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## The Firm

Founded in 1998, through the development for decades of years, Gaopeng & Partners has become an integrated law firm with core competitive and good reputation.

The firm provides legal services in the areas of corporate finance & investment, WTO and trade remedy, anti-monopoly law, securities and capital market, bank, trust, insurance, fund, IPR, marine cargo claims, bankruptcy and restructure, distressed asset disposition, labor and human resource, taxation, enterprise compliance, data protection and information security, dispute resolution, criminal law, marital and family law, family wealth management, and Japanese enterprise legal service. The industries Gaopeng serves cover all the departments of manufacture and agriculture, including oil and chemistry, iron, new energy, IT industry, automobile, seeds, media and entertainment, sport, education, real estate, medical industry, and tobacco. Through decades of effective legal services to Chinese and oversea Fortune 500 enterprises, government and celebrities, it gains good reputation worldwide.

Gaopeng currently has nearly 600 employees, including nearly 500 registered practicing lawyers.. Not only been educated in law schools in China or abroad with solid academic background, they also have extensive work experience as law professors, judges, prosecutors, in-house counsels for industry, trade diplomats or government officials. The firm embraces veteran lawyers with over two decades of law practice, whose in-depth understanding of business and insightful knowledge into government policy-making together with their legal expertise generate high-quality service for clients.

Gaopeng & Partners attaches great importance to the quality of legal services. The firm has built up an internal management and risk control system to ensure the high quality of services, which enables the firm to maintain a zero valid complaint since it was established.

The professional skills of Gaopeng & Partners are widely recognized by international rating organizations, we also for many times received honors from industry supervision departments.

- In January 2025, Gaopeng Law Firm once again ranked in the "International Trade" and "Antitrust" areas of the Chambers Greater China Guide 2025.
- In January 2025, Gaopeng Law Firm was honored to be listed in the Top 100 of the 2024 China Law Firm Ranking Index, marking the second consecutive year that Gaopeng has been included in the list and an increase of 8 places compared to last year, ranking 79<sup>th</sup>.
- In December 2024, Gaopeng Law Firm was awarded the title of "International Trade Brand Influence Law Firm" by the Law News Society for the year 2024.
- In September 2024, ALM (American Lawyer Media) and its magazine "The American Lawyer" announced the "2024 Top 45 Chinese Firms" list. Gaopeng & Partners was recognized in many areas for its exceptional legal service capabilities, broad market recognition, and outstanding client reputation.
- Meanwhile, Gaopeng & Partners was ranked in the "GCP2024 China Law Firm Rankings: Rising Law Firm • Elite" list, in the field of compliance and regulation, due to its outstanding capabilities, excellent business abilities and good reputation.
- In August 2024, Asian Legal Business (ALB) released the list of "2024 ALB China Top 15 Fastest Growing Firms". Gaopeng & Partners is also ranked in this list.



- In July 2024, the General Branch Committee of Beijing Gaopeng Law Firm was awarded as 'Advanced Grassroots Party Organisation of Chaoyang District Lawyer Profession' by the Committee of Chaoyang District Lawyer Profession in Beijing;
- In July 2024, the famous legal media China Business Law Journal announced the winners of the "China Business Law Awards 2024". Gaopeng & Partners is listed in the area of "International Trade", due to its profound legal expertise, professional service team, and excellent reputation.
- In 2024, Gaopeng was successfully shortlisted for the 2024 ALB "International Trade Law Firm of the Year Award" by the international authoritative legal media Asian Legal Business (ALB), due to its outstanding comprehensive strength, remarkable performance, and excellent client reputation.
- In April 2024, Gaopeng was ranked as the top law firm by LEGALBAND in five fields: "International Trade and Customs Law," "Antitrust and Competition Law," "Dispute Resolution: Litigation," "Labor Law," and "Securities and Capital Markets: Compliance and Litigation."
- In March 2024, the case that Gaopeng assisted Xinghongyuan to get zero duty in South Africa anti-dumping investigation against Tire Exports was selected as the Best Deals of the Year 2023 by China Business Law Journal.
- In March 2024, Gaopeng was ranked as one of the "Top 100 Law Firms with Excellent Brand Influence" by Legal Vision for Year 2023.
- In January 2024, Gaopeng Law Firm once again won the Chambers 2023 ranking of Chinese law firms in the field of "International Trade" and "Anti-monopoly".
- In December 2023, Gaopeng Law Firm was listed in the list of Chinese Law firms by "Commercial Law" magazine;
- In December 2023, the Law firm launched "Boutique Labor Legal Service Brand Guide (2023)", and Gaopeng Law Firm was included in the list of quality labor law firms;
- In November 2023, based on the number of lawyers listed in the National lawyer practice integrity Information publicity platform hosted by the Ministry of Justice, the new "Ranking of the 100 Largest Law Firms in China" was launched, and Gaopeng Law Firm was listed;
- In April 2023, Gaopeng was selected as one of the "Top Law Firms in China" in the 2023 "International Trade and Customs Law (First Tier), Anti Monopoly and Competition Law, Dispute Resolution Litigation" field
- In January 2023, Gaopeng was once again ranked by Chambers and Partners as one of the best law firms in the fields of "international trade" and "antitrust" for year 2023.
- In September 2022, Gaopeng was selected as one of the "Top 45 Law Firms in China" by the American Lawyer Magazine in 2022.
- In May 2022, Gaopeng was selected as one of the best law firms in the field of "International Trade and Customs Law" in China for year 2022.
- In May 2021, the case "Merger, Bankruptcy and Reorganization Case of Ten Youkang Enterprises" represented by Gaopeng was selected by Zhejiang Bankruptcy Administrators Association as one of the top 10 best examples of fulfilling duties in 2020.



- In December 2020, Chambers and Partners, an international legal rating agency, released the "2021 Asia Pacific Legal Guide." Gaopeng once again is ranked among the best Chinese law firms in the fields of "International Trade" and "Anti-Monopoly".
- In June 2020, Gaopeng was awarded as one of the best law firms by Beijing Municipal government.
- In June 2020, Gaopeng Nanjing Office was awarded as the "2019 excellent Law Firm" by Nanjing Bar Association.
- In April 2020, Gaopeng once again was awarded as "Law Firm of the Year" by China Business Law Journal.
- In January 2019, Gaopeng & Partners once again was nominated by the Chambers and Partners as the best law firm in China in the area of international trade and anti-monopoly.
- In January 2019, Gaopeng & Partners once again was named as an Excellent Law Firm in Beijing Chaoyang District.
- In March 2018, Gaopeng & Partners Shanghai Office was awarded by Shanghai Lawyer Association as "Good Performance of Shanghai Lawyers in 2017".
- In March 2018, Gaopeng & Partners Nanjing Office was awarded Nanjing "2016 Excellent Law Firm in Management" and over 10 Outstanding Individual Awards.
- In March 2018, Gaopeng & Partners Nanjing office was awarded by Nanjing Lawyer Association as Excellent Law Firm in 2017.
- In April 2017, Gaopeng & Partners Nanjing Office was awarded Nanjing "2016 Excellent Law Firm in Management" and 16 Outstanding Individual Awards.
- In January 2017, Gaopeng's legal service to B20 was listed as one of the most remarkable news events for China's lawyers 2016.
- In December 2015, Gaopeng & Partners Nanjing Office was rated as the Nanjing Excellent Law Firm for Promoting the Rule-based Governance Education.
- In November, 2015, it further entered into one of top 50 large law firms in Asian Pacific region.
- In December July 2015, the firm became one of top 100 law firms in Asian Pacific region.
- In April 2015, Gaopeng & Partners Firm was awarded as "Excellent Law Firm of Beijing 201-2014".
- In September 2014, it was awarded 2011-2013 best law firm by Beijing Chaoyang Lawyers Association.
- From 2014 to 2018, Gaopeng & Partners was nominated by Chambers and Partners as top law firms in the area of international trade law and anti-monopoly law.
- In 2013, the firm was awarded 2012 Prominent Law Firms by China Business Law Journal.
- In 2012, the firm was awarded by Beijing Municipal Judicial Bureau as the "Law Firm for Excellence in Beijing" for Years 2009-2011.



