



Europass Curriculum Vitae

Personal information

First name(s) / Surname(s) **LEFTER ALINA-MIHAELA**
Address 159 Constantin Noica St., 6th district, 060052, Bucharest, Romania
Phone 0213167117/18/19
E-mail alina.lefter@dragomirlaw.ro
Nationality Romanian
Date of birth 10th May 1967
Gender Female

Work experience

Period 1996 – present

Occupation or position held **Partner** in “Dragomir & Asociații” Law Firm

Main activities and responsibilities **Public procurement**

- Legal assistance provided to tenderers and contracting authorities on all aspects related to the procedure for the award of public works contracts, supply contracts and service contracts financed by national and European funds, on the applicable EU and Romanian legal framework, on the negotiation and conclusion of FIDIC Red/ Yellow contracts.
- Legal assistance including, but not limited to advising on various issues concerning the award documentation, clarifications' requests, activities/ minutes of the evaluation commission, tenders submitted negotiation/conclusion of public contracts; representation of contracting authorities and tenderers before the National Challenge Settlement Council and courts.
- Coordination of the following projects:
 - Legal assistance provided to a tenderer in the procedure related to a public work contract regarding a transport infrastructure project financed from European funds, in estimated value of approximately € 117,898,740.
 - Legal assistance provided to a tenderer in the procedure related to a public work contract regarding an environmental protection project financed from European funds, SOP Transport and SOP Environment, in estimated value between € 104,862,162 and € 114,769,964.
 - Legal assistance provided to a national agency in the procedure related to a public contract for the acquisition of IT services in value of € 22,407,740.
 - Legal assistance in the procedure for the award of a public service contract in four major projects financed by European funds, in total value of over € 10,000,000, including legal expertise in the projects' management team.
 - Legal assistance in the procedure for the award of a public service contract for an

advertising campaign through pan European and international television channels, as well as also in the negotiations of the contract.

- Negotiation of a public contract for the acquisition of IT services in value of € 20,000,000.

Construction law, civil law, urbanism law

- Legal assistance provided to major international companies regarding the performance of the public works contracts financed by national and European funds.
- Coordination of the following projects:
 - Legal assistance and representation provided to a major construction international company in the submission process of eight referrals to the Dispute Adjudication Board;
 - Legal assistance and representation provided to a major construction international company regarding the performance of two FIDIC contracts, Red and Yellow, including, but not limited to activities related to claims, the Engineer's attributions, the performance of the Contractor's obligation, extension of time, suspension/ termination of the contract, contract price, taking over the works etc.; drafting up, negotiating, assistance in execution of different types of contract with third parties (SPAs, JVs, supply contracts etc.); drafting up all necessary documents, assisting and representing in the employment dismissal procedures etc.;
 - Legal assistance and representation provided to a major construction international company in front of the Arbitral Tribunal as well as in front of the courts in litigations resulted from the FIDIC Red type of contract in relation with amounts own by the Beneficiary to the Contractor.

Mergers & acquisition

- Legal assistance provided to Romanian and international companies from various activity areas on every aspect of M&A, included, but not limited to: drafting letters of intent (LOI), negotiation and drafting of memoranda of understanding (MoU), confidentiality agreements, sale-purchase agreements (SPA), business transfer agreements, due diligence and drafting of related reports, mergers and demergers, other operations related to shares/business acquisitions, mergers and demergers.
- Coordination of the following projects:
 - The merger process between two important oil companies (total turnover of € 1,060,130,000).
 - The acquisition process of assets, clients and/ or shares of the Romanian companies by a telecommunication company.
 - The shares' acquisitions of a major Romanian company by a telecommunication company.
 - The shares' acquisitions of a Romanian company by a German company (a leading European integrated supplier of quality tools).
 - The shares' acquisitions of a major Romanian manufacturing company (secure and serigraphic window panes) in the privatization procedure.
 - The shares' acquisitions of a major Romanian refinery in the privatization procedure.

Corporate & commercial

- Legal assistance provided to public and private companies and other organizations on a wide range of corporate activities, including complex corporate procedures of activity restructuring, share capital increase, management meetings, board meetings,

shareholders meetings and on a variety of commercial agreements and compliance issues.

