



# Jáuregui y Del Valle

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## Luis Gerardo Del Valle Torres

MANAGING PARTNER

Mr. Del Valle is the Managing Partner of Jáuregui y Del Valle, S.C and over the past 20 years has actively participated in some of Mexico's most important tax transactions. Mr. Del Valle specializes in tax consultancy services, including domestic and cross-border transactions; structuring of investment funds for real estate funds and pension plans, private clients, tax litigation and consultancy on tax policy matters.

### EDUCATION

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**2002**

New York University, School of Law, Master in International Tax Law

**2001**

University of Cambridge, Faculty of Law, Master of Law, British-Chevening Scholarship

**1999**

Universidad Nacional Autónoma de México, Attorney at Law, Magna Cum Laude

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### PRACTICE AREAS

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Tax Transactions

Tax Legislation & Regulations

Tax Litigation

Tax Controversy

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## EMPLOYMENT

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### **2013 to date**

Managing Director at the Law Firm of Jáuregui y Del Valle, S.C.

### **2008 to date**

Founding Partner and Chairman of the Board at the Law Firm of Del Valle Torres, S.C

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## TRANSACTIONS

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In the past 20 years Mr. Del Valle has actively participated in tax transactions of major importance, between others: public and private, from IPOs, issuance of CKDs, FIBRAs, FICAPs, real estate and infrastructure fund structuring, international and domestic reorganizations, bond issuance, financing, as well as general tax advice to different kinds of companies including car manufacturers, manufacturing companies in different sectors, banks, insurance and reinsurance companies, construction companies, retail, oil, telecommunications:

- Advised Toyota Manufacturing and Engineering incorporating and starting operations in Mexico.
- Advised IBM on the Lenovo acquisition.
- Advised GE Real Estate on the sale of an industrial properties portfolio for USD\$453,000,000.
- Advised Walton Street on the issuance of a CKD for an amount of MXN\$4,370,000,000, approximately, US\$250,000,000 at the time.
- Advised Cobalt, Inc. on obtaining a senior secured guaranteed term loan for an amount of USD\$20,000,000.
- Advised Prudential Real Estate Investors in establishing various funds over the last fifteen years acting as investors banks, insurance companies, sovereign wealth funds, family offices, etc.
- Advised FINSA and Walton Street Capital in the issuance of a CKD for an amount of \$2,750,000,000, approximately USD\$150,000,000.
- Advised Barnhart in raising a Real Estate Fund for an amount of CAD\$160,000,000.
- Advised Terrafina in their IPO for an amount of US\$716,136,381.
- Advised Planigrupo in the issuance of a CKD for an amount of \$2,475,200,000, approximately USD\$150,000,000.
- Advised Prudential Real Estate Investors in the issuance of a CKD for an amount of \$3,095,000,000, approximately USD\$200,000,000 at the time.
- Advised West LB on the issuance of CBs in a financing to CEMEX.
- Has advised numerous companies in mergers and acquisitions of the greatest importance.
- Advised ING in the structuring of a Real Estate Fund in Mexico.
- Advised Clarion in one of its real estate funds in the acquisition of a most relevant retail real estate acquisition for approximately USD\$200,000,000.
- Advised Terrafina in the acquisition of a an industrial portfolio from KIMCO of approximately USD\$800,000,000.

### Legislation & Regulations

Mr. Del Valle has advised as well Chambers and Governmental and non-Governmental Organizations in discussing with the Government legislative solutions to issues of different sectors.

### Litigation

Mr. Del Valle has been successful in very relevant cases in federal and state tax and administrative litigation. Due to the outcome of litigation where he has represented clients numerous provisions of tax law have been either repealed or amended by Congress. Some of those cases are:

- Represented an international transportation company in obtaining a permit to operate in Mexico as a multi-national in transportation activities where a favourable final decision was obtained.
- Represented a company trading in gold in litigation against a tax credit of approximately US\$3,000,000,000 where a favourable final decision was obtained.
- Represented companies in the food sector in litigation against tax credits or refusals to grant tax refunds because of the 0% VAT rate applicability for amounts ranging between US\$10,000 to US\$300,000,000.
- Represented real estate funds in litigation because of tax credits issued by tax authorities because of international reorganizations.
- Represented clients in litigation against credits issued because of transfer pricing issues.
- Represented different companies in litigation on tax refund claims.
- Represented different companies in litigation on penalties.
- Represented numerous companies in litigation against legislation issued by Congress considered to have been issued in violation to the Mexican Constitution.

#### Tax Controversy

Mr. Del Valle has successfully represented numerous companies in tax examinations before the tax authorities, as well as tax refund claims, and controversies between tax authorities of different countries because of limitation of benefits, transfer pricing, exchange of information or applicability of Tax Treaties.

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#### CONTACT

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🗣 Speaks Spanish English French

#### AWARDS

Mr. Del Valle received from the Universidad Nacional Autónoma de México the Eduardo García Maynez and Gabino Barreda medals for obtaining the highest academic achievement in his class.

He has also been awarded with the first place in the National Prize of Administrative Justice organized by the Federal Tax Court. Mr. Del Valle was named the "Ernesto Flores Zavala" Professor of the Faculty of Law of the Mexican National Autonomous University in 2015. He is currently Professor at the National Autonomous University of Mexico.