



Konstantin Kroll

Partner

Head of Russian Corporate and M&A Practice

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Konstantin Kroll is a leading M&A and capital markets (debt and equity) expert and arbitrator, recognized on numerous occasions by *Chambers Global*, *Chambers Europe*, *The Legal 500*, *IFLR 1000*, *Leaders League*, *Best Lawyers*, *Pravo.ru-300* and *Kommersant*. Triple qualified as a Russian advocate, solicitor of Senior Courts of England and Wales and Irish solicitor (non-practicing), he has over 24 years of experience advising corporate clients and financial institutions on complex cross-border transactions in Russia and the broader region of the former USSR.

Konstantin's practice concentrates on M&A, joint ventures, cross-border disputes and international arbitration, debt and equity capital markets transactions, structured finance and derivatives. He also has significant experience in project finance, bankruptcies and restructurings. Konstantin has advised clients on some of the largest M&A transactions in the energy, manufacturing, consumer and banking sectors in the Russian market.

Konstantin is a Fellow (FCIArb) of the Chartered Institute of Arbitrators (CIArb) and a Vice President of the Russian Chapter of CIArb European Branch, a member of ICC Russia (International Chamber of Commerce) Commission on Arbitration and ICC Russia recommended arbitrator, a member of TIAC's Reserve Panel of Arbitrators, a member of HKIAC's List of Arbitrators, an accredited arbitrator at the Russian Arbitration Center at the Russian Institute of Modern Arbitration (RAC RIMA) and the Arbitration Center at the RSPP, the Russian Union of Industrialists and Entrepreneurs (International and Investment Disputes Panel).

Konstantin is a member of the Commission on the development of arbitration and ADR at the Moscow Branch of the Association of Lawyers of Russia, a member of the Academic Council of the Higher School of Economics Master's Program "International Private Law and International Commercial Arbitration" and a visiting lecturer at Moscow State University, the Higher School of Economics and the Russian Presidential Academy of National Economy and Public Administration.

Konstantin regularly arbitrates moot courts, including Vis-Moot (Moscow and Shanghai pre-moot), Prof. Mozolin Moot Court of corporate disputes and Prof. Rosenberg Moot Court of international trade disputes.

Market recognition

- *Chambers Global* and *Chambers Europe*, 2016–2020: Leading lawyer in Corporate/ M&A in Russia.
- *IFLR 1000*, 2016–2020: Leading lawyer in M&A and in Capital markets (Structured finance and securitisation; Equity; Debt) in Russia.
- *Legal 500*, 2020: Leading lawyer in M&A (Tier 1) and Dispute Resolution/Arbitration & Mediation (Tier 3) in Russia
- *Best Lawyers*, 2010–2022: Leading capital markets expert in Russia.
- *Best Lawyers*, 2020 - 2022: Leading M&A expert in Russia
- *Pravo.ru-300*, 2019: Leading lawyer in Corporate / M&A in Russia.
- *Kommersant*, 2020: Leading lawyer in Capital markets in Russia.
- *Benchmark Litigation*, 2020: Recommended lawyer in dispute resolution in Russia.
- *Leaders League*, 2021: Top lawyer in Large-Cap M&A in Russia.

Education

- The University of Manchester, LLM, 2001
- Moscow State University, 1998, J.D., Diploma in Law with distinction

Experience

- **Russian Arbitration Center at the Russian Institute of Modern Arbitration (RAC RIMA):** Acting as a sole arbitrator in relation to two domestic and one international arbitration.
- **Arbitration Center at the Russian Union of Industrialists and Entrepreneurs (RSPP):** Acting as a sole arbitrator in relation to a domestic arbitration.
- **Major company:** Advising in relation to a \$1 billion arbitration at LCIA arising from a corporate dispute.
- **Major companies:** Advising in relation to a number of arbitrations at LCIA arising from M&A and JV transactions.
- **Major company:** Advising in relation to a Swiss arbitration arising from a JV.
- **Major company:** Mediating shareholders' dispute in a JV.
- **Major company:** Advising in relation to a maritime dispute in London.
- **Russian Deposit Insurance Agency (DIA):** Advising in relation to an anti-suit injunction related proceedings in the English courts relating to the bankruptcy of International Bank St. Petersburg.

