

EPLEGAL PROFILE

“Via several projects, the core team from EPLegal has paid an undivided attention, meticulously absorbed details of our case and opinion, then proposed insightful advice or solution. Their exceptional specialization in investment and construction matters has generated the results that were on par with our expectation.” Client Testimonial

EPLegal started its business in 2009 as a boutique firm specialized in the oil & gas industry. After a few years, we have extended our legal services intensively in support of local Vietnamese and international clients in cross-border commercial transactions, maritime & aviation, banking & financing project, incorporations, dispute resolution & litigation, construction, corporate, M&A and others legal interests. EPLegal’s sound service has been widely recognized by many prestigious legal magazines and organizations over the world, such as IFLR1000, Legal 500, Chambers, Asialaw.



We only do what we are best at

EPLegal’s attorneys and solicitors have profound knowledge in Vietnamese law thanks to academic education and numerous years’ practicing in international law firms and extensive ‘hands on’ practical experience dealing with commercial interests.

EPLegal possesses highly qualified lawyers and consultants accredited in Vietnam and England with a normal range of 10 to 20 years of experience in legal and contract related practices. Most of EPLegal’s partners, counsels and associates at senior level have obtained a minimum LLM degree issued by well-known universities in UK and Vietnam. The mixture of Vietnamese expertise and international knowledge makes EPLegal the perfect legal service choice for projects where there are actual or potential conflicting forums or jurisdictions over the assets, transactions or relationships among the parties. In addition, to ensure that these transactions are strictly complied with the laws of Vietnam, we can advise our clients on the most effective and convenient options for each type of relationship as well as the most efficient structures.

EPLegal is committed to providing a responsive and reliable legal service to help clients avoid every little legal surprise by:

- ❖ Understanding the law
- ❖ Optimizing your legal rights
- ❖ Assessing & mitigating risk exposure

Our core services:

- Energy
- Finance & Banking
- Corporate – Investment
- Construction – Project Development
- Shipping – Aviation
- Dispute Resolution & Litigation

TOGETHER, WE DEFINE THE LEGAL EDGE

SERVICES HIGHLIGHTS

Energy

EPLegal is perfectly capable of counseling a wide range of private and state-owned entities for their energy projects and other related problems. We are proud that EPLegal is the foremost legal practice to support clients' needs for the Energy Industry in Vietnam.

By possessing not only extensive legal knowledge, skills and comprehensive understanding of construction but also a wealth of transactional experience, EPLegal team stand out with consistently high rankings within the legal press. Moreover, key members of EPLegal staff have sound knowledge of petroleum laws and other laws related to energy activities, as well as proven track record on experience working with the leading energy operations and service companies in Vietnam. Accordingly, EPLegal would be your best choice for reliable legal advice for developing and executing complex energy transactions involving such matters as production sharing, joint operating, cooperation, consortium and joint venture agreements, oil field services, and EPC/EPCI contracts, as well as dispute management in the energy sector.

EPLegal service ranges from oil & gas (including upstream, midstream to downstream), renewable energy (including solar, wind, biofuel, and geothermal), and traditional energy (including hydropower, coal, and gas).

Our practice covers the following services:

- Negotiation and preparation of documents relating to the exploration, development and operation of energy properties, including FPSO/FSO, rig operation, drilling support services, oilfield and other technical services and EPC/EPIC projects;
- Performance of due diligence, negotiation and preparation of documents for the acquisition or disposition of energy related properties and equity interest;
- Preparation of tender documents, criteria and strategies for energy related bidding;
- Structuring, preparation of documents and negotiation of transactions relating to the incorporation of joint ventures, business cooperation, partnerships, representative offices, 100% foreign owned enterprises in oilfield services.

Featured energy projects

- Advising **PVN** on Fuel Product Offtake Agreement with Nghi Son Refinery and Petrochemical Ltd
- Advising **PVN** in corporate structure and documents of Nghi Son Refinery and Petrochemical Complex Project
- Advising **PVN** on its divestment of Long Son Petrochemical Complex
- Advising **PVN** on the ISDA Master Agreement and in contract negotiations with HSBC Vietnam
- Representing **BW Offshore** in an EPC and bareboat charter party with PTSC (Contract value \$230Mio)
- Advising **Fred Olsen Production** on several FSO/FPSO projects in Vietnam
- Representing **PTSC** in an EPC contract negotiation with Chevron in Block B Gas project
- Representing **Sapura Acergy** (main contractor) and **Consolidated Pipelines carriers** (a transport subcontractor) in an EPC Contract for the fabrication of Offshore Pipeline System for TNK (BP) Vietnam
- Representing **PVC-MS** in an EPCC contract with PC Vietnam Limited of the Diamond Drilling Platform (DMDP-A)
- Representing **PVC-MS** in an EPCIC contract with PC Vietnam Limited of Ham Rong Project
- Representing **PVC-MS** in an EPCC contract with PC Vietnam Limited of Thai Binh Development Project
- Advising **PVC-MS** on an EPC contract of the development of Su Tu Trang Oil field
- Advising **PVC-MS** on Service & equipment contract for Thai Binh 2 Thermal Power Plant

- Advising **PVC-MS** on EPC contracts of Long Son Petrochemical Complex
- Advising **Lam Son JOC** on Settlement Agreement with PTSC regarding the dispute on termination of Time Charter Party (valued at over \$230Mio)
- Advising **Lam Son JOC (a PVEP and Petronas joint venture)** in developing the various tender documents and specimen contract forms
- Advising and representing **PVShipyards** in a dispute settlement regarding a contract on international sale of goods at Singapore International Arbitration Center
- Advising and representing **Vinh Son – Song Hinh Hydropower JSC** in a dispute settlement at VIAC with a Chinese consortium regarding an E&C Contract for engineering and construction of a power plant
- Advising **Vinh Son – Song Hinh Hydropower Joint Stock Company** on 3 EPC contracts for the Hydroelectric Project Upper Kon Tum (Thuong Kon Tum hydro-electric power plant)
- Advising **KNOC** on tie-in transaction of Rong Doi Field
- Advising **Sumitomo** on Due Diligence and potential M&A in an upstream project
- Providing **PTTEP (Thailand)** an overall study of oil and gas activities in Vietnam
- Advising **LYS Energy (Singapore)** on Solar EPC contract with Vietnam Brewery Limited
- Advising **CLIOC** (a joint venture between Petrovietnam, ConocoPhillips and KNOC) in developing tender strategies and specimen contract forms
- Advising **PVECC** in Thi Vai Pipeline Construction Project and Thi Vai Terminal and Jetty Project
- Advising **PVECC** in the BOT electrothermal plant Phu My 3
- Advising **PVTrans** on the FSO Kamari Bare Boat Charter Party (Contract Value \$13Mio)
- Advising **PVTrans** on an EPC contract with Vinashin and Dung Quat Shipbuilding
- Advising the assignment of a Sales & Purchase Contract between **Vinashin and Dung Quat Shipyards and PVTrans** regarding 3 new-built Aframax 105,000 DWT vessels (Contract Value \$190Mio)
- Advising a joint venture of **Ezra Holdings-EMAS-PVT-Keppel** on the shareholder agreement, offshore investment and syndicate loan arrangements, **Chim Sao FPSO project** (total loan amount \$250MM)
- Advising **PVFC** in the restructuring of a loan agreement for the FSO5
- Advising **Aqua One JSC** in an EPC contract in respect of the construction project of a water plant in Vietnam
- Advising **PVFC HCM** on the draft Hermes Facilities Agreement between Petrovietnam Nhon Trach 2 Power Joint Stock Company (as Borrower) and Citigroup Global Markets Deutschland AG & Co. KGaA with Citibank International Plc
- Advising **GEMADEPT** on ISDA transactions with Citibank related to oil price hedging
- Advising **Bumi Amarda Behard** (a Malaysian Borrower) on a syndicate loan facility for TGT FPSO project
- Advising **Dung Quat Shipbuilding Industry Ltd. Company** on a contract with Kuipers Shipbuilding B. V.
- Advising **PVcomBank** on security documents of EPC Package of Long Phu 1 Power Plant Project

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SERVICES HIGHLIGHTS

Finance & Banking

Finance transactions are extremely complex and therefore need advisers with extensive knowledge of finance and banking. EPLegal is proud of having outstanding partners with extensive hands-on experience relating to finance, banking, procurement, especially project finance. EPLegal also has a strong and experienced finance team with competent qualification to give advice on Vietnamese laws as well as international standards and common practices in banking, securities and financial activities.

