



Tobias Thaler, LL.M.

Associate

Tobias Thaler represents clients in proceedings before state courts, arbitral tribunals (ICC, Swiss Rules, ad hoc) and administrative bodies, focusing on commercial and corporate disputes in various industry sectors, including technology, insurance, financial services, trade and transport, and sports. He particularly focuses on insolvency litigation, cross-border insolvency proceedings, attachment and enforcement proceedings, and cross-border asset recovery, including criminal proceedings and international mutual assistance.

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Profile

Professional Experience

- Associate with Nater Dallafior Rechtsanwälte AG, Zurich (since 2020)
- Associate and Junior Associate with Lanter, Attorneys & Tax Advisors, Zurich (2017-2020)
- Law Clerk with the District Court of Zurich, including the bankruptcy and insolvency division (2016-2017)
- Junior Risk Manager with Julius Baer, Zurich (2016)
- Junior Trader (precious metals and foreign exchange middle office) with Julius Baer, Zurich (2010-2015)

Education

- LL.M. in Commercial Law with a focus on Dispute Resolution, University of Cape Town (2023)
- Swiss Bar Admission (2020)
- MLaw, University of Zurich (2016)
- Exchange semester, University of New South Wales, Sydney (2015)

Other Professional Activities

- Young ICCA Regional Representative
- Guest Tutor at the University of Cape Town (International Commercial and Investment Arbitration)

Expertise

International Arbitration
Commercial & Corporate Litigation
White-Collar Crime
Banking & Finance Disputes
Insolvency Disputes & Asset Recovery
Insurance & Reinsurance Disputes

Recent Cases

Commercial and Corporate Litigation

- Representing a multinational agricultural technology company in two disputes against a Dutch indoor farming systems supplier regarding claims under a cooperation agreement.
- Representing a multinational provider of heating element technologies in a dispute against an insurer regarding claims under a surety contract.
- Representing German shareholders of a Swiss IT company in a shareholder dispute, including ex parte injunctions, interim measures and protective letters.
- Representing a director of a multinational advertising company in employment litigation against the former employer.

Insolvency Disputes & Asset Recovery

- Representing a multinational watchmaking group in asset recovery proceedings in Switzerland, involving insolvency litigation, bankruptcy and criminal proceedings.
- Representing an English insolvency trustee in connection with an international fraud scheme, including the recognition and enforcement of winding-up and bankruptcy orders.
- Representing the insolvency administrator of a foreign bank in asset recovery proceedings in Switzerland, involving attachment, enforcement, auxiliary bankruptcy and criminal proceedings as well as international mutual assistance.
- Representing a multinational provider of heating element technologies in insolvency and bankruptcy proceedings of a Swiss supplier.
- Representing an international bank group in asset recovery proceedings in Switzerland, involving auxiliary bankruptcy proceedings and insolvency litigation.
- Representing a South African private client in asset recovery proceedings in Switzerland, including insolvency litigation and bankruptcy proceedings.
- Representing an US bank client in asset recovery proceedings in Switzerland, including banking litigation against a Swiss Bank and criminal proceedings.
- Representing foreign clients in the enforcement of foreign awards and judgments.

Banking & Finance Disputes

- Representing a multinational mining company in banking litigation against a Swiss bank, including an ex parte injunction and interim measures.
- Representing a foreign ultra-high net worth individual in banking litigation against a Swiss bank, including setting aside proceedings before the Swiss Federal Supreme Court.
- Representing a Canadian bank client in banking litigation against a Swiss asset manager.
- Representing a Swiss bank in litigation against a Hungarian client regarding retrocession claims.

IP / IT / Media Disputes

- Representing a multinational IT solutions company in an IT dispute against a Portuguese technology company regarding claims arising out of a subcontractor agreement concluded in connection with a contract awarded under public procurement.
- Representing a leading Swiss media group in a media dispute against an ultra-high net worth individual, claiming violation of personality rights and damages, including appeal proceedings.

White Collar Crime

- Representing Brazilian ultra-high net worth investors against the Swiss asset managers in criminal proceedings for embezzlement.
- Representing a foreign bankruptcy estate of a bank in international mutual assistance proceedings aimed at recovering frozen assets.

International Arbitration

- Representing an Israeli company in an ICC arbitration against a multinational specialty chemicals provider regarding claims arising out of a service agreement.
- Representing a multinational agricultural technology company in a Swiss Rules arbitration against its insurance tower consisting of 16 insurers, providing for coverage of USD 650 million in total.
- Representing a global agricultural technology company in a Swiss Rules arbitration against its insurer, including setting aside proceedings before the Swiss Federal Supreme Court.
- Advising a multinational mining company in a Swiss Rules arbitration against a Finnish mining technology provider regarding claims arising out of a service contract and a contract for work.

Publications & Speaking Engagements

Publications

- Swiss Federal Court Rejects Arbitrator Challenge Over Repeat Appointments, LexisNexis, 2 July 2024, available at: [Swiss Federal Court Rejects Arbitrator Challenge Over Repeat Appointments \(A & B v C\) | News | LexisNexis](#) (with M. Stojiljkovic).

Speaking Engagements

- «Highway to Hell: The Impact of Politics and Geopolitical Conflicts on Cargo Shipping», organised by the Insolvency and Transport Law Commissions, 62nd AIJA Congress, 4 September 2024, Madrid.
- «IT and Legaltech in Arbitration», 13th Baltic Arbitration Days, 3 June 2024, Riga.