



We Help You
Plan Your Future



Garrido
Fonseca

35 YEARS OF EXPERIENCE



+150

National and international arbitrations



+80

Class actions



+1000

Litigations before the ordinary and contentious administrative jurisdiction



+500

Judicial processes for the imposition of easements.

PRACTICE AREAS



Energy

We have more than 35 years of experience providing comprehensive advice in structuring of energy projects and related legal aspects.

We have a highly qualified team with in-depth knowledge in all areas related to these issues, among which are renewable and non-renewable energies, with special management of technical, social, environmental, regulatory, contractual, litigious, real estate and infrastructure aspects associated with energy projects.

The thorough understanding of these concepts as well as legal and technical aspects in energy matters, allows us to provide comprehensive and multidisciplinary advice, in all related matters ensuring our clients a safe and efficient operation.



Mining, Oil & Gas

We have witnessed the constant changes that have taken place in this industry due to our long and extensive trajectory of more than thirty years for the benefit of our clients.

To whom we provide advice, assistance and judicial and arbitration representation in the structuring, development, and execution of important projects in mining, oil & gas. We provide comprehensive support in the different negotiations and in procedures before the environmental, judicial and regulatory authorities.

The firm has extensive experience in the hydrocarbons sector in matters related to upstream, midstream and downstream. Additionally, our team of professionals has participated in the negotiation of various contracts related to the production, supply and transportation of gas and in important judicial and arbitration processes on issues associated with the gas production, distribution, and supply and transportation chain.

Our team of professionals is highly specialized and proficient in oil contracts, such as on shore, offshore, JOA's, CA's, MOU's, E&P, among others.



Infrastructure

We provide corporate advice to our national and foreign clients in the structuring of infrastructure projects.

We offer comprehensive advice on these projects, covering all aspects, not only from the legal point of view but also from the social, environmental, regulatory, contractual and real estate fields.

Additionally, we have intervened in the most important disputes arising from infrastructure projects in our country, related to road, port, airport, railroad concessions, oil pipelines, gas pipelines, dams, works contracts, construction, operation and maintenance of highways, among others.

These matters include the participation of our team of professionals highly specialized to advise in the acquisition of real estate rights required for the development of infrastructure projects, as well as for their protection, which includes property definition, cadastral studies, title studies, land negotiations, process of deed and titling of vacant lots and judicial processes for the imposition of easements or expropriation, among others.



Litigation

The development of business relationships and business daily affairs in general have the implicit risk of arising controversy between the parties.

That is why our firm, based on extensive experience and trajectory, has advised and judicially represented our clients in judicial and extrajudicial claims before the different jurisdictions in controversies of commercial law, contract law, oil, mines, gas, environmental law, among others, and in all other matters that involve the use of other conflict resolution mechanisms such as arbitration, amicable composition, dispute boards, conciliation, etc.

The members of our firm have participated in more than 1,000 litigations before the ordinary and contentious administrative jurisdiction, in more than 80 class actions and in more than 500 judicial processes for the imposition of oil, mining and electric easements. All the above, with a success rate of over 95% in favor of our clients.

We are prepared to attend judicial processes in most of Colombia jurisdictions, since we have a highly qualified judicial support network, due to continuous work for over 35 years.



Arbitration

We have participated in more than 120 arbitrations, mainly before the Arbitration Center of the Chamber of Commerce of Bogotá.

For this reason, we are one of the firms that has the most experience in arbitration proceedings in our country, in matters of commercial, corporate, energy, infrastructure, oil, mines and gas, among others.

We have distinguished ourselves as arbitrators as well as in client representation before the Arbitration Center of the Chamber of Commerce of Bogotá, the Inter-American Commercial Arbitration Commission (CIAC for its Spanish acronym) and the International Chamber of Commerce of Paris (ICC).

We are part of the Panel of Arbitrators of the Arbitration Center of the Chamber of Commerce of Bogotá- (CCB) and of the Inter-American Commercial Arbitration Commission (CIAC).