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- Since 2012, Gao Peng (Shanghai) Law Firm has been awarded the Outstanding Law Firm of Jing'an District, the Top 20 Law Firms of Jing'an District, the Contribution Award of Jing'an District Lawyer Profession for consecutive years, and has been awarded the Civilized Unit of Jing'an District since 2013;
- Further, the firm was listed by Asia Legal Business (ALB) as one of the top 10 fastest growing law firms of China in 2010.
- From 2008 to 2019, the Party Branch of HighPoint was selected as 'Advanced Party Branch' by the Committee of Beijing Chaoyang District Lawyers Association for twelve consecutive years;
- Since 2006, we have been named every year by the Chambers and Partners as the best lawyers of China in the area of WTO and international trade. In 2014, we have also been named as the best lawyers of China in the area of antitrust law.

Gaopeng lawyers are always the optimal choices for clients demanding for legal services in their specialties. The philosophy of honesty and expertise reflected throughout the professional services has gained broad acknowledgement and compliments from clients.

The firm has offices in Shanghai, Tianjin, Shenzhen, Nanjing, Hangzhou, Yangzhou, Taizhou, Huangshan, Zhengzhou, Miyun and Qingdao.



## Corporation and Investment

Corporation law is one of the main legal service provided by Gaopeng & Partners. The firm has a strong service team to satisfy all kinds of legal requirements from different strategic level. In the process of providing legal service to series of domestic and overseas famous enterprises, we accumulated abundant experiences and formed special practice standards and protocols, founded our advantageous status in this area.

### Our corporate law service focuses on the areas below:

- Establish all kinds of corporations and enterprises
- Enterprise's shareholding reform
- Equity restructure of limited companies, joint-stock enterprises and foreign invested enterprises
- Mergers & Acquisitions, Equity transaction
- Bankruptcy and liquidation
- Legal counsel, plan design and operation of management equity incentive plan
- Private equity investment
- Venture capital investment
- Buy-out investment
- Investment for middle and small enterprises
- Foreign investment in IT industry
- Disposition and operation of company's inner rights and liabilities, set up company's organization and relevant rules
- Adjustment of inner benefit conflict and benefit distribute
- Design equity incentive plan
- Provide advice for employment and help to solve labor dispute
- Design voting system for all kinds of companies
- Legal remedy for insider transaction
- Representation in shareholder's litigation



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- List and sales in stock exchange in the Mainland of China
- IPO in Hong Kong and international market
- Reverse merger and SPAC
- Open and close securities investment fund
- Capital trust
- Issue corporation bond and convertible bond
- Deal with loss and corporation crisis
- Venture capital investment
- Overseas IPO
- Company's real estate verification and transaction



## WTO and International Trade

International trade team of Gaopeng & Partners is composed by senior partners and legal and accounting professionals. The team ranks at the top tier in China for our legal practice and legal performances. We provide high quality legal service in large transactions for companies of Fortune Global 500, famous Chinese enterprises, Government of China, industrial associations, foreign government, chambers of commerce, and international organizations. Since 1996, Gaopeng lawyers has represented Chinese enterprises in the anti-dumping and countervailing investigations initiated in EU, US, Canada, Australia, Thailand, India, Malaysia, Mexico, Argentina, Turkey, Kazakhstan and other countries. We have represented the government of China in all major anti-dumping cases launched by western countries since China joined in WTO. We also represented Government of China in the countervailing investigations initiated in EU, US and India. Gaopeng has also represented the Government of China in several WTO trade disputes, among which China won all the claims in the EU Fastener case (DS397) . Since 2006, Chambers & Partners has listed our lawyers as the best Chinese lawyers in the field of WTO and International Trade. (Ranks No.1)

### **Our legal services provided in international trade area include:**

- Advise on the rules of China and other WTO members on the trade barriers related legal issues such as anti-dumping, countervailing, and safeguard measures
- Provide legal services in the investigation process of anti-dumping, countervailing, and safeguard measures, including: design litigation plans, prepare the answers and materials for questionnaires, surrogate countries related issues, prove enterprise's market economic status, participate in verification, prepare for the hearing, conduct non-injury defense, price undertaking negotiation, and attend administrative or judicial reviews
- Provide risk alert and analysis service for actions of anti-dumping, countervailing and safeguard measures taken by US, EU and other countries
- Counsel on the process of cargo and service trade, IP rights, and dispute resolution under WTO frame
- Advise on other trade law issues of EU, US and China





## Antitrust Law

Antitrust law is one of the main legal service provided by Gaopeng & Partners. Since 2014, we have been recognized as one of the best law firm in Antitrust area by international rating organizations such as Chambers and Whoswholegal.

### **Our legal services provided in antitrust area include:**

- Concentration of business operators: since the promulgation of <People Republic of China Antitrust Law>, Gaopeng & Partners represented numbers of domestic and international clients to accomplish the report of concentration of business operators to MOFCOM and SAMR, and being entitled as supervision trustee. Our professional service received wide recognition.
- Cartel and abuse of dominant market position: Gaopeng & Partners also provide legal service and legal training to our domestic and international clients in the antitrust area like cartel and abuse of dominant market position. Our services include dealing with the anti-monopoly enforcement department, issuing legal opinion letter, drafting inner instruction and regulation, and modifying contract, and holding compliance training.
- Civil litigation: Gaopeng & Partners represents clients in antitrust related civil litigation.
- Anti unfair competition: Our antitrust law related services also include representing clients to participate in the litigation and investigation process of anti- unfair competition law.



## Securities and Capital Market

Gaopeng & Partners provides legal service in Main Board, ChiNext, STAR Market, BSE, NEEQ and overseas capital market. Our capital market legal services include company compliance, restructure and reorganization, IPO and list, M&A, and bond.

### ◆ Company compliance

According to practices in the area of taxation, labor relation, protection of intellectual property, M&A, financing and securities, Gaopeng & Partners could provide comprehensive plans for corporate governance structure and company compliance.

Our services including, but not limited to:

- Draft the articles of association of the board of directors, rules of procedures, guidelines of company governance and other plans or procedures related to it
- Review the information disclosure documents related to company governance
- Provide the client with consultancy services on company compliance
- Provide the client with the changes of relevant laws and regulations and the corresponding specific implementation plans
- Legal counsel services: information disclosure, related transaction, witness shareholders meeting.

