



Marcelo Blackburn

Partner

New York
+1 212-294-6744

Marcelo is an experienced litigator whose practice focuses on complex commercial litigation, international arbitration, and government investigations. He has particular expertise advising clients with cross-border issues and has been recommended for international litigation and arbitration by *The Legal 500 US*.

Marcelo advocates for clients in U.S. federal and New York state courts, in international arbitration (ICC, AAA/ICDR, and LCIA), and in government investigations (DOJ, SEC, and CFTC). His practice encompasses a broad range of sectors, including oil and gas, infrastructure projects and financial services.

COMMERCIAL LITIGATION AND INTERNATIONAL DISPUTES

Marcelo regularly represents clients in commercial disputes, including those that involve contract breaches and business torts. A fluent Spanish speaker, Marcelo also has been recognized by *Latinvex* as one of Latin America's "Rising Legal Stars" for his work advising clients on cross-border issues, including the Foreign Sovereign Immunities Act and the Act of State doctrine, and by *The Legal 500 US* for international litigation and arbitration.

GOVERNMENT AND INTERNAL INVESTIGATIONS

Marcelo has advised clients in a number of significant investigations by the DOJ, SEC, and CFTC, including those involving the Foreign Corrupt Practices Act (FCPA), the securities laws, and commodity regulations. He has also represented clients in confidential internal investigations of accounting, internal controls, and other compliance issues.

Key Matters

COMMERCIAL LITIGATION AND INTERNATIONAL DISPUTES

- Represented a state-owned oil and gas company in connection with its claims under U.S. law against one of the world's largest commodity traders for manipulation of commodity prices.
- Represented a U.S.-based buyer of steel products in an ICDR arbitration against a European-based supplier arising from the delivery of defective products.
- Represented a U.S. television sports channel in federal court litigation arising out of its competitors' bribery of South American soccer officials to obtain the broadcasting rights to international soccer tournaments.
- Represented a large energy company in an LCIA arbitration of a natural gas contract dispute.
- Represented a Mexican company in connection with an ICC arbitration involving pipeline infrastructure.
- Represented a Chilean company in connection with a commercial dispute with a New York-based company in New York state court.
- Represented a Japanese multinational financial services company, as the collateral agent for a group of secured lenders, in a case involving the breach of a long-term contract to purchase the energy generated by a wind power project.
- Represented Argentina's leading energy company in securities class actions and various breach of contract cases arising from Argentina's 2012 expropriation of a majority interest in the company.
- Represented officers and directors of a public company in securities fraud class action litigation and shareholder derivative lawsuits.
- Represented the shareholder and officers of a Venezuelan bank in U.S. litigation arising out of the Venezuelan government's intervention and liquidation of the bank.
- Represented a leading Argentinean natural gas producer in connection with a cross-border dispute involving a long-term natural gas supply contract.
- Represented a Latin American joint venture in the ICC arbitration of a contract dispute with a major petroleum company.

GOVERNMENT AND INTERNAL INVESTIGATIONS

- Represented a large Latin American company in connection with various DOJ and SEC FCPA investigations.
- Represented a large energy company in connection with a CFTC investigation.
- Represented a large Latin American company in connection with an internal investigation of its internal controls.
- Represented a Houston-based energy company in connection with an internal investigation of its relationship with a counter-party.
- Represented an investment firm in connection with DOJ, SEC and CFTC investigations into cryptocurrency-related matters.
- Represented officers and directors of a China-based company in connection with an SEC investigation of its audited financial statements.

BANKRUPTCY-RELATED LITIGATION

- Represented Puerto Rico’s largest city in connection with a variety of cases arising out of Puerto Rico’s debt restructuring process under the Puerto Rico Oversight, Management, and Economic Stability Act (PROMESA)
- Represented various investors in the defense of fraudulent transfer claims brought by the receiver appointed in the largest Ponzi scheme in Connecticut history.
- Represented various investors in claims arising from a Ponzi scheme conducted by a New York brokerage firm and affiliated entities.

PRO BONO

- Obtained reversal of a criminal conviction on behalf of an individual appellant.
- Represented a number of individuals in successful asylum applications.

Recent Experience

Miffin Associates Corp.’s Sale to Certain Affiliates of Millicom International Cellular, S.A.

Terold Acquisition of Majority Stake in WX Brands

Recognitions

- Recognized in the 2023 edition of *Lawdragon 500’s* “Leading Global Litigators”
- Recognized in *The Legal 500* Latin America International Firms for International Arbitration (2024)
- Recognized as a “Key Lawyer” in International Litigation, *The Legal 500 US*, 2021–2023
- Recognized in Dispute Resolution – International Arbitration, *The Legal 500 US*, 2018
- Latin America’s “Rising Legal Stars,” *Latinvex*, 2015

Activities

- New York City Bar Association (NYCBA), Inter-American Affairs Committee
- New York International Arbitration Center (NYIAC), Alternate Director
- International Bar Association (IBA), Litigation Committee and Latin American Regional Forum

Credentials

EDUCATION

Marcelo received his J.D. from Yale Law School in 2004 and his B.A., *magna cum laude*, from Baylor University in 2000.

ADMISSIONS

- New York

CLERKSHIPS

- USDC - District of Connecticut for the Honorable Alvin W. Thompson

LANGUAGES

- Spanish
- Mandarin

Related Insights & News

PUBLICATIONS

- “Restitution in Corporate Criminal Cases: An Underappreciated But Effective Remedy,” New York Law Journal, Co-author, Sept. 17, 2023
- “Asistencia judicial en materia arbitral,” El Mundo del Abogado, Co-author, May 2019
- “Interpreting Ambiguous Domestic and Foreign Arbitral Awards,” New York Law Journal, Co-author, Mar. 11, 2019

RECOGNITIONS

Winston & Strawn Recognized in *Global Arbitration Review's* GAR100 17th Edition

MARCH 22, 2024

SPEAKING ENGAGEMENT

Winston Supports SOBAL Conference 2023

NOVEMBER 30, 2023

RECOGNITIONS

Winston Ranked in *Leaders League 2024* for Brazil – International Firms, Capital Markets

NOVEMBER 3, 2023

RECOGNITIONS

Winston & Strawn Recognized in All Categories of *The Legal 500 Latin America 2024*

OCTOBER 26, 2023

ARTICLE

Restitution in Corporate Criminal Cases: An Underappreciated But Effective Remedy

SEPTEMBER 17, 2023

RECOGNITIONS

Winston's Latin America Practice Recognized in *Latin Lawyer's 250 2024*

AUGUST 30, 2023

RECOGNITIONS

Winston Attorneys Featured on *Lawdragon's* 500 Leading Global Litigators List 2023

JULY 21, 2023

RECOGNITIONS

Winston & Strawn Recognized in *The Legal 500 U.S.* 2023

JUNE 7, 2023

CLIENT ALERT

Winston & Strawn's 2023 Pocket Guide to International Arbitration

MAY 2023

SPONSORSHIP

Winston Sponsors, Speaks at 11th ITA-IEL-ICC Joint Conference on International Energy Arbitration

JANUARY 19-20, 2023

RECOGNITIONS

Winston Ranked in *Leaders League 2023* for Brazil – International Firms, Capital Markets

NOVEMBER 4, 2022

RECOGNITIONS

Winston & Strawn Recognized in *The Legal 500 Latin America* 2023

OCTOBER 27, 2022

Capabilities

Commercial Litigation & Disputes

International Arbitration

Litigation/Trials

Government Investigations, Enforcement & Compliance

Energy

Infrastructure

Financial Services

Oil & Gas