

NUO JI

Partner
Fangda Partners

+86 21 2208 1011
nji@fangdalaw.com



PRACTICE AREAS

MR. JI'S PRACTICE AREAS INCLUDE COMMERCIAL LITIGATION AND ARBITRATION, BANKRUPTCY AND RESTRUCTURING, CONSTRUCTION AND REAL ESTATE, AND PUBLIC INCIDENTS AND CRISIS MANAGEMENT. HE HAS BEEN WIDELY RECOGNIZED AS A PROMINENT PRACTITIONER IN CHINA IN THESE PRACTICE AREAS.

REPRESENTATIVE MATTERS AND CASES

Commercial Litigation and Arbitration

- Represented various foreign investment companies and funds in resolving disputes arising out of their mergers, acquisitions, investments and joint ventures in China
- Represented various foreign investment companies and funds in resolving disputes over company control issues arising from PE investments and VIE structures
- Represented various Chinese and foreign organizations in resolving disputes arising out of mergers and acquisitions
- Represented a number of Chinese and foreign clients in resolving shareholder rights disputes, including disputes over co-investment agreements, confirmation of shareholding, rights of first refusal, access to information, and shareholder derivative actions
- Represented a number of Chinese and foreign clients in resolving corporate governance disputes, including disputes over impairment of company interests by shareholders, directors, supervisors or senior management, and disputes over confirmation or revocation of corporate resolutions
- Represented a number of Chinese and foreign banks and financial institutions in resolving various financial disputes arising from loan agreements, guarantee agreements, financial leasing agreements, and ship leasing agreements

- Represented various Chinese and foreign clients in resolving disputes with securities companies over wealth management contracts and advised on relevant enforcement and bankruptcy proceedings
- Represented a number of Chinese and foreign clients in dealing with disputes relating to international sale of goods, including disputes over bulk commodity transactions
- Represented a number of Chinese and foreign companies in dealing with all types of commercial contract disputes, including disputes related to sales and purchase contracts, auction contracts, lease contracts, technical service contracts, and advertisement contracts
- Represented a number of Chinese and foreign clients in resolving professional liability disputes
- Represented a number of Chinese and foreign companies in dealing with civil compensation disputes over various environmental pollution incidents
- Represented a number of Chinese and foreign clients in the pharmaceutical industry in dealing with personal injury disputes relating to pharmaceutical research and development
- Represented a number of Chinese and foreign companies in dealing with civil proceedings arising out of unfair competition acts
- Represented a number of Chinese and foreign clients in dealing with various disputes arising out of domestic and international arbitration proceedings, including disputes over the effectiveness of arbitration agreements, the set-aside of arbitration awards, and the domestic recognition and enforcement of foreign arbitration awards
- Represented a number of Chinese and foreign clients in handling complex court enforcement proceedings
- Represented a number of Chinese and foreign clients in administrative review and administrative litigation cases involving, for example, commercial bribery, environmental pollution and securities regulation

Liquidation, Bankruptcy and Restructuring

- Acted as one of the bankruptcy administrator for the insolvent liquidation of CEFC China and its affiliates, the prepackaged bankruptcy of ZK Engineering (the first prepackaged bankruptcy case in Shanghai), the restructuring of Bestway Marine & Energy (an A-share listed company), the restructuring of DSIC Offshore, and the restructuring of Shanghai Yuehe Real Estate, the total debts at issue of which are several hundred billion RMB

- Appointed by various Shanghai courts as the administrator or liquidation team member in bankruptcy or mandatory liquidation proceedings for a number of companies
- Represented a number of liquidators and administrators of offshore bankrupt companies including Lehmann Europe in dealing with various issues relating to asset collection, asset and business sales, and related litigation in China
- Represented large banks and syndicated creditors in filing claims, formulating and negotiating restructuring plans, and conducting related litigation in the restructuring proceedings of offshore and onshore listed companies
- Represented COFCO in dealing with various issues in the restructuring of Wugudaochang
- Represented various large-scale Chinese and foreign commercial banks, assets management companies, foreign investment funds, and investors in handling various issues in the disposal, acquisition, and recovery of non-performing assets in China
- Represented various creditors in the bankruptcy liquidation and restructuring proceedings of securities companies
- Represented various syndicate lenders in dealing with issues relating to debt restructuring and in participating in relevant bankruptcy liquidation and restructuring proceedings
- Represented various multinational corporations in their offshore bankruptcy proceedings in disposing of and operating their assets and businesses in China
- Represented various shareholders, directors, supervisors and senior management personnel in dealing with litigation and other matters related to bankruptcy proceedings
- Represented various shareholders and liquidators of foreign-invested companies in voluntary and mandatory liquidation proceedings

