

LINGQI WANG

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PRACTICE AREA

MR. LINGQI WANG SPECIALIZES IN COMMERCIAL DISPUTE RESOLUTION AND RESTRUCTURING AND INSOLVENCY.

Education

- Fudan University School of Law, LL.B.
- Columbia University Law School, LL.M, Harlan Fiske Stone Scholar

Professional Qualification

- Admitted to practice in the PRC
- Admitted to practice in New York

Professional Background

- Lingqi joined Fangda Partners in 2012 after working at another renowned Chinese firm.

Lingqi specializes in commercial dispute resolution and restructuring and insolvency, particularly matters with cross-border elements. As litigation and arbitration counsel for corporations, private equity firms, hedge funds, and financial institutions, Lingqi handles significant commercial cases, including disputes involving buyout/minority investment, joint ventures, corporate control, contract and other complex commercial matters. In areas of restructuring and insolvency, Lingqi regularly acts as court-appointed administrator or counsel for shareholders, debtors, creditors and restructuring sponsors in large, complex cases of out-of-court restructuring, liquidation, reorganization and involuntary dissolution.

REPRESENTATIVE MATTERS AND CASES

Commercial Dispute Resolutions

- Representation of a property developer with offshore structure in a shareholders dispute involving both Chinese and offshore litigations, with a dispute amount near RMB 10 billion
- Representation of a Hong Kong-appointed administrator in enforcing an RMB 2 billion judgement against a debtor in mainland China
- Representation of the manager of a private equity fund in a series of cross-border disputes with the limited partners at a value over RMB 4 billion
- Representation of various internationally renowned venture capital and private equity funds in disputes related to their China investment, including shareholder disputes, joint venture disputes, and matters relating to company dissolution and liquidation
- Representation of a Germany real-estate investment fund in SHIAC arbitration and related court proceedings in connection with dispute over the acquisition of a RMB 700 million real-estate project
- Representation of a Brazilian manufacturer in litigation arising from its acquisition of a Chinese company, which litigation also involved offshore arbitration proceedings
- Representation of a Chinese private equity house in a merger and acquisition dispute for RMB 10 billion
- Representation of a European bank in litigation for RMB 200 million in respect of a cross-border financing arrangement and collateral management agreement
- Representation of a Korean multinational corporation in respect of a shareholder derivative litigation against its Chinese joint venture partner, which proceeding was handled in parallel with arbitration proceedings in

Singapore

- Representation of a global energy company in a shareholder dispute with its Chinese joint venture partner, involving derivative litigation in China and foreign arbitration
- Representation of a U.S. based manufacturer in a series of environment pollution disputes in China involving over 50 claimants
- Representation of a Germany real estate project management company in a contract dispute involving multiple and competing CIETAC arbitration proceedings

Restructuring and Insolvency

- Acting as administrator and joint administrators appointed by Chinese courts in a number of large and complicated bankruptcy reorganization and liquidation proceedings
- Representation of various ad hoc committees of holders of USD bonds issued by a China-based issuer in relation to bond defaults and debt restructuring
- Representation of several internationally renowned special opportunity funds in their acquisition of distressed assets and investment in debt restructuring in China
- Representation of various foreign banks in relation to the cross-border insolvency and restructuring of China-based debtors and guarantors
- Representation of a number of U.S. companies under or about to enter Chapter 11 proceedings in respect to the restructuring of their Chinese operation
- Representation of an European steel manufacturer in restructuring its Chinese business
- Representation of a U.S. retail company in restructuring its e-commerce business in China
- Representation of a U.S. cold storage operator in restructuring its Chinese business
- Representation of foreign liquidators and provisional liquidators in respect of taking over control of Chinese subsidiaries and enforcement actions in China
- Representation of multiple creditors in the bankruptcy reorganization of a distressed Chinese ship builder, involving multiple litigations, enforcement actions as well as bankruptcy proceedings
- Representation of a U.S. investment bank on its exercise of shareholder's right-of-first-refusal in relation to the disposal of distressed assets, involving overlapping bankruptcy issues and regulatory issues of securities law and foreign exchange regulation; and
- Representation of a U.S. healthcare company in compulsory liquidation of its Chinese joint ventures in the context of shareholder deadlock with its Chinese joint venture partner

