bratschi

Tobias Herren

MLaw, MBA CAS Certified Board Member HSG,
Attorney-at-Law, Partner
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German
English
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Vita

Tobias is mainly active in the areas of commercial, litigation and contract law. His clients are composed of corporations and private clients. In labor law, he deals with private and public personnel law matters. In corporate law, his main areas are contract law, governance and legal risk management. As an independent Board Member, he brings added value to companies through his experience.

Professional career

- Partner, Bratschi Ltd. (since 2014)
- Attorney-at-Law, Bratschi Ltd. (2007-2013)
- Trainee lawyer, Bratschi Emch & Partner (2006-2007)
- Internship, Civil Court Division Bern-Laupen, Bern (2006)
- Internship, Office of the District Examining Magistrates Bern-Laupen, Bern (2006)
- Internship, Tax Administration Canton of Bern, Bern (2005)

Education

- CAS Certified Board Member HSG (2023)
- Masters in Business Administration, HULT (2011)
- Master of Law, University of Bern (2005)

Reference cases

- Two clients have been wrongfully dismissed by their employer, a highly profitable online marketing company. Since both were shareholders at the same time, they faced two challenges: First, to assert its claims under labor law and, second, to sell its minority shareholdings to the majority shareholder at a fair price. The place of jurisdiction for the labor law dispute was in Canada, and that for corporate law in Switzerland. Thanks to the clever coordination of these two civil proceedings, together with a Canadian correspondent law firm, settlement negotiations were brought to a successful conclusion. The amount in dispute was CHF 5 million.

Other activities

- Various mandats as a member of board of directors and foundations

Awards

- recommended for «Employment» by Legal500 (2024)
- recommended for «Employment» by Legal500 (2023)
- recommended for «Employment» by Legal500 (2022)
- recommended for «Employment» by Legal500 (2019)

Memberships

- Bernese Bar Association
- Swiss Bar Association
- Trade and Industry Association Bern
- Swiss Institute of Directors (Board Foundation)

Expertise

Employment Law, Compliance, Inheritance Law, Family Law, Company Law, Governance, Commercial Law, Conflicts of Laws, Legal Risk Management, Migration Law, Public Labor Law, Litigation, Criminal Law, Mergers and Acquisitions (M&A), Contract Law

Practice Groups

Employment Law, Litigation and Debt Collection, Corporate and Transactions

Industry Groups

International Practice

Publications

Switzerland - Corporate Acquisitions and Mergers

Aliotta Elisa and Arpagaus Reto and Barrot Michael and Bazzi Claudio and Bieri Adrian and Blickenstorfer Kurt and Corvi Nicola and Herren Tobias and Jecklin Barbara and Jenoure Cédric and Jörg Florian S. and Maag Harald and Moser Martin and Mosimann Daniel and Peter Thomas and Rüedi Pascal and Schönenberger Thomas and Wind Christian and Wohlgemuth Sascha, in: Begg Peter F.C. (ed.), International Handbook - Corporate Acquisitions and Mergers, The Netherlands 2024. This is a reprint from the «International Handbook – Corporate Acquistions and Mergers: Switzerland», published by Wolters Kluwer, The Netherlands 2024, with the permission of Kluwer Law International. Copyright: Bratschi AG, 2024.

Switzerland - Corporate Acquisitions and Mergers

Aliotta Elisa and Arpagaus Reto and and Barrot Michael and Bazzi Claudio and Bieri Adrian and Blickenstorfer Kurt and Corvi Nicola and Eglin Ion and Herren Tobias and Jecklin Barbara and Jenoure Cédric and Jörg Florian S. and Maag Harald and Moser Martin and Mosimann Daniel and Peter Thomas and Rüedi Pascal and Schönenberger Thomas and Wind Christian and Wohlgemuth Sascha, in: Begg Peter F.C. (ed.), International Handbook - Corporate Acquisitions and Mergers, The Netherlands 2022«This is a reprint from the «International Handbook – Corporate Acquistions and Mergers: Switzerland», published by Wolters Kluwer, The Netherlands 2020, with the permission of Kluwer Law International. Copyright: Bratschi AG, 2022.»

«Arbeitsvertrag» Der Einzelarbeitsvertrag (EAV) unter Bezug der Art. 319-355 OR sowie Art. 361/362 OR

Herren Tobias, in: Etter Boris/Facincani Nicolas/Sutter Reto (Hrsg.), Stämpflis Handkommentar (SHK), Bern 2021, S. 185-202 und S. 242-247

Switzerland - Corporate Acquisitions and Mergers

Aliotta Elisa and Arpagaus Reto and Babey Adélaïde and Barrot Mechael and Bazzi Claudio and Bieri Adrian and Blickenstorfer Kurt and Boss Walter and Dannacher Myriam and Eglin Ion and Herren Tobias and Jecklin Barbara and Jenoure Cédric and Jörg Florian S. and Maag Harald and Monge Stefanie and Moser Martin and Mosimann Daniel and Peter Thomas and Rüedi Pascal and Schönenberger Thomas and Villard Alain and Wind Christian and Wohlgemuth Sascha and Zgraggen Pascal, in: Begg Peter F.C. (ed.), International Handbook - Corporate Acquisitions and Mergers, The Netherlands 2020«This is a reprint from the «International Handbook – Corporate Acquistions and Mergers: Switzerland», published by Wolters Kluwer, The Netherlands 2020, with the permission of Kluwer Law International. Copyright: Bratschi AG, 2020.»

Switzerland - Enforcement of Money Judgments

Wyss Lukas und Herren Tobias, in: Lawrence W. Newman/Colin Ong (Hrsg.), Enforcement of Money Judgments, Huntington N.Y. 2014