



## Litigios laborales y resolución de conflictos

Muchas de las empresas más importantes del mundo recurren a nuestro equipo de abogados expertos en procesos judiciales para que representen sus intereses. Contamos con abogados reconocidos como líderes en sus especialidades por directorios independientes, que entienden los aspectos jurídicos, empresariales y procesales en jurisdicciones de todo el mundo.

La globalización de los mercados mundiales supone un mayor riesgo de responsabilidad legal, exponiendo a las empresas multinacionales a riesgos financieros y de reputación en numerosas jurisdicciones. La alta dirección, los consejeros y los trabajadores también necesitan la mejor asistencia letrada cuando surgen conflictos.

Representamos a clientes en una amplia variedad de conflictos. Nuestro objetivo es identificar y aplicar las soluciones más ventajosas orientadas al negocio, como parte actora o como defensa en litigios o procesos de arbitraje, o mediante métodos alternativos como la mediación.

Contamos con una de las mayores prácticas internacionales dedicadas a litigios, arbitraje y resolución de conflictos, con abogados en todo el mundo. Nuestro objetivo es reducir las incertidumbres que forman parte de los conflictos mercantiles mediante estrategias innovadoras de resolución de conflictos y una eficaz gestión de los casos.

### CONTACTO

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### SERVICIOS RELACIONADOS

- Litigation, Arbitration and Investigations

## CAPABILITES

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Resolución de conflictos:

- Evitar conflictos.
- Asesoría estratégica.
- Asesoría previa al litigio.
- Requerimientos judiciales.
- Resolución alternativa de conflictos.
- Cuestiones transfronterizas y jurisdicciones complejas.
- Revisión de resoluciones judiciales y recursos.
- Conflictos colectivos.
- Métodos alternativos de facturación.

Arbitraje internacional:

- Acuerdos de arbitraje.
- Realización de procesos de arbitraje.
- Ejecución y oposición a la ejecución de laudos arbitrales en todo el mundo.
- Litigios, incluida la obtención de medidas cautelares.
- Orientación sobre la incorporación de reglas de arbitraje específicas, elección de fuero y jurisdicción.
- Protección de las inversiones mediante la aplicación de tratados bilaterales y multilaterales de inversión con incorporación de procesos de arbitraje.
- Asesoramiento sobre mecanismos eficaces de resolución de conflictos, como la Resolución Alternativa de Conflictos (ADR).

## EXPERIENCE

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- Asesoramiento a numerosos clientes en demandas ante tribunales de trabajo en despidos improcedentes, denuncias internas, cuestiones regulatorias y de discriminación.
- Asesoramiento a una organización estadounidense sobre una demanda por despido improcedente e impago de comisiones en numerosas operaciones inmobiliarias.
- Asesoramiento a numerosos clientes sobre estructuras de remuneración.
- Asesoramiento a un cliente en un pleito basado en discriminación salarial por razón de sexo.
- Gestionamos un proceso contencioso de un banco, demostrando el conocimiento del entorno regulatorio en el que operaba y gestionamos la publicidad generada en casos con una importante repercusión pública.
- Prestamos asistencia a un cliente como defensa en la denuncia de una alta ejecutiva por discriminación por motivos de sexo, embarazo y discapacidad.

## NOVEDADES

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### Publicaciones

#### **Bellwether trials in MDL proceedings – guidance for transferee judges**

16 MAY 2019

Practical considerations for transferee judges establishing and implementing bellwether protocols in MDL proceedings.

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#### **Puerto Rico: being charged with a felony can be just cause for dismissal**

10 MAY 2019

The Supreme Court of Puerto Rico found that an employer may establish rules it considers reasonable and that while a person is presumed innocent in criminal proceedings, that presumption does not extend to the employment context.

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#### **Washington state HB 1450 is signed into law, limiting enforceability of non-compete agreements – key takeaways**

9 MAY 2019

The new prohibitions on non-compete agreements in Washington have the potential to greatly impact employers in the state both

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positively and negatively.

