



# MERITAD

LAW AFRICA LLP

## Firm Profile

NAIROBI | KISII | KISUMU

# ABOUT THE FIRM

Meritad Law Africa LLP has grown over the years into a highly rated full-service law firm with a wide range of clients from the public and private sector in Kenya, Africa and across the world.

The managing partners, Moibi Mose and Edna Achieng Rweya, have a combined experience of almost 33 years of practice in Kenya, where they have acquired invaluable wealth of local and global legal experience and knowledge while handling various complex and business transactions for their clientele.

At Meritad Law Africa LLP, we value our clients and consistently provide best world class legal advice at individual and corporate level. We also boast a wealth of experience in civil litigation and criminal defence representation, corporate and business law, personal injury and wrongful death cases, family, probate and estate planning, among many other areas of legal jurisprudence in Kenya.

## Our Approach

### Tailor-Made Legal Solutions

At Meritad Law Africa LLP, we employ innovative technology to provide customized legal solutions to adapt to the ever-changing business environment. We approach each project with care, ensuring our clients' success.

### Client-Focused

We actively listen to and address our clients' needs, aiming for swift turnaround times. Our commitment is to keep our clients informed about the progress of their matters in a timely manner. We remain dedicated to advising our clients on the legal implications of legislative and regulatory changes.

## Why Choose Us:

**Experience:** With decades of collective experience, we offer unparalleled legal expertise.

**Integrity:** We uphold the highest ethical standards in all our dealings.

**Success Rate:** Our track record speaks for itself, showcasing our commitment to achieving the best results for our clients.

**Dedication:** We go the extra mile to exceed client expectations, ensuring their satisfaction.

**Reputation:** Our stellar reputation as market leaders in financial services, real estate, and public sector institutions underscores our expertise.

**Global Reach:** Through our strategic alliance with The Opande Law Firm PC in Texas, United States, we have access to a vast pool of insights and specialist expertise.

# OUR TEAM





# OUR TEAM



## GEORGE MOIBI MOSE

### PARTNER

Moibi is a Co-founder and Partner at Meritad Law Africa LLP with over Twenty years of experience in legal practice.

Moibi is a dynamic legal practitioner offering invaluable service to his clientele who comprise corporations, local and international, on matters pertaining to compliance and government relations.

Moibi has lent his expertise to notable banks and financial institutions such as KCB Bank Kenya Limited, Equity Bank (Kenya) Limited and National Bank, playing a role in the perfection of securities and debt recovery.

He has also undertaken various mergers and acquisitions and corporate restructuring. Moibi's passion for technology is key in driving the digital disruption agenda within the legal environment and this has seen him work closely with various entities in an effort to shape the next phase of the practice.

Moibi served as a board member of the Capital Markets Authority for over 4 years until the end of his term in the year 2021. He has offered training and is certified in Corporate Governance, Organization strategy, Development, and Parastatal Management, as well as Risk Management.

A founding member of the Justice Cup, Moibi also enjoys playing and watching football, listening to music and playing chess.

### Education

1. Masters in Law, Financial Markets, the University of Nairobi
2. Postgraduate Diploma in Law – Kenya School of Law
3. Bachelors of Law Degree (LLB) - University of Nairobi

### Key Milestones

1. Successfully undertook the mergers and acquisition, and corporate restructuring of a leading local dairy corporation;
2. Successfully represented the Member of Parliament for Kacheliba in the 2013 Election Petition, Garissa Senatorial Petition in election dispute seeking to challenge the validity of the election of the then Garissa Senator in the 2017 elections.
3. Represented a teacher's Credit Union in litigation dispute at the cooperative tribunal; successfully prosecuted claims for fraud and embezzlement by its former officials and successfully recovered funds.
4. Ongoing Property Acquisition and Lease Management for Safaricom PLC;
5. Handles perfection of securities for leading banks and financial institutions; including Equity Bank and National Bank; and
6. Successfully ensured compliance, with government relations efforts, for various local and international corporations seeking.
7. Consultant at The Laban Oponde Lawfirm, Texas US as amongst Boeing, Ethiopian Airlines 737 MAX and the Families of the Kenyan national Victims

