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Dispute Resolution: Litigation and Arbitration

Jesús Campo is a Doctor of Law and a principal associate in the Litigation and Arbitration Department of Garrigues, where he has pursued his professional career since 2010. He specializes in the handling of all types of court proceedings relating to corporate law and contractual matters, and has also acted in domestic and international arbitration proceedings. He has acquired extensive experience in relation to the challenge of corporate resolutions, insurance law, civil law protection of plant variety rights and disputes concerning distribution agreements, among others. In addition to holding a Doctor of Law (cum laude), he also holds an Executive Master's Degree in Business Law from Centro de Estudios Garrigues and Harvard University; a Master's Degree in Fundamental Rights and Public Freedoms (UCLM) and a Master's Degree in Insurance Law.

He has lectured on procedural law at Universidad de Castilla La Mancha and has been an associate lecturer in the Procedural and Commercial Law Department at Universidad de Alicante since 2019. He has also taught on the Master's Degree in Legal Counseling for Businesses at Fundesem for several years and is a regular speaker at various forums.

Experience

Leaving his teaching and research experience to one side, Jesús has pursued his professional career at Garrigues since joining as a lawyer in 2010 and he has been a principal associate in the Civil Litigation and Arbitration practice since 2021. He has extensive experience in handling all types of civil and commercial court proceedings and is fluent in Spanish and English.

Academic background

Doctor of Laws, Universidad de Castilla La Mancha.

He has completed various specialization courses, notably the Master's Degree in Fundamental Rights and Public Freedoms (UCLM); the Master's Degree in Insurance Law (UNED) and the Executive Degree in Business Law (Centro de Estudios Garrigues). He also has a degree in Humanities.

Teaching activity

Lecturer at Universidad de Castilla La Mancha, Ciudad Real Faculty of Law, academic year 2009/10.

Lecturer at Civil Procedural Law and Commercial Law at Fundesem Business School from academic year 2015 to 2021.

Since 2019, lecturer in Commercial and Procedural Law Department at Universidad de Alicante. As lecturer, he has tutored and evaluated many undergraduated thesis project.

Distinctions

Jesús was recognized by Best Lawyers in the Litigation category in 2022.

Publications

He has authored two books:

- “La anulación del laudo por infracción del orden público” (Setting Aside the Award on the Ground of Infringement of Public Policy). Thomson Reuters Aranzadi, Colección Garrigues, Spain, 2019.
- “La protección civil del obtentor” (Civil Protection of Breeders). Tirant Lo Blanch, 2022.

He has contributed to several collective works and has also written more than two dozen specialist articles:

- Chapter 13: “Alcance y efectos del protocolo familiar” (Scope and Effects of the Family Protocol). *Práctica contenciosa para abogados. Los casos más relevantes sobre litigación y arbitraje en 2020 de los grandes despachos*, Anuarios, Wolters Kluwer. La Ley.

Articles:

- “Falta de antefirma y representación cambiaria: especial referencia al primer endoso (Comentario a la SAP Albacete de 1 de octubre de 2013)” (Absence of Presignature and Representation in connection with Drafts and Bills of Exchange: Special Reference to the First Endorsement (Commentary on the Albacete Provincial Appellate Court judgment of October 1, 2013)). *La Ley Mercantil*, no. 13 (April), 2015, p. 26-41, ISSN-e 2341-4537.
- “La retroacción de las actuaciones como efecto asociado a la anulación del laudo: ¿resulta admisible el reenvío arbitral en España?” (The Retrospective Nature of Actions as an Associated Effect of the Setting Aside of the Award: Is Renvoi Admissible in Arbitration Proceedings in Spain?). *Revista Aranzadi Doctrinal*, ISSN 1889-4380, No. 10, 2015, p. 135-152.
- “La responsabilidad civil de la aseguradora por las deudas de su agente: análisis del art. 12.2 de la LMSRP” (Civil Liability of the Insurer for its Agent’s Debts: Analysis of Article 12.2 of the LMSRP). *Revista Aranzadi Doctrinal*, no. 9, 2016, p. 21-40, ISSN 1889-4380, no. 9, 2016, p. 21-40.
- “La incidencia del embargo de acciones y participaciones en el reparto de dividendos” (The Impact of Attachment of Shares and Interests on the Distribution of Dividends). *Revista Aranzadi Doctrinal*, no. 11, 2017, ISSN 1889-4380, no. 10, 2017, p. 99-108.
- “La jurisprudencia del TSJ de Castilla-La Mancha en la labor de apoyo y control al arbitraje (2011-2017)” (Case Law of the High Court of Castilla-La Mancha in the Support and Control of Arbitration (2011-2017)). *Gabilex: Revista del Gabinete Jurídico de Castilla-La Mancha*, ISSN-e 2386-8104, No. 11, 2017, p. 15-47.