### ◆ Restructuring and reorganization

Gaopeng & Partners is dedicated to provide the client with professional opinions on all aspects concerned with restructuring and reorganization, design the company's shareholding structure in accordance with the requirements of the NEEQ, and to provide practical solutions on all important legal affairs related to restructuring and reorganization. In this field, Gaopeng & Partners could provide services on the company assets restructuring, share transferring, merger and split up, restructuring and reorganization, business stripping and separation, as well as disposal of business, etc.

Our services including, but not limited to:

- Design the shareholding structure of the joint stock company



- Conduct the legal due diligence
- Draft, amend and review the related restructuring and reorganization documents
- Assist the implementation of the restructuring and reorganization plan
- Provide consultancy opinion on government examination and approval, filing and registration.

#### ◆ IPO and List

Gaopeng & Partners has accumulated a wealth of experience in the process of providing legal service for IPO and quotation on the NEEQ for public transfer of shares.

Our services including, but not limited to:

- Conduct the legal due diligence with regard to pertinent matters of quotation on the Main Board, ChiNext, STAR Market, BSE and NEEQ
- Negotiation with the security company and other intermediaries to solve the problems found in the due diligence
- Conduct IPO compliance training and make application documents
- Issue the legal opinion according to the requirements of stock exchanges and NEEQ for public transfer of shares
- Assist the company to relay the feedback of the related institution in conjunction with other intermediaries, issue special statement or supplementary legal opinion
- Overseas IPO and backdoor listing

#### ◆ M&A and Liquidation

- Corporation acquisition and anti-takeover in securities market
- M&A, reverse takeover and backdoor listing
- Equity transfer agreement



- Repurchase of securities and bonds
- Securities company's administrative liquidation and insolvency liquidation
- Capital trust and trust plan
- China Investment Fund

◆ **Bond**

- Issue corporate bonds and convertible bonds
- Issue note in inter-bank market
- Issue corporate bonds
- Issue US-dollar bonds
- Asset securitization



## Bank

Gaopeng & Partners is the perennial legal counsel for many famous domestic and international banks and financial institutions.

### **The services we provide in bank industry area includes:**

- Counsel on bank industry related rules and regulations, issue legal opinion letter
- Provide legal service in setting up commercial bank, draft, review articles of associate, review the qualification of the shareholder and high level management, design related governance system
- Provide legal service for commercial banks merger and discretion, participate in drafting merger and discretion agreement, negotiating, and witnessing shareholder's meeting, perform creditor's protection process
- Instruct commercial bank to complete amendment registration
- Provide legal service for commercial bank's deposit business, instruct commercial bank in operating inquiry, freezing, charge and deduction business
- Provide service for commercial bank's loan business, review borrower's credit, participate in negotiation of loan contract, help commercial bank to choose guarantee method
- Project fund-raising
- Syndicated loan
- Credit loan for import and export transaction
- Asset disposition of financial asset management company



## Finance Trust

Financial trust is a economic activity which credit based asset owner commit the trustee to manage the asset for the purpose of getting profit or others. It is developed and revolved from tangible item trust, and a necessary outcome of modern credit economy.

Gaopeng & Partners has a famous trust lawyer team in financial trust area. We have a deep understanding of the connotation of the trust system, comprehensively grasps the content of the trust supervision rules. We follow the trend of financial reform and the thinking of financial supervision, and is proficient in securities investment, real estate, municipal infrastructure, and private equity funds involved in trust property management, enterprise annuity, mineral resources, public welfare and other fields of laws and policies. Till now, Gaopeng Trust Law Team have provided annually legal counsel project service for many famous corporations.

### **Our financial trust legal services include below:**

- Government trust project
- Real estate investment project
- Private equity investment project
- Infrastructure investment project
- Securities investment project
- Management and service trust project
- Enterprise annual fund project
- Family trust Project
- Other trust project



## Fund

Gaopeng & Partners has a professional fund related legal service team, we have much experience on issuing and listing public funds, registering, amending and recording private funds management institutions, and for the whole process of fund-raising, investing, operating, and withdrawing of private funds. Till now, we have provided lots of service for management institutions of public and private funds, acquired wide trust and good reputation. Due to our profound experience in this area, we could acquire the latest policies and information of the industry, and we will help our clients correctly fulfill the key point of registration application, and highly shorten the time span and improve the chance of success application.

### **Our financial trust legal services include below:**

#### ◆ **Public fund**

- Provide legal opinion letter on issuing and listing of close and open securities investment funds;
- Review fund contract;
- Review fund custody agreement;
- Provide legal service related to public fund operation.

#### ◆ **Private fund management institution registration/major amendment - private fund recordation**

- Issue legal opinion letter for private fund management institution registration and major amendment;
- Legal Counsel on private fund recordation;
- In setting-up and fund-raising, represent management institution to draft and modify fund agreement; represent LP to conduct due diligence investigation of management institution, draft and modify fund agreement;
- In investment, design transaction structure, conduct due diligence research of target company, draft and modify all kinds of transaction documents;
- In management, give instructions to operate the fund legitimately, instruct to conduct information disclosure, and deal with investment disputes;
- In withdrawal, assist management institution to set up and complete withdraw plan, fulfill all kinds of transaction documents;
- In fund compliance, instruct management institution to operate fund professionally, manage connected transaction and benefit conflict, improve risk management and inner-control system, provide advice for management institution's abidance.



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◆ **Cross-border fund**

- Provide service of structure design, policy research and drafting legal document for setting up QFLP fund and QDLP fund in China. Make sure legal documents in China match the contents and requirements of overseas documents, and provide data export compliance service;
- Set up structure of US-dollar fund for Chinese enterprise's overseas investment, draft legal documents such as Private Placement Memorandum、 Limited Partnership Agreement, and Management Agreement.





## Real Estate and Large Infrastructure Project

Gaopeng & Partners has the best legal talents as first part of lawyer practiced in the area of real estate in China. We accumulated lots of experience by solving our clients' problems, and have a good understanding of clients' legal requirements. So far, we have represented and participated in many domestic and international influential real estate projects.

We also provide comprehensive legal services in infrastructure projects. For many years, we participated in lots of big infrastructure projects in China and foreign countries, not only smoothed the project and protected clients' benefit, but also accumulated much practical experience. The projects we served includes: auction and bid of large investment project, fundraising of large infrastructure project, BOT project, ABS project, cross-border investment and overseas construction. The industries of those projects cover large power plant, water treatment plant, highway, large construction and other kinds projects.

