



## Philipp A. H. Simon

Call Date: 2004

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### Areas of Practice

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- Property
- Commercial and Chancery

### Profile

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#### Qualifications

LL.B (Hons) (Canterbury)

Bar Vocational Course (ICSL) London (2004)

(1st German state exam in Law (Bonn 2003)

(2nd German state exam in Law (Düsseldorf 2006)

Luxembourg (2008)

Mediator, London School of Mediation (2013)

### Experience & Expertise

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Philipp regularly advises on the impact and the consequences of Brexit by virtue of entertaining a very international practice and corresponding expertise. As of late, he has helped companies to enter and leave the markets of England & Wales. Philipp is qualified in England & Wales, Germany and Luxembourg, which makes him a unique Member of the Bar. Philipp's international legal capacity is matched by corresponding linguistic capabilities to provide for seamless legal advice across borders. Philipp has retained his links with the German and Luxembourg Bar by virtue of being a partner in MMS Avocats, a Luxembourg based law firm with a representative office in Düsseldorf, Germany. Philipp is able to accept instructions concerning German and Luxembourgish law and is able to act and rely on infrastructure in both jurisdictions. By providing a legal bridge where cases have a foreign element Philipp's assistance becomes more comprehensive, quicker and cheaper than a solution built on teams from various jurisdictions co-operating. Based on his international

expertise, Philipp has advised former cabinet ministers of Luxembourg's government on European Competition Law matters. In 2013, Philipp became an Accredited Mediator.

## Current & Recent Work

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Philipp frequently acts in respect of cross border mergers under the Companies (Cross Border Mergers) Regulations 2007 and appeared in the Companies Court and the High Court on a number of occasions. Philipp, instructed by The Wilkes Partnership, currently advises the GT-racing wing of a Formula 1 team on the recovery of a vehicle from Germany.

On instructions from Jones Day, acted in the context of the Hellas Telecommunications (Luxembourg) II S.C.A. insolvency, one of the largest pre-arranged insolvencies, ever. The company had issued € 960 million in subordinated notes in Luxembourg, before filing for insolvency in England. In a situation where limitation was looming under Luxembourgish law, he advised the English liquidators on procedural aspects and prospects of success in respect of claims by the company against its former directors in Luxembourg

## Notable Cases

HJ Weir Engineering Co Ltd v. Lavatec Laundry Technology GmbH, 2015, Cardiff Mercantile Court, B40CF015, on jurisdiction

Eventus Management Ltd. v. Palladium Management- und Beteiligungs GmbH, 2606 / 2013

Rumo BBQ Limited v. Rumo BBQ GmbH, 5465/2013

<https://www.lawgazette.co.uk/news/brexit-prompts-merger-first/5059479.article>

<http://www.lawyer-monthly.com/2017/01/eu-reverse-cross-border-merger-the-first-of-many/>

<http://uk.practicallaw.com/7-639-2692?q=reverse+cross-border>

## Directory Comments

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“strong on strategy and negotiation”

Legal 500, EMEA

## Professional Memberships

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The European Circuit of the Bar of England and Wales

German - British Jurists' Association

The German British Chamber of Commerce

Rechtsanwaltskammer Düsseldorf

Barreau de Luxembourg

German – French Jurists' Association.

ArsLegis

Industrie Club Düsseldorf e.v.

## Additional Information

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Philipp holds teaching positions at the University of Luxembourg and the University of Metz, France, where he lectures on English Company Law.

### Languages

Philipp is a bi-lingual English and German speaker and also has knowledge of Luxembourgish and French.

### Publications

<https://www.lawgazette.co.uk/news/brexit-prompts-merger-first/5059479.article>

<http://www.lawyer-monthly.com/2017/01/eu-reverse-cross-border-merger-the-first-of-many/>

<http://uk.practicallaw.com/7-639-2692?q=reverse+cross-border>

Handbuch des internationalen GmbH-Rechts (Kapitel Luxemburg), 2016

Open for Business: The German Commercial Court, The Lawyer, 21 June 2010

Steinbruch-Projekt liegt vorerst auf Eis, Luxemburger Wort, in German, 21 January 2009

