

HÉCTOR RODRÍGUEZ MOLNAR, LL.B., LL.M.

SUMMARY OF CREDENTIALS



MAIN PERSONAL DETAILS

Certifications **LL.B.** Argentine Pontifical Catholic University, Buenos Aires, Argentina (1973)
LL.B. Complutense Univ. Madrid, Spain (1978)
LL.M. University of Pennsylvania, Philadelphia, U.S.A. (1981).

Current Position Senior Partner, “*Rodríguez Molnar & Asociados*”.

Specialization Corporate Law, Environmental Law, Telecommunications, Pharmaceutical Law

Environmental Experience

Mr. Rodríguez Molnar is the Name Partner of the Spanish law firm “ *Rodríguez Molnar & Asociados*”, with offices in Madrid and Barcelona in Spain.

While the firm is also known because of its strong corporate practice, environmental work accounts for a material part of the total legal work done by the firm, and the level of activities in the environmental sector is expanding steadily. The firm regularly advises leading US and European companies on Spanish and international environmental matters.

The firm's practice always gives special consideration to the environmental factors involved in any industrial activity, so that clients are permanently in compliance with European Union and Spanish environmental regulations.

Mr. Rodríguez Molnar has been involved in environmental activities since 1985 and has expertise in environmental, health and safety (EHS) legal consulting to international as well as Spanish national commercial and industrial clients. His primary areas of expertise include:

- ◆ Environmental, Health & Safety Auditing.
- ◆ Preparation of Environmental and H&S Compliance Protocols.
- ◆ Pre-acquisition Due Diligence Corporate and Environmental Reporting.
- ◆ Environmental Litigation; and
- ◆ Regulatory Follow Up.

Sample Environmental Projects

Some of the projects in which the firm participated under the coordination of Mr. Rodríguez Molnar include the following:

- * Update of an EH&S Protocol for a US environmental engineering company.
- * Establishment of an Environmental Health and Safety Compliance Protocol for a US multinational company.

The work involved the preparation of Water, Chemical, Air, Waste, Emergency Response and Training Work Plans.
- * Pre-acquisition Environmental reports for U.S. and other foreign investors intending to acquire Spanish companies. In one of the matters, including advice on remediation measures under the National Plan for Recovery of Contaminated Sites.
- * Advice on liability issues related to the
 - a) Production of pharmaceutical products;
 - b) Importation of Hazardous Waste; domestic and cross border transportation of Hazardous Waste.
- * Environmental Inspections in two facilities of a U.S. multinational corporation (Madrid).
- * In cooperation with a major London firm, advice to an international organisation on the implementation in Spain of the EU Habitats Directive.
- * Advice to a major international textile manufacturer on requirements for recycling and re-use of second hand garments.
- * Advice to a British water treatment company in connection with the status of reception in Spain of the Landfill Directive in connection with sludges.
- * Advice to the European affiliate of a Japanese manufacturing company on importation of asbestos containing equipment.
- * Performance of EH&S audits at the Madrid manufacturing facilities of two US based pharmaceutical companies.

Work including the review, assessment and reporting on all relevant EH&S aspects as well as, in one case, the quality of radioactive compliance procedures.
- * Report to a US Biotech company on the Spanish Toxic and Dangerous Waste Disposal regulations applicable to the business.
- * Performance of a EH&S audit at the Madrid facility of a Canadian based logistics company. Work included the review, assessment and reporting on all relevant EH&S aspects.
- * Report to a US Consulting firm on legal aspects of the importation of asbestos containing products.

* Pre acquisition advice for a US Mining company with regard to the contamination status of different sites in Spain.

* Pre acquisition advice to a UK Investor Group in connection with the acquisition of mining rights in the south of Spain.

Certifications, Affiliations and Academics

* Holder of an LL.B. Degree in Law issued by the Argentine Pontifical Catholic University in Buenos Aires, Argentina, in 1973 and validated in Spain for its equivalent Degree of "Licenciado en Derecho" in 1978.

* Attended Seminars at Doctorate Level at the Complutense University in Madrid and passed a program in Foreign Trade and International Contracting at the Instituto de Empresa (Madrid) in 1978; achievement: "Cum-Laude".

* Holder of an LL.M. Degree in Law issued by the School of Law of the University of Pennsylvania in 1981.

* Participant at a Program on "International and Regional Organisations" (European Community Law) given by the "Faculté Internationale de Droit Comparé" with seat at Strasbourg; program passed in 1979.

