

**Guilherme Fernandes Neto (LL.B, LL.M, LL.D)**

**I. *Present positions***

Public Prosecutor, Office of Consumer Litigation, Brasília-DF,  
Professor of Law, Brasilia University Law School

Guilherme Fernandes Neto is a Public Prosecutor of the Federal District, at the Department of Justice in Brasilia, Brazil, since 1992, working at the Office of Consumer Litigation. Mr. Fernandes is well known by national and state leaders for his work in defending the health of consumers against tobacco companies and other corporations. His efforts have resulted in millions of reais being returned to the consumers and the State.

Nowadays, he is working also into Office of International Cooperation, created in the Office of the Attorney General of the Federal District and Territories, at Brazilian Department of Justice, which shall be charged with assisting the Attorney General in matters of international legal cooperation with foreign authorities and international organisms, as well as in the relationship with domestic agencies focused on their own activities of international cooperation, especially to plan, execute and coordinate international cooperation, within the scope of the Institution, as per the guidelines set by the Attorney General of the Federal District and Territories; to establish, maintain and develop relations of the Public Prosecutor's Office of the Federal District and Territories – MPDFT – with other institutions, both domestic and foreign, in matters of international cooperation; to coordinate, accompany and support the work of the Public Prosecutor's Office of the Federal District and Territories, within the scope of international cooperation; to act as a go-between for the Public Prosecutor's Office of the Federal District and Territories with similar institutions abroad or with international organizations of cooperation, receiving and transmitting information, subject to the legislation and international treaties; to act, in support of the Attorney General of the Federal District and Territories, in the analysis, preparation of supporting documents and accompaniment of requests for international cooperation coming from abroad or from the Units of the Public Prosecutor's Office of the Federal District and Territories; to seek partnerships with international organisms and institutions in matters of interest to the Public Prosecutor's Office of the Federal District and Territories, especially with regards to cooperation, establishment of agreements focused on professional work and training; to act in collaboration with the other executive agencies of the Public Prosecutor's Office of the Federal District and

Territories, the Ministry of Justice and the Ministry of External Relations, to ensure the proper exchanges and international cooperation in matters under the responsibility of the Public Prosecutor's Office of the Federal District and Territories and to seek exchanges and experiences with the Public Prosecutor's Office of other countries; to promote studies, research and events related to its activities and seek partnerships with teaching institutions and research centers to improve the training of the members of the MPDFT, so they can better carry out their attributions and to exercise other attributions, to be established by the Attorney General of the Federal District and Territories.

## II. *Education*

Guilherme Fernandes Neto was born on February 14, 1964, in São Paulo-São Paulo, Brazil. He obtained his LL.B from Mackenzie University Law School in 1986.

He was certified in Business Law, by the Legal Specialization Program of Mackenzie University Law School in 1987.

He was admitted to Pontificia Universidade Católica Law School of São Paulo (PUC/SP – Catholic University of São Paulo) in 1988, as a law professor (1988/1991), where he obtained a Master of Law (1995) and a Doctor's of Law (2003) degree.

## III. *Previous positions*

### *Lawyer*

He was admitted to the Brazilian Bar in 1986, and as a lawyer he developed successful mergers and acquisitions of big Brazilian companies (1987/1990). In 1991 he became Chief in-house legal counsel to Brasitest S/A, a Multinational.

### *Public Prosecutor*

He passed a competitive public examination for prosecutor in 1992 and worked at the Offices of Consumer Litigation (1992), Narcotics and Criminal Prosecution (1993), Military Prosecution (1994), Department of Environment (1995) and he now dedicates his practice to the Office of Consumer Litigation. He was Permanent Counselor of the Federal District Health Council and Advisor of the Ministry of Justice.

### ***Professor***

He was admitted to the Catholic University Law School of São Paulo in 1988 as a law professor (1988/1991). He is a Lecturer at Law at the University of Amazon where every year (since 2000), he lectures about class actions, in the Legal Specialization Program and he gave lectures about Consumer Law in Paraguay, Uruguay, Guatemala and Washington.

Abroad he gave lectures about *Consumer Law* in **Montevideo, Uruguay, about The consumer litigation in Comparative Law** (*La defensa de los intereses metaindividuales em Derecho Comparado*), invited by Department of Justice of Uruguay, in 19/7/02; in **Asunción, Paraguay - The consumer litigation in Comparative Law** (*La defensa de los intereses metaindividuales em Derecho Comparado*) -, invited by Vice-Ministry of Industry of Paraguay, representing Brazil at CT7, in International Seminar about solution de conflicts in consumer defense, in 10th August of 2006; in **Washington-DF - The generations of rights and their affront by the tobacco industry** -, lecture given in 13th World Conference on Tobacco OR Health, in 13th July 2006; in **Montevideú** – two lectures given in 3th International Journey of Consumer Law: 1.<sup>a</sup> Corrective Advertising (*La contrapropaganda*); 2.<sup>a</sup> The Consumer Defense in telecommunications (*Defensa del consumidor em los servicios de telecomunicaciones*), invited by School of Law of University of República do Uruguay, in 31th August of 2006, and in **Guatemala** – invited by the Guatemala's Congress -, in 17 to 20 october, 2006 he gave the lecture *The Office of Consumer Litigation* (La Fiscalía y la Defensa de los Consumidores) and contributed with sugestions to the new Guatemala's Consumer Code, and in 21 to 29 abril, 2007, invited by the University of San Carlos, as Visiting Professor, he gave three lectures about Consumer Law in International Context (*La defensa de los intereses metaindividuales em Derecho Comparado*).

Professor of Consumer Law and Civil Procedure for fourteen years, he has developed the concept of “consumer law” and introduced it as a subject at the Brasilia University Law School. Mr. Fernandes has recently introduced the subject Mass Communication Law at the same University. Now he is teaching Consumer Law at Legal Specialization Program of Prosecution of Federal District Foundation and

#### ***IV. Publications***

Mr. Fernandes has written three successful books – *Contratos de adesão e o controle de cláusulas abusivas* (Adhesion contracts and the control of abusive clauses – Saraiva Publisher, 1990), *Abuso do direito no Código de Defesa do Consumidor* (Abuse of Rights in the Consumer Code – Brasilia Juridica Publisher, 1995) and *Direito da Comunicação Social* (Mass Communication Law – RT Publisher, 2004).

#### ***V. Exchanges***

Spain, Madrid (set./dez. 2001), Department of Justice of Spain.

EUA, Texas (nov. 2005) – International Visitors Leadership Program.

Languages: Portuguese, Spanish, English and French.

#### **VI. Research interests and areas for supervising written works**

- **Consumer Law**
- **Mass Communication Law**
- **Class actions**