### Our Services provided in real estate and large infrastructure area include:

#### ◆ Real Estate

- Investment and finance of real estate projects;
- Development, design, presale, sale, leasing and management of real estate
- Mortgage and financing;
- Transfer, mortgage and leasing of land use right
- Taxation of real estate
- Contract and management of construction projects;
- Property management
- Auction and bidding and tender of real estate projects

#### ◆ Real Estate Infrastructure Project and Development Project

- Provide legal service to auction and bidding of architecture design, architecture project contracting, large device purchase, and financial leasing
- Provide legal advice for developer enterprises in the process of auction, bidding and transfer of state-owned land
- Draft legal documents needed, such as legal opinion letter, and join commercial negotiations in real estate development project



- Provide comprehensive legal service in the transfer of large scale land using right and real estate project, include: draft and review contracts and other legal documents, provide legal opinion, plan design, and commercial negotiation
- Legal estimation and investigation of real estate project
- Legal service in the establishment, transfer, M & A, restructure, IPO, and insolvency of real estate project company
- Fund-raise of real estate project, help to build communication system between real estate developer and financial department
- Provide legal service on the transfer and takeover of real estate project, and on the transfer of the shares of project company
- Legal issues during project company's establishment, transfer, merger, and insolvency, and legal counsel on fund-raising, international and domestic commercial arbitration, and other financial and bank business

◆ **Large Infrastructure Project**

- Legal Counsel on Project
- Provide comprehensive legal analysis and implement plan to project or trustor
- Draft or review action and bidding documents
- Assistant trustor to deal with legal issues related to government documents or policies
- Participate in negotiation, draft and review of the contract
- Legal service on fund-raising
- Legal service on other requirements of client



## Japanese Enterprises Service

Gaopeng & Partners has a professional comprehensive legal service team for Japanese enterprises, our clients include many world famous Japanese companies. The team members have experiences studied or worked in Japan, and they have good understand of Japanese tradition and culture, they could provide legal service in Japanese fluently.

### Gaopeng & Partners provides legal services to our Japanese clients as below:

#### ◆ Foreign Investment

- Consultant and investigation of foreign investment policies
- Negotiations with cooperator investors
- Address chosen and renting contract related issues
- Draft viable report, by-laws, and other contracts and documents
- Deal with all needed administrative requirements

#### ◆ Restructure Plan

- Due diligence research
- Negotiation for M & A
- Employment settlement
- Draft legal document
- Legal representing

#### ◆ Labor Law

- Draft and modify labor contract and other inner labor regulations
- Provide legal opinions in labor disputes
- Deal with employee's misbehavior
- Represent company in labor arbitration
- Provide opinions to deal with labor union and strike



◆ **Product Quality and Consumer's Complaint**

- Deal with "Three guarantees" related questions
- Draft and modify company's repair and maintain warranty policy
- Deal with consumer's complaint
- Deal with media and supervision administrative organs
- Deal with the dispute caused by product quality

◆ **Unfair Competition and Antitrust**

- Report for concentration of business operators
- Deal with antitrust investigation
- Provide legal opinions and draft reseller policy, dealership contract, and deal with commercial bribe
- Legal opinion for advertisement and product mark

◆ **Others**

- Litigation and arbitration
- Daily legal service (includes contract, payment reminder, lawyer's letter, and inner legal training)
- Government related legal issues



## Civil and Commercial Dispute Resolution

Civil and commercial dispute resolution has always been the core business of Gaopeng & Partners. We are capable to deal with latest, complicated and important dispute, and provide professional, efficient and practical resolution to our domestic and international client. The lawyers in our dispute resolution team graduated from famous law schools of China and foreign countries, they have deep and profound legal knowledge and experience in representing cases in Chinese courts, domestic and international arbitration tribunal. They are good at integrating resources. We have special understanding in protecting client's benefit and achieve client's target. Besides that, we have long-term cooperation with international law firms, and we could coordinate with them to cooperate or co-represent relevant legal process.

### **Legal services we provided in civil and commercial dispute resolution area include:**

- Dispute related to corporation, securities, insurance, and notes
- Dispute of real estate project and construction & equipment project
- All kinds of investment disputes
- All kinds of financial borrow & loan disputes
- All kinds of technology development, cooperation, and transfer dispute
- Product liability dispute
- Unfair competition and commercial secret protection dispute
- Dispute of patent, copyright, trademark and other IP rights
- Dispute of shares of enterprise
- Dispute of international trade contract
- Moral right dispute
- Property right dispute
- Dispute of torts
- Non-litigation process
- Special litigation process
- Domestic and foreign litigation and arbitration



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- International arbitration
- Revocation and non-enforcement of arbitration
- Recognition and enforcement of foreign judgment and arbitration



## Intellectual Property

Intellectual property is a business field that Gaopeng has been cultivating for years. Our businesses include US 337 investigations, data and privacy protection, patents, trademarks, copyrights, new plant varieties, anti-unfair competition, anti-counterfeiting, anti-monopoly related to intellectual property abuse, trade secrets, domain names, E-commerce, network transmission, cultural media, franchising and many other fields. Gaopeng has helped many multinational companies in computer software and hardware, medical equipment, consumer goods, semiconductors and communications industries to protect their intellectual property rights in China. At the same time, we have also helped many Chinese companies design and implement their global intellectual property strategies, providing integrated service on intellectual property acquisition, management, infringement litigation and other complex challenges faced by customers, helping them maximize the value of intellectual property rights. In the field of new plant varieties, Gaopeng provides legal services including the application and protection of new plant variety rights, drafting and revision of new plant variety contracts, settlement of civil and administrative disputes over new plant variety rights, and legal services on intellectual property rights and non-litigation issues in the field of seed industry.

In the patent area, we could provide package of services include infringement litigation, research, invalid, review, application, strategy, alert, operate, and estimate. Gaopeng & Partners has integrated capacity to cope with the dispute of commercial secret and technology contract. Our foreign IP cooperation project has already covered main western countries like US, EU, Canada, and Australia, Japan and Korea.

We are the earliest law firm in China practicing in the U.S 337 investigations, and for many times helped Chinese enterprises acquired the wins.

We cooperate with top American lawyers in this area and published a guidebook of 337 investigation, we provide efficient legal service to protect Chinese companies' IP rights.

### **Our services provided in IPR area include:**

#### ◆ **Patent:**

- Patent review application and Patent invalidation application
- Patent link to administrative decision and judicial process in medical area
- Litigation against to Patent Review Commission's review decision and invalid announcement
- Patent right dispute
- Investigation, pretrial preservation and litigation of patent infringement
- FTO patent research
- Patent tech road analysis and legal resource investigation / patent research and estimate



- Copyright:
- Approval and transfer
- Registration for general publication
- Registration for computer software
- Infringement litigation and arbitration
- Administration and custom protection
- ICP copyright protection and litigation
- Other copyright protection
- ◆ **Trademark:**
- Application
- Infringement monitor, market investigation, and evidence protection
- Criminal report and ask for compensation of trademark infringement
- Trademark opposition and ask for review and revoke
- Conflict dispute between trademark and company name
- Transfer and approval transaction
- ◆ **Commercial secret and anti-unfair competition:**
- Set-up business secret protection strategy
- Business secret infringement litigation
- Confrontation against unfair competition actions
- Others
- ◆ **U.S. 337 investigation:**
- Estimate the fact and set litigation strategy for enterprise
- Deeply analysis the patent and production, exclude irrelevant productions
- Help enterprise to prepare and collect evidence, conduct evidence presentation
- Represent enterprise to set motions and opposition opinions
- Represent enterprise to participate in mediation and settlement negotiation





- Help enterprise to prepare and participate in the trial
- Help enterprise to conduct design avoidance of production
- Provide other related legal support of 337 investigation

◆ **Other IP practices:**

- Services related to the transformation and application of scientific and technological achievements
- Intellectual property securitization
- Intellectual property investment and financing supporting services
- Registration and protection of integrated circuit layout design
- Internet domain name registration and arbitration
- Right confirmation and dispute resolution in network transmission, cultural media, franchising and many other fields.

