

MANDATE and POWER OF ATTORNEY

(form following the recommendations of the Chamber of Attorneys of Basel)

The undersigned

(Client)

herewith gives **mandate and Power of Attorney** to

Prof. Dr. Roland Fankhauser, LL.M.*

Attorney-at-law, Elisabethenstrasse 28, CH-4010 Basel

(Representative)

admitted attorney-at-law and member of the Chamber of Attorneys of Basel and the Swiss Bar Association, registered in the Registry of Attorneys-at-law of Basel-City, in order to act under his/her name

with right of substitution to

Dr. Peter Liatowitsch
Dr. Claudia M. Mordasini
Gabrielle Bodenschatz
Nadine Grieder
Corina Eichenberger-Walther*

Moritz Gall
Claudia Stehli
Dr. Marco Chevalier
Dr. Felix Liatowitsch*

*Consultants

against

regarding

attorney-at-law in front of all local and foreign tribunals as well as other authorities or as against private persons, and effect all acts which may be implied with the execution of the mandate, with the engagement to indemnify the Representative for costs and endeavours – with joint effect in case of several clients. The Representative accepts said mandate and undertakes to represent the client's interests to his best knowledge and belief and he can make any arrangements which he deems necessary and/or useful for the completion of the mandate.

This Power of Attorney remains valid in case of incapacity or death of the Client.

Under reserve of an individual as fee agreement between the Client and the Representative and provided no other compulsory rates are applied, the Fee regulation of the Court of appeal of Basel-City is authoritative regarding the calculation of the receivables of the Representative for fees, charges and expenses. The Client cedes in lieu of payment his claims of restitution of costs against the adverse party on behalf of the Representative. Should court awarded attorney fees be higher than the fees agreed upon in the individual fee agreement between the Client and the Representative, the Representative is entitled to the resulting surplus. Should the court awarded attorney fees be lower than the fees agreed upon in the individual fee agreement between the Client and the Representative, the Client will owe the difference between the court awarded fees and the fees resulting from the individual fee agreement. Disputes regarding the extent of demands resulting from the activity of the attorney-at-law can be prior/for the time being submitted to the moderation committee of the Chamber of attorneys of Basel for mediation.

The Representative is entitled, after 10 years following the liquidation of the mandate, to destroy the documents of the Client which have not been collected as well as his own reference file.

For all disputes arising from the above mandate and power of attorney, the Client and the Representative elect, notwithstanding of their domicile, the **place of jurisdiction in Basel and Swiss law is exclusively applicable.**

In case of any dispute regarding fees, **the Client discharges the Representative against the competent control and executory instance of the professional secret.**

Place / Date

Client

Place / Date

on behalf of the Representative