



## Mirjam Vögeli

Counsel, lic. iur., Attorney-at-law, LL.M.

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Languages

German, English, French

## Expertise

Mirjam specializes in all matters relating to private clients. She regularly advises and represents ultra-high and high net worth individuals (UHNWIs and HNWIs), families and family offices in national and cross-border matters regarding inheritance law, private wealth and estate planning (including marriage and inheritance contracts, wills, administration of executor mandates, transfers of assets to the next generation) as well as implementing the division of estates.

Her practice also focusses on advising and representing national and international clients in the areas of M&A, corporate, commercial and contract law. Given her strong corporate background, her practice includes advising on and implementing corporate and business successions, family and corporate governance as well as reorganizations of private and family-owned companies.

Mirjam has built a remarkable expertise in Swiss foundation law. She regularly advises and represents foundations and members of the board of foundations in all aspects of foundation law, in particular on topics in connection with governance and best practices, reorganizations, liquidations, liability issues and regulatory requirements. She also chairs a Swiss charitable foundation.

Mirjam represents her clients in related proceedings before courts, supervisory and administrative authorities. In pre-litigation strategies, she also considers options for alternative dispute resolutions.

Her broad legal knowledge and areas of practice enable her to provide a diverse array of advice to UHNWIs and HNWIs and families in all aspects of their private and business activities.

Private Clients

Corporate / M&A

Commercial

Dispute Resolution

## Career

- 2023 Counsel, Niederer Kraft Frey
- 2016 Secondment, maxon motor ag, Sachseln OW
- 2016 Senior Associate, Niederer Kraft Frey
- 2014 Foreign Associate, Wong Partnership LLP, Singapore
- 2011 Associate, Niederer Kraft Frey
- 2008 Junior Associate, Niederer Kraft Frey
- 2007 Assistant to Prof. Dr. iur. Wolfgang Portmann, University of Zurich, in the fields of tort and employment law
- 2005 Assistant to Prof. Dr. iur. Hans Caspar von der Crone, University of Zurich, in the fields of general contract law

## Education

- 2014 National University of Singapore School of Law, Singapore, LL.M. in Corporate and Financial Services Law (Faculty Graduate Scholarship)
- 2010 Admitted to the Bar (Rechtsanwältin)
- 2007 University of Zurich, Lic. iur. (magna cum laude), Master of Law equivalent
- 2004 University of Leuven, Law School, Belgium

## Experience

Recently, Mirjam Vögeli has acted as legal counsel and representative, among others, to

- the executor in the administration and settlement of a complex estate with assets and heirs in several jurisdictions
- an heir on the unbundling and division of the family business, tackling intricate company, property, and inheritance law issues, and, consequently, implementing and executing the unbundling and division of the family business
- various UHNWIs and HNWIIs regarding marital, marriage and inheritance contracts, wills, advance directive and living wills, in particular in the case of complex asset and family relationships
- a leading international media and technology group in its extensive and complex national and cross-border reorganisations concerning all its Swiss subsidiaries (e.g. intra-group mergers, liquidations, asset and share deals)
- a minority shareholder of a private Swiss stock company in her exit of the company (including the sale of her shares, her exit of the shareholder loans and shareholders' agreement)
- various privately held, or family-owned companies on corporate governance, corporate and commercial law matters
- the administrator of a large charitable foundation on the investigation of alleged improper conduct of the suspended foundation board members and on the subsequent reorganisation and implementation of its new governance structure.

- the board of foundation on the prosecution and enforcement of liability claims against former members of the board of foundations of a charitable foundation
- the board of foundation on the liquidation of an operational foundation
- plaintiff representative of a Swiss pension fund foundation in liquidation in connection with the enforcement of a substantial liability claim before the Federal Administrative Court and the Federal Supreme Court
- international bodies and organizations organized and governed under the laws of Swiss association law, preparing and establishing of their legal documents (articles of association, by-laws, etc.)

## Publications

- Catherine Grun Meyer/Mirjam Vögeli, Erbrechtsrevision – Soll ich ein bestehendes Testament oder einen bestehenden Erbvertrag anpassen? (Inheritance law revision – Should I adapt an existing will or inheritance contract?), NKF Client Newsletter, 03 May 2022
- Peter Isler/Mirjam Vögeli, Die VegüV in Kollision mit ausländischem Arbeitsrecht, in: Festschrift für Wolfgang Portmann, Schulthess 2020
- Peter Isler/Mirjam Vögeli, Rechtsfolgen einer mangelhaften Delegation von Geschäftsführungsaufgaben in einer Verantwortlichkeitsklage, in: Weber/Stoffel/ Chenaux/Sethe (Hrsg.), Aktuelle Herausforderungen des Gesellschafts- und Finanzmarktrechts, Festschrift für Hans Caspar von der Crone zum 60. Geburtstag, Zürich 2017, S. 221 ff.
- Mirjam Vögeli, Klage des Gesellschaftsgläubigers gegen Verwaltungsräte bei gleichzeitig unmittelbarem Schaden bei ihm und der Gesellschaft, Besprechung von BGer 4A\_428/2014 vom 12. Januar 2015 (BGE 141 III 112), in: ius.focus 2015 Nr. 66
- Mirjam Vögeli, Auflösung einer Aktiengesellschaft aus wichtigen Gründen, Besprechung von BGer 4A\_164/2011 vom 10. November 2011, in: ius.focus 2012 Nr. 12