

# FIRM PROFILE



Pragmatic Legal Solutions for Today's World

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# Who We Are



PMAK Advocates is a dynamic, pragmatic and proactive law firm poised to make its mark in the Kenyan legal landscape. With a fresh approach and a team of versatile advocates, we specialize in providing comprehensive legal services across a wide spectrum of areas.

We cater to a diverse clientele, from industry giants to ambitious entrepreneurs by providing tailored legal strategies, offering expert guidance and strategic representation. Our services are tailored to meet the diverse needs of our clients to empower and enable them thrive in today's ever-evolving market.

We are committed to delivering exceptional results and strive for excellence in every matter we undertake. Trust PMAK Advocates to be your trusted partner in navigating the complexities of the legal world.

The Firm now has a well-established client base and is growing in step with Kenya's developing and burgeoning economy.



# Vision

To be a premier African law firm, providing pragmatic legal solutions, making a positive societal impact, and nurturing careers for sustainable success.

# Mission

We are committed to deliver the highest quality legal services with integrity and efficiency, fostering a nurturing work environment for our team, and contributing meaningfully to society.



# Our Core Values



#### Olient Focus

Our goal is to exceed client expectations in every interaction. We listen to our clients, understand their unique needs, and tailor our services to achieve the best possible outcomes.

#### 02 Integrity

Integrity is the cornerstone of our practice. We uphold the highest ethical standards, ensuring honesty, transparency, and accountability in all our dealings. This guiding principle empowers us to consistently provide reliable, effective, and ethical legal solutions.

#### 03 Excellence

At PMAK Advocates, excellence is the cornerstone of our practice. We are dedicated to providing unparalleled legal services, ensuring that every case is handled with the utmost professionalism and diligence. We go above and beyond to ensure our clients receive the highest quality legal advice and representation. This involves meticulous attention to detail, thorough research, and strategic planning.

### Teamwork and Collaboration

We believe that the best outcomes are achieved when diverse perspectives and skills are brought together in a cohesive and supportive environment. We work together across all levels and departments, leveraging the unique strengths and expertise of each team member. We foster an environment where ideas and feedback are freely exchanged, ensuring that every voice is heard and valued.



# Professional and Business Registration



#### Business Registration

We are duly registered as a Partnership under the Laws of Kenya

#### Professional Registration

All our Partners and Associates are fully qualified and registered Advocates of the High Court of Kenya.

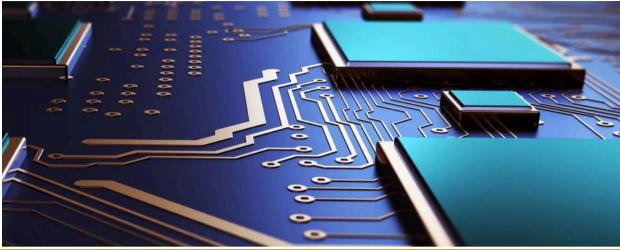
#### **Good Standing**

Our Partners and Associates maintain good standing with the Law Society of Kenya.



# **Technology**





In order to modernize our operations, improve client service, increase productivity and stay competitive in today's rapidly evolving legal landscape, the firm is now fully computerized and employs cutting-edge technology for managing client intake, scheduling, case management, billing, time-tracking, and other administrative tasks. We also implement robust cybersecurity measures to protect sensitive client information and confidential data from cyber threats.

We have subscribed to online legal research databases and platforms to access a vast array of legal resources, including cases, statutes, regulations, and secondary sources. This enables our advocates and other legal staff to conduct thorough legal research more quickly and effectively.

We have excellent remote collaboration tools which are employed for video-conferencing, project management and messaging platforms to facilitate communication and collaboration among team members, especially if they are working remotely or across different offices.



# Pragmatic Legal Solutions for Today's World



Our Legal Solutions are tailored to evolve with the rapidly changing societal and technological landscape by staying abreast of new developments and emerging challenges

We are intentional about making our Legal Services accessible to a broad spectrum of clientele irrespective of their background or financial situation. We incorporate flexible payment plans of our professional fees. We also partner with local legal aid organizations to provide services to underserved communities.

### Accessibility



#### **Practical Solutions**



Our team is focused on providing legal advice and solutions that are not just theoretically sound but also practically applicable. We adopt results-oriented strategies which minimize unnecessary legal procedures and reduce time and costs for clients.

#### **Dispute Resolution**

Our policy is to promote alternative dispute resolution methods like mediation, arbitration, and negotiation to resolve disputes efficiently and amicably, avoiding lengthy and costly litigation. We understand the need to resolve conflicts outside of court whenever possible, using litigation only when necessary.





# Practice Groups





Corporate and Commercial



Real Estate, Banking and Finance



**Dispute Resolution** 



Family Law & Succession



#### Real Estate, Banking & Finance

Our Real Estate, Banking & Financial Services team at PMAK Advocates provides strategic counsel to financial institutions, including banks, bank holding companies, investment banks, SACCOs, and investors, specializing in capital formation transactions, mergers and acquisitions, complex financings, and the design of capital-qualified debt and equity securities.