◆ **New plan varieties:**

- Application and protection of new plant variety rights;
- Drafting, revision and review of new plant variety technical contracts
- Dispute settlement and litigation for new plant right contracts, ownership, infringement, etc.
- Representation in administrative proceedings such as opposition, rejection, invalidation declaration, and name change of authorized varieties for new plant variety rights;
- Precise intellectual property assistance and development for high-tech enterprises in the seed industry;
- Investment and M&A in the seed industry and non-litigation legal services;
- Legal services of filing criminal proceedings and litigations in the field of seeds;
- Other legal services relating to the protection of new plant variety rights.



## Maritime Affairs

Maritime lawyers at Gaopeng & Partners have long been rendering legal services related to shipping disputes and non-contentious matters in maritime business to trading companies, freight forwarders, logistics companies, ship owners, operators, charters, shipping agents and P&I clubs. They have rich experience and expertise in handling disputes and non-contentious matters in connection with marine and property insurance, as well as in providing legal services in regard to the finance and mortgaging of ship building activities for the shipping, banking and other financial industries.

### Our services include:

- Disputes over liner contracts of carriage, bills of lading, sea waybill and multiway bills
- Bareboat charters, time charters and voyage charters
- Coastal transport, multi-modal transport
- Arrest of ship, lien on cargo and maritime security
- Agency agreements, shipping agency and cargo forwarding
- Maritime fraud and piracy, administrative litigation related to maritime affairs
- Insurance recovery claims, Cargo insurance, Hull insurance
- P&I insurance, Property insurance
- Ships collision, contact and grounding, salvage, general average
- limitation of liability for maritime claim
- Oil pollution and environmental damage, Personal injury
- Ship purchasing & sale, Ship mortgaging



## Media, Entertainment and Sport

Gaopeng is one of the first PRC law firms that has a distinguished practice in Chinese media, entertainment and sports industries. We have a deep understanding in those industries, summarized the periodical industrial questions and figured out the solutions. Therefore we could efficiently satisfy clients' requirements.

We have many big industry clients from the traditional big names like August First Film Studio, BTV comic channel, National Sports Commission Small Ball Center, National Sports Commission Information Center, Film Company, International Auction Company, and Film Agent Company of China Poly Group to the rising star companies like Shanghai Film Company, Shanghai Theater Academy Culture, Huayi Brothers, Ciwen Media, Warner Brothers, Huaxia Music Media, Central Picture Corporation, Fengyi Media, SMI Corporation. We also Provide legal counsel service for many foreign culture and sports companies' cooperation and communication projects with China, such as: Tiger Woods Performance Game, Stankovic Cup Basketball Game, London Symphony Orchestra's visiting in China, and the China premiere of Winnie the Pooh

### **Our services provided in media, entertainment and culture area include:**

- Perennial legal counsel service
- Non-litigation counsel and service to foreign culture and sport's company's cooperation and communication project with China
- Provide legal opinion in every important phase of media project such as set-up, preparation, make and audition, design the legal plan
- Draft, modify and review contract and other related legal document
- Participate in project negotiation of media, entertainment and sport, review or prepare needed legal document
- Provide legal information, lectures and training
- Provide IP related counsel and service for film making project
- Provide legal service on fund-raising and M&A in entertainment and culture area
- Represent celebrities and artists in reputation and image rights disputes
- Counsel on taxation related issues for media company, actor, and host
- Represent in culture and entertainment project involved civil and commercial litigation, arbitration, and administrative review



## Auto Industry

Gaopeng has rich experiences in rendering the professional legal service for renowned domestic enterprises in the areas of auto spare parts industry, entire car assemblage, import & export of auto products, sale of auto products, etc. We have a team of experienced lawyers specialized in auto industry.

At present, we have a large number of clients in the entire car and spare parts manufacturers, including Beiqi Holding company, Beijing Benz-DaimlerChrysler Automotive Co.,Ltd., Senyang Polarsun Holding company and Norstar Automotive Industries Inc. etc.

In the auto trading business, we serve as the legal consultant for Ferrari Maserati Cars International Trading (Shanghai) Co., Ltd., which is the general distributor of Ferrari and Maserati sport cars in China, as well as nearly ten brand dealers of Ferrari and Maserati cars, Beijing Bei Xing Hang Automobile Sales Co.,Ltd., which is the brand dealer of China-made and imported Benz cars in north China, and Tianjin Star Automobile Service Co.,Ltd. etc.

### **Our services for the automobile industry cover the following types:**

- Legal services for investment of automobile and auto spare parts production, setting up domestic and foreign-funded enterprises
- Legal services for auto spare parts and entire cars trade (import & export trade and processing trade)
- Legal services for automobile finance, automobile rent, automobile maintenance and automobile product responsibility
- Legal services to transfer the intellectual property rights related to automobile; obtain authorized permission and solve disputes
- Litigation of auto production liabilities



## Large Distribution and Retail Industry

We counsel legal opinion for big commercial enterprises and retailers, help enterprises to avoid potential legal risks and help them to operate stably, save cost, and avoid loss of economy and commercial reputation.

Gaopeng has decades of years served some domestic and international renowned distributors and retailers in the Chinese markets. Our services in this area are as follows:

### ◆ Counseling on establishment of large distribution and retail enterprises

- Counsel on laws, rules, and policies
- Provide set-up plan, legal opinions on organization, management and legal risk, draft legal documents

### ◆ Counseling on opening of shopping mall

When the client completes market research, and chooses the location and cooperator as the content of the research, our lawyers come and provide:

- Legal compliance review of the address, cooperator, and owner's right source
- Qualification review
- Provide legal opinion
- Plan design and contract draft
- Give advice for commercial negotiation

### ◆ Counseling on management for large distribution and retail enterprises

- For supplier:
- Draft, modify and review commercial contract in all commercial process, such as fund-raising, renting, operating and managing for manufacturer, help to solve legal dispute and infringement



- For enterprise:
- Help to do the legal work of marketing, advertisement, transportation, finance, administration and human resource for distributor enterprise. Draft and review inner compliance regulation and other legal document.
- Design commercial plans of M & A, restructure, trust, and liquidation for enterprises. Give advice for legal document, legal risk, and represent enterprise in commercial negotiation.
- Legal training
- Notify for the update and change of National policies and laws
- Providing legal service in litigation and arbitration procedural for large distribution and retail enterprises
- Help enterprises to finish the approval of special affairs
- Provide legal opinion when enterprise has legal dispute with supplier and potential third party
- Provide legal opinion related to consumer's rights
- Provide legal service for industry consolidation and business restructure
  
- ◆ **Participated in the process of litigation and arbitration and provide legal services for large distribution and retail enterprises**
  
- With manufacturer
- With consumer
- With other person or enterprise
- Labor dispute



## Life Science and Medical Health

For many years Gaopeng & Partners continue to serve in life science and medical health area, and we focus on understanding and studying the frontier questions of life science and creative development of technology. We have excellent lawyer team and have precise and timely understanding for any update of laws and policies in this industry. We accumulated lots of experience.

