

ANTONIO SANCHEZ-PEDREÑO KENNAIRD

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Executive summary

On the basis of extensive experience in international acquisitions, financing operations, mergers and investment operations, his professional practice is now centered in the resolution of conflicts, with special focus on those related to acquisitions, mergers, shareholder relations and shareholder agreements, separation of family-owned business conglomerates, company law disputes, joint ventures, investment contracts, financing transactions, banking financial derivative contracts. Resolution of conflicts methods most usually employed are arbitration and mediation.

As an independent arbitrator, his focus is on developing an efficient and fair proceeding, where parties may have the opportunity to present their cases in a clear and adequate manner, establishing reasonable schedules to ensure proper conclusion of the procedure in a timely manner.

Professional experience

2010 - Present - Independent Arbitrator

- Participated in several arbitration proceedings, both domestic and international, including investment arbitrations. See Annex.
- President of the Court of Arbitration of the Official Chamber of Commerce, Industry and Services of Madrid (April 2014 – September 2019).

1985 - 2010 - Attorney - Corporate law, Corporate Finance, Mergers and Acquisitions

Extensive experience in the field of company law, mergers and acquisitions, with specific focus on complex joint ventures, consortium agreements, private equity transactions, and cross-border investments and acquisitions, as well as corporate, financial and banking transactions. This practice was developed in the following law-firms:

- Baker & McKenzie 2005 – 2010

Partner

Coordinator of the private equity practice.

- Linklaters 2000-2005

Partner

Head of the corporate law and merger & acquisitions department from the opening of the Madrid office.

- **Cuatrecasas 1988 -2000**

Partner

Joins the corporate and financial law department of the Madrid office, becoming head of the department in 1990.

- **Brown & Wood 1987-1988**

Foreign legal intern

Wall Street law firm specialized in financial and public capital markets.

- **Uría Menéndez 1985-1987**

Associate

Experience in Mergers and Acquisitions

Transactions generally involved company acquisition contracts, investment and financing agreements, side arrangements, supply and purchase contracts, management contracts and fee structures, guarantees, shareholder agreements and complex investment and divestment corporate and tax structures.

The acquisition transactions included publicly listed companies, requiring compliance with Stock Exchange regulations and public tender offers take over law.

Summary of main transactions

Acquisitions: Advised on acquisition and/or sale of majority and minority (joint control) holdings in many companies in several fields, including transport, press, telecommunications, business/asset sale of producing facilities (among others a group of tobacco producers and distributors in Latin America) and the financial and public markets sectors.

Mergers and Joint-Ventures: Advised in the creation of various consortia with national and international participants, and subsequent negotiations during their activities or their termination in multiple sectors including media, telecommunications, TV Stations in Latin-America, large prime materials distributors, and the hotel and hospital areas. Advised in company law disputes.

Education

- Graduated in law (J.D.) at the Madrid Complutense University (Spain), CEU San Pablo.
- Masters Degree in Common Law (LL.M) - University of London, King's College.
- Masters Degree in Comparative Jurisprudence (M.C.J) - University of New York, N.Y.U.
- Diploma in International Commercial Arbitration, Chartered Institute of Arbitrators, London.
- Accredited mediator by the Centre for Effective Dispute resolution (CEDR) and ISDE.

Professional colleges and institutions

- Admitted to the Madrid Bar.
- Admitted to the New York Bar.

- ICC arbitrator.
- Corte Española de Arbitraje arbitrator.
- Corte de Arbitraje de Madrid arbitrator
- Tribunal Arbitral de Barcelona arbitrator

Academic activities and publications

- Lecturer and Mentor in various university and professional college courses on arbitration and mediation.
- Author and Coordinator of the Memento Lefebvre on Arbitration (editions 2013 and 2015).
- Panelist in national and international sector conferences.
- Author of articles on arbitration and ADRs in press and specialized publications. Recent articles:
 - o Determinación de costas arbitrales: momento temporal
 - o Extensión clausula arbitral
 - o Tribunales truncados en España ¿sí o no?
 - o Spanish courts track IBA Guidelines on Conflicts of interest
 - o Alcance del convenio arbitral
 - o Novedades en el reglamento CCI: el procedimiento acelerado
 - o International Arbitration under Review: An appellate procedure in Arbitration?: The present State of Play
 - o Admisibilidad de laudos parciales extra art. 41.3 LArb

