Dr. David Kluth

Attorney at Law
Partner
Certified Lawyer for Insolvency and Reorganisation Law

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Main areas

- Insolvency and Restructuring
- Banking and Finance Law
- Corporate
- M&A

Background

David Kluth is working as a lawyer at the Düsseldorf office of Schindhelm since August 2016.

Dr. Kluth is a founding partner of Schindhelm Insolvency Administration and Restructuring Consulting Partnership mbB with offices in Osnabrück and Düsseldorf.

Since July 2022 David Kluth is also Certified Lawyer for Insolvency and Reorganisation Law. He is a licensee of Gravenbrucher Kreis e.V. based in Frankfurt am Main.

David Kluth studied law at the Heinrich-Heine-University in Düsseldorf from 2001 until 2006. After passing the First State Examination in Law in 2006 he was a PhD student at the University of Düsseldorf under the chair of Prof. Dr. Dirk Looschelders. In 2009 he completed his doctorate in law (Dr. jur.) with a thesis in private international and procedural law. In 2010 he passed the Second State Examination in Law.

After receiving his license to practice as a lawyer in August 2010, David Kluth worked for law firms in Munich and in the Rhineland which are specialized in commercial law.

Expertise

David Kluth works almost entirely in the area of insolvency administration and restructuring. In the past he already has accompanied many companies from different branches as insolvency administrator.

David Kluth successfully passed the specialized lawyer courses "insolvency law", "intellectual property law" and "banking and capital market law".

David Kluth is appointed as an insolvency administrator by the district courts of Düsseldorf, Cologne, Mönchengladbach, Aachen, Krefeld and Kleve.

David Kluth publishes regularly articles in leading law journals on topics of insolvency law. He is the editor of the renowned

commentary on restructuring law published by Nomos and IDW-Verlag.

References

- References as insolvency administrator in the following proceedings: GEORGIA Gesellschaft für Kanal- und Straßenbau mbH, VRS Verwaltungsgesellschaft mbH, DEIN KINO GmbH, Manfred Hofmann GmbH, Anaesthesie Gemeinschaftspraxis am Hofgarten Klaus Schlegel und Partner GbR, Prosopiko GmbH, Ulrich Metallbau GmbH
- Advisory and representation of a former shareholder in disputes within a family company of the clothing industry
- Representation of a Russian company regarding claims for damages related to a M&A transaction in the area of the energy industry
- Legal advisory of a Korean investor in the context of a corporate acquisition in the field of the automotive supplier industry
- Advisory and representation of a known German patent holder and inventor concerning the enforcement of patent law claims before numerous patent litigation courts in the area of the packaging industry
- Advising and representing of the Austrian indirect shareholder in a legal dispute against the insolvency administrator of a German machine manufacturer concerning the question of whether Austrian regulations on the priority and contestability of repayments on shareholder loans apply if a corresponding choice of law was made in the loan agreements (Suspension and referral order of the German Federal Court of Justice to the European Court of Justice dated 16 January 2025 – IX ZR 229/23)

Languages

German, English