

**COSTIN
&
WEBSTER
LAW FIRM**



FIRM OVERVIEW

Costin & Webster Law was initially founded as *Webster Nabea & Co. Advocates* in the year 2015. It thereafter changed to its present name after the merging to form a partnership with the firm of *Costin Simiyu & Associates Advocates* in February, 2018.

Our focus at *Costin & Webster Law* is two pronged. We are deeply committed to our clients' needs and always endeavour to deliver outstanding results, in line with our motto "*Client Focused, Results Oriented*". **The firm is a one-stop shop for all legal needs having incorporated competent consultants such as Computer Forensic experts, Valuers, Auctioneers, Surveyors, Doctors and Investigators**

Our lawyers seek to add value to every client interaction, investing our own time to understand our clients' business in order to gain a deeper understanding of their priorities, goals and challenges. We have built our service approach upon a commitment to excellence, client focused teamwork, responsiveness and cross-disciplinary collaboration. We believe that our strong commitment to client success enables us to provide legal services of the Highest Quality and more importantly, enhance our client's businesses.

We provide superior legal services to clients in a broad range of areas including Banking and Finance, Corporate and Securities, Project and Asset finance, complex commercial litigation, Insurance and Advertisement litigation, construction and building contracts, Government contracts, mergers, acquisition and takeovers, labour and employment, property, arbitration and alternative dispute resolution, legal audits and investigations, tax law, employee benefits and compensation, registration of Trusts, Foundations and NGOs, commercial contracts and company law, intellectual property rights, consultancies and general legal work.

ADVOCATES

• Litigation • Family Law • Property Law • Commercial Law • Environmental Law • Legal Consultancy Services

Our “own firm” multi-disciplinary approach draws upon the collective knowledge and resources of each relevant practice area across our different backgrounds as appropriate, to achieve efficient, effective and practical results for our Clients.

In addition, the firm has established solid contacts with a number of International Legal experts both in Kenya and abroad with a working understanding to avail Consultants and or collaborate in specialized areas.

Some focus areas of the firm include the following;

BUSINESS & FINANCE

Costin & Webster Law provides legal representation and counsel in a wide range of domestic and international corporate and commercial finance transactions. Our practice focuses on capital markets transaction, mergers and acquisition and general corporate representation.

We also represent clients’ in regulation of stock and shares, divestiture, transfer of shares, acquisition, securities law compliance, general contract matters, partnerships, creditors, rights, intellectual properties, mining and financial services.

CORPORATE

In the area of corporate law, our work ranges from routine matters such as organizing corporations and limited liabilities companies, project consultancy and management, preparation of stakeholders and voting agreements, and reviewing corporation to complex matters such as structuring multi-party transactions. Our firm has developed expertise to undertake due diligence investigations and sale of businesses. Our work includes rendering advise to distressed companies and stakeholders on their rights vis avis their corporations and interested groups.

CONTRACTS

We render advice in all aspects of commercial transactions, including sale of goods and services, negotiable instruments and commercial documents, letters of credit, joint ventures, agency contracts, documents of title and various other transactions.

INTELLECTUAL PROPERTY RIGHTS

Our firm noting that technology is key to economic growth has invested heavily in technological know how, technological negotiations, registration of trade marks and patents, technology and trademark transfers, licenses, employment, non-competitive agreements and non-disclosure, confidentiality agreements and franchise agreements. In this area we also advise our clients on arbitration and alternative dispute resolutions provisions. We also advise clients on the unique issues arising from development, protection, exploitation, securitization, use of technology and other intellectual property. We also assist clients in the area of licensing distribution, sales and marketing; franchising and international trade. We have substantial experience in enforcing our clients' rights against infringement claims.

CONVEYANCING AND REAL ESTATE

We advise on a wide range of issues related to the development, financing, operation, purchase and sale of infrastructure projects including; negotiation and preparation of leases, and entitlements, real estate purchase and sale agreements, property secured financing documents, documents of titles and due diligence.