- “¿Vulnera el orden público el laudo extranjero que contraviene el art. 12 de la Ley de Arbitraje? Comentario al Auto del TSJ de Cataluña núm. 114/2014, de 16 de octubre” (Does a Foreign Award in Contravention of Art. 12 of the Arbitration Law Violate Public Policy? Commentary on Catalonia High Court Judgment 114/2014 of October 16, 2014). *Revista jurídica de Catalunya*, ISSN 1575-0078, Vol. 117, no. 1, 2018, p. 127-134.
- “El principio de colegialidad en el arbitraje: anulación, reconocimiento y responsabilidad” (The Principle of Collective Accountability in Arbitration: Annulment, Acknowledgment and Responsibility). *Revista Aranzadi Doctrinal*, ISSN 1889-4380, no. 3, March 2018, p. 151-165.
- “Arbitraje estatutario y controversias no societarias. Comentario al Auto de la AP de Alicante (sección 5ª) de 24 de enero de 2018” (Statutory Arbitration and Non-Corporate Disputes. Commentary on the Judgment of the Alicante Provisional Appellate Court (Panel 5) of January 24, 2018), *Revista Aranzadi Doctrinal* no. 10/2018, ISSN 1889-4380.
- “La controvertida validez del laudo de transporte resuelto por un número par de árbitros” (The Disputed Validity of the Transport Award Handed Down by an Even Number of Arbitrators). *La Ley Mercantil*, no. 44 (February) 2018. ISSN-e 2341-4537.
- “A vueltas con la validez del laudo de transporte resuelto por número par de árbitros: Comentario a la Sentencia del TSJ de Andalucía de 9 de octubre de 2017” (Back to the Validity of the Transport Award Handed Down by an Even Number of Arbitrators: Commentary on the Andalusia High Court Judgment of October 9, 2017). *La Ley Mercantil*, no. 47 (May), 2018, p. 2, ISSN-e 2341-4537.
- “El principio dispositivo en la impugnación del arbitraje” (The Dispositive Principle in Challenges to Arbitration Proceedings). *Práctica de tribunales: revista de derecho procesal civil y mercantil*, no. 137, 2019, ISSN 1697-7068.
- “La reconvencción subsidiaria” (The Secondary Counterclaim). *Práctica de tribunales: revista de derecho procesal civil y mercantil*, No. 140, 2019, p. 5, ISSN 1697-7068.
- “El controvertido límite de la competencia registral en relación con el examen del art. 348 bis LSC: Comentario a la RDGRN de 22 de diciembre de 2017” (The Disputed Limit of Registry Powers in relation to the examination of art. 348 bis LSC: Commentary on the DGRN Ruling of December 22, 2017). *Práctica de tribunales: revista de derecho procesal civil y mercantil*, No. 143, 2020, ISSN 1697-7068.
- “¿Es disponible para el asegurado el fuero de competencia de la ley de contrato de seguro?” (Can the Insured Choose the Jurisdiction under the Insurance Contracts Law?). *Práctica de tribunales: revista de derecho procesal civil y mercantil*, No. 147, 2020, ISSN 1697-7068.
- “La incidencia del control judicial del laudo en el éxito del arbitraje internacional” (Impact of Judicial Control over the Award on the Success of International Arbitration). *International Arbitration Newsletter*, J&A Garrigues, December 2020, Garrigues website.
- “Extensión del convenio arbitral a no firmantes: el acogimiento en España de una práctica comparada” (Extension of the Arbitration Agreement to Non-Signing Parties: the Adoption in Spain of a Comparative Practice). *La Ley Mediación y Arbitraje*, No. 3 (July-September), 2020. ISSN-e 2660-7808.
- “La denuncia "ad nutum" del protocolo familiar” (The Ad Nutum Termination of the Family Protocol). *Revista Aranzadi Doctrinal*, No. 9, 2021, ISSN 1889-4380.
- “Comentario a la Sentencia del Tribunal Constitucional núm. 46/2020, de 15 de junio de 2020. El carácter dispositivo de la acción de anulación del laudo” (Commentary on Constitutional Court Judgment no. 46/2020 of June 15, 2020. The Availability of the Action to Set Aside the Award). *Práctica de tribunales:*