The firm gives clients support when applying for funding; it provides syndicate loan agreements, drafts security, guarantee and mortgage documents.

EPLegal ensures that clients' documents are drafted and reviewed in compliance with regulations in order to meet the various banks' and/or borrowers' expectations. Especially it has a strong profile in supporting complex syndicates and remarked itself as the major driver of supporting the very first syndicate loan by Vietnamese banks to a foreign borrower under approval of the State Bank of Vietnam.

Additionally, our legal and financial experts may give helpful advice on structuring any financial transactions including without limitation issuance of international bonds, acquisition of interest and assets, procurement of credit loans.

EPLegal provides a wide range of legal services for finance and banking, particularly but not limited to:

- Negotiation and preparation of documents relating to borrowing and lending capital, preparing loan agreements and security documents;
- Assist clients in multiple complex syndicated loans;
- Provide comprehensive legal advice regarding the structure of financial transactions includes the issuance of international bonds, the collection of interests and assets, and the purchase of credit.
- Assist clients in obtaining approvals or licensing procedures of the State Bank of Vietnam, Ministry of Finance, and other authorities.

Featured finance & banking projects

- Advising the establishment of a joint venture of **Ezra Holdings-EMAS-PVT-Keppel** on the joint venture agreement, offshore investment and syndicated loan arrangements in **Chim Sao FPSO project** (total loan amount \$250Mio)
- Advising **PVFC Ho Chi Minh** in drafting Hermes Facilities Agreement between Petrovietnam Nhon Trach 2 Power Joint Stock Company, Citigroup Global Markets Deutschland AG & Co. KGaA and Citibank International Plc
- Advising **PVFC** in the restructuring of a loan agreement for the FSO5
- Advising **PVFC** on Vung Ang 1 thermal power project financing
- Advising **GEMADEPT** on ISDA transactions with Citibank related to oil price hedging
- Advising **PVTrans** on a \$9Mio facility transaction between Habubank and PVTrans for financing the FSO Kamari
- Advising **ICICI Bank Ltd** (Singapore branch) on a facility to Venky's Vietnam Co Ltd. and secure the same with charge on movable as well as immovable assets in Vietnam (Loan value \$17Mio)
- Advising **Bumi Amarda Behard** (a Malaysian Borrower) on a syndicate loan facility for TGT FPSO project (Loan value more than \$300Mio)
- Partly advising **Nam Phat Ltd.** on a \$10Mio facility for Da Nang Beach Resort & Villas Financing Project (a project of VinaCapital, 2011);
- Advising **VIHI LLC** on a facility for Olalani resort project
- Advising **Vietjet Air** on a number of aircraft purchase projects

- Advising **Vietjet Air** on a number of aircraft financing/refinancing projects
- Advising **Vietjet Air** on a number of novation agreements
- Advising **PVN** on the ISDA Master Agreement and in contract negotiations with HSBC Vietnam
- Advising **Long Son Petrochemical Ltd** on Long Son Petrochemical Complex financing project
- Advising **Dung Quat Shipbuilding Industry Ltd. Company** regarding capital investment in shipbuilding contract with Kuipers Shipbuilding B. V.
- Advising **PVcomBank** on security documents of EPC Package of Long Phu 1 Power Plant Project
- Advising **PvcomBank** on transfer of loan with Natixis
- Advising **PvcomBank** on several bank guarantee documents
- Advising **Saigon Offshore Fabrication and Engineering Limited** on a facility agreement with ABBank to carry out a project to build two ships worth \$40 million
- Advising **Saigon Offshore Fabrication and Engineering Limited** on a facility agreement with ABBank worth \$5 million
- Advising **Saigon Offshore Fabrication and Engineering Limited** on its facility agreements and mortgage transaction with HDBank worth several USD million
- Advising **Saigon Offshore Fabrication and Engineering Limited** on its facility agreements and mortgage transaction with TPBank worth several USD million
- Advising and drafting a capital syndication contract between **Cathay Limited Bank and PVGas** for Nam Con Son 2 project
- Advising **PVGas** on Nam Con Son 2 Pipeline financing project with Mizuho Bank
- Advising **a fund management company** on bond investment transaction in a public company
- Advising **ABBank** on the financing of a shipbuilding contract
- Advising **Natixis (Singapore)** on the refinancing of the Chimsao FPSO Project
- Advising **DBS** on the financing of a shipbuilding contract (2015)
- Advising **Cathay United Bank** on amending the structure of financing Vessel 9050668 Project
- Advising **VietinBank** on the financing for H1031 and H1032 shipbuilding Project
- Advising **PVTrans Emas** for the registration of loan to State Bank of Vietnam
- Advising **Vinalines** on its parent guarantee obligations with several banks
- Advising **PVIAM** on corporate bonds of Novaland
- Advising **Fred Olsen Production** on several FSO/FPSO financing projects in Vietnam
- Advising **Yinson Behard YIN** on Deed of Indemnity of a financing project
- Advising **Uttara Foods & Feeds Private Limited** on security transactions
- Advising **ICICI Bank (ICI)** on an offshore loan

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SERVICES HIGHLIGHTS

Corporate – Investment

EPLegal provides the full range of corporate services to its clients. EPLegal provides high-level legal services which covers a board range of issues, including foreign investment, corporate, M&A, joint ventures, and corporate restructurings. Included in the corporate services are the incorporation of wholly foreign-owned companies and joint ventures; the establishment of resident representative offices; negotiation of shareholders' and joint venture agreements; the draft and negotiation of land leasing contracts; as well as advice on corporate governance and restructuring in accordance with relevant Vietnamese laws. We also provide the legal in-house service to many corporations in Vietnam. Importantly, EPLegal lawyers have strong relationships with numerous State authorities, which facilitates applications for permits and licenses.

We are proud that EPLegal provides prestigious legal practice to support clients' needs for the corporate and investment in Vietnam. Key members of EPLegal exhibit profound knowledge of laws related to M&A, real estate, labor, corporate and investment activities, as well as proven track record on experience working with leading investment management and service companies in Vietnam. Our transactional practice is very diverse, involving numerous domestic and international companies and properties.

- Preparing non-disclosure agreement, conducting legal due diligence to the Vietnamese companies and projects;
- Incorporation of local new enterprises, resident representative offices, wholly foreign-owned companies and joint ventures;
- Preparing and reviewing the corporate documents of companies;
- Negotiation of shareholders' and joint venture agreements, charter, land leasing contracts, land transfer agreement, business cooperation contract etc;
- Demerger, converting limited liability company into joint stock company, converting joint stock company into a public company, liquidation of company.
- Advising deal structure to the most beneficial tax compliance with Vietnamese tax regulations, including detailed advice on corporate income, contractor tax and personnel income tax;
- Negotiating, drafting and reviewing investment transaction documentation through deal steps such as Memorandum of Understanding, Investment Cooperation Agreement, SPA and Closing Documentation;
- Preparing the share transfer agreements, capital transfer agreement, assets/project transfer agreement, loan/debt transfer agreements, the related implementation agreement and the application kit for changing investment certificate or business registration certificate.