- Legal assistance, included, but not limited to: regulatory aspects regarding the acts and deeds of commerce and the trader's status; various corporate issues: setting up, dissolution, winding-up, merging, spin-off, decrease and increase of share capital, by duly observing specificity and scope of each type of trading company; commercial agreements: drafting negotiation, conclusion, performance; bills of exchange, promissory notes, cheques, payment or security instruments: assignment, effects, foreclosure procedure; due diligence; attendance to board meetings, shareholders meetings, drafting of minutes and decisions, accomplishment of related formalities; proceedings regarding the cancellation of shareholders decisions; other corporate and commercial issues.
- Coordination of the following projects:
 - Reconsidering the net value of a negative account asset of an international oil company through a share capital increase by issuance of shares with share premiums, in total value of €129.650.000.
 - Business transfer procedures for a human resources European company, including, without limitation, commercial activities outsourcing, assets and employees transfer.
 - Business transfer procedures for an international oil company, including, without limitation, commercial activities outsourcing, assets and employees transfer.
 - The increase of the registered capital procedure of a major refinery, in total amount of approximately € 55.966.000, consisting in, without being limited to: preparation and organization of the general assemblies of the shareholders and of the meetings of the Board of Directors for the approval of shares issuing and for the finalizing of the results of the capital increase; the acquiring of the legal authorizations issued by the National Securities and Exchange Commission; conceiving and drawing up the addendum to the deed of incorporation as a result of the capital increases; carrying out all the opposability and publicity proceedings of the successive operations of registered capital increase: representation before the courts in litigations having as object the annulment of the general assemblies of the shareholders.

Dispute resolution

- Legal assistance provided for both private and public clients in the following core fields: civil, public procurement, corporate, commercial, administrative, fiscal, employment, intellectual property, and insolvency law.
- Legal assistance including, but not limited to: conclusion, interpretation, performance and cessation interpretation of contracts, acts and deeds of commerce, in general, including but not limited to banking agreements and individual and collective employment contracts; disputes between associates/ shareholders of any type of trading company; interpretation and performance of privatization contracts; foreclosure procedures of cheques, promissory notes and bills of exchange; procedures for the award of public works contracts, public supply contracts and public service contracts; conclusion and performance of procedures for the award of public works contracts, public supply contracts and public service contracts; use and the nullity of trademarks; expropriation procedures; issuance, use and performance of bonds and securities; acts of administrative authorities; ownership rights; insolvency procedures; foreclosure procedures of writs of execution.
- Coordination of the following projects:
 - Representation of a tenderer before The National Council for Solving Complaints and

- courts in litigation regarding the procedure for the award of public works contracts of a transport infrastructure project financed from European funds, having an estimated value of €117.898.740.
- Representation of a tenderer before The National Council for Solving Complaints and courts in litigation regarding the procedure for the award of public works contracts of an environmental protection project financed from European funds, having an estimated value between €104.862.162 and €114.769.964.
 - Representation of international airline company in the foreclosure procedure in Romania based on a European Payment Order.
 - Representation of a private company in the procedure regarding financial corrections for a project financed by European funds – SAPARD Programme.
 - Litigation related to the withdrawal of the Timken Romania Company's shares from the regulated market.
 - Litigation related to the merger process between two important oil companies, having a turnover in a total value of €1.060.130.000.
 - Litigation related to several privatization contracts.
 - Litigation related to performance of obligations resulting from commercial contracts between two major alumina and aluminum suppliers in amount of \$12.000.000.000.
 - Litigation related to performance of obligations generate by contracts for the delivery of software to hospitals in Romania.
 - Litigation related to performance of obligations by a major Romanian railway operator in a fuel supply contract.

