

## / Your Contact



### Dr. Viktor Gerbutov

Lawyer (RU)  
Associated Partner

Practice Group Litigation, Arbitration & ADR  
Practice Group Intellectual Property & Media

T +7 495 7995696  
viktor.gerbutov@noerr.com

*Viktor Gerbutov heads the Dispute Resolution Practice and co-heads the IP Practice with Noerr Moscow. He has substantial experience in advising clients on – very often controversial and complex – issues of Russian civil law (in particular, contract law, collaterals and noncontractual remedies), insolvency law, corporate law, family law, labour law, and civil procedure. He represents clients before Russian courts as well as arbitration tribunals and also sits as arbitrator.*

### Competences

- Litigation & Arbitration
- Civil & Corporate law
- IP

### Distinctions

- Recommended for Arbitration by The Legal500 Arbitration Powerlist, CIS and Caucasus (2020)
- Recommended for International Litigation, Arbitration, and IP by Kommersant business newspaper (2020-2021)
- Recommended for Litigation, Arbitration, Insolvency and Reorganization Law, and IP in Russia by The Best Lawyers (2020-2021)
- Recommended for Dispute Resolution in Russia by The Legal500 EMEA (2013 – 2020)
- Recommended for Insolvency in Russia by The Legal500 EMEA (2020)
- Recommended for Intellectual Property in Russia by The Legal500 EMEA (2014 – 2020)
- Recommended for Dispute Resolution in Russia by Chambers Global & Europe (2016 – 2017)
- Recommended for Arbitration by Pravo.Ru 300 (2019-2020)
- Recommended as a leading Russian expert for arbitration by the Russian Union of Industrialists and Entrepreneurs (RSPP) (2016)
- Recommended for Commercial Disputes and Insolvencies in Russia by Kommersant busi-

- ness newspaper (2017)
- Recommended for Enforcement and Litigation by WTR1000 (2018-2020)
- Recommended for Patent and Trademark Litigation by Leaders' League (2018)
- ACQ Global Awards 2016 - Rising Star Of The Year (Litigation, Arbitration & ADR)

## Selected Judicial and Market Praise

- "...a very coherent counterargument, responsive to the point advanced by ... has been advanced by Dr Gerbutov. ...I accept, as I have indicated, that ... submissions and Dr Gerbutov's report are cogent and coherent..." (Justice Jacobs, *QUADRA COMMODITIES S.A. and Ors v International Bank of St-Petersburg* [2021] EWHC 119 (Comm))
- "I found Dr Gerbutov's Expert's Report to be well-researched, and his opinion... to have been carefully and logically formed. ... I find Dr Gerbutov's opinion...compelling. ... I am persuaded by Dr Gerbutov... I find his argument compelling, well-researched by reference to comparative domestic decisions and preferable to the opinion of..." (ICC Judge Burton, *PJSC VTB Bank v Laptev* [2020] EWHC 321 (Ch))
- "The Tribunal considers that Dr Gerbutov was an impressive witness who gave clear and cogent evidence of Russian law" (LCIA Tribunal, [2020])
- "a superb lawyer who consistently produces Russian legal advice and analysis of the highest order. In particular, Viktor sets the bar high in terms of rigour and quality of written work in English" (Legal 500 EMEA, 2020)
- "an excellent expert, both in terms of his academic knowledge and practical experience" (Legal 500 EMEA, 2020)
- "a brilliantly clever and creative lawyer" (Legal 500 EMEA, 2020)
- "excellent lawyer" (Legal 500 EMEA, 2019)
- "hard-hitting litigator not afraid of entering uncharted territories" (WTR1000, 2019)
- "brilliantly clever... excellent commercial judgement" (Legal 500 EMEA, 2018)
- "exceptionally clever... fantastic knowledge of the law and great experience in heavy international litigation" (Legal 500 EMEA, 2017)
- "excellent, experienced and proactive litigator with deep knowledge of both substantial and procedural law" (Chambers Europe, 2016)

## Education

- Legal studies at the Lomonosov Moscow State University, magna cum laude; graduate thesis was granted the honour of being added to the civil law department's collection of theses (2003-2008)
- Postgraduate studies at the Lomonosov Moscow State University (Civil Law Department) (2008-2011)
- Internship at the Max Planck Institute for Comparative and International Private Law in Hamburg (2008)

## Career

- Recommended arbitrator of the Russian Arbitration Center at Russian Institute of Modern Arbitration (2019)
- Recommended arbitrator of the Arbitration Center at the RSPP (2016)
- With Noerr since 2006

## Seminars & Lectures

- Associate Professor in Alekseev Private Law Research Centre under the President of the Russian Federation (formerly the Russian School of Private Law) (since 2016)
- Lecturer at the Law Faculty of Lomonosov Moscow State University (since 2020)
- Lecturer at the Law Faculty of The National Research University Higher School of Economics (since 2015)
- Lecturing as invited expert in the Russian School of Private Law (2014-2015)

## Languages

- Russian
- English
- German

## Selected Publications

- On Inadmissibility of Enforcement Actions in Foreign Jurisdictions in Circumvention of Russian Insolvency Proceedings in: *Zakon.ru*, August 2019
- Jurisdictional Uncertainty in Internet Disputes in Russia in: *Lexology.com*, April 2019
- Section on Russian law in: *Litigation & Dispute Resolution 2018, Global Legal Insights, the Seventh Edition, 2018* (co-author Artem Kara)
- On Settlements Resulting from Invalidity of a Reorganisation: in *Herald of Economic Justice*, issue 12/2017
- The Russian Law Chapter in the IBA Insurance Committee Substantive Project 2016 “Insurers’ Rights of Recovery (Subrogation/Recourse)”
- Parallel Import. Results of 2015: in *Arbitrazh Practice*, issue 01/2016
- On the Subject Matter of the Claim and Restoration of Corporate Control: in *Herald of Economic Justice*, issue 12/2015
- On Disgorgement of Profit Resulted from the Use of Another Person’s Assets: in *Herald of Economic Justice*, 08/2015
- The Notion and Forms of Enrichment in Unjust Enrichment Obligations, doctorate thesis, 2014
- Disputes arising from state contracts declared non-arbitrable, in: *International Law Office*, 07/2014
- Key Problems of Unjust Enrichment Obligations in: *Herald of the Supreme Arbitrazh Court*,

1/2014 (co-author Dr. Novak D.V.)

- Evolution of Enrichment. To the Theory of Enrichment under Russian law in: Vestnik grazhdanskogo prava, issue 2/2012
- Section on Russian Law in: Handbuch IT-Litigation, Dr. Otto Schmidt, 2012
- Imposed Enrichment. To the Theory of Enrichment under Russian law in: Vestnik grazhdanskogo prava, issue 2/2011
- On the Validity of Actions of an Illegally Appointed General Director (co-author Evgeny Maslennikov), in: Corporate Lawyer 1/2010
- Restitution of Possession. To the Theory of Enrichment under Russian law in: Vestnik grazhdanskogo prava, issue 2/2009
- Survey of dissertations dedicated to unjust enrichment in: Vestnik grazhdanskogo prava, issue 2/2008