

MWE China Law Offices



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Boston Brussels Chicago Dallas Düsseldorf Frankfurt Houston London Los Angeles Miami Milan Munich New York
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Strategic alliance with McDermott Will & Emery

About MWE China



MWE CHINA – MCDERMOTT STRATEGIC ALLIANCE

MWE China Law Offices (“MWE China”), together with McDermott Will & Emery (“McDermott”), offers a complete solution to global clients with interests in China.

MWE China is a China-licensed law firm based in Shanghai and Beijing. We have substantial experience in dealing directly with government authorities, and our wealth of experience gives us a practical understanding of the regulatory concerns and strategies of national and local government authorities. Our team of highly regarded legal professionals has previously served as general counsels, prosecutors and auditors, and have the knowledge and skills necessary to successfully guide clients through each of their unique regulatory matters. With our deep and intrinsic understanding of China’s business and governmental culture, we effectively advise clients on how best to conduct their operations while reducing or avoiding reputational and public relations damage.

MWE China’s lawyers hold China practicing certificates. Therefore, we are able to represent clients in court and before the entire spectrum of regulatory authorities, issue formal legal opinions and gather evidence on their behalf. Such representation is crucial in China’s highly regulated legal environment, as even the most routine matters require approval from numerous administrative and regulatory authorities.

MWE China’s strategic alliance with McDermott allows us to leverage a network of over 1,100 lawyers across its 20 offices throughout the US and Europe. McDermott is a leading international firm with a diversified business practice. The firm has over 80 years of experience serving a broad range of client interests. Outstanding client service is a cornerstone of our practice that has withstood the test of geography, economy and time. We are proud of the recognition we have received from our clients for our commitment to service, and we value their satisfaction as the best measure of our success.

Awards and Recognition

- Ranked as the Band 1 in “Corporate Investigations / Anti-Corruption (PRC Firms)” by *Chambers Asia-Pacific 2018 and Chambers Asia-Pacific 2019*
- Ranked as the leading law firm in “Regulatory/compliance (PRC Firms)” by *The Legal 500 Asia Pacific 2019*
- Won the inaugural “Data Protection & Privacy PRC Firm of the year” award by *China Business Law Journal*
- Won the “China Firm of the Year – Regulatory and Compliance” by *China Law Practice Awards 2017*
- Ranked as the Recognized Practitioner in “Corporate Investigations / Anti-Corruption (PRC Firms)” by *Chambers Asia-Pacific 2017*
- From 2015, won the “Compliance and anti-corruption Law Firm of the Year” by *China Business Law Journal* for fourth consecutive year
- Named the “Top Firms to Watch in 2016” by *Asian Legal Business (ALB)*
- Won the “Asian CSR Initiative of the Year in 2016” by *Asian Lawyer*
- Named one of Top 5 Corporate Social Responsibility Firms by *ALB* in 2015
- Won inaugural *ALB China Law Award* “Regulatory and Compliance Law Firm of the Year” in 2014
- Named the “Top 15 Firms to Watch in 2014” by *ALB*
- Won the “Competition Law Award” for People’s Republic of China (PRC) law firms by *China Law & Practice* in 2012
- Won the *Shanghai Bureau of Justice’s* Best Tax Law Award, the Best Anti-Monopoly Law Award, the Company Law Business Award for Excellence, and the Securities Law Business Award in 2010
- In the 2010 edition of *PLC Which Lawyer?*, McDermott was recognized as one of the top global law firms and MWE China managing partner, John Huang, was recommended in the area of Corporate/M&A: local advice. John Huang was also named by *Chambers Asia* as a leading corporate counsel in Asia providing practical solutions to his clients
- Selected as a finalist in its Employer of Choice awards by *ALB* in 2010
- Won the *ALB China Law Award* for “Rising Law Firm of the Year” in 2009



Client services



MWE CHINA LAW OFFICES – OVERVIEW

MWE China is the counsel of choice for many Fortune Global 500 and Fortune 500 companies within and outside China. Clients come to us for sophisticated and strategic legal advice because we understand China.

