

2016臺、美、中智慧財產權策略論壇

2016 IP Strategy Forum: Taiwan, US, and China

2016 年 05 月 20 日 (星期五) 0900-1730

台北君悅飯店 (Grand Hyatt Taipei)



2016 IP Strategy Forum
May 20, 2016

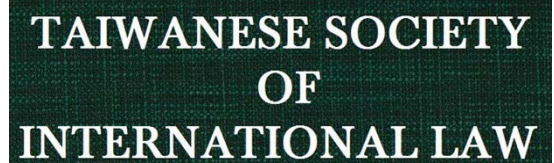
2016 IP STRATEGY FORUM: TAIWAN, US, AND CHINA

Date

9am – 5:30pm, Friday, May 20, 2016

Conference Location

Grand Hyatt Taipei
Residence One, 1F, No.2, Song Shou Road
Taipei, Taiwan, 11051
Tel: +886 2 2720 1234



台灣國際專利法律事務所



2016 IP Strategy Forum: Taiwan, US, and China
2016臺、美、中智慧財產權策略論壇
May 20, 2016

Welcome Remarks / 致歡迎詞

9:00 - 9:15 am

Dr Ching-Chang Yen, President, Taiwanese Society of International Law
 台灣國際法學會理事長顏慶章

Mr James Sobieraj, President, Brinks, Gilson & Lione
 美國布林克斯，吉爾遜 & 里昂法律事務所主席 James Sobieraj

US Session: Using ITC as the Enforcement Forum: New Developments

9:15- 10:30 am

美國場次: 以美國國際貿易委員會為強制執行機構之新趨勢

Moderator: Carl Charneski, former Judge, US International Trade Commission
 主持人: 前美國國際貿易委員會法官 Carl Charneski

Speaker A: Dean Pinkert, Vice Chairman, US International Trade Commission

發表人 A: 美國國際貿易委員會副主席 Mr Dean Pinkert

Speaker B: Wei-Fu Hsu, General Counsel and Vice President, MediaTek Inc.

發表人 B: 聯發科技股份有限公司副總裁兼總法律顧問 許維夫

15 minute Break 休息

10:30 - 10:45 am

PRC Session: New Judicial Interpretation Concerning Patent Infringement Issues by the People's Supreme Court

10:45 - 12:00pm

中國場次：最高人民法院對專利侵權的最新司法解釋

Speaker：Xiaolin Duan, Senior Partner, Wan Hui Da Intellectual Property Agency

發表人：萬慧達知識產權代理有限公司高級合夥人 段曉玲

Lunch 午餐

12:00- 1:30 pm

Lunch Keynote Speech: Trade Secrets Wars in Taiwan

Lunch Keynote Speaker: Judge Sung-Mei Hsiung, Taiwan IP Court

12:45-1:15 pm

午餐專題演講：營業秘密戰爭在台灣

台灣智慧財產法院 法官 熊誦梅

Panel 1: Coordinated Filing Strategy: Taiwan, US, and China

1:30 - 2:45 pm

場次 1：整合性的註冊策略

Moderator: Gustavo Siller, Shareholder, Brinks, Gilson & Lione

主持人：布林克斯，吉爾遜 & 里昂事務所合夥人 Gustavo Siller

Speaker A: J.K.LIN, Director, TIPLo Attorneys-at-Law

發表人 A: 台灣國際專利法律事務所所長 林志剛

Speaker B: Xiaolin Duan, Senior Partner, Wan Hui Da Intellectual Property Agency

發表人 B: 萬慧達知識產權代理有限公司高級合夥人 段曉玲

Speaker C: Yuezhong Feng, Shareholder, Brinks, Gilson & Lione

發表人 C: 布林克斯，吉爾遜 & 里昂事務所合夥人 馮躍忠

Panel 2: How to Enhance the Value of Your Intellectual Property Rights

2:45 - 4:00 pm

場次 2：如何提升智慧財產權價值

Moderator: Elizabeth Chien-Hale, Patent Attorney, Brinks, Gilson & Lione

主持人：布林克斯，吉爾遜 & 里昂事務所律師 錢德純

Speaker A: Samuel Fu, former Managing-Director, The FoxConn Group

發表人 A: 前鴻海/富士康集團碳納米管產業化相關事業體董事長兼任總經理 傅紹明

Speaker B: Josh Li, Vice President, China Technology Exchange

發表人 B: 中國技術交易所副總裁 李中華

Speaker C: Naoya Kaneko, Senior Consultant, NERA Economic Consulting

發表人 C: 諾恒經濟諮詢公司資深顧問 Naoya Kaneko

15-minute Break 休息

4:00-4:15 pm

Final Panel: Alternatives to Litigation

4:15 - 5:30 pm

終場: 訴訟外之爭端解決方式

Moderator: Ching-Chang Yen, President, TSIL

主持人：台灣國際法學會理事長 顏慶章

Speaker A: Yalun Yen, Professor, National Cheng-Kong University

發表人A: 國立成功大學法律系教授 顏雅倫

Speaker B: Helena H. C. Chen, Partner, Pinsent Masons LLP

發表人B: 品誠梅森律師事務所合夥人 陳希佳

Speaker C: Wei-Sheng Hong, Director, TSIL

發表人C: 台灣國際法學會理事 洪偉勝



Professor ***Ching-Chang Yen***

Dr. Yen is the current President of the Taiwanese Society of International Law, and a law professor at National Taiwan University and Soochow University.

Prior to this, Dr. Yen had dedicated twenty-eight years of service to the Ministry of Finance, working from a junior level official to the head of the Ministry. While serving as Deputy Finance Minister during 1996-2000, he successfully helped the then Finance Minister not only to introduce the integrated income tax system but also to tackle the negative impacts arising from the Asian Finance Crisis to Taiwan. In his capacity as Finance Minister during 2000-2002, he brought about the first-ever financial reform to sharpen the competitive edge of Taiwan's financial market. Having been a longtime expert in GATT/WTO law, Dr. Yen was appointed to serve as Taiwan's first Ambassador to the WTO in 2002. Under his quality leadership, Taiwan's participation in this multilateral trading system was well recognized in Geneva.

Dr. Yen has extensive publication in the areas of taxation and GATT/WTO law.

顏慶章教授

學歷

美國威斯康辛大學法學博士（SJD）

美國密西根大學法學碩士

臺灣大學法律系學士、政治學研究所碩士

現職

台灣國際法學會理事長（2015年3月迄今）

東吳大學嚴家淦基金會法學講座教授（2013年5月迄今）

臺灣大學法律系兼任教授（2014年迄今）

中信金融管理學院財經法律學系講座教授（2015年8月迄今）

台新金控首席顧問（2015年3月迄今）

經歷

元大金融控股公司董事長（2005年至2013年）

駐世界貿易組織（WTO）首任大使（2002年至2005年）

財政部部長（2000年至2002年）

財政部政務次長（1996年至2000年）

總統府第一局局長（1993年至1996年）

臺灣、政治及東吳大學等校兼任教授（1981年至1996年）

其他

（一）2005年獲頒授二等景星勳章

（二）1998年獲臺南一中校友會頒發「校友傑出成就獎」

（三）1998年獲法國總統頒授騎士勳章

（四）1995年獲選為美國艾森豪獎金會交換學人

（五）行政院功績獎章（1987年三等、1996年二等、2000年一等）



JAMES R. SOBIERAJ SHAREHOLDER

"Jim Sobieraj is phenomenal: I feel lucky to work with him. He's highly sought-after and always busy, but he makes time for us no matter what." IP Counsel - Global product marketing company

Jim Sobieraj, elected as president of Brinks by his peers in 2011 and leading the firm since 2012, believes his success for clients derives from being able to capably manage two apparently contradictory traits. "A successful litigator needs to listen and to lead," he states. "Balancing those two attributes is important to a law firm managing partner as well."

Jim excels at both. To the benefit of his clients and his fellow partners, he relies on his tenacious competitiveness and his collegiality. "When I'm involved in a patent litigation," he notes, "I'm constantly thinking about how to win-evenings, weekends, while driving-any time. And I don't back down." At the same time, Sobieraj adds, "It's important to develop strong, collegial relationships with clients. In the best relationships, we're fighting hard for them-and winning-but our clients become friends and colleagues."

With more than 33 years of experience in more than 100 IP litigations, Jim has learned how to develop and apply strategies that never lose focus of achieving the client's business objectives. That means holding himself to a higher standard for service. And his clients agree.

Says one IP counsel at a global product marketing company, "Jim Sobieraj is phenomenal: I feel lucky to work with him. He's highly sought-after and

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3600
Chicago, IL 60611

EDUCATION

J.D.

University of Michigan Law School, 1982

B.S., Electrical Engineering, magna cum
laude

University of Michigan, 1979

BAR ADMISSIONS

Supreme Court of the United States

U.S. Court of Appeals, 10th Circuit

U.S. Court of Appeals, 6th Circuit

U.S. Court of Appeals, 8th Circuit

U.S. Court of Appeals, Fed. Cir.

U.S. Court of Federal Claims

U.S. Dist. Court, C.D. Illinois

U.S. Dist. Court, Dist. of Colorado

U.S. Dist. Court, E.D. Michigan

U.S. Dist. Court, E.D. Texas

U.S. Dist. Court, N.D. Illinois, Trial Bar

U.S. Dist. Court, S.D. Indiana

always busy, but he makes time for us no matter what. He's terrific." Notes the IP counsel at a Tier 1 automotive supplier that Sobieraj represented in a jury trial: "Jim and the Brinks' team kicked [opposing counsels'] tail. The [opposition] was on its heels the entire time. [I]t was an easy shot to knock them over [at settlement]."

U.S. Dist. Court, W.D. Michigan
U.S. Dist. Court, W.D. Texas
U.S. Patent & Trademark Office

Another client adds, "Jim is a great analyst and he's incredible in motion practice. He projects so much intellectual integrity that after a while the judges all want to hear from him." Another adds, "Jim deserves particular recognition for his leadership, courtroom presence, and organizational skills." Still another applauds his "extraordinary effort commitment and passion."

"I wake up every day proud to be both entrusted with leadership of this great firm, and trusted by clients to handle some of their toughest legal challenges with respect to IP," says Jim. "As I consider how my work best exemplifies the spirit and work ethic of Brinks, an arbitration case comes to mind. There we not only won a \$25 million judgment for our client, but also used the rubric of the case to develop a plan for minimizing future litigation over similar claims, which included changing contracts and procedures for protecting the client's most valuable trade secrets. That to me typifies how Brinks is always looking ahead for our clients."

EXPERIENCE | OVERVIEW

Jim has been lead counsel in litigations involving the infringement, validity and ownership of patent rights, license agreements, misappropriation of trade secrets, trade dress infringement, unfair competition, false advertising, fraud, antitrust, and other commercial litigation. His experience includes bench and jury trials, temporary restraining orders, preliminary injunctions, Markman hearings, appeals, arbitrations and mediations. He has represented companies in a variety of technologies, including in analog and digital electronics, telecommunications equipment, microprocessors, software, electromechanical transducers and control circuits, as well as medical devices, hydraulics, automotive components, Web sites, and various consumer goods.

Jim also advises clients on strategies for building, maintaining, enforcing, defending and commercializing patent portfolios. He works with global clients in the U.S, Canada, Europe, Asia and Australia, and has developed a large network of highly-regarded IP professionals in many countries around the world. He has received many legal industry accolades and awards.

