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Principal associate

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Corporate and M&A

Family Business

Media and Entertainment

Elena Artigas is a principal associate of the Corporate Law Department of Garrigues, where she practices in the areas of mergers and acquisitions, and commercial contracts. She has extensive experience in advising domestic and international clients on M&A transactions, commercial contracts, joint ventures, side agreements, distribution, agency and franchising agreements, and supply contracts. She provides recurring advice on the structuring and execution of national and transnational corporate transactions, coordinating her advice with lawyers from other jurisdictions, as well as on corporate matters of all kinds. She also has expertise in advising Spanish and foreign clients on audiovisual law matters (financing of audiovisual projects, production and co-productions, distribution of content, etc.).

Experience

Elena Artigas has been a principal associate in the firm's Corporate Law Department since 2021.

Over her professional career, she has participated in multiple M&A deals, including:

- Processes for the sale and purchase of companies and assets, as part of both competitive processes and exclusive negotiations, assisting in all stages, from the due diligence and the negotiation and closing of the transaction to the integration of the target company into the purchaser's group (rectification of contingencies, transitional arrangements), including the negotiation of W&I insurance policies, etc.
- Processes for the acquisition on interests in the capital of Spanish companies by Spanish and foreign investors, including the investment agreements and shareholders' agreements governing shareholder relations and investor exit mechanisms, as well as contracts for services and incentive agreements with the management team.
- Investment deals with a multi-jurisdictional component, including the coordination and analysis of due diligence work across the different jurisdictions, coordination of compliance with requirements and obtainment of any authorizations required in the jurisdictions affected, and fulfillment of the applicable

procedures for formalization of the transaction in the jurisdictions involved.

- Strategic alliances and creation of joint ventures, including commercial agreements relating to their operating procedures.

She also provides recurring advisory services on corporate law and contractual matters to Spanish companies and international groups present in Spain, including:

- Advice to managing bodies on corporate governance matters and board secretary duties.
- Restructuring transactions involving Spanish and international groups, including mergers, spin-offs, contributions, etc., and restructuring transactions of a cross-border nature.
- Ongoing advisory services in relation to contracts, including outsourcing, distribution, agency, franchise, supply and toll manufacturing contracts, among others.

Additionally, on the basis of her expertise in media and entertainment law she advises different operators in the sector: independent production houses, international production companies, distributors, digital platforms, television networks, investors, talent, etc..., in relation to national and international productions and co productions, financial productions, creation of of EIGs, term sheets, shareholder and investment agreements related to audiovisual projects, development services agreements, interparties agreements, production services agreements, distribution agreements for audiovisual works, merchandising and product placement, options for the sale and purchase of rights, financing agreements, alternative financing, completion bonds and specific security : pledges over assets and IP rights and copyright mortgage.

Academic background

- Law degree, Universidad Pompeu Fabra; exchange program with special focus on comparative law, Université de Paris XIII, France.
- Master's Degree in International Business Law, ESADE (Universidad Ramon Llull).
- She has participated in various programs and international seminars, including courses on Structural Modifications and Company Law (ESADE) and a seminar on Acquisitions and Disposals (KAPLAN HAWKSMERE - London).

Memberships

Member no. 32278

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Publications

International Production with a Spanish Co-Producer - Media Law International