

Alessandro Monteverde

Curriculum vitae

BIO AND EDUCATION

Born on Novara, 18/02/1965; resident in Novara.
Classical studies, Liceo Classico Statale Carlo Alberto, Novara, 1983.
Master Degree in Law, University of Milan, 1987.
Barrister.

UNIVERSITY CAREER

2003-2006	Professor Market Law and Financial Intermediaries, Economics and Management Financial Intermediation Master
2002-	Assistant professor
2000-2002	Resarcher with Grant
1994-2000	Adjunct professor Bankruptcy Law , University of Piemonte Orientale
1988-1995	Expert fellow, Corporate and Commercial Law, University of Milan

UNIVERSITY POSITIONS

2011-2014	Member of the Joint commission faculty and students
2006-2011	Member of the Orientation Board
2004-2006	Member of the Department Board
2003-2007	Member of the Library Board

SCIENTIFIC POSITIONS

2008-	Member of the editorial board, "Giurisprudenza Italiana"
2007-	Member of the editorial board, "Il nuovo diritto delle società"

MAIN FIELDS OF INTEREST

1. Shareholders resolutions
2. Reform of Bankruptcy Law
3. Appeal of shareholder resolutions about financial statements and arbitration

CURRENT ISSUES OF RESEARCH

1. Shareholders resolutions about administrative matters.

Somethimes shareholders have to deliberate about administrative matters. In such cases collective decisions assumes content similar to typical resolution of the board of directors.

So the question is: which are rules correctly apply these decisions, especially in terms procedural (from the preparation of a correct information to the proposed resolution) and in terms of obligations possibly on taking part members?

2. Responsibility of capitalist shareholders

Traditionally it is believed that capitalist shareholder does not take, on the one hand, any patrimonial responsibility more than conferment, and, on the other, unless he becomes administrator, any responsibility of administration. However the idea is to deepen this thing: first of all, is it possible to recognize in shareholder a duty to participate, at least at times, to collective decisions? And, in the event that can not be recognized in shareholder that contributes with his own vote in adopting a resolution with administrative content or in preventing adoption, a responsibility attributable to the obligation to perform contract correctly and in good faith?

3. Arbitration on the financial statements

The High Court, with two recent orders pronounced within the competence regulation, has reaffirmed its sorting according to which the appeal of the approval of the resolution about financial statements for nullity vices can not be compromised in an arbitration, denying in this way an increasingly widespread opposite-law of trial judges. Substantive and procedural arguments, however, also of systematic order, suggest that debate is still not exhausted.

4. Reform of Bankruptcy Law

The recent Rordorf's Reform plan involves a wide reassessment of roles of members and administrators within the government of collective enterprise, in order to make necessary a rethinking of the entire governance's discipline of crisis.

TOP FIVE PAPERS

1. *Le interferenze nella gestione e la responsabilità*, in *Diritto del governo delle imprese*, a cura di M. Irrera, Torino, 2016.
2. *La libertà del socio di capitale di (non) approvare il bilancio ed i suoi limiti*, in *Società e Contratti, Bilancio e Revisione*, 2015, 4.
3. *Le decisioni gestorie dei soci nelle società lucrative*, Giuffrè, Milano, 2013.
4. *Gli aspetti societari delle acquisizioni di partecipazioni; subentro dei nuovi organi e clausole liberatorie*, in *Le acquisizioni societarie*, a cura di M. Irrera, Bologna, 2011.
5. *Una nuova governance anche per le società di persone?*, in *Giurisprudenza italiana*, 2010, pag. 484 ss.