EXPERIENCE | LEGAL

Brinks Gilson & Lione, Chicago, Illinois
President, 2012-Present

President-Elect, 2011

Member, Board of Directors, 1990, 1994, 1995, 2000, 2001, 2010, 2011

Chair of the Litigation Practice Group, 2002-2007

Chair of the Strategic Planning Committee, 2008-2009

Shareholder, 1987-Present

Associate, 1982-1986

EXPERIENCE | NON-LEGAL

IBM Corporation, Burlington, VT

Engineering intern, 1979 and 1980

EXPERIENCE | CIVIC ACTIVITIES

St. Edward's Church Parish Council

President, 2006-present

Union League Club of Chicago

Chicago Volunteer Legal Services

PRACTICE GROUP(S)

Appellate

Copyright

International Patent

International Trade Commission (ITC)

International Trademark

Licensing

Litigation

Post-Grant Patent

Trade Secrets

AREA OF FOCUS

Electrical & Computer

Medical Device

Nanotechnology

TECHNICAL BACKGROUND

Analog

Business Methods

Digital

Semiconductors

Signal Processing

FORWARD THINKING

Publications

- Feature Profile: Detroit Native Heads One of Chicago's Top IP Firms - *March 23, 2012*
- "Know-How in the United States," Wurzer-Kaiser, ed. (Bundesanzeiger,

Verlag: Koeln, 2007) Ch. 5. - *2007*

- International Litigation - *2005*
- Current Issues and Future Trends for Large Corporate Licensing Programs - *June 2004*
- Protecting Your IP in Joint R&D Projects - *July 01, 2003*

Books

- International Litigation - *2005*

Presentations

- "Current Global Trends in Licensing, LES Asia Pacific 2015 Meeting, Kuala Lumpur" "Important Changes Concerning the Procurement and Enforcement of IPR in the United States, Licensing Executives Society Scandinavia 2015 Annual Meeting
- "US IP Litigation", Licensing Executives Society (Britain and Ireland), 2015 Annual Meeting
- "Managing the Changing IPR Landscape in High Tech Industries", Licensing Executives Society (USA & Canada) 2011 Annual Meeting
- "The Devil's in the Deals: Sticky transactional issues", Licensing Executives Society (USA & Canada) 2010 Annual Meeting
- "Global Leaders of Corporate Licensing," moderator, Licensing Executives Society International Conference, Chicago, Illinois, May 2008
- Evaluating and Managing the Risks of IP Litigation in the U.S," Freshfields Bruckhaus Deringer and Brinks Gilson & Lione Litigation Seminar, "What Every European Company Should Know About Litigation in the U.S.," Munich, Germany, June 21, 2007
- "Resolving International Licensing Disputes Through Mediation," Licensing Executives Society International Conference, Zurich, Switzerland, June 20, 2007
- "International Arbitration," Licensing Executives Society (USA & Canada) 2006 Annual Meeting
- "The Quilt Work of Damages Methodologies in Matters Within the Circuit's Preview," Federal Circuit Bar Association Bench and Bar Conference, Albuquerque, New Mexico, July 1, 2006
- "Managing The Risks of IP Litigation," Lorman Seminar, Chicago, Illinois, May 4, 2006
- "Antitrust Issues in Patent and Technology Licensing," Licensing

Executives Society International Conference, Seoul, Korea, April 12, 2006

- "Dispute Resolution Alternatives in the Pacific Rim," Licensing Executives Society International Conference, Seoul, Korea, April 10, 2006
- "Assessing and Managing the Risks of IP Litigation," Brinks Gilson & Lione Litigation Seminar, October 25, 2005
- "What Business Executives Must Know About IP Litigation," Licensing Executives Society (USA & Canada) 2005 Annual Meeting
- "Leaders of Licensing Panel Discussion," Licensing Executives Society (USA & Canada) 2005 Annual Meeting
- "IP Bankruptcy: A Dastardly Deed," Licensing Executives Society International, Paris, France, March 31, 2004
- "The Doctrine of Equivalents in Europe and the U.S.: A Case Study," Licensing Executives Society International Conference, Oslo, Norway, June 18, 2003
- "Business Method Patents: Introduction and Strategies," Chicago Bar Association Corporate Law Department Committee, June 5, 2003
- "Protecting Your Turf: Tips and Traps for Ownership of IP Rights," Licensing Executives Society, Silicon Valley Chapter, San Jose, California, March 26, 2003
- "Intellectual Property Issues Arising From Joint Development Projects," Joint Meeting of the Licensing Executives Society of Korea and AIPPI, Seoul, Korea, October 7, 2002
- "The Role of Intellectual Property in E-commerce and the Internet," Licensing Executives Society, USA & Canada, Annual Meeting, 2001
- "Winners and Losers - Finding the Right Intellectual Property and E-Business Strategies," Licensing Executives Society, USA & Canada, Winter Meeting, 2001
- "Innovation at the Speed of E-Commerce: Strategic Business and Intellectual Property Perspectives," University of Chicago Graduate School of Business Symposium, Chicago, Illinois, September 7, 2000
- "Strategic Alliances in the Electronics Industry," Licensing Executives Society (USA & Canada) Annual Meeting, 1994
- "Contracting for Alternative Dispute Resolution: An Application to Intellectual Property," American Intellectual Property Law Association

Annual Meeting, 1993

- "Structuring the Licensing Agreement," Licensing Executives Society (USA & Canada) Seminars, Chicago, Illinois, 1992 and 1990
- "Reasonable Royalties - What Does Reasonable Mean?" Licensing Executives Society (USA & Canada) Annual Meeting, 1991
- "Building a Damages Claim," Licensing Executives Society (USA & Canada) Annual Meeting, 1990

HONORS

- *Who's Who of Patent Lawyers*, 2015
- IP Star, *Managing Intellectual Property*, 2013-2014
- Leading Intellectual Property Strategist, *Intellectual Asset Management* magazine's "IAM 300 - A Guide to the World's Leading IP Strategists," 2014
- Leading Patent Practitioner, *Intellectual Asset Management's* "IAM Patent 1000 - The World's Leading Patent Practitioners," 2012-2014
- Leading Patent Litigator, *Intellectual Asset Management's* "IAM Patent Litigation 250 - The World's Leading Patent Litigators," 2011
- *The Best Lawyers in America* (Intellectual Property Litigation and Patent Law), 2007-2016
- Illinois Super Lawyers, Intellectual Property Litigation, 2005-2016; Top 100 Lawyers in Illinois, 2010
- *Euromoney Guide to the World's Leading Patent Law Experts*, 2005, 2009
- Leading Intellectual Property Strategist *Intellectual Asset Management's* "IAM 250 - A Guide to the World's Leading IP Strategists," 2009-2011
- Leading Intellectual Property Lawyer, Leading Lawyers Network, Law Bulletin Publishing Company, 2003-2014
- *Guide to the World's Leading Patent Law Practitioners*, published by Managing Intellectual Property, 2007, 2010
- Legal Media Group's Guide to the World's Leading Patent Law Experts, 2005
- BTI Client Service All-Star Team for Law Firms, 2004
- *Euromoney Guide to the World's Leading Technology, Media and Telecommunications Lawyers*, 2003

- *Euromoney Guide to the World's Leading Information Technology Advisors, 1999*

AFFILIATIONS

- Licensing Executives Society
President, 2002-2003
President-Elect, 2001-2002
Secretary, 1998-2001
International Delegate, 1997-2007
Board of Trustees, 1996-2004
Various other roles 1992-1996
- Licensing Executives Society International
President-Elect, 2014-Present
Treasurer, 2011-2014
Counsel to the Board of Directors, 2008-Present
Chair, 2008 LES International Conference
Vice Chair, Dispute Resolution Committee, 2005-2007
Various other roles 2000-2005
- Intellectual Property Law Association of Chicago
President, 2007
President-Elect, 2006
Vice President, 2005
Judges Dinner Chair, 2004-2005
Judicial Appointments Committee Chair, 2009-2011
Patent Law Symposium Co-Chair, 2007-2011
- National Inventors Hall of Fame
Board of Directors, 2004-Present
- IP Hall of Fame Academy, 2007-Present
- The Licensing Foundation
Board of Directors, 2003-2008
- Certified Licensing Professionals, Inc.
Board of Governors, 2007-2008
President, 2008
Counsel to the Board of Governors, 2008-2010
- American Intellectual Property Law Association
Chairman, Contracting for ADR Committee, 1990-1993
Judge, Giles S. Rich Moot Court Competition
- Richard Linn American Inn of Court, Founding Member
- Federal Circuit Bar Association

- Federal Bar Association
- The Lawyers Club of Chicago
- Intellectual Property Owners Association

REPRESENTATIVE MATTERS

- *Alticor Inc. et al v. UMG Recordings Inc. et al. (M.D.Florida):* Represents the plaintiffs in a breach of contract and copyright case against the three largest record companies in U.S. The case is pending
- *Quixtar Inc. v. Woodward et al. (Arbitration; E.D. Mich.):* Represented Quixtar in an action relating to misappropriation of trade secrets, breach of contract and tortious interference. After a 16-day trial, the arbitrator awarded Quixtar more than \$25 million, which was affirmed in federal court.
- *Cuno, Inc. v. Pall Corporation (E.D.N.Y.):* Represented the plaintiff during a 5-week jury trial involving claims of patent infringement asserted by both parties. The patents were directed to nylon microporous membranes. The parties settled the case when the defendant agreed to pay the plaintiff \$12 million and to provide additional consideration.
- *AMP Incorporated v. AT&T Corporation. (M.D.Pa.)* Represented AMP in a patent infringement suit against AT&T. After a summary jury trial, the parties reached a settlement, with AT&T paying AMP \$9 million and granting the company additional consideration.
- *Phi-Insul Corp. d/b/a IntegraSpec v. Reward Wall Systems, Inc. et al (E.D. Texas and Nebraska):* Represented a Canadian company accused of infringing a patent relating to an insulated concrete form. The Eastern District of Texas granted a motion to transfer the case to the District of Nebraska. The Nebraska court granted summary judgment of non-infringement in favor of our client, which was affirmed by the Federal Circuit.
- *Progressive Casualty Insurance Co. v. Liberty Mutual Insurance Co. (Fed. Cir.):* Represented the appellant in appeals of two of the first Covered Business Method Patent Reviews decided by the PTAB.
- *Tenneco Automotive Inc. v. Visteon Corp., (D.Del.)* Defended Visteon, which was accused of infringing two patents on catalytic converters. One patent was dismissed prior to trial. Following a six-day jury trial on the second, the parties settled before the jury delivered a verdict.
- *Procter & Gamble v. Randy Haugen and Amway Corporation (D. Utah; 10th Cir.)* Defended Amway against P&G's claims based on the Lanham Act, defamation per se, tortious interference with business relations,

unfair competition, negligent supervision and vicarious liability. All of P&G's claims were dismissed at the pleading stage or by summary judgment, and the 10th Circuit affirmed.

- *Nitro Distributing et al. v. Alticor Inc., et al. (W.D.Mo.; 8th Cir.)*: Represented the defendants in an antitrust case. On the eve of trial, the Court granted defendants' motion for summary judgment and dismissed all of the claims. The 8th Circuit Court of Appeals affirmed the dismissal of all claims. The U.S. Supreme Court denied plaintiffs' petition for certiorari.
- *Wolverine World Wide Inc. v. Nike Inc., (W.D. Mich.; Fed. Cir.)*: Defended Nike against a claim that one of its popular shoe lines infringed a patent owned by Wolverine. The Federal Circuit affirmed the lower court's grant of summary judgment of non-infringement.
- *Nartron Corp. v. Amway Corp. (Michigan Circuit Court; W.D. Mich. Bankruptcy Court)*: Represented Amway in a lawsuit involving claims of ownership of patent rights, breach of contract, and misappropriation of trade secrets relating to end-of-life indicators for water filters. Following bench trials on liability and damages, the trial court awarded Amway all of the patent rights and damages for Nartron's breach of contract and trade secret misappropriation. The Court of Appeals affirmed the award of patent rights, affirmed Nartron's liability for several hundred thousand dollars of damages and interest, and remanded the case for further proceedings on Amway's claim for additional damages. Nartron subsequently filed for bankruptcy protection. The parties settled with Nartron paying Amway \$3.5 million.
- *New Medium Technologies LLC et al v. LG Philips LCD et al. (N.D.Ill.)*: Mr. Sobieraj represented LG Philips LCD, which had been accused of infringing three patents relating to LCD panels. The parties settled.
- *JSDQ Mesh Technologies, Inc. v. BelAir Networks Corp et al. (D.Del.)*: Defended Ericsson Inc. and several affiliates, which had been accused of infringing four patents relating to wireless communications networks. The parties settled.
- *Oxford Gene Technology Limited v. Motorola, Inc., (N.D.Ill.)*: Defended Motorola, which had been accused of infringing a patent directed to DNA arrays. The parties settled.
- *Standard Oil v. Showa Entetsu (E.D. Mich.)*: Represented Standard Oil in a case asserting that the defendant had breached an exclusive trade secret license for an electroplating process. The court entered a temporary restraining order shortly after the lawsuit was filed, and a issued preliminary injunction after an extensive evidentiary hearing.