### Membership In Professional Associations

1. The Law Society of Kenya, Member
2. The East African Law Society, Member
3. Rotary Club of Westlands, Nairobi, Kenya, Member (Social)

### Licensure

1. Certificate, Effective Execution of Organizational Strategy (2018), University of Pennsylvania, The Wharton School
2. Certificate, Enterprise Risk Governance (CERG) (2017), IFC World Bank & Enterprise Risk Management Academy (ERMA)
3. Certificate, Corporate Governance Training for Directors (2017), Centre for Corporate Governance (CCG)

## EDNA ACHIENG RWEYA

### PARTNER



Edna is a Partner at Meritad Law Africa LLP's Litigation practice. Edna is predominantly a Litigation and Alternative Dispute Resolution practitioner with over Eleven (11) years of experience in legal practice. Edna is keen on exemplary service delivery geared towards unparalleled client satisfaction with a bias in favour of timely and expeditious resolution of matters. Edna presents a vast wealth of experience in Commercial, Criminal and Civil litigation, Commercial Arbitration, Banking and Finance law during which she has represented clients (Plaintiff's and Defendant's) in general and contentious suits, in her capacity as legal counsel.

The wealth of experience is unmistakably evinced in the briefs under her individual purview, undertaken for an array of clientele ranging from private individuals, to nationwide corporates and even multinational entities.

She is a dedicated advocate, with insurmountable drive and motivation, and high regard for the importance and general integrity of the legal affairs under her purview. Her dedication is only rivalled by her expertise and individual efficacy in undertaking her duties as an advocate, and which is ultimately embodied in the elegance of legal services offered by Edna.

Edna's scope of legal practice also spans across numerous other areas of the law, including but not limited to the perfection of securities for financial institutions, corporate conveyancing for and on behalf of property-intensive corporations, notably telecommunication and real estate firms, Family Law, general statutory compliance and other legal briefs in criminal law.

During her free time, Edna trades her suits and heels for a yoga mat. She is a disciplined, passionate and dedicated Hatha Yoga practitioner with a bias towards Bikram yoga.

### Education

1. Master of Laws degree (LL.M) Law and Democracy – University of Nairobi
2. Post graduate Diploma in Law – Kenya School of Law
3. Bachelor of laws degree (LL.B) – University of Nairobi
4. Bachelor of Arts Degree in Political Science and Sociology– University of Nairobi

### Membership in Professional Societies

1. Law Society of Kenya

### Milestones

1. 2013 KCB Bank Kenya Limited Awardee for customer satisfaction in Securitization of Documents;
2. 2017 Novel Reported cases on Banking and Finance Law;
3. Elizabeth Wanjiku Kariungi v Equity Bank (Kenya) Limited [2017] eKLR -Just to Mention a few;
4. 2021 Lead Consultant in the clean-up of Lease Database for Safaricom PLC both Online Repository and Physical site clean-up;
5. 2021 Contract negotiation in the compensation settlement by Boeing following the Ethiopian Airline 737 Max crash;
6. 2022 Actively Defended Garnishee Applications for Safaricom PLC, KCB Bank Kenya Limited, Equity Bank(K) Limited;
7. Safaricom Limited v 1st Respondent & another (Civil Appeal E174 of 2021) [2022] KEHC 3141 (KLR) (5 May 2022) (Ruling) -Just to Mention a few;
8. 2023 Mediated in the Alternative Dispute Negotiation Settlement between the former CEO Chase Bank (now SBM Bank) with the current Management.



## **BRIGID ALUSA**

### **ASSOCIATE ADVOCATE**

Brigid is an Associate. She is a conscientious, innovative and solution-oriented individual with a passion for continuous learning and professional development. She has a wealth of expertise in Conveyancing and Commercial Law with specialties.

Banking and finance. She provides legal counsel across the entire finance continuum from secured and unsecured bank financing, tier two financing for financial institutions, trade finance, equity and capital markets.

Real Estate Transactions and Conveyancing. Her proficiency covers general property law advisories on sub-division, change of user and extension of leases, property holding companies, land purchase or sales transactions, preparation or review of real estate joint ventures arrangements and financing of such transactions. She has handled various real estate and development projects including advising on structuring real estate transactions, purchase and sale of various properties, due diligence, commercial leases and generally advising clients on legal issues arising from real estate transactions.

