



## ARBITRATION

With active participation in renowned national and international cases since the beginning of the arbitration practice in Brazil, TozziniFreire has highly specialized partners and associates with extensive experience in proceedings administered by the most prominent domestic and international arbitration centers around the world. Our members are widely recognized as experts in the field, integrating relevant associations and arbitrators' lists of traditional arbitral institutions.

Additionally, the multidisciplinary profile of the firm allows the involvement of partners and associates from other practice areas in disputes involving matters such as M&A, tax, environmental law, labor, administrative law, construction, energy, infrastructure, real estate, agribusiness, insurance and reinsurance, telecommunications, banking, among others.

TozziniFreire has experience and distinguished performance in arbitration-related court proceedings, such as pre-arbitral injunctions, actions for institution of arbitration, award annulments, and actions for recognition of foreign arbitral awards. Our partners and associates master both arbitration and state court proceedings.

**/95**

**Partners**

**/500+**

**Lawyers**

**/30**

**Practice Areas**

**/25**

**Industry Groups**

**/6**

**Offices**

## Experience

- High involvement in domestic and international arbitrations;
- Wide experience in arbitration-related court proceedings, including pre-arbitral injunctions, action for institution of arbitration, and award annulment lawsuits;
- Representation in procedures for enforcement of domestic and foreign arbitral awards, including the recognition procedure of foreign awards before the Superior Court of Justice;
- Partners are frequently appointed to seat in arbitral tribunals.

## RECOGNITION



# RECENT HIGHLIGHTED WORKS

## **GLOBAL LEADER IN ALTERNATIVE ASSET MANAGEMENT**

Arbitration arising from an M&A involving the acquisition of the water and wastewater business from one of the largest national economic groups in Brazil, in a context involving the Car Wash Operation. The arbitration involves price adjustments and several other alleged contractual breaches.

## **GLOBAL COMPANY DEDICATED TO THE PROVISION OF RENEWABLE ENERGY, INFRASTRUCTURE, WATER AND SERVICES**

Arbitration resulting from an M&A involving the selling of a company, which holds a public concession agreement with the Brazilian Federal Government for the management of federal roads in Brazil. The dispute involves alleged contingencies attributed to the sellers.

## **LEADING CASE IN RECOGNITION PROCEDURE OF FOREIGN ARBITRAL AWARD**

Representation of a renowned professional from the agribusiness sector in a recognition procedure of an arbitral award issued in the United States of America. The recognition was disputed by TozziniFreire's client due to alleged failure of disclosure duties by one of the arbitrators and the clear violation of the applicable Law (Brazilian Law). In the end, the Superior Court of Justice denied the recognition of the award.

## **MULTINATIONAL COMPANY DEDICATED TO THE PROVISION OF WIRELESS COMMUNICATION INFRASTRUCTURE**

Arbitration against a telecommunications company in Brazil resulting from a series of M&A transactions in the context of an ongoing judicial reorganization involving the telecommunications company. The

dispute arises from alleged breaches of contractual obligations undertaken by each party in the M&A agreements.

## **ONE OF THE MAIN PUBLIC ENTITIES IN POWER GENERATION**

Representation of a public entity dedicated to power generation against a mining company. The parties dispute various contractual obligations, alleging reciprocal defaults and the necessity of contractual review.

## **CHINA'S TOP HEAVY MACHINERY PRODUCERS**

Acting as party-appointed expert on Brazilian Law in arbitration under UNCITRAL Rules, with seat in London, involving a listed Chinese company, one of the world's largest heavy machinery producers, and its distributor in Brazilian territory. The case discussed the breach of a distribution contract for specific portions of the Brazilian territory due to invasion of territory, its termination and indemnity claims arising thereof.

## **MULTINATIONAL INFORMATION, DATA AND MEASUREMENT COMPANY**

Represented an S&P 500 information, data and measurement company in a high-profile construction arbitration under the CCBC Rules against one of Germany's largest construction companies. The subject matter involved liability for contractual breaches in the construction of slopes, such as delays and the financial consequences of such breaches.

## **AMERICAN MULTINATIONAL IN ARBITRATIONS INVOLVING THE AUTOMOBILE SECTOR**

Representation of an American multinational in the truck manufacturing sector in two arbitrations involving discussions related to the Brazilian Automobile Dealership Law. The arbitral award favored the American multinational in both cases.



**FURTHER  
INFORMATION  
ABOUT OUR  
ARBITRATION AREA**