- *AMP Incorporated v. Teradyne, Inc. (M.D.Pa.)* Represented AMP, which had sued Teradyne for infringing two AMP patents and for misappropriating trade secrets related to high density/high speed electrical connectors. The case involved a two-day Markman hearing. The parties settled shortly after AMP filed its oppositions to Teradyne's motions for summary judgment.
- *Alticor Inc. v. Ultra-Sun Technologies, Inc. (W.D.Mich; Fed. Cir.)* Represented Alticor in an action based on claims of false advertising under federal and state law, and infringement of two patents relating to water treatment systems. The false advertising claims were settled before trial. The Federal Circuit ruled in Alticor's favor on the patent claims, after which the parties settled.
- *Delta T Corporation v. Sun-North et al. (E.D.Ky., and AAA)* Represented several Canadian corporations in an action removed from a Kentucky state court, and then ordered to arbitration. The plaintiff alleges patent infringement, extortion and breach of contract. The court declined to grant a preliminary injunction against our client after a 1 day trial. The parties then settled.
- *Nano-Proprietary Inc. v. Till Keesmann (N.D.Ill.)* Defended a German inventor, Till Keesmann, in an action concerning the termination of an exclusive license agreement for a pioneer patent in the field of carbon nanotubes. The parties settled.
- *Maui Jim, Inc. v. Bargain Depot (C.D.Ill.)* Represented Maui Jim, which sued Bargain Depot for infringing a design patent. The court granted Maui Jim's motion for summary judgment of infringement and validity, and awarded sanctions and costs against defendant.

Representative Published Decisions

- *Nitro Distrib., Inc. v. Alticor Inc.*, 565 F.3d 417 (8th Cir. 2009)
- *Nitro Distrib., Inc. v. Alticor Inc.*, 453 F.3d 995 (8th Cir. 2006)
- *Alticor Inc. v. Ultra-Sun Technologies, Inc.*, 269 F.Supp. 2d 936 (W.D. Mich. 2003)
- *Procter & Gamble v. Haugen and Amway Corp.*, 317 F.3d 1121 (10th Cir. 2003)
- *Procter & Gamble v. Haugen and Amway Corp.*, 222 F. 3d 1262 (10th Cir. 2000)
- *Nike Inc. v. Wolverine World Wide, Inc.*, 43 F. 3d 644 (Fed. Cir. 1994)
- *Wolverine World Wide Inc. v. Nike Inc.*, 38 F. 3d 1192 (Fed. Cir. 1994)

- *Amway Corp. v. Nartron Corp.*, 29 USPQ 2d 1314 (Fed. Cir. 1993)
- *Amway Corp. v. Nartron Corp.*, 25 USPQ 2d 1944 (W.D. Mich. 1992)
- *Cuno Inc. v. Pall Corp.*, 729 F. Supp. 234 (E.D. N.Y.1989)
- *Michod v. Walker Magnetics Group Inc.*, 115 FRD 345 (N.D. Ill. 1987)
- *Dana Corp. v. American Precision Co.*, 221 USPQ 1098 (N.D. Ill. 1984)



CARL C. CHARNESKI COUNSEL

“As a former USITC Administrative Law Judge, let me take you behind the curtain and give you an insider’s view of a Section 337 proceeding from beginning to end.”

Carl is a former Administrative Law Judge with the U.S. International Trade Commission and has seen it all from the other side of the bench. With this unique perspective, Carl understands what is important to the out-gunned and out-manned trial judge tasked with deciding the winner in complex Section 337 proceedings. Having experienced first-hand the “ups and downs” of presiding over Section 337 investigations, Carl can share with you his insights on how to effectively, efficiently, and persuasively present your best case before the ITC.

Carl is co-chair of the Brinks ITC practice group. He brings to this group the rare talent of actually having presided over Section 337 investigations and actually having issued initial determinations resolving the investigation at the critical trial level where the all-important evidentiary record is created. These Section 337 ITC investigations included patent, trademark, and copyright infringement, as well as trade secret misappropriation. Further, the investigations over which Carl presided as the judge covered a wide range of high-tech industries such as flash memory, GPS, semi-conductors, digital TVs, digital cameras, smart phones, tablet technology, wind turbines, and ground fault circuit interrupters.

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Washington, DC 20006

EDUCATION

J.D.,
St. John's University School of Law, 1976

B.A.,
St. Francis College

BAR ADMISSIONS

District of Columbia
U.S. Court of Appeals, Dist. of Columbia
Virginia

Carl also advises clients on ITC-related litigation strategies before the U.S. District Courts and the U.S. Court of Appeals for the Federal Circuit. In addition, Carl adds depth to the firm's green technology practice group, having previously served as an Administrative Law Judge with the U.S. Environmental Protection Agency as well as Counsel to the Federal Mine Safety and Health Review Commission.

EXPERIENCE | LEGAL

United States International Trade Commission

Administrative Law Judge, April 2007 - July 2011

U.S. Environmental Protection Agency

Administrative Law Judge, 1995 - 2007

Social Security Administration

Administrative Law Judge, 1994 - 1995

U.S. Department of Labor

Trial and Appellate Attorney, 1988 - 1994

Federal Mine Safety & Health Review Commission

Counsel, 1983 - 1988

Attorney, 1977 - 1983

PRACTICE GROUP(S)

Appellate

International Trade Commission (ITC)

Litigation

AREA OF FOCUS

Green Technology

FORWARD THINKING

Publications

- **Suprema: The One That Got Away? Federal Circuit Restricts ITC Authority On Induced Infringement - *October 2014***
- **Does Louis Vuitton's Recent Victory at the US ITC Mark that Tribunal as a Viable Alternative to District Court? - *December/January 2013***
- **Have "Public Interest Factors" Finally Come of Age at the ITC? - *September/October 2012***
- **Impact of the AIA on Patent Litigation: Changes That May Affect Your Choice of Forum - *May/June 2012***
- **Selecting a Forum: ITC Versus District Court - *September/October 2011***

- Infringement Litigation: ITC or District Court? - *October 2011*
- Feature Profile: Former ITC Judge Brinks Wealth of Experience to Private Practice - *September 2011*
- The Role of the Office of the Administrative Law Judges Within the United States International Trade Commission - *2009*

Alerts

- The Federal Circuit Denies En Banc Review Of Split Panel Decision Which Prohibits ITC Jurisdiction Over The Electronic Transmission of Digital Data Into the United States - *April 01, 2016*
- Rehearing En Banc Sought in Clear Correct Case - *February 12, 2016*
- Federal Circuit Issues Ruling That Could Limit ITC Section 337 Investigations - *December 19, 2013*

Presentations

- "Utilizing the ITC in Your Enforcement Strategy," Enforcement conference Lunch 'n' Learn Event, Palo Alto, CA, March 19, 2015
- "The Inner Workings of the ITC and Common Misconceptions," 7th Annual Advanced Forum, Washington, DC, February 24-25, 2015
- "An Overview of Patent Litigation," AIPLA panel, Brinks Gilson & Lione, DC and Chicago office, November 6, 2014
- "The Changing Landscape of 337 Proceedings Before the U.S. International Trade Commission," IP Strategy Summit: Enforcement, Silicon Valley, CA, June 19, 2014
- "How Is The U.S. International Trade Commission Faring In Today's Regulatory Climate?" NJ Regulatory Summit, Washington, DC, November 13, 2013
- "Best Practices When Presenting to the ITC," co-presenter with Jay Reiziss, The IP Strategy Summit: Enforcement, Washington, DC, May 30, 2013
- "ITC Bench Q&A: Claim Construction and the Markman Hearing," Moderator, ACI's Managing Complex ITC Litigation conference, San Francisco, Calif., October 30, 2012
- "Judicial Perspectives on NPE Litigation," ACI's Advanced Summit on NPE Litigation, How to Successfully Defend Against Complex IP Infringement Claims & Litigation Involving 'Patent Trolls,' New York, June 12, 2012
- "Going to Trial at the ITC: 5 'Litigator's Golden Rules' for Achieving Success at the ITC," ACI's Expert Forum on ITC Litigation &

Enforcement, Washington, DC, February 28, 2012

- "Impact of the AIA on Patent Litigation: Changes That May Affect Your Choice of Forum" Patent Strategies After the America Invents Act, Seattle, Wash., January 30, 2012
- "Using U.S. Trade and Competition Laws to Protect the Value of Brand Names and Other Trademarks in a Global Economy," Chicago International Trade Commissioners Association, Chicago, October 4, 2011
- American Conference Institute's 3rd Expert Forum on ITC Litigation & Enforcement, New York, New York, 2011
- Silicon Valley IP Law Association, Palo Alto, Calif., 2010
- "The ITC Comes to Silicon Valley" Conference, San Jose, Calif., 2010
- Korean Intellectual Property Association (KINPA) Conference, Seoul, Korea, 2009
- ITC Trial Lawyers Association, 2008
- AIPLA Spring Conference, Houston, Texas, 2008

HONORS

- Leading Patent Practitioner, *Intellectual Asset Management* magazine's "IAM Patent 1000: The World's Leading Patent Practitioners," 2014-2015

AFFILIATIONS

- Giles S. Rich American Inn of Court

REPRESENTATIVE MATTERS

Section 337 Decisions and Investigations

- *In the matter of Certain Personal Computer/Consumer Electronic Convergent Devices, Components Thereof, and Products Containing Same*, Inv. No. 337-TA-558
- *In the matter of Certain Equipment For Telecommunications Or Data Communications Networks, Including Routers, Switches, And Hubs, And Components Thereof*, Inv. No. 337-TA-574
- *In the matter of Certain Nickel Metal Hydride Consumer Batteries, Components Thereof, and Consumer Electronic Products Containing Same*, Inv. No. 337-TA-579
- *In the matter of Certain Hydraulic Excavators and Components Thereof*, Inv. No. 337-TA-582
- *In the matter of Connecting Devices ("Quick Clamps") for Use with Modular Compressed Air Conditioning Units Including Filters*,

Regulators, and Lubricators ("FRL's") that are Part of Larger Pneumatic Systems and the FRL Units They Connect, Inv. No. 337-TA-587

- *In the matter of Certain Switches and Products Containing Same, Inv. No. 337-TA-589*
- *In the matter of Certain Bassinet Products, Inv. No. 337-TA-597*
- *In the matter of Certain Lighting Control Devices Including Dimmer Switches and/or Switches, Inv. No. 337-TA-599*
- *In the matter of Certain GPS Devices and Products Containing Same, Inv. No. 337-TA-602*
- *In the matter of Certain DVD Players and Recorders and Certain Products Containing Same, Inv. No. 337-TA-603*
- *In the matter of Certain Semiconductor Chips with Minimized Chip Package Size and Products Containing Same, Inv. No. 337-TA-605*
- *In the matter of Certain Semiconductor Devices, DMA Systems and Products Containing Same, Inv. No. 337-TA-607*
- *In the matter of Certain Endodontic Instruments, Inv. No. 337-TA-610*
- *In the matter of Certain Ground Fault Circuit Interrupters and Products Containing the Same, Inv. No. 337-TA-615*
- *In the matter of Certain Digital Television Products and Certain Products Containing Same and Methods of Using Same, Inv. No. 337-TA-617*
- *In the matter of Certain Low Antimony Phosphoric Acid, Inv. No. 337-TA-620*
- *In the matter of Certain Systems for Detecting and Removing Viruses or Worms, Components Thereof, and Products Containing Same, Inv. No. 337-TA-624*
- *In the matter of Certain Silicon Microphone Packages and Products Containing the Same, Inv. No. 337-TA-629*
- *In the matter of Certain Acetic Acid, Inv. No. 337-TA-633*
- *In the matter of Certain Hair Irons and Packaging Thereof, Inv. No. 37-TA-637*
- *In the matter of Certain Variable Speed Wind Turbines and Components Thereof, Inv. No. 337-TA-641*
- *In the matter of Certain Vein Harvesting Surgical Systems and Components Thereof, Inv. No. 337-TA-645*

