

# ASTIGARRAGA DAVIS

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## Annette C. Escobar

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## Practice

- International Commercial Litigation
- International Arbitration
- Class Action Defense
- Appellate Law

## Education

- J.D., St. Thomas University School of Law, 2000; Senior Articles Editor, Thomas Law Review
- B.A., University of Miami, 1997

Annette C. Escobar focuses her practice in international commercial litigation and arbitration at Astigarraga Davis, where she has practiced since the firm's inception. She has extensive experience in representing multi-national companies in international business disputes arising from Latin American operations, as well as from other business transactions, including claims under the Trademark Act, the Copyright Act, RICO, and the Edge Act, among other laws, in both state and federal courts. Her experience also includes the defense of business torts and contract disputes and class actions.

Among her recent published cases in which Escobar has participated before both Florida federal district and state appellate courts are: May Inv., Inc. v. Lisa, S.A., 2002 WL 341843 (Fla. 3d DCA Mar. 6, 2002) (writ of mandamus reversing improper recusal); Lisa, S.A. v. Gutierrez, 806 So. 2d 557 (Fla. 3d DCA 2002) (affirming order quashing ambush service); Warter v. Boston Securities, S.A., 2004 WL 691787 (S.D. Fla. 2004) (denying motion to remand action removed on the basis of the Edge Act, dismissing claim for intentional infliction of emotional distress, and dismissing negligence claim based on the economic loss rule); HSN Capital LLC v. Productora Y Comercializador de Televisión, S.A. de CV. (México), 2006 WL 1876941 (M.D. Fla. July 6, 2006) (confirming million dollar international arbitration award in face of challenge that the lead arbitrator was biased due to relationship with counsel for client); Lisa, S.A. v. Bosch Gutierrez, 928 So. 2d 1234 (Fla. 3d DCA 2006) (successfully obtained affirmance of order dissolving seven-year-old injunction enjoining \$82 million assets in an action involving shareholder dispute emanating from Guatemala); Lisa, S.A. v. Bosch Gutierrez, 2007 WL 1667229 (11th Cir. June 11, 2007) (successfully obtained affirmance of dismissal of multi-million RICO action to Guatemala for *forum non conveniens*), *aff'g*, 441 F. Supp. 2d 1233 (S.D. Fla. 2006); Rintin Corp. S.A. v. Domar, Ltd., 476 F.3d 1254 (11th Cir. 2007) (successfully obtained affirmance in appeal of first impression from order confirming, pursuant to Florida International Arbitration Act, multi-million dollar international arbitration award containing anti-suit injunction against foreign proceedings), *aff'g*, 374 F. Supp. 2d 1165 (S.D. Fla. 2005).

Selected as a "Top Up & Coming Attorney" by Florida Trend's Florida Legal Elite, Escobar served as chair of the editorial board of the Florida Bar Journal and is actively a member of the editorial board. She also is actively involved in the International Law Section of the Florida Bar and serves as co-chair of the editorial board for Alternative Dispute Resolution Committee newsletter of the Litigation Section of the American Bar Association. She also served as co-chair of the Florida Bar Media Awards and editor of the Reporters' Handbook, <http://www.flabar.org>, 2000-02, for the Media and Communications Law Committee, in which she continues to be actively involved.

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Escobar has also co-authored various articles and publications, including *Staying a Money Judgment in Federal Court Without Posting a Supersedeas Bond*, The Florida Journal, December 2003, Co-Author with Edward M. Mullins; *Expanded Judicial Review of Arbitral Awards – Some Drafting Thoughts*, The International Arbitration News, Vol. 1, No. 2, 10 (Summer 2001), Co-Author with Jose I. Astigarraga; *Florida Bar Legal Citations*, The Reporter's Handbook, Media Law Center, Florida Bar Web site (2000), Co-Author with Edward M. Mullins; *Federal Arbitration Act Under Congressional Attack: Recent Efforts To Create Exceptions To The FAA* (Spring 2003), co-author with Edward M. Mullins. Most recently she co-authored a chapter on enforcement of foreign judgments in the book, *International Litigation Strategies and Practice*.

She graduated cum laude from the University of Miami, with a concentration on International Finance and Marketing and Business Management and Organization, as well as a minor in computer information systems. She obtained her J.D. from St. Thomas University School of law, from which she graduated with high honors, salutorian equivalent. During her law school career, she was the senior articles editor for the St. Thomas Law Review.