



MATTIL

ATTORNEYS SPECIALIZING IN
BANKING AND INVESTMENT LAW

More than 20 years ago attorney Peter Mattil established the Mattil law office, one of the leading firms in banking and investment law.

Banking and investment law has grown into a highly complex area whose challenges require specialized attorneys. Even beyond working for our clients, we are dedicated to improving consumer protections. We face all legal challenges head-on, including cross-border prosecution of claims.

Our core competencies are:



INVESTMENT LAW

In cases of failure or financial investments at risk, we examine a prospectus for success of claims and find the perfect solution for each individual. Legal rules have multiplied and are in constant flux, as is the steadily changing case law.

Financial instruments, securities, bonds, certificates, shares, profit sharing rights, financial assets, AIF, real estate, insurance, building savings agreements, swaps, futures, options, derivatives... we're on top of them. We have successfully litigated numerous landmark cases.

REPRESENTATION IN INSOLVENCY CASES

A company is insolvent. We support creditors, insolvency trustees, and members of boards of creditors in matters of banking, investment markets, and insolvency law.

JOINT REPRESENTATION

Bond creditors may elect a joint representative. We have the most extensive experience with investor groups and bring our expertise to bear to optimally represent your interests. In short, our goal is to sensibly represent the concerns of creditors while preserving the company's economic interests. Only a working, profitable company is of interest for funders/investors.

Whether before or during the insolvency process, the important thing is a workable solution - possibly including restructuring of bonds that were issued - that guarantees that both the company and the creditors can live with it.



TEST CASES, CLASS ACTIONS, ENFORCEMENT OF RIGHTS

One of the main areas of our work is litigation, both for plaintiffs and defendants. We are among the most experienced forensic law firms. Prosecuting or defending against a claim, and deciding whether to pursue an appeal, require thorough preparation and professional handling.

When examining and enforcing claims for damages or restructuring current holding companies, we also develop approaches for the most cost-effective representation. For instance, Mattil attorneys litigated the first successful test case under the “KapMuG” law on capital investor test cases (Higher Regional Court [OLG] of Munich, Kap 1/07 of December 30, 2011).

Our attorneys have many years of litigation experience, in many cases combined with initiating freezing orders (seizure of assets), including cross-border. We are the experts when it comes to safeguarding assets, for instance when there is investment fraud.

BANKING LAW

Loans, mortgages, custodial agreements, investment consulting: these are often the starting point of many conflicts that must be settled between banks and customers. It takes experience, consistency, and also diplomatic skills.

INSURANCE LAW

Insurance policies are also sold as investments. These often run for long terms and many vendors advertise from other countries. Reviewing existing policies is a good idea to avoid unpleasant surprises.



MEDIATION AND ARBITRATION

For many years Mr. Mattil served as chairman of the grievance committee in an association for certified investment planners. Grievance or arbitration procedures are often suitable means to settle conflicts without time- and labor-intensive court proceedings. Our firm provides representation in alternative dispute resolution procedures.

CORPORATE LAW

Whether it's company meetings of closed funds or shareholders' meetings of stock corporations, we represent the interests of investors and shareholders. It often is recommendable to pursue claims collectively and develop common strategies at the company level.

TAX AND INHERITANCE LAW

Many investments also present challenges in matters of taxation and inheritance. It may be possible to be relieved of liability, transfer the investment by way of inheritance, or shelter it from taxation.

RATING, SCORING AND DATA PRIVACY

Low credit scores or negative company ratings can mean obtaining loans only at high interest rates, losing important customers, being shut out of public calls for tender, and similar "surprises" which can jeopardize your company's existence.

Mattil attorneys support companies in and out of court.

PUBLICATIONS (SELECTION):

- Reviewing standard contract terms and conditions under the new law of obligations: clauses reducing the limitation period and precluding liability in closed-end funds: VuR 06/2016
- The Consumer Dispute Resolution Law (“VSBG”), concise commentary published by NOMOS-Verlag
- Canceling consumer credit: possible variations for consumers under credit and investment laws, BKR 08/2014
- Law to amend financial and productive investment law: Der Betrieb 45/2011
- The European class action: comparative and EU law observations: WM 12/2008
- Class Action in Europe: Butterworths Journal of International Banking and Financial Law: October 2008
- The language of the prospectus: International Banking and Financial Law, January 2008
- Le recours collectif européen: Revue de droit bancaire et financier, July/August 2008
- La langue du prospectus: Revue de droit bancaire et financier, July/August 2007
- The language of the issue prospectus: WM 18/2007
- “Cross-border” attachment in the coverage area of the Lugano Convention: WM 19/2002.

MENTIONS OF THE FIRM IN MEDIA/INTERVIEWS (SELECTION):

- ‘Der Spiegel’ of February 20, 2016: on the savings habits of Germans
- ‘Süddeutsche Zeitung’ of October 19, 2015: on the cancellation right for real estate loans
- ‘Welt am Sonntag’ of June 14, 2015: on the law to protect small investors
- ‘Handelsblatt’ of August 14, 2015: on CFD contracts and investor protection
- ‘FAZ’ of June 7, 2015: on the law to protect small investors
- ‘German Bundestag press release’ of March 16, 2015: on the law to protect small investors
- ‘Wirtschaftswoche’ of December 2, 2013: on the liability of ratings agencies
- ‘Die Welt’ of March 13, 2013: on AIFM implementation
- ‘NZZ am Sonntag’ of October 7, 2012: on the Ljubljanska Bank scandal
- ‘Financial Times Deutschland’ of July 23, 2012: on closed funds
- ‘Stiftung Warentest’ of December 28, 2011: stricter liability for kickbacks
- ‘Capital’ of June 1, 2011: on investment fraud
- ‘Frankfurter Allgemeine Sonntagszeitung’ of April 3, 2011: Attention! Investing in „certificates“
- ‘Die Zeit’ of January 13, 2011: on product inserts for investments
- ‘The Straits Times Singapore’ on the Global View fund
- ‘International Herald Tribune/The New York Times’ of September 28, 2004: on investor protection
- ‘PlusMinus’ of February 17, 2016: interview on German Pellets
- ‘ZDF WISO’ of November 9, 2015: interview on green investing
- ‘ARD Ratgeber Geld’ of May 5, 2014: interview on green investing
- ‘ZDF Frontal 21’ of May 6, 2014: interview on PROKON
- ‘BR Geld und Leben’ of September 17, 2013: interview on cooperatives
- ‘Tagesschau’ of March 2, 2011: interview on the Kiener trial
- ‘Heute’ of March 2, 2011: interview on the Kiener trial





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