Featured corporate – investment projects

- Due diligence and share purchase agreement of the **M&A Victoria Hotels Chain**
- Advising **PVN** on its divestment of Long Son Petrochemical Complex
- Advising **Sumitomo** on Due Diligence and potential M&A in an upstream oil and gas project
- Advising **PTTEP** on a potential M&A in an upstream oil and gas project
- Advising **Toan Cau (GLT)** on a share transfer agreement
- Advising **Kusto** on a real estate project
- Advising **Vietnam Oman Investment** on its investment and corporate matters
- Advising a **Vietnamese seller** on a sale contract of rice valued nearly USD 500 million with Zambia government
- Advising **Binh Son Refinery Ltd.** on its corporate, financing, and investment matters

- Advising **An Xuan** on corporate structure of a wasted heat power project
- Due diligence and negotiation of the share purchase agreement of the **M&A Vixumilk** (Purchase Value \$10Mio)
- Advising and participation in due diligence works for acquisition by a foreign insurance company of strategic shares in a **Vietnamese biggest insurance company (Bao Minh)**
- Advising and participation in due diligence works and SPA negotiation for acquisition by a **foreign fund** of an office building (Press Club) in Hanoi;
- Providing a legal master plan for the **Complex of Golf Course – Spa & Country Club – Housing 101 ha**, An Phu, District 2, Ho Chi Minh City, S.R. Vietnam
- Advising **Gemadept Corp.** on the contribution by value of land use rights in its joint venture with CMA CGM (40mio USD)
- Advising **GEMADEPT** on an Economic Land Concession (ELC) project in Cambodia
- Advising **EMAS (Singapore)** for the negotiation, company incorporation and tax planning of a 50-50 joint venture for operation and maintenance services of the oil and gas facilities in Vietnam
- Advising **Les Vergers Du Mekong (a French FDI company)** on corporate restructuring activities
- Advising **Lakeway Vietnam Limited** on the joint venture agreement with Quang Thanh of Phuoc Loi Investment Project
- Representing **Petroleum Equipment Assembly & Metal Structure JSC** in a strategic shareholders agreement with McPEC for oil & gas construction projects in Vietnam
- Advising and assisting **Groupe Lacroix** in setting up a limited liability company with sole member (100% foreign owned) with a large factory in Long An province
- Advising the closure of **Activia Representative Office**
- Advising share purchase agreement of **Aquaone Hau Giang**
- Advising **Nghi Son Refinery and Petrochemical Limited Liability Company** on restructure of the company
- Assisting and advising **EMAS** on its dissolution
- Assisting **Phuong Hoang Securities Company** on an M&A deal
- Advising **Boss Taurus Limited, Dekmo Limited and Archer Industrial Limited** on setting up a new company with a wood manufacturing factory in Dongnai Industrial Zone
- Assisting **AQUAONE** on M&A deal with a waste clearance company in Ho Chi Minh City
- Advising on the structure and the incorporation of **Aikya Pharma Corp**
- Advising **EPIS** on a M&A deal;
- Advising **Interchem Pte. Ltd.** on investment and business registration in Vietnam and daily legal matter
- Advising **Hyundai Freezer Plant Co., Ltd** on setting up a new company in Vietnam
- Advising **Antechnic** on setting up a new company in Vietnam
- Advising **Global Marine Safety (Singapore) Pte Ltd** on its investment and trademark in Vietnam
- Advising **Streamcast Asia (Singapore)** on its investment and corporate matters in Vietnam

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SERVICES HIGHLIGHTS

Construction – Project Development

Construction is one of the pre-eminent practices of our services. EPLegal's dedicated team provides a service based on in-depth expertise in every aspect of the construction industry. Having advised clients on high value construction projects, EPLegal's solicitors have significant experience in advising on all of the major standard form construction contracts, as well as on the most unique of bespoke construction contracts. This range of experience permits it to structure contracting strategies which fit the clients' commercial and financial requirements regardless of the complexity of the chosen project or financing structure.

The projects that we have expertise include oil & gas structures, power plants, refineries, infrastructure, hotels and resorts, golf course and spa club, office building and private residence.

Once contracts have been signed, EPLegal assists clients in the enforcement of contract terms, helps clients address and resolve issues related to out-of-scope work and schedule delays including preparing and negotiating requests for equitable adjustments.

Our ranges of services:

- Contract Formation, Negotiation and Performance
- Property Claims and Claims Prevention
- Government Construction Contracts and Bid Protests
- Public – Private Partnership (PPP) Projects
- Default/Termination Claims and Surety Practice
- Insurance, Labor, Environment, Occupational Safety, Health Act Compliance Issues
- Property Damage Claims
- Import – Export Products
- Licenses, Transfer of Technology & Proprietary Rights

Featured construction – project development projects

- Advising and representing **Vinh Son – Song Hinh Hydropower JSC** in a dispute settlement over \$92m at Vietnam International Arbitration Center (VIAC) with a foreign consortium regarding an E&C Contract for engineering and construction of a power plant
- Advising **Vinh Son-Song Hinh Hydropower Joint Stock Company (VSH)** on 03 EPC Contracts regarding Thuong Kon Tum Hydro-electric power plant project
- Providing a legal master plan for the **Complex of Golf Course – Spa & Country Club – Housing** 101ha in Dist.2, Ho Chi Minh City
- Providing a legal master plan to **Gemalink** (JVC between Gemadept and CMA CGM) in the construction of the Cai Mep - Thi Vai terminal
- Conducting a due diligence for the development of the **Complex of Residence and Office at 257 Giai Phong, Hanoi**
- Acting as the legal counsel for **Long Hai – Ba Ria – Phu My Gas Pipe Project**
- Advising **PVECC** (a subsidiary company of Petrol Vietnam Group - PVN) in the construction of electro thermal plant Phu My 3
- Advising **PVECC** in Thi Vai Pipeline Construction Project and Thi Vai Terminal and Jetty Project
- Providing legal advices for **the high-class apartment building project** at Binh Phu

- Representing **BW Offshore** in the EPC and bareboat charter party with Public Transport Service Corporation (PTSC)
- Representing **PTSC** in an EPC contract negotiation of Block B Gas Project
- Representing **Sapura Acergy** (main contractor) and Consolidated Pipelines carriers (a transport subcontractor) in an EPC Contract for the fabrication of the system
- Representing **PVC-MS** in an EPCC contract with PC Vietnam Limited of the Diamond Drilling Platform (DMDP-A)
- Representing **PVC-MS** in an EPCIC contract with PC Vietnam Limited of Ham Rong Project
- Representing **PVC-MS** in an EPCC contract with PC Vietnam Limited of Thai Binh Development Project
- Advising **PVC-MS** on an EPC contract of the development of Su Tu Trang Oil field
- Advising **PVC-MS** on Service & equipment contract for Thai Binh 2 Thermal Power Plant
- Advising **PVC-MS** on EPC contracts of Long Son Petrochemical Complex
- Advising **Lakeway Vietnam Ltd.** on the agreement with Quang Thanh Limited of Phuoc Loi Project;
- Advising and supporting **PVN** in Nghi Son Refinery and Petrochemical Complex Project;
- Advising **Aqua One Water Corporation** on negotiation for consultancy supervision contract and EPC contract in the construction of water factory construction project
- Advising and supporting **Lacroix Holding Group** in the construction of its factory in Long Hau – Hoa Binh Industrial Park
- Advising and supporting **Tungtex Holdings** in developing bidding documents, EPC contract form and negotiating with the contractor for the construction of its factory in Thuan Dao Industrial Park
- Advising **PTSC** on a Consortium Agreement for the offshore EPC tender in India.
- Advising **VinaCapital** on a \$10Mio facility for Da Nang Beach Resort & Villas Financing Project of Nam Phat Ltd;
- Advising **PVcomBank** on the security documents of EPC Package of Long Phu 1 Power Plant Project
- Advising on the Letter of Intent, structure of the Solar Energy EPC Contract and other relevant legal matters from a Vietnamese law perspective for **LYS Energy Group**
- Advising **PVC** on an EPC dispute with a consortium of contractors in relation to Thai Binh 2 thermal power plant
- Representing **PTSC** in an EPC contract negotiation with Chevron in Block B Gas project
- Advising **Lam Son JOC (a PVEP and Petronas joint venture)** in developing the various tender documents and specimen contract forms
- Advising **CLIOC** (a joint venture between Petrovietnam, ConocoPhillips and KNOC) in developing tender strategies and specimen contract forms
- Advising **Transocean TRO** in a dispute of Key Hawaii against PVEP
- Advising **An Xuan** on business structure of a wasted heat power project
- Advising **Sumitomo** on an EPCI contract and outstanding Vietnamese construction regulation in relation an upstream central processing platform
- Advising **VTPlus** on a technology transfer agreement regarding a fire fighting foam plant

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SERVICES HIGHLIGHTS

Shipping – Aviation

EPLegal is a top tier law firm that provides comprehensive legal advices relating to shipping - aviation issues in support of local Vietnamese and international clients.

