



Dr. Peter Reichart, LL.M.

E-Mail: p.reichart@wartmann-merker.ch

Partner

Born: 1965

Admitted: 1997

Languages: German, English

AREAS OF EXPERTISE

Litigation, arbitration, corporate and commercial law, labor law, bankruptcy and insolvency, construction and agency, Investigator appointed by the Swiss Bankers Association with regard to the enforcement of the Swiss Code of Conduct on the Due Diligence of Banks (CDB)

PROFESSIONAL CAREER

Associate (1999-2001) and Partner of Wartmann Merker (since 2002)

Trainee with Jenner & Block, Chicago (1999)

Associate with an international law firm in Zurich (1996-1998)

Clerkship at district court (1994-1996)

Legal Assistant to Prof. Dr. Walter R. Schluemp (Chair for Swiss and European Private Law and Commercial Law) (1992-1994)

EDUCATION

University of Michigan Law School, LL.M., 1999

University of Zurich, Dr.iur., 1995 (summe cum laude, honored with the Prof. Dr. Walther Hug Price)

University of Zurich, lic.iur., 1991 (magna cum laude)

MEMBER

ASA (Swiss Arbitration Association)

Zurich and Swiss Bar Associations

International Bar Association

RECOGNITIONS

Wartmann Merker is recognized by Chambers Europe 2021 and Chambers Global 2021 as a leading Swiss law firm (Switzerland: Litigation and Arbitration).

Peter Reichart is recognized by Who's Who Legal Switzerland 2021 as Thought Leader: "Peers highly recommend Peter Reichart for his adept handling of complex commercial and corporate litigation."

Peter Reichart is recommended by Legal 500 EMEA 2021 Edition in the practice area Litigation. "Mr. Reichart definitely has the ability to present even the most complex topics in an understandable and simple way. At the oral court hearing, he was equally convincing. His negotiations skills were simply impressive and, thanks to these skills, he achieved the best possible result. We will always be grateful for his unparalleled work and his great commitment."

Who's Who Legal Switzerland 2020 recognizes Peter Reichart as Thought Leader in Litigation. He is known for handling "*high-profile, complex litigations in Switzerland, often in an international context*". One peer effuses: "*Peter is probably one of the best lawyers you can get in Zurich in his field of expertise, notably commercial and employment litigation.*"

Peter Reichart is individually recognized by Chambers Global for his «strong focus on financial sector disputes, frequently acting for banks on litigation. According to sources, he is a «very practical and solution-oriented lawyer with a clear focus on the critical issues.» Reichart also represents clients in malpractice cases and criminal litigation» (Chambers Global 2020).

Clients report that he «*thinks quickly and understands complex problems quickly and correctly*». Sources also highlight his «*experience, structured approach and profound knowledge*» (Chambers Europe 2019).

Peter Reichart is recognized as litigator, garnering support from clients for his «*very pleasant co-operation*» during cases» (Chambers Europe 2018) and described as «*highly respected market figure*» (Chambers Europe 2017) and as a «*litigation specialist with very long experience*» who advises clients on a range of cases including those concerning malpractice claims, embezzlement and freezing orders (Chambers Europe 2016).

In 2015, Chambers Global recognizes Peter Reichart's «broad practice» that «covers litigation, arbitration and insolvency as well as employment, corporate and construction».

Who's Who Legal, Switzerland 2018 (commercial litigation) recognizes Peter Reichart for his banking litigation practice and the depth of his commercial expertise. He is described by peers as "one of the big names" in the litigation market. In 2017, Who's Who Legal recognizes the «*excellent*» Peter Reichart who brings over 20 years of experience in litigation. Peter Reichart boasts «*a sterling reputation in commercial disputes with clients describing him as a distinguished player with unparalleled abilities*» (Who is Who Legal, 2016). He is an «*excellent practitioner*», «*who is described as profound in his work*» and «*among the best banking and finance litigators in the country*». (Who is Who Legal, 2015)

PUBLICATIONS

Denn sie wissen nicht, was wir tun – Ein Plädoyer für mehr Verständnis der Anwaltstätigkeit durch die Gerichte, ZZZ 55/2021, p. 597 et seqq.

Causality, a new obstacle in liability proceedings? – On recent case law of the Federal Supreme Court (in German), in: Directors & Officers Liability X, Corporate Liability Proceedings, Sethe/Isler (eds.), Europa Institut at the University of Zurich, Conference Transcript 2020, Zurich 2020, p. 139-164

Attempts to defraud money transfers in the digital age, SZW/RSDA 4/2016, p. 392-404.

Improvement of the auditor's position in corporate liability? - Procedural analysis of art. 759 para 2 draft-CO, SZW/RSDA 5/2017 p. 661 to 671.

Claims against financial service providers under the FinSA Draft legislation - a critical appraisal, SZW/RSDA 4/2016, p. 390-399 [together with MLaw Richard Meyer].

The prepayment penalty in the mortgage business – legal provisions and calculation for fixed-rate mortgages, with a special focus on the effects of negative interests, in: AJP 10/2015, p. 1398-1408 [together with Silvia Haffner].

Liability for Appearance in Group of Companies Contexts, comments on Federal Supreme Court judgment 137 III 550 ss., GesKR 2/2012, p. 287-293 [together with Alexander Wintsch].

Witness Examinations by Lawyers in Civil Proceedings, SJZ [Swiss Jurist's Journal] 107 (2011), p. 201–205 [together with Peter Hafner].

The Question of the «Legally Sufficient Service of Process» in Recognition Proceedings Pursuant to Art. 27 No. 2 of the Lugano Convention and Art. 15 of the Hague Convention, in: Liber discipulorum et amicorum, Festschrift für Prof. Dr. Kurt Siehr zum 65. Geburtstag (Zurich 2001).

The Renvoi in Swiss Private International Law, Function and Significance (thesis Zurich 1996).

SPEAKING ENGAGEMENTS

Speech at the 10th Zurich conference on responsibility in corporate law on 11 February 2020 of the Europa Institute at the University of Zurich on the topic «Causality, a new obstacle in corporate liability proceedings?».

Panelist at the 10th annual conference on civil procedural law on commercial court proceedings, Institute for Private International Law and Procedural Law (CIVPRO), 30 August 2019.

"Man in the middle" and other fraud attempts in the digital age - Zurich Bar Association Practice Group Banking, 20 March 2018.

Claims against financial service providers under the FinSA Draft legislation, Association of Foreign Banks in Switzerland, Zurich, 18 January 2017 [together with Richard Meyer].

Panelist at the 8th annual seminar on corporate liability, Europe Institute, 3 September 2015.

Contact between lawyer and witness - from the lawyer's perspective, Zurich Bar Association Practice Group Civil procedure, 24 June 2015 [together with Prof. Dr. Markus Kaufmann, District Court Gaster-See].

Panelist «Testimony of witnesses: from the lawyer's contacting of the witness to the examination of the witness in court», Europe Institute, 9th annual seminar on civil procedure, 7 May 2015.

Witness Examinations by Lawyers in Civil Proceedings; Code of Civil Procedure – Pitfalls and Opportunities; Seminar of the University of St. Gall and the Center for Conflict Resolution CCR, 7 March 2013, Zurich.

Investment related claims by clients against banks – Zurich Bar Association Practice Group Banking, 14 June 2011, [together with Peter Hafner].