

FERNANDO J. GIERBOLINI, ESQ.

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PERSONAL AND PROFESSIONAL INFORMATION

Attorney with 21 years' experience in commercial and tort litigation. Born in San Juan, Puerto Rico, May 29, 1970; Admitted to bar, 1996, Puerto Rico; 1997, U.S. District Court for the District of Puerto Rico; 1999, U.S. Court of Appeals for the First Circuit. Fluent in Spanish and English.

EXPERIENCE

Founding Member

MONSERRATE SIMONET & GIERBOLINI, LLC 10/16 to present

Guaynabo, Puerto Rico

Boutique law firm with several practice areas ranging from general commercial and tort litigation and corporate practice, to specialized fields such as labor and employment law, intellectual property, telecommunications, construction, bankruptcy, and sports and entertainment law.

- Civil and commercial litigation practice both in the Federal and Puerto Rico courts. Practice areas include intellectual property, banking, False Claims Act, telecommunications, construction, distributorship and franchising, general tort, contract, bankruptcy, sports and entertainment, and trial and appellate practice.
- Representative clients: BPP Retail Properties, LLC, CIC Construction, Inc., CSA Architects and Engineers, LLP, Empresas Fonalledas, Mejia Construction, Inc., San José Limited Dividend Partnership, Sun West Mortgage Company, Inc., Vaqueria Tres Monjitas, Inc., Wal Mart Puerto Rico, Inc.

Principal

GIERBOLINI LAW OFFICE 01/07 to 09/16

San Juan, Puerto Rico

Solo practitioner with several practice areas ranging from general commercial and tort litigation and corporate practice, to specialized fields such as intellectual property, telecommunications, construction, bankruptcy, and sports and entertainment law. Since August 2010 to the present, of-counsel of Ledesma, Vargas & Villarrubia, PSC. Also, from August 2009 to August 2010, of-counsel of Meléndez-Pérez, Ledesma & Prats, and from August 2007 to August 2009, of-counsel of Martínez Odell & Calabria.

- Civil and commercial litigation practice both in the Federal and Puerto Rico courts. Practice areas include intellectual property, telecommunications, construction, distributorship and franchising, general tort, contract, bankruptcy, sports and entertainment, and trial and appellate practice.
- Significant published opinion: José C. Lloréns, et al. v. Rafael L. Arribas, et al., 2011 TSPR 204, 184 D.P.R. __ (2011).
- Representative clients: Architectural Steel Designs, BPP Retail Properties, LLC, Choco Coco For Kids, CSA Architects and Engineers, LLP, Fábregas & Cintrón Group Corp., FirstBank Puerto Rico, Inc., Pharmaceutical Generic Developers, Inc., San José Limited Dividend Partnership, Ta'buren, Inc., Twins Landscaping Corp.

Member

RODRIGUEZ MARXUACH & GIERBOLINI, PSC 07/03 to 01/07

San Juan, Puerto Rico

Four-lawyer Puerto Rico law firm with several practice areas, ranging from general civil and commercial litigation and corporate, to specialized fields such as telecommunications and real estate law.

- Responsible for managing the firm's litigation practice.
- Civil and commercial litigation practice both in the Federal and Puerto Rico courts. Practice areas include consumer credit, telecommunications, distributorship and

franchising, general tort, contract, banking, construction, antitrust, alternative dispute resolution, and trial and appellate practice.

- Significant published opinions: Departamento de Hacienda v. Sprint Communications Company, LP, et al., 2005 TSPR 32, 163 D.P.R. ___ (2005); New Comm Wireless Services, Inc. v. SprintCom, Inc., 213 F.Supp. 2d 61 (D. Puerto Rico 2002); New Comm Wireless Services, Inc. v. SprintCom, Inc., 287 F. 3rd 1 (1st Cir. 2002).
- Representative clients: AES Puerto Rico, L.P., ASC Telecom, Inc., CitiFinancial Services, Inc., Gallagher Basset Services, Inc., Industrial Rubber & Mechanics, Inc., Margo Landscaping & Design, Inc., Mentor Corporation, Muscular Dystrophy Association, Inc., Puerto Rico Industrial Development Co. (PRIDCO), Sonido, Inc., Sprint Communications Company, L.P., SprintCom, Inc., Sprint International Caribe, Inc., Sprint P.C.S., United States Trustee, Universal Service Administrative Co.

Senior Associate

Attorney

RODRIGUEZ MARXUACH, PSC
01/00 to 06/03

San Juan, Puerto Rico

Two-lawyer Puerto Rico law firm with several practice areas, ranging from general litigation and corporate, to specialized fields such as telecommunications and real estate law.

- Civil and commercial litigation practice both in the Federal and Puerto Rico courts. Practice areas included consumer credit, telecommunications, distributorship and franchising, general tort, contract, banking, construction, alternative dispute resolution, and trial and appellate practice.

Senior Associate

Attorney

MARTINEZ ODELL & CALABRIA – Litigation Department
12/95 to 12/99

San Juan, Puerto Rico

Seventy-lawyer Puerto Rico law firm specializing in litigation and corporate finance. At that time ranked 3rd largest law firm in Puerto Rico.

- Civil and commercial litigation practice both in the Federal and Puerto Rico courts. Practice areas included consumer credit, distributorship and franchising, general tort, contract, banking, construction, and trial and appellate practice.

EDUCATION

UNIVERSITY OF PUERTO RICO SCHOOL OF LAW
Juris Doctor – May 1995

Río Piedras, PR

FORDHAM UNIVERSITY
Bachelor of Arts in History – May 1992

New York, NY

AFFILIATIONS

- Carlos Beltran Baseball Academy Foundation – President (2015 – present)
- American Bar Association (Litigation, Business Law Sections; Forum on Sports and Entertainment)
- Federal Bar Association (Director – Raymond L. Acosta Puerto Rico Chapter 2007-2009)
- World Boxing Organization (Member of Complaints and Grievances Committee – 2007-2009)
- Fordham University Puerto Rico Club (Member of Regional Leadership Committee 2004-2006)