revista de derecho procesal civil y mercantil, ISSN 1697-7068, Nº. 149, 2021.

- “El acreedor de las rentas de arrendamiento tras la adjudicación del inmueble. Comentario a la Sentencia núm. 428 de la Audiencia Provincial de Alicante (Sección 5ª), de fecha 3 de noviembre de 2020” (The Creditor of the Rental Income Following Award of the Property. Commentary on Judgment no. 428 of the Alicante Provincial Appellate Court (Panel 5) of November 3, 2020). *Práctica de tribunales: revista de derecho procesal civil y mercantil*, ISSN 1697-7068, No. 153, 2021.
- “Las diligencias preliminares como fórmula de obtención de información por el agente” (Preliminary Proceedings as a Way of Obtaining Information by the Agent). *Revista Aranzadi Doctrinal*, no. 9/2022, ISSN 1889-4380, No. 8, 2022.
- “Acerca de la recurrente invocación del orden público para sustentar la acción de anulación y de supuesta intangibilidad material del laudo que contraría normas imperativas. Sentencia del Tribunal Superior de Justicia del País Vasco de 1 de junio de 2022” (On the Recurring Invocation of Public Policy to Support the Action to Set Aside and the Purported Material Inviolability of an Award that Contravenes Mandatory Provisions. The Basque Country High Court Judgment of June 1, 2022). *La Ley Mediación y Arbitraje*, ISSN 2660-7808, no. 13, 2022.
- “La negativa a realizar la prueba biológica de paternidad en la jurisprudencia española. Comentario a la SAP Pontevedra, de 23 de septiembre de 2021” (The Refusal to Submit to a Paternity Test in Spanish Case Law. Commentary on the Judgment of the Pontevedra Provincial Appellate Court of September 23, 2021). *Actualidad Civil*, no. 1, 2023, La Ley.
- “El derecho de información, fundamento de la impugnación de acuerdos” (The Right of Information, a Ground for Challenging Resolutions). *Economía* 3, June 2018.
- Co-author, “The Accountability of Multinational Corporations for Human Rights Violations”. *Cuadernos constitucionales de la Cátedra Fadrique Furió Ceriol (Universitat de València: Departamento de Derecho Constitucional)*, Vol. 64, p. 171-186, ISBN: 1133-7087
- Co-author, “Aspectos procesales de la impugnación de resoluciones de la DGRN adoptadas en relación con el art. 353 LSC” (Procedural Aspects of Challenging DGRN Decisions Adopted in Relation to Art. 353 LSC). *Revista de Derecho Mercantil* no. 3/2019, *Aranzadi*, no. 313, ISSN 0210-0797.
- Co-author, “El incidente de previo pronunciamiento sobre el carácter «esencial» o «determinante» de los motivos de impugnación previsto en el art. 204.3 LSC” (The Ancillary Proceeding for a Prior Ruling on the “Essential” or “Decisive” Nature of the Grounds for Challenging Provided in Art. 204.3 LSC). *Práctica de tribunales: revista de derecho procesal civil y mercantil*, no. 136, 2019, ISSN 1697-7068.
- Co-author, “La adquisición de la propiedad en subasta judicial: momento de transmisión y revisión crítica” (Acquisition of Ownership in Court-Supervised Auctions: Moment of Transfer and Critical Analysis). *Revista Crítica de Derecho Inmobiliario*, Year no. 97, No. 788, 2021, p. 3443-3495, ISSN 0210-0444.