



Dr. iur. Ernst F. Schmid

Of Counsel, Attorney-at-law, LL.M.

ernst.f.schmid@nkf.ch

D +41 58 800 83 25

Languages

German, English, French, Italian

Expertise

Ernst F. Schmid is head of the dispute resolution group of Niederer Kraft Frey. He regularly acts as counsel in national and international litigation and arbitration cases, and as arbitrator in ad hoc and institutional arbitration proceedings. His arbitration experience includes disputes relating to banking, M&A agreements, joint ventures, licensing, construction and other commercial contracts.

Ernst F. Schmid has published articles on issues related to company law and contributed to various commentaries (Code of Obligations II, Debt Enforcement and Bankruptcy and Code of Civil Procedure).

Ernst F. Schmid is vice chairman of the Ethical Court of the Zurich Bar Association and a member of the Swiss Arbitration Academy Advisory Committee. He teaches Rules of the Legal Profession and Arbitration Law at the University of Zurich.

Career

2021	Of Counsel, Niederer Kraft Frey
1991	Partner, Niederer Kraft Frey
1984	Associate, Niederer Kraft Frey
1982	Associate with Zurich law firm
1980	Clerk with the Commercial Court of the Canton of Zurich
1978	Clerk with the District Court of Meilen
1975	Scientific Assistant to Professor Peter Forstmoser, Chair for company law at the University of Zurich

Education

1984	Master of Law, Cambridge, England (LL.M.)
1981	Admitted to the Bar (Rechtsanwalt)
1979	Doctor iuris (Dr. iur.), University of Zurich
1975	Licentiatius iuris utriusque (lic. iur.), University of Zurich

Experience

- Co-counsel on Swiss law in a litigation in Bermuda, amount in dispute exceeding 120m
- Enforcement of Kazakh arbitral award in Switzerland against Swiss defendant, amount in dispute 30m
- Co-arbitrator in a Swiss Rules arbitration in the railways sector, amount in dispute 120m
- Representing a defendant in a D&O liability litigation before the state courts, amount in dispute CHF 150m
- Representing a defendant in a series of D&O claims brought by the liquidator in connection with the bankruptcy of one of the largest Swiss groups of companies
- Advising an international bank in the context of the misappropriation of client funds by a customer relationship officer; representing the bank in criminal and civil proceedings against the CRO and clients
- Presiding arbitrator in an ICC arbitration between two BVI companies on commodities trading, amount in dispute CHF 70m
- Presiding arbitrator in an ICC arbitration between a German manufacturer and a Singaporean distributor of medical equipment, amount in dispute USD 11m
- Co-arbitrator in an ad hoc arbitration between a US foundation and Austrian respondents for the restitution of art works, amount in dispute USD 30m
- Chairman in a Swiss Rules arbitration between a Swiss and a Spanish company concerning commodities, amount in dispute USD 11m
- Co-arbitrator in a Swiss Rules arbitration between a BVI company and a Swiss company relating to a joint venture, amount in dispute CHF 7m
- Chairman of an arbitration between US claimants and a Swiss individual for the repayment of the investment in a Swiss company, amount in dispute CHF 2m
- Sole arbitrator in a Swiss rules arbitration between a Jersey company and Austrian respondents in relation to an agency contract, amount in dispute EUR 2m
- Sole arbitrator in a Swiss Rules arbitration between a Swiss company and an Italian company regarding commodities

Market Perception

“Ernst Schmid is an experienced litigator who provides consistently insightful and practical advice.”
(Legal 500 2020)

“Interviewees report that Ernst Schmid “has a good commercial understanding of the cases and is able to see potential common ground.”He chairs arbitrations under a variety of rules, including ICC, Swiss and Vienna rules as well as in ad hoc arbitrations.” (Chambers Global 2020)

“Interviewees describe him as being ‘calm and sophisticated.’” (Chambers Global 2019)

Ernst Schmid is “astute and personable”. (Legal 500 2019)

Ernst Schmid is “broadly experienced and very effective”. (Legal 500 2018)

“He understands the client’s needs and executes accordingly.” (Chambers Global 2018)

“According to sources Ernst Schmid is a superb arbitrator and ‘always very well prepared for the hearing; he knows his cases very well.’” (Chambers Global 2015)

“He co-heads the practice.” (Chambers Global 2015)

“Head of the disputes practice Ernst Felix Schmid is ‘very active’ before the courts, and he is praised for the ‘pragmatic and sensible approach’ he brings to proceedings.” (Who is Who Legal 2015)

“Ernst Felix Schmid heads the dispute resolution department at Niederer Kraft & Frey and ‘commands respect’ from peers and clients alike.” (Who is Who Legal 2014)

