

José Miguel Cárdenas Mares

Practices

Corporate Strategies and
Conflict Resolution

Education

Juris Doctor by Pontificia
Universidad Católica del Perú
Law School, 1995
Master of Laws – Private Law
by Pontificia Universidad
Católica del Perú Law School,
2000

Distintions

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2000

Languages

Spanish and English



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José Miguel Cárdenas Mares is specialized in corporate litigation, constitutional procedures, administrative proceedings before judicial courts, arbitrations and administrative proceedings. He holds a Master's Degree in Law with mention in Civil Law from the Pontificia Universidad Católica del Perú.

He has broad experience in litigation, designing strategies to prevent and resolve conflicts; as well as conducting arbitrations and civil procedures before the Judicial System (Poder Judicial) and the Constitutional Tribunal (*Tribunal Constitucional*).

In the past years he has lead and/or participated thoroughly in important judicial and arbitral cases held in Peru such as the following:

- Transmisión Eléctrica Centro Norte S.A. (ETECEN) vs. Consorcio Mejía Villegas – PEPSA case: Member of the legal team in charge of ETECEN's procedural defense before Consorcio's claim for alleged breaches of contracts for the supply of electricity for more than US\$ 300,000.
- Claudio Pizarro vs Federación Peruana de Fútbol (FPF) case: Member of the legal team in charge of Claudio Pizarro's national and worldwide procedural defense regarding the infringement imposed by the FPF (Peruvian Soccer Federation).
- Corporación Peruana de Desarrollo (COFIDE) vs Bondholders (represented by Banco Continental BBVA) case: Procedural defense of COFIDE before the Bondholders questioning regarding the execution of the funding agreement between COFIDE and Banco Nuevo Mundo.
- Programa Agua Para Todos vs Engenharia do Projeto Ltda case: Member of the legal team in charge of the procedural defense of Peru against a process of foreclosure of arbitral decision in New York.
- Votorantim Metais – Cajamarquilla S.A.A. (VOTORANTIM) vs Propietarios Registrales y Poseedores case: Member of the legal team in charge of VOTORANTIM's diverse litigations ordained for the declaration of the acquisition by adverse possession of the railroad easement rights, pipelines, water and drainage channel allowing the operation of the zinc refinery owned by Votorantim.
- Telefónica del Perú S.A.A. (TdP) vs. Oficina Nacional de Procesos Electorales (ONPE) case: In charge of the procedural defense of TdP before an Arbitral Tribunal for default in payment of S/. 500,000 by the ONPE regarding the service contract for the computer program of the 2005 General Elections.
- Empresa de Generación Eléctrica de Lima S.A. (EDEGEL) vs Municipalidad de San Ramón case: Procedural defense of EDEGEL in the administrative procedure reviewed before judicial courts which imposed a fine of S/. 5'000,000.
- Empresas Importadoras de Acero (TRADI S.A., Aceros Arequipa S.A.A., Corporación del Acero) vs Tax Tribunal case: Member of the legal team in charge of the procedural defense of Empresas Importadoras de Acero regarding the incorrect application of tariffs for an amount exceeding S/. 80'000,000.
- Empresas Mineras (Cormin S.A., Compañía de Minas Buenaventura S.A., Minera Ares S.A., Compañía Minera Atacocha S.A., Compañía Minera Santa Luisa S.A.) vs Ministerio de Transportes y Comunicaciones (MTC) case: Member of the legal team in charge of the procedural defense of Empresas Mineras before the imposition of minimum costs for land freight transport.

- Duke Energy - EGENOR Sociedad en Comandita por Acciones (EGENOR) vs Ministerio de Agricultura y Gobierno Regional de Huaraz case: Legal defense of EGENOR in the litigation regarding the unsuitable register of the related areas of the Huascaran National Reserve under the name of EGENOR.
- Organismo Supervisor de la Inversión Privada en Transporte (OSITRAN) vs Empresa Nacional de Puertos S.A. (ENAPU) case: Member of the legal team in charge of the procedural defense of OSITRAN (Private Investment Transportation Regulatory Agency) against the questioning from ENAPU (National Port Company) regarding the new pricing plan applicable to the port of Callao
- Telefónica del Perú S.A.A. (TdP) vs Municipalidad de Pachacamác case: Legal defense of TdP in the administrative procedure reviewed before judicial courts for fines imposed for S/. 5'000,000 due to installations of telephone posts.
- Alejandro Belmont Anderson vs Bolsa de Valores de Lima (BVL) and Cavali ICLV S.A. case: Member of the legal team in charge of the procedural defense of Alejandro Belmont in diverse compensatory litigations for an amount exceeding US\$ 20'000,000.

Furthermore, he has provided legal advice to several companies in arbitrations, litigations and administrative proceedings such as: Corporación Medco S.A.C., Doe Run Perú S.R.L., Boticas Torres de Limatambo S.A., Goodyear del Perú S.R.L., Petróleos del Perú S.A., Edelnor S.A.A., Telefónica Móviles S.A.C., Compañía Nacional de Chocolates S.A., Lima Airport Partners S.R.L., Andina de Radiodifusión S.A. – ATV, among others.

José Miguel Cárdenas Mares is a professor of Procedural Law at Universidad Peruana de Ciencias Aplicadas (UPC) and a professor in the Masters Degree Program at the Pontificia Universidad Católica del Perú. He has lectured and participated as a guest speaker at the National Conference of Civil Procedural Law. He has written several articles regarding Procedural Civil Law, published in specialized journals.

Previously he was a Senior Associate at Estudio Ferrero Abogados (January 2010 - July 2010). He has been Partner of Estudio Jorge Avendaño V. Abogados (January 2007 – November 2009), and Associate of Estudio Jorge Avendaño V. Abogados (February 1998 – December 2006).

He speaks English and Spanish.