

## DANIEL HUANG

Partner

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### PRACTICE AREAS

MR. HUANG SPECIALIZES IN FINANCIAL, QUASI-FINANCIAL, COMMERCIAL (COMPANY LAW AND CONTRACT LAW), ADMINISTRATIVE AND IP LITIGATION AND ARBITRATION, ETC.

## REPRESENTATIVE MATTERS AND CASES

### Financial and Quasi-Financial

- Represented an asset management company in arbitration in a contract dispute with the issuer of an cash investment product
- Represented an investor in a lawsuit against the issuer and the administrator of a collective cash investment product for damages arising from their failure to perform their duties
- Represented a provincial branch of a large state-owned asset management company in a lawsuit filed over its non-performing asset disposal process
- Represented a foreign-invested bank in a series of arbitration cases filed by the bank and its corporate customers in connection with financial derivative products such as foreign exchange options and forwards
- Represented various securities companies in disputes with creditors over pledge-style repo of stocks worth tens or hundreds of millions in RMB
- Represented a securities company in a civil lawsuit alleging misrepresentation in the securities market for statements by the securities company about a listed company in an asset acquisition project made while the securities company was acting as a financial advisor
- Represented a securities company in a rare civil lawsuit arising from alleged misrepresentation in the securities market about an NEEQ-listed company in its targeted issuance project where the securities company served as chief agency broker

- Represented a famous state-owned commercial bank in the first litigation in China over a fraudulent letter of credit
- Represented an automobile financial leasing company in financial leasing lawsuits between the company and its end users and distributors
- Represented a famous wealth management group in a series of lawsuits and arbitrations between the group and investors over disputes about fund products and asset management products
- Represented various famous private equity and investment companies in lawsuits and arbitrations over investment project disputes, including disputes over VAM agreements, corporate control of shareholders and management, corporate deadlocks, and shareholders' right of knowledge
- Represented a foreign-invested financial leasing company in an arbitration arising from a cooperation agreement with an equipment manufacturing enterprise under a financial leasing arrangement
- Represented a US branch of a famous European bank in litigation before the Shanghai courts over a fraudulent letter of credit

#### Corporate and Commercial

- Represented a leading multinational manufacturer in food, home and personal care products in several dispute resolution cases, including a purchase agreement dispute against a Chinese company at CIETAC and a distribution agreement dispute against a domestic distributor in Beijing court
- Represented a leading European fashion company in a wide variety of commercial-related dispute resolutions in China
- Represented a US-based multinational food manufacturing company in disputes arising from its share acquisition and subsequent asset sales in China
- Represented a company listed on the Main Board in a dispute arising from a "VAM" arrangement in the company's equity transaction
- Represented a founding partner in a dispute arising from a "VAM" commercial arrangement between the buyer-founding partner and the seller-partner
- Represented a world-renowned chemical engineering company in commercial litigation in China
- Represented a famous European chemical engineering and medical products producer in commercial litigation in China
- Represented a European pump producer in commercial litigation in China

- Represented a NASDAQ-listed internet company in commercial litigation in China
- Represented a well-known satellite TV company in commercial litigation in China
- Represented a famous film production company in commercial dispute resolution in China

## IP

- Represented a leading international beverage company in image rights litigation in Shanghai court against a famous athlete
- Represented a multinational petroleum company in a trademark dispute in Beijing court against a Chinese company
- Represented a world famous group in the kitchen and bath, automotive breaking system and air conditioning industries in IP protection and IP-related litigation and arbitration
- Represented a world-renowned luxury brand company in a lawsuit before a Shanghai court over unfair competition in advertising
- Represented a famous pump manufacturer in Europe in allegations of infringement of company business secrets and unfair competition against a former senior executive
- Represented a famous US company in its disputes with its invested companies and distributors in China over the infringement of registered trademarks and trade names
- Represented a multinational bank in a copyright dispute

## Administration and Investigation

- Represented numerous multinational enterprises and overseas listed companies in independent investigations into their internal and business procedures
- Represented a financial leasing company and took corresponding legal actions in a fraudulent contract investigation of its senior management and distributors
- Represented a European bank in its investigation of employees for business misconduct
- Represented a leading multinational manufacturer in food, home and personal care products in an administrative lawsuit before a Shanghai court against the local Bureau of Administration of Industry and Commerce over its enforcement of the advertising administrative law

- Represented the subsidiary of a famous Southeast Asian group company in a tax administrative dispute against the local tax bureau before a court in Qingdao
- Represented a world-renowned retail chain company in an administrative investigation initiated by the Beijing Food and Drug Administration
- Represented a well-known European company in the food industry in an administrative investigation by the Shanghai Administration of Industry and Commerce into alleged commercial bribery
- Provided regular training on advertising law, product quality law, anti-unfair competition law and administrative law for multiple multinational companies and institutions

## **OTHER INFORMATION**

Having worked on commercial-related legal matters since 1993, Mr. Huang has extensive experience in commercial transactions and IP-related counseling, litigation, and arbitration. He advises many clients including multinational companies and Chinese companies on resolving disputes and potential disputes in China through negotiation, administrative procedures, civil lawsuits, labor lawsuits, arbitration, etc.

### **Education**

- East China University of Laws and Politics, LL.B., 1993

### **Professional Qualification**

- Admitted to practice in the PRC

### **Honors and Awards**

- Recognized as a “leading individual” in Dispute Resolution in Legal 500 Asia Pacific published by Legalease from 2002 to 2018
- Continuously recognized as one of the leading individuals in Dispute Resolution in China by Asia-Pacific Guide published by Chambers & Partners, a well-known British legal publisher.