



PROF. ALEXANDRE RICHA

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EDUCATION

- 2007 Harvard Law School, Cambridge, MA, LL.M.
Concentration in international finance
- 2006 University of Geneva Law School, Dr. iur.
Honors: summa cum laude, Professor Walther Hug Prize, François Bellot Prize
- 2004 University of Geneva Law School, Diploma of Advanced Studies
Honors: summa cum laude, Arditi Prize (best paper), Etienne Gide Prize (best paper in private law)
- 1999 University of Geneva Law School, lic. iur.
Honors: Geneva Law and Legislation Society Prize (best 1st year results)

BAR ADMISSION

- 2002 Geneva, admitted to practice before all Swiss courts

EXPERIENCE

- 2014-to date ABR Attorneys at Law LLC, Geneva: founding partner
- 2011-to date Associate Professor of business law at the University of Lausanne (HEC)
- 2007-2014 Lenz & Staehelin, Geneva: associate/senior associate
- 2002-2006 University of Geneva Law School, Center for Banking and Financial Law: research and teaching assistant
- 2001-2002 University of Geneva Law School, Department of Civil and Commercial Law: research and teaching assistant
- 2000-2001 Python Schifferli Peter & Associés, Geneva: junior associate

LANGUAGES

French, English, German

MEMBERSHIPS AND OTHER ACTIVITIES

Geneva Society for Law and Legislation: Chairman

Capital Markets and Technology Association: member of the advisory board and chairman of the corporate committee

Bank Innovation Competence Center: member of the academic committee

CEDIDAC Foundation: member of the board

European Society for Banking and Financial Law: member of the scientific committee

European Society for Banking and Financial Law – Switzerland (AEDBF–Switzerland): member of the committee

Swiss Bar Association (FSA), Geneva Bar Association (ODA), Geneva Association of Business Law (AGDA), Harvard Club of Switzerland

PROFESSIONAL RECOGNITIONS

Best Lawyers in Switzerland 2021 (Banking & Finance, Corporate Law, Regulatory Practice)

Chambers Global 2020 (ranked individual, Banking & Finance, Switzerland)

Chambers Europe 2020 (ranked individual, Banking & Finance, Switzerland)

MAIN TEACHING ACTIVITIES

Financial Market Law University of Lausanne

Contract Drafting University of Lausanne

Corporate Law University of Lausanne

PUBLICATIONS

A. Books

US pretrial discovery on Swiss soil, Bibliothek zur Zeitschrift für Schweizerisches Recht, Band 49, Basel (Helbing & Lichtenhahn) 2010 (co-author with Philipp Fischer) (123 pages).

Pensions de titres (repos) et autres cessions temporaires, Geneva Basel Zurich (Schulthess) 2008 (348 pages).

B. Other scientific publications

Gouvernance et dirigeants bancaires: pratique et jurisprudence récente, in: *Développements récents en droit commercial IV*, CEDIDAC 2018 (p. 73-97).

L'interdiction d'exercer prononcée par la FINMA, Bulletin CEDIDAC nr. 71, 2018.

La description du contrat, in: *Le contrat de gérance de fortune*, Alessandro Bizzozero/André Falletti/Samantha Meregalli (éd.) 2017 (co-author with Nicolas Béguin) (p. 1-37).

La qualification juridique du contrat, in: *Le contrat de gérance de fortune*, Alessandro Bizzozero/André Falletti/Samantha Meregalli (éd.) 2017 (p. 38-57) (co-author with Alessandro Bizzozero and Marine Haldy).

Protection des données et nouvelles procédures de communication aux autorités fiscales et de surveillance étrangères, in RSDA 2/2017 (p. 144-162) (co-author with Christian Bovet).

Commentaire de l'article 162 CP, in: A. Macaluso & L. Moreillon (ed.), *Commentaire romand du Code pénal, Partie II*, Basel Geneva Munich (Helbing & Lichtenhahn) 2017 (co-author with David Raedler and Philipp Fischer).

Commentaire des articles 271 à 273 CP, in: A. Macaluso & L. Moreillon (ed.), *Commentaire romand du Code pénal, Partie II*, Basel Geneva Munich (Helbing & Lichtenhahn) 2017 (co-author with Philipp Fischer).

Commentaire de l'article 6 LCD, in: V. Martenet & P. Pichonnaz (ed.), *Commentaire romand de la Loi sur la concurrence déloyale*, Basel Geneva Munich (Helbing & Lichtenhahn) 2017 (co-author with Philipp Fischer).

La qualification du bonus pour les très hauts revenus: suite et fin ?, GesKR Gesellschafts- und Kapitalmarktrecht 2015/4 (p. 561-569) (co-author with David Raedler).

Gestion des risques transfrontières : la Circulaire de la FINMA qui ne dit pas son nom, in: *Regards de marathoniens sur le droit suisse*, Geneva (Slatkine) 2015 (p. 235-244).