- *In the matter of Certain Semiconductor Integrated Circuits Using Tungsten Metallization and Products Containing Same*, Inv. No. 337-TA-648
- *In the matter of Certain Cast Steel Railway Wheels, Certain Processes for Manufacturing Or Relating To Same and Certain Products Containing Same*, Inv. No. 337-TA-655
- *In the matter of Certain Voltage Regulators, Components Thereof, and Products Containing Same*, Inv. No. 337-TA-564
- *In the matter of Certain Mobile Telephones and Wireless Communication Devices Featuring Digital Cameras, and Components*, Inv. No. 337-TA-663
- *In the matter of Certain Electronic Devices Having Image Capture or Display Functionality and Components Thereof*, Inv. No. 337-TA-672
- *In the matter of Certain Machine Vision Software, Machine Vision Systems and Products Containing Same*, Inv. No. 337-TA-680
- *In the matter of Certain Flash Memory and Products Containing Same*, Inv. No. 337-TA-685
- *In the matter of Certain Multimedia Display and Navigation Devices and Systems, Components Thereof, and Products Containing Same*, Inv. No. 337-TA-694
- *In the matter of Certain Personal Data and Mobile Communications Devices and Related Software*, Inv. No. 337-TA-710
- *In the matter of Certain Large Scale Integrated Circuit Semiconductor Chips and Products Containing Same*, Inv. No. 337-TA-716
- *In the matter of Certain Automotive Vehicles and Designs Therefore*, Inv. No. 337-TA-722
- *In the matter of Certain Collaborative System Products and Components Thereof*, Inv. No. 337-TA-728
- *In the matter of Certain Adjustable-Height Beds and Component Thereof*, Inv. No. 337-TA-734
- *In the matter of Certain Toner Cartridges and Components Thereof*, Inv. No. 337-TA-740
- *In the matter of Certain Data Storage Products and Components Thereof*, Inv. No. 337-TA-748
- *In the matter of Certain Gaming and Entertainment Consoles, Related Software, and Components Thereof*, Inv. No. 337-TA-752

- *In the matter of Certain Birthing Simulators and Associated Systems*,
Inv. No. 337-TA-759
- *In the matter of Certain Display Devices, Including Digital Televisions
and Monitors II*, Inv. No. 337-TA-765
- *In the matter of Certain Electronic Devices, including Mobile Phones,
Mobile Tablets, Portable Music Players, and Computers, and
Components Thereof*, Inv. No. 337-TA-771



DEAN A. PINKERT
VICE CHAIRMAN
INTERNATIONAL TRADE COMMISSION

International Trade Commissioner

Dean A. Pinkert of Virginia has served on the U.S. International Trade Commission since February 2007, having been appointed by President Bush, and was designated Vice Chairman by President Obama in 2014. He has participated in numerous final determinations in Section 337 investigations, including *Certain Electronic Devices, Including Wireless Communication Devices, Portable Music and Data Processing Devices, and Tablet Computers*, 337-TA-794 (2013). He has also participated in numerous antidumping, countervailing duty, and safeguard investigations, perhaps most notably the special safeguard investigation of *Certain Passenger Vehicle Tires from China*, TA-421-7 (2009), in which he joined in the majority opinion, an opinion recommending relief that was implemented, with modifications, by the President and upheld by the World Trade Organization.

Career

Prior to his appointment, Commissioner Pinkert was a senior attorney in the Office of the Chief Counsel for Import Administration at the U.S. Department of Commerce (2002-2007). In that position, his work included serving as liaison with U.S. Customs and Border Protection, counsel to the Foreign Trade Zone program, advisor to the U.S. Trade Representative in various negotiations, and litigation counsel in antidumping and countervailing duty matters before domestic and international tribunals. He has argued trade remedy cases before NAFTA and WTO panels, and he was the Commerce Department legal representative on the team that negotiated with the Government of Canada to resolve the dispute over Canadian softwood lumber.

Commissioner Pinkert served as the Trade and Judiciary Counsel to Senator Robert C. Byrd (D-WV) during 2001. From 1998 through 2000, he was a senior associate in the Litigation and Trade group in the Washington, DC, office of King & Spalding, where he handled a wide variety of trade remedy issues and supervised export control matters. From 1990 to 1998, he was an attorney-advisor in the Office of the Chief Counsel for Import Administration at the U.S. Department of Commerce. From 1984 through 1988, he was with the law firm of Fickman and Van Os, in Austin, Texas. He began his career as a litigation associate with Robins, Zelle, Larson, and Kaplan in Minneapolis, Minnesota (1983-1984).

Education

Commissioner Pinkert holds a Bachelor of Arts degree from Oberlin College (high honors in Government, *Phi Beta Kappa*), a Juris Doctor degree from the University of Texas School of Law (with honors), and a Master of Laws degree from the London School of Economics and Political Science (with merit). In addition, he pursued graduate studies in the Department of Politics at Princeton University (1978-1979).

Publications

“The Concept of Specificity in the Bilateral Steel Agreements,” *The University of Ottawa Law Journal* (1991).

“Issues in Sampling,” *The Commerce Department Speaks*, PLI (1992).

“Targeted Dumping Methodology: Scattershot or Bull’s-Eye,” *The Commerce Department Speaks*, PLI (1998).

“Judicial Review of Export Control Determinations,” *Brooklyn Journal of International Law* (2001) (with Thomas Blanford).



Wei-Fu Hsu

Corporate Vice President & General Counsel, MediaTek Inc.

Mr. Wei-Fu Hsu joined MediaTek in December 2003. Started with only a few persons, he has since built up the MediaTek's legal department from scratch to become one of the best and largest in Taiwan. He managed to set up all MediaTek's internal legal and IP processes, has successfully supervised many litigations and disputes of either winning or obtaining favorable results, has concluded many M&A cases, including the recent US\$4.5 billion deal between MediaTek and MStar and the US\$900M MediaTek/Richtek deal, and has built up an IP portfolio from less than 100 patents to over twelve thousand patents and applications worldwide, including hundreds of standard essential patents. In addition, Mr. Hsu was one of the major driving forces behind Taiwan's new Trade Secret Law in 2013. Indeed, he was the first one to propose, with details provisions and legislation reasoning, the enactment of this new law in the beginning of 2012. He formed a coalition and worked closely with government officers for this legislation and pushed the law passed Legislative Yuan within one year. This new Trade Secret Law of Taiwan greatly improves the protection of trade secrets in Taiwan.

Since 2014, Mr. Hsu was named as one of the top 100 most influential and innovative in-house counsels in the Asia Pacific by Legal 500 in its Corporate Counsel 100, Asia Pacific ranking. Under Mr. Hsu's leadership, MediaTek was twice named by Thomson Reuters in 2014 and 2015 as one of the top 100 Global Innovators based on the strength of its patent portfolio. Mr. Hsu was named among the IAM Strategy 300 – The World's Leading IP

Strategists – by the Intellectual Asset Management (IAM) magazine in 2015. MediaTek was inducted into Asia IP Elites by the IAM magazine in 2013, 2014 and 2015. Mr. Hsu was also invited by Financial Times (FT) in its 2015 and 2016 Asia-Pacific Innovative General Counsel roundtable and MediaTek's inhouse legal team was commended in the FT Asia-Pacific Innovative Lawyers 2015 report. Mr. Hsu was frequently invited as speakers in many conferences or seminars in Taiwan, China, Singapore, Tokyo and Hong Kong.

Prior to joining MediaTek, Mr. Hsu practiced law in US at several large international law firms, including Jones Day, Bingham McCutchen, Hogan & Hartson, and Fulbright Jaworski. He was a senior circuit design engineer at National Semiconductor Corporation in Silicon Valley for several years. He is a board member in many organizations, including Licensing Executive Society Chinese Taipei (LES), TTSP, APIPA, and TILO, and a committee member in many other organizations.

Mr. Hsu received his BSEE degree from National Cheng Kung University in 1984, MSEE degree from San Jose State University in 1988, and JD degree from University of Washington in 1997. He is licensed to practice law in Washington and California states, the federal courts, and also before the US PTO.

許維夫

◎ 現任：

聯發科技股份有限公司副總經理暨法務長
台灣營業秘密保護促進協會發起人暨副理事長
國際技術授權主管中華分會(Licensing Executive Society Chinese Taipei)理事
財團法人亞太智慧財產權發展基金會(APIPA)董事
台灣科技產業法務經理人協會(TILO)理事

◎ 學歷：

美國華盛頓大學法律博士	Juris Doctor, University of Washington
聖荷西州立大學電機碩士	MSEE, San Jose State University
國立成功大學電機學士	BSEE, National Cheng Kung University

◎ Honors：

Top 100 most influential and innovative in-house counsels in Asia Pacific, Legal 500, 2014, 2015
IAM Strategy 300 - 'The World's Leading IP 300 Strategists, IAM, 2015, 2016
Innovative General Counsels, Asia Pacific, Financial Times (金融時報), 2015, 2016
Asia IP Elite (MediaTek), IAM, 2013, 2014, 2015
Top 100 Global Innovator (MediaTek), Thomson Reuters 2014, 2015

◎ 經歷

眾達國際法律事務所資深律師 Senior Associate, Jones Day
美國數家大型國際法律事務所資深律師 (Bingham McCutchen, Hogan Lovell, Norton Rose Fulbright, etc.)
曾任國內外眾多國際會議及多國大學智財法律相關客座講座



DUAN Xiaoling

Ms. DUAN Xiaoling is a Senior Partner of WAN HUI DA and Leads the patent team.

Ms. DUAN has been practicing patent for 27 years, including 12 years' experience with the State Intellectual Property Office (SIPO), where she served as a senior examiner and deputy-director of an examination division. From 2000, she started her career as a patent attorney.

Ms. DUAN has the full knowledge on IP laws and practices. She remains actively involved in the developments of legislation, which enables her to provide timely and updated advice on these topics. Her skills in dealing with various patent prosecution, invalidation and litigation cases has been well-recognized by both domestic and foreign clients.

Ms. DUAN is listed as one of the "National Intellectual Property Leading Individuals" by the State Intellectual Property Office. She is also rated as "Leading Lawyer" in the practice area of intellectual property in China by Asia law Profiles in 2016, and "Leading Intellectual Property Lawyer" in China in 2015 by "China Law & Practice".

Dr. Sung-Mei Hsiung

High Court Judge

Taiwan Intellectual Property Court

J.S.D., UC Berkeley School of Law



Dr. Sung-Mei Hsiung is currently a high court judge at the Taiwan Intellectual Property Court and an adjunct associate professor of intellectual property law. She is also a board editor of the *Monthly Law Journal*. Before being appointed to the Taiwan Intellectual Property Court, *Dr. Hsiung* was a judge at the Taiwan Taipei District Court for 15 years. While she was a district court judge, she was appointed to the Judicial Yuan for two years as a research judge for judicial policy-making, including the establishment of the Taiwan Intellectual Property Court. She was also selected by the Judicial Yuan to study abroad and chose to pursue her advanced law degrees in Berkeley Law for its prominence in IP field. She is a frequent speaker at various international conferences and actively publishes articles and book chapters. She is the author of “*The Manual for Judges to Deal with Patent Infringement Civil Litigation Cases* (2002)”, “*The Evaluation Study on the Establishment of the Intellectual Property Court* (2004)”, “*When Public Law Meets Private Law—Taiwan Intellectual Property Litigation System Then and Now* (2011)”, and “*When Public Law Meets Private Law— Intellectual Property on Cloud Computing* (2015, forthcoming)”.

Dr. Hsiung holds LL.B. & Master of Laws degrees from National Taiwan University and LL.M. & J.S.D. degrees from UC Berkeley School of Law.



GUSTAVO SILLER SHAREHOLDER

“To be an effective counselor, you have to understand the client’s industry and their overall business goals.”

Gus Siller’s clients get two for the price of one: an experienced counselor who understands how to develop successful intellectual property portfolios, and a formidable litigator who defends those portfolios powerfully in court. His background in computer, electrical and mechanical engineering is invaluable to companies involved in analog and digital technology, medical devices, computer design, semiconductor technology, expert systems, software related technology, conveyor devices and packaging technology. Gus is also a licensed patent attorney with experience in patent prosecution and interference practice.

As a litigator, Gus has defended clients against infringement claims by both competitors and NPEs. He is experienced at helping companies decide when to litigate and when to settle, and in executing individualized dispute-resolution strategies for best results.

Gus has developed a particular niche helping Asian companies navigate U.S. intellectual property protection laws. He works with companies from Korea, Japan and China to identify and minimize the risks of bringing sophisticated technology to U.S. markets. Gus supervises portfolios

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Chicago, IL 60611

EDUCATION

J.D.

DePaul University College of Law, 1982

Graduate Coursework, Computer and
Electrical Engineering
Illinois Institute of Technology

B.S., Mechanical Engineering
Northwestern University, 1979

BAR ADMISSIONS

Illinois

Illinois Supreme Court

Supreme Court of the United States

U.S. Court of Appeals, Fed. Cir.

U.S. Dist. Court, N.D. Illinois, Trial Bar

U.S. Patent & Trademark Office

containing thousands of new patents each year, protecting innovation against infringement and leveraging it through licensing and other transactions.

