

DARÍO U OSCÓS



I. PERSONAL DETAILS

NAME: DARÍO U OSCÓS [Darío Ulises Oscós Coria]
ADDRESS: Paseo del Río No. 53, Copilco el Bajo, Chimalistac
Alcaldía Coyoacán, C.P. 04340
Mexico City
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WEB ADDRESS www.oscosabogados.com
CITIZENSHIP: Mexican

II. LICENSE:

PROFESSIONAL LICENSE NO. 939665
Qualified as Counsel and Trial Lawyer. Admitted to practice law
before Mexican Constitutional, Federal and Local Courts.

III. FEDERAL CONGRESS' AUTHORIZATION

Qualified to provide Legal Services and to represent the United
States of America in Mexico, pursuant to the Mexican Federal
Congress Authorization, dated August 18, 1987. Authorization that
was promulgated by Mexican President, Miguel de la Madrid
Hurtado by a presidential decree, published in the Official Daily
Gazette of the Federation, dated September 28, 1987.

IV. STUDIES

MEXICO CITY ESCUELA LIBRE DE DERECHO
1975-1980 Degree: LL.B.
Thesis: Trade Mark Ownership Limitations

POST-GRADUATE: INSTITUTO MEXICANO DEL AMPARO
Constitutional Action and Constitutional Process. Bill of Rights

UNIVERSIDAD PANAMERICANA
Amparo Proceedings & Constitutional Law

UNIVERSIDAD PANAMERICANA
Tax Law and Amparo Law

HARVARD UNIVERSITY SCHOOL OF LAW
Conflict of Laws

V. PROFESSIONAL EXPERIENCE:

JANUARY 2000 TO PRESENT: **OSCÓS ABOGADOS- ATTORNEYS AT LAW**
Senior Partner and Director of OSCÓS ABOGADOS

AREAS OF PRACTICE: LITIGATION, ARBITRATION, MEDIATION, Insolvency, Restructuring and Creditor's Rights, both international and domestic, in the fields of Energy, Oil, Construction, Public Procurement, Financing, Securities, Commercial, Corporate, Intellectual Property, Industrial Property, Torts, Product liability and in general complex civil and commercial litigation and arbitration.

1993-2000 **GRUPO FINANCIERO BANAMEX ACCIVAL, BANCO NACIONAL DE MÉXICO, S.A.**
General Litigator and General Counsel

1976-1993 **SANTAMARINA Y STETA, S.C.**
Senior Litigator Lawyer

VI. LEGAL PRACTICE:

ARBITRATION, as counsel and arbitrator in major commercial disputes, domestic and international, in the fields of public procurement, construction, energy, oil and gas, including breach and enforcement of all types of contracts, commercial, finance, M&A, IP, Copyrights.

SENIOR INTERNATIONAL LEGAL ADVISOR AND TRIAL LAWYER TO THE US TRUSTEE, in the first two recognition and enforcement cases in the world of US bankruptcy proceedings in Mexico (the Xacur and the IFS cases) under the UNCITRAL Model Law on Cross Border Insolvency. Appointed by the US Bankruptcy Court for the Southern District of Texas. Houston Division. Maker of first ever insolvency cross border cases law precedents: securing constitutionality of the UNCITRAL Model Law.

BANKING SYSTEMS RIGHT'S advised and pursued enforcement of the banking system rights during the worst 1995 financial crisis in Mexico. Drafter of the major and fundamental defenses to dismiss debtors' voidance actions. Maker of case law precedents: compound interest (anatocismo); refinancing; legal existence of banking institutions; constitutionality of commercial pledge enforcement.

CREDITOR'S RIGHTS, general counsel in the formulation, negotiation and documentation of arrangements with commercial banks and creditors that have become models for the management of debt crises.

INSOLVENCY, RESTRUCTURING AND LITIGATION, represented creditors and debtors in negotiating complex debt restructurings with international creditor institutions as well as in complex litigation and insolvency.

Mr. Oscós has participated in the largest Mexican insolvency cases and has extensive practice in complex litigation and arbitration.

VII. ACADEMIC EXPERIENCE:

ESCUELA LIBRE DE DERECHO:

Professor of Civil Procedure and Special Procedures

UNIVERSIDAD PANAMERICANA

Master Degree Professor of Dispute Resolution Alternatives, Civil Procedure & International Insolvency

INSTITUTO TECNOLÓGICO AUTÓNOMO DE MÉXICO (ITAM)

Professor of Commercial Arbitration Award Contest

UNIVERSIDAD IBEROAMERICANA

Professor of Civil Procedure & International Insolvency

VIII. ASSOCIATIONS:

BARRA MEXICANA, COLEGIO DE ABOGADOS (MEXICAN BAR ASSOCIATION).

