



Pariyapol Kamolsilp

Partner

Co-head of Dispute Resolution and Litigation Practice

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Languages

- Thai
- English

Education and Admission

- LL.M. degree, Ohio State University, USA
- LL.B. degree, Thammasat University
- Admitted as a Legal Practitioner, the Lawyer Council of Thailand

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Kudun and Partners
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127 Ratchadamri Road,
Lumpini, Pathumwan
Bangkok, 10330, Thailand

Practice Description

Pariyapol joined Kudun and Partners in 2016 as a senior associate and was promoted to be a senior litigation partner in 2017. He has a profound depth of experience in dispute resolution, domestic and international arbitration extending to insolvency and bankruptcy. He started his legal career in 2007 grounded with an M&A focus and has become extremely adept at dealing with SEC issues. He has leveraged this experience to support Kudun and Partners's core specialties; Capital Markets and M&A.

Pariyapol has spearheaded difficult cases representing hundreds of creditors objecting to rehabilitation cases for large debt-ridden public-listed industrial companies as well as major breaches of construction contract cases. His experience crosses a wide range of industries including engineering & construction, steel, mining, energy & power generation and telecommunications industries.

Areas of Expertise

- Dispute resolution
- Commercial and business litigation
- Domestic and international arbitration
- Administrative law
- Insolvency and bankruptcy

Professional Experience

- Senior Associate, Weerawong, Chinnavat & Partners
- Associate, Siam City Law Offices

Recent Awards and Recognitions

- Recommended Lawyer in Dispute Resolution by Legal 500 Asia Pacific 2020
- Notable Practitioner 2019 – 2020 by IFLR1000
- Litigation Future Leader by Who's Who Legal 2019
- "Pariyapol Kamolsilp is a well-recognized figure in the Thai market where he boasts a strong reputation as an excellent litigator." - Who's Who Legal 2019

Practice Focus

Pariyapol has assisted a wide spectrum of dispute resolution clients including:

Alternative Dispute Resolution and Arbitration Law

- Representing an international joint venture in claiming on one of the most complicated construction disputes against a state enterprise at the Thai Arbitration Institute (TAI).
- Representing an integrated Engineering, Procurement and Construction (Integrated EPC) company in Thailand concerning arbitration dispute under construction contracts totaling THB 1.5 billion (USD 48.5 million).
- Representing an integrated Engineering, Procurement and Construction (Integrated EPC) company in Thailand concerning a breach of agreement in the International Chamber of Commerce (ICC) Arbitration.
- Acting for Posco Plantec (Thailand) Company Limited concerning a breach of construction contract in the Thai Arbitration Institute (TAI).
- Acting for Triple T Broadband Public Company Limited concerning breach of agreements, totalling THB 3.47 billion (USD 112.1 million).
- Representing a leading telecommunications company in defending an arbitration case for the claim of compensation arising from a concession agreement of over THB 20 billion (USD 646 million) filed by a state-owned company.
- Representing a leading financial technology service provider company in an international arbitration case (SIAC) to claim compensation arising from the material breach of acquisition agreements of approximately THB 742 million (USD 24.1 million).
- Representing a franchisee in a dispute regarding a Franchise Agreement in the Thai Arbitration Institute (TAI).

Administrative Law

- Acting for Akara Mining Company Limited, in connection with the concessionaire cases concerning a gold mine concession.
- Acting for Advanced Info Services Public Company Limited in challenging an order of the Office of National Broadcasting and Telecommunications Commission.
- Acting for Nu Custol in one of the largest environmental impact claims in the southern region of Thailand and in protecting the client's oil and gas exploration development and production concessions.
- Representing a consortium, consisting of well-known Thai and foreign companies, in challenging the unlawful order dismissing its bidding proposal for Laem Chabang Port Phase 3 Project of the Port Authority of Thailand which had an initial value of approximately THB 155.834 billion (USD 5 billion).
- Acting for Advanced Info Services Public Company Limited in challenging a petition to set aside an arbitral award.
- Acting for National Power Supply Public Company Limited in a claim filed by the Stop Global Warming Association Thailand and 650 villagers with the Central Administrative Court regarding environmental issues.

- Acting for CEC International Limited (Thailand Branch) in a claim filed by local fishermen with the Songkhla Administrative Court regarding environmental issues.

Bankruptcy and Rehabilitation

- Representing several key investors in objecting to a rehabilitation request against one of the largest automobile parts companies, YMPPD Amatanakorn Cholburi Company Limited.
- Representing over 400 debenture holders of debentures issued by Rich Asia Public Company Limited.
- Acting for several key shareholders in a rehabilitation case and bill of exchange damages claim totaling THB 250 million (USD 8.1 million).
- Representing a Hong-Kong company, one of the largest investor-owned power businesses in Asia concerning the repayment of debts in a rehabilitation case.
- Representing Saha Farms Company Limited and its subsidiaries in a rehabilitation process.
- Representing Datamat Public Company Limited in a restructuring of its debt obligations with its creditors in the Central Bankruptcy Court.

Corporate and Commercial

- Acting for a leading residential property developer company in defending a condominium dispute case.
- Acting for a joint venture of leading international engineering and construction companies from Japan and Thailand in defending a dispute arising from an EPC Contract and in setting aside the arbitral award.
- Acting for a leading securities brokerage company in defending a block-trade transaction dispute.
- Acting for a leading securities brokerage company in challenging an order of the Securities and Exchange Commission with the Appeal Commission and the Central Administrative Court.
- Representing one of the largest national petroleum companies in connection with its investigation and litigation concerning its palm-oil business valued at THB 22.5 billion (USD 727 million).
- Acting for a UK-based university in connection with a claim against one of Thailand's leading professional legal services firms.
- Acting for a leading sugar production company in a dispute arising under the Bagasse Fired Boiler contract with a Chinese company through assisting the client to settle the claim on favorable terms at mediation.
- Acting for a leading property and retail management company concerning a rental dispute.
- Acting for a leading real estate developer company in defending a land dispute.
- Representing Ananda Development Public Co., Ltd. as well as Raimon Land Public Co., Ltd. and their subsidiaries concerning consumer protection claims.
- Representing Advanced Info Service Public Company Limited concerning a tax assessment case in the Central Tax Court.

Construction Disputes

- Acting for a China (PRC) registered solar panel manufacturer company in claiming outstanding engineering, procurement and construction (EPC) service fees on three solar energy projects with a value of approximately THB 700 million (USD 22.6 million).
- Acting for a China (PRC) registered construction company in claiming outstanding fees on construction work with a value of roughly THB 300 million (USD 9.7 million).
- Acting for a construction company in claiming outstanding fees on the construction work from the project owner.

Criminal Cases

- Acting for one of the largest national petroleum exploration and production company in Thailand concerning several criminal allegations made by its previous management.
- Representing a large group of investors in claiming against fraudulent companies and managements.
- Representing Mr. Atichart Chumnanont, a Thai famous actor, in a defamation claim against a modeling agent.

Speaking Engagements

- Panelist for “Comparative Perspectives on International Arbitration in Thailand and Singapore” in SIAC-THAC Bangkok Conference 2019 by Singapore International Arbitration Center.
- Leading a workshop on “Director’s Liability Risks and Mitigation Plans” for the Asia-Mena Counsel’s June 2019 In-House Congress held in Bangkok.
- Panelist for “Red alert: how to manage fraud the first few hours after it is discovered” in Asset Recovery Asia 2019 conference held in Singapore
- Panelist for “Getting your money back. Direct enforcement against assets or an insolvency process?” in Asset Recovery Asia 2018 conference held in Singapore

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