Since 2005, Gus has been recognized annually as an Illinois Super Lawyer in Intellectual Property Litigation.

EXPERIENCE | OVERVIEW

- Gus achieved a favorable settlement for LG Electronics in a patent infringement action involving cellular telephones and tablets.
- He defended LG Philips LCD (now LG Display Co.) in an infringement action brought by several patent holding companies, which settled after Gus filed summary judgment motions.
- In another patent-holding company case, Gus represented Ericsson and Sony-Ericsson in defending infringement allegations brought by MLR, which ultimately settled.
- Gus achieved a favorable settlement for Power Measurement Ltd. and Power Measurement Inc. in an action alleging antitrust violations, tortious interference with a prospective business relationship and unfair competition against General Electric Co. He also defended the Power Measurement entities in a 10-patent infringement action related to digital power monitoring systems brought by General Electric.

EXPERIENCE | LEGAL

Brinks Gilson & Lione, Chicago, Illinois

United States Department of Energy, Argonne, Illinois
Patent Attorney, 1985-1989

EXPERIENCE | TEACHING

DePaul University College of Law
Adjunct Professor, 1995-1997

PRACTICE GROUP(S)

Litigation
Patent Prosecution

AREA OF FOCUS

Electrical & Computer
Mechanical
Nanotechnology

TECHNICAL BACKGROUND

Analog
Digital

Semiconductors
Software

FORWARD THINKING

Publications

- Minority Powerbrokers Q&A: Brinks' Gustavo Siller Jr. - *December 08, 2014*
- Feature Article: Leading Law Firm Rainmakers - 2010 - *November/December 2010*
- Managing the IP "Wine Cellar" - *November 2005*
- Patent and Trade Secret Protection of Computer Technology Siller, et al., - *April 1993*

Presentations

- "USITC Section 337 Investigations and Responses: The ITC Hearing and Decision - What to Expect," Beijing and Shenzhen, China, April 2009
- "USITC Section 337 Investigations and Responses: You Receive a Section 337 Complaint! Now What? Required Responses and Possible Countermeasures," Beijing and Shenzhen, China, April 2009
- Technical Barriers and Enterprises Overseas IP Strategies Forum, Shanghai, China, 2008
- International Intellectual Property Law, St. Peter's College, Oxford University, UK, July - August 2003

HONORS

- Illinois Super Lawyers, Intellectual Property Litigation, 2005-2016
- Leading Intellectual Property Lawyer, Leading Lawyers Network, Law Bulletin Publishing Company, 2004-2005, 2007, 2009-2012, 2015

AFFILIATIONS

- American Bar Association
Litigation Section
Intellectual Property Law Section
- Licensing Executives Society
- International Trade Commission Trial Lawyers Association
- Intellectual Property Owners Association

REPRESENTATIVE MATTERS

- *Cascades Innovation Inc. v. HTC Corp et al.*, (N.D. Ill. 2011). Subject: Represented LG Electronics, Inc. in defending patent infringement allegations for cellular telephones and tablets. Resolution: Settled

favorably for LG Electronics.

- *Shop-Vac Corp. v. Alton Industries Group Ltd.* (N.D. Ill. 2013) Subject: Represent Alton Industries in suit alleging infringement of 5 patents. Currently pending.
- *New Medium Technologies LLC. AV Technologies, LLC. IP Innovation LLC and Technology Licensing Corporation. v. Barco N.V., et al.* (N. D. Ill. 2005). Subject: Represented LG Philips LCD (now LG Display Co.) in defending an action for patent infringement brought by several patent holding companies of numerous patents. Resolution: Settled after filing of summary judgment motions on behalf of LG Philips.
- *MLR, LLC v. US Robotics Corp., et al.* (N.D. Ill. 2002). Subject: Represented Ericsson and Sony-Ericsson in defending action for patent infringement brought by MLR, a patent holding company. Resolution: Settled.
- *Power Measurement Ltd., et al. v. General Electric Co.* (D. Conn. 2002). Subject: Represented Power Measurement Ltd. and Power Measurement Inc. in an action for anti-trust, tortious interference with prospective business relationship and unfair competition brought against the General Electric Co. and in defending a ten patent infringement action related to digital power monitoring systems brought by the General Electric Co. against Power Measurement Ltd. and Power Measurement Inc. Resolution: Settled.
- *Schreiber Foods Inc. v. Saputo* (N.D. Ill. 1999). Subject: Represented Schreiber Foods Inc. in a patent infringement action brought by Schreiber Foods Inc. against Saputo relating to food processing technology. Resolution: Settled.
- *Park City Group, Inc. v. Campbell Software, Inc.* (D. Utah 1998). Subject: Represented Campbell Software, Inc. in defending a patent infringement action brought by Park City Group, Inc. relating to time management and employee scheduling software. Resolution: Settled.
- *Discovision Associates v. Disc Manufacturing Inc.* (DMI) (D. Del. 1995). Subject: Represented Disc Manufacturing Inc. in defending a patent infringement action against DMI relating to compact disk encoding technology. Resolution: Settled.
- *Aliant Communications Inc. v. Interstate Energy Corp.* (S.D. Iowa 1998). Subject: Represented Interstate Energy Corp. in a trademark infringement action. Result: Settled after temporary restraining order hearing and preliminary injunction hearing.
- *Square D Co. v. Power Measurement Ltd., et al.* (D. Del. 1995). Subject:

Represented Power Measurement Ltd. in defending a patent infringement action brought by the Square D Co. against Power Measurement Ltd. Resolution: Settled.

- *Alpine Lace v. Kraft Food, et al.* (D. N.J. 1995).
- *In re Matter of Certain Integrated Circuit Devices, Processes for Making Same, Components Thereof and Products Containing Same* (ITC), 1993.



J. K. LIN 林志剛律師/專利師

台灣國際專利法律事務所 所長

Attorney-at-Law & Patent Attorney

Director, TIPLO Attorneys-at-Law,

Also Taiwan International Patent & Law Office

專長領域

專利、商標、著作權等智慧財產權法及不公平競爭、技術授權、民事、刑事及行政訴訟及一般法務等

學經歷

律師登錄(1992~)

專利代理人登錄(1993~)

專利師資格取得(2008.10)

日本東京 SONY 總公司知的財產涉外部研修顧問(1994 - 1995)

台灣人權促進會理事(1996~1999)

民間司法改革基金會董事(1997~)

台北律師公會常務理事 (1999~2005)

台北律師公會國際事務委員會主任委員(1999~2011)

台北律師公會 I.C.J.(International Commission of Jurists)委員會主任委員(2001~)

總統府法律顧問(2001~2007)

行政院文化建設委員會法規委員會委員(2002~2006)

台灣國際法學會常務監事(2003~ 2007)

APAA 總會(亞洲專利代理人協會)國際理事、APAA 台灣總會常務理事(1997~)

APAA 總會著作權委員會委員長(2003~2009)

APAA 台灣總會專利實務委員會召集人(2003~2012)

APAA 台灣總會副理事長(2012~2015)

APAA 台灣總會理事長(2015~)

TIPA 智慧財產培訓學院(Taiwan Intellectual Property Training Academy)顧問(2008~)

會員資格

亞洲專利代理人協會(APAA)、國際智慧財產權保護協會(AIPPI)、國際商標協會(INTA)、美國智慧財產法律協會(AIPLA)、日本知的財產協會(JIPA)、台北律師公會(TBA)、台灣專利師公會(TPAA)

語言

日文、英文、中文、台語

J. K. LIN**Attorney-at-Law & Patent Attorney****Director, TIPLO Attorneys-at-Law**

Mr. J. K. Lin became the director of TIPLO in 1997, after TIPLO's founder Mr. M. S. Lin passed away. In his earlier tenure as the director of the firm, J. K. set out to further streamline the hierarchy of the staff and adopt an effective formula leading to significant quality improvement of TIPLO's patent, trademark and legal services that accommodates clients' intensifying need for IPR enforcement. J. K. also devotes his time to many occasions of public speaking targeted at global corporations and international societies addressing issues of IP concerns, unfair competition and others, and continues the footsteps of his late father in dedicating to *pro bono* NGOs' activities like that of the Judicial Reform Foundation, Taiwan International Law Society and Taiwan Human Right Committee, among many others. He is currently on the Board of Directors of the Asian Patent Attorneys Association/APPA, and the president to the APAA, Taiwan Group.

Background : Attorney at Law, admitted in Taiwan (1992);

Patent Attorney (registered 1993, certified 2008);

Counsel, Contracts & Licensing Div., SONY Corporation, Japan
(1994-1995);

Member of Board of Directors, Taiwan Association of Human Rights
(1996 ~ 1999);

Member of Board of Directors, Judicial Reform Foundation, Taiwan
(1997 ~);

Member of Board of Directors, Asian Patent Attorneys Association,
Taiwan Group (2000 ~);

Co-Chairman, Patent Committee, APAA Taiwan Group (2000 ~2012);

Member of Board of Directors, Taipei Bar Association (1999 ~ 2005);

Chairman, International Affair Committee, Taipei Bar Association (1999
~2011);

Chairman, I.C.J. Committee, Taipei Bar Association (2001 ~);

Vice President , Asian Patent Attorneys Association, Taiwan Group (2012
~ 2015);

President , Asian Patent Attorneys Association, Taiwan Group (2015 ~);

Expertise : Intellectual Property Law, License and Anti-monopoly/Unfair
Competition/Fair trade laws, Legal Practice

Membership : Asian Patent Attorneys Association (APAA); Japan Intellectual Property
Association (JIPA); International Association for the Protection of
Industrial Property (AIPPI); International Trademark Association (INTA);
American Intellectual Property Law Association (AIPLA);
Taipei Bar Association (TBA); Taiwan Patent Attorney Association
(TWPAA)

Languages : Taiwanese, Mandarin, English and Japanese

Publication:

(1) "The Principle of International IP Infringement Litigation-Focusing on the Taiwan
Practice"

- (2) Taiwan IP Enforcement (Japanese version, 1996-2015)
(3) The latest report on Taiwan IP (Japanese version, 1995-2015)

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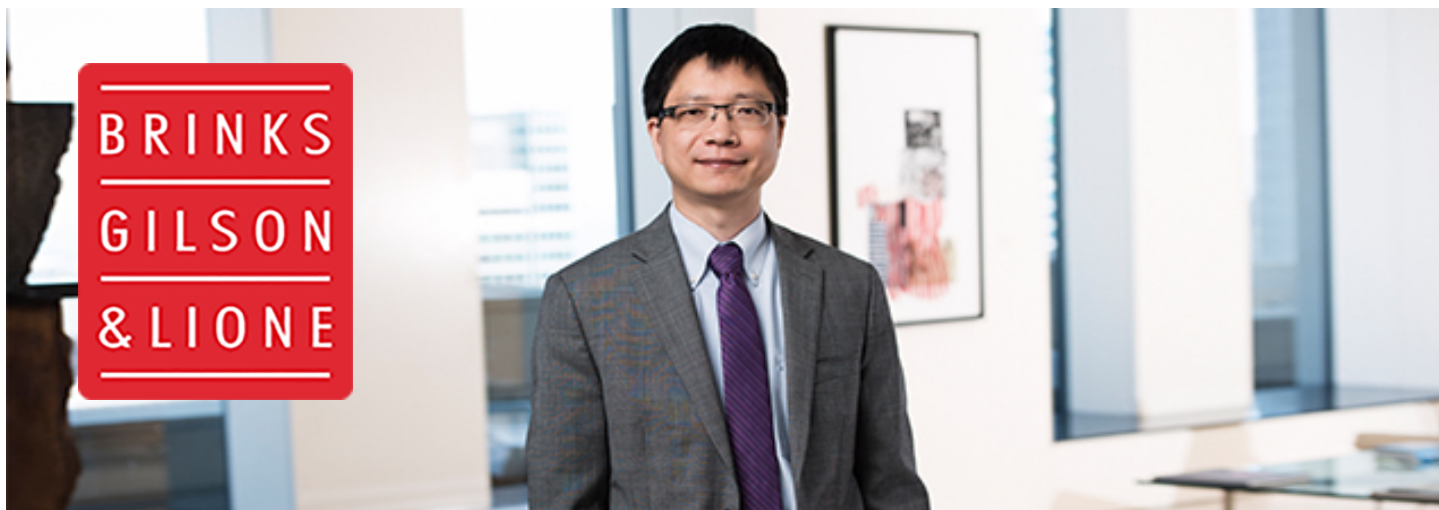
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YUEZHONG FENG SHAREHOLDER

“Working with clients from different countries, it's important to not only understand their technology but to be able to communicate with them about how the U.S. legal system may differ from their own.”

