



Representative Legal Matters

Simon Hui

Corporate Compliance

- Assisted a major multinational pharmaceutical company to conduct a large scale FCPA investigation in respect of its business activities in China. This includes interviewing key employees, conducting e-discovery, review evidence and providing recommendations.
- Conducted an internal investigation and interview of several employees of a local subsidiary of a NYSE listed company on anti-bribery/corruption involving its PRC employees including advising on disciplinary actions against the relevant employees.
- Conducted an investigation on bribery allegations against quality control inspectors of a major North American company. The management of the company became aware of the allegations due to information provided by a whistle-blower. The investigation and interview cover external suppliers of several well-known retailers in North America and client's employees. Our work included advice on the grounds for taking disciplinary actions against the relevant employees.
- Conducted an internal investigation for a North American retailer in relation to bribery allegations provided by a supplier against a sourcing manager of the company; conducted document review and interview of the relevant employee; recommended with follow-up actions.
- Handled an anti-bribery and anti-corruption investigation for one of the top global commodity traders as part of its regional compliance review which covers several South East Asian and Middle Eastern countries. The investigation involved extensive data discovery and review, site visits and interviews.
- Conducted an internal investigation for a local subsidiary of a NYSE listed company on anti-bribery and FCPA matters; interviewed key employees of the company and advised appropriate disciplinary actions against the relevant employees.
- Conducted an investigation on anti-bribery activities reported by a whistle-blower. The investigation and interview covers several suppliers to well-known retailers in North America and employees of a major Canadian company.

- Assisted a Chinese oil company listed in the US to handle a FCPA investigation initiated by the SEC and DOJ.
- Conducted an internal investigation for the Chinese subsidiary of a major European industrial conglomerate. The investigation focused on alleged bribery activities and conflict of interests involving its employees in China.
- Assisted a US-based multinational inspection company to conduct compliance investigation in respect of its business activities in China. Conducted interviews and proposed recommendations to improve the company's compliance program.
- Conducted investigations on major insurance/casualty claims in both China and Hong Kong on behalf of a number multinational insurance companies and P&I Clubs.
- Assisted a major marine equipment supplier to defend a claim brought by its PRC agent for outstanding commission payment. We assisted client to set aside a default judgment issued against them and worked closely with other professional advisors to establish grounds of defense including possible breach of FCPA and PRC bribery laws and regulations by the local agent.
- Advised various foreign multinational companies, from the perspective of the FCPA and China's anti-corruption laws and regulations, focusing on their compliance review program.
- Conducted internal training for the Firm's key clients. These training programs cover issues involving FCPA and China anti-corruption laws.

Commercial Litigation

- Assisted a major UK-based sports car manufacturer in defending multi court proceedings launched by its local distributors in China. The case covered many areas including distribution agreement dispute, intellectual property infringement, asset preservation order and restraining order preventing key foreign personnel from leaving China.
- Assisted a well-known US software company in a court proceeding against one of its local distributors for disputes arising out of the distribution of its software and hardware products.
- Assisted a major Australian healthcare product manufacturer on disputes arising out of commercial distribution agreement that its subsidiary entered into with various distributors in China. The distributors sold products from other suppliers in breach of the agreement and were also behind in settling payments. We worked closely with local counsel to help client to launch court proceedings against various distributors in a number of Chinese cities including Wuhan, Tianjin, Xiamen and Shenyang.

- Assisted a major Italian fashion label to resolve and settle a dispute with its PRC distributor. Our client was involved in a dispute with its China distributor concerning outstanding payments due for products supplied by client to the distributor. We helped with the negotiation and drafting of a complex settlement agreement which involved settlement and assignment of debts by various group companies between the parties located in China and Hong Kong.
- Assisted an international hotel chain defending claims filed by a major Chinese airlines before the people's court in Shanghai. This includes formulating defense strategies and supervising local counsel in the conduct of the case. The case was finally dismissed by the Chinese court on a number of technical and substantive grounds.
- Assisted a multinational company in settling a product liability claim. Our client purchased a large quantity of electrical measuring instruments from a local supplier. The instruments were sold to a local end user under our client's brand. The products had many defects and as a result, our client was claimed by their end users. We helped client negotiate a settlement to settle the claims.
- Assisted a North American company in settling a dispute with its local supplier. The dispute arose as a result of client's decision to terminate the supplying agreement. The decision has a major impact on the local supplier and its ability to continue as a going concern. Local government authority was also involved. We assisted client in reaching a settlement with its local supplier.
- Assisted multinational shipping and trading companies in litigation before the Hong Kong and PRC courts.