Memberships

- Law Society, England and Wales
- Law Society, Republic of Ireland
- Moscow Bar Association/Advocates Chamber
- Hong Kong International Arbitration Centre (HKIAC), List of Arbitrators, member
- Tashkent International Arbitration Centre (TIAC), Reserve Panel of Arbitrators, member
- Russian Arbitration Centre at the Russian Institute of Modern Arbitration (RIMA), accredited arbitrator
- Arbitration Centre at the Russian Union of Industrialists and Entrepreneurs (International and Investment Disputes Panel), accredited arbitrator
- ICC Russia (International Chamber of Commerce) Commission on Arbitration, member and accredited arbitrator
- Chartered Institute of Arbitrators (CIArb), Fellow (FCIArb) and Vice President of the Russian Chapter of CIArb European Branch
- Tashkent International Arbitration Centre (TIAC), TIAC45 arbitration group, member
- Commission on development of arbitration and ADR at the Moscow Branch of the Association of Lawyers of Russia, member
- Academic Council of the Higher School of Economics Master's Program "International Private Law and International Commercial Arbitration", member
- International Swaps & Derivatives Association (ISDA), CEE/CIS Committee, member
- Association of International Petroleum Negotiators (AIPN)

Prior and Present Employment

- Partner and Head of Russian Corporate and M&A Practice, Dentons, Moscow, 2019 – present
- Partner and Head of Russia & CIS Desk, Orrick, Moscow and London, 2014 – 2019

- Partner, Jones Day, Moscow, 2011 – 2014
- Partner, Allen & Overy, Moscow, 2008 – 2011
- Associate, Allen & Overy, Moscow and London, 1997 - 2008

Publications

- “CIArb in Russia”, Commercial Arbitration magazine by the Chamber of Commerce and Industry of the Russian Federation, Issue No. 1(6), June 2021
- Interview on the recent developments in the Russian market, CEE Legal Matters, August 2021 (<https://ceelegalmatters.com/russia/17500-the-buzz-in-russia-interview-with-konstantin-kroll-of-dentons>)
- “Frustration of an English law governed contract due to supervening foreign illegality”, Arbitration.ru Magazine, No. 10 (24), December 2020
- “New rules of Russian Arbitrazh Procedure Code regarding exclusive jurisdiction over sanctions-related disputes”, Legal Insight Magazine, No. 10 (96), December 2020
- “Impact of Sanctions on International Arbitration Involving Russian Parties”, Commercial Arbitration magazine by the Chamber of Commerce and Industry of the Russian Federation, Issue No. 2(4), December 2020
- “Impact of Sanctions on International Arbitration Involving Russian Parties”, WorldECR magazine (www.worldecr.com), Issue 93, October 2020
- “Impact of Sanctions on International Arbitration Involving Russian Parties”, Thomson Reuters Practical Law Arbitration Blog (<http://arbitrationblog.practicallaw.com/impact-of-sanctions-on-international-arbitration-involving-russian-parties-new-developments/>), June 2020
- “Great Bear shrugs: Russia feels sanctions pain but business continues”, WorldECR magazine (www.worldecr.com), Issue 89, May 2020
- “Sanctions Impact on Arbitration,” *CEE Legal Matters*, January 2020
- Guest editorial in *CEE Legal Matters*, December 2019
- “The UK’s Unexplained Wealth Orders,” *Arbitration.Ru Magazine*, Issue #9, May 2019
- Co-author, “Choice of Law in Russian M&A and JV Transactions,” *Corporate Lawyer Magazine*, May 2019
- Co-author, “The UK’s Unexplained Wealth Orders,” *Legal Insight*, December 2018
- Quoted in “A Blessing and a Curse: Sanctions a Mixed Bag for Foreign and Domestic Law Firms in Russia,” *CEE Legal Matters*: Issue 5.8, August 2018
- “Russian Anti-Sanctions Measures,” *CEE Legal Matters*, 1 November 2018
- Co-author, “Russian Counter-Sanctions Measures,” *Westlaw Journal White Collar Crime*, 27 June 2018
- Co-author, “An Introduction to the UK’s Unexplained Wealth Orders,” *Law360*, 13 March 2018
- Quoted in “Sberbank Says Doubts over Courts Hamper Netting in Russia,” *Risk.net*, August 2017
- Quoted in “Russian Central Bank Slams Ruling in €1bn Sberbank Swaps Case,” *Risk: Derivatives*, June 2017
- Quoted in “Flight of Western Capital Forces Russian PE to Rebalance,” *Unquote*, November 2016
- Interview on “Zarubezhneft’s Acquisition of Majority Stake in Kharyaga Arctic Oilfield,” *Lawyer Monthly*, May 2016
- Chapter on Russia in *Getting the Deal Through / Structured Finance and Securitisations 2015*, by *Law Business Research*, March 2015
- Chapter on setting up companies in offshore centers (BVI, Caymans, Cyprus) in a publication of the State Registration Chamber with the Ministry of Justice of the Russian Federation on registration of business ventures abroad, 2012