Tax advisory services including giving tax law legal opinions, advising on tax implications on commercial transactions, and processing of tax exemptions for clients.

Businesses registration and set-up for both local and international clients and offering pre and post-incorporation legal services and offering general legal advice on legal regimes governing various sectors.



## **AKSHAY SHAH**

### **ASSOCIATE ADVOCATE**

Akshay is a Associate and is a tech-savvy, innovative, and solution-oriented Advocate specializing in Conveyancing and Commercial Law transactions:

**Property Management and other Real Estate Transactions:** Akshay is proficient in property management as well as land transactions involving sub-division, change of user, extension of leases, property holding companies, land purchase or sales transactions, preparation or review of subleases, agreements for sale, and financing of such transactions.

**Banking and Finance:** Akshay provides legal services to several financial institutions including Tier 1 Banks as well as SACCOs and represents the institutions in various financing transactions to protect and secure their interests.

**Commercial Law:** Akshay also handles registration and structuring of companies, business agreements, tax consultancy, and registration of powers of attorneys.

## OUR ASSOCIATES



**DELSON OJONG'A**

ASSOCIATE ADVOCATE

Delson Ojong'a, an Advocate of the High Court of Kenya, is an associate at Meritad Law Africa LLP, Nairobi. Delson is a litigation enthusiast with vast knowledge and experience in Civil Litigation, Criminal Litigation, Insurance Law, Commercial Law and Land Law.

He is solution oriented with exemplary negotiation skills, which together with his legal knowledge and experience, speak to his expertise as a litigation advocate.

His main focus is on client satisfaction and expeditious delivery of legal services in the course of his practice, during which he has managed to represent several major clients including but not limited to Safaricom PLC, Britam Insurance, Madison Insurance, Nairobi City County, National bank and Equity Bank (Kenya Limited).

Delson holds a LL.B ( Hons) degree from Kisii University and a Postgraduate Diploma in Law from the Kenya School of Law. He is a member of the Law Society of Kenya.



## OUR ASSOCIATES



**LYDIAH NYANDUKO MAGOMA**

ASSOCIATE ADVOCATE

Lydiah, an Advocate of the High Court of Kenya, is attached as an associate at Meritad Law Africa LLP, Kisii Branch.

Cardinally, she is an adept litigation counsel focused on impeccable service delivery to clients in litigious matters. She handles various matters spanning the scope of Civil Litigation, Criminal Litigation, Land Law, Banking Law and Insurance Law.

Similarly, she has conveyancing and commercial expertise, which is not limited to due diligence and real estate financing. She has particularly interacted with major clients some of whom are Equity Bank (Kenya) Limited, KCB Bank Kenya Limited and Safaricom Sacco.

Lydiah holds a LL.B ( Hons) degree from Moi University and a Postgraduate Diploma in Law from the Kenya School of Law. She is a member of the Law Society of Kenya.

## OUR ASSOCIATES



### **SHALEEN MUDHUNE**

#### **ASSOCIATE ADVOCATE**

Shaleen Mudhune, an advocate of the High Court of Kenya is an associate at Meritad Law Africa LLP. She specializes in Commercial & Conveyancing. Shaleen is driven by a commitment to delivering exceptional legal solutions grounded in integrity and professionalism.

With a combination of legal expertise and a client focused mindset, Shaleen is dedicated to building long lasting relationships based on trust and delivering exceptional value to every client she serves.

#### **EDUCATION**

- Postgraduate Diploma in Law – Kenya School of Law
- Bachelors of Law Degree (LL. B) - Kenyatta University
- Certified Mediator – East Africa Mediation Training Institute
- Higher Diploma in Human Resource – College of Human Resource Management
- Certified Secretary – Section 3

#### **MEMBERSHIP IN PROFESSIONAL BODIES.**

- Law Society of Kenya

## OUR ASSOCIATES



**JOYCE OMALLA**

ASSOCIATE ADVOCATE

Joyce A. Omalla is an Advocate of the High Court of Kenya and an Associate at Meritad Law Africa LLP. She is a predominantly Litigation Advocate with a keen interest in Insurance Claims, Family Law, Debt Recovery Claims, Employment and Labour Law, Environment and Land disputes and Criminal Litigation. She possesses an exceptional ability to critically analyze complex legal matters and come up with innovative legal solutions. She is a gifted orator and is also highly skilled in legal research with a keen attention to detail.

