in a commercial arbitration seated in Prague regarding claims for breaches of software development contracts. All claims against the client were dismissed.

We represent a shopping mall owner in a pending commercial arbitration seated in Prague regarding claims against an asset management company for alleged breaches of an asset management agreement.

We represented Czech Export Bank in a US\$22 million international arbitration against a major US-based insurance company before the Vienna International Arbitration Centre. All claims (governed by English law) were dismissed and Czech Export Bank was subsequently awarded the totality of its legal fees and costs.

We acted as a lead counsel to a Czech bank in an arbitration proceeding seated in Prague against a Mongolian debtor before the Czech courts. The defendant's debts (unpaid loans) reached US\$2 million. The client was fully successful.

We represent the buyer of a Czech heavy machinery company in an ICC arbitration seated in Vienna and initiated by the seller, a US private equity fund, regarding a very significant claim for damages due to an alleged breach of the SPA.

We represent the seller in an ICC arbitration seated in Vienna against a German company regarding breaches of a share purchase agreement for shares in a cement plant.

We successfully represented a Scandinavian defense company in an SCC arbitration seated in Vienna against an Israeli supplier. The case was concluded by a settlement that was advantageous for our client.

We represented a Scandinavian defense company in a UNCITRAL arbitration seated in Vienna against a Central European country regarding alleged breaches of an offset agreement relating to the supply of armored vehicles. The client prevailed in the dispute.

We represent two French companies in an ICC arbitration seated in Paris regarding a dispute under a shareholders' agreement in a Middle East company. The arbitration proceedings are held in French.

We represented a Bulgarian company in an ICC arbitration seated in Geneva regarding claims for the breach of a supply contract and EU competition law against a Russian supplier.

Advising the State of Libya in a pending €183 million arbitration relating to two construction projects filed by the company *Guris Insaat ve Muhedislik* before the ICC under the Turkey-Libya BIT.

Advising Libya in a pending US\$61 million arbitration related to several construction projects filed by the company *Ustay Yappi Taahhut ve Ticaret* before the ICC under the Turkey-Libya BIT.

Advising the State of Libya in a pending €52 million arbitration relating to several construction projects filed by the company *Nurol Insaat ve Ticaret* before the ICC under the Turkey-Libya BIT.



Selection of Litigation Cases

Aviation

We represent a Czech subsidiary of a global group of companies providing ground-handling, cargo-handling, fuelling and related airport services in three labour court proceedings.

Mining

We represent a client in a Czech court dispute initiated by a major mining company alleging claims for damages against our client of a significant financial value.

Financial Services

We act as a lead counsel to a major Czech bank in complex parallel proceedings regarding claims for damages raised by a former customer.

Sports

We represented the owners of a Prague football club in a series of court cases regarding claims in excess of US\$30 million. The cases settled favorably for our client.

International Transport

We represent a Swiss company involved in the international transportation of oil and fuels in court proceedings against a Czech company regarding financial claims arising from a settlement agreement. A first instance court has adjudicated all claims brought by our client, including the default interest and legal costs.

Bankruptcy Litigation

We represent a US investor suing for return of real estate worth in excess of US\$100 million, which was unlawfully included in the bankruptcy estate of its previous owner. The client was fully successful at the first instance and on appeal. The matter is now pending before the Supreme Court.

Squeeze-Out Litigation

We represent a client in court disputes regarding a squeeze out of the client's shares from a company operating an administrative centre in the Czech Republic.

Banking & Finance

We represent a major Czech bank in complex parallel proceedings regarding claims for damages raised by a former customer.

IP Litigation

We represented a US company and its Czech subsidiary in court disputes concerning the client's intellectual property rights to certain innovative chemical processes.

International Financial Services

We represented a Swiss company in court dispute involving claims for the payment of unjust enrichment regarding investment and financial services allegedly provided to the client by a Czech company and foreign individuals. The client obtained a final and effective judgment from the Czech court, bestowing the full amount of damages claimed, including the compensation of legal costs.

Commercial Lease Litigation

We represented a Czech company operating a successful shopping mall in a commercial arbitration against an international asset manager involving claims for the compensation of damage resulting from the organization of electricity tenders for the shopping mall and its tenants.

We represented a client involved in the development and operation of shopping malls in a Czech court dispute against a tenant of a shopping unit, and its owner, for the compensation of damage and the payment of contractual penalties resulting from unlawful termination of a lease contract.

Construction Litigation

We represented a client involved in the area of international education services in a Czech construction litigation case regarding the client's claims against an architect for the compensation of damage caused by defects in the construction of a new campus.

Real Estate Litigation

We represented a commercial real estate developer in a court dispute regarding the validity of contracts for the development of a new shopping mall project of substantial value, including in the extraordinary appellate proceedings before the Supreme Court of the Czech Republic.



Success Is About People

Market-Recognized Practice

- International Dispute Resolution – Band 1, *Chambers Global* 2021
- Band 2 *Chambers Europe* 2020
- Tier 1 *The Legal 500* 2020

Dispute resolution specialists are typically:

- People with relevant and deep experience
- Trustworthy and respected individuals
- Motivated team players who are able to listen and absorb information



Rostislav Pekař
Partner, Prague



Mária Poláková
Partner, Prague



Vladimír Polách
Of Counsel, Prague



Ivan Chalupa
Of Counsel, Prague



Matej Pustay
Senior Associate, Prague



David Seidl
Associate, Prague



Tereza Psůtková
Associate, Prague



Tamara Korešová
Junior Associate, Prague

Key Contacts

Rostislav Pekař
M +420 731 979 913
[see bio](#)

Mária Poláková
M +420 778 413 019
[see bio](#)

Vladimír Polách
M +420 775 878 291
[see bio](#)