Leveraging on our extensive experience, we excel in representing private equity firms, financial services organizations, and public companies across various transactional, corporate, securities, and financing matters.

We have wide expertise conveyancing and land transactions such as preparation of and registration of mortgages, charges, debentures, purchases, sales, leases, surrenders, discharge of charge and transfers in perfection of securities, power of attorneys.

PMAK Advocates stands out for its adept guidance in the development of capital-qualified debt and equity products. Our firm's dynamic structure allows for seamless coordination with a full-service approach, utilizing multidisciplinary expertise to navigate intricate and complex transactions. Emphasizing teamwork, we are well-equipped to handle diverse transactions involving financial institutions with precision and efficiency.

#### **Corporate and Commercial**

Our Corporate and Commercial law practice comprises of all manner of commercial transactions and cuts across several industries including insurance, Information Communication & Technology (ICT), Banking and Finance, Aviation Law, telecoms, Non-Governmental Organisations (NGOs), manufacturing and fast-moving consumer goods (FMCG) companies.

We have vast knowledge and experience in advising corporate entities of legal requirements relating to permits, approvals, licensing, reporting requirements, regulatory requirements and supervision across a range of sectors such as Capital markets, energy law and natural resources, and Competition Law.

We have a robust corporate governance arm within the corporate and commercial practice under which we review client's corporate governance structures and give advice on legal, compliance and governance measures relating but not limited to directors' duties, anti-corruption / bribery and anti-money-laundering.

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#### Family Law & Succession

Our Family Law & Succession practice is constituted of a dedicated, diligent and determined team of family lawyers providing personalized legal services. We act with compassion and integrity, with an empathetic and supportive approach. Our style is pragmatic, constructive and sensible, and designed to fit the client's specific circumstances - helping you to resolve your family issues and giving you peace of mind.

Working together with Client, we advise on separation and the divorce/dissolution process, dealing with divorce proceedings sensitively and efficiently to achieve the best possible outcome.

We understand that children are vulnerable to the impact of divorce and separation. Therefore, our advice and legal representation enables the client to achieve child-focused, practical and workable solutions.

At PMAK Advocates, our team provides a seamless, high-quality service to private clients searching for bespoke advice on wills, trusts and probate. Our team of experienced Wills and probate advocates can assist you with any related service, from making a Will and Lasting Power of Attorney to the Petition for Letters of administration of estates and gifting property.



#### **Dispute Resolution**

We employ cutting-edge litigation tools to secure the best possible results for our clients' business. We pride ourselves on our commercially focused reputation – which means clear and efficient handling of commercial disputes while working with the Client to ensure there are no unwelcome surprises. Our advocates advise on any dispute and help our clients achieve commercially focused outcomes in all disputes at whatever stages. Our team is a powerful ally if your business is looking to safeguard your business and maximize your future opportunities. In essence, we offering our clients stability in a changing world.

Our commercial litigation lawyers are always focused on resolving any commercial disputes efficiently and cost-effectively. We see ourselves as your strategic partners, and our approach is designed to help you achieve your goals in the short and long-term. We're with you every step of the way, and if you're facing a difficult challenge or dispute, we're ready to help you navigate through it and achieve your objectives.

We offer a wide range of legal services to our clients. Our experienced team handles various complex matters such as criminal defense, environment and land disputes, public procurement law, public interest litigation, employment disputes, insurance matters, and more.



**COMMERCIAL LITIGATION** 

CONSTITUTIONAL LITIGATION

EMPLOYMENT AND LABOUR RELATIONS LITIGATION

ENVIRONMENT AND LAND CASES

PUBLIC INTEREST LITIGATION

INTELLECTUAL PROPERTY LITIGATION





### **Our Team**





#### Simon Peter - Managing Partner

Simon is an Advocate of the High Court and a Commissioner for Oaths. He holds a Master of Laws (LLM) from the University of Nairobi, a Bachelor of Laws (LLB) from the same esteemed institution, and a Postgraduate Diploma from the Kenya School of Law. Further, Simon is a certified professional trained by Mediation Training Institute and a member of the DR Hub Kenya.

He previously, worked at Mwaniki Gáchoka and Company Advocates LLP as an Associate where he horned his skills in commercial and civil litigation, Procurement Litigation and Employment and Labour Relations Dispute resolution and Conveyancing, and Real Estate, Banking & Finance. He has also worked at East African Portland Cement PLC, where he rose to the position of Senior Legal Officer. He has sharpened his skills in Legal Risk Compliance and Governance advisory, dispute resolution through commercial and civil litigation, intricate matters of employment and Labor Relations, Real Estate intricacies, and manufacturing. He currently heads the Real Estate, Banking & Finance Practice Group.

Simon is a member of the Law Society of Kenya and the East African Law Society.



#### Job Musembi Titus - Partner

Job is a Partner at the Firm and heads the Dispute Resolution Practice Group. He is an Advocate of the High Court of Kenya. He holds a Bachelor of Laws (LL.B.) Degree from the University of Nairobi and a Post-Graduate Diploma from the Kenya School of Law. He has previously worked at the Firm of Ngeri, Omiti & Bush Advocates LLP where he rose to the rank of Senior Associate having started out as a Legal Assistant.

