

CURRICULUM VITAE
Mgr. Michal Smrek, advocate

Education, qualification:

- **Advocate, member of Czech Chamber of Advocates**, Advocacy exams November 2002, Passed with honours.
- **Masters Degree in Law**, Charles University Prague, Faculty of Law, September 1994 - September 1999. Graduated with honours, Thesis: "Motion Pictures Copyright in Great Britain"
- **BA, Bachelor degree in Political Science**, 1993 - 1996, Graduated from Charles University Prague, Faculty of social Sciences in June 1996. Graduated with honours. Thesis "Ideological Background of Thatcherism and its Practical Implementation, 1979 - 1983,"
- Grammar School, Uherské Hradiště, 1989 - 1993, leaving examinations in the Czech language (grade A), English language (grade A), History (grade A), Philosophy and Political Science (grade A)

Studying:

- **Doctorate at Charles University Prague, Law School**, copyright law (expected summer 2004)

Language skills:

English - fluent (Czech state examination in English Language, basic degree, June 1st,1993)
Spanish – passive
Slovak – fluent
French – beginner

Work experience:

CMS Cameron McKenna v.o.s., International Law Firm (formerly named McKenna & Co.),
September 1995 - September 1999: Student - Legal Assistant,
October 1999 – November 2002: Lawyer,
Since November 2002, Czech Advocate
From November 2003 until June 2004 secondment in CMS Cameron McKenna London office – competition law department and insurance law department
Member of the CMS Cameron McKenna CEE Commercial Group

Particular work experience includes:

- telecommunications law - acquisition and due diligence experience, including advise to Bulgarian Telecommunications Company on establishment of GSM network in Bulgaria, drafting and negotiating GSM master supply agreement, acquisition of Czech cable TV companies and cable TV networks (TES Media) advising on the acquisition of Intercable CZ, advising the Czech government in the tender process for the appointment of the third GSM mobile operator in the Czech Republic and the regulatory overview, provided legal service as in-house legal assistant to a major Czech cable TV company in relation to the acquisition of local cable TV networks, prepared due diligence

reports and drafted documentation relating to it. Recently advising venture fund in respect of the cable TV provider and wireless data transfer services provider. Advising on regulatory issues on re-selling of the telephony service to telecommunications company, and licensing procedures

- private equity, venture capital – advised on the several private equity and venture capital transactions in both Czech Republic and Slovakia (Baring Communications equity, Genesis Capital, Advent, Bancroft, etc), advised the founders of e-business solution provider in securing their venture capital investment as well as a key member in advising the leading international venture funds during the acquisitions of an ISP and leading portal in the Czech republic respectively. Recently advising DBG Eastern Europe and Enterprise Investors on acquisition of two companies in Romania.
- pharmaceuticals - Advice on Czech pharmaceutical laws, regarding clinical testing of medical devices and challenging of registrations of generic drugs. Advising a leading Danish pharmaceutical producer on challenging the generic marketing registration of a generic version of its pharmaceutical product in the Czech Republic as well as advising on unfair competition issues relating to it. Advising a US pharmaceutical producer on constitutional rights relating to drug price discrimination or Alzheimer disease patients in the Czech Republic. Advising a US pharmaceutical producer on clinical trial regulation in the Czech Republic, drafting and negotiating clinical trial agreement with research entities in the Czech Republic. Advising US pharmaceutical company on liability issues arising from health injury suffering by Czech patients during clinical trials of medical devices.
- Banking and privatisation - member of due diligence teams working on the privatisation of the second as well the third largest bank in the Czech republic. Advised Erste Bank on their acquisition of the Czech government's majority stake in Česka spořitelna, and other bank privatisations (Union banka, CSOB), advising on the Restructuring and Guarantee agreement with KOB as part of privatisation of CS.
- litigation and arbitration - member of the litigation and arbitration team acting for a major Czech bank in a suit against a leading American information technology company in the largest contentious matter in Czech history, including researching and analysing case related documentation, providing assistance to client in relation to arbitration and litigation proceedings
- energy law - experience in the acquisition of a major Czech heating and energy company operating heating power plants, member of the due diligence team including analysing suppliers contracts, turnkey contracts and corporate and property documentation; member of the due diligence team assessing the construction of the major Czech nuclear power plant Temelín, advised leading Czech on the financing of the re-selling of electricity
- insurance - advising Czech insurance company on insurance cases concerning floods in 2002, advising on the establishment and regulatory issues concerning insurance business in the Czech Republic, advising on Czech insurance law issues relating to holocaust litigation against Italian insurance company
- pensions - working on due diligence reports in relation to major pension funds in the Czech Republic, advised a large European Savings bank on legal aspects of agreements between pension funds and employers and has also analysed the legal aspects of pension funds prospectus, pensions plans and pension fund asset management. Assisted the working group which has made recommendations to the Czech Government regarding aspects of the current pensions legislation,
- employment: advising Black & Decker on agreements concerning provision of investment incentives by Czech government for creation of new jobs and re-training of employees, arising Dixons on employment structure for their Czech operation, advised Erste Bank on transfer of employees to CS
- projects - member of the team advising Czech government on termination of D47 project
- intellectual property and entertainment law – Advising a Czech movie director Vladimír Michalek on director's contract with producer with regards to TV series, advising on the several Czech copyright law issues concerning motion pictures, computer programs, employee creative works. Advising major US film studio on Czech copyright law issues concerning production of the motion picture "The League of Extraordinary Gentlemen" in the Czech Republic.

Internships and other work experience:

- Internship in the Leadership Institute, Arlington, Virginia, USA, (political think-tank and election campaign institute) - February - March 1997 - training in marketing, political campaigning, youth campaigns, political networking,
- International Secretary of Young Conservatives movement in the Czech Republic, October 1995 - July 1996
- Ministry of Agriculture of the Czech Republic, Department of Education and Research, March - April 1994, training (work on pro-forma contracts with research institutes, experience with environmental law)
- Special adviser to Miroslav Macek, vice - chairman of ODS (Civic Democratic Party) July 1997 - July 1998
- Organising conferences - "Europe for Our Generation Conference" - head of organisational team for four-day conference for 150 university students on European integration; "EDS Summer University 1996" - member of organisational team for one-week conference for 200 foreign university students in Prague on history of Central Europe

Lecturing:

- on pensions regulatory framework in the Czech Republic (Association of Czech Pension Funds seminar 2000, 2001 in Prague)
- on structuring of venture capital investments into IT companies in Central and Eastern Europe (First Tuesday Bootcamp, Prague 2000)
- on PPP model and perspectives of its use in the Central and Eastern Europe (FONTES RERUM, Prague 2003)
- on EU enlargement and Central and Eastern Europe (Confederation of British Industry seminar, London 2003)