

# AFGHANISTAN

Experience  
Knowledge  
Access

## OVERVIEW

Since 1852, Miller Canfield's collaborative approach, deep resources and a network of local, regional and worldwide relationships have helped our lawyers get work done quickly, efficiently and successfully for our clients. We engage the best people and best practices and deliver the best possible results. We know our clients' businesses, organizations and industries and look out for their best interests. They look to us for legal expertise as well as insight and business advice. Together, we build businesses, communities and prosperity. We don't just advise. We make things happen.

Miller Canfield advises multinational as well as local companies on the full range of international commercial transactions and cross-border matters. Our knowledge of applicable regulatory schemes (e.g., customs, trade, export controls, antitrust and anti-bribery laws), combined with our experience in commercial legal issues (e.g., intellectual property, product warranties, enforceability), means that we are able to protect our clients' interests while they engage in commercial transactions and conduct business globally.

Our reach and experience extend to all parts of the globe. So we regularly represent clients in transactions throughout North America, Asia, Europe, South America, Africa, the Middle East and in emerging economies.

## EXPERIENCE

Miller Canfield Senior Counsel Donald Moore has been working in Afghanistan since 2007. He advises international and Afghan clients in areas such as banking, defense and security, finance, insurance, construction, media, mining, oil and gas, and transportation. He is supported by the Miller Canfield global cross-border transaction team and the ITAR and CFIUS teams.

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Donald's decade-long experience, including dozens of trips to Afghanistan, is enhanced through an excellent network of Afghan law firms and Afghan tax and advisory firms as well as close relationships with current and former Afghan officials and law professors.

On behalf of our clients, our team is very accomplished working with Afghan government agencies such as the Central Business Registry, the Ministry of Finance, Ministry of Mining, Da Afghanistan Bank and local customs authorities.

Donald has a long and excellent relationship with the Afghanistan embassy in Washington, D.C., including the ambassador and his political counselor, who help with client issues when requested.

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## OUR RELEVANT EXPERTISE INCLUDES:

- **Insurance Corporation of Afghanistan (ICA)** The first insurance company in Afghanistan, supported by USAID and the Lloyd's reinsurance market. Representation has included:
  - Advised ICA on the restructuring of the debt, equity and shareholders restructuring of ICA
  - Advised ICA on the acquisition of the assets of Ghazanfar Insurance by ICA (the first insurance acquisition in Afghanistan)
- **Afghanistan International Bank (AIB)** The first private-sector bank in Afghanistan. Representation has included:
  - Advised AIB on the acquisition of the assets of Standard Chartered Bank in Afghanistan (the first bank acquisition ever in Afghanistan)
  - Advised AIB and its shareholders on the sale of 15% of the shareholder's common to the International Finance Corporation (an affiliate of the World Bank)
  - Advised AIB on the confiscation of more than \$10 million by the US Department of Justice under the civil forfeiture statute
  - General advisory work on various corporate governance, USAID, OPIC and other matters over a multi-year period
  - Advised AIB and the owner of AIB's new headquarter building, the largest private construction project in Afghanistan, on construction bids and contracts
- **Afghanistan Krystal Natural Resources** The first Afghan mining company to receive private-sector foreign funds
  - Advised the client on the investment of \$50 million by a consortium of JP Morgan clients
  - Advised the client on the regulatory and re-licensing issues surrounding the investment
- **Amu Darya and Tajik-Basin Oil & Gas Bids** Two of the largest oil & gas exploration tenders in Afghanistan
  - Advised Ministry of Mines on tender documents regarding Amy Darya tender
  - Advised a consortium of US and Afghan companies on their bid for the Tajik-Basin tender
- **Afghanistan Beverage Industries (ABI)** A leading water-bottling company, which was the top provider of water to the ISAF troops
  - Advised ABI on a protracted shareholder dispute
  - Advised ABI on its bid to be the Pepsi bottler for Afghanistan
- **Moby Media Group** Moby Media Group was the first private-sector radio and television provider in Afghanistan
  - Advised the client on multiple contractual matters and disputes over a multi-year period
- **Safenet Security Services** A South African security services provider
  - General advisory work on multiple contracts and other matters over a multi-year period in Afghanistan
- **KamAir** An Afghan-based airline
  - Advised the client on various aircraft leases and other aviation matters
- **Harris Corp** A U.S.-based technology, communications and information services provider
  - Advised Harris on post Bilateral Security Agreement registrations (Central Business Registry) and taxation (Ministry of Finance) matters
- **CSRA** A U.S.-based information services provider in the national security sector
  - Advised CSRA post-Bilateral Security Agreement registrations (Central Business Registry) and taxation (Ministry of Finance) matters
- **Various Transportation and Logistics Companies operating in Afghanistan**
  - Numerous commercial and defense transport matters, including teaming arrangements, transport leasing, sale and lease-back, and warehousing and distribution agreements within Afghanistan