Based on considerable experience of offshore developments and related chartering, our firm has involved in more than half of FPSO/FSO projects in Vietnam in various positions, including acting for the sponsors, co-ventures, and/or financiers as well as handling contentious cases and has recently represented clients in numerous maritime claims. Key members EPLegal have sound knowledge of shipping laws and other laws related to marine activities. Accordingly, EPLegal would be your best choice for reliable legal advice in relation to all aspects of the shipping law including admiralty, cargo recovery and defense, ship finance and sale & purchase and ship arrest.

EPLegal's solicitors also have the proven skills, industry experience, and acquired knowledge to provide top quality representation covering all aspects legal matters in aircraft lease/novation/transfer transactions such as preparation of and drafting aircraft lease agreement, novation/transfer agreement. In addition, we also provide clients with a broad range of advice services for owners, lessors, lenders and guarantors in the planning and exercise of remedies in connection with financing and refinancing transactions. In Vietnamese aviation market, we have experience in representing our clients in all types of international operating lease transactions.

We are proud that our legal advices give client a clear understanding and perspective of the myriad issues that an aircraft transaction must effectively address.

Our ranges of services:

- The registration of vessels and flagging out in Vietnamese jurisdiction;
- Preparation of tender documents, criteria and strategies for shipping related financing;
- Structuring, preparation of documents and negotiation of transactions relating to Charter parties, contract of affreightment and ship management, agency and crewing agreement;
- Preparation of documents for ship arrest;
- Reviewing aircraft lease/novation/transfer transactions documents and negotiating the transactions documents with other parties on behalf of client;
- Drafting legal opinions on Aircraft Sale and Leaseback agreements; financing and refinancing transactions.

Featured shipping – aviation projects

- Advising **Vietjet Air** on aircraft novation transactions (typical Lessor/New Lessor: AWAS Ireland Limited; Sky High Leasing Company Limited; DAE Capital; Novus Aviation Capital; Willis Lease Ireland Limited; West Engines Ireland Limited; GECAS; Ping An International Financial Leasing Company)
- Advising **Vietjet Air** on aircraft sublease transactions with Vietjet Air Ireland Limited; Thai Vietjet Air JSC
- Advising **Vietjet Air** on aircraft lease transactions (typical Lessor: Yen Aviation Leasing Limited; Star Rising Aviation Limited; Ortus Aircraft Lease Limited)
- Advising **Vietjet Air** on aircraft refinancing transactions (typical Lessor: CCB Financial Leasing; Jin Shan Ireland Company Limited; Luoc Aviation Leasing Limited)
- Advising **Vietjet Air** on aircraft financing transactions with BNP Paribas; Natixis; Apricot Aircraft Company
- Advising **PVTrans** on the FSO Kamari Bare Boat Charter Party (Contract Value \$13Mio)
- Advising **PVTrans** on a \$9Mio facility between Habubank and PVTrans for financing the FSO Kamari Dai Hung Project
- Advising **PVTrans** on Force Majeure clause interpretation of a FSO contract

- Advising **PTSC Marine** on recovering debts regarding O&M services, and on shipping contracts
- Advising the assignment of a Sales & Purchase Contract between **Vinashin and Dung Quat Shipyard and PVTrans** regarding 3 new-built Aframax 105,000 DWT vessels (Contract Value \$190Mio)
- Advising a joint venture of **Ezra Holdings-EMAS-PVT-Keppel (a Singaporean Borrower)** on the shareholder agreement, offshore investment and syndicate loan arrangements, Chim Sao FPSO project (total loan amount \$250MM)
- Advising **Bumi Armada Behard (a Malaysian Borrower)** on a syndicate loan facility for TGT FPSO project
- Advising **Fred Olsen Production** on several FSO/FPSO projects in Vietnam
- Representing **BW Offshore** in an EPC and bareboat charter party with PTSC (Contract value \$230Mio)
- Advising **Bumi Armada Behard** on a FPSO financing project and other related issues
- Advising **PVFC** in the restructuring of a loan agreement for the FSO5
- Advising **Dung Quat Shipbuilding Industry Ltd. Company (DQS)** on a contract with Kuipers Shipbuilding B. V.
- Advising **AnBinh Bank** on the financing of 2 vessels construction project for the total credit amount of over USD 40 million
- Advising **DBS Bank** on the financing of 2 vessels construction project for the total credit amount of over USD 40 million
- Advising **VietinBank** on the financing of 2 chemical tanks construction project
- Advising **Cathay United Bank, Vietinbank, IndoVina Bank, Vinalines** on executing mortgaged vessel
- Advising **Saigon Offshore Fabrication and Engineering Limited** on the facility of US\$29.75m, counter guarantee of US\$10.2m
- Advising and representing **Hung Lam JSC** on the litigation at HCMC's Court regarding the maritime dispute with Hanjin Korea Transportation JSC
- Advising **Tien Phong Bank (TPBANK)** on the mortgage of 2 vessels for a credit amount to a leading vessel construction company in Vietnam
- Advising **HDBANK** on the mortgage arrangements entered into and between HDBANK and its client, involving the mortgage of the right to claim debt and proceedings arising from two vessels
- Advising **Saigon Offshore Fabrication and Engineering Limited** on purchase a US\$4.0M Vessel from a Singaporean company as well as naming the Vessel and port registration, inspection of the Vessel, applying for certificate of vessel's (radio communication) station and MMSI/Inmarsat, vessel indefinite registration, mortgage registration
- Advising **Lam Son JOC** on the legal interpretation of Time Charter Party of FPSO Vessel with PTSC
- Advising **Lam Son JOC** on Settlement Agreement with PTSC regarding the dispute on termination of Time Charter Party (valued at over \$230Mio)
- Advising **Ossoy** (the foreign legal counsel of the client is Holman Fenwick Willan LLP) in a ship arrest case in Ba Ria – Vung Tau Province, valued over USD 10 MM
- Advising **PAMEC** on a ship transfer transaction and ship importation regulations
- Advising **Strategic Marine** on a vessel mortgage transaction to secure a loan granted by a Singaporean lender

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Dispute Resolution & Litigation

EPLegal is proud to be a leading arbitration practice in Vietnam, which is amongst a few local boutique firms with the capacity to advocate in international dispute forums. Our arbitration team has many years of experience in assisting our valued clients in both domestic and overseas dispute resolution and litigation cases with value of up to billions of US dollars. We have assisted clients in a variety of arbitration proceedings under VIAC rules, SIAC rules and ICC rules, including the largest valued arbitration case in VIAC so far.

We are usually involved in early dispute resolution through direct settlement negotiations, adjudication, and mediation or, failing that, litigation or arbitration. Our philosophy in contentious works is to minimize uncertainty and risks; to achieve the optimal negotiated, mediated or litigated/arbitrated outcome for clients. Disputes will be quickly and commercially resolved while retaining the clients' reputation and business relationships.

Our counsels, who are frequently ranked in international legal publications, specialize in high value, high stakes, complex litigation and arbitration, with a particular expertise in multi-jurisdictional disputes. With our depth of experience in every type of dispute, we are able to bring the necessary expertise to bear in any situation.