Our life science and medical health team has experienced lawyers on company operating, M&A, fund-raising, compliance, data management, IPR, public relationship, medical patent service and dispute resolution, and they have more than 20 years work experience in serving large medical state-owned corporations and cross-country companies. Our legal teams of corporation governance, capital operation, bank finance, asset management and dispute resolution could provide high quality legal service for our client at the same time.

Our clients in life science and medical health area cover cross-country companies, state-owned and private enterprises, include Fortune 500 medical companies, mature national enterprises and start-ups.

### **Our services provided in this area include:**

- Medical service
- Internet medical treatment
- Innovation of medicine and medical device
- Clinical trial of medicine and medical device
- Production and sale of medicine and medical device
- Medical development and patent
- Examination and test
- Nutrition
- Medical health investment fund



## Education Organization

Gaopeng lawyers focus on domestic education legal service for more than 20 years, and we have professional education organization legal service team. We have long time been entrusted as the legal counsel of educational administrative department and many high schools and primary schools. We have many successful cases on educational system building, educational asset management, labor and human resource, campus injury, construction and legal train. We are important support to our clients to achieve “rule the campus legally, take education legally”.

### Our services in education area include:

- Provide perennial legal service for educational administrative department and state-owned educational education group
- Provide comprehensive legal service for preschool education organization and other related academy, including legal service for establishment and operation of childcare organization (0-3 years old) and early childhood education organization (3-6 years)
- Provide comprehensive legal service to nine-year compulsory education schools, include public primary school, high school and nine-year curriculum school
- Provide comprehensive legal service for private school and university, include regular school related legal service and litigation-related affairs
- Provide law course practice for middle and high professional school, and legal service in the cooperation between professional school and enterprise
- Provide perennial legal service to quality education institution and enterprise, include youth basketball training, youth strength training, ski and ice-hockey training, calligraphy institution and enterprise
- Provide legal service to special childcare institutions, such as autism treatment institution
- Provide comprehensive legal service to subject education institution and enterprise, include perennial legal counsel and legal service related to “double reduction” policy
- Provide legal service to vocation training organization, such as to housework and clean organizations. Our service related to labor dispatch, labor dispute and other litigation/non-litigation legal affairs
- Provide legal counsel service on cooperation and communication project held by international culture communication institution, such as enforcement of IPR of Grimm’s fairy tales in China.





## Tobacco Industry

Gaopeng is the counsel for the PRC State Tobacco Administration since 2001, and we have a professional industry team. By closely monitoring the development of tobacco industry in China and abroad, we are capable of providing quality services for Chinese and foreign clients alike.

### **The services we provided in tobacco industry include:**

- Counsel on exclusive operation and sale system in tobacco industry
- Production, purchase and delivery of cigarette raw materials
- Sales and transportation of tobacco products
- Management of enterprises producing tobacco machines and ancillary materials
- Import and export of tobacco
- Tobacco and progress in science and technology
- Tobacco and advertisement
- Tobacco and issues involving health of youth
- Claiming compensation
- E-cigarette and other novel tobaccos, such as nonflammable heated tobacco



## Bankruptcy Liquidation and Restructure

Gaopeng & Partners were listed in the first 100 bankruptcy administrators approved by Beijing Senior People's Court in 2007 and again listed in the second 50 bankruptcy administrators in 2018. For years, Gaopeng & Partners rely on solid cooperation between each offices and build a good reputation of our bankruptcy practice in North China and Yangtze Delta Area. We also have qualification of bankruptcy administrator in Zhejiang Province Senior People's Court, Nanjing Intermediate People's Court, and Yangzhou Intermediate People's Court. Currently, Gao Peng is a member or director of the Bankruptcy Administrators Association in Beijing, Shanghai, Zhejiang, Jiangsu, Yangzhou, and Taizhou.

We have better understanding of bankruptcy system and its legislation purpose of China, therefore we could get the key point of insolvent enterprises and satisfy client's requirement. Gaopeng has been committed as the bankruptcy administrator, liquidation group or representative of securities company, financial institution, real estate company, investment company, culture company, construction company, commercial trade company, joint venture company and all kinds of state-owned or private-owned listed company. We have excellent grades and abundant experience in liquidation, bankruptcy revival, bankruptcy liquidation and compromise. With our superb legal knowledge, earnest work attitude, efficient service and good reputation, we acquire wide respect from society and being highly recognized by court, administrative department, creditor, debtor and staff of insolvency enterprise.

Bankruptcy liquidation and revival team of Gaopeng & Partners is able to provide integrated legal service for client, include help the enterprise in predicament to push forward revival or pre-revival process, find revival investor, resolve debt crisis, and assist the enterprise to overcome the plight, help government, court and enterprise to stay stability, help creditor to achieve the maximum benefit.

### **Our services provided in bankruptcy liquidation and revival area include:**

- As bankruptcy administrator: designated by people's court as bankruptcy administrator, preside bankruptcy liquidation, revival, and compromise.
- As liquidation group: designated by people's court as liquidation group, preside company's compulsory liquidation.
- Complement institution of pre-revival: designated by people's court or entrusted by enterprise, provide service for enterprise's pre-revival.
- Counsel of enterprise: Provide legal plan of bankruptcy liquidation, out-court reorganization, pre-revival, bankruptcy revival, draft reorganization and revival plan, apply for bankruptcy, and continue to provide legal advice of asset management and operation during revival process.



- Represent creditor: accept creditor's commit and apply for debtor's bankruptcy, claim the creditor's right, participate in bankruptcy liquidation, bankruptcy revival, self-liquidation, compulsory liquidation, give legal opinion of related issues in bankruptcy process, represent creditor asking for review or litigation when necessary, using bankruptcy liquidation, revival to protect creditor's right, help to design the plan.
- Counsel of investor in out-court reorganization, pre-revival, and revival: entrusted by potential investor, help to choose investment target, conduct due diligence investigation, participate in negotiation, draft investment plan, design reorganization and revival plan, draft investment related document, help investor to takeover bankruptcy enterprise.
- Liquidation counsel: design liquidation plan for company, creditor and shareholder, counsel to design disposition plan of related asset, business, staff, credit and debt.
- Cope with liquidation crisis: protect debtor's benefit, help debtor to make plan to cope with bankruptcy application.
- Other practice related to bankruptcy revival and liquidation.



## Disposal of Non-performing Assets

Gaopeng & Partners have affluent experience in the areas of disposal of non-performing assets, debt restructure, debt/equity swap, asset management, asset sale, asset lease, asset replacement, and asset securitization. For years of accumulation, we build good communication relationships with institutions of justice, finance, investment and service involved in disposal of non-performing assets. We could provide special and comprehensive legal service to our clients.

### **Our services provided in this area include:**

- Provide custody and right protection for creditor of non-performing asset, design recovery plan, represent creditor to fulfill the right through litigation and arbitration.
- Conduct due diligence research for creditor and potential purchaser, help to design transaction plan and strategy, assist to make rule of bidding and auction, assist creditor or potential purchaser to join negotiation and draft document of debt transaction.
- Provide service of brokerage for package sale of non-performing asset, entrusted by potential purchaser to search matching asset, or help creditor to find potential purchaser to complete transaction.
- Design plan, alert risk and give instruction for transaction, securitization, debt/equity swap and debt restructure of non-performing asset, give legal advice.
- Other legal service related to non-performing asset disposal.