Real estate

- Legal assistance provided to public entities, developers, contractors and subcontractors, on a wide variety of projects, based on a thorough preliminary analysis and assessment of the data and parties involved.
- Legal assistance including, but not limited to corporate acquisition/ sale transactions; acquisition and financing issues; joint venture and partnership agreements, exclusivity, NDA; mortgages and other collaterals; sale and lease-back operations; environmental risk issues; public and private constructions; regulatory (urban planning, permits, licensing and other regulatory advices); real estate issues in litigations and insolvency procedures; expropriations for national projects; due diligence reports.
- Coordination of the following projects:
 - Project of a major international oil company for development of the distribution network and storage of fuels, including: general legal coordination of project development, analysis of legal status of properties involved as well as drafting of sale purchase agreements, joint venture partnerships, rental and concession agreements related to the same; advisory services for the negotiation of contractual clauses; assistance in acquiring licenses and approvals required for the project development; legal supervision of real estate advertisement.
 - Real estate projects concerning the construction of residential, industrial and commercial ensembles consisting in, without being limited to: general coordination of the project development, from the legal point of view; analysis of the legal status of the properties (land and construction) affected by the project; elaboration and drawing up of purchase – sale contracts, joint venture partnership, rental, concession etc. with regard to the properties affected by the project; counselling in the negotiation of contractual clauses; acquiring the licenses and necessary approvals for the development of the project, carrying out the real estate advertising forms provided by the law.
 - Drafting, negotiation and conclusion of sales & lease-back contracts of a bank.
 - The acquisition of an insolvent factory (including due diligence on assets, drafting and negotiation of the pre-contract and of final SPA, including related collaterals).

Banking, finance & capital markets

- Legal assistance provided to banks, funds, financial institutions, listed companies, private and public companies and other organizations.
- Legal assistance including, but not limited to: regulatory matters; delisting from regulated capital markets; listed company transactions; investment funds and financial investment services companies; syndicated loan agreements and related collaterals; leasing, sale and lease-back agreements; setting-up and licensing of non-banking financial institutions; enforcement of loans, guarantees and securities; foreclosure procedure based on loans, leasing agreements and guarantees; other related issues.
- Coordination of the following projects:
 - Advising a public company and its subsidiaries in the negotiation of a syndicated loan agreement with a value of \$ 36,000,000, including: negotiation of borrower's guarantees and drafting of corresponding agreements; drafting of statements concerning guarantees and events of default statements regarding the financial status of borrower, legal opinion.
 - Advising a foreign company for the set-up of a non-banking financial institution in Romania, including: assistance in the authorization procedure with the National Bank of Romania, drafting of internal credit regulations and any other regulations required by the specific legislation, drafting of loan and agent agreements.
 - Advising a financial institution for the revision of over 1600 leasing agreements;.
 - Advising an oil company for the negotiation of a credit facility agreement and related collaterals.
 - Advising an oil company in the delisting process from the regulated market.

Employment

- Legal assistance including, but not limited to: specific regulatory matters; collective labour agreements and collective negotiation; individual labour agreements; strategic policy reviews; restructuring and redundancy; specific issues regarding rights and obligations of employers and employees; labour protection and inspection; occupational training; collective dismissal; transfer of employees in the process of business transfer.
- Coordination of the following projects:
 - Advising an energy company in the collective negotiation with the union, including drafting of the required documents, assistance and representation for the conclusion of the Collective Labour Agreement.
 - Advising an oil company in the collective negotiation with the union, including drafting of the required documents, assistance and representation for the conclusion of the Collective Labour Agreement.
 - Advising a national company for the conclusion of the collective labour agreement at unit level.
 - Advising a company acting in the telecommunication sector in the collective negotiation with representatives of employees and for conclusion of the collective labour agreement at unit level.
 - Advising a national company in the reorganization procedure initiated by client and for termination of an individual labour agreement further to the reorganization;
 - Advising an oil company and a telecommunication company for the transfer of employees as a result of business transfer.