Languages

Spanish/English

Nationalities

Spanish/English

Annex- list of arbitral proceedings (domestic/**international**) (appointed arbitrator o party advisor)

	Arbitration Institution/Role	Plaintiff	Respondent	Dispute description	Comments
1	CEA Sole arbitrator	Spanish company	Insurance company	Export insurance claim	Amount: 80.000 Eur
2	Ad-hoc arbitration Party lawyer	English company	Spanish company	Consortium contract breach	Amount: 20MM Eur
3	CAM 2112 Sole arbitrator	Spanish company	Spanish company	Supply contract breach	Amount undetermined
4	CAM 2102 Sole arbitrator	Spanish company	Spanish company	Systems contract breach	Amount undetermined
5	CAM 2123 Sole arbitrator	Spanish construction company	Financial entity	Construction financing facility breach	Amount: 1.8 MM Eur (claim and counterclaim)
6	ICAM 491 Sole arbitrator	Spanish company	Spanish company	Shareholders agreement breach	Amount:750.000 Eur
7	CAM 2270 Sole arbitrator	Spanish company	Financial entity	Financial contract breach	Amount: 110.750 Eur
8	CAM 2316 Tribunal President	Financial entity	Spanish company	Financial contract breach	Amount: 123.798,33 Eur
9	ICC 18293 Co-arbitrator	Russian company	Spanish financial entity	Guarantee enforcement	English law Amount: 60 MM U.S. Language: English
10	CAM 2362 Co-arbitrator	Spanish company	Financial entity	Financial contract breach	Amount: 536.006,27 Eur
11	ICC 18809 Co-arbitrator	Spanish company	Indian company	Infrastructure construction contract breach	Amount: 8 MM Eur
12	CAM 2456 Sole arbitrator	Spanish company	Financial entity	Financial contract breach	Amount: 226.288 Eur
13	VIAC SCH 5294 Party lawyer	Polish company	Spanish company	Distribution contract breach	Amount: 80MM US Language: English
14	TAB 1832/13 Sole arbitrator	Spanish company	Financial entity	Financial contract breach	Amount undetermined
15	ICC 20327 Tribunal President	Spanish company	Spanish company	Service supply contract breach	Amount: 850.000 Eur (claim and counterclaim)
16	ICSID No. ARB(AF)/12/2 - (1st phase) Party lawyer	Spanish company	Guinea Ecuatorial	Investment arbitration	Amount: 450 MM US.

17	ICC 20815/ICC 20751 (acum.) Co-arbitrator	Spanish company	Latin American Republic	Investment arbitration	Amount: 2.7 MM US.
18	CEA 435/16 Co-arbitrator	Spanish construction company	Construction consortium	Consortium agreement breach	Unquantified
19	ICC 21150 Sole arbitrator	Dutch Company	Spanish company	Company acquisition agreement breach	Amount (claim and counterclaim): 8 MM US Language: Spanish and English
20	ICC 21021 Co-arbitrator	Egyptian company	German company	Agency agreement breach	Amount: 600.000 US Language: English
21	ICC 21846 Co-arbitrator	Spanish company	Latin American Republic	Investment arbitration Infringement of right to repatriate investment	Amount: 4 MM US.
22	Ad hoc arbitration Co-arbitrator	El Salvador company	Taiwanese shareholders	Company acquisition agreement breach	Law: El Salvador Amount: 1.8 MM US Place of arbitration: El Salvador
23	CAM 2965 Sole Arbitrator	Spanish Shareholders	Spanish Shareholders	Dispute over shareholders agreement	8 MM eur
24	CEA 588-20 Co-arbitrator	Spanish Financial Public Entity	Spanish management asset entity	Dispute over asset management agreement	2 MM eur
25	PCA 2020-20 Sole Arbitrator	European construction company	European municipal water treatment Company	Dispute over construction of waste water treatment plant	2.6 MM eur. (claim and counterclaim) Language: English UNCITRAL rules
26	CAM 3033-20 Co-arbitrator	Spanish Distressed Assets Public Entity	Spanish asset management entity	Dispute over asset management agreement	Amount: 9 MM eur
27	CAM 3061-21 Sole arbitrator	Spanish company	Spanish distributor	Dispute over supply agreement	Amount (claim and counterclaim): 7.2 MM Eur