

**Muthomi Gitari Advocates LLP,
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Mamlaka Road- Off Statehouse Road,
P.O Box 13747-00100,
Nairobi.**

Law Firm Profile

HEAD OFFICE

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LAW FIRM PROFILE SUMMARY

This corporate profile summary is based on factual data and is a true reflection and representation of the nature and existence of a medium size law firm based in Nairobi, Kenya.

ABOUT US

Muthomi Gitari Advocates LLP is a top rank medium size law firm offering tailored legal solutions in Kenya and open to other common law jurisdictions within the eastern hemisphere of the African continent with management offices in the Kenyan capital Nairobi and Chuka town. From the very elementary stages, the firm has been organically dynamically built while paying credence to the challenges faced by the Kenyan people in their quest for justice and diligent legal representation in a society that is still grappling with constitutional rights violations, employment and labour relations conundrums, emerging and delicate taxation regime, land conflicts and protracted litigation among other challenges.

In the backdrop of such a complex societal construction, we have committed ourselves to provide our clients with specialised legal advisory services, high level dispute resolution (through the twin strategy of litigation and alternative dispute resolution mechanisms) and handling complex and high value conveyancing and commercial transactions.

At Muthomi Gitari Advocates LLP, we have a keen understanding of the legal regulatory framework and substantial expertise in property law and conveyancing, commercial law and litigation, public procurement, corporate and financial services, corporate restructurings, mergers and acquisitions, employment law, intellectual property, insurance and tax matters

We are steadfast and industrious negotiators and litigators going an extra mile to protect the rights and interests of our clients by means of legal representation platforms such as courts, arbitration and mediation all aimed at yielding the most desired solutions and results for our esteemed clients.

Our comprehensive knowledge, commitment to honesty, dedication to service and a stellar record offer a unique advantage for clients in our areas of practice for they are always destined to the best outcomes.

WHY SELECT US

We offer unique tailor made legal solutions resulting from deep knowledge, motivated team with ability and highly professional legal representation especially in the wake of complex legal matters.

To effectively cater for our clientele, the firm is organized into four complementary departments according to our areas of practice;

- i. Commercial Department
- ii. Real Estate Property Transactions (Conveyancing) Department
- iii. Litigation and Arbitration Department
- iv. Legal Advisory and Consultancy Department.

These four Departments work harmoniously, taking maximum advantage of the collective expertise and experience of the staff across the firm to successfully complete assignments and transactions. We strive to ensure that our clients' interests are protected and promoted by taking a pragmatic and strategic approach to problem solving.

STRATEGIC LITIGATION

For our team, the journey to a successful litigation and achievement of our clients' objectives is not a convoluted or pedantic one, for we strike the best case winning strategy and set up the most efficient platform to do it.

We plan cases strategically, build an ironclad war chest, complete with excellent persuasive facts, language and evidence. We present well grounded evidentiary material, thanks to our team of dedicated legal researchers; through this, we assure our clients of the endless possibilities of always having their way.

EXPERIENCED LAWYERS

“A mind that is stretched by a new experience can never go back to its old dimensions” –Oliver Wendell Holmes

We boast of a devoted team of legal practitioners commanding vast experience in various areas of law and therefore an instinctive assurance of our professional wherewithal to offer our esteemed clientele the real-time solutions that they yearn for in the legal practice environment. This is why we stand out as a notable medium size law firm in the country.

Our team of staff have varied educational and professional backgrounds with exposure to the Kenyan, East African and other legal systems helping the firm to find innovative solutions to client challenges.

OUR TEAM

Gitari Dennis Muthomi - Managing Partner

Dennis Gitari holds a Bachelor of Laws degree (LLB) and a Post-graduate Diploma in law from the Kenya School of Law. Mr.Gitari was admitted to the bar as an Advocate of the High Court of Kenya in 2017. He is the founding and Managing Partner of the firm and also leads the Commercial and litigation departments of the firm. He is currently a LLM candidate in Comparative constitutional law at the University of Nairobi.

Mr.Gitari also serves as a board director at the National Hospital Insurance Fund, a state corporation where he represents the Council of Governors (47 County Governments) having been nominated by the Council of Governors on 24th January 2023 for a period of 3 years.

Having traversed the corridors of justice for over 6 years, Mr.Gitari holds a wealth of experience and expertise in Commercial, Corporate and Property Law, a spectacular track record in Employment Law and Human Rights Law and is a Commissioner for Oaths and Notary Public and a registered Patent Agent.

