

# *Thought thrives on conflict*

## Dispute analysis and litigation

As the pace of business intensifies and globalisation continues, disputes and other difficulties will inevitably arise more often. Increasingly, these challenges involve dealing with customers across borders, joint venture partnerships, and foreign governments. They may also involve different cultures and legal systems, as well as unfamiliar regulatory and accounting requirements.

### *Benefits for our clients*

- A proven track record, from assessing case merits to giving expert testimony
- In-depth sector knowledge drawing on PwC's wealth of expertise in your industry
- The right expert – we draw on the subject matter expertise required, including accountants, economists, actuaries, business valuation specialists and engineers
- A globally connected Forensic Team – as disputes invariably cross borders, we provide a seamless team working to address your needs, wherever they may arise

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## *Services we offer*

We offer assistance to legal counsel, owners, joint venture partners, general contractors and subcontractors, and other parties in the financial issues related to disputes, including:

- early or pre-claim assessments of damages
- quantification of losses resulting from delay, disruption, loss of productivity, changed work, or breach of contract
- forensic accounting investigation
- identification of the best data to seek or provide in an Examination for Disclosure / Discovery
- commenting on opposing expert reports.

**International arbitration,** including assistance with claims such as:

- breach of contract
- construction disputes
- acquisition disputes
- claims under investment treaties.

### **M&A transaction and shareholder disputes**

- Participation in negotiations, assessing negotiating strategy
- Challenging completion accounts
- Interpreting and applying financial and accounting aspects of sales and purchase agreements
- Drafting accounting and financial reporting clauses in M&A agreements

**Construction disputes,** including resolving complex construction disputes around capital projects, including power utilities, road, rail and airport infrastructure, office buildings and other facilities.

**Insurance claims services,** including advising on insurance risks and claims.

### **Expert witness services**

- Trial preparation
- Expert testimony
- Cross-examination assistance

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## *Success stories*

Our client, a private equity fund, was in a dispute over the divestment price of a business. We challenged the arguments brought forward by the other party regarding various accounting adjustments that purportedly decreased the divestment price by approximately USD 100 million. As a result, the dispute did not go forward and our client reached a very favourable settlement.

Our client wanted independent support in quantifying its losses after a severe storm. This included establishing and verifying the records needed to support these loss calculations in negotiations with insurers and third parties. We analysed the related contracts and insurance agreements and subsequent correspondence, and recalculated the loss. As a result, the client's insurance company compensated it for the loss.

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## *Contact us*

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