



Elena V. Rodriguez

Associate

Attorney-at-law, MLaw, LL.M.

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Languages

German, English, Spanish, French

Expertise

Elena Rodriguez is an associate in Niederer Kraft Frey's Dispute Resolution team. Her practice focuses on litigation and arbitration proceedings in complex commercial and financial matters as well as white collar crime investigations and defense, particularly in a cross-border context.

Ms. Rodriguez represents clients in commercial disputes before civil, commercial and administrative courts. Ms. Rodriguez frequently advises clients on commercial contracts, including negotiations, and corporate matters. Ms. Rodriguez also advises clients in investigations involving alleged fraud, white collar crime and other corporate misconduct and in connection with international judicial assistance in civil and criminal matters.

Ms. Rodriguez joined NKF in 2011. In 2013-2015, she has also served as law clerk with the District Court of Meilen, Canton of Zurich. In 2018-2019, Ms. Rodriguez has worked for a U.S. litigation law firm as a foreign associate in Washington, D.C., where she was involved in international white collar criminal and civil litigation and international arbitration.

Ms. Rodriguez is fluent in German, English and Spanish and proficient in French.

Career

2019	Associate, Niederer Kraft Frey
2018 - 2019	Foreign Associate, Quinn Emanuel Urquhart & Sullivan, Washington, D.C.
2016 - 2018	Associate, Niederer Kraft Frey
2013 - 2015	Law Clerk with the District Court of Meilen (<i>Auditorin und Gerichtsschreiberin</i>)
2011 - 2013	Junior Associate, Niederer Kraft Frey
2009	Internship with the Public Prosecutor's Office (<i>Staatsanwaltschaft</i>) Zürich-Sihl

Education

2011	Maastricht University, the Netherlands, Master of Laws (LL.M.), <i>with honors</i>
2011	University of Zurich, Master of Law, Legal Practice, <i>magna cum laude</i> , distinguished with the Orelli Award for her Master thesis
2009	University of Zurich, Bachelor of Law

Admission

Admitted in all Swiss courts (Canton of Zurich, 2016)

Professional Memberships

Zurich, Swiss and International Bar Association (ZAV, SAV, IBA); Swiss Arbitration Association (ASA); Association of Young Lawyers (AIJA); International Chamber of Commerce's Young Arbitrators Forum (ICC YAF); Young International Council for Commercial Arbitration (Young ICCA)

Experience

Ms. Rodriguez has acted on matters including:

- Representation of the world's largest wealth management bank in highly complex cross border proceedings relating to the repatriation of a fortune, involving sophisticated questions and solutions in the field of mutual and judicial assistance in criminal matters
- Defense of a leading European car manufacturer regarding investigations and court proceedings initiated by the Swiss Competition Commission regarding alleged prevention of parallel imports of vehicles to Switzerland (landmark case)
- Representation of Swiss companies involved in foreign governmental investigations and proceedings with regard to secrecy laws, taking of evidence in Switzerland and international judicial assistance
- Advising a client regarding public broadcasting and sponsorship rights in worldwide sports events
- Representation of a Swiss entity in connection with evidence collection for investigations by the U.S. Financial Industry Regulatory Authority (FINRA)
- Advising a publicly listed technology company regarding a controversial and important maintenance agreement for custom development, framework agreements and the implications of an arbitration clause in an international context
- Advising financial institutions regarding cooperation and outsourcing projects including cross border data transfer
- Advising a German insurer with presence in Switzerland in connection with insurance contracts in an international context and related cross border matters

- Representation of a Swiss manufacturer of jewelry and watches in a dispute with a large shareholder regarding the controversial calling of a general meeting, fiduciary duties of the Board of Directors and other critical company law matters
- Representation of a large international manufacturing company in civil proceedings in connection with service and employment law matters

Publications

- Elena V. Rodriguez, Judicial Appointment of an Administrator Due to a Deficiency in the Corporate Organization [*Ernennung eines Sachwalters infolge eines Organisationsmangels*], Case Note and Comment on Supreme Court Decision 4A_717/2014, Ius.Focus 08/2015
- Elena V. Rodriguez, Judicial Dissolution of a Cooperative Society [*Auflösung einer Genossenschaft*], Case Note and Comment on Supreme Court Decision 4A_729/2011, Ius.Focus 07/2012
- Elena V. Rodriguez, Delegation of Powers [*Übertragung der Geschäftsführung*], Case Note and Comment on Supreme Court Decision 137 III 503, Ius.Focus 03/2012