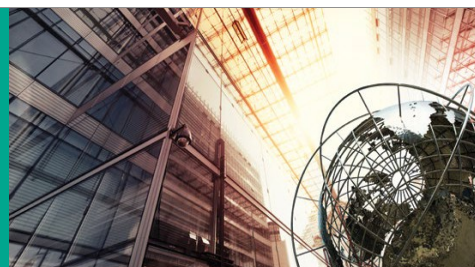
At MWE China, we leverage our understanding of China's increasingly complex legal environment to counsel clients on how to move past unnecessary bureaucracy, minimize risks, and liaise effectively with government agencies. We use our knowledge of China's culture to advise clients on how best to conduct their business and operations, including, negotiating with counterparties, implementing compliance programs, and establishing good corporate citizenship.

MWE China works together with clients to understand their businesses and crafts solutions to help them meet their business needs and challenges in China and beyond.

We have over 40 lawyers and legal consultants covering the following areas:

Corporate, mergers and acquisitions, private equity and venture capital	Regulatory compliance
Outbound investment	Litigation and dispute resolution
Tax	Health care and life sciences
Finance	Antitrust and competition
Private client	Intellectual property
Labor and employment	Energy

Corporate, mergers and acquisitions, private equity and venture capital



CORPORATE

Over the years, MWE China has provided high quality services to foreign and domestic clients on a variety of matters, including multi-jurisdictional mergers and acquisitions, in-bound investment, international syndicated loans, private equity investment, equipment leasing, project finance and joint ventures. We have diverse and sector-specific experience that covers nearly every significant regulated and unregulated industry in China and we have worked on many landmark projects in China and experienced in resolving the challenges such projects present.

MERGERS AND ACQUISITIONS

MWE China's mergers and acquisitions experience includes advising leading foreign and domestic corporations, both public and private, on throughout the process of various complex business transactions to assist the client navigate the complex intersection of multiple areas of law, including employee benefits plans and executive compensation, government contracts, intellectual property rights, labor, tax and other regulatory concerns. Our approach is therefore to examine the "big picture", then provides innovative and efficient solutions to the challenges that clients face when entering into complex transactions.

PRIVATE EQUITY AND VENTURE CAPITAL

MWE China provides advice on the financing of unlisted companies. Our extensive knowledge of the private equity industry provides our clients with a unique perspective on their transactions as well as on the day-to-day operations of their valuable investments. We advise unlisted companies on the entire spectrum of financing opportunities and mechanisms, from seed and start-up financing to equity financing and bridge loan arrangements. Our clients include private equity funds, venture capitalists, and corporate investors.

Outbound investment



We are a pioneer in the field of outbound investments, having advised Chinese multinationals and funds on their investments outside China for many years. Our strategic alliance with McDermott allows us to leverage an extensive network of lawyers across its offices throughout the U.S. and Europe to offer sophisticated transaction experience in the structuring of offshore and onshore components of China outbound investment. We have counseled investors including state-owned enterprises, international institutional investors, well-known private companies as well as private equity and venture capital funds in the formation, capitalization, operating activities and exit strategies in relation to their investments.

Tax



MWE China's Tax practice is a leader in tax advisory services in China. In 2010, MWE China won the Shanghai Luwan Bureau of Justice's Best Tax Law Award, an award presented to the most outstanding legal practice in the field. Through our strategic alliance with McDermott, we are well positioned to assist multinational clients in optimizing their tax positions with respect to their China tax matters as well as the numerous legal and regulatory requirements they face when conducting business globally. In China, our strong working relationship with tax authorities enables us to identify and understand the tax authorities' approaches, and we pass this value on to our clients.

Finance



BANKING, FINANCE & INSURANCE

We represent businesses that are active in the securities, commodities, banking and insurance businesses. We counsel clients on business, tax and regulatory issues raised by financial products developed, used or traded for investment, risk management, hedging and arbitrage activities. We also provide litigation services in these areas when needed.

