

# Law Firm Stajano, Villa, Campagnano & Associati

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Stajano, Villa, Campagnano & Associati continues the professional activity of Stajano, Garella & Associati (Rome and Milan), operating in continuity with Studio Legale Stajano, founded in 2001.

Over time, additional professionals have joined the Law Firm, bringing extensive legal experience gained within the country's leading institutions and in academia. They share, above all, a commitment to providing clients with dynamic, modern and effective judicial and extrajudicial legal advice and assistance, primarily aimed at commercial companies and designed to ensure the legal soundness and resilience of corporate strategic decisions vis-à-vis counterparties and before the courts.

Thanks also to the institutional experience of some of its members, the Law Firm pays particular attention to the relationship between the business sector and central Public Administration, local authorities and regulatory authorities, assessing all legal choices that a company must make also in light of the possible evolution of the regulatory framework. From this perspective, recourse to civil or administrative litigation is not necessarily always the preferred option, although the Law Firm has achieved—and continues to achieve—consistent success in litigation involving complex disputes of significant economic value.

The Law Firm is dedicated to advising companies on the most appropriate, effective, timely and cost-efficient legal solutions to achieve their business objectives.

Stajano, Villa, Campagnano & Associati aims to act as a trusted advisor, providing legal advice and representation with a business-oriented mindset. Energy, transport and infrastructure remain among the Law Firm core practice areas, in which it boasts significant specialist expertise and uncommon

experience.

The Law Firm provides a wide range of services in civil and administrative litigation. Through well-established relationships with respected law firms in Europe and the United States, it is able to offer comprehensive advice on international transactions, providing legal assistance in Italian, English and French.

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## **PRACTICE AREAS**

### **ADMINISTRATIVE LAW**

Drawing on the experience gained by its professionals, the Law Firm offers legal advice and assistance on all matters relating to administrative law, with particular focus on public procurement, construction and management concessions, project finance, environmental law, cultural heritage, energy, transport, urban planning, telecommunications, privatizations, public services, as well as commercial and administrative licenses.

More specifically, in the field of public procurement the Law Firm advises entities intending to participate in tenders for public works and concessions, as well as tenders for public service and supply contracts, providing assistance, where required, also in the post-award phases. With regard to contracting authorities, the Law Firm assists in matters relating to tender procedures as a whole—particularly with reference to competition law and procurement regulations—and in the drafting of tender documentation.

In public procurement matters, the Law Firm's assistance includes the drafting and negotiation of works and services contracts, support from the initial bidding phase through the conclusion of new contracts, assistance in filing submissions and defending disputes arising during contract performance, dispute resolution primarily through arbitration, and advice on the application of EU law to public works and public service supply contracts. A key factor in the Law Firm's success in this field is its in-depth knowledge of the construction industry and its strong relationships within the sector, developed through involvement in a large number of national and international disputes and through the frequent

appointment of some partners as arbitrators in both Italian and international arbitrations.

The impact of EU law on concession and subcontracting procedures has led the Law Firm to advise leading Italian contracting companies. The Law Firm also has extensive experience in environmental law, including aspects related to or connected with commercial transactions. In particular, it provides advice on environmental impact assessment procedures and on authorization processes for the installation of electronic communications networks and services, also in light of the significant legislative developments introduced by Legislative Decree No. 259 of 4 October 2003 (the Electronic Communications Code).

The Law Firm also boasts many years of experience in financial transactions involving public entities and significant expertise in project financing, particularly in the transport, healthcare and integrated water services sectors. It advises companies operating in the communications sector, including in their relations with Public Administration. Currently, advisory activities also cover consumer protection and collective actions (class actions).

The Law Firm further has considerable experience in the energy and transport sectors, providing long-standing advice to leading companies. In these sectors, the Law Firm also offers assistance in all phases of administrative litigation before the Regional Administrative Courts (TAR), the Council of State, arbitral tribunals and other judicial and administrative authorities.

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## **CONTRACTS**

The Law Firm has long operated in the field of contract law, providing advice to large corporate groups and focusing in particular on the drafting and negotiation of commercial agreements, both in Italy and abroad. Thanks in particular to some of its professionals, the Law Firm is able to facilitate contacts and provide assistance in English throughout all phases of negotiation and performance of agreements.