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## Corporation Compliance

Corporation law system in our country has become well established day by day, the market identities face more and more supervision in their daily operation. Under this background, it has been more important to enhance the build of corporation compliance and corporation governance.

Gaopeng lawyers rely on their profound understanding of market and supervision, provide comprehensive compliance plan for our clients. Our corporation compliance team has abundant experience in areas of IPO, investment, antitrust, FDI, and data security. We could create customized comprehensive compliance system and provide high quality legal service to our clients.

### **Our legal services provided in corporation compliance area include:**

- Help client to design compliance plan;
- Build inner-control mechanism;
- Estimate compliance risk and provide compliance improving advice;
- enforce due diligent research to third-party cooperator.



## Data Security and Information Protection

Big data era enlarged the racetrack of market competition, and confer big commercial value on the data enterprises owned. Under this background, the market identities will take advantages once they well utilize their data resource. Promulgation of Data Security Law, Internet Security Law, and Personal Information Protection Law shows China has enforced our protection to data rights and data security, it also brings new opportunities and challenges to our market identities

Gaopeng & Partners relies on our profound industry accumulation and our steady and great cooperation with government, make us be able to help our clients to efficiently deal with supervision and variable administrative policies in this quickly developed area.

### **Our legal services provided in data security, internet security and personal information protection area include:**

- Finance
- Internet
- Telecom
- Mobile payment
- Intelligence vehicle
- Big data
- Life science and big health
- Media
- Energy
- Aviation
- Chemistry and manufacture



## Tax Law

Our lawyers in tax law team graduated from famous universities with major of tax law. The team holds the principle of “capable to prevent and solve tax risks and solve”, focuses on tax dispute resolution for ten years, and has provided tax law service to dozens of national and local tax authorities, and taxpayers. We have also successfully represented tax authorities in dozens of tax related administrative cases and national influential false issuance of special value-added tax invoices.

### **Our legal services provided in tax law area include:**

- Tax dispute resolution: represent taxpayers in administrative hearing, review and litigation when taxpayers get tax penalties.
- Tackle with tax inspection: assist taxpayers to communicate with tax officials to deal with regular tax inspection, such as tax review, assist enterprise to submit tax document.
- Tax-related criminal representation: based on the view of tax lawyer, represent taxpayer in tax related criminal case.
- Regular tax consultant: counsel on taxpayer’s tax-related issues, include but not limited to tax policies application, estimate and tackle with tax risks.
- Tax compliance management: help enterprise taxpayer sort out tax risk point in its business, find out tax compliance violation.
- Tax self-review: required by taxpayer, conduct self-review of tax problems, make sure the numbers of tax payment, communicate with tax authority to avoid tax risk.
- Tax design: from the lens of tax law, make compliance review of tax design plan, prevent potential tax risk.



## Family Wealth Management

It's hard to start business and maintain the wealth. When Chinese people ahead on the road of common rich, it's important for the rich individuals and families to create, manage, and inherit their wealth.

Gaopeng lawyers accumulated much experience during our long-term family wealth management legal service provided to those rich individuals and families.

### **Our legal services provided in family wealth management area include:**

- Split the shares of listed company;
- Deal with cross-border equities;
- Inherit equities in family-owned enterprise;
- Help rich families to plan the split of family wealth;
- Build overseas family wealth trust and insurance;
- Protect the safety of the assets and design wealth inherit plan;
- Charity plan;
- Provide perennial family law legal counsel service;
- Provide integrated marital and family law and wealth management service.





## Marital and Family Law

Our lawyers in marital and family law practice graduated from famous Chinese law schools, some of them have abundant experience of civil and commercial trial. They are good at dealing with all kinds of marital and inherit cases. Besides that, our lawyers also have deeply participated in the cases like marital asset agreement, marital guidance, testament witness, and heritage management, we have provided divorce representation legal service for famous authors, actual controllers of listed companies, and foreign people.

### **Our legal services provided in marital and family law area include:**

- Divorce by agreement: divorce mediation, child support, division of properties
- Divorce by litigation: investigation and deposition, division of properties, split of shares, deal with jointly owned real estate, child support, change of custodianship
- Special case representation: bigamy, domestic violence, cohabitation, void marriage, revocable marriage, contract of assets division, contract of family member support and upbringing, paternity test, joint debt of spouse, visiting right
- Foreign related marital and asset dispute resolution, include negotiation, mediation, and litigation
- Foreign related inherit and heritage dispute resolution, include negotiation, mediation, and litigation
- Dispute resolution of testament, bequeath, and inherit, include negotiation, mediation and litigation
- Draft document of pre-marriage asset agreement, spouse asset agreement, and gift
- Draft and witness testament, being entrusted as heritage administrator
- Prevent inherit risk: inherit counsel
- Provide multi-intervention to important and difficult marital case
- Repair marital relationship: timely conduct marital mediation, marital instruction, and marital skill training
- Issue all kinds of legal opinion letters



## Labor Law and Human Resource

Widely considered as one of earliest and foremost specialized team of assembled practitioners, Gaopeng & Partners' Labor and Human Resources (HR) Practice Group was established for the purpose of providing professional legal services for our clients in this area of law. So far, we have participated and represented in hundreds of labor dispute arbitration and litigation, being entrusted as perennial legal counsel and labor and human resource counsel for many companies and enterprises. Our seasoned team of practitioners have work experience as the members of the Labor Dispute Arbitration Committee. Meanwhile, we are the labor law counsel of Beijing Enterprise Federation, and for many times represent the Federation to provide legislation and legal amendment opinion to Beijing Municipal Human Resources and Social Security Bureau.

### **Our legal services provided in labor law and human resource area include:**

- Labor dispute arbitration
- Labor dispute litigation
- Legal counsel on labor law related issues
- Counsel on human resources management projects
- Counsel on labor and human resource related legal issue for client
- Represent client to participate in negotiation related to labor and human resource
- Draft labor and human resource related legal opinion for client
- Review, draft, design and amend labor related rules, contract and other legal document
- Provide legal service for foreign companies and representation office of foreign companies



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## Insurance

Insurance team of Gaopeng & Partners help insurance company, insured and insurance intermediary institution to cope with insurance dispute and other dispute of asset insurance and life insurance, and represent client in insurance compliance and other non-litigation legal affairs.

### **Our legal services in insurance area include:**

- Subrogation of insurer, dispute of life and asset insurance contract
- Insurance capital application, insurance compliance
- Inner-governance of insurance company



## Criminal Practice

Criminal practice of Gaopeng & Partners is one of our advantage business. Our criminal lawyers are professional attorneys with good knowledge of company law, financial law and criminal law. They graduated from best domestic law schools and have bachelor, master and doctor degrees, hold profound legal theories and comprehensive practice experience. Some of them once worked in judicial department, and they are good at representing all kinds of important and complicated criminal cases, especially in the economic crime, duty crime, crimes of bribery, drug, and violence. They have represented clients in many influential cases and provided high quality services.