CAPITAL MARKETS

MWE China's Capital Markets practice is a recognized leader in the field. In 2010, we won the Shanghai Luwan Bureau of Justice's Securities Law Business Award, presented to the most outstanding legal practice in the field. We represent issuers and underwriters in capital market transactions around the globe, ranging from unregistered private placements to multibillion dollar underwritten public offerings. We also advise public companies on reporting requirements, stockholder matters and listing requirements of key stock exchanges around the world.

Private client



MWE China represents high and ultra-high net worth individuals and families with an extraordinary focus on our clients' specific, unique objectives in areas such as trust arrangements, tax planning, matrimonial issues, generational wealth transfers, corporate advisory, financial legal guidance, and private charitable foundations, both within and outside of the PRC. In particular, our strategic alliance with McDermott not only enables us to focus on a global legal practice to deliver to our clients the most up-to-date development in wealth management from the United States and Europe and provide our clients with the most timely and effective feedback in international estate planning, but also allows us to craft practical asset management plans that are enforceable under PRC laws and regulations to meet our clients' most sensitive needs.



Labor and employment

MWE China's lawyers regularly update their professional knowledge in respect of labor laws and regulations, and take an active part in litigation and/or arbitration of all types of employment disputes. We also advise on all aspects of employment law, including employee remuneration planning, various labor related contracts, work permits for foreign employees working in China, transfer of employees, and termination of employment contracts in China especially during large-scale corporate restructurings such as mergers and acquisitions.

Litigation and dispute resolution



Our litigators have experience in arbitration and all varieties of commercial litigation, including the enforcement of arbitration awards and foreign judgments against Chinese defendants. Where litigation or arbitration is necessary, our lawyers are licensed to practice in China and can fully represent our clients' interests in any dispute resolution forum. Internationally, we have also represented clients before major international arbitration institutions, such as the Hong Kong International Arbitration Center, the Singapore International Arbitration Center, and the London Court of International Arbitration.

Regulatory Compliance



REGULATORY COMPLIANCE

MWE China delivers tailored compliance programs that can minimize the costs and penalties associated with compliance failures, reduce the likelihood of regulatory and law-enforcement investigations, and protect hard-won personal and corporate reputations. When compliance challenges do arise, we mount an immediate response before regulatory agencies and officials and, if necessary, in court. Our lawyers have firsthand experience across a range of industries and jurisdictions, regularly creating and evaluating compliance programs and helping clients address allegations of misconduct. We work closely with boards of directors, general counsel and chief compliance officers to better understand business needs and develop a compliance program appropriate to a company's profile, timetable and budget.

ANTI-CORRUPTION AND FCPA

MWE China works closely with leading multinationals, including many Fortune 500 companies, to effectively manage anti-corruption and U.S. Foreign Corrupt Practices Act ("FCPA") risks. Our team comprises highly regarded legal professionals who have previously served as judges, prosecutors, and police officers, and have a thorough understanding of Chinese Anti-Corruption laws and practices. Our lawyers possess in-depth knowledge of anti-corruption and FCPA matters and have represented many foreign and domestic clients. Our continually expanding client base covers various industries and includes some of the world's largest multinationals. We strive to provide customized services and practical solutions that respond to our client's specific needs. Our experience enables us to provide clients with cutting-edge, comprehensive anti-corruption and FCPA services, including compliance training and implementation, business partner reviews, and internal and external compliance investigations. We provide our clients with practical solutions that take into account their legal and business concerns and respond to their specific needs.

GOVERNMENT INVESTIGATIONS

MWE China has extensive practical experience dealing with government investigations. We use our insight to devise crisis management strategies for clients facing investigations in areas such as tax, labor, customs, commercial bribery, product liability and foreign currency exchange. Our successes with such representations have included waived or reduced fines, dismissal of charges, preservation of our clients' commercial reputations and the avoidance of criminal sanctions. We also advise clients on the development of effective compliance programs so that they can conduct their businesses in accordance with their legal and regulatory obligations under Chinese law.