The Firm leverages on Job's extensive experience in dispute resolution where he has always maintained focus in achieving the best outcomes for clients through resolving and avoiding disputes. He is a razor-sharp litigator with a keen interest in handling Commercial & Civil Litigation, Public Procurement Litigation, Tax Litigation, Electoral Petitions, Constitutional & Judicial Review Litigation, as well as Employment and Labour relations advisory and litigation.



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#### Dr. William Kiema Sammy - Partner

William Kiema Sammy holds a Bachelor's of Law (LLB) from the University of Nairobi, a Masters of Laws (LLM) in International Trade Law from the University of Cape Town, South Africa and a Doctorate in Air and Aviation law from the University of Cape Town.

William is also a Certified Public Secretary and accredited Governance Auditor by the Institute of Certified Secretaries of Kenya, which is a professional membership association under the National Treasury and Economic Planning, and whose mandate is the promotion, development and regulation of the governance and corporate secretarial practice in Kenya. As a member of the Institute, William has conducted governance audits for several state corporations and trained Boards of Directors and senior management on several topics on corporate governance, data and climate governance.

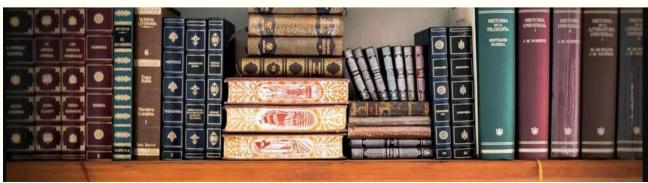
William serves as a Council Member at the Institute of Certified Secretaries of Kenya and is also a lecturer at the Kisii University, School of Law. His Corporate Governance, Regional Integration and Development in Africa, teaching & research interests include Air and Aviation Law, International Trade Law, Commercial Arbitration, Intellectual Property Law, Data Protection, Competition Law, and Investment Law.



#### Peter Ocholla - Associate

Admitted to the bar in March 2023, Ochieng Ochola is a skilled Advocate of the High Court of Kenya. Ochieng has a strong background in academia; he has a Post-Graduate Diploma from the Kenya School of Law and a Bachelor of Laws (LLB) from the University of Nairobi School of Law.

As a legal practitioner, Ochieng offers a wealth of expertise to a wide range of practice areas. Ochieng offers tailor-made legal solutions cognizant of the particular requirements of each client, with a focus on: land law and local government issues; conveyancing; litigation; commercial law and/or corporate law; and environmental law among other limbs of law. Whether navigating complex legal issues outside the court or advocating in court, Ochieng Ochola exemplifies professionalism, integrity, and an unwavering commitment to client success.



# **Our Services**



We consider our Firm to be a one-stop legal services shop providing a diverse range of legal services which include the following:

- 1. Company Secretarial and Corporate **Governance services**
- 2.Legal Audit Services
- 3. Contract Drafting and Negotiation
- 4. Advisory on Financial Technology and 14. Public Interest Litigation **Digital Banking**
- 5. Trademark and Patent Registration **Services**
- 6.Real Estate, Banking and Finance legal 17. Employment Litigation and Advisory services
- 7. Commercial and Civil Litigation
- 8. Criminal Litigation
- 9. Divorce and Matrimonial Property Litigation

- 11. Wills and Estate Planning
- 12. Legal Representation in Probate and **Administration**
- 13. Constitutional Litigation
- 15. Public Procurement Litigation
- 16. Child Custody and Maintenance **Disputes**
- 18. Environment and Land related disputes
- 19. Aviation Law Advisory and
- **Consultancy Services**

# Social Impact Pledge



As a Firm, we are cognizant that we occupy a unique position that has the capacity to address social challenges in the broader community. We also believe that the practice of law extends beyond the courtroom and the office. The Partners acknowledge that our obligation as lawyers encompasses a profound responsibility to the broader community and a commitment to justice, equality and the common good.

We recognize the myriad of social challenges that our communities face and that our role as legal professionals empowers us to effect meaningful change, support those in need, and advocate for a more just and equitable society.

The Firm therefore pledges to leverage our skills, resources, and influence to make a positive impact. We are dedicated to promoting access to justice, advancing human rights, and supporting initiatives that enhance the quality of life for all individuals, particularly the underserved and marginalized.

TO THIS END, the Partners pledge to ensure that the Firm shall be engaged, whenever necessary and affordable, in the following programs:

- Legal Representation for Marginalized Groups;
- Support for Non-Profit Organizations;
- Public Education and Awareness through Workshops, Seminars & Publications;
- Policy Advocacy;
- Partnership with similar-minded organizations and advocacy groups;
- Economic Support through Scholarships for underprivileged students and grants for community projects;
- Diversity and Inclusion in the recruitment of our staff;
- Public Interest Litigation; and
- Partnerships with Educational Institutions in Kenya.







Pragmatic Legal Solutions for Today's World

2024