Construction and Real Estate

- Represented the owners of major construction projects, including Shanghai World Financial Center Project, in various matters including: bidding; construction engineering and design; contract negotiation and drafting; and construction project management, completion and acceptance
- Represented general contractors on various major construction projects in

providing comprehensive legal services covering all major construction and real estate law issues

- Represented a number of real estate development companies including Vanke, CMPD, Tian An China, Kerry Properties Ltd., Shanghai Industrial Holdings Ltd., and Youngor Real Estate in residential and commercial real estate development projects
- Represented Fortune 500 companies, state-owned enterprises and private enterprises in industrial investment projects
- Represented real estate companies and foreign real estate funds in their acquisition of real estate for residential, commercial and infrastructure projects in China and in related disputes over project transfer, project acquisition and joint ventures
- Represented real estate development companies and foreign-invested companies in litigation and arbitration arising from property rental and leasing disputes
- Represented hotel management companies in project development and hotel operation and in disputes arising out of hotel management contracts with hotel owners
- Represented various foreign and domestic real estate developers and industrial clients in land expropriation and compensation matters in major regions in China, including Beijing, Shanghai, Zhejiang and Jiangsu, assisted in negotiation with the government, and acted in related administrative and court proceedings
- Represented various foreign, foreign-invested and domestic construction companies in litigation and arbitration over disputes arising out of construction contract agreements
- Represented foreign and foreign-invested companies in dealing with disputes arising out of construction design contracts
- Represented foreign and foreign-invested construction project management companies and construction consulting companies in dealing with disputes arising out of project management contracts and construction consulting contracts
- Represented Fortune 500 companies in dealing with litigation and arbitration in disputes arising out of construction contracts with domestic contractors
- Represented domestic real estate development companies in dealing with disputes arising out of the sale of apartment units
- Represented domestic real estate development companies in dealing with disputes arising out of real estate brokerage contracts

- Represented well-known property management companies in dealing with property management contract disputes

Public Incidents and Crisis Management

- Represented and provided crisis management assistance to Chinese and foreign clients during public incidents involving, for example, environmental pollution, commercial bribery investigations, foreign corrupt practices investigations, compliance and regulatory investigations, collective negotiations and cross-border investments

OTHER INFORMATION

Education

- Fudan University Law School, LL.B., LL.M.

Professional Qualification

- Admitted to practice in the PRC

Publications

- Participates in various academic research entrusted by legislatures, governments, courts and law societies, including study groups on “Research on Civil Trail Reform”, “Judicial Reform – Research on Judicial Management in Common Law and Civil Law Jurisdictions”, “Civil Trail System with Chinese Characteristics”, “The Government’s Role in China’s Market Economy”, “Perfecting Property Legislation”, and “Research on Director’s Personal Liabilities under Bankruptcy Law”
- Member of Drafting Panel for the “Compulsory Execution Law”
- Drafter of “Sample Draft for Construction Project”
- Hosts lectures for undergraduate and graduate students on a regular basis; invited as guest speaker in many international and domestic academic symposiums and forums

Professional Affiliations

- President of the Shanghai Bar Association
- Deputy Director of the Bankruptcy Law Study Commission of Shanghai Law Society
- Member of Administrative Review Committee of the Shanghai Municipal Government

- Legal Advisor of Shanghai Administration for Market Regulation
- Legal Advisor of Shanghai Municipal Commission of Commerce
- Arbitrator of China International Economic and Trade Arbitration Commission
- Arbitrator of Shanghai International Arbitration Center
- Arbitrator of Shenzhen Court of International Arbitration

Professional Background

From 1992 to 1995, Legal Department, Foreign Trade Department of Beijing Coking Chemical Plant

From 1998 to 2001, attorney of Shanghai Jianwei Law Firm

From 2001 to 2003, partner of Beijing Tongda Law Firm Shanghai Branch

From 2003 to 2005, founding partner, director of Shanghai HHP Attorneys-at-Law

From 2005 till now, partner of Fangda Partners