- Contribution to *Investing Across Borders 2010*, a publication by IFC, MIGA and the World Bank, 2010
- “The Rights of Noteholders in the Event of Default under a Eurobond vs. a Russian Bond,” September 2009
- “Regulation of Mergers and Acquisitions in Russia,” *Mergers and Acquisitions Handbook 2004/05*, Practical Law Company Ltd., London, May 2004
- Co-author, “Russian Federation – Recent Developments in Securities Legislation,” *International Bar Association, Eastern European Forum News*, (co-authored with Brian Zimble), June 2003
- “Assignment (Pledge) of Offshore Accounts as a Means of Securing the Obligations of Russian Borrowers,” *Khozyaistvo & Pravo*, No.1, January 2002
- “The Legal Regulation of Foreign Investment in Russia,” Volume 6, Issue 1 of *Sudebnyk*, by Simmonds and Hill publishing Ltd., London, March 2001
- “Taking Security Over the Offshore Foreign Currency Accounts of a Russian Borrower,” *Law in Transition*, a publication of EBRD, Autumn 2000
- Co-author, “The Impact of the Euro on Russia,” *Euro Bulletin* (co-authored with Chris Owen), May 1999

Speeches and Programmes

- “Impact of Sanctions on International Arbitration”, Russian Arbitration Association (RAA) Moot Court Conference, 27 August, 2021 (<https://youtu.be/wQrKMCAUPn0>, running from 1.01 to 1.31h)
- Presenting at the on-line Round Table «Singapore, Hong Kong & Asian Jurisdictions: Trends in Dispute Resolution» by HKIAC and the Russian Presidential Academy of National Economy and Public Administration (RANEPA) LLM Programme in International Business Law (Parallel Degree with the University of London), 22 July, 2021 (<https://www.youtube.com/watch?v=jlyMRQsEckM>)
- Moderating Dentons’ webinar on the “Enforceability of arbitration clauses in bankruptcy: Russia, Ukraine, England, France, Germany, Singapore and Hong Kong”, 25 June, 2021
- Moderating session “Maximizing the Probative Value of Witness Evidence” at The Practicum “Witness Evidence in International Arbitration: En Route to Balanced Approach” Conference by ICC Russia, 16 June 2021, Moscow
- “Recent developments in commercial and cross-border arbitration in Russia”, CIS-Related Disputes: Treaties, Sanctions, Compliance and Enforcement Conference by CIS Arbitration Forum, 25 May, 2021
- “Impact of sanctions on international arbitration”, British-Russian Law Association (BRLA) webinar, 18 May 2021
- Interview by CBonds, 22 April 2021 (<https://youtu.be/fmUfMH9qluE>)
- “English vs. Russian law in M&A transactions in the Russian market”, XI Russian M&A Congress by CBonds, 22 April 2021
- Live stream at the Moscow Lawyers YouTube Channel (https://youtu.be/QR-yd_Kx0_Q), 15 April 2021
- “Impact of insolvency on arbitration”, Arbitration and Fraud in Russia & CIS on-line conference by *Informa*, 14 April 2021
- “Impact of sanctions on arbitration”, Interfax “Sanctions up-date” on-line conference, 7 April 2021
- Moderating session during English Law Week in Ekaterinburg, on-line conference by the Law Society of England and Wales and the Bar Council, 25 March 2021
- “Anti-suit injunctions in common law and civil law systems: practical aspects from the Russian perspective”, Pravo.RU “Challenges and Opportunities during Sanctions” Conference, March 4, 2021
- Interview by the Ural Journal of Legal Research (www.lawresearch.ru) YouTube Channel (<https://www.youtube.com/watch?v=TJ2IMddnYNc>), 23 December 2020
- “New rules of Russian Arbitrazh (Commercial) Procedure Code regarding jurisdiction over sanctions-related disputes and their impact on international arbitration involving Russian parties”, RAA VII Annual Arbitration Conference, 10 December 2020
- “June 2020 Amendments to the Russian Arbitrazh Procedural Code – Impact on International Arbitration involving parties under Russia related sanctions”, English Law Week meets Russian Law Week 2020, 23 November 2020

