

JAMES HU

Partner
Fangda Partners

+86 21 2208 1166
jhu@fangdalaw.com



PRACTICE AREAS

MR. HU SPECIALIZES IN DISPUTE RESOLUTION, PARTICULARLY IN LITIGATION AND ARBITRATION REGARDING INTELLECTUAL PROPERTY, ANTITRUST AND COMPETITION, AND COMMERCIAL TRANSACTIONS.

Mr. Hu joined Fangda in 2000. Prior to joining Fangda, Mr. Hu had worked in Shanghai court for years.

Mr. Hu has advised numerous multinational and domestic clients, and has highly recognized and over 25 years experiences in dealing with complex and high profile litigations and arbitrations involving patent, copyright, trademark, antitrust, unfair competition, and commercial transaction.

Mr. Hu's one representative case, standard essential patent (SEP) antitrust and licensing rate setting litigation, InterDigital v. Huawei, was listed as the annual Top 10 IP Cases by the PRC Supreme Court. As the first-ever SEP licensing rate setting lawsuit in China, this case has been attached great importance worldwide, taken reference and cited in many later SEP cases.

REPRESENTATIVE MATTERS AND CASES

- Represented a US leading wireless telecommunication company in a series of litigations filed in China, as part of global actions, concerning licensing of standard essential patents (SEPs) involving 5G, 4G, 3G and 2G telecommunication standards, including, among others, the first-ever SEP antitrust lawsuit and the first-ever SEP license rate setting lawsuit in China.

- Represented a Chinese leading mobile telecommunication technology company in a series of litigations filed in China, as part of global actions, concerning global licensing rate setting of standard essential patents (SEPs) involving 5G, 4G, 3G and 2G telecommunication standards and liabilities for breaching the FRAND obligations.
- Advised a US leading wireless telecommunication company in an antitrust administrative investigation concerning license of standard essential patents (SEPs).
- Represented a Chinese internet company in an antitrust administrative investigation concerning license of software of a famous online game.
- Represented a US leading chip technology company in patent and copyright infringement litigations concerning complex micro-controller integrated circuit technology.
- Represented a US leading chip manufacturing company in patent infringement litigations and administrative invalidation proceedings concerning complex computer processor technology.
- Represented a US leading tool manufacturing company in defending its patent rights in multiple patent litigations and administrative invalidation proceedings.
- Represented a US leading wireless telecommunications company to obtain favorable court orders overturning decisions by the PRB (Patent Reexamination Board) on patents concerning telecommunication technology.
- Represented a PRC leading semiconductor foundry in its court action for injunction and damages against a main rival in the market for unfair competition.
- Represented a Japan multinational company in a series of court actions for injunctions and damages against multiple infringers in different provinces and cities in relation to trademark infringement and trade name unfair competition.
- Represented a US leading sulfuric acid process technology company in a technical secret litigation against its former key technology executives.
- Represented a Europe leading solar crucible manufacturing company in a technical secret litigation against its former key technology executives and the entities established by them.
- Represented a US leading chip technology company in complex court actions against an integrated circuit design company for copyright infringement of microcode and datasheet.
- Represented a US manufacturing company in its court action in relation to

applied art copyright infringement.

- Represented a world renowned commercial company in its court action against a famous sports star regarding dispute of portrait right.
- Represented a leading Chinese internet company in winning the first ever preliminary injunction and favorable court order in Shanghai against a newspaper media and a network media in relation to commercial defamation.
- Represented a US multinational company in its commercial arbitrations and court litigations in relation to complex product quality dispute arising from micro-turbine supply and maintenance contracts.
- Represented a leading computer company in its commercial arbitration in relation to complex product quality dispute arising from printed circuit board (PCB) supply contract.
- Represented a Taiwan listed company in its commercial arbitration against its distributors regarding complex contracts and mortgage disputes, dealing with asset preservation and court enforcement.
- Represented a multinational company in its commercial arbitration against a state-owned company regarding contract disputes of business cooperation as well as assets and debts transactions.
- Represented a multinational company in its series court litigations and administrative proceedings against its local partners and former key executives regarding control of a joint venture (JV) set by both parties.
- Represented a China listed company in its commercial arbitration and court enforcement against a founding shareholder of one invested company regarding valuation adjustment mechanism, and other disputes in relation to dissolution and liquidation of the invested company.

OTHER INFORMATION

Education

- Fudan University Law School, L.L.M.
- East China University of Politics and Laws, L.L.B.

Professional Qualification

- Admitted to practice in the PRC