With a Ph.D. in organic chemistry, Yuezhong Feng is used to handling challenging subject matter. He puts his technical knowledge to work litigating complex patent, Hatch-Waxman (ANDA) and International Trade Commission Section 337 cases, as well as guiding clients through the patent process.

As co-chair of the firm's China task force, Yuezhong often works with Chinese businesses entering the U.S. market. He excels at helping these clients bridge the gap between Chinese business and legal cultures and those found in the United States. As a result, companies in diverse industries rely on him to help maximize profit and reduce risk at every step of the patent process, from identifying patentable inventions to developing prosecution strategies, to portfolio management and monetization, to enforcement. Due to his deep understanding of Chinese markets, Yuezhong frequently assists U.S. and European companies with intellectual property issues in China.

Yuezhong has helped companies seek patent protection in more than 100 countries. In preparing patent applications, he thinks forward toward how to achieve consistent protection in global markets worldwide.

Yuezhong has particular experience in the chemical, pharmaceuticals,

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Chicago, IL 60611

EDUCATION

J.D.,
The John Marshall Law School, 2009

Ph.D., Organic Chemistry
The University of Chicago, 2002

B.S., Chemistry, Minor in Law
Beijing University, 1995

BAR ADMISSIONS

U.S. Patent & Trademark Office

biotechnology, nanotechnology, electrical vehicles, chemical engineering (particularly bio-fuels and bio-diesels), and electrical engineering (particularly telecommunication and liquid-crystal display devices) arts.

EXPERIENCE | LEGAL EXPERIENCE

Brinks Gilson & Lione, Chicago, IL

Shareholder, January 2016 - Present

Associate, August 2009 - December 2015

Scientific Advisor, January 2006 - July 2009

Summer Associate, May - August 2008

EXPERIENCE | NON-LEGAL EXPERIENCE

Platypus Technologies LLC, Madison, WI

Research Scientist, 2003-2005

EXPERIENCE | TEACHING EXPERIENCE

The University of Chicago, Chicago, IL

Teaching Assistant, Organic Chemistry, 1997-1998

EXPERIENCE | OVERVIEW

- *Pfizer v. Sandoz Inc.* (D.N.J.). Litigated patents under Hatch Waxman (ANDA) related to pregabalin sold by Pfizer as Lyrica®, working on all aspects of the case including discovery, expert testimony, briefing, witness preparation and depositions.
- *Avanir Pharmaceuticals, Inc. et al. v. Watson Pharmaceuticals, Inc.* (D. Del.). Represented Watson in patent litigation under Hatch Waxman (ANDA) related to dextromethorphan hydrobromide quinidine sulfate sold by Avanir as Nuedexta®.
- *Teijin Ltd., Teijin Pharma Ltd., and Takeda Pharma. U.S.A., Inc. v. Alembic Pharma. Ltd.*, (D. Del.). Representing Alembic in patent litigation under Hatch Waxman (ANDA) related to febuxostat sold by Takeda as Uloric®.
- *InterDigital Communications, Inc. et al. v. ZTE Corp., and ZTE (USA) Inc.*, (D. Del.); *Technology Properties Limited, LLC et al. v. ZTE Corp., and ZTE (USA) Inc.* (N. D. Cal.); *InterDigital Comm., LLC, InterDigital Tech. Corp., And IPR Licensing, Inc. v. Huawei Tech. Co., Ltd., Futurewei Tech., Inc. d/b/a Huawei Tech. (USA) America, Nokia Corp., Nokia Inc., ZTE Corp., And ZTE (USA) Inc.*, (D. Del.); *Certain Wireless Consumer Electronics Devices and Components Thereof (ITC); Certain Wireless Devices With 3G And/Or 4G Capabilities And Components Thereof (ITC.)* Successfully represented ZTE Corporation and ZTE (USA) Inc. in actions at the International Trade Commission and U.S. federal district court,

preserving ZTE's ability to do business in the United States.

- *Blue Spike, LLC v. Oppo Digital, Inc., Guangdong Oppo Electronics Industry Co.*, (E.D. Tex.). Defended Guangdong Oppo Electronics Industry Co., Ltd. in district court action against a non-practicing entity (NPE). Plaintiff withdrew all claims at an early stage of litigation.
- *Long Corner Consumer Electronics LLC v. Coolpad Technologies Inc.*, (E. D. Tex.). Achieved an early settlement in for Coolpad Technologies in a district court action against an NPE.

PRACTICE GROUP(S)

Appellate

International Patent

International Trade Commission (ITC)

Licensing

Litigation

Patent Prosecution

Post-Grant Patent

AREA OF FOCUS

Biotechnology & Pharmaceutical

Chemicals, Energy & Agriculture

Green Technology

Hatch-Waxman

Medical Device

Nanotechnology

TECHNICAL BACKGROUND

Biopharma

FORWARD THINKING

Publications

- The Effect of Daimler AG v. Bauman on Personal Jurisdiction in Hatch-Waxman Lawsuits - *January 20, 2015*
- Non-Party Discovery Involving a U.S. Entity and Its Foreign Affiliate: A Comparison of the Commission's Approach to Subpoenas and the Hague Evidence Convention - *Summer 2008*
- Direct Cell Adhesion to the Angiopoietins Mediated by Integrins." Co-author, 276, 26516-26525.
- "The Synergy Peptide PHSRN and the Adhesion Peptide RGD Mediate Cell Adhesion through a Common Mechanism," Co-author, 43, 15811-15821.

Alerts

- Federal Circuit, in *Apple Inc. v. Samsung Electronics Co., Ltd. et. al.*, Held

That Apple's Analyzer Server Patent Not Infringed by Samsung, And Apple's Slide-to-Unlock And Autocorrect Patents are Invalid for Obviousness - *March 09, 2016*

Presentations

- International Trade, Section 337 Investigations, And Customs Issues - An Overview," International Trade, Section 337 Investigations, And Customs Issues Conference, Beijing, China, November 3, 2010
- "Hatch-Waxman Litigation," Guangdong Food & Drug Administration Conference, Guangzhou, China, April 8, 2010
- "Current Issues in Hatch-Waxman Litigation," LexisNexis Pharma & Biotech Patent Lifecycle Management Conference, Shanghai, China, December 4, 2009
- "USITC Section 337 Investigations and Responses: Understanding The Discovery Process And Pitfalls To Avoid," Beijing and Shenzhen, China, April 2009
- "Overseas Intellectual Property Issues and Intellectual Property Dispute Resolution Mechanisms," Panel Moderator, Forum on Technological Barriers and Intellectual Property Rights Strategies, Shanghai, China, April 8, 2008
- "Hatch-Waxman Scheme And U.S. Generic Drug Market," Guangdong Bar Association Conference, Guangzhou, China, July 7, 2007
- "What Every Chinese Company Should Know about U.S. Patent Law and Practice," Guangdong Bar Association Conference, Guangzhou, China, July 7, 2007
- "KSR - How Did It Change The U.S. Standard For Obviousness?" China State Intellectual Property Office, Beijing, China, July 6, 2007
- "A Model Substrate Approach to Studying Cell Adhesion to Fibronectin and Angiopoietins," Gordon Research Conference (Bioanalytical Sensors), Ventura, CA., March 10-15, 2002
- "The Synergy Peptide PHSRN and the Adhesion Peptide RGD Mediate Cell Adhesion Through a Common Mechanism," 222nd American Chemical Society National Meeting, Chicago, IL., August 26-30, 2001

HONORS

- Lawyers of Color Hot List, 2014
- Hon. Howard T. Markey Distinguished Scholar, The John Marshall Law School
- Certificate in Intellectual Property Law, The John Marshall Law School

- Procter & Gamble (Baojie) Fellowship, Beijing University, China
- Zhang Foundation Fellowships, China

AFFILIATIONS

- Licensing Executives Society
- ITC Trial Lawyers Association
- American Chemical Society

REPRESENTATIVE MATTERS

- *AstraZeneca LP et al. v. Hisun Pharmaceutical (Hangzhou) Co., Ltd. et al.*, C. A. No. 1:15-cv-1042 (D. Del. filed November 12, 2015). Representing Hisun in [patent litigation](#) under Hatch Waxman (ANDA) related to ticagrelor sold by AstraZeneca as Brilinta®.
- *Noven Therapeutics, LLC v. Actavis Laboratories FL, Inc., et al.*, C. A. Nos. 2:14-cv-6414 (D.N.J. filed October 16, 2014) and 2:15-cv-06225 (D.N.J. filed August 14, 2015)(consolidated). Representing Actavis in [patent litigation](#) under Hatch Waxman (ANDA) related to paroxetine mesylate sold by Noven as Brisdelle®.
- *Long Corner Consumer Electronics LLC v. Coolpad Technologies Inc., C.* A. No. 2:13-cv-1004 (E. D. Tex. filed November 26, 2013). Represented Coolpad Technologies Inc. in the district court patent action.
- *Teijin Ltd., Teijin Pharma Ltd., and Takeda Pharma. U.S.A., Inc. v. Alembic Pharma. Ltd.*, C. A. No. 13-01939-SLR (D. Del. filed November 19, 2013). Represented Alembic in [patent litigation](#) under Hatch Waxman (ANDA) related to febuxostat sold by Takeda as Uloric®.
- *Blue Spike, LLC v. Oppo Digital, Inc., Guangdong Oppo Electronics Industry Co., Ltd.*, C. A. No. 13-752 (E.D. Tex. filed October 8, 2013). Represented Guangdong Oppo Electronics Industry Co., Ltd. in the district court patent action.
- *Certain Wireless Devices With 3G And/Or 4G Capabilities And Components Thereof*, ITC Inv. No. 337-TA-868. Represented respondents ZTE Corporation and ZTE (USA) Inc. in the ITC investigation.
- *InterDigital Communications, Inc. et al. v. ZTE Corp., and ZTE (USA) Inc.*, C. A. No. 13-00009-RGA (D. Del. filed January 2, 2013). Represented defendants ZTE Corporation and ZTE (USA) Inc. in the district court patent action.
- *Certain Wireless Consumer Electronics Devices and Components Thereof*, ITC Inv. No. 337-TA-853. Represented respondents ZTE Corporation and ZTE (USA) Inc. in the ITC investigation.

- *Technology Properties Limited, LLC et al. v. ZTE Corp., and ZTE (USA) Inc.*, C. A. No. 12-03876-PSG (N. D. Cal. filed July 24, 2012). Represented defendants ZTE Corporation and ZTE (USA) Inc. in the district court patent action.
- *Avanir Pharmaceuticals, Inc. et al. v. Watson Pharmaceuticals, Inc. et al.*, C. A. No. 12-cv-258 (D. Del. filed March 2, 2012). Represented Watson in patent litigation under Hatch Waxman (ANDA) related to dextromethorphan hydrobromide quinidine sulfate sold by Avanir as Nuedexta®.
- *Certain Wireless Devices With 3G Capabilities And Components Thereof*, ITC No. 337-TA-800. Represented respondents ZTE Corporation and ZTE (USA) Inc. in the ITC investigation.
- *InterDigital Comm., LLC, InterDigital Tech. Corp., And IPR Licensing, Inc. v. Huawei Tech. Co., Ltd., Futurewei Tech., Inc. d/b/a Huawei Tech. (USA) America, Nokia Corp., Nokia Inc., ZTE Corp., And ZTE (USA) Inc.*, C. A. No. 11-654-MSG (D. Del. filed July 28, 2011). Represented defendants ZTE Corporation and ZTE (USA) Inc. in the district court patent action.
- *Certain Electric Fireplaces, Components Thereof, Manuals For Same, Certain Processes For Manufacturing Or Relating To Same, And Certain Products Containing Same*, ITC No. 337-TA-791. Represented complainants Twin-Star International, Inc. and TS Investment Holding Corp. in the ITC investigation.
- *Pfizer v. Sandoz Inc.*, C. A. No. 09-cv-2052 (D.N.J. filed April 30, 2009). Litigated patents under Hatch Waxman (ANDA) related to pregabalin sold by Pfizer as Lyrica®.

