

## MELODY WANG

Partner  
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### PRACTICE AREAS

MS. WANG HEADS THE FIRM'S COMPLEX DISPUTES PRACTICE IN BEIJING. SHE REPRESENTS CLIENTS IN HIGH STAKES LITIGATION AND ARBITRATION, OFTEN IN A CROSS-BORDER CONTEXT. MS. WANG IS ALSO AN ESTABLISHED INDUSTRY LEADER IN THE AREA OF PRC STATE SECRETS, SOVERIGN INFORMATION, AND THE DATA PRIVACY REGIMES. IN ADDITION TO HER WORK ON BEHALF OF CLIENTS BEFORE CHINESE GOVERNMENT AGENCIES, SHE HAS BEEN APPOINTED AS AN EXPERT WITNESS OR AS CONSULTING COUNSEL FOR NUMEROUS FOREIGN PROCEEDINGS (E.G., US, HONG KONG, SINGAPORE) INVOLVING CHINESE LAW ISSUES. COMPLETELY BILINGUAL IN ENGLISH AND CHINESE AND WITH A BACKGROUND IN BUSINESS ADMINISTRATION, SHE IS TRUSTED COUNSEL TO MANY OF THE WORLD'S LEADING INTERNATIONAL COMPANIES.

### REPRESENTATIVE MATTERS AND CASES

#### Commercial Dispute Resolution

- Successfully defended ConocoPhillips in litigation stemming from the Penglai oil seepage incidents of 2011—hundreds of lawsuits have been filed before various PRC courts by fisherman and tourism operators in connection with the incident, and a non-governmental organization has initiated public interest litigation. This public interest litigation is the first such attempted against a foreign company since the establishment of the public interest mechanism in China and presents numerous issues of first impression for China's courts; successfully obtained verdicts dismissing all of defendants' claims.
- Representing a Chinese insurance company in an ICC arbitration in HK with respect to an equity transfer agreement concerning a Korean life insurance company; amount in controversy being USD 2 billion and case involving the largest and most high-profile fraud in Korean insurance sector.
- Successfully represented a Swiss company in a Hong Kong International Arbitration Center arbitration arising from an equity transfer agreement; obtained a favorable award for the client.
- Represented one of the largest US-based filtration manufacturers in a dispute involving its joint venture in China and employee fraud. Reached favorable settlement prior to Stockholm Chamber of Commerce arbitration.

- Lead trial counsel on a nationwide reported trademark licensing dispute before the China International Economic and Trade Arbitration Commission (CIETAC) in Beijing. Trademark in question valued at USD 17 billion.
- Lead trial counsel on a CIETAC arbitration in Beijing related to a 10-billion-dollar real estate project. Dispute concerned national security review of foreign-related real estate transfer.
- Representing a Sino-Japan joint venture in two CIETAC arbitration parallel proceedings in English with respect to a cooperation agreement dispute; amount in controversy being USD 40 million.
- Lead counsel on advising various investment banks in a series of disputes in connection with their investments in China. Disputes related to joint venture disputes, fraud, misappropriation of assets, misrepresentations in IPO applications and post-acquisition warranty and indemnity claims.
- Represented a leading player in food and agriculture industry in a wrongful enforcement case before Beijing High Court. Products subject to enforcement valued at 150 million dollars.
- Represented a leading luxury sports car manufacturer in a series of disputes, before the PRC courts, with its distributors and business partners in China involving claims of 70 million dollars.
- Acted for a Chinese pharmaceutical company in a US consolidated antitrust class action arising from an alleged price fixing conspiracy. Led China team in connection with extensive discovery, and depositions of key witnesses.
- Advised a German company and its Chinese subsidiaries in high profile class action product liability litigation seated in New Orleans, US, in issues related to Chinese product liability and state secrecy laws. Collateral assignments in connection with environmental investigations initiated by both the US and Chinese governments.

#### Investigation and Compliance

- Lead Chinese law counsel to the “Big 4” accounting firms in connection with administrative proceedings initiated by the US Securities and Exchange Commission. Advised on Chinese law issues related to state secrecy. Prepared Chinese law expert witness for testimony before the SEC.
- Advising a European company on a high-profile criminal investigation related to allegations of smuggling of solid waste initiated by PRC Customs Office.
- Lead China investigation component in connection with an internal investigation of potential violation of the Foreign Corrupt Practices Act for a world’s leading telecommunication player, and advised the client on the Chinese anti-corruption and state secrecy laws.
- Advised a multinational company in an investigation initiated by the Chinese police in connection with allegations of commercial bribery and data privacy violations.
- Advised numerous multinational companies on PRC information compliance, including state secrecy and data privacy.
- Acted for an international accounting firm in a high profile China Securities Regulatory Commission investigation concerning professional liability arising from negligence.

- Acted for a Belgian company in a customs investigation initiated by authorities in Beijing and Shanghai. Investigation concerned allegations of smuggling.

## OTHER INFORMATION

### Education

- LL.M/ Business Administration, Northwestern School of Law and Kellogg School of Management
- LL.M, Queen Mary, University of London, UK
- LL.B, Beihang University, Beijing China

### Professional Qualification

- Admitted to practice in the PRC and New York

### Representative Speaking Engagements

- *Potential FCPA Issues when Doing Business in China*, The Foreign Corrupt Practices Act and International Anti-Corruption Developments 2015, Practising Law Institute, New York, US (May 2015)
- *Doing Business in China*, The Foreign Corrupt Practices Act and International Anti-Corruption Developments 2014, Practising Law Institute, New York, US (May 2014)
- *Developments in Anti-Corruption Law and Enforcement in 2014: Protecting and Defending Your Company*, In-house Congress, Beijing China (March 2014)
- *Private Equity Investment Exit Challenges in China*, Risk Management for PE Transactions Seminar, Beijing China (May 2013)
- *Avoiding Sanction Risks under Chinese Anti-corruption Law*, Hong Kong Outbound: Risk & Corruption Symposium 2013, Hong Kong (May 2013)
- *Top tips for litigating and arbitrating in China - with high points of the new Civil Procedure Law*, Hong Kong Corporate Counsel Association Seminar, Hong Kong (February 2013)

### Professional Background

Ms. Wang used to work with a major international law firm and focuses her practice on various kinds of dispute resolution matters. She has extensive experience in successfully representing foreign corporations and their China entities in resolving their disputes through negotiations, arbitration or litigation. She also has substantial cross-border experience with investigations and compliance, particularly in connection with state secrecy and data privacy protection, anti-corruption and fraud. In particular, she has advised some of the most high-profile cases in China with respect to PRC information compliance.

Ms. Wang is a native Mandarin speaker and is fluent in English.