BANKING, LIQUIDATION AND RESTRUCTURING

We have significant experience in representing creditors, asset purchasers and troubled companies in workouts and bankruptcy and advising clients on the managements of bankruptcy risks in project financing, and other infrastructure

transactions. For example we have advised banks on winding up, dissolution, mergers and takeovers.

RELATED PRACTICE AREAS;

- Litigation and dispute resolution
 - Contract disputes
 - Arbitration and dispute resolution and mediation
- Insurance
 - Risk Management arrangements
 - Insurance litigation.
- Banking
 - Preparation of security documents in mortgages and financing.
 - Debts collection and recovery

THE ESTABLISHMENT

Costin & Webster Law is modern and fully equipped firm with advanced information technology systems, and has a dedicated and experienced management team supported by competent administrative personnel.

We also enjoy comprehensive professional indemnity risk coverage to the tune of Kshs.5,000,000/-.



ADVOCATES

PERSONNEL SUMMARY

1. MR.COSTIN SIMIYU MULONGO, ADVOCATE



Mr. Simiyu is the Managing Partner and an Advocate of the High Court of Kenya with a Bachelors degree in Law (LLB-Moi University) and a Post Graduate Diploma in Law from the Kenya School of Law.

He has previously worked for corporates such as Ecobank Kenya, Law firms such Nick Ndeda & Associates, Gikera Vadgma Advocates and Murumba & Awele Advocates.

Areas of specialization:

Civil Litigation, debt- collection, banking and finance, Insurance, Alternative Dispute Resolution, Commercial Litigation, Intellectual Property Law and Practice including Trade Marks, Patents and Industrial designs, Taxation, Election Petition, Project Consultancy and management, Trust, Restrictive Trade Practices, Price Control, Monopolies Control and Unfair Trade Practices, Family Law (Divorce and Children matters), Capital Markets and Investment Law, Rent Restrictions and Business Premises Tribunal matters, Employment Law, Labour Law, Relations and Industrial disputes and resolution.

Professional qualifications

- ✓ Advocate of the High Court of Kenya
- ✓ Member of the Law Society of Kenya
- ✓ Member of East Africa Law Society.

2. MR. WEBSTER KIMATHI NABEA, ADVOCATE



Mr. Nabea is a Senior Partner and an Advocate of the High Court of Kenya with a Bachelors degree in Law (LLB) and a Post Graduate Diploma in Law from the Kenya School of Law.

Areas of specialization

Banking & Finance

Preparation, facilitation, management and perfection of banking securities of various financial institutions. In particular, we are engaged in drafting of financing and refinancing agreements, drafting and standardization of banking documentation and forms and making regulatory applications, drafting of securities such as debentures, charges, guarantees and liens, preparation of standard form documentation for banks and other financial institutions, asset financing, etc

Corporate & Commercial Law

Drafting of commercial contracts of all kinds and providing commercial legal advice to businesses, purchase and sale of businesses and shares and other securities and related transaction advisory services, including advice on competition laws, franchise agreements, including all documents necessary to establish a new franchise, incorporation of companies, registration of foreign

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companies in Kenya, registration of non-governmental organizations, partnerships and limited liability partnerships, advisory and drafting services on all areas on securities law, advisory and drafting services for joint ventures, shareholders' agreements and all forms of corporate actions, Company secretarial services and commercial litigation.

Real Estate

Advisory services on changes in land laws, new land registry procedures and advising clients generally on all aspects of land law, joint ventures, leases (land and buildings, residential, commercial, agricultural and other uses), preparation of licenses, cautions, prohibitions and easements, powers of attorney, transfer of land (purchase and sales), trusts relating to land, wills, probate and related matters.

Professional qualifications

- Advocate of the High Court of Kenya.
- Member of the Law Society of Kenya.
- Member of East Africa Law Society

3. **MS. EMILY WAWIRA KARIUKI (ASSOCIATE)**



Ms. Kariuki is an associate in the firm and an Advocate of the High Court of Kenya with a Bachelor's degree in Law (LLB) from Mount Kenya University and a Post Graduate Diploma in Law from the Kenya School of Law. His

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Areas of practice are:-

Civil Litigation

She has specialized in the following areas: land disputes, banking law, environmental & conservation law, Law of Contract, insurance claims, judicial review, tenant and Landlord disputes, employment disputes & debt collection.

