

Marc Kish

Partner

Cayman Islands



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VCard



Areas of expertise

Corporate and Financial Services Disputes



Crypto Disputes



Dispute Resolution



Funds Disputes



Legal



Restructuring and Corporate Recovery



Section 238 Shareholder Appraisal Rights



Banking Disputes

Enforcement of Judgments and Awards

Fraud and Asset Tracing

Insurance Disputes

International Arbitration

Regulatory

Shareholder and Valuation Disputes

Background and experience

Marc's practice focuses on the restructuring and financial recovery of distressed Cayman Islands entities and offers commercial solutions to creditors, shareholders and beneficiaries of entities threatened with insolvency.

He regularly advises managers, directors, general partners, office holders and stakeholders as to the options available to them in cross-border insolvency, and as to the interplay between Cayman and onshore restructurings and insolvency proceedings. He also represents trustees,

protectors and beneficiaries in relation to their rights under offshore trust arrangements, and shareholders of distressed funds in connection with disputes arising out, or in anticipation of, events of default or unpaid redemptions or capital calls.

Directory feedback for Marc describes him as "exceptionally client focused" and notes that he "has seen everything in Cayman and comes into his own in real-time emergency litigation".

Marc regularly contributes to legislative subcommittees advising the Cayman Islands government as to the desirability and effect of proposed legislation concerning, for example, restructuring and insolvency legislation, contractual rights of third parties, damages awarded in medical negligence actions, and contingency and conditional fee and third party funding arrangements.

Marc is part of Ogier's multi-disciplinary Restructuring & Corporate Recovery and Private Equity teams. His achievements include advising on scheme of arrangements restructuring bond debt and other assets issued or held by various types of Cayman entity, facilitating the refinancing of international oil and gas groups with offshore vehicles, bringing and defending large-scale fraud and asset tracing claims on behalf of liquidation estates, and assisting parties to onshore litigation by providing expert evidence and analysis of technical questions of Cayman Islands law.

Marc is a Fellow of INSOL International.

Prior to joining Ogier in 2017 Marc was Cayman Islands Head of Litigation and Insolvency at another major offshore firm.

Admitted in:

2003 – England and Wales (non-practising)

2008 – Cayman Islands

|| Languages

German

Portuguese

French

Spanish

English

|| Examples of work

[View more examples of work >](#)

14 July 2021

Ogier advises Xiezhong International on... US\$31.3 million privatisation and delisting from the HKSE

Nathan Powell

Team: Janice Chu, Marc Kish,
Gemma Lardner, Dunzelle Daker

📍 Cayman Islands, Hong Kong

Deal

10 October 2018

Cayman Islands Court of Appeal overturns antisuit... injunction in favour of Argyle Funds SPC Inc

Jennifer Fox

Team: Rachael Reynolds, Marc
Kish

📍 Cayman Islands

Case

News and insights

Find out more [>](#)

20 February 2023

Praise for Ogier in Cayman's client service in Chambers Global

James Bergstrom

Team: Rachael Reynolds, Marc Kish, Jennifer Fox, Gemma Lardner, William Jones, Christopher Levers, and 6 more

📍 Cayman Islands

13 February 2023

Cayman Court confirms interim arbitration awards may be enforced as judgments

Jeremy Snead
Team: Marc Kish, Oliver Payne

📍 Cayman Islands, Hong Kong, London

Insight

18 November 2022

A new beginning for restructuring in the Cayman Islands

Jeremy Snead
Team: Paul Goss, Marc Kish, Gemma Lardner, Oliver Payne

📍 Cayman Islands

Insight

11 November 2022

"Truly first rate" Ogier in Cayman stands out in Legal 500 Caribbean Guide 2023

Marc Kish
Team: Rachael Reynolds, Jennifer Fox, William Jones, Deborah Barker Royege, Christopher Levers, Gemma Lardner, and 23 more

📍 Cayman Islands

News

10 October 2022

BTI v Sequana: directors must continue to be aware of creditors' interests on the road to insolvency

Jeremy Snead
Team: Victoria King, James Angus, Marc Kish, Brian Lacy, Gemma Lardner, Mathew Newman, and 3 more

📍 Jersey, British Virgin Islands, Cayman Islands, Guernsey, Hong Kong

Insight

13 September 2022

Discovery in Cayman Islands shareholder appraisals: no "new frontiers"

Shaun Maloney

Team: Harry Rasmussen, Marc Kish, Oliver Payne, Jeremy Snead

📍 Cayman Islands

Insight

15 August 2022

Cayman Islands welcomes introduction of reforms to restructuring regime

Gemma Lardner

Team: Nour Khaleq, Marc Kish, Oliver Payne, Jeremy Snead

📍 Cayman Islands

Insight

26 July 2022

Comity, cooperation and conflict in cross-border insolvency: an offshore perspective on modified universalism

Gemma Lardner

Team: Michael Snape, Oliver Payne, Marc Kish, Jeremy Snead

📍 Cayman Islands, Hong Kong

Insight

5 July 2022

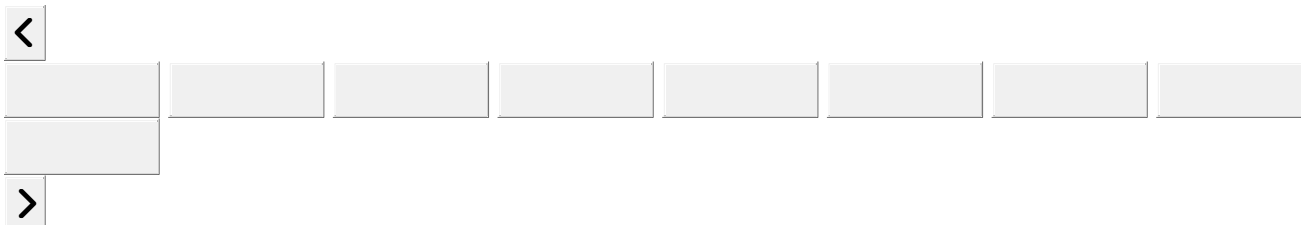
Dissenter disclosure in Cayman appraisals revisited

Shaun Maloney

Team: Marie Skelly, Duzelle Daker, Marc Kish, Oliver Payne

📍 Cayman Islands


Insight



Recognition

"Marc's strongest attribute is his bedside manner. He is a steadying hand and very measured in his communications"

Chambers Global, 2022

[View more](#) 

"Pragmatic and sensible"

Chambers Global, 2022

"Marc's advice was pragmatic and sensible but built on sound foundations of legal knowledge and experience"

Chambers Global, 2022

"Leading individual"

Legal 500 Caribbean, 2023

"Recommended"

Legal 500 Caribbean, 2023

"Thought Leader & Recommended"

Who's Who Legal, Asset Recovery, 2022

"Thought Leader"

Who's Who Legal, Restructuring & Insolvency, 2022

"Commercial, user-friendly, very experienced, and a good strategic thinker"

Legal 500 Caribbean, 2022

"Team of the Year – Litigation"

Citywealth IFC Awards 2022

"Leading Individual"

Legal 500 Caribbean, 2022

"At the top of his game. Marc brings a sense of calm assurance to the team, he is completely committed to finding the best result for the client, is an excellent team leader and he has excellent judgment. He is also a delight to work with"

Legal 500 Caribbean, 2021