布林克斯
吉尔逊
& 里昂

业务/行业

电气和计算机
专利申请
知识资产管理
美国国际贸易委员会 (ITC)
诉讼
商标和不正当竞争

教育背景

LL.M., 乔治城大学法学院, 1997 年
J.D., 夏威夷大学法学院, 1994 年
B.S., 机械工程,
加州大学伯克利分校, 1983 年

州律师资格

哥伦比亚特区, 1996 年
加州, 1998 年
夏威夷州, 1994 年

法院资格

美国最高法院
美国联邦巡回上诉法院
美国国际贸易法院
美国北加州地区法院
英国律师(Solicitor)

语言

中文



ELIZABETH CHIEN-HALE

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Suite 900
Washington, DC 20006

Elizabeth received her Bachelor's Degree in mechanical/aerospace engineering, and majored in computational linguistics/artificial intelligence in her graduate studies. After working as an engineer in both fields, she turned her attention to law. She received her J.D. from the University of Hawaii, and completed a LL.M. program in international and comparative law at the Georgetown University Law Center, before returning to practice law in Silicon Valley with several prominent law firms there.

Elizabeth started her practice in cross-border US-China IP matters when she moved to Baker & McKenzie's Hong Kong office in 2000. Since then, she has been devoted to cross-border intellectual property issues, especially those relating to Taiwan, China and the United States. She is an experienced patent prosecutor and assisted in many IP litigation matters. Elizabeth also has rich in-house experiences having worked multinationals such as Apple Inc. and Eaton Corp.

Over the years, Elizabeth was invited to be a research scholar at the College of Law at the Peking University, and a visiting scholar at the IP Department of the Institute of Law, Chinese Academy of Social Sciences. She is currently of counsel at Brinks, Gilson & Lione.

Experiences

Brinks Gilson & Lione, Washington, D.C.
2015-present

Institute for Intellectual Property in Asia, Fremont, CA
亚太知识产权协会
Founder & Director
2002-2015

Eaton Corp., Shanghai, China
伊顿公司
Director, Asia Pacific Intellectual Property Legal Affairs
2011-2013

Industrial Technology Research Institute, Hsinchu Taiwan
台湾工研院
Special Project Team Leader/Interim Chief Executive Office for IP Bank
2010-2011

Apple Inc., Cupertino, CA
苹果公司
Senior Counsel/China Coordinator
2008-2010, 2006-2008

Professional Associations

- American Bar Association
Council of Intellectual Property Law Section (Aug. 2016-July 2020)
- American Society of International Law
Executive Council (2012-2015)

布林克斯
吉尔逊
& 里昂

业务/行业

电气和计算机
专利申请
知识资产管理
美国国际贸易委员会 (ITC)
诉讼
商标和不正当竞争

教育背景

LL.M., 乔治城大学法学院, 1997 年
J.D., 夏威夷大学法学院, 1994 年
B.S., 机械工程,
加州大学伯克利分校, 1983 年

州律师资格

哥伦比亚特区, 1996 年
加州, 1998 年
夏威夷州, 1994 年

法院资格

美国最高法院
美国联邦巡回上诉法院
美国国际贸易法院
美国北加州地区法院
英国律师(Solicitor)

语言

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Washington, DC 20006

业务摘要

钱德纯律师是 Brinks Gilson & Lione 律师事务所华盛顿分所的律师。钱女士着重于国际知识产权的保护与申请, 尤其是中美以及台港公司涉及跨国事务时有关知识产权的问题, 包括专利, 商标, 商业秘密, 打击仿冒等。由于她过去作为公司内部法律顾问的经验, 她也擅长专利布局, 公司知识产权的活化, 利用和流程。

钱女士在美国律师协会知识产权法分会, 美国国际法学会, 其他各大专业机构担任过领导位置, 经常参加国际知识产权会议并演讲。钱女士曾在中国任过教职, 也是北京大学法学院的研究学者, 中国社科院法学所知识产权研究室的访问学者。

经历

Brinks Gilson & Lione, Washington, D.C.
2015-present

Institute for Intellectual Property in Asia, Fremont, CA
亚太知识产权协会
Founder & Director
2002-2015

Eaton Corp., Shanghai, China
伊顿公司
Director, Asia Pacific Intellectual Property Legal Affairs
2011-2013

Industrial Technology Research Institute, Hsinchu Taiwan
台湾工研院
Special Project Team Leader/Interim Chief Executive Office for IP Bank 2010-2011

Apple Inc., Cupertino, CA
苹果公司
Senior Counsel/China Coordinator
2008-2010, 2006-2008

会员资格

- 美国律师协会 (American Bar Association)
Council of Intellectual Property Law Section (2016-2020)
- 美国国际法协会 (American Society of International Law)
Executive Council (2012-2015)



傅紹明

具多年扎實架構及運作企業智慧財產系統的豐富實戰經驗，深諳科技創新與自主智慧財產保護之運作，能根據國內外智慧財產發展趨勢，協助企業戰略性布局智慧財產，挖掘部署核心專利，建構企業商業秘密保護系統等，同時具備將科學創新基礎研究商品化、產業化的豐富操盤經驗，並已藉由基礎創新孵化多家企業。

工作經驗：

2010- 2014 年鴻海/富士康集團碳納米管產業化相關事業體

- 基於集團優勢專利及技術基礎，成功將集團與北京清華大學合作科學研究成果主導成立創新公司並出任相關事業體董事長兼任總經理，成功實現將完全自主智慧財產之科學研發成果完成商品化、產業化。
- 2010 年成立台灣識驊科技有限公司，並任董事長職位; 2011 年成立天津富納源創科技有限公司，擔任董事長兼總經理; 2014 年成立貴州富納源創科技有限公司，擔任董事長兼總經理。
- 2012 年度榮獲天津泰達開發區科技創新 15 強; 13 年度榮獲天津泰達開發區科技小巨人 20 佳。

1996- 2013 年鴻海/富士康集團

- 歷任智慧財產高級工程師、部長，2003年起就任集團智慧財產總處處長。
- 任職集團智慧財產總處處長十年間，成功擴展集團各項智慧財產業務，從組織、專業系統平台及企業智慧財產制度上深化研發團隊與智慧財產團隊的融合，形成富士康快速累積優質專利的發力引擎。
- 以經濟規模實現集團全球專利部署，在全球累積大量專利資產的同時，逐步強化優質專利，自2011起集團進入並持續美國專利排名前十強地位。
- 高效利用專利防禦系統，充分調動智慧財產系統資源與集團採購、市場、研發及法務等各環節的無縫溝通與配合，有效抵禦來自行業內專利巨頭的相關專利爭訟，節約大量授權成本，並戰略性運用集團專利資源，展開對競爭對手的專利無效及侵權訴訟，有效保衛及開拓集團競爭優勢。
- 同時主導多次的專利買賣談判，包括 某日本公司 LCD專利組合，全球知名網路公司穿戴裝置專利組合，美國知名NPE公司網路軟體專利組合等，為集團的專利創造出最大化的價值。
- 系統設計並建構集團商業秘密保護體系。

Naoya Kaneko

Senior Consultant

NERA Economic Consulting
The Imperial Hotel Tower 13F
1-1-1 Uchisaiwai-cho
Chiyoda-ku, Tokyo 100-0011, Japan
Tel: +81 3 3500 3294
Fax: +81 3 3500 3291
E-mail: naoya.kaneko@nera.com
Website: www.nera.com (English); www.nera.jp (Japanese)

Overview

Dr. Kaneko is a senior consultant at NERA with expertise in applied microeconomics (including empirical industrial organization), econometrics, economic valuation, and survey research and provides consulting services in such areas as anti-monopoly law and competition policy; intellectual property; commercial dispute; financial and securities litigation; and international transfer pricing. The uniqueness of his consulting service derives from the combination of insights in applied economics and understanding of survey research methodology.

In the area of intellectual property, he has experiences in estimating damages from patent infringement in various products and services. In addition to estimating lost profits, he has conducted consumer surveys to estimate how minor patented features in consumer electronics or information technology-related services drive the demand for the products or services in order to determine the value of inventions or their reasonable royalty rates.

He also has an extensive experience in antitrust and competition matter, from mergers, cartel and bid rigging, and abuse of superior bargaining position in such industries as telecommunications, beverages, metal, petrochemical, industrial machinery, automotive, and wholesaling and retailing. He has written expert opinion papers submitted to the Japanese court and authorities as well as research papers for the Japanese government.

Practice Areas

Antitrust and Competition Policy

Intellectual Property

Commercial Litigation and Damages

Securities and Finance

Survey Research, Design, and Analysis

Statistical Sampling and Analysis

Valuation

Transfer Pricing

Education

The OhioState University, Ohio, USA

Ph.D., Agricultural Environmental and Development Economics, 2005

M.A., Economics, 1999

The University of Oregon, Oregon, USA

B.S., Economics and Mathematics, 1998

Professional Experience

NERA Economic Consulting

2014- Senior Consultant

2011-2014 Consultant

2009-2011 Senior Analyst

The University of Georgia,Georgia, USA

2006-2008 Post Doctoral Associate

The OhioState University,Ohio, USA

2001-2005 Graduate Research Associate

1998-2001 Graduate Teaching Associate



Ya-Lun Yen/Assistant Professor

National Cheng Kung University Department of Law

CURRENT POSITION

Assistant Professor 2014-PRESENT

NATIONAL CHENG KUNG UNIVERSITY, DEPARTMENT OF LAW, TAINAN, TAIWAN

PROFESSIONAL EXPERIENCE

Attorney-at-Law, Partner 2001 - 2014

INFOSHARE TECHLAW OFFICE, TAIPEI, TAIWAN

Lecturer 2006–2014

TAIWAN INTELLECTUAL PROPERTY TRAINING ACADEMY, TAIPEI, TAIWAN

Programs Concerning the Management of Intellectual Properties, License Strategies, and Agreements Concerning Patents and Trademarks.

Research Scholar 2011-2012

UNIVERSITY OF MICHIGAN LAW SCHOOL

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PUBLICATIONS

BOOKS

1. **Ya-Lun Yen**, *Competition Policy on Taiwan Financial Industry: From the Perspective of Competition Law*, Angel Publishing, Feb. 2014.
2. **Ya-Lun Yen** (Co-author), *The Legal Planning and Understanding for Start-Up and Emerging Companies*, Digital Information Publisher, 2006.
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5. **Ya-Lun Yen** (Co-author), *Relationship between Employers and Employees concerning Intellectual Property Rights, Labor Law Issues, and Employee Reward Systems*, Infoshare Tech Law Office, 2002.
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ARTICLES AND ESSAYS

1. **Ya-Lun Yen**, *A Review and Analysis of Decisions Rendered by the Taiwan Fair Trade Commission in Intellectual Property Licensing Cases*, *Fair Trade Quarterly*, Vol.24 No.1, Jan. 2016.(TSSCI).
2. **Ya-Lun Yen**, *Patent Infringement, Injunction, and Competition—Comments on the Cases Related to Takeda Pharmaceutical Company Limited in Taiwan*, 6th Japan-Taiwan Symposium on IP/Competition Law, at School of Law, Nagoya University, Japan, Dec. 2015.
3. **Ya-Lun Yen**, *Innovation and Competition of Two/Multi-Sided Market : Response from Competition Law*, 19th National Technology Law Symposium, School of Law, National Chiao Tung University, Nov. 2011(Forthcoming in *Technology Law Review*).
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5. **Ya-Lun Yen**, *The Competition Policy on Taiwan Financial Industry: From the Perspective of Competition Law*, *Fair Trade Quarterly*, Vol.24 No.1, Jan. 2014.(TSSCI)
6. **Ya-Lun Yen and Chih-Wen Yang**, *The Antitrust Issues in Exchange Merger Trend Raised by the Merger between Deutsche Börse and NYSE Euronext*, *TWSE Monthly Review*, No.603, Jul. 2012.
7. **Ya-Lun Yen**, *Venture Capital, Close Corporation, and Shareholder Agreements- Under the Influence of Taiwan Supreme Court Judgments Related to Voting Agreements*, *The Law Monthly*, Vol. 62 No.7, Jul. 2011.
8. **Ya-Lun Yen**, *The Prospect of Trade Secrets Protection based upon the Litigations concerning Trade Secrets*, Presented in, “2007 International Symposium for Intellectual Property Laws”, National Yunlin University of Science and Technology, Oct. 2007.
9. **Ya-Lun Yen**, *Negligence of Duties? The Liabilities and Duties of Supervisors*, *Taipei Bar Journal*, No.305, Feb. 2005.
10. **Ya-Lun Yen**, *The Review and Suggestion of Merger Control in Taiwan: Taking the Mergers in the Financial Sector for Example*, *Fair Trade Quarterly*, Vol. 11 No.3, Jul. 2003.
11. **Ya-Lun Yen**, *How Enterprises Cope with the Disputes Concerning Trade Names*, *Taipei Bar Journal*, Taipei Bar Association, N0.280, Jan. 2003

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專書

1. 顏雅倫，臺灣金融產業的競爭政策—以競爭法的觀點出發，初版，臺北：元照出版有限公司(2014)
2. 小老闆啦啦隊2-創業法律常識完全學會（與劉承愚律師、賴文智律師、劉承慶律師、楊志文律師合著），數位人資訊股份有限公司(2006)。
3. 營業秘密法二十講（與賴文智律師合著），翰蘆出版社(2004)。
4. 益思科技法律—智權篇（與賴文智律師、劉承慶律師、劉承愚律師合著），翰蘆出版社(2003)。
5. 知識經濟下之勞僱關係與企業競爭力(與蔡淑娟律師合著)，翰蘆圖書出版公司經銷(2002)。
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7. 網路事業經營必讀（與劉承愚律師、賴文智律師合著），元照出版社(2001)。

期刊與研討會論文

1. 顏雅倫，公平會智慧財產權授權管制實務之回顧與評析，公平交易季刊，第24卷第1期，2016年1月，頁1-45（TSSCI）。
2. Ya-Lun Yen, Patent Infringement, Injunction, and Competition—Comments on the Cases Related to Takeda Pharmaceutical Company Limited in Taiwan, 6th Japan-Taiwan Symposium on IP/Competition Law, at School of Law, Nagoya University,

Japan, December, 2015.