We cover various legal basis, jurisdictions (such as English laws, Singaporean laws and Vietnamese laws), arbitral forums and works under a variety of institutional rules of ICC, VIAC, PIAC, SIAC; and fluent in English, Japanese, Chinese and Vietnamese languages.

Our range of services

- **Mediation:** The mediators of EPLegal are amongst a few in Vietnam who are trained to direct the parties achieve the best solution to their problem. Our firm is dedicated to finding creative solutions in commercial mediation matters, so that the parties may quickly and amicably put their dispute behind them. Tony Nguyen is the deputy director of Vietnam Mediation Center and Annie Ngo is a CEDR accredited mediator paneled at the Vietnam International Commercial Mediation Center (both centers are the largest mediation centers in Vietnam).
- **Arbitration:** Our lawyers are outstanding experts in commercial arbitration. Some of them are arbitrators of Vietnam International Arbitration Center (VIAC) and regional arbitration centers such as THAC, IDRRMI. Our counsels are well – known scholars and/or practitioners in commercial sector. We act as counsel for both claimants and respondents in various arbitration forums and institutions such as VIAC, SIAC, HKIAC, etc. and we are familiar with all their rules, proceeding and other practical matters. Our head of arbitration & dispute practice, Mr. Tony Nguyen, a Benchmark Litigation's dispute resolution star, is the first Vietnamese fellow member of CIArb, a to-go arbitration counsel in Asia and also a wellknown VIAC arbitrator.
- **Litigation & Enforcement:** Although the Vietnamese courts system and its procedures are complicated and few judges are experienced in commercial dispute resolution, we can help you to achieve a convenient result at court thanks to our team of experienced lawyers. Our scope includes advising legal and factual issues for a potential litigation; preparing paperwork for litigation proceeding; representing clients during hearing; assist clients in enforcing tribunal awards and/or court decisions.

Featured dispute resolution & litigation projects

- Advising **Lam Son JOC** in a settlement agreement with PTSC on termination of the FPSO Time Charter Party, valued over USD 220 MM
- Advising and representing **Vinh Son – Song Hinh Hydropower JSC** in a dispute settlement at Vietnam International Arbitration Center (“**VIAC**”) with a foreign consortium regarding an E&C Contract for engineering and construction of a power plant. This is the largest VIAC arbitration on construction dispute so far
- Advising and representing **PVShipyards** in a dispute settlement regarding a contract on international sale of goods at Singapore International Arbitration Centre (“**SIAC**”)
- Advising **two Vietnamese respondents** on a dispute regarding fiduciary duties stipulated in a shareholder agreement at Singapore International Arbitration Centre (“**SIAC**”)

- Assisting the **VTRAC Holdings Limited** in the recognition and enforcement in Vietnam of Arbitration Award by the Tribunal of Arbitrators at Singapore International Arbitration Centre (“**SIAC**”)
- Advising **Ossoy** (the foreign legal counsel of the client is Holman Fenwick Willan LLP) in a ship arrest case in Ba Ria –Vung Tau Province, valued over USD 10 MM
- Advising **Unicorn (Philippines)** on recognition and enforcement of a ICC Singapore arbitral award in Vietnam
- Advising and representing **Elcee Instrumentation & Services Sdn Bhd** (Malaysia) in a dispute settlement regarding contracts on international sale of goods and service contracts at the provincial People’s Court of Ba Ria – Vung Tau Province
- Acting for the Claimant in **Hung Lam v Hanjin Shipping Korean** at the provincial People’s Court of Ho Chi Minh City
- Acting for the Claimant in **Hung Lam v a Thai company** at Vietnam International Arbitration Centre (“**VIAC**”)
- Advising **PVC** on an EPC dispute with a consortium of contractors in relation to Thai Binh 2 thermal power plant
- Advising **Vilico** on a dispute regarding an international sale contract of goods against Marubeni Grain & Oilseed Trading and recommending solutions to a court order issued in UK
- Advising **Transocean TRO** in a dispute of Key Hawaii against PVEP
- Advising **Golden Star** on a dispute regarding an M&A transaction with Capita Land
- Advising **Gia Phat** on a dispute regarding an international sale of goods contract with a buyer based in Jordan
- Advising **Lim Kim Hai** on a dispute regarding a sale contract of electric cables in Vietnam
- Acting for the Claimant in **SHII v Tama River** at the People's Court of District 2
- Advising **PTSC** on the dissolution of its subsidiary in Ba Ria – Vung Tau Province
- Assisting **Dragon Sourcing Group Ltd** in filing a lawsuit against Incomfish/SAGA Corp
- Advising and representing **Unigrade (Singapore)** as the claimant against SOFEL on the litigation proceedings at Ba Ria – Vung Tau court
- Advising and representing **Unigrade (Singapore)** as the creditor in the bankruptcy proceedings of SOFEL at Ba Ria – Vung Tau court
- Advising **ED & F Man Asia Pte Ltd** in arbitration, litigation and bankruptcy matters regarding its debtors in Vietnam
- Acting for the Respondent in **PEB Steel v Thao Li Ltd** in Kuala Lumpur International Arbitration Centre (“**KLIAC**”)
- Acting for the Claimant in **Archetype v JSM Indochina Property Pte Ltd**
- Assisting **Prevoir Insurance Vietnam** in an arbitration case at Paris
- Assisting **Frill Neck (Australia)** in a commercial dispute with a trading company in Vietnam
- Advising **RSVP** in a commercial dispute over a photographing service contract
- Advising **Borrelli Walsh Pte Limited** in bankruptcy matters regarding some assets in Vietnam
- Advising and acting for a **Vietnamese corporation** in a dispute settlement against the Tax Department of District 1
- Advising and acting for **Scarlet Vietnam** to resolve the labor dispute on contract termination between Scarlet Vietnam and Vietnamese employees
- Advising **ROBERTET Representative Office** on labor contract termination;
- Advising **Pharmaniaga Manufacturing Berhad** on labor contract termination;
- Advising on a **group of pilots** regarding labor contract termination with Vietnam Airlines;

Key Contacts



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 Anniengo@eplegal.com



Nguyen Trung Nam (Tony)
Founding Partner
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 Tonynguyen@eplegal.com

OUR KEY PERSONNEL

Mr. Nguyen Trung Nam (Tony)

Senior and Founding Partner

Email: tonynguyen@eplegal.com

Tony is among the few top-tiered project & energy lawyers in Vietnam who are highly regarded by Chambers, Legal500, Asialaw Profiles and other international publications. He is dual-qualified and practices in both Vietnam and England and Wales as a senior partner of EPLegal.

Tony has spent nineteen years practicing in the projects and energy industry. Prior to co-founding EPLegal in 2010, Tony worked in managerial and legal positions in leading oil & gas operators and contractors in Vietnam such as PTSC, Cuu Long JOC, and PVTrans. Tony has 2 decades of massive transactions experience through various development and financing projects related to drilling campaigns; oil and gas production operations; sales and purchasing and technical services contracts; chartering of vessels/FPSO/FSO; and EPC/EPIC contracts. He acts as leading counsel and works on both contentious and non-contentious matters in energy and infrastructure construction contracts and related dispute settlement, including hydropower plants, thermal power plants, refineries and solar energy installation projects, etc.

Tony is a counsel acting in litigation and ADR dispute cases in Europe, Asia and often represents clients in disputes in Vietnam International Arbitration Center ("VIAC") and international institutions such as THAC, SIAC, ICC, LCIA, GATT, NUTS. He is the first mediator and Vietnamese fellow member certified by CI Arb. In 2017, he was appointed by VIAC to be a member of the Scientific Advisory Council and actively participated in training, research and drafting of VIAC rules and sets of VIAC rules. In 2019, he became one of the arbitrators of VIAC and also be elected as the Chair of Committee of prospective CI Arb Branch in Vietnam. In January 2020, he was appointed as Deputy Director of Vietnam Mediation Center ("VMC"). He is also the Managing Director and co-founder of Vietnam Institute for International Arbitration ("VI Arb"), the first independent organisation of arbitration and ADR training institute in Vietnam.