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## **INFRASTRUCTURE AND TRANSPORT**

The Law Firm has substantial experience in addressing the main legal issues concerning national infrastructure and the transport sector. Specifically, with regard to motorway, railway, port and airport infrastructure, it provides judicial and extrajudicial legal assistance on management and tariff matters, as well as on access and use by carriers and third-party users. In the transport sector, the Law Firm's expertise focuses primarily on contractual aspects and on relationships between carriers and infrastructure operators.

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## **ENERGY**

The Law Firm provides ongoing legal defense in hundreds of cases for major national companies in the energy sector. Energy is one of the Law Firm's core areas of practice. In 2020, the Law Firm was a finalist for the *Top Legal* award in the Energy, Oil & Gas category, and in 2018 it won the *Le Fonti Awards* as Best Boutique Firm in Administrative Law.

The professionals of Stajano, Villa, Campagnano & Associati have been involved in the development of major projects in Italy and abroad in the gas, electricity, renewable energy, oil, hydrocarbons and nuclear fusion sectors. The Law Firm provides legal assistance to operators and clients in the energy sector throughout production, distribution and sale activities.

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## **CORPORATE LAW**

The Law Firm has developed extensive experience in corporate law and is therefore able to identify solutions for various corporate structures, with particular attention to related tax issues. More specifically, the Law Firm advises on corporate governance matters, including directors' duties and liabilities, auditing, corporate reorganizations, intra-company transactions, share capital matters, stock option plans and the creation of different classes of shares.

Special attention has been devoted to the Italian corporate law reform that entered into force in January 2004, enabling the Law Firm, through specialization and continuous professional development, to acquire in-depth

knowledge and experience of the new rules and their impact on corporate activities and shareholders. The Law Firm also assists its clients in all areas of Italian civil law, with particular focus on those most frequently applied in business activities.

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## **EU AND INTERNATIONAL LAW**

Thanks to the experience gained by its professionals, the Law Firm provides advice on all aspects of EU law, with particular focus on competition, State aid, free movement, EU initiatives and funding. Special attention is also given to the impact of EU and international law on domestic law, particularly in areas governed by multiple sources of law.

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## **REAL ESTATE**

Stajano, Villa, Campagnano & Associati has leading experience in the real estate sector, having developed the skills and knowledge necessary to provide comprehensive assistance covering all aspects of real estate transactions in Italy and abroad, with particular specialization in the U.S. real estate market. The real estate team has specific expertise in structuring residential and industrial acquisitions of any size, using the most efficient tax structures.

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## **LITIGATION AND ARBITRATION**

The Law Firm provides legal assistance and defense at all levels and before all courts (civil, criminal, administrative, accounting and tax), as well as before independent administrative authorities. Litigation activities include representation in proceedings involving highly complex legal issues and significant evidentiary work at all stages of the proceedings, including injunction and interim relief proceedings.

Assistance also extends to litigation relating to contracts between public and private entities, with particular expertise in debt recovery, including against major companies and public administrations. Clients are also assisted with service of process abroad and with the recognition and enforcement of foreign

judgments and arbitral awards. The Law Firm's network of external correspondents ensures efficient access to all competent territorial institutions. The Law Firm's partners have also gained significant experience as members of arbitral tribunals in civil and/or commercial disputes at both national and international levels. In particular, with regard to proceedings under Articles 239 and 240 of Legislative Decree No. 163/2006, the Firm has developed in-depth expertise following the appointment of Prof. Avv. Ernesto Stajano as President of the ANAS Legal Advisory Board in 2003, drafting over 150 legal opinions pursuant to Article 31-bis of Law No. 109 of 1994, as amended (the so-called "Merloni Law").

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## **CREDENTIALS**

Over the years, Stajano, Villa, Campagnano & Associati has assisted some of the leading national companies, particularly with regard to strategic planning, pre-litigation, litigation and conciliation and arbitration procedures. In particular, the Law Firm has advised major companies involved in the construction of motorways and major road networks throughout Italy.

The Law Firm has also assisted nationally significant companies engaged in the acquisition and management of airport concessions and has provided extensive legal defense and advice to companies in railway and maritime transport, energy production, telecommunications and the aerospace industry. Some members of the Law Firm serve as Extraordinary Commissioners, expert members of supervisory committees or members of supervisory bodies (ODV).