WHITE COLLAR CRIME

MWE China is well-versed in managing white collar crime risks, including risks related to tax, fraud, embezzlement, unfair competition, intellectual property, trade secrets, and state secrets. Our wealth of experience gives us a practical understanding of the risks, laws, and practical solutions for our clients. In the event that a corporation suspects wrongdoing or impropriety by one of its employees or officers, we have extensive experience conducting confidential internal investigations to assess the nature and extent of the suspected misconduct. These internal investigations include forensic reviews of company emails and electronic devices, as well as on-site examinations and interviews. We also work with our clients to assess the implications of an employee's alleged misconduct, criminal or otherwise, and advise company officers on how to handle issues arising from any non-compliance.

DATA COMPLIANCE

MWE China was one of the first law firms in the country to focus on data advisory services related to privacy, security, localization, transfers, and protected information. We recognized early on that our clients' data related challenges would increase as legal frameworks develop globally and, therefore, we invested in the development of our knowledge and practical skills for data advisory services and have utilized this investment to assist our clients to achieve their innovative business goal.

Health care and life sciences



HEALTH CARE

MWE China Law Offices' Health Industry Practice Group, whether working alone or as a globally integrated team with our counterparts at McDermott Will & Emery, offers clients the full range of essential support and services. Our lawyers have counseled some of the world's largest life science, pharmaceutical and medical device companies, academic medical research centers, universities, investment banks, venture capital firms, and start-ups on matters critical to their continued growth and success.

LIFE SCIENCES

MWE China provides fully integrated, multi-disciplinary legal services to the life sciences industry. We understand the specific needs of companies in this industry and can support in-house counsel through various stages of their product and service life cycles. Our clients range in size from the world's largest pharmaceutical and medical device companies to start-ups, and include companies in academic medical research centers, universities, investment banking and venture capital firms. We regularly provide service in the areas of intellectual property; corporate and corporate finance; products regulation and reimbursement; legislative and government regulations, environmental, food and agriculture regulations; health regulatory matters; product liability; executive compensation; labor/employment; tax; anti-monopoly; and international trade.

Antitrust and competition



MWE China's practice has extensive experience representing foreign invested or domestic enterprises in administrative and/or criminal investigations of alleged commercial bribery cases, counseling clients on the investigation of employee misconduct, conducting pre-merger due diligence investigations and post-merger integration. We also provide compliance training, develop training manuals and conduct Foreign Corrupt Practices Act investigations and audits for U.S.-listed companies present in China. Through our strategic alliance with McDermott, we establish cross-border teams to address the needs of each particular global client.

Intellectual property



With the rapid increase of foreign investment into China, there is a growing need for foreign and Chinese companies to manage, protect, and enforce Intellectual Property (IP) rights in China. Together with McDermott, our IP practice develops an international plan for multinationals to protect their IP rights in China and abroad. Our IP lawyers regularly advise clients on issues such as trade secrets, counterfeiting, unfair competition, IP counseling and due diligence, IP applications and prosecution and IP licensing. We have extensive experience with complex Chinese court procedures and have secured successful verdicts on behalf of our clients in relation to their IP rights and portfolios.

Energy



MWE China Law Offices' Energy practice represents domestic and international energy industry clients on issues related to operations, finance, restructuring, governmental regulation, tax, litigation and strategic communications. We have advised multinational companies on their energy-related investments in China, including establishing joint ventures, acquiring energy projects and handling relevant compliance issues. Our clients range from investment and commercial banks, commodity marketers and hedge funds to independent power as well as gas producers and oil companies. Our lawyers draw on their highly sophisticated skills and comprehensive industry knowledge, bringing an assertive, results-oriented approach to providing comprehensive business solutions to matters related to the energy industry sector.

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