ILUSTRE Y NACIONAL COLEGIO DE ABOGADOS DE MÉXICO.

ACADEMIA MEXICANA DE DERECHO INTERNACIONAL PRIVADO Y COMPARADO

AMERICAN COLLEGE OF BANKRUPTCY

AMERICAN LAW INSTITUTE,

Participation in the NAFTA Transnational Insolvency Project as Mexican Advisor

INTERNATIONAL INSOLVENCY INSTITUTE III

III DELEGATE UNITED NATIONS COMMISSION ON INTERNATIONAL TRADE LAW UNCITRAL WORKING GROUP V INSOLVENCY

INTERNATIONAL BAR ASSOCIATION (IBA)

Officer of the Insolvency Section (IS)

INSOL INTERNATIONAL

INSOL EUROPE

INTERNATIONAL ASSOCIATION OF RESTRUCTURING, INSOLVENCY & BANKRUPTCY PROFESSIONALS (INSOL)

INTERNATIONAL CHAMBER OF COMMERCE (ICC)

ARBITRATOR

LONDON COURT OF INTERNATIONAL ARBITRATION LCIA

ARBITRATOR

IX. LITERATURE:

MODALITIES ON THE TRADEMARK OWNERSHIP. ESCUELA LIBRE DE DERECHO 1981.

ENFORCEMENT OF MONEY JUDGMENTS ABROAD. July 1992. Matthew Bender & Company Incorporated.

LEGAL DEFENSES TO SUSTAIN VALIDITY AND ENFORCEMENT OF ESPACIOS Mortgage Loans. Banco Nacional de México. 1995.

CONSTITUTIONALITY OF COMMERCIAL PLEDGE ENFORCEMENT. 1996

MAJOR CIVIL AND COMERCIAL PROCEDURE AMENDMENTS of 1996. Escuela Libre de Derecho 1996.

ARGUMENTS TO SUSTAIN LEGAL STANDING OF TRASFORMATION DECREE OF BANCO NACIONAL DE MEXICO, S.A. AS CREDIT ASSOCIATION INTO STOCK COMPANY (Sociedad Anonima). Consejo Coordinador Empresarial. Juridical Bulletin No. 43. 1998

FINANCIAL TRANSACTIONS. LEGAL FRAME. 1st Chapter. Consejo Coordinador Empresarial. Juridical Bulletin No. 45. 1999

NEW MEXICAN LAW ON COMMERCIAL INSOLVENCY. American Bar Association. International Section. Washington, D.C. April 2001.

THE MOST IMPORTANT INTERNATIONAL INSOLVENCY CASES OF THE CENTURY. THE XACUR CASE. International Insolvency Institute. New York, NY USA. June 2002.

TRANSNATIONAL INSOLVENCY: COOPERATION AMONG THE NAFTA COUNTRIES. International Statement of Mexican Bankruptcy Law. American Law Institute. 2003. Mexican Advisor and Delegate.

ENFORCEMENT OF THE UNCITRAL MODEL LAW ON CROSS BORDER INSOLVENCY. THE XACUR CASE.

COMMITTEE ON INSOLVENCY, RESTRUCTURING AND CREDITOR'S RIGHTS. International Bar Association. Rome, Italy. September 2004.

ENFORCING THE UNCITRAL MODEL LAW ON CROSS BORDER INSOLVENCY. THE MEXICAN PERSPECTIVE. International Bar Association. Committee on Insolvency, Restructuring and Creditor's Rights. Chicago, Illinois, USA. September 2006.

CONSTITUTIONALITY OF THE UNCITRAL MODEL LAW ON CROSS BORDER INSOLVENCY. Viena, Austria. 2007

IRRETROACTIVITY OF THE UNCITRAL MODEL LAW ON CROSS BORDER INSOLVENCY. Viena, Austria. 2007

THE MEXICAN LAW ON COMMERCIAL INSOLVENCY. Ley de Concursos Mercantiles. INSOL Europe. Madrid, Spain. April 2007

UNIVERSIDAD PANAMERICANA. CORPORATE MASTER DEGREE. THE CASE METHOD. THE XACUR CASE. MEXICO CITY 2006 THROUGH 2014.