For 22 years we have participated as lecturers in the National and International Arbitration Diploma and in the training courses for secretaries organized by the Arbitration Center of the Chamber of Commerce of Bogotá

Arbitration



We have extensive experience in international arbitration, having participated in arbitrations under the rules of CCI de Paris, AAA, CIAC, among others.

We have participated in important seminars at the Organization of American States (OAS), the Inter-American Development Bank (IDB), the Inter-American Center for Commercial Arbitration (CIAC) and the Bogotá Chamber of Commerce (CCB) for the training of international arbitrators. Leading lawyers in the program of the Inter-American Development Bank (IDB) in Honduras for the training of arbitrators and in the international arbitration courses organized by the Paris ICC.

We have been speakers at the International Arbitration Congresses.



Environmental

We are pioneers in Colombia in this field, having participated in the creation of the Colombian Institute of Environmental Law (Instituto Colombiano de Derecho Ambiental).

We have ample experience to advise our clients and provide legal advice on environmental issues, as well as to represent them in litigation related to this matter, especially in group actions, having participated in more than 80 class actions of great national impact, with a very high success rate.

Through the experience that we have acquired in environmental matters for more than thirty years and under the premise of sustainable development, we are prepared to:

- Provide legal advice and support on environmental issues.
- Represent clients before the Ministry of the Environment, the National Environmental Licensing Authority, and other national, regional, and local authorities.
- Represent our clients in litigation before the ordinary jurisdiction and the contentious administrative jurisdiction on environmental issues and, particularly, in class actions.



Land & Real Estate Rights

We advise our clients in all the necessary stages for the acquisition of the real estate rights required for the development of infrastructure projects.

As well as for the protection of those same rights, which can be summarized in property development activities, cadastral studies, title studies, land negotiation, process of deed and titling of vacant lots, judicial processes for the imposition of easements or expropriation.

The foregoing has allowed us to have a wide field of action in sectors such as infrastructure, mining, oil and gas projects, as well as in contracts that commonly involve the reorganization of real estate property.

We focus on:

- Advice and consultancy in general related to the matter.
- Audits throughout the real estate management process.
- Reorganization of real estate rights.
- Negotiation of real estate rights.
- Judicial and administrative processes.
- Document management.



Constitutional Actions

Companies, in the exercise of their activities, may be called upon to initiate or defend themselves from protection actions, popular actions, group actions and compliance actions, among others.

We have a highly qualified team with experience in the representation, formulation, and resolution of any type of controversy of constitutional nature. The attorneys of our firm have served as judges, arbitrators, and represented clients in these matters, which enables them to provide high-quality legal counseling to their clients according to the specific needs of each case.

We have participated in more than 500 protection actions, in more than 10 group action lawsuits, and 80 class actions, with a very high success rate in favor of our clients.



Civil and Commercial Law

We facilitate negotiations and contracts between local and foreign, public, and private entities, with a contractual framework perspective.

Both national and international and the contractual and extra-contractual liability that derives from it, ensuring above all its legality and validity in compliance with Colombian law.

We have extensive experience in commercial contracts and obligations, from the simplest such as sales, leasing and guarantees, to the most specialized and complex, such as distribution, supply, concession, commercial agency, license, consignment contracts, franchise, trust, due diligence, and joint venture.

Additionally, we provide advice and representation in judicial, extra-judicial, administrative procedures and alternative dispute resolution methods that may arise in relation to these contracts.



Contractual Law

Relationships between individuals that seek to bind each other require from the initial phase (pre-contractual stage) and even in the stage after its completion (post-contractual), constant legal support that allows the parties involved to build solid foundations in the business relationship , respecting the general principles of contractual law, as well as the rules on which the contract typology is based.

It is in the contract execution stage where there are more contractual difficulties may arise due to different internal factors (total or partial breaches, conflict interpretation, loss of the thing due, events inherent to the parties, among others) or external (administrative decisions, force majeure, fortuitous event, unanticipated events, unforeseen events) that make the parties see the need to resolve or demand compliance with the contract.

