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The Legal 500 Asia Pacific

2020

The clients' guide to law firms

WANHUIDA INTELLECTUAL PROPERTY

YIYUAN OFFICE BUILDING,
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- Intellectual property: PRC firms



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THE FIRM

Wanhuida Intellectual Property is a leading IP service provider in China. It has two main legal entities, Wanhuida IP Agency and Wanhuida Law Firm, with offices covering all major IP hubs in China. Wanhuida supplies a full range of IP services, from procurement of all forms of IP rights to dispute resolution involving patents, trademarks, unfair competition and other IP-related rights. Over the years, the prosecution team helped clients prosecuting numerous patent and trademark applications and obtaining enforceable patent and trademark rights with high rate of success. The firm has also litigated thousands of cases concerning patent infringement and validity, trademark registration, ownership and infringement, unfair competition, trade secrets infringement, patent ownership and other disputes related to technology and IP, protecting and defending its client's interests and help advancing China's legal fronts. Wanhuida focuses on adding value to its clients.

AREAS OF PRACTICE

Trademark: Trademark practice has been the firm's traditional strength since its creation. In this area, the firm is known to clients and peers for stellar credentials on trademark laws and regulations. This top-notch team has generated a record of firsts and landmark cases in the nation's trademark prosecution and litigation history. The firm also made frequent contributions to the development of trademark laws in China.

Patent: The firm has some 120 professionals with experience in patent litigation, prosecution and counselling. Some of its patent cases are selected by courts or agencies as exemplary cases. They include cases selected as 'Guiding Cases of the Supreme People's Court on IPR Trial', 'Annual Report of the Supreme People's Court on Intellectual Property Cases', 'Top 10/50 IPR Cases of the Chinese Courts' (released annually by the Supreme People's Court), or '10 Exemplary Cases of the Patent Reexamination Board'. These have contributed to patent law development in subjects such as claim construction, claim amendment, inventiveness determination and sufficient disclosure.

Copyright: The firm's reputation in copyright is on the rise. It is developing top copyright practitioners as the copyright litigation team expands. The firm has recently won copyright cases before the Supreme People's Court, successfully persuading the court to re-adjudicate erroneous lower court decisions. It has also obtained favourable decisions in various lower courts, obtaining injunctive as well as sizeable monetary reliefs for clients.

Litigation: The firm is at the leading edge of litigations. Each year, its one hundred or so IP litigators litigate hundreds of cases, accumulating abundant experiences with the dynamic practices of courts across China. The firm is at the forefront of frequently litigated issues, such as procedure, jurisdiction, enforcement, evidence admission, burden of proof, and interim reliefs. It litigates both civil and administrative cases before administrative agencies and at all levels of courts. Experience also extends to litigating criminal trade secret cases and arbitration matters.



**LANGUAGES
SPOKEN**

Chinese, English, French,
German, Japanese, Korean,
Russian

Investigation and Evidence: Obtaining evidence is often a challenge in China. To support litigation and enforcement services, the firm has a team of professional investigators and an extensive network of investigation for evidence gathering. It has had experience in obtaining difficult physical evidence for clients. The firm is also experienced in dealing with technical evidence and electronic evidence and working with third party experts, such as technical appraisal and electronic evidence experts, to address the most challenging evidence issues.

Counseling: The firm advises clients over a broad range of IP matters and provides legal opinions, such as freedom-to-operate (FTO), non-infringement, and validity and patentability assessment. The firm also advises and represents clients in IP transactional matters, such as reviewing, drafting and negotiating licenses and conducting due diligence investigations.

MAIN CONTACTS

Patent prosecution	Xiaoling Duan	duanxiaoling@wanhuida.com	86 10 6892 1000
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STAFF FIGURES

Number of lawyers : 121
at this office : 105

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INTELLECTUAL PROPERTY: PRC FIRMS

Tier 1

“**Wanhuida Intellectual Property** handles patent and trade mark filings, manages portfolios, and has a particularly strong expertise in the trade marks field where the team advises on matters such as parallel import, fair use, co-existence, liability of online trading platform, super well-known trade mark status, character merchandising and conflicts of rights. Also notable is the firm’s strength in the patents space which it regularly handles complex patent disputes for clients including Bayer HealthCare, Decathlon and SEB. **Gang Bai** leads the practice from its Beijing office with the support of senior partners **Hui Huang, Halyan Ren** and **Sam Li. Jason Yao** is also a name to note who divides his time between Shenzhen and Hong Kong.”

Leading individuals

Gang Bai