Presentations/Speeches

- Panelist, The First Xiamen Cross-Border Insolvency Colloquium, hosted by Xiamen Bankruptcy Court, July 2021
- Panelist, Symposium on the Judicial Assistance Regime on Insolvency between Mainland China and Hong Kong SAR, hosted by Shanghai Bankruptcy Court, July 2021
- Panelist, Forum on Cross-boundary Insolvency Cooperation between the Mainland China and Hong Kong SAR, hosted by Shenzhen Bankruptcy Court, May 2021
- Speaker, "Restructuring PRC Companies", lectures and webinars hosted by various investment banks, private equity funds, and specialized publishers in the restructuring sector from 2019 through 2021
- Panelist, "Directors' Duties and Liabilities", INSOL Beijing and Shanghai Seminars, October 2020
- Speaker, "Fundamental Issues of Cross-border Insolvency Cooperation", China Bankruptcy Law Symposium, Special Session on Cross-border Insolvency and Optimization of Doing Business, Suzhou, September 2019
- Panelist, "Chinese Insolvency Regime and Cross-border Insolvency" GRR Live 2 HK, Hong Kong, November 2018
- Panelist, "Out-of-court Restructuring", The Eight East-Asia Insolvency and Restructuring Symposium held by

China Banking Law Society, September 2016

- Panelist, “Effective Dispute Resolution for BRI Investments”, SIAC-SHIAC Conference, Shanghai, September 2019
- Speaker, “Internal Disputes of Private Equity Funds and Cross-border Parallel Proceedings”, SHIAC seminar on “Cross-border Dispute Resolution of Private Equity Funds”, November 2018
- Speaker, SHIAC seminar on “Prospect and Application of UNCITRAL Rules by Chinese Arbitration Institutions”, March 2017

Publications/Articles

Journals and Books

- Five ways to fail in your PRC interim relief application, Hong Kong Lawyer (2022)
- IBA Toolkit on Insolvency and Arbitration, China Chapter (2021)
- Asia-Pacific Restructuring Review 2021, China Chapter, Global Restructuring Review
- Chambers Global Practice Guides – Insolvency, China Chapter (2020)
- China’s Recognition of Foreign Insolvency Proceedings and VIE Structures, International Insolvency & Restructuring Report (2020)
- Insolvency and Corporate Reorganization Report 2016, International Financial Law Review (2016)
- Enforcement of Judgments and Arbitral Awards: A Global Guide from Practical Law 2nd Edition (China Chapter), Thomson Reuters (2015)
- Insolvency and Corporate Reorganization Report 2015, International Financial Law Review (2015)

Papers and Research Projects

- Judicial Practice of the Bankruptcy of Financial Institutions – A Comparative Law Perspective, research project commissioned by Shanghai Financial Court (2020)
- Assistance in Cross-border Insolvency of Group Companies, research project commissioned by Supreme People’s Court (2019)
- A Review of the “Thumb Case” from the Perspective of Cross-border Bankruptcy, Research Paper for the Fourth China Bankruptcy Law Practice Forum (2015)
- The Latest Development of Cross-border Insolvency, The Second Summit of Market-Oriented Bankruptcy (2018)
- Several Fundamental Issues of Cooperation in Cross-border Insolvency, The Tenth China Bankruptcy Law Forum (2019)

Professional Affiliations

- Member of the Asian Advisory Council of INSOL
- Member of the Foreign Affairs Committee of Shanghai Bar Association
- Arbitrator of Shanghai International Arbitration Centre (SHIAC)