His other specialty areas include:

- Election petitions and Election Laws
- Intellectual Property

- Commercial transactions
- Capital markets
- Legislative drafting
- Constitutional Law
- Debt recovery
- Financial Law litigation
- Business Law
- Taxation

PROFESSIONAL MEMBERSHIP

- Law Society of Kenya
- International Committee of Jurists-Kenya

Warau JG Wambui – Partner

Ms. Warau is a holder of Bachelor of Laws degree (LLB) and a Post-graduate Diploma in law from the Kenya School of Law.

Ms. Warau was called to the Bar in 2019. She heads the Real Estate Property Transactions (conveyancing) and the Legal Advisory and Consultancy Departments at the firm.

With over 5 years in legal practice, Ms. Warau has amassed considerable wealth in her areas of practice and she handles the firm's matters with great expertise.

Her other areas of practice include:

- Legal drafting
- Constitutional evaluation and interpretation
- Civil litigation
- Energy Law

PROFESSIONAL MEMBERSHIP

- Law Society of Kenya
- FIDA -Kenya

OUR SUPPORT STAFF

Dennis Murimi -Legal Assistant

Mr.Murimi is a dedicated and diligent paralegal who has walked with us the journey every step of the way from the incipient stages of our establishment. He has untrammelled interest in law and advocacy and is self driven.

Mr. Murimi is a qualified court process server licensed by the Judiciary.

Having walked with us the corridors of justice for many years, Murimi has accumulated and built an expansive network within the legal arena; and represents an assurance of prompt court service, effective filing and timely extraction of court orders, decrees and judgements all the time.

Rachael Gacheri- Accounts Clerk

Rachel Gacheri joined the firm after successfully completing her diploma studies in Financial Accounting and graduating summa cum laude and has been instrumental in how we manage our accounts.

Catherine Wairimu Kinuthia- Legal Clerk

Ms.Wairimu holds a diploma in Law from the Kenya School of Law and is well versed in the operations of the Firm and its relationship with other sector players specifically the judiciary in prioritizing the needs of our clientele.

Beth Njue: Office Secretary

Beth embodies zeal and resilience in our firm and is always composed - an amalgam of wit and eloquence that welcomes all of you to our office.

OUR PRACTICE AREAS

The Firm has built a rich network and a desirable wealth of expertise in the following areas of practice:

- i. Constitutional Advisory and Litigation
- ii. Anti-Bribery and Corruption Litigation
- iii. Banking Law, Finance and Securities Disputes
- iv. Commercial and Contract Disputes
- v. Corporate Disputes and Corporate Governance
- vi. Employment Disputes

- vii. Environmental Litigation
- viii. Insurance Disputes
- ix. Public Law Disputes
- x. Real Estate Litigation and Planning Disputes
- xi. Tax Disputes

Our team of lawyers has developed excellent expertise in constitutional and administrative law matters particularly in relation to the 2010 Constitution.

We act for regulator and other public body defendants and our advocates appear regularly in high-profile litigation for the State and non-state actors. In the commercial sphere, our work spans subject areas as diverse as banking, energy, financial services, healthcare, pensions, pharmaceuticals, tax, telecoms and transport. More generally, our members have acted in some leading cases in environmental law, equality and discrimination, local authority powers, national security law and sanctions.

DISPUTE RESOLUTION & LITIGATION

The firm's highly regarded litigation practice is known for its experience over a wide range of sectors.

We act over the whole range of Constitutional and Administrative law practice areas in courts and tribunals in Kenya. We are experts in the law governing the relationship between persons (natural and legal) and the republic. For claimants, we are equally at home representing commercial clients challenging complex regulatory or governmental decisions as acting for individuals or NGOs in ground-breaking human rights and constitutional challenges.

INTELLECTUAL PROPERTY

The world has evolved so fast into a global village and e-commerce, information and communication technology, internet and the cyberspace have raised pertinent issues regarding intellectual property.

We have meaningful experience and expertise in the registration and renewal of trademarks and

have represented and continue to represent clients in the areas of:

- Trademarks
- Patents
- Copyrights
- Infringement
- Intellectual Property Advisory

We continue to engage stakeholders and walk with our clients every step of the way to protect their intellectual property rights.

ELECTION DISPUTES

The legal framework in electoral disputes is characterized by hierarchy of institutions – each having a specific jurisdiction and role.