* Member of the Madrid and Barcelona Bar Associations in Spain, and member of the Buenos Aires Bar Association in Argentina. In active practice in all jurisdictions

* As a member of the Legal Practice Division (formerly, Section on Business Law) of the International Bar Association, a professional organisation with seat at London (U.K.), he was appointed to the Council of the Section on September 1992 and served for a term of four years. He is currently a member of the Section on "Energy, Environment, Natural Resources and Infrastructure Law", where Héctor acted as Vice-Chairman from September 1989 to October 1993, when the Committee was officially named "International Environmental law".

* Appointed to the Council of the Section on Business Law of the IBA (currently the Legal Practice Division) on September 1992, for the period 1992-1996.

* Current member of Committees Cm (Telecommunications); "L" (Intellectual Property) and "F" (Environmental Law) of the IBA; in this latter, as Vice-Chairman from September 1989 to October 1993.

* Member of the *International Council of Environmental Law (ICEL)* since July 1989.

* ***Rodríguez Molnar & Asociados*** are listed with the Environmental Appraisal Unit of the European Bank for Reconstruction and Development.

* Mr. Rodríguez Molnar has been listed in different occasions by the publication "Whos' Who-Legal" as one of the leading environmental lawyers in Spain. Most recently, for the years 2004 through 2010.

In 2005 and 2007, he was also listed as an internationally recognized environmental expert in the "Guide to the World's Leading Environment Lawyers", published by Euromoney Institutional Investor.

* During 2006, the firm acted as the exclusive Spanish contributor to the electronic "Environmental Newsletter" published by the International Law Office.

Publications and Presentations

As a member of the International Bar Association (IBA) since 1985 and the American bar Association since 2008, Héctor has made a number of presentations on matters of Corporate, Environmental and general interest at different Committee Meetings and Conferences of the IBA and ABA as well as in other fora. Some of his presentations and activities include, by chronological order,

* Presentation on the Spanish Environmental Regulatory Framework at the request of ABS Consulting - Washington D.C. - 2001

* Presentation on the Spanish *Integrated Pollution Prevention and Control Regulations*, at the request of the International Audit Protocol Consortium – Sponsored by ENSR Corporation - Barcelona 2002.

* Presentation on the Spanish *Integrated Pollution Prevention and Control Regulations* . XL Annual Congress of the Inter-American Bar Association (IABA), Madrid, Spain, June, 2003.

* Presentation on "Why should the Environment Matter to Young Lawyers", Joint Session of the Environmental Law Committee and the Young Lawyers Committees - Energy, Environment, Natural Resources and Infrastructure Law – International Bar Association, Madrid – October 2009.

* Presentation "Around the World in 90 Minutes: Counseling a Multinational Corporation" at the Section of Environment, Energy, and Resources, American Bar Association; 18th Fall Meeting September 29, 2010 - October 2, 2010, New Orleans, USA.

* Presentation in "Fish vs. Fishermen, Who will be Extinct First?", Environmental Law Committee, International Bar Association Annual Conference, Vancouver – October 2010.

Presentations in other fora and legal articles include

* Presentation on "Environmental Issues and Insurance" at the Conference "The International Business Climate and the Environmental Regulatory Framework" - The Waidring Conference - Madrid - 1996.

* Presentation: "Spanish Environmental Issues" - The Conference Board Europe, Madrid, 1998

* Presentation on the Spanish Environmental Regulatory Framework at the request of ABS Consulting - Washington D.C. - 2001

* Presentation on the Spanish *Integrated Pollution Prevention and Control Regulations*, at the request of the International Audit Protocol Consortium - Barcelona 2002.

* Presentation on "Incorporating EU Legal requirements into Spanish Auditing Practices", at the Auditing Roundtable Conference in Barcelona – May 2007.

- * Country Coordinator for Kluwer Publishers' "*European Environmental Law Review*"
- * Article on "*Impact of Environmental Liabilities and Responsibilities on Insolvency Situations*" (Environmental Issues in Insolvency Proceedings - Editor John Barret - Kluwer Law Publishers)

Language Skills

- ◆ Spanish (mother language)
- ◆ English (Fluent in written and spoken language)
- ◆ French (Good knowledge of Spoken language)

Professional History

- ◆ 1978-1984. Associate and subsequently Senior Associate and Managing Attorney. Spanish office of "*Allende & Brea*", Argentine Law firm.
- ◆ 1984 - 1993. Name Partner of "*Rodríguez Molnar & Associates*", Spanish law firm based in Madrid and specialized in Corporate, Environmental and Intellectual Property Law.
- ◆ 1993 – 2005: Name partner of "*Membrillera & Rodríguez Molnar*", an association between the Madrid Law Firm of Rodríguez Molnar & Asociados and the Law Offices of Mr. Rafael G. de Membrillera in Barcelona.
- ◆ 2005- Present: Name partner of "*Rodríguez Molnar & Asociados*"

(Last updated March 2011)