



Diego Vicente Pérez

Partner

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Dispute Resolution: Litigation and Arbitration

Automotive

Diego Vicente has been a partner in Garrigues' Litigation and Arbitration practice since 2010, a practice he joined in 1999.

Over more than 20 years, he has defended the interests of a number of leading Spanish and multinational companies operating in Spain, focusing his practice on civil and commercial litigation and arbitration. In particular, he has had the opportunity to participate in major disputes of a contractual nature, corporate disputes, directors' liability and unfair competition.

In recent years, Diego has actively participated in the development of the private enforcement practice of competition law, having defended the interests of his clients in the main proceedings for damages arising from competition infringements to date in Spain, both arising from cartels and abuse of dominance.

Diego has been a lecturer on the Master's Degree in Business Law at the University of Navarra since 2010 and on the Master's Degree in Business Law at Centro de Estudios Garrigues since 2015.

He is member of the Madrid Bar Association.

Experience

Diego Vicente has been a partner in Garrigues' Litigation and Arbitration practice since 2010, a practice he joined in 1999.

Over more than 20 years, Diego has had the opportunity to defend the interests of several of the leading national and multinational companies operating in Spain, focusing his activity on civil and commercial litigation and arbitration. Thus, and among many others, Diego has had the opportunity to participate in:

- Non-contractual liability litigation followed in relation to large claims (such as the fire that destroyed a famous office tower in Madrid, or the incident that caused the breakage of a tailings dam in a mining facility).

- Contractual disputes arising from the breach of Representations and Warranties provided by the selling shareholders of various companies.
- Litigation arising from the contracting, by large investors, of complex structured financial products.
- Corporate disputes (challenging corporate resolutions, breach of shareholders' agreements, etc.) and Directors liability.
- Disputes arising from the dismissal, for breach of duty, of the Chief Executive Officer (CEO) of three different Spanish listed companies.
- Unfair competition litigation.
- Litigation arising from the termination of distribution contracts.

In recent years, Diego has been particularly active in the development of the private enforcement practice of competition law, having defended the interests of large companies in several of the main proceedings for damages arising from antitrust infringements in Spain to date.

In this regard, Diego has had the opportunity to defend the interests of his clients in dozens of damages litigations, both stand-alone and follow-on claims, either steaming from cases of alleged abuse of dominance (predation, discriminatory pricing and market exclusion); or from a restrictive or collusive conduct (cartels).

Academic background

Degree in Law from Universidad de Navarra (1998).

Teaching activity

For more than a decade, Diego Vicente has been intensely involved in teaching in two of the most prestigious postgraduate legal master's programmes in Spain: the Master's Degree in Business Law at the University of Navarra and the Master's Degree in Business Law at the Garrigues Study Centre at the European University of Madrid.

Memberships

Practicing member of the Madrid Bar Association since 1999.

Distinctions

Featured by Legal 500 in the area of Dispute Resolution (2023)

Publications

He regularly publishes articles related to private enforcement of competition law:

- “New CJEU ruling on damages arising from collusive conduct: legal costs in antitrust litigation and conditions for the judicial assessment of damages”, February 2023.
https://www.garrigues.com/es_ES/noticia/nueva-sentencia-tjue-materia-danos-derivados-conductas-colusorias-costas-procesales-litigios

- “The CJEU opens the door to the possibility of asking the opposing party to produce tailor-made documents in claims for damages stemming from an infringement of competition Law”, November 2022.
https://www.garrigues.com/es_ES/noticia/tjue-abre-puerta-procedimiento-pueda-pedir-parte-contraria-elaboracion-documentos-medida

Co-author of the “Manual on Access to the Legal Profession, specialising in civil and commercial law, Centro de Estudios Garrigues Business & Law School”. Tirant lo Blanch, 2022.

He also participated, as co-author, of the collective work “Litigation Practice for Lawyers” in its 2016 and 2011 editions. Ed. La Ley, Wolters Kluwer