We have handled pre-election disputes, including those relating to or arising from nominations, at the IEBC or PPDT.

We've also handled election petitions arising from the 2017 general elections in the magistrates' court and the High court.

COMMERCIAL AND BUSINESS LAW

We have an admirable team of competent and highly experienced practitioners handling various indices of commercial and business law.

We have advised clients and continue to do so diligently in the following areas:

- Corporate governance
- Registration of business establishments and companies
- Commercial transactions
- Corporate mergers and acquisitions
- Stock exchange

TAXATION

Following emerging trends and the ever growing and dynamic tax regime in Kenya, we have undertaken to walk with clients on all the aspects of taxation and tax laws.

We provide exemplary and detailed tax advice and other services within this arena to clients operating in all the notable sectors of the economy.

We have a wealth of knowledge and experience in tax dispute resolution and representation as we go the extra miles to negotiate with KRA on behalf of our clients and represent them in courts; as well as in the Tax Tribunal.

PROPERTY LAW

Property law is anchored on varied aspects such as sales, purchases, transfer, registration and administration.

We offer legal solutions to property developers, property buyers, property managers and property lessees and in most of these instances we get involved from the kindergarten stages of real estate development to the final stages of sale to the third party buyers.

We boast of an experience of conveyancing running into a decade of practice and assure our clients of undertaking diligent works on getting development approvals, title documentation, and obtaining registration documents. We also guarantee our clients legal advisory protocol on pre and post property ownership.

FINANCIAL LAW

We have built required expertise and legal market confidence in the areas of venture capital, development capital, public-private transactions and change of ownership transactions. These are key pillars of banking and financial law that we have constantly offered real-time solutions to.

We have for a considerable period of time formulated policies and 21st century strategic deliberations on financial equity, banking regulatory framework and regulatory compliance that make our clients smile all the way to the bank. We are dedicated to making the complex and time consuming financial engagements and paper-heavy financial law litigations easy for our clients.

HUMAN RIGHTS LAW

We have developed an enduring character, utmost professional commitment and excellence in Human Rights litigation over time and defended the rights and freedoms of many Kenyans. We pride in this because it defines our true nature and character. We have paid attention to the possibilities of many of our country men and women being unable to get justice due to challenges in accessing and affording attorneys and therefore participated in a number of pro bono cases of protecting and upholding human rights.

We are committed to defending the Rule of Law, Democracy and Constitutionalism and that is why we remain steadfast in taking up your instructions in litigation and arbitration in the undying quest to guard your rights and freedoms.

We continue to educate our staff on emerging issues in the arena of human rights through seminars, conferences, in-house training and lectures to ensure they are up to date with new legislations, vast jurisdictional approach and in-depth understanding of this very dynamic faculty of legal practice.

EMPLOYMENT LAW

Employment and Labour Relations is a multifaceted area of law bringing together various key stakeholders who are very critical in growth and development of the economy of any country. Employment is categorized by World Bank as one of the most lucrative ventures that uplift and restore the dignity of an individual. Labour unions and movements are not novel phenomena either; they have grown and expanded tremendously since the 19th century and this growth comes with new developments and changes in the making and operationalisation of laws and statutes. It therefore goes without saying that conflicts are bound to arise within the general working scheme of these platforms. Having understood this, we have offered to provide legal solutions that act as the most desired antidotes to our clients. We have represented clients in cases of unfair termination of employment and other bordering matters and continue to do so diligently.

DEBT COLLECTION

We have studied, understood and built expertise in the practice of law surrounding the debt recovery framework in the country. We therefore assure our clients that we offer top of the pyramid solutions and professionalism as far as debt recovery is concerned. Count us on this.

OUR MISSION

To deliver high quality client centred legal services and contribute in building a society committed to Justice and the Rule of Law.

OUR VISSION

To become an inspiring, regionally recognized and leading community of legal professionals in the world offering high end and tailored legal solutions

OUR VALUES

We are built upon the concrete blocks of Integrity, honesty and professionalism.

*****THANK-YOU*****

Some of our Corporate clients include;

- 1. The Baptist Convention of Kenya**
- 2. Nithi Water and Sanitation Co Ltd**
- 3. Geotech Developers Ltd**
- 4. The Tharaka Nithi County Government**
- 5. The Isiolo County Government**
- 6. Allied Medical Supplies (K) Ltd**
- 7. Communities Ever Greening Africa- NGO**

Contact us;

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