- “Russia anti-sanctions measures and their impact on international arbitration”, ICC Annual Arbitration Conference, Moscow, 5 November 2020
- International student moot court contest named after Prof. M.G. Rosenberg under the auspices of the All-Russia Academy of Foreign Trade and the Russian Chamber of Commerce and Industry. Arbitrating. October 2020 (<https://lnkd.in/dGi8gmk>)
- Corporate Arbitration Moot Court named after Professor V.P. Mozolin. Arbitrating (annually, 2017 – 2020) (<https://modernarbitration.ru/en/mootcourts/mozolin/arbiters>)
- “Impact of sanctions on arbitration of foreign economic disputes: status quo or search for alternative jurisdictions?” («Влияние санкций на разрешение внешнеэкономических споров: сохранение status quo или поиск альтернативных юрисдикций?»), On-line conference by Higher School of Economics (ВШЭ), 8 October 2020
- “International Arbitration in BRICS Countries”, Joint Webinar by the Brazil and European Branches of CI Arb (London Chartered Institute of Arbitrators), 23 September 2020
- “Recent Russian anti-sanctions measures and their impact on international arbitration involving Russian parties”, XII ABA Conference on the Resolution of CIS-Related Business Disputes, 17 September 2020 (on-line)
- “Reform of Legal Profession in Russia”, Vedomosti Annual Legal Forum, Moscow, 11 September 2020
- Moderating Dentons/ICC Conference “The impact of new rules of Russia’s Commercial Procedure Code granting Russian courts exclusive jurisdiction over sanctions-related disputes”, 9 September 2020 (on-line)
- “Changing legal profession” webinar/round table by “RANEPА-University of London Parallel Degree LLM Programme in International Law”, 13 July 2020 (<https://www.youtube.com/watch?v=O4zhcTVSmzU>)
- “Choice of Applicable Law”, ICC Arbitration on-line Webinar, 7 July 2020
- “HKIAC as an arbitral forum of choice for Russia related transactions”, HKIAC (Hong Kong International Arbitration Centre) on-line Webinar, 17 June 2020
- “Lawyers on-line. Changing Legal Profession” webinar/round-table by “Moscow Lawyers”, 8 April 2020 (<https://youtu.be/sViqEd07BRA>)
- “Impact of Sanctions on Arbitration”, ICC Annual Arbitration Conference, Moscow, 3 December 2019
- “UK Unexplained Wealth Orders (UWOs)”, English Law Week, Moscow, 13 November 2019
- Interview by *Moscow Lawyers* YouTube Channel, October 2019 (<https://www.youtube.com/watch?v=Ut6xqjmeEy8>)
- “UK Unexplained Wealth Orders”, *RAA Arbitration Conference*, Moscow – June 2019
- “Investing in the Russian oil & gas assets in the sanctions environment”, *AmCham Conference*, Moscow - June, 2016
- “Bondholders recourse to issuers under English and Russian law: regulation and practice”, *CBonds Restructuring Conference*, Moscow - March 2015
- “An overview of Ukraine/Crimea related sanctions against Russian persons, Russian response and potential impact on business environment,” *AmCham Conference*, Moscow - April, 2014
- “Russian IPOs - Hot Topics,” *Vedomosti VII Annual Legal Forum of Russia*, Moscow - April, 2011
- “Close-out netting and the new Russian bankruptcy legislation,” *C5 Bankruptcy & Insolvency Conference*, Moscow - January, 2010
- “Company restructuring: debt to equity swaps in Russia,” *V International forum on Corporate governance in Russia*, Moscow - October, 2009
- “Dispute Resolution on Eurobonds,” *International Law Conference at the Russian Trading and Industrial Chamber* Moscow - June, 2009
- “Emerging Markets Corporate Bonds: Legal and Practical Considerations,” *EMTA/Fitch Ratings Conference*, London - October, 2008
- “New Russian Law on Foreign Investment in Strategic Industries and its impact on M&A transactions in Russia,” *Corporate Governance Conference*, BeGroup, Moscow - October, 2008

- “Legal Framework for Derivatives in Russia. Recent Developments,” *Derivatives in Russia Conference, Marcus Evans*, Moscow - June, 2008
- “Peculiarities of Listing of Emerging Markets Companies in London,” *The UK Listing Regime Conference, Redcliffe Training*, London - January, 2008
- “Preparing your company for an IPO in London,” Kiev - December, 2007
- “Structuring your investment in Russia,” *JOI & JBIC Conference*, Tokyo - December, 2007
- “How to Put Your Company in Order for a Eurobond Issue,” *Russian Corporate Bonds Conference, EuroForum*, Moscow - October, 2003
- “Hostile Takeovers in Russia,” *The Art and Science of Russian M&A Conference, EuroForum*, Moscow - November, 2003