



Xing Yuan

Partner

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Location:
Fortune Financial Center,
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Middle Road, Chaoyang
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Language:
Chinese, English,
Japanese

Qualification:
Lawyer Practicing
Certificate

Education Background

2016-2017 Northwestern University, LL.M
2004-2008 Peking University, LL. B, B.E

Working Experience

2020.01- Present Beijing Anli Partners, Partner
2017.09-2019.12 Broad & Bright Law Firm, Partner
2018.07-2018.12 CMS Law Firm London Office, Seconded
2008.10-2016.07 Broad & Bright Law Firm, Attorney

Overview

In the area of intellectual property, Yuan Xing handled considerable intellectual property cases and effectively protected the rights and interests of his clients through civil, administrative and criminal means. He served as the representative of many multinational and domestic enterprises in intellectual property rights protection cases in China. These cases range from patent infringement litigation and administrative complaint, patent ownership litigation, patent invalidation proceeding, trademark infringement litigation and administrative complaint, trademark invalidation proceeding, trademark transfer and license, copyright infringement litigation, trade secret infringement litigation and criminal proceeding, technology transfer and cooperation, unfair competition litigation and administrative complaint, antitrust related intellectual property license issues, strategy design for intellectual property protection, etc.

In the area of litigation and arbitration, he represented many multinational enterprises, large state-owned enterprises and private enterprises in litigations held in the Supreme People's Court, Higher People's Courts, local People's Courts, and arbitrations before the CIETAC and other arbitration institutions. He also dealt with an assortment of cases enforcing court judgments and arbitration awards before Chinese People's Courts at all levels. These cases fall in various types including unfair competition, real estate, insurance contract, sales contract, guarantee contract, product quality liability, property damage, shareholder liquidation liabilities, etc.

IP cases

1 He represented a well-known foreign chemical company as plaintiff in a lawsuit concerning business secrets against a well-known domestic chemical project design company, as well as a large-scale domestic chemical product manufacturer and its affiliated companies. In order to protect the Client's interests to the largest extent

and exert pressures on the alleged infringing parties, in addition to the abovementioned lawsuits, three lawsuits regarding patent ownership and criminal procedures were also initiated. In the first instance of the civil lawsuit concerning business secrets, a large amount of evidences related to the infringement acts, including project drawings, was successfully collected through an investigation order. The case is currently under the process of trial.

1 He represented a Japanese machinery manufacturer in multiple administrative lawsuits concerning patent validity issue. These cases have been heard by Beijing Intellectual Property Court and Beijing High People's Court, and still in the process of trial.

1 He represented a Japanese machinery manufacturer in multiple patent infringement lawsuits, and successfully preserved the defendant's alleged infringing products at the exhibition. Injunction was issued by Shanghai Intellectual Property Court and Shanghai High People's Court.

1 He represented a well-known American pharmaceutical company as plaintiff in a patent infringement lawsuit. This case was first heard by Jiangsu High People's Court, which determined an injunction and damages as claimed.

1 He represented a Japanese financial equipment manufacturer in multiple patent infringement lawsuits, and successfully preserved the defendant's alleged infringing products in the warehouse.

1 He represented a famous Swiss watch manufacturer to take various legal measures to stop the infringement of trademarks on Internet sales in China.

1 He represented a Belgian toy manufacturer to take various legal measures against patent infringements in China, and timely restrained abovementioned infringement acts.

1 He represented a well-known domestic manufacturer as plaintiff to file a patent infringement lawsuit. The case was heard by courts at all levels, including the Supreme People's Court, and the results of judgement were satisfactorily accepted by the Client. In this case, Mr. Yuan successfully obtained a pre-trial injunction issued by the court.

1 He represented a Japanese automobile manufacturer to sue two Chinese companies on four trademark infringement cases and finally won the verdict.

1 He represented a Japanese trading company to sue Chinese enterprises on three trademark infringement lawsuits.

1 He represented a famous Japanese commercial company in its administrative case regarding patent validity.

1 He represented a foreign TV program production company to file a copyright infringement lawsuit against music variety programs produced and broadcast by a large domestic TV station and network media.

1 He represented a large domestic TV station to deal with TV drama copyright infringement litigation and obtain the first instance judgment.

1 He represented a large domestic digital company, listed on NASDAQ, to respond to a number of copyright infringement disputes held in Guangzhou Intermediate

People's Court and Guangdong High People's Court.

1 He represented a leading B2B company in the UK in response to a lawsuit against infringement of copyright of works and right of information network dissemination in Beijing Second Intermediate People's Court and Beijing High People's Court.

Dispute Resolution Cases

1 He represented a well-known domestic financial leasing company to file a lawsuit against the supplier and negotiate on behalf of the client on several contracts of financial leasing, sale and purchase, etc. in the process of financial leasing.

1 He represented a well-known American manufacturer as plaintiff to spontaneously initiate arbitration and negotiation process towards domestic manufacturers, regarding the projects providing design, software and hardware services in China. The case was settled.

1 He represented a famous American manufacturer as plaintiff in arbitration against its domestic supplier, regarding the sales contract and quality issues of products. The arbitration was conducted in English. The case is currently under the process of trial.

1 He represented a famous domestic science and technology enterprise to negotiate and file a lawsuit on the quality of the products against the sales agency of a leading domestic enterprise. The case is still under trial.

1 He represented a well-known domestic aviation company to file a lawsuit against a domestic dealer and its legal representative, regarding a dispute arising from its cross-border trade. The court supported all requests raised by the Client.

1 He has represented a well-known Japanese company in recovering nearly 300 million yuan of its debts in China, involving more than a dozen projects of the Client in China, and this recovering process is still ongoing.

1 He represented an Israeli agricultural company, as the defendant in several cases of product quality liability dispute, the case was settled eventually.

1 He represented a well-known domestic game company to negotiate with the overseas counterparty, regarding plenty of disputes related to the content of games.

He represented a well-known domestic game company as defendant regarding a defamation dispute.

Areas

Intellectual Property, Litigation & Arbitration, Dispute Resolution, General Corporate Matters