



Dr. Florian Schumacher

Dr. Florian Schumacher (Counsel) practices in the area of real estate & construction. His practice entails advice to investors, project developers, customers and contractors, architects and planners regarding the drafting, negotiation and implementation of contracts as well as transaction and corporate structuring. Dr. Schumacher represents his clients in litigation and arbitration proceedings. He is a lecturer at Mannheim Business School and author of numerous publications.

Fields of Expertise

Mergers & Acquisitions
Corporate Law
Litigation & Arbitration
Real Estate & Construction

Education

University of Freiburg
University Pierre Mendés France of Grenoble, France (Diplome d'Administration et Politique International)
University of Mannheim (Dr. jur.)

Specialist Lawyer for Construction and Architectural Law
Specialist Lawyer for Commercial and Corporate Law

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MATTERS

- Advising and representing a Dax 30-company in construction law matters and disputes including structuring and holding of employee trainings on construction and architect law
- Advising an investor in connection with the building of a automobile experience center for Porsche as well as further projects at the Formula 1 race track Hockenheimring
- Advising a project developer in connection with the building and the sale of several logistics centers through a

forward deal with subsequent leasing

- Advising a chemical company in connection with the building of chemical production plants
- Advising an industrial company in connection with several construction projects (administration building, logistics center, etc.)
- Advising and representing an object developer in various matters and legal disputes (in the hundreds) in connection with all kinds of construction-related transactions and questions

PUBLICATIONS

- "Europarechtswidrig – aber trotzdem verbindlich?", Immobilienmanager 1/2-2020, 14 et seqq.
- "Mindesthonorare nach HOAI sind europarechtswidrig", Immobilienmanager 8/2019, 16 et seqq.
- "Organhaftung und D&O-Versicherung im Schiedsverfahren", NZG 2016, 969 et seqq.
- "Handelsrecht", 3. Edition 2018 (with Georg Bitter)
- "Der GmbH-Vertrag", 4. Edition 2014 (with Jochem Reichert)"
- Quo vadis, SPE - Auf dem Weg zu einer europäischen Gesellschaft nationalen Rechts?", GmbHR 2012, 682 et seqq. (with Jonas Stadtmüller)
- "Zur Anwendbarkeit des § 31d WpHG auf Gewinnmargen im Finanzinstrumentenvertrieb", WM 2011, 678 et seqq.
- "Provisionen im Finanzinstrumentenvertrieb durch Kreditinstitute – Die Zulässigkeitssschranken des § 31d WpHG", 2011
- "Vertretung in Organsitzungen der Societas Europaea (SE)", NZG 2009, 697 et seqq.
- Geschäftsführerhaftung für Zahlungen nach Insolvenzreife: Anmerkung zu BGH, Beschluss vom 5. November 2007 - II ZR 262/06, WuB II C. § 64 GmbHG 2.08 (with Georg Bitter)
- "Rückvergütungszahlungen von Investmentgesellschaften an Kreditinstitute", BKR 2007, 447 et seqq.
- "Aktuelle Fragen des Bank- und Kapitalmarktrechts aus betriebswirtschaftlicher und rechtlicher Sicht", BKR 2007, 391 et seq. (with Sina Borgsen and Peter Wolf)
- "Wie einheitlich ist das Einheitliche UN-Kaufrecht tatsächlich?", DAJV-NL 2007, 90 et seqq. (with Marcel Barth)
- Cultural Clashes and Conflicting Ethics: The Professional Conduct of Attorneys in International Arbitration Practice", DAJV-NL 2007, 40 et seqq. (with Marcel Barth)
- "Fiduciary duties and bonus payments: a combination that can easily lead to criminal prosecution?", International Litigation Newsletter of the International Bar Association 2006, 44 et seqq. (with Stephan Wilske and Christian Arnold)
- "Kaufoptionsvertrag und Verwendungsrisiko im UN-Kaufrecht", IHR 2005, 147 et seqq.

MISCELLANEOUS

- Member of Institut für Baurecht Freiburg im Breisgau e.V. (IfBF)
- Member of Gesellschaftsrechtliche Vereinigung (VGR)
- Member of Deutsche Institution für Schiedsgerichtsbarkeit (DIS)
- Member of Dispute Resolution Network (DRN)
- Lecturer at Mannheim Business School

LANGUAGES

- German
- English
- French