



## Litigation Practice

**BIRIŞ·GORAN**  
Legal + Tax



## **Firm Presentation**


The law firm of Biriş Goran was launched in 2006. Since then, we have quickly established ourselves as counsel of choice for heavyweight international investors and local entrepreneurs alike. Chambers, PLC Which Lawyer? and Legal 500 have all listed us as top practices in Romania within our areas of specialty.

We have the resources and expertise to execute transactions to international standards. Large or small, domestic or cross-border, where and whenever needed.

Our 30+ attorney team is composed of experienced professionals supported by bright young talent, all with strong backgrounds from local and global firms. Many of our lawyers are also trained and licensed to practice in the US, UK and Canada. The result? Business-driven advice delivered on time and in a manner that meets, and often exceeds, our clients' expectations.

This is why during the past years we have been involved in high-profile, complex, multi-million EUR transactions, representing an array of leading multinationals, investment funds, developers and high net worth individuals.

In Romania's economy, vast opportunities go hand-in-hand with risk. We believe that our unique strengths make us the premier choice for getting you safely where you want to be in Romania and the wider region.





## **Litigation Practice**


A client who is facing litigation, whether as plaintiff or defendant, must consider a number of cost/benefit and risk factors that are likely to impact the bottom line. Issues such as potential recovery, timing, costs and expenses, and possible decisions or orders could have significant impact on both operations and reputation in Romania - all of which can be challenging to predict.

Biriş Goran's reputation stems primarily from its excellence in "deal entry" and facilitating the closings of transactions, but we also advise on "deal exits", should there be a falling out in our clients' day-to-day business affairs.

We have experienced litigators on our team, including a former judge, who are able to minimize the uncertainties by providing a solid foundation of practical experience. This enables us to help our clients navigate all possibilities and options available to them in this unfamiliar environment.

We provide our clients with comprehensive advice at every stage of a controversy; whether it is proactive problem avoidance, effective negotiation and settlement, or vigorous advocacy both in court and before governmental agencies and tribunals.


We also have experience in handling international commercial arbitrations under ICC rules.





## **Selected Recent Track Record**

This presentation of our main track record is in no way exhaustive. We would be pleased to provide you with more detailed information upon request.

- Legal advisor to leading multinational company in its ground-breaking tax recovery case against the Romanian state before the Romanian Supreme Court;
  - Legal counsel in a series of successful VAT recovery litigation for multinational companies;
  - Legal advisor to a leading Romanian cigarettes manufacturer in successful a litigation against the Administration of Environment Fund;
  - Legal counsel to a leading Romanian shopping center in successful commercial claim;
  - Legal advisor to a major real estate company in several commercial claims related to stopping the works (sistare lucrari);
  - Legal counsel to a major tax recovery claim;
  - Legal advisor to a leading electrical appliances producer in a claim for property restitution;
  - Legal counsel to a supermarket chain in a very important claim for property restitution;
  - Legal advisor to a major real estate developer in arbitral claim;
  - Legal counsel to a major supermarket chain in arbitral claim regarding the value of building works;
  - Legal advisor to a hotel in expropriation claim.
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## Litigation Team



### **RALUCA NĂSTASE**

Romanian qualified partner. Admitted to Bucharest Bar in 2006 and graduated from the University of Bucharest's Faculty of Law in 1998. Before joining Biriş Goran as a partner in 2006, Raluca was chief operating officer between 2005 and 2006 at the CEFIN group, one of Romania's largest real estate developers. Before that, she was chief legal counsel to Avrig 35, also one of Romania's largest real estate developers, where she personally handled some of the landmark transactions undertaken by the group (including the Charles de Gaulle building). She began her career with the Ministry of Finance in 1998. She co-heads the real estate department and is head of the litigation department.



### **IONUȚ DOBRINESCU**

Romanian qualified senior associate. Before joining Biriş Goran in 2009, Ionuț was an in-house attorney and general legal counsel representing foreign investors such as the New York-based New Century Holding Advisors (the investment manager of Broadhurst Investments Ltd., Cyprus), one of Romania's leading portfolio investors. A litigator, he has substantial experience with capital markets/securities litigation including successful representations before the Romanian National Securities Commission (CNVM), and is one of Romania's experts on proxy fights and takeover procedures. Ionuț is experienced in portfolio management and enforcing minority shareholder rights. Since joining Biriş Goran, Ionuț has focused on litigation matters involving bankruptcy/insolvency, corporate, commercial and securities law issues.



### **DUMITRU DOBREV**

Romanian qualified associate. Before joining Biriş Goran in 2009, Dumitru was an associate and senior associate with the Tănăsescu, Leaua, Cadar & Asociații and Vilău & Mitel law firms. He is a litigation expert, focusing primarily on commercial, environmental, intellectual property (IP) and insolvency/bankruptcy litigation. In addition to multinational and Romanian high-net worth entrepreneurs, he has represented state institutions such as the Romanian Ministry of Environment. He has been a member of the National Union of Insolvency Practitioners in Romania (UNPIR) since 2005. Dumitru also has substantial experience with corporate/M&A and real estate transactions, as well as energy infrastructure projects. Since joining Biriş Goran, Dumitru has been involved in litigation projects with a particular focus on bankruptcy/insolvency matters. He is well placed to help Biriş Goran clients deal with all aspects of any contentious matter.



### **MIHAI NUȘCĂ**

Romanian qualified associate. Before joining Biriş Goran in 2009, Mihai was a founding partner of Mircea & Asociații, a Romanian medium sized law firm where he was head of the tax and environmental law practice groups. Subsequently, Mihai established his own practice focusing on administrative and commercial litigation, public procurement, corporate/M&A transactions and European Union (EU) financed projects as well as tax law with a particular focus on joint ventures, acquisitions, VAT compliance, transfer pricing and restructuring. He also has significant experience in the waste management area and has acted as consultant to the largest Romanian waste recovery company. Since joining Biriş Goran, Mihai has been involved in litigation matters as well as tax and public procurement projects.



### **OANA NEGULESCU**

Romanian qualified associate. Oana was admitted to the Bucharest Bar in 2008 and graduated from the Romanian-American University, Faculty of Law, Bucharest, in 2007. Before joining Biriş Goran in 2008, Oana worked as a legal officer for Romanian governmental entities such as the Ministry of Communications and IT, specializing in regulatory compliance matters. At Biriş Goran she continues her focus on IT and public law matters and has expanded her practice to include corporate and real estate matters.




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