International Arbitration

- Represented a prominent Chinese party against an arbitration claim of RMB 10 billion brought by US Claimants in a joint venture project dispute, a key project of the 13th Five-Year Plan. It is a cross-border dispute involving complex PRC/HK law arguments and multi-jurisdictional legal concerns.
- Represented PRC shareholders to a share transfer agreement dispute before HKIAC. Successfully obtained a HKIAC award of RMB 150 million. The tribunal members consists of high profile lawyers including the current Hong Kong Secretary for Justice (before her appointment by the HK government).
- Represented one of the top three PRC oil and gas companies in a maritime dispute before HKIAC. The claim was heard before a distinguished panel of arbitrators including two leading legal experts in the O&G industry.
- Successfully represented the main shareholder in a shareholder dispute to commence and secure a favorable award in an HKIAC arbitration. The

tribunal is consisted of the prominent and top tier legal practitioners in Hong Kong.

- Represented a leading international certification company before China International Economic and Trade Arbitration Commission (CIETAC) in a dispute concerning the acquisition of a leading project management company in Shanghai.
- Assisted a multinational European pharmaceutical company in the defense of a multi-million dollar claim brought by its Chinese distributor before CIETAC in Shanghai.
- Represented a construction company to defend a CIETAC arbitration relating to the dispute arising out of an equity transfer agreement. The dispute involves complex issues including financial determination of pre-acquisition profit and the amount in dispute is amount RMB 100 million.
- Represented an European machinery equipment manufacturer in a CIETAC arbitration over a product quality dispute with a PRC buyer of its equipment.
- Represented a Germany-based manufacturer in defense of a CIETAC arbitration in Shanghai commenced by a key local Chinese buyer. The case is in relation to a dispute arising out of the sale contract for an equipment, which later exploded and resulting in serious loss of property and personal injury.
- Represented a Swiss manufacturer of fuel injection machinery in a CIETAC arbitration proceeding against a local purchaser.
- Represented an Italian glass manufacturing company in a CIETAC arbitration against a US supplier in respect of disputes arising out of a gas supplying agreement.
- Represented a manufacturer and supplier of flavors and fragrances for the food, beverage, personal care and household products industries, in assessing the situation of an ongoing CIETAC arbitration regarding a construction contract dispute with a local contractor and possible outcome of the arbitration, and provided advice on the strategy and next steps.
- Represent a Japanese furniture manufacturer in an ICC arbitration in Hong Kong to defend a claim brought by a Taiwanese individual for a dispute arising out of an equity transfer agreement. The amount of claims and counterclaims exceed CNY 100 million.
- Represented a major UK-based sports car manufacturer in defending multi court proceedings launched by its local distributors in China. The case covered many areas including distribution agreement dispute, intellectual property infringement, asset preservation order and restraining order preventing key foreign personnel from leaving China.

Restructuring & Insolvency

- Advised a major global entertainment company on insolvency-related inquiries regarding its business partners facing financial distress.
- Advised a leading global professional services company on insolvency-related inquiries regarding its business partners facing financial distress.
- Advised a major equity fund on matters involving directors' duties under PRC law at times of financial distress.

Advised a major global aerospace corporation as creditor on insolvency of an airline company in China.

- Advised a major European bank on potential legal risks associated with its customers' custodian banks in China.

Insurance

- Advised a private equity backed financial institution based in Singapore on the acquisition of a state-owned reinsurance company in China.
- Advised a major European insurer on the disposal of its Shanghai branch office to a Bermuda-based international insurer, including conducting due diligence and advising on regulatory issues.
- Advised a large UK-based insurer and its Shanghai branch office on the drafting of policy in both English and Chinese, regulatory and compliance issues, dealing with and maintaining a good relationship with the PRC Insurance Regulatory Commission.
- Advised a major internal loss-adjusting firm on the acquisition of a domestic loss-adjusting firm.
- Advised Lloyd's syndicates and domestic insurers on the introduction of a product recall policy in China.
- Advised a major European reinsurer on the setting up of a WFOE office in China, reinsurance treaties and governing law and arbitration issues.
- Advised Lloyd's syndicates on a major product liability claim against a PRC animal feed manufacturer and trading house with a claim amount over RMB 100 million.
- Advised a UK-based P&I insurer in connection with various cargo and personal injury claims against its members in China.