ESCUELA LIBRE DE DERECHO. ARBITRAL AWARD VOIDANCE FOR A INARBITRABILITY DISPUTE AND PUBLIC POLICY VIOLATION. TRABAJOS EN HOMENAJE A LOS 100 AÑOS DE SU FUNDACION. EDITORIAL PORRUA 2012

ESCUELA LIBRE DE DERECHO. SISTEMA DE INSOLVENCIA EN MEXICO. NECESIDAD DE UN SISTEMA DE INSOLVENCIA SIGLO XXI. TRABAJOS EN HOMENAJE A LOS 100 AÑOS DE SU FUNDACION. EDITORIAL PORRUA 2012

AMERICAN BANKRUPTCY INSTITUTE US/ MEXICO RESTRUCTURING SYMPOSIUM. 7 NOVEMBER 2012

GETTING THE DEAL THROUGH ARBITRATION. LAW BUSSINES RESEARCH. MEXICAN CHAPTER. 2012 EDITION

INTERNATIONAL BAR ASSOCIATION NEW YORK. INSOLVENCY

INTERNATIONAL BAR ASSOCIATION. ARGENTINA. INSOLVENCY

THE INTERNATIONAL INSOLVENCY REVIEW. 1ST EDITION. MEXICAN CHAPTER. 2013

INTERNATIONAL BAR ASSOCIATION. WHEN RED FLAGS FLY: ANATOMY OF A PONZI SCHEME. BOSTON 5 OCTOBER 2013

INTERNATIONAL INSOLVENCY INSTITUTE. MEXICO JUNE 2014 MAJOR AMENDMENTS EVER TO THE LEY DE CONCURSOS MERCANTILES.

THE INTERNATIONAL INSOLVENCY REVIEW. 2ND EDITION. MEXICAN CHAPTER. 2014 THROUGH 2018

BARRA MEXICANA COLEGIO DE ABOGADOS. AGOSTO DE 2014. EL PRIMER CASO EN EL MUNDO DE APLICACIÓN DE LA LEY MODELO DE UNCITRAL SOBRE INSOLVENCIA TRANSFRONTERIZA

GETTING THE DEAL THROUGH RESTRUCTURING & INSOLVENCY. LAW BUSSINES RESEARCH. MEXICAN CHAPTER. EDITIONS 2008 THROUGH 2019

BARRA MEXICANA COLEGIO DE ABOGADOS. MARZO DE 2015. CONSEJO DE LA JUDICATURA FEDERAL. PROGRAMA TV DIMELO DERECHO. INTERNATIONAL PERSPECTIVE ON THE INSOLVENCY LAW. INTERVIEW.

ESCUELA LIBRE DE DERECHO. MEXICAN INSOLVENCY SYSTEM OVERVIEW. WORKS ON HONOR OF GUSTAVO R VELAZCO, 2015.

INTERNATIONAL INSOLVENCY INSTITUTE. INSOLVENCY CONFERENCE. MEXICO, 2014.

INTERNATIONAL BAR ASOCIACION. INSOLVENCY CONFERENCE. MEXICO. UPDATE ON MEXICAN INSOLVENCY SYSTEM, 2015.

INTERNATIONAL INSOLVENCY INSTITUTE. INSOLVENCY CONFERENCE. NAPLES, ITALY, 2015.

INTERNATIONAL INSOLVENCY INSTITUTE. INSOLVENCY CONFERENCE. TOKYO, JAPAN, 2016.

INTERNATIONAL INSOLVENCY INSTITUTE. LATIN AMERICA REGIONAL CONFERENCE. MIAMI, FLO. 2017

UNCITRAL UNITED NATIONS COMMISSION OF INTERNATIONAL TRADE LAW. NEW YORK MAY UP TO 2018. V WORKING GROUP DELEGATE OF THE INTERNATIONAL INSOLVENCY INSTITUTE. DRAFTING THREE MODEL LAWS ON CROSS BORDER INSOLVENCY: (I) GROUP OF COMPANIES, (II) RECOGNITION AND ENFORCEMENT OF RELATED CROSS BORDER INSOLVENCY JUDGMENTS AND (III) MICRO, MEDIUM & SMALL COMPANIES & INDIVIDUALS

INTERNATIONAL INSOLVENCY INSTITUTE. LATIN AMERICA REGIONAL CONFERENCE. MEXICO CITY, MEXICO. 2018

COMMENTATOR AND WRITER OF LEGAL LITERATURE, ARTICLES AND REPORTS, MAINLY ON INSOLVENCY AND ARBITRATION ISSUES.

X. LECTURES:

Lectures regularly on international insolvency, litigation matters & Arbitral Award Contest at professional conferences in the United States, Europe, Asia and México and has published articles on insolvency, litigation, banking, international commercial arbitration & commercial and financing issues.

X. RECOGNITION & AWARDS:

Best lawyer and best law firm from several international organizations

XI. CASE LAW:

Jurisprudence and case law came from legal actions prosecuted by and decisions awarded to Dario U Oscós