La contestation des décisions en droit de la SA, in: *Travaux de la Journée CEDIDAC 2013 de droit de l'entreprise*, Lausanne (CEDIDAC) 2014 (co-author with David Raedler) (p. 1-69).

Le caractère accessoire du bonus, GesKR Gesellschafts- und Kapitalmarktrecht 2013/4 (p. 409-415) (co-author with David Raedler).

Le «bonus» soumis à une condition objective, GesKR Gesellschafts- und Kapitalmarktrecht 2012/4 (p. 524-538) (co-author with David Raedler).

Commentaire des articles 305 à 318 CO (Du prêt), in: L. Thévenoz & F. Werro (ed.), *Commentaire romand du Code des obligations, Partie I, 2nd edition*, Basel Geneva Munich (Helbing & Lichtenhahn) 2012 (co-author with Christian Bovet).

Droits de vote et cessions temporaires de titres, in: *Droit des contrats France, Suisse, Belgique*, H. Cousy, L. Thévenoz/B. Tilleman/A. Verbeke (ed.), Brusells (Larcier) 2006 (p. 201-220).

Chronique de jurisprudence civile, in: *Journée 2009 de droit bancaire et financier*, in: L. Thévenoz & C. Bovet (ed.), Geneva Zurich Basel (Schulthess) 2010 (p. 171-196).

Credit Derivatives: Settlement and Other Operational Issues, *Select Papers from the Harvard Law School Seminar in International Finance*, 2007
<http://www.law.harvard.edu/programs/about/pifs/education/llm/select-papers-folder/index.html>.

Règles de conduite, audit, entraide et autres développements de la surveillance bancaire et financière, in: *Journée 2005 de droit bancaire et financier*, L. Thévenoz & C. Bovet, Geneva Zurich Basel (Schulthess) 2006 (p. 135-186) (co-author with Christian Bovet).

Chronique de la réglementation bancaire et financière, in: Journée 2004 de droit bancaire et financier, L. Thévenoz & C. Bovet (ed.), Geneva Zurich Basel (Schulthess) 2005 (p. 121-163) (co-author with Luc Thévenoz).

Note sur la notion de garantie dans la convention TIR, legal opinion established for the benefit of the International Road Transport Union, remitted to and published by the Inland Transport Committee of the United Nations Commission for Europe, 28 December 2004 (co-author with Luc Thévenoz) www.unece.org/trans/bcf/wp30/documents/TRANS-WP30-2005-06f.pdf.

C. Publications in professional reviews

Stronger judicial control of general terms and conditions by Swiss courts, in: International Law Office, Litigation Newsletter, 14 December 2010.

Banking Regulation 2009 – Switzerland, in: Getting the Deal Through, Law Business Research, 2009 (p. 131-135) (co-author with Patrick Hünerwadel, Shelby R. du Pasquier and Cristina Theus Sigismondi).

RECENT CONFERENCES

Stablecoins and central bank digital currency – A Swiss viewpoint, Geneva Blockchain Congress, 20 January 2020.

Financial institutions: insurance coverage of execution errors – legal aspects, a conference organized by BCDT held in Geneva on 6 February 2018.

Collateral on cash and precious metals, a conference organized by the Geneva Business Law Association held in Geneva on 4 October 2017.

Jurisprudence et pratique récente en droit bancaire, Journée CEDIDAC de droit de l'entreprise, University of Lausanne, Lausanne, 23 March 2017.

Communication aux autorités fiscales et de surveillance étrangères: Protection des données versus procédure administrative ?, Journée de droit bancaire et financier, University of Geneva, Geneva, 6 October 2016.

Gouvernance des sociétés cotées ou réglementées, Marathon de formation continue de l'Ordre des avocats de Genève (Geneva Bar Association), University of Geneva, Geneva, 30 April 2016.

Réorganisations et acquisitions dans le secteur financier, Ordre des avocats de Genève (Geneva Bar Association), Banque Pictet & Cie SA, Geneva, 7 April 2016.

Moyens légaux de protection de l'actionnaire (minoritaire), Journée CEDIDAC de droit de l'entreprise, University of Lausanne, Lausanne, 18 March 2016.

Cross-border Banking and Legal Risks, conference organized by Club HEC Lausanne and Swissnex, at the Federal Reserve Bank of New York, New York, on 7 May 2015.

Gouvernance des sociétés cotées ou réglementées, Marathon de formation continue de l'Ordre des avocats de Genève (Geneva Bar Association), University of Geneva, Geneva, 25 April 2015.

Accès au marché intérieur et MIFID 2, Groupes de travail Activités bancaires & Gestion de fortune, conference organized by the law firm Jacquemoud & Stanislas, Geneva, 16 and 23 October 2014.

Restructuring of Banks, in the context of the colloquium The 2004 Merger Act: where do we stand one Decade after, organized by the University of Neuchâtel, Neuchâtel, 7 May 2014.

La contestation des décisions en droit de la SA, Journée CEDIDAC de droit de l'entreprise, University of Lausanne, Lausanne, 5 February 2013.