Education & Admissions

- Bachelor of International Law, Institute for International Relations (Hanoi)
- Master of Law (International Trade Law Award), University of the West of England (UK)
- Master of Business Administration (major in Finance), Solvay Brussels School of Economics & Management (Belgium)
- Graduate Diplomat of Law (BPP University, UK)
- Legal Practice Course (De Monfort University, UK)
- Fellow and Arbitrator of Chartered Institute of Arbitration (CI Arb)

- Certified Contract Management Expert (IACCM)
- Basic Petroleum Technology Training Course (VietnamPetroleum Manpower Training College)
- Contract Management & Strategies (by MDT International – UK)
- Maximo 6.2 Purchasing Training Certificate (by Baker Energy)
- Negotiating skills (by Asian Institute of Technology)
- Training courses in Quality Management and HSE
- Ho Chi Minh City Bar
- Brussels Bar (B-List) of Belgium
- Deputy Director, Vietnam Mediation Center (VMC)
- President of Steering committee of prospective Chartered Institute of Arbitration branch Vietnam
- Fellow of Chartered Institute of Arbitration (FCI Arb)
- Accredited Mediator, Chartered Institute for Arbitration in UK
- Arbitrator, Member of Expert Advisory Board at VIAC
- Fellow Arbitrator, International Dispute Resolution & Risk Management Institute (IDRRMI)
- Board Member, Mediation & arbitration expert, Vantage 10
- Vice President, International Court of Dispute Resolution Online (ICDRO)
- Association for International Petroleum Negotiators (AIPN)
- International Bar Association (IBA) – Energy Section;
- Cofounder, CISG Vietnam Group
- Law Association for Asia and the Pacific
- Hong Kong Business Association Vietnam;
- Legal committee of American Chamber of Commerce Vietnam (AMCHAM Vietnam)
- Expert, International Association of Contract & Commercial Management (IACCM)
- Vietnam Business Lawyers Club (VBLC).

Ms. Ngo Quynh Anh (Annie)

Managing Partner

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Annie is a commercial, contract and legal expert in the Vietnam Oil and Gas sector with over 18 years of working experience. Annie used to work for Unocal Houston, an Oil company in the USA.

Annie's career highlights include establishing the Supply Chain Management System and advising on all Legal, Commercial, Contract and Procurement matters as the Procurement Manager in Cuulong Joint Operating Company (CLJOC), an Operator in the Oil & Gas industry which operates in Block 15-1, Cuu Long Basin, Vietnam. CLJOC is a Joint Operating Company with PetroVietnam, ConocoPhillips (now, it is Perenco), KNOC, SK & Geopetrol as shareholders. Procurement activities in CLJOC cover all areas of upstream operations such as project

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development, subsurface, well operations, production operations and Crude oil export activities.

Annie has managed the Crude oil trading and selling activities of PVOIL Corporation in Vietnam. Annie has also joined the Gas Project with Bien Dong Petroleum Operating Company (BDPOC), a Gas Operator in Vietnam which is owned 51% by PetroVietnam and 49% by Gazprom International EP. Corporation. She gained experience in Gas Transportation and Allocation, Gas Selling and Purchases with Gas Buyer, as well as in Condensate Commercial activities. Annie also worked as consultant on the Commercial and Contractual aspects of the Petroleum Sharing Contract in this project, developing all Commercial Agreements for the joint operation between PetroVietnam and Gazprom International EP. Corporation.

Annie has also worked with PetroVietnam Exploration and Production Corporation (PVEP) as Commercial Manager, in charge of all commercial activities in the Corporation. Furthermore, she worked for CGG Veritas, a company providing upstream services to the Vietnam Oil and Gas market.

With a wide range of experiences of working, Annie possesses extraordinary ability to find out the legal matters of a company and its subsidiaries as well as its projects and consults the company owners, investors dealing with these matters. Since 2018, Annie has become Managing Partner of EPLegal.

Education & Admissions

- Ho Chi Minh City Bar;
- Founder of Procurement Network in Oil and Gas in Vietnam;
- Master of Business Administration, the University of Hawaii;
- Bachelor of Finance and Accounting, Oklahoma University, USA;
- Bachelor of Law, Law University in Ho Chi Minh, Vietnam;
- Advanced CRM (Contract Risk Management) Oil & Gas Training ;
- Supply Chain, Oil and Gas Procurement;
- Leadership and Management Training in Oil & Gas;
- Mediator Training Course, co-hosted by VIAC, IFC, and CEDR;
- Online Assessment: Introduction to International Arbitration (CIArb);
- SIAC Academy 2019: The Making of an Advocate and an Arbitrator (SIAC);
- International Mediator Certificate of Center for Effective Dispute Resolution (CEDR);
- Official Member of VICMC.

Ms. Hoang Thi Nhung (Natalia)

Counsel

Email: nhunghoang@eplegal.com

Natalia is a commercial, contract and expert in the Vietnam oil and gas sector with over 20 years of working experience.

Cooperating with EPLegal as Of Counsel since 2014, Natalia becomes a key person in many highlighted oil & gas projects. She has engaged in numerous projects in oil & gas and corporate fields at EPLegal. During her career, Natalia has participated in a number of large-scale projects for both domestic and foreign clients, e.g. PVN and its subsidiaries, KNOC.

Education & Admissions

- Negotiation Skills organized by Schlumberger Next Institution in Houston, USA
- Production Technology for Other Disciplines organized by Petrol Skills in Malaysia
- Oversea Staff Training Program in KNOC Headquarter in Korea
- Oil & Gas Contracts Management organized by IQPC Singapore
- Internal courses on Common Law, Contract Law, CISG, etc. trained by Mr. Tony – F LLM, MBA, FCIArb, CIArb, Mediator, Founder, Sr. Partner of EPLegal, VIAC Arbitrator, Member of Expert Advisory Board
- Incoterms and International Commercial Contract organized by VCCI
- Gas Allocation Principles & Skills Courses in NCSP & in-house Courses in KNOC
- MBA of Columbia Southern University (CSU) of America
- Foreign Trade University, major in Foreign Economics, graduated with first-honor
- HCMC Open University, Economic Laws
- Hanoi National University, major in English. Got excellent mark for the final year project entitled “Awareness of Cross-cultures in Business Communication”

Ms. Dao Thi Yen Ly

Senior Associate

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Ly has seven (7) years of experience in legal and compliance at foreign bank branches Vietnam relating to banking and finance, corporate and investment.

Ly joined EPLegal since 2020 as an Associate. She has been involved in many projects in investment, finance, energy and construction for domestic and foreign

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customers. Particularly, she is in charge of many investment and financing projects which shall be helpful for investors who interest in Vietnam market.

In field of corporate and investment, Ly has joined in a number of projects in relation to establishment of foreign entity and capital assignment. She provided legal advice on transaction structures and supported clients to conduct administrative procedure with competent body. Ly also advised clients in reviewing and revising their internal procedures and policies.

In field of banking and finance, Ly have drafted and reviewed lots of facility agreements and other financial documents for disbursement. She also assisted to handle security documents by registering security assets including movable assets and land use rights and other land-attached assets.

In field of energy and construction, Ly advised process to develop wind, solar power projects and other renewable power projects from the beginning and gave valuable comments on EPC contracts for implementing construction work of wind farms and solar farms.

In field of dispute resolution, Ly has participated in assessment of conditions for filing a lawsuit by an contractor to local custom department, drafting advisory letters, arguments as well as other relevant proceeding documents.

Education & Admissions

- Bachelor of Law, University of Law Ho Chi Minh City
- Bachelor of International Economics, University of Economics and Law - HCMC National
- Lawyer Training Course, Judicial Academy in Ho Chi Minh City

Mr. Le Thanh Hoang

Associate

Email: hoangle@eplegal.com

Hoang Le is an associate of EPLegal in Ho Chi Minh City, Vietnam. Hoang Le becomes member of EPLegal in several projects for both domestic and international clients.