Energy & natural resources

- Legal assistance provided to private energy, oil and gas companies, and also for public companies in same sector.
- Legal assistance including, but not limited to: regulatory matters; licenses, concession; construction and production financing, refining, storage facilities, network distribution of fuel; obligations and corporate governance for energy, oil and gas companies; obligations arising from privatization contracts; crude oil, gas and LNH sales contracts; infrastructure development; merger, acquisition and privatization; litigation in oil and gas industry.
- Coordination of the following projects:
 - Legal assistance and representation in the merger process with another important oil company, having a turnover in a total value of €1.060.130.000.
 - Legal assistance for the development of a national project for the extension of the distribution network and storage of fuels, including : general legal coordination of project development; analysis of legal status of properties involved as well as drafting of sale purchase agreements, joint venture partnerships, rental and concession agreements related to the same; advisory services for the negotiation of contractual clauses; assistance in acquiring licenses and approvals required for the project development; legal supervision of real estate advertisement.
 - Legal assistance provided to a major oil company between 1998-2012 regarding commercial contracts, licenses, permits.

Compliance

- Legal assistance provided to private and public companies in various fields, such as: direct sales, consumers' protection, anti-money laundering, energy, environment, packaging, highways, data protection and privacy, food and beverages, telecommunications, planning.
- Legal assistance including, but not limited to: compliance; drafting of contractual stipulations regarding mandatory regulatory requirements; defence from regulatory interventions, representation before the administrative authorities and state bodies.
- Coordination of the following projects:
 - Advising a major refinery regarding the fulfilment of the environmental obligations arising from the privatization contracts.
 - Advising a private company in a project involving Romanian retailers in Bucharest regarding verification of conformity and identification of products manufactured under international brands;
 - Advising a financial institution regarding compliance with legal provisions concerning prevention and control of money laundering and financing of terrorism, including drafting of internal regulation and training of employees;
 - Advising an international company regarding direct sales and multi-level marketing in Romania, product compliance, policies and procedures, contracts and compensation plan.
 - Advising an international company regarding nutritional product labelling compliance.

IT, telecommunication & media

- Legal assistance provided to technology and software suppliers, system and IT services provider, and for private and public entities in the technology sector.
- Legal assistance including, but not limited to: communications & regulatory matters;

network infrastructure projects; network services arrangements; negotiation and implementation of public & private IT agreements; corporate mergers and business acquisitions in the technology sectors; data protection; litigation related to the above; other related issues.

- Coordination of the following projects:
 - Advising a national company in negotiation concerning modernization and extension of telecommunication infrastructure, including related agreements;
 - Advising a foreign broadcaster in matters related to broadcasting on the Romanian territory;
 - Advising a large international IT company in the negotiation and conclusion of agreements for implementation of software designed for banks and oil distribution companies;
 - Advising a national agency in the negotiation of awarded public contract for acquisition of IT services in amount of over € 22,000.000.

Other areas of expertise

Legal assistance on:

1. Insolvency
 - Cross-border insolvency issues;
 - Various issues related thereto.
2. Insurance
 - Regulatory matters;
 - Negotiation of insurance agreements regarding professional liability, employer's liability, product liability, financial risk insurance, contractual risk;
 - Assistance in relation to the Insurance Supervisory Commission.
3. Intellectual property
 - Regulatory matters;
 - Assistance and representation in legal procedures of registration or cancellation of trademarks, geographical indications, inventions, industrial designs or models, etc.;
 - Copyright;
 - Assistance, negotiation, conclusion, performance and interpretation of public or private agreements.

Name and address of employer "Dragomir & Asociații" Law Firm
159 Constantin Noica St., 6th district, Bucharest, Romania

Period May 2013 – present

Occupation or position held **Arbiter** of the Court of Maritime and Commercial Arbitration attached to the Chamber of Commerce, Industry, Navigation and Agriculture Constanta

Name and address of employer The Chamber of Commerce, Industry, Navigation and Agriculture Constanta
185A Alexandru Lapusneanu St., Constanta, Romania

Period January 2012 – October 2014

Occupation or position held **Arbiter** of the Court of International Commercial Arbitration attached to the Chamber of Commerce

Name and address of employer The Chamber of Commerce and Industry of Romania
2 Octavian Goga Blvd., 3rd district, Bucharest, Romania

Period 1995 - 1996

Occupation or position held **Lawyer**
 Name and address of employer Individual Lawyer Cabinet "Alina Mihaela Lefter"
Period 1991 - 1995
 Occupation or position held **Lawyer**
 Name and address of employer Bucharest Bar
 3 Dr. Dumitru Răureanu St., 5th district, Bucharest, Romania