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### **Supreme Court requires explicit consent to arbitrate claims on classwide basis**

25 APR 2019

Another significant decision by the high court limiting the ability of plaintiffs bound by arbitration agreements to pursue their claims on a classwide basis.

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### **Nondisclosure provisions and mandatory arbitration under fire in New Jersey**

13 FEB 2019

The legislation will significantly impact the tools available to employers to address claims of workplace discrimination, retaliation and harassment.

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### **Domino's not a joint employer, says SDNY: top points for franchisees and franchisors**

9 OCT 2018

The first summary judgment decision from any district court in the Second Circuit to address whether franchisors and franchisees may be joint employers in the wage-and-hour context.

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### **Sharpen the nails: 8 ideas for empowering jurors in complex trials**

24 SEP 2018

We can and should work to develop jurors who are better equipped to carry out the difficult tasks we place before them.

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### ***Epic Systems Corp. v. Lewis*: Supreme Court affirms employers' efforts to "waive" goodbye to wage-and-hour class and collective actions**

29 MAY 2018

Employers can now reliably depend on the enforceability of their arbitration agreements, subject to certain takeaways.

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### **New Jersey high court decision will reshape employer liability in sexual harassment cases**

13 FEB 2015

A significant sexual harassment decision that offers something positive for both employers and employees

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## **NOTICIAS**

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### **DLA Piper announces partnership promotions for 2019**

1 APR 2019

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DLA Piper is proud to announce that 77 lawyers have been promoted to its partnership. The promotions are effective as of April 1, 2019 in the United States and May 1, 2019 for EMEA and Asia Pacific. The promotions were made across many of the firm's practice areas in 43 different offices throughout 20 countries.

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### **Ciara McLoughlin joins DLA Piper's Employment practice in Dublin**

20 MAR 2019

DLA Piper announced today that Ciara McLoughlin has joined its Global Employment practice as a partner in the firm's newly opened Dublin office.

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### **Two DLA Piper lawyers listed in *D Magazine's* 2019 Best Lawyers Under 40 list**

8 JAN 2019

Crystal Woods and James C. Bookhout were recently named to *D Magazine's* 2019 Best Lawyers Under 40 list, which recognizes outstanding young lawyers in Dallas.

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### **Dean Fealk named honorary senator of German economy**

6 DEC 2018

DLA Piper is pleased to announce that Dean Fealk has been named an honorary senator of the German economy (Senat Der Wirtschaft) in recognition of his efforts to strengthen transatlantic relations by leading trade, investment and innovation initiatives between Germany and California.

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### **DLA Piper advises Columbia Capital, LLC in its US\$21 million equity investment in Resilience360**

13 NOV 2018

DLA Piper represented Columbia Capital, LLC in its US\$21 million equity investment in Resilience360 GMBH.

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### **Janine Guzman joins DLA Piper's Employment practice in San Juan**

17 OCT 2018

DLA Piper announced today that Janine Guzman has joined the firm's Employment practice as a partner in San Juan, Puerto Rico.

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### **Holly Lake has joined DLA Piper's Employment practice in Los Angeles**

17 SEP 2018

DLA Piper announced today that Holly Lake has joined the firm's Employment practice as a partner in Los Angeles.

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### **DLA Piper advises Nemetschek on acquisition of MCS Solutions**

31 AUG 2018

DLA Piper has advised the software supplier Nemetschek SE on the acquisition of the real estate and facilities technology firm MCS Solutions in Belgium, Sweden, India and the USA. The acquisition sees Nemetschek SE gain access to the rapidly growing market in building management.

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### **Brooke Kim and Evan Parness named *Law360* Rising Stars**

16 AUG 2018

DLA Piper is pleased to announce that *Law360* has named Brooke Kim and Evan Parness to its 2018 list of Rising Star attorneys.

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### **DLA Piper wins significant victory for New York University**

31 JUL 2018

DLA Piper won a significant victory for its client, New York University (NYU), in an Employee Retirement Income Security Act (ERISA)- related class action.

