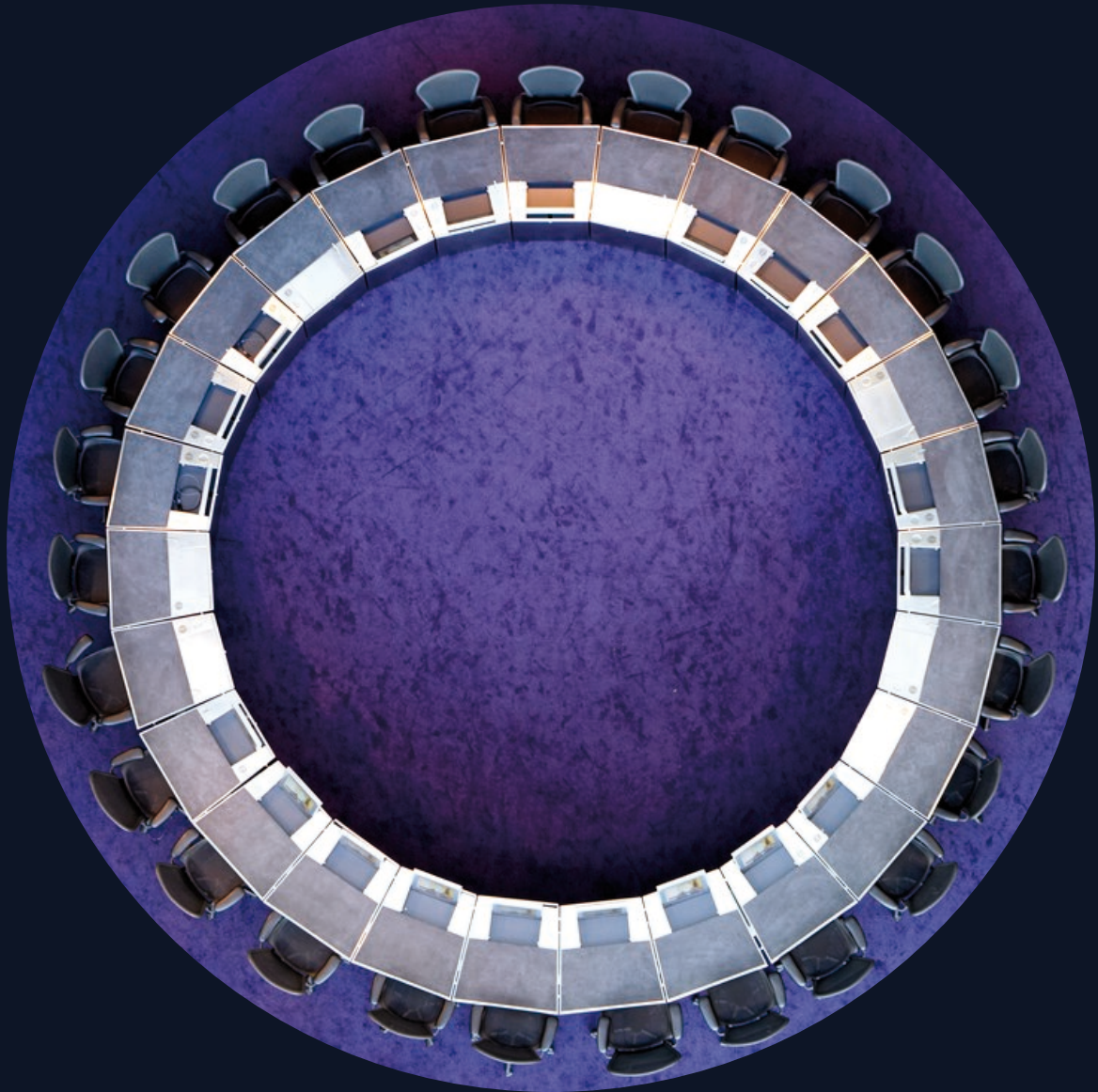


Legal Services
Global Dispute Resolution



Ogier

The intellectual talent of their star players is of top quality.