Criminal Litigation

She has been very vocal in demanding for the rights of the accused persons upon inception of a complaint and throughout the judicial process. She is equally aggressive in her defence prowess and she ensures complainants in criminal matters are equally protected and their cases are hasten to conclusion.

Conveyancing and Commercial Transactions

The firm has exposed her to a wide range of complex commercial transactions and as such she has curved a niche for herself in handling all types of commercial and conveyancing transactions.

Probate and Administration and Family Law

She has successfully assisted in preserving the estates of deceased from being wasted and transmission to the dependents. She has a passion for family law in terms of defending the rights of children, maintenance, divorce and custody of children.

Educational Background:

- Bachelor of Laws Degree (LLB)
- Post graduate Diploma, Kenya School of Law

4. MR. CLIFFORD ODHIAMBO.



Mr. Odhiambo is a Lawyer with a Degree in Law from Catholic University and a Post Graduate diploma in Law from Kenya School of Law.

He is a young lawyer and a tech-savvy wizard, He has been instrumental in ensuring that the firm is complaint with current technology and up-to-date with laws that are impacted by technology.

Cyber laws

He is an enthusiast of any infusion of the law with the computing era, moreso with regards to e-commerce laws, software, electronic signatures, verification, Computer systems, mobile applications and the cuber law world in general.

AUXILIARY STAFF:

We at *Costin & Webster Law* also have a dedicated support team ready to face any challenges. These include, clerks well versed with various registry procedures, helpful receptionists and a team of legal assistants all waiting on the fringes to help whenever called upon.

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I. ANDREW WANJALA, CLERK



Our Conveyancing and Litigation Clerking unit is headed by Andrew. Andrew has immense experience as litigation clerk and property conveyancer, dealing in several diverse areas including; Change of user, Extension of leases, aiding the Titling Process of Leases and Provisional Titles.

He also handles Transfers, Charges, Mortgages, Re-conveyance of Mortgages, Debentures, Power of Attorneys, Long and Short Term leases, Chattels Mortgages, Company Returns, Company and Business registrations, Search on Company Directorships, Site inspections, Company and land due diligence and searches, including payment of rent and rates. Andrew is a licensed process server. He is aided in this by two dedicated clerks Stephen Shivachi and Teddy Odanga who also serves as the office messenger.

II. MONICAH WANJIRU NANJAU, OFFICE ADMINISTRATOR



Ms. Nanjau is a very resourceful member of our team with proficiency in office management. She ensures that the firm operates smoothly and that the needs of all our clients are prioritized. She is also in charge of our receptionist Ms. Maina and secretary Mrs. Nyatiema

CLIENTELE

As a medium sized law firm, we take great pride in establishing and nurturing an ever growing list of satisfied clients.

We do this by ensuring that the quality of legal service we offer is second to none and taking our time to make all of our clients' feel we have anticipated and accounted for their every need in advance.

Costin & Webster Law is proud to be a law firm of choice for reputable companies such as such as Credit Bank Limited, Ecobank Kenya Limited, Green Credit Group Limited, Ripple Mart Limited, Alayanss Construction Limited, RegioTech Limited, Central Construction & Furniture Mart Limited, Salama Support Services, Society Development Trust (SODEVTV), among others.

We are also on retainer with several small to medium sized limited liability companies, such as Yellow House Limited, Lusoso Enterprises Limited, Unique Energy Solutions Limited, as well as attending to a large list of individual clients.

CONCLUSION

We look forward to a mutual beneficial relationship. Please do not hesitate to contact us should you have any clarification or queries.

Kindly addresses all enquiries to **COSTIN & WEBSTER LAW** to our team leaders:

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1) <u>Costin Simiyu Mulongo</u>	<u>Title</u>
Mobile: +254 721 15 366	Managing Partner
costinsimiyu.advocate@outlook.com	

2) <u>Webster Kimathi Nabea</u>	<u>Title</u>
Mobile: +254 727 070 570	Senior Partner

kimathiweb@gmail.com

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