### EDUCATION

- Postgraduate Diploma in Law- Kenya School of Law
- Bachelors of Law Degree (LL. B)- University of Nairobi
- Advanced Kenyan Sign Language- Kenya Sign Language Research Project/University of Nairobi
- DELF A2- Alliance Française

### MEMBERSHIP IN PROFESSIONAL BODIES

- Law Society of Kenya

# Practice Areas

We provide excellent, highly specialized, high quality and outstanding legal expertise across a full range of practice areas and sectors.





## **BANKING & INSURANCE**

Our advocates offer legal advisory and represents major financial institutions and insurance companies in complex commercial transactions including project financing, corporate governance, regulatory and statutory compliance as well as perfection of securities. Our Banking and Insurance team is recognised as one of the most innovative, efficient and responsive in offering legal services in the banking and insurance industry.



## **COMMERCIAL & CORPORATE LAW**

Our Corporate and Commercial team have extensive knowledge across a wide range of commercial and corporate transactions including intellectual property registration, capital markets, Information Communication and Technology (ICT), advisory on Corporate Governance and compliance, joint ventures, mergers and acquisitions and tax. Our Certified Secretaries offer legal and management company secretarial services to our clients which include incorporation of both local companies and branches of foreign companies, Non-Governmental Organizations, societies, trusts, filing statutory returns, updating companies' records at the Companies Registry, drafting shareholders agreements and advising on compliance.



## CONVEYANCING (REAL ESTATE) & PERFECTION OF SECURITIES

We represent our clients in acquisition of real property and project financing and development. These includes conducting due diligence, drafting, review and approval of Letters of Offers, Sale Agreements, Lease Instruments, licenses, Transfer Instruments and security documentation as well as attending to registration of transfers and security documents. Our team also provides guidance to clients in negotiation of financing agreements and advises on the responsibilities and implications of these agreements. We also provide legal audit of our clients' property and securities database.



## DEBT COLLECTION & RECOVERY

We have a vibrant Debt Recovery Unit that is composed of a legal team experienced in debt collection and recovery. We carry out the process while taking into consideration the existing relationships between our clients and their customers to ensure that future businesses opportunities are not affected. We aim at providing quick results with minimal expenses.





## **DISPUTE RESOLUTION (LITIGATION, MEDIATION AND ARBITRATION)**

At Meritad, we understand the impact of litigation to our clients and their businesses. We endeavour to help our clients solve disputes in an efficient, timely and professional manner through litigation and alternative dispute resolution methods. We are committed to frontend strategizing with our clients so that they fully understand the potential costs and risks of each approach to dispute resolution and the time taken to resolve the dispute. We represent our clients in diverse contentious matters which include employment, commercial, environmental, real estate, insurance, banking, technology and telecommunication, intellectual property, regulatory compliance, family and succession disputes and white-collar defence. At Meritad, we routinely utilize Mediation, Arbitration and other alternative dispute resolution methods in an effort to minimize the time taken in dispute resolution. We are also aware that disputes may affect business relationships between a service provider and their client. To this end, we ensure disputes are resolved while maintaining existing and/or future business relationships.



## **EMPLOYMENT AND LABOUR RELATIONS**

Meritad Law Africa LLP provides tailor made solutions to both employees and employers entangled in employment and labour disputes in Court and disciplinary committees tribunals. We also provide opinions on all aspects of employment laws as well as conduct client trainings on employer and employee rights and obligations. At Meritad Law Africa LLP we believe that through leveraging our strengths, investing in our employees and always following up to meet our clients' expectations, we are writing a great story about our journey within the legal practice. Join us on this great journey as a trusted partner and client, and together, let us transform lives!