Education and training

Period October 2014 - July 2016
 Title of qualification awarded Master degree in Security and Defence, master thesis "*Legal instruments against cross border organised crime*"
 Name and type of organization providing education and training Security and Defence Faculty, National Defence University "Carol I"
Period June – July 1994
 Title of qualification awarded Certificate of attendance at the General and Specialized Courses in European Community Law, the Law of Human Rights in Europe, and Law and Society
 Name and type of organization providing education and training Academy of European Law, European University Institute, Florence, Italy
Period 1990 – 1991
 Title of qualification awarded Master degree in International Law
 Name and type of organization providing education and training Faculty of Law, University of Bucharest
Period 1986 – 1990
 Title of qualification awarded Bachelor's degree in legal sciences
 Name and type of organization providing education and training Faculty of Law, University of Bucharest
Period 1981 – 1985
 Title of qualification awarded High school diploma
 Special award received at the Political Economy Olympics, National phase, Baia Mare
 Special award received at the Political Economy Olympics, National phase, Arad
 Name and type of organization providing education and training Industrial High School Piatra-Olt
Period June 2016
 Title of qualification awarded Certificate of attendance at the seminar "*Requirements of the Beneficiary in works contracts for transport infrastructure*"
 Name and type of organization providing education and training Romanian Society of Construction Law
Period June 2016
 Title of qualification awarded Certificate of attendance at the session of scientific conferences "*National, European and Euroatlantic Security*" 2016 – Presentation of article "*Organized crime. Conceptual analysis and the phenomenon's dynamics in the context of globalization*"
 Name and type of organization providing education and training Security and Defence Faculty, National Defence University "Carol I"

Period June 2015

Title of qualification awarded Certificate of attendance at the session of scientific conferences "*National, European and Euroatlantic Security*" 2015 – Presentation of article "*Corruption and anti-corruption in public procurement*"

Name and type of organization providing education and training Security and Defence Faculty, National Defence University "Carol I"

Period March 2015

Title of qualification awarded Attendance at the closing conference "*Fighting public procurement criminality*" of the project "*Fighting crime in public procurement. An operational approach*"

Name and type of organization providing education and training The European Union Programme "*Prevention of and Fight against Crime*", European Commission - Directorate-General Home Affairs and the Embassy of the United Kingdom of Great Britain and Northern Ireland in Romania, Freedom House Romania

Period December 2014

Title of qualification awarded Attendance at the conference "*Current challenges in branding and reputation management in business law*"

Name and type of organization providing education and training National University of Political Studies and Public Administration
Best Legal Media & Consulting

Period October 2014

Title of qualification awarded Certificate of attendance at the national conference "*The administration of justice within the EU*"

Name and type of organization providing education and training Romanian Society of European Law

Period February 2014

Title of qualification awarded Certificate of attendance at the conference "*Difficult issues of civil procedure*"

Name and type of organization providing education and training Society of Juridical Sciences

Period December 2013

Title of qualification awarded Certificate of attendance at the national conference "*Arbitration in New Romanian Codes*"

Name and type of organization providing education and training The Court of International Commercial Arbitration attached to The Chamber of Commerce and Industry of Romania

Period September 2013

Title of qualification awarded Certificate of attendance at the conference "*New regulations and public procurement opportunities for Romania's sustainable development*"

Name and type of organization providing education and training ATC Training

Period June 2013

Title of qualification awarded Certificate of attendance at the conference "*Practical issues in the implementation of the New Code of Civil Procedure*"

Name and type of organization providing education and training Nicolae Titulescu University

Period April 2013

Title of qualification awarded Accreditation and certificate of attendance at the conference "*Comprehension and implementation of The New Code of Civil Procedure*" (program of continuous professional training), specialization on Civil procedure law