Client feedback

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Who we are

When disputes arise offshore, they are often complex, international and high value.

Ogier has one of the largest offshore teams advising on the technical, strategic and procedural aspects across the spectrum of contentious commercial issues and disputes.

We advise on six international laws: BVI, Cayman Islands, Guernsey, Irish, Jersey and Luxembourg.

Our team's experience spans cross border, multi-million and multibillion value disputes across Europe, the Middle East, Asia and the US. We resolve disputes in negotiation, mediation, arbitration or in court.

With extensive cross-border and international experience, we work closely with onshore counsel and other professional services providers in connection with foreign regimes.

We have a pedigree in local and cross-border trust dispute resolution. Ogier counts as its clients a large number of the leading institutional and independent fiduciary businesses offshore.

Risk management has become a critical tool for clients, who include the world's leading financial institutions, independent professional advisors, international accountancy practices and global law firms. We also act for many of the world's most wealthy families and high net worth individuals.

Ogier's Restructuring and Insolvency team offers legal advice to banks, financial intermediaries and corporates, as well as onshore counsel and other professional services providers in connection with company structures. Ogier has excellent relationships with regulators in each of the BVI, Cayman, Guernsey and Jersey jurisdictions.

We seek the best outcome for every client. Pre-empting formal proceedings and resolving disputes quickly, fairly and cost effectively is key to the efficient operation of a business. In the interests of providing excellent client service, preserving relationships is very important to us.



The disputes team at Ogier is first rate. The team is very good at getting to the heart of the issues in the case, but also at looking outside of the box for solutions. Legal 500 UK, Jersey, Dispute Resolution, 2022



Offices around the world staffed by BVI qualified lawyers who also have a wealth of experience with high-value multi-jurisdictional litigation. Legal 500 Caribbean, BVI, Dispute Resolution, 2022

What we do, how we do it

Commercial disputes

Including fraud, asset tracing and enforcement of foreign judgments and arbitral awards, bribery and money laundering actions.

Contentious regulatory advice

Regulatory investigations and enforcement, proceeds of crime, market misconduct, money laundering, corporate governance issues and conflicts of interest.

Corporate disputes

Claims against directors, shareholder disputes, corporate fraud.

Employment advice

Employment disputes, housing and immigration issues, data protection, employment contracts and employee benefits and pension arrangements, HR practice.

Financial services disputes

Including contentious funds, banking and insurance claims.

Restructuring and Insolvency

Winding up and cross border insolvency applications, restructuring applications, investor/shareholder rights; schemes of arrangement, amalgamation and reconstruction, asset recovery.

Insurance related disputes

Acting for insured parties and for insurers on coverage and policy issues.

Trust disputes

Breach of trust claims, administrative applications.

How we do it

Many techniques have been developed to identify and resolve risks and disputes, each with its own advantages and disadvantages. Knowing which should be applied and how procedures differ in each jurisdiction can help to minimise costs, save time and keep businesses and transactions on track.

Where possible we take steps to avoid formal legal proceedings but when that is not possible our lawyers are perfectly placed to represent clients in any dispute resolution procedure.

Techniques include:


- Negotiated settlements
- Litigation
- Mediation
- Arbitration
- Dispute Boards
- Early neutral evaluation (ENE)
- Expert Determination

There are often significant differences in procedures and practices in different jurisdictions and procedural rules may differ from one country to another. The merits of each dispute resolution method should therefore be considered in the light of the specific factual and jurisdictional circumstances.

Edward Mackereth
Global Managing Partner

 Leads from the front in terms
of meeting client expectation.
Legal 500 UK, 2022



 The team is exceptional, they are always impressive and considered. The team includes brilliant minds who consistently master the detail without losing overall perspective. Legal 500 Caribbean, Cayman islands, Dispute Resolution, 2022

 They're a very sharp law firm, they have a good commercial focus and they're really responsive. Chambers UK, Guernsey, Dispute Resolution, 2022

Our jurisdictions

BVI

Our top-tier BVI team is described in the leading directories as being the "*standout offshore firm for complex multi-jurisdictional litigation*". Our team contains market-leading experts in commercial litigation; civil fraud; enforcement & asset recovery; contentious trust & probate; and restructuring & insolvency. We regularly appear as advocates in the Commercial Court and the Court of Appeal, and with members of the team located in our offices across the globe we offer time-zone appropriate advice. We are regularly involved in obtaining or opposing freezing injunctions, Norwich Pharmacal applications and applications for the appointment of receivers and provisional liquidators.