Our firm has provided for more than 35 years permanent support, both in consulting and advising in conflict resolution (conciliation, arbitration, amicable composition and judicial processes) and in all stages of the contractual relationship, pursuing the best interest of our clients to bring to solve problems that may arise in these phases of private and public contracting.

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Administrative Law and Liability

The relationship between individuals and the public administration always entails a special procedure in which the administration pronounces itself and decides on a given legal situation.

These pronouncements are generally made through administrative decisions that involve procedures that must respect the right to due process, among many others.

The extensive experience of our team has allowed us to handle a large number of judicial proceedings arising from the irregular or unfounded issuance of administrative decisions and their consequent economic or material reparation.

We have participated in diverse actions before the contentious administrative jurisdiction for more than 35 years, with a 95% success rate, in procedures such as nullity actions, annulment and restoration of the rights, direct reparation and contractual disputes.



Corporate Strategic Communications

We are the only boutique law firm in Colombia that is able to provide support to our clients in strategic communications and crisis management.

Our advice transcends the legal issue because we know that there are external factors that can determine the adequate operation and development of our clients' projects. In this sense we have an alliance with **Modum Estrategia+Comunicación**, our strategic partner in communications management, with whom we have been handling complex issues with several of our clients for more than 20 years.

Modum Estrategia+Comunicación is a leading strategic communications consulting firm with more than 20 years of experience advising public and private entities. Modum has an in-depth knowledge of traditional public opinion formation process and has effective tracking and response tools for digital communications. Its actions are aimed to add value through strategic thinking and effective execution measures.



Legal Outsourcing

We have a special team of lawyers with experience in all our practice areas, located in the main cities of the country, ready to provide legal support to companies that require it, attending and satisfying their particular needs.

MOST RELEVANT CLIENTS

The firm has extensive experience in related matters with the activities of exploration and exploitation of hydrocarbons, transportation, distribution, refining, pipeline construction, pipelines, transfer lines, storage plants, environment, popular actions, group actions, litigation, Oil easements and land conflicts, among others. For such purposes, the members of our team have provided in the past or are currently providing legal advice on such matters to companies such as:

- Petrobras International S.A. Braspetro
- Petrobras Colombia Limited
- Petrobras Colombia Combustibles S.A.
- Petróleo Brasileiro S.A. PETROBRAS
- Pacific Rubiales Energy y sus subsidiarias
- Frontera Energy Colombia Corp
- Asociación Colombiana del Petróleo
- Transgas de Occidente S.A.
- Chevron Texaco Petroleum Company Of Colombia
- BP Exploration Company Colombia Ltd.
- Equion Energía Ltd.
- Geomet Inc.
- Grantierra Energy Colombia Ltd.

Most Relevant Clients

- ExxonMobil de Colombia S.A.
- Lasmo Oil Colombia Ltd.
- Harken de Colombia Ltd.
- Elf Aquitaine Colombie S.A.
- Maxus Colombia Inc.
- Tuskar Colombia Ltd.
- Coplex Colombia Ltd.
- Hocol S.A.
- GHK Company
- Sipetrol
- TOTAL
- TRITON
- Mohave Colombia Corp.
- Hupecol Operating LLC
- Mansarovar Energy Colombia Ltd.
- Cepcolsa de Colombia S.A. CEPSA
- Pacific Process System
- Maurel & Prom
- Petrominerales (en su momento)
- Petrotiger
- Parex Resources
- Cenit Logística de Hidrocarburos S.A.
- Oleoducto de los Llanos Orientales S.A.
- Oleoducto Bicentenario S.A.
- Oleoducto de Colombia
- Biomax

Most Relevant Clients

- Tecpetrol
- Emerald
- Repsol
- Carbones Colombianos del Cerrejón S.A.
- Carbones del Cerrejón Limited
- Consorcio Minero del Cesar
- Holcim (Colombia) S.A.
- Cemex Colombia S.A.
- Cementos Tequendama S.A.
- Drummond LTD.
- TPL COLOMBIA LTD. SUCURSAL COLOMBIA



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