## ENERGY LAW

Meritad Law Africa also specializes in energy and petroleum law and practice. The firm boasts a wide array of clientele in this discipline, who are invested in numerous economic sectors, notably manufacturing, processing, transportation and retail sales of energy and petroleum products. We offer support to ensure compliance with various statutory provisions. In addition, the firm engages numerous government agencies and state bodies mandated with regulation of the energy and petroleum sector in an advisory capacity. These have proven invaluable in forging bilateral engagements between our private clientele and regulatory authorities. Further, in its exploration of energy and petroleum law and practice, the firm issues timely updates and regulatory audits, to ensure the need for sustained compliance with the ever-volatile legal framework around energy and petroleum law and practice. The firm is also keen on periodic journal articles and legal opinions to communicate and elaborate on any developments in the legal sphere

## IMMIGRATION



## IMMIGRATION

As multinational companies and foreign investors establish their physical presence in Kenya, we support our clients in applications for citizenship; obtaining work and residence permits, special passes, dependants' passes and certificates of good conduct. We also provide advice on local labour laws to multinational companies and foreign investors.





## **FAMILY LAW, PROBATE & ESTATE ADMINISTRATION**

Meritad Law Africa also specializes in energy and petroleum law and practice. The firm boasts a wide array of clientele in this discipline, who are invested in numerous economic sectors, notably manufacturing, processing, transportation and retail sales of energy and petroleum products. We offer support to ensure compliance with various statutory provisions. In addition, the firm engages numerous government agencies and state bodies mandated with regulation of the energy and petroleum sector in an advisory capacity. These have proven invaluable in forging bilateral engagements between our private clientele and regulatory authorities. Further, in its exploration of energy and petroleum law and practice, the firm issues timely updates and regulatory audits, to ensure the need for sustained compliance with the ever-volatile legal framework around energy and petroleum law and practice. The firm is also keen on periodic journal articles and legal opinions to communicate and elaborate on any developments in the legal sphere



## **INFORMATION TECHNOLOGY & TELECOMMUNICATIONS LAW**

The never-ending exponential growth in technology in the world has brought about development in the legal framework to regulate digital information, data privacy and security issues, intellectual property and the appropriate use of technology. At Meritad Law Africa LLP we advise our clients on regulatory compliance to ensure that they maximize on economic benefits in information and technology related transactions. While crafting commercial agreements, we anticipate potential ICT related disputes between parties to a transaction and address these concerns, thereby reducing the risk of litigation. We also conduct trainings and advise our clients on emerging issues in IT and Telecommunications Law including cyber security, intellectual property rights, digital rights management and digital privacy.



## PERSONAL INJURY & WRONGFUL DEATH

Accident victims and the families of those who have died in traffic-related accidents face a challenging situation that is further complicated by the complex insurance laws and legal issues. As a business, insurance companies are primarily concerned with limiting their payout. At Meritad Law, we fight for clients and their families, for fair settlement offers and in many other cases litigate on their behalf. We encourage our clients to discuss their situation with a skilled attorney before deciding to enter into discussions with an insurance representative. Meritad Law has experience in dealing with insurance companies and handling accident claims. We are familiar with all of the techniques that the insurance companies may use to influence settlement. Recoverable damages associated with car crashes, workplace injuries, slip and falls, etc vary largely dependent on various factors. Our office represents victims and families who may have suffered the following: Death, Permanent and serious disfigurement, bone fractures, loss of one of the senses such as sight, taste, hearing or smell and loss of limb.



## PUBLIC AFFAIRS, GOVERNMENT RELATIONS & NEGOTIATIONS CONSULTANCY

Our team is well versed with the prevalent regulatory and legislative process, and is fully focused in ensuring that our clients comply with legal obligations relevant to their businesses.

Meritad Law Africa combines public policy and sector-specific expertise to manage regulatory risk which is important for effective corporate governance and business planning especially for our clients operating at the critical intersection between business and government.

We assist our clients in developing strategies that shape and inform the political and policy environment, by engaging key legislative, regulatory and executive decision makers on matters relating to regulatory oversight. Our expertise with respect to Government Relations is spread out in the telecommunication, ICT and Fintech, Banking, Insurance, Real Estate, Energy, Oil and Gas, Capital Markets, Tax and Infrastructure industries.