Cayman Islands

Our Cayman Islands team specialises in complex, high-value matters with an emphasis on those with a cross border aspect. Having regularly appeared in the Grand Court and the Court of Appeal, our team has particular expertise in corporate insolvency, contentious trust and general commercial dispute resolution, including enforcement of foreign judgements, asset tracing and fraud.

Ireland

The Irish team has significant experience across a broad range of international and domestic commercial disputes. Our Ireland advocates are recognised for our expertise resolving large, complex and high-value disputes, and have successfully litigated in all courts including the High Court, the Commercial Court, the Court of Appeal, the Supreme Court and Court of Justice of the European Union.

Guernsey

Having been involved in many high profile contentious commercial, trust and insolvency matters in Guernsey, our team has substantial Royal Court and Court of Appeal experience including obtaining freezing, mandatory and other injunctions, commercial investment funds and trust disputes, fraud and asset tracing, insurance, schemes of arrangement, insolvency and employment issues.

Jersey

Our experienced advocates play leading roles in many high profile cases, with particular expertise in contentious trust, restructuring and corporate recovery issues and commercial dispute resolution. Our pan Channel Island Employment Law team provides advice on all aspects of Jersey and Guernsey employment law.

Hong Kong


We work with Asia-based clients seeking to manage risk, avoid or resolve disputes and who require assistance with regulatory and investigation work, in their own time zone.



Rachael Reynolds is a first-class thinker with the capacity to understand nuanced case needs. Chambers Global, 2022



Our team

 Offshore Firm of the Year
Chambers HNW Awards
2022

 Offshore Firm of the Year
privateclient Excellence
Awards 2022

 International Law Firm of
the Year
Citywealth Magic Circle
Awards 2022

 Law Firm of the Year -
Guernsey and Jersey
Citywealth IFC Awards
2022

 Team of the Year -
Litigation
Citywealth IFC Awards
2022


 Best Offshore Law Firm
Hedgeweek Americas
Awards 2021

Our team

Many of our Global Dispute Resolution lawyers come from the English Bar or American Bar, or are solicitors from leading London law firms. Many are leaders in their fields of specialism. The diversity of our team's experience fosters respect and reciprocity and ensures a breadth of perspective is brought to every matter.

We advise on risks associated with a wide range of finance, trust, commercial and corporate matters and will often work alongside noncontentious lawyers from the relevant discipline to resolve an issue.

Our Dispute Resolution team works closely with industry associations across our jurisdictions and are members of the Society of Trust & Estate Practitioners (STEP), the Association of Restructuring and Insolvency Experts (AIREA), INSOL International, the Insolvency Lawyers' Association, and the Association of Business Recovery Professionals (R3). We regularly assist government bodies in BVI, Cayman, Guernsey and Jersey in the introduction or reform of legislation as part of working groups or by contributing to industry consultation processes.

 Brian Lacy heads the BVI Dispute Resolution team, and is the perfect choice for highly complex, hard fought litigation. Brian is an exceptional litigator, balancing technical skills with common sense, experience and strong strategic vision. Legal 500 Caribbean, BVI, Dispute Resolution, 2021



Ocean Rig

Ogier's Cayman Islands team advised on the restructuring of Ocean Rig.



Ocean Rig is an international contractor of offshore deepwater drilling services and this case is the largest known contentious restructuring in Cayman Island's history.

Cayman dispute resolution partner Rachael Reynolds led the Ogier team advising on the restructuring of Ocean Rig - the Cayman Islands' largest ever successful restructuring.