3. 顏雅倫，雙邊/多邊市場之競爭與創新一論競爭法的因應，發表於「第十九屆全國科技法律研討會」，國立交通大學科技法律學院主辦，2015年11月（即將刊登於「科技法學評論」）
4. 顏雅倫，專利侵權、保全程序與競爭秩序—簡評我國法院民事判決發展，發表於「產業發展與法治興革論壇」，國立成功大學法律學系暨智慧財產權研究及推廣小組、國立高雄大學法學院與國立高雄第一科技大學科技法律研究所主辦，2015年10月。
5. 顏雅倫，臺灣金融產業的競爭政策—以競爭法的觀點出發，公平交易季刊，第22卷第1期，2014年1月，頁171-240(TSSCI)。
6. 顏雅倫與楊志文，從德國交易所(Deutsche Börse)與紐約泛歐交易所(NYSE Euronext)合併案看交易所結合風潮的反托拉斯法議題，證交資料，第603期，2012年7月，頁45-66。
7. 顏雅倫，創業投資事業、閉鎖性股份有限公司與股東協議機制--並論股東表決權拘束契約相關最高法院判決的影響，法令月刊，第62卷第7期，2011年7月，頁98-125。
8. 顏雅倫，從我國營業秘密訴訟實務看營業秘密保護的未來展望，2007年10月26日，發表於國立雲林科技大學「2007智慧財產權法制國際學術研討會」。
9. 顏雅倫，怠忽職守？--監察人責任的認定與檢討，律師雜誌第305期，2005年2月，頁66-82。
10. 顏雅倫，我國結合管制之檢討與前瞻--以金融產業之結合為例，公平交易季刊，第11卷第3期，2003年7月，頁77-132。
11. 顏雅倫，企業如何因應公司名稱之紛擾，律師雜誌第280期，2003年1月，頁48-55。

語言

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Helena is qualified in Taiwan, mainland China and New York State. She is a Fellow of the Chartered Institute of Arbitrators and listed on the panels of arbitrators of CIETAC, SIAC, KLRCA, KCAB, ACICA, SHIAC, SCIA, BAC, CAA, LCIA-MIAC Arbitration Centre etc. She is an accredited adjudicator with KLRCA and listed as one of the Recommended Experts of the Construction Dispute Board (DB) of Beijing Arbitration Commission. Helena is a member of the SIAC Users Council, the Vice-Chairperson of the Mediation Center of CAA, Associate Mediator for the Singapore Mediation Centre and listed on the panel of mediators of CCPIT/CCOIC Mediation Center. She has experiences in acting as a sole arbitrator, a chair arbitrator and a party-appointed arbitrator in domestic and international disputes.

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- Arbitration in China— a Brief Report on Recent Developments, Commercial Arbitration Expert Guides 5-6 (2015).
- New BAC Arbitration Rules-Leading the BAC into a More Internationalized New Era, 112 China Law 107-108&119-120 (Jan. 2015).
- Promotion of PPP and the Challenges to Investors, Construction and Real Estate Expert Guides 7-8 (Dec. 2014).
- The Meaning and Validity of an "Arbitration, If any" Clause, 2014(6) International Arbitration Law Review N-47-N-48 (Dec. 2014).
- A Review of the Taiwanese Court’ s Ruling on Ad Hoc Arbitral Awards, 20(1) Asia Pacific Law Review (**SSCI** listed) 89 (Jun. 2012).
- Author, China Chapter, in Getting the Deal Through — Construction 2016 (Law Business Research Ltd., July 2015)
- Author, Taiwan Chapter, in Getting the Deal Through—Construction 2014, 2015 & 2016 (Law Business Research Ltd., August 2013, August 2014, July 2015)
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- Invest PPP Projects in China--Opportunities and Risks, 89(1) Construction 24-31 (Feb. 2016).
- Will a Taiwan Arbitral Award be Recognized and Enforced by the US Courts?, 85 TEEMA Times 64-68 (Jan. 2015).

- Commercial Arbitration after the Cross-strait Bilateral Investment Protection and Promotion Agreement—Focused on the Interpretation and Application of Article 14.4 of the Cross-strait Bilateral Investment Protection and Promotion Agreement, 92 NTPU Law Review (**TSSCI** listed) 137-186 (Dec. 2014).
- The Enforcement of Mediated Settlement Agreements on both Sides of the Taiwan Strait, 88 Arbitration in Beijing 112-128 (Sep. 2014).
- Co-Author, An Analysis on the Judicial Practice of Revocation of Arbitral Awards (CAA, 2013)
- Co-Author, Mediation in Practice: Commercial Disputes (Tsinghua University Press, Beijing, 2013).
- Co-Editor & Co-Author, A Study of Construction Laws in Practice (Peking University Press, Beijing, 2011).
- Code of Conduct for Mediators, in Legal Ethics (Taipei Bar Association ed., 2011; 2nd ed. 2012).
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陳希佳博士同時具備臺灣、中國大陸和美國紐約州的律師資格。她是英國特許仲裁協會高級會員（**FCIArb**），同時是中國國際經濟貿易仲裁委員會、新加坡國際仲裁中心、吉隆坡區域仲裁中心、韓國商事仲裁院、澳洲國際商務仲裁中心、深圳國際仲裁院、北京國際仲裁中心、上海國際仲裁中心、中華民國仲裁協會、倫敦國際仲裁院—模里西斯國際仲裁中心等機構的仲裁人。她還是新加坡國際仲裁中心使用者委員會（**Users Council**）委員、吉隆坡區域仲裁中心有資質的審裁委員，並被北京仲裁委員會列入其工程爭議評審專家名單。陳博士同時擔任中華民國仲裁協會爭議調解中心副主席、新加坡調解中心兼職調解人、以及中國國際貿易促進委員會/中國國際商會調解中心的調解員。她擁有在國內和國際仲裁糾紛中作為獨任仲裁人、主任仲裁人和當事人指定仲裁人的經歷。

陳博士在仲裁、基礎設施項目和海峽兩岸投資領域具有豐富經驗；她是亞洲開發銀行（**ADB**）的國際顧問。從 2011 年起，陳博士已連續多年入選為國際名人錄工程法領先優秀律師（**The International Who's Who of Construction Lawyers**），並應邀參與 **Who's Who Legal** 的 2013 年工程領域圓桌討論會。她是臺灣工程法學會創會監事之一並曾擔任其理事。她在仲裁、調解和工程法律等領域撰寫文章並開展講座。

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近期發表著作

中文著作—書籍

- 《從中國大陸司法實踐論紐約公約第五條「公共政策」之可預測性》，元照出版社，2016 年 3 月。
- 合著，《中國商事爭議解決年度觀察（2015）》，中國法制出版社，2015 年 9 月出版。
- 合著，《撤銷仲裁判斷之司法實踐評析》，中華仲裁協會，2013 年 10 月出版。
- 合著，《商事糾紛調解實務》，清華大學出版社，2013 年 1 月出版。
- 〈調解人應遵守的倫理規範〉，收錄於《法律倫理》，五南圖書出版股份有限公司，2011 年 5 月出版，2012 年 5 月二版。
- 合編與合著，《工程法律實務研析》（簡體精選版），北京大學出版社，2011 年 2 月出版。

- 合著，《民事調解理論與技巧：100 個重要問題》，臺灣本土法學雜誌有限公司，2011 年 1 月出版。

中文著作—期刊

- 〈兩岸相互執行仲裁判斷與調解協議的現況與展望〉，《中國國際私法與比較法年刊（2014）》，第 17 卷，頁 188-206，2016 年 4 月。
- 〈投資中國大陸 PPP 項目的契機與主要風險〉，《工程》，第 89 卷第 1 期，頁 24-31，2016 年 2 月。
- 〈深化法治行業表現：北京仲裁委員會新版仲裁規則筆談—接軌國際規則〉，《中國法律》，總第 112 期，頁 107-108 及 119-120，2015 年 1 月。
- 〈台仲裁判斷是否獲得美國認同〉，《電電時代》，第 85 期，頁 64-68，2015 年 1 月。
- 〈後投保協議時代的兩岸商務仲裁—以兩岸投保協議第十四條第四款前段之解釋與適用為中心〉，《臺北大學法學論叢》（TSSCI 期刊），第 92 期，頁 137-186，2014 年 12 月。
- 〈經臺灣法院認可之大陸仲裁判斷的效力—契機與展望〉，《貿促新視野》，2014 年第 5 期，頁 112-113，2014 年。
- 〈調解協議在兩岸的強制執行〉，《北京仲裁》，第 88 輯，頁 112-128，2014 年 9 月。

英文著作—書籍

- 《Predictability of the “Public Policy” in Article V of the New York Convention under Mainland China's Judicial Practice》，Kluwer，出版日期待定。
- 〈Annual Review of Commercial Arbitration in China (2015)〉，收錄於《Commercial Dispute Resolution in China: An Annual Review and Preview》，LexisNexis，頁：9-44，2015 年 12 月。
- 〈TAIWAN〉，收錄於《Getting the Deal Through— Construction 2014, 2015 及 2016》，Law Business Research Ltd.，分別於：頁 190-195，2013 年 8 月；頁 162-167，2014 年 8 月；頁 125-130，2015 年 7 月。
- 〈CHINA〉，收錄於《Getting the Deal Through— Construction 2016》，Law Business Research Ltd.，頁 21-27，2015 年 7 月。

- 〈TAIWAN〉，收錄於《Getting the Deal Through — Arbitration 2013, 2016》，Law Business Research Ltd.，分別於：頁 448-454，2013 年 1 月；頁（待定），2015 年 12 月或 2016 年 1 月。
- 《The Funding and Costs of Civil Litigation: A Comparative Perspective》，Hart Publishing，頁 521-534，2010 年。

英文著作—期刊

- 〈Annual Review of Commercial Arbitration in China (2015)〉，收錄於《Construction Law Journal》，第 32 期第 1 卷，頁 6-44，2016 年。
- 〈Arbitration in China— a Brief Report on Recent Developments〉，收錄於《Commercial Arbitration Expert Guides》，頁 5-6，2015 年。
- 〈**A Review of the Taiwanese Court's Ruling on Ad Hoc Arbitral Awards—The Jin Cheng Feng Construction Co Ltd v National Taiwan University Hospital Bei-Hu Branch Case and Its Possible Impact**〉，收錄於《Asia Pacific Law Review》（SSCI 期刊），第 20 卷第 1 期，頁 89-111，2012 年 6 月出版。
- 〈Promotion of PPP and the Challenges to Investors〉，收錄於《Construction and Real Estate Expert Guides》，頁 7-8，2014 年 12 月。
- 〈The Meaning and Validity of an "Arbitration, If any" Clause〉，收錄於《International Arbitration Law Review》，2014 年第 6 期，頁 N-47-N-48，2014 年 12 月。

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