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### **Mary Dollarhide and Ute Krudewagen named *Daily Journal* Top California Labor and Employment Lawyers**

23 JUL 2018

DLA Piper is pleased to announce that the *Daily Journal* has named Mary Dollarhide and Ute Krudewagen to its 2018 list of Top California Labor and Employment Lawyers.

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### **Ryan Vann joins DLA Piper's Employment practice in Chicago**

10 JUL 2018

DLA Piper announced today that Ryan Vann has joined the firm's Employment practice as a partner in Chicago.

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### **Cecilia Guzmán-Barrón joins DLA Piper's Labor and Migratory practice in Peru**

3 JUL 2018

DLA Piper announced today that Cecilia Guzmán-Barrón has joined DLA Piper Pizarro Botto Escobar in Peru as a partner and leader of the Labor and Migratory practice.

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## **DLA Piper named International Law Firm of the Year in Ukraine for fifth year running at The Legal Awards 2018**

24 MAY 2018

DLA Piper has been named International Law Firm of the Year in Ukraine at the 2018 Legal Awards, held by Yuridicheskaya Practika Publishing House. This is the fifth time the office has won the award.

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## **Dean Fealk elected chair of the Northern California District Export Council**

17 MAY 2018

DLA Piper is pleased to announce that Dean Fealk, a partner in the San Francisco office, has been elected chair of the Northern California District Export Council (DEC).

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## **DLA Piper announces new US Employment practice leadership**

11 MAY 2018

DLA Piper is pleased to announce that New York-based partner Brian Kaplan has been named US chair and global co-chair of the firm's Employment practice.

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## **DLA Piper announces partnership promotions for 2018**

3 APR 2018

DLA Piper is proud to announce that 62 lawyers have been promoted to its partnership. The promotions are effective as of 1 April 2018 in the United States and 1 May 2018 for EMEA and Asia Pacific. The promotions were made across many of the firm's practice areas in 42 different offices throughout 20 countries.

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## **DLA Piper wins significant victory for 7-Eleven**

16 MAR 2018

DLA Piper won a significant victory for its client, 7-Eleven, in a putative class action that was filed against 7-Eleven in the United States District Court for the Central District of California.

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## **DLA Piper expands in Dallas with addition of leading employment and litigation lawyers**

1 FEB 2018

DLA Piper announced today that Marc Katz and Isabel Crosby have joined the firm's Dallas office as partners in the Employment practice, and Rob Hoffman has joined as a partner in the Litigation practice.

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## **Businesses still not fully aware of Data Protection issues**

31 JAN 2018

DLA Piper has released its second Data Privacy Snapshot report, finding that once again, company global privacy programs have gaps in meeting increasingly demanding global privacy principles. Significantly, it appears that many companies are falling

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short of data protection obligations under the General Data Protection Regulation (GDPR), which will start to apply from 25 May 2018.

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#### **DLA Piper launches new platform for *Guide to Going Global* series**

20 SEP 2017

DLA Piper has launched a new platform featuring its *Guide to Going Global* series, an online resource designed to help companies operating and growing their international businesses.

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#### **DLA Piper advises StarCompliance in a strategic capital investment by Luminare Capital Partners**

22 AUG 2017

DLA Piper represented StarCompliance, LLC, a provider of enterprise compliance and regulatory software solutions in the financial services industry, in the recent capital investment by Luminare Capital Partners, a San Francisco-based private equity firm.

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#### **DLA Piper advises Beijing BDStar Navigation Co., Ltd on the purchase of an interest in the in-tech Group**

19 Jun 2017

DLA Piper has advised BDStar as part of a bidding procedure on the acquisition of an interest in the company in-tech GmbH, a supplier for the digitization and the development in the area of automotive, machinery and transportation systems.

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#### **DLA Piper berät Beijing BDStar Navigation Co., Ltd beim Erwerb von Anteilen an der in-tech Gruppe**

19 Jun 2017

DLA Piper hat die BDStar beim Erwerb einer Beteiligung an der in-tech GmbH, einem international agierenden Spezialisten für Digitalisierung und Entwicklung in den Branchen Automotive, Maschinenbau und Verkehrssysteme, beraten.

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