The Ocean Rig companies were placed into provisional liquidation in March 2017 for the purposes of effecting schemes of arrangement. The restructuring became effective on 22 September 2017, within 6 months of the appointment of the JPLs, and resulted in an exchange by creditors of approximately \$3.7 billion of debt for new equity in UDW, approximately \$288 million in cash and \$450 million of new secured debt.


The case is a leading example of how the Cayman Islands "light touch restructuring" tool

can be used to achieve successful restructurings of complex and cross-border financing arrangements.

We acted for the joint provisional liquidators of the four companies, who are overseeing the restructuring and promoting the schemes of arrangement, and advised on all aspects of the matter.

The case involved a number of contentious elements including class composition and fairness issues.

Rachael appeared as lead advocate on behalf of the provisional liquidators in the Cayman Grand Court and provided expert evidence for the Chapter 15 recognition application.

 An enormously respected figure in the Guernsey Bar; he's exceptionally knowledgeable of the law and a trusted authority on it.
Chambers UK, 2022





Inspires confidence and commands respect from opponents and judges alike.

Chambers UK, Jersey, Dispute Resolution, 2022

Cross functional teams

Restructuring and Insolvency

Ogier's team handles challenging domestic and cross-border assignments. Our Restructuring and Insolvency team covers multiple jurisdictions and includes lawyers who specialise in a range of legal disciplines including corporate, finance, litigation and arbitration. We advise banks, financial intermediaries and corporates, and have extensive international experience advising on contentious and non-contentious offshore restructuring and insolvency matters. We have particular expertise in disputes involving the PRC and the Middle East. We often advise in conjunction with onshore counsel and other professional services providers in connection with company structures.

Ogier has excellent relationships with regulators in each of BVI, Cayman, Guernsey and Jersey. We are the only legal services provider advising clients on restructuring and corporate recovery matters across these offshore jurisdictions and onshore in Ireland and Luxembourg for non-contentious matters.

Trusts Advisory Group

Ogier's Trusts Advisory Group draws together experts from different disciplines and locations enabling us to provide a seamless contentious and non-contentious advisory service which also includes relevant corporate support.

Our Private Wealth team advises trustees, private banks and ultrahigh net worth clients on the lifecycle of trusts from establishment, restructuring and administration to succession planning. We have in-depth knowledge of trusts and foundations, enabling us to provide

flexible and practical guidance on choosing the most effective jurisdiction. The team combines with our corporate specialists to provide commercially focused corporate advice regarding companies that underlie trust structures or on new investments structures as they arise.

Drawing together our contentious and non-contentious trust practitioners, our Dispute Resolution specialists have a strong track record in dealing with contentious issues. Ogier has acted successfully in many of the headline international trust and private client matters in recent years in BVI, Cayman, Guernsey and Jersey.

Regulatory

Nearly a decade after the financial crisis the regulatory environment is increasingly complex and often challenging for regulated businesses. In our home jurisdictions we operate within sound regulatory frameworks and have longstanding and professional relationships with industry regulators in the BVI, Cayman Islands, Guernsey, Jersey and Luxembourg.

Our multi-disciplinary team can help navigate these. Increasingly regulated environments through each stage in the business lifecycle: start up and relocation, operation, expansion and change.

Prevention of issues is preferable but where things have gone wrong, we provide effective solutions to clients including banks, major corporates, investment managers, fund administrators, trust companies and private clients.



Oliver Payne is great - he is very smart and he does not try any fast practices, but litigates in a proper manner. It is always a joy to work with him.

Chambers Asia-Pacific, 2022



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Ogier is a professional services firm. We have three divisions:

Legal: practical advice on BVI, Cayman, Guernsey, Irish, Jersey and Luxembourg law.

Corporate and Fiduciary: corporate administration services with a strong reputation in governance and regulatory compliance.

Consulting: independent guidance on sustainable investing, regulatory compliance and tech.

Our network of locations also includes Beijing, Dubai, Hong Kong, London, Shanghai, Singapore and Tokyo. Regulatory information can be found at ogier.com.

ogier.com