Name and type of organization providing education and training	National Institute for Training and Professional Development of Lawyers (INPPA) The National Association of Romanian Bars (UNBR)
Period	April 2013
Title of qualification awarded	FIDIC accreditation - FIDIC training seminar, Module 1: " <i>International FIDIC Contracts Training Course: Practical Use of the 1999 FIDIC Conditions of Contract</i> "
Name and type of organization providing education and training	FIDIC in partnership with AB Resolution and CPM Consulting
Period	March 2013
Title of qualification awarded	Attendance at the opening conference of the project " <i>Fighting crime in public procurement. An operational approach</i> "
Name and type of organization providing education and training	The European Union Programme "Prevention of and Fight against Crime", European Commission - Directorate-General Home Affairs and the Embassy of the United Kingdom of Great Britain and Northern Ireland in Romania
Period	March 2013
Title of qualification awarded	Certificate of attendance at the national forum " <i>The New Code of Civil Procedure. Major changes in civil procedure – Fundamental aspects and regulations</i> "
Name and type of organization providing education and training	Expert Aktiv Group
Period	March 2013
Title of qualification awarded	Certificate of attendance at the national conference " <i>Public procurement in Romania</i> "
Name and type of organization providing education and training	TSI Consultanta & Training SRL
Period	June 2012
Title of qualification awarded	Accreditation and certificate of graduating the program of continuous professional training – <i>Specialization on Private Law (Regulations contained in the new Civil Code and the New Code of Civil Procedure)</i> – Graduation paper work " <i>Considerations on arbitration from the perspective of the New Code of Civil Procedure</i> "
Name and type of organization providing education and training	Faculty of Law, University of Bucharest
Period	January 2012
Title of qualification awarded	Graduation certificate as Public Procurement Expert
Name and type of organization providing education and training	Euro Best Team S.R.L.
Period	September – October 2011
Title of qualification awarded	Accreditation and certificate of attendance at the conference " <i>Knowledge, understanding and application of new fundamental codes of Romania (New Civil Code and the New Code of Civil Procedure)</i> "
Name and type of organization providing education and training	National Institute for Training and Professional Development of Lawyers (INPPA) The National Association of Romanian Bars (UNBR)
Period	February 2011
Title of qualification awarded	Graduation certificate as Expert in accessing European structural and cohesion funds
Name and type of organization providing education and training	S.C. INTRATEST S.R.L.
Period	September 2008 – January 2009
Title of qualification awarded	Certificate of completion the English language course, level 6 Advanced (C1-1)

Name and type of organization providing education and training British Council

Period September 2008

Title of qualification awarded Attendance at the conference “*Mediation – When disputes become opportunities*”

Name and type of organization providing education and training Congress of the Union of the Mediation Centres in Romania

Period March 2008

Title of qualification awarded Attendance at the conference “*European financing week*”

Name and type of organization providing education and training The One TDI – International PR&Events Management
The Institute for Sustainable Development

Period October 2000

Title of qualification awarded Certificate of completion the course “*Finances for non-specialists*”

Name and type of organization providing education and training Institute for Business and Public Administration, Bucharest (ASEBUSS)

Personal skills and competences

Mother tongue(s) **Romanian**

Other language(s)

Self-assessment <i>European level</i> (*)	Understanding		Speaking		Writing
	Listening	Reading	Spoken interaction	Spoken production	
English	C1 Proficient user	C1 Proficient user	C1 Proficient user	C1 Proficient user	C1 Proficient user
French	B2 Independent user	B2 Independent user	B2 Independent user	B2 Independent user	B2 Independent user

(*) [Common European Framework of Reference \(CEF\) level](#)

Computer skills and competences Excellent skills with Microsoft Office, Internet.

Driving licence B category

Additional information **Published works:**

"*The Factoring Agreement*", in the Commercial Law Review no. 11/2004 (co-author)
 "*Dispute Adjudication Board (FIDIC 1999)*", on www.juridice.ro website, the 29th of January 2009
 "*Theoretical and practical approaches on supporting third party institution*", Public Procurement Review no. 67/2013 (co-author)
 "*Security operations – Part of modern military operations*", Bulletin of the National Defence University "Carol I" no. 4/2015

Awards:

"*Lady Lawyer*" Gala - Prize for Excellence in Developing the Legal Profession for the Category PPP/ Public Procurement/ Infrastructure, October 2014

