

Claire Filliatre

COUNSEL

MEMBER OF THE LYON BAR

Soulier
AVOCATS

Claire focuses her practice on business law and contract law, both as advisor and litigator, as well as on compliance, white collar crime and press offences.

Claire defends the interests of our clients in complex prelitigation and litigation cases pertaining to various areas of business law (contractual liability, sudden breach of established business relationships, unfair competition, conflicts between shareholders, misappropriation of corporate assets, corruption, etc.).

She assists French and foreign businesses operating in a wide range of industries primarily in preparing and negotiating all types of commercial and business contracts, general terms of sale and general terms of purchase, and securing their commercial and pricing policies and practices. She also advises companies operating in the IT industry in the drafting and negotiation of their contracts (software license agreements, maintenance agreements).

She provides legal assistance to companies that wish to set up a compliance program (risk mapping, internal whistleblowing system, code of conduct) and provides awareness training to employees exposed to corruption risks.

Claire also provides representation in criminal proceedings relating to press offences.



Expertise

Selected Operation Summary

Litigation and arbitration

Advised and defended a glass manufacturing group in an ad hoc arbitration against an international industrial gas and energy supplier

Advised and defended a plant construction company in an ICC arbitration against an Algerian company over alleged non-compliance of equipment

Advised and defended an economic interest group (EIG) made up of major players in the chemical industry in a litigation concerning a biomass steam supply contract, involving a dispute over the pricing mechanism

Advised and defended an Italian distributor of school supplies in a trademark infringement action brought by a French competitor

Advised and defended a start-up operating the maritime industry in proceedings brought against the seller of the company for unfair competition following the sale transaction

Advised and defended the CEO of an SME in the plumbing industry in a dispute over unpaid royalties arising from a trademark license granted to distributors

LITIGATION AND ARBITRATION

BUSINESS CONTRACTS

COMPLIANCE

WHITE COLLAR CRIME

PRESS OFFENCES

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Assisted and defended an automotive subcontractor against one of its suppliers that initiated a legal action for breach of established business relationships

Defended corporate legal representatives and officers suddenly terminated in a vexatious manner

Provided legal assistance to an industrialist operating in the petrochemical industry in proceedings for compensation initiated against its co-contractor following a fire that caused a considerable loss of production

Advised and defended a shareholder of a company acting as a commercial agent for principals specialized in the marketing of products sold by garden center chains in an unfair competition action brought against a manager

Assisted a commercial agent against its principal who diverted its customers

Enforced representations & warranties following the discovery of undisclosed liabilities subsequent to the sale of a company operating in the real estate asset management industry

Provided legal assistance to a shareholder of a company specializing in telecom solutions for businesses in connection with a conflict with his shareholders resulting from a difference of views on the future of the company; negotiated an out-of-court settlement for his exit from the company as shareholder and legal representative

Business contracts

Drafted and negotiated general terms of sale and general terms of purchase on behalf of companies operating in the transportation, nuclear and wellness industries

Assisted a company operating in the nuclear industry in connection with the preparation and negotiation of a framework supply agreement with its suppliers

Drafted and negotiated IT contracts: software license agreements, maintenance agreements

Compliance

Reviewed and adapted the internal whistleblowing system of a Swedish investment fund controlling companies in France to ensure compliance with the Law of March 21, 2022 aimed at improving the protection of whistleblowers

Reviewed and adapted the code of conduct of a US parent company with a subsidiary in France to ensure compliance with applicable French legal and regulatory requirements

White collar crime

Defended a public official prosecuted for passive corruption in the context of public procurement contracts

Initiated and managed criminal proceedings against a former president of an association for misappropriation of assets

Defended a manager of a foreign-based company prosecuted for breach of trust for having embezzled and used for personal purposes funds from an investor

Press offences

Provided legal advice and representation in connection with press offenses (complaints, direct summons and defense in defamation and insult lawsuits) involving, among others, journalists, whistleblowers and political figures

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Represented and assisted LICRA Rhône Alpes (regional section of the International League against Racism and Anti-Semitism) in trials against defendants prosecuted for racist insults and incitement to racial hatred

Background

- Fiducial Legal By Lamy, Lyon, Esq., 2016-2022

Credentials

- Lecturer in Business Law, EMLYON (one of France's 4 top business schools)
- Lecturer in Press Law, Journalism Section, ISCPA (School of Communication and Journalism), Lyon
- Lecturer in Press Law, French Graduate School of Journalism (CFJ), Lyon campus
- Lecturer in Legal and Judicial Drafting, Post-graduate degree, University Lyon 2

Professional Association

- Member of the Economy and Business Committee and the Compliance Committee of the Lyon Bar

Education

- Post-graduate Degree in International Business Law, Faculty of Law of Dijon, 2013
- Post-graduate Degree in Legal and Financial Engineering, Institute of Political Studies of Grenoble, 2012

Languages

- French
- English
- German