Hoang Le has spent 5 years focusing on energy, corporate & investment, construction, shipping, litigation and dispute resolution. He has valuable experience through various projects in relation to energy (production sharing, joint operating, cooperation, consortium and joint venture agreements, BCC, and EPC/EPCI contracts, as well as dispute management); corporate & investment (registration of investment and enterprise, merge and acquisition, business restructuring service); construction (contract formation, property damage claims, import–

export products, public–private partnership (PPP) projects).

In litigation and dispute resolution practices, Hoang supported advising claimants and respondents in disputes in Vietnamese courts, Vietnam International Arbitration Center, Singapore International Arbitration Center

Hoang Le comprehends the law of Vietnam in numerous fields as civil law, contract law, labor law, business law, commercial law, etc. Specially, Hoang have in depth studied and written a thesis regarding contract cancellation in Vietnamese and foreign legislation. Not only does he apprehend legislation, but he exploits it effectively in advising. Having grasped clients' demands, he always submerges himself completely in his role to derive substantial benefit from cases for clients.

Education & Admissions

- Master of laws, Faculty of Law, University of Economics and Law, Vietnam National University, Ho Chi Minh City
- Bachelor of laws, Faculty of Law, University of Economics and Law, Vietnam National University, Ho Chi Minh City
- Lawyer Training Course Certificate at the Judicial Academy.
- Apprenticeship to practice law at the Ho Chi Minh City Bar Association

Ms. Pham Thi My Hanh

Associate

Email: hanhpham@eplegal.com

Hanh has 07 years of experience providing diverse legal services in Banking and Finance, Corporate and M&A, Real Estate and Construction, Shipping and Aviation and Litigation.

In the field of Banking and Finance and Litigation, Hanh has 05 years of experience in charge of the Litigation Team Leader at a financial institution and a member of the Litigation team of a well-known law firm in Vietnam. Hanh acts of the client's representatives, as well as lawyers in lawsuits and have gained many significant successes.

In Corporate and M&A, Hanh has participated in some M&A transactions with the role of preparing legal due diligence reports, legal memorandum; drafting and reviewing share purchase agreement, asset purchase agreement, and other documents during the M&A

OUR KEY PERSONNEL

process. Hanh also handled many retainer jobs advising the operation of the target company after M&A.

In Real Estate and Construction, Hanh has drafted and reviewed many BCC contracts and even participated in resolving disputes arising from such contracts through litigation. In Shipping and Aviation, Hanh has advised a client in the facility to purchase a vessel and has advised a Korean cargo agency in a dispute with one of the big airlines in Vietnam.

Education & Admissions

- Lawyer, Can Tho City Bar
- Bachelor of Laws, Ho Chi Minh City University of Law, Vietnam
- Bachelor of Business Administration, Ho Chi Minh City University of Law, Vietnam
- Participating in a Master of Law, University of Economics and Law, Vietnam National University in Ho Chi Minh City

Mr. Luong Quoc Huy (William)

Associate

Email: huyluong@eplegal.com

William recently joined EPLegal and holds the position an Associate position, focusing on consulting in dispute settlement at Arbitration and Investment. William is currently consulting in dispute resolution at SIAC, ICC cases relating to construction, contract and commercial disputes.

Education & Admissions

- Bachelor of Law, University of Brighton, UK
- Master of Law, University of Hertfordshire, UK
- Lawyer Apprenticeship, Danang

Mr. Pham Thai Dan Manh (Dan)

Associate

Email: manhpham@eplegal.com

Dan currently works as an Associate in EP Legal. Being a contract specialist, Dan has directly advised and assisted both local and international clients in drafting and negotiating commercial contracts, EPC contracts, Voyage Charterparty.

Dan also focuses on Dispute Resolution & Litigation. Together with the respectable team of EPLegal, he has supported EPLegal counsels to advised clients in arbitration in ICC, SIAC and VIAC. He is also engaged in several civil and administrative lawsuits.

Dan is currently working in a team that provides legal services for various projects such as M&A transaction, solar power project.

Education & Admissions

- LLB-LLM, Charles University, Czech Republic
- Lawyer Training Course of Judicial Academy, Ho Chi Minh city, Vietnam

Mr. Le Nguyen Thanh Hung (Brian)

Associate

Email: danang@eplegal.com

Brian has many years of providing diverse legal services for MNCs in Vietnam relating to labor dispute, corporation establishing procedure, commercial contracts, tax and licensing.

Brian joined EPLegal as an Associate. Since then, he has been involved in many projects focusing on energy investment, M&A, foreign investment, LNG/international commercial contracts, EPC contracts, arbitration.

Education & Admissions

- Bachelor of Law, Faculty of Law, University of Economics – Danang University
- Lawyer trainee under Vietnam Jurisdiction Academy's training

Ms. Nguyen Thu Huong

Associate

Email: huongnguyen@eplegal.com

Huong has joined EPLegal since 2018 with a role of Paralegal at that time. Huong has supported a variety of large-scale projects related to investment, dispute resolution and energy for domestic and foreign customers under the supervision and guidance of senior associate and partners. Given her strong work ethic, experience and in-depth knowledge, Huong was nominated to be an Associate of EPLegal in 2020.

In the field of dispute resolution, Huong has been an active and conscientious member of the team in dealing with arbitration cases as well as court cases. A number of arbitration cases related to Sale and Purchase contract, EPC contract, etc., were handled at ICC and SIAC, one of which had the value of up to USD 30 mil. She took the roles in draft memoranda, damage assessment, training factual witnesses, draft submissions to the tribunal along with other works in arbitration proceedings. Huong also followed some Court case procedures which made her to be more flexible and master vital skills in advocacy.

In the field of M&A, Huong also participated in M&A team and prepared legal due diligence reports before clients entered into cooperation with project companies and their foreign investors. Huong also handled with security documents for clients to secure their ultimate interests in wind-power projects over the assets, power purchase

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agreements of the project companies, clients' shares in the project companies.

In the energy sector, Huong advised businesses on business cooperation contracts, process of conducting wind and solar power projects and other renewable power projects. Huong's recent experiences include project development and construction agreements (eg EPC construction contracts), oil and gas related agreements (e.g. PSC, JOA, FSO / FPSO, MSPA, GSPA), renewable energy (especially in the field of solar and wind energy).

Education & Admissions

- Bachelor of Law, Faculty of Law, Foreign Trade University, Hanoi, Vietnam
- Graduation Certificate – Lawyer Training Course of Judicial Academy, Hanoi, Vietnam
- Associate Member of the Chartered Institute of Arbitrators (ACI Arb)

Ms. Ho Thi Hieu (Heidi)

Associate

Email: hieuho@eplegal.com

Hieu has worked for EPLegal as Associate in Ho Chi Minh City. Under the guidance of Partners of EPLegal, Hieu has participated in several high-valued and complex projects related to dispute resolution, corporate, investment, and energy for domestic and foreign clients.

Education & Admissions

- Lawyer Training Course of Judicial Academy, Ho Chi Minh city, Vietnam
- Bachelor of Laws, Faculty of Law, University of Economics and Law, Vietnam National University, Ho Chi Minh City
- Degree of Associate, Faculty of Finance and Banking, College of Finance and Customs, Ho Chi Minh City

Mr. Nguyen Van Nhan

Associate

Email: nhannguyen@eplegal.com

Nhan has been an active member of EPLegal since 2017, he has been advising and assisting in many large and complex projects including construction, energy, real estate, and M&A projects. Nhan also has experience in resolving commercial arbitration disputes in Vietnam and in other countries.