We leverage our networks inside political and regulatory institutions to map stakeholders, obtain all permits and licences required, ensure compliance, offer regulatory advisory and engage leadership while setting the agenda for informed decision making.



# WHY HIRE US?

Our Experience, Integrity, Success rate, Dedication and Reputation aimed towards achieving the best results and going over and beyond what is required.

The Firms client portfolio is a testament to its range of expertise and a market leader in financial services, real estate, public sector institutions.

We have a full range of legal services and a strategic alliance in Texas, United States, with The Opande Law Firm PC. Therefore, we have over the years built a wealth of insight and specialist expertise.

In Kenya:

## **Commercial, Conveyancing Department**

Meritad has supported business investments in the ICT sector, through its contract negotiation team; it has enabled Softclans Technologies Limited in the implementation of a Group Life and Credit Life Insurance Administration System for a Leading insurance firm.

- In Financial services, we have driven the implementation of Trade Finance products, Sharia Law and provided advisory opinions on what is commercially practical, at Mwalimu National Savings and Credit Co-operative Society Limited.
- In the year 2014, Meritad Successfully undertook the mergers and acquisition, and corporate restructuring of a leading local dairy Brookside Dairy Limited.
- In the year 2021, Meritad was the Lead Consultant in the clean-up of Lease Database for Safaricom PLC both Online Repository and Physical site clean-up;
- In the Securitization of documents, we have supported Tier 1, 2, 3 Banks in Kenya, in offering financial facilities to its customers, just to mention a few, KCB Bank Kenya Limited, Equity Bank(Kenya) Limited, National Bank Limited, Sidian Bank.

## **Litigation/Dispute Resolution Department**

- Our strength and Litigation prowess is evident in the number of cases that we have successfully handled just to mention a few;
- In the 2022 Presidential Election; Election Petition E005, E001, E002, E003, E004, E007 & E008 of 2022 (Consolidated), we represented the Electoral body, Independent Electoral and Boundaries Commission (IEBC) and successfully petitioned the court on the validity of the Presidential Elections. A pointer, the alleged illegalities and irregularities were not of such magnitude so as to affect the final result of the Presidential election.
- At the Makindu Magistrates Court in Election Petition 1 of 2022, Marriam Ngena versus IEBC, we successfully represented IEBC in the Member of County Assembly Petition and reiterated that the process used by the electoral body was watertight.
- Successfully represented the Member of Parliament for Kacheliba, Hon. Mark Lomunokol in the 2013 Election Petition
- In the year 2021, 2022 Meritad actively Defended Garnishee Applications for Safaricom PLC, KCB Bank Kenya Limited, Equity Bank (K) Limited;
- Safaricom Limited v 1st Respondent & another (Civil Appeal E174 of 2021) [2022] KEHC 3141 (KLR) (5 May 2022) (Ruling) -Just to Mention a few;



- In the year 2023, Meritad mediated in the Alternative Dispute Negotiation Settlement between the former CEO Chase Bank (now SBM Bank) with the current management; Milimani Commercial Case HCCOMM E569 of 2021, Zarafeth Limited and Paul Njaga Kihara versus State Bank of Mauritius (SBM) limited (formerly chase bank limited) and antique auctions agencies

In the US

- In the year 2021 Meritad Law and The Opande Law Firm PC in conjunction, negotiated Contracts worth USD 50,000,000 in the compensation settlement by Boeing following the Ethiopian Airline 737 Max crash;

### **Meritad Law in the News**

Our Partners have featured on various social media platforms

Follow the Link or Scan the QR Code Below for the News item

[https://youtu.be/GG\\_MdTcrARl](https://youtu.be/GG_MdTcrARl)



# MERITAD

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LAW AFRICA LLP

Applewood Adams, 9<sup>th</sup> Floor, Room 914, Ngong Rd.  
P. O. Box 2368- 00100, Nairobi Kenya

**Tel:**

+254 20 2715 888  
+254 20 2716 000  
+254 20 2716 001

**Email:** [info@meritadlaw.com](mailto:info@meritadlaw.com)

For further information on who we are  
and what we do please visit our website at  
[www.meritadlaw.com](http://www.meritadlaw.com)

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