In the field of M&A, Nhan has participated in a number of M&A transaction, with the role of preparing legal due diligence reports for clients before they enter into cooperation with the wind-power project companies and their foreign investors. Nhan also handled the security documents for clients to secure their ultimate interests in

wind-power projects over the assets, the power purchase agreements of the project companies, clients' shares in the project companies. In addition, Nhan had experiences in resolving disputes as to the SHA, STA in arbitration at SIAC, one of which has the value of in dispute up to USD 30 mil.

In the field of dispute resolution, Nhan has participated in a number of arbitration cases at VIAC, ICC and SIAC. Nhan has also written many papers on various forms of out-of-court dispute settlement such as negotiation, commercial mediation as well as research on domestic and international commercial arbitration.

In construction sector, Nhan directly advised energy businesses such as giving advice on business cooperation contracts, the process of conducting wind, solar power projects and other renewable power projects. Regarding the EPC contract, Nhan has also reviewed many EPC contracts and even participated in resolving disputes arising from such contracts through arbitration at SIAC.

In the oil and gas sector, Nhan has given advice for PVN, PVEP and its subsidiaries on contracts such as product off-take contracts, floating storage installation service contracts for FSO and force majeure issues in crude oil trading contracts.

Education & Admissions

- Bachelor of Law, Foreign Trade University
- Member of Member of the Chartered Institute of Arbitrators (CI Arb)
- Graduated YSIAC Training course on international commercial arbitration

Mr. Nguyen Van Son (John)

Associate

Email: sonnguyen@eplegal.com

Son Nguyen is a paralegal of EPLegal in Ho Chi Minh City, Vietnam. Son Nguyen becomes a key member of EPLegal in several projects for both domestic and international clients.

Son Nguyen has spent three years focusing on energy, corporate & investment, construction, shipping, litigation and dispute resolution. He has valuable experience through various projects in relation to energy (production sharing, joint operating, cooperation, consortium and joint venture agreements, oil field services, and EPC/EPCI contracts, as well as dispute management); corporate & investment (registration of investment and enterprise, merge and acquisition, business restructuring service); construction (contract formation, property damage claims, import-export products, public-private partnership (PPP) projects); shipping (registration of vessels and flagging out, preparation of documents for ship arrest, vessel sale and purchase agreement, dispute resolution on compensation for damage).

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Son Nguyen acts in litigation and alternative dispute resolution (“ADR”) practices. He supported advising claimants and respondents in disputes in Vietnamese courts, Vietnam International Arbitration Center (“VIAC”), Singapore International Arbitration Center (“SIAC”), International Chamber of Commerce (“ICC”).

Son Nguyen comprehends the law of Vietnam in numerous fields as civil law, contract law, labor law, business law, commercial law, etc. Specially, Son Nguyen together with Mr. Tony – Founding Partner have in depth studied and written a chapter of the book about the Force Majeure event and Hardship in Vietnam. Not only does he apprehend legislation, but he exploits it effectively in advising. Having grasped clients’ demands, he always submerges himself completely in his role to derive substantial benefit from cases for clients.

Education & Admissions

- Bachelor of laws, Faculty of Law, University of Economics and Law, Vietnam National University, Ho Chi Minh City.

Ms. Trinh Huyen Trang (Tracy)

Paralegal

Email: trangtrinh@eplegal.com

Tracy works as a paralegal of EPLegal at Ho Chi Minh City office. Tracy has been involved in a variety of projects for both onshore and offshore clients, including investment transactions, energy projects and dispute resolution.

Education & Admissions

- Bachelor of laws, Faculty of Economic Law, University of Economics and Law, Vietnam National University, Ho Chi Minh City.

Ms. Ta Phuong Thao

Paralegal

Email: thaota@eplegal.com

Thao has joined EPLegal and works as a Paralegal. Thao has assisted Partners and Associates in several large and complex projects including Dispute Resolution, Foreign Investment, Energy for both domestic and foreign clients.

For Energy sector, Thao has assisted lawyers to point out legal matters of oil and gas trading contracts and consulted the company owners, investors dealing with those.

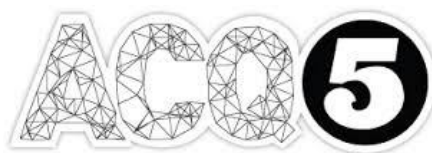
For Corporate sector, Thao has participated in many M&A transactions with the role of preparing legal due diligence reports and giving advice on LOIs and Contracts to protect the rights of clients before they cooperate with target companies and foreign investors.

Education & Admissions

- Bachelor of International Law, Diplomatic Academy of Vietnam.

RANKING & AWARDS

- Commercial and transactions (Tier 2), Energy and construction (Tier 2), Recommended Law Firm in International Arbitration (Benchmark Litigation, 2021)
- Litigation Star - Tony Nguyen (Benchmark, 2021)
- Top 1000 Lawyers in Vietnam – Tony Nguyen (Asia Business Law Journal, 2020)
- Energy and Construction (Tier 2), Commercial and transaction (Tier 2) (Benchmark Litigation, 2020)
- Litigation Star - Tony Nguyen (Benchmark Litigation, 2020)
- Shipping and aviation (Tier 2), Banking and finance (Tier 3), Dispute resolution – Arbitration, Litigation (Tier 3), Projects and energy (Tier 3) (Legal500, 2020)
- Highly Recommended Law firm in Energy Sector, Recommended Law firm in Dispute resolution and Banking & finance (Asialaw Profiles, 2020)
- Distinguished Practitioner - Tony Nguyen (Asialaw Profiles, 2020)
- Project Development (Tier 2), M&A (Tier 3), Banking & finance (Notable) (IFLR1000, 2020)
- Highly Regarded Lawyer - Tony Nguyen (IFLR1000, 2020)
- Project, Infrastructure & Energy Lawyer (Band 3 - Tony Nguyen) (Chambers & Partners, 2020)
- Energy and construction (Tier 2), Commercial and transaction (Tier 3) (Benchmark Litigation, 2019)
- Dispute Resolution Star - Tony Nguyen (Benchmark Litigation, 2019)
- Shipping & Aviation (Tier 2), Banking and finance (Tier 3), Dispute resolution – Arbitration, Litigation (Tier 3), Projects and energy (Tier 3) (Legal500, 2019)
- Highly Recommended Energy Law Firm, Recommended Banking & Finance Law Firm (Asialaw Profiles, 2019)
- Project Development (Tier 2), M&A (Tier 3), Notable Banking and Finance Law Firm (IFLR1000, 2019)
- Projects, Infrastructure & Energy Lawyer (Band 3 - Tony Nguyen) (Chambers & Partners, 2019)
- Highly Recommended Energy Law Firm, Recommended Infrastructure, Banking and Finance Law Firm (Asialaw Profiles, 2018)
- Project Development (Tier 2) (IFLR1000, 2018)
- Featured Project, Infrastructure & Energy law firm (Band 3) and lawyer (Band 2 - Tony Nguyen) (Chambers & Partners, 2018)
- Most Outstanding Energy Law Firm (The Corporate LiveWire Innovation & Excellence Awards, 2018)
- Dispute Resolution Law Firm of The Year, Energy Law Firm of The Year, Shipping & Maritime Law Firm of The Year (ACQ Global Awards, 2018)
- Infrastructure Law Firm of The Year (M&A International, 2018)
- Commercial Lawyer of the Year (The Corporate LiveWire, 2018)
- Highly Recommended Energy & Natural Resources Law Firm; Recommended in Banking & Finance, Project Finance, Shipping, Maritime & Aviation (Asialaw Profiles, 2017)
- Shipping & Maritime Law Firm of The Year (ACQ Global Awards, 2017)
- M&A Law Firm of The Year (The Corporate LiveWire, 2016)
- Highly Recommended Law Firm in Banking & Finance, Project Finance, Shipping, Maritime & Aviation; Outstanding Energy & Natural Resources Law Firm (Asialaw Profiles, 2016)



"They are very professional and show a good understanding of our requirements" – Market Perception



OUR REPRESENTATIVE CLIENTS



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BUMI ARMADA BERHAD



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