**Our legal services provided in criminal area include:**

### ◆ Criminal Defense

- Detective Phase
- Meet and communication with suspicion
- Find out suspicion's crime and other related information
- Provide legal counsel to suspicion
- Apply release on bail for suspicion
- Submit defense opinion to authority
- Represent to report and accuse
- Review and indictment phase
- Research and copy case-related information
- Meet and communicate with suspicion
- Investigate and collect evidence
- Submit defense opinion to procuratorate
- Ask for detention necessity review
- Represent to report and accuse
- Trial (first instance)
- Research and copy case-related information
-



- Meet and communicate with defendant
- Investigate and collect evidence
- Prepare for trial
- Participate in trial, deliver defense opinion such as not guilty, reducing sentence, and exemption
- Trial (second instance)
- Study the fact determined and law application and sentence in first instance trial
- Help appellant to submit petition and appeal
- Research and copy case-related information
- Meet and communicate with appellant
- Investigate and collect new evidence
- Participate in trial and deliver defense opinion
- Submit written defense opinion if the court decide not to hear
- Death penalty review stage:
  - interviews and correspondence with the accused
  - Investigate and gather evidence
  - Defense for not guilty or defense against death penalty

#### ◆ **Criminal Accuse and Representation**

- Represent in all kinds of private prosecution and public prosecution
- Represent in Civil Suit Collateral to Criminal Proceedings

#### ◆ **Civil-criminal cross case**

- Help client to deal with civil-criminal cross case, advice client to start civil proceeding or criminal proceeding in terms of condition

#### ◆ **Criminal-administrative cross case**

- Help client to deal with criminal-administrative cross case, advice client to start administrative proceeding or criminal proceeding in terms of condition

#### ◆ **Enterprise Criminal Compliance**

- Regular counsel and project counsel on criminal compliance
- Criminal compliance training



- Help to make criminal compliance system
- Help to promote criminal compliance system
- ◆ **Criminal risk management**
- Provide integrated criminal risk examination to client
- Provide criminal legal risk training to client
- Make criminal risk prevention instruction to client
- ◆ **Cope with Criminal Crisis**
- Provide plan to deal with accidental criminal crisis
- Assist client to cope with criminal crisis, make emergency treatment plan
- Assist client to deal with authority's criminal investigation, detection and subpoena
- Provide defense opinion for client's potential crime



## Resource and Environmental

Under the background of "Double Carbon", the ecological and environmental legal system and environmental judicial system have been preliminarily established, the concept of ESG (Environment, Social and Governance) has become the frontier issues of enterprise development, which brings great opportunities to the resource and environmental legal business.

The resource and environmental legal business not only focuses on the protection of the rights and interests of parties involved in traditional resource and environmental crimes, environmental torts, environmental public interest litigation, environmental administrative litigation, and environmental administrative reconsideration in the latest legal environment, but also pays attention to the importance of corporate compliance (including environmental compliance) management to reduce compliance risks for companies, as well as the new situation and new policies driven by "double carbon" and ESG, which bring Investment and development opportunities in energy saving, carbon reduction, resource reduction and ecological protection, etc., helping enterprises develop "new kinetic energy" and new "growth poles".

For a long time, Gaopeng has provided customers with integrated legal services by virtue of its profound industry experiences. Our resource and environmental legal services can meet the new needs of customers in this field, and help them effectively respond to environmental supervision and environmental compliance risk management.

### **Our legal services in insurance area include:**

- Consultation on resource and environmental laws, regulations, standards and technical specifications
- Corporate environmental protection compliance business
- Due diligence on environmental protection in corporate investment and mergers and acquisitions
- Legal services for green securities and green finance
- Legal services for project investment and financing in areas such as ecological protection, resource conservation, and low carbon
- Corporate pollution emission rights and carbon emission rights planning and trading
- Government environmental legal services (legislative consultation, law enforcement review, decision-making, ecological and environmental protection compliance, etc.)
- Legal services such as special consulting on corporate environmental laws, legality review of environmental management;
- Environmental administrative penalty hearings, administrative reconsideration, administrative litigation
- Environmental civil litigation, environmental public interest litigation, ecological and environmental damage compensation litigation.



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## E-Commerce/Digital Trade

With the rapid development of the network economy and e-commerce, as well as the rapid progress of digital information and communication technology, the proportion of cross-border e-commerce (i.e. digital trade) in international trade of goods and services is growing faster and faster. Multilateral, plurilateral and bilateral trade negotiations on rulemaking for e-commerce Digital Trade between the World Trade Organization and its members are accelerating with a number of agreements signed.

The legal team consists of partners and specialized consultants providing advice to companies, advocacy groups, and government agencies. The legal advice includes advising on the WTO e-commerce negotiation, and on the impact of multilateral and bilateral digital trade agreements on Chinese industries and sectors.





## New Energy Business

Gao Peng Law Firm has rich experience in serving clients in the field of new energy industries such as photovoltaic power generation, wind power generation and new energy storage. With a team of lawyers specializing in new energy legal services, Gao Peng Law Firm is able to provide domestic and foreign clients with comprehensive legal services in the development, construction, financing and operation of new energy projects, as well as investment in new energy projects, acquisitions and mergers and acquisitions.

Currently, the typical clients in this field of expertise include Datang Group, Huadian Group, China Energy Power, Shanghai Nengdian, Ningde Times, Sinopec, State Grid Beijing Electric Power Company, Wanpu Electric Power Investment, China Energy Construction Group, CLP, State Grid Jiangsu Comprehensive Energy Resources, Huadian International Electric Power, Shanghai Everbright Power, Shanghai Nengdian Electric Power, JA Solar, China Energy Conservation Solar, and other internationally renowned multinational corporations. The company is also a member of the China Energy Construction Group (CECG), China Electric Power Group (CEPG), State Grid Jiangsu Comprehensive Energy, Huadian International Power, Shanghai Everbright Power, Shanghai Nengdian Power, JA Solar, China Energy Conservation Solar, etc.

### Our services provided in this area include:

#### ◆ New Energy Project Development and Operation

- assists clients in carrying out project evaluation and demonstrating legal feasibility for new energy project approval/filing, construction indicators, project land, development, investment and construction
- provides legal support for project land pre-trial, environmental impact assessment, land acquisition, demolition and relocation compensation
- assisting projects in determining investment and financing programs, transaction structure, equity structure, drafting relevant legal documents such as investment agreements, cooperation agreements, and articles of association of project companies
- assisting in drafting and reviewing project EPC general contracting contracts, equipment procurement contracts, finance leases and other important project contracts
- assisting in determining the project insurance program, participating in the selection of insurance agencies and negotiation of insurance contracts
- Providing legal support for bidding activities required for the project

#### ◆ New Energy Project M&A



- conducts legal due diligence on proposed merger and acquisition projects. Investigate the compliance of new energy project approval/filing, construction index, project land, development, investment and construction
- Provides legal services for M&A projects such as designing transaction structure, assisting in negotiations and drafting transaction documents. Based on the results of due diligence investigations, and based on the special industry policies of new energy, we assist clients in designing transaction structures and participating in negotiations, drafting and revising transaction documents, and assisting in the finalization of transaction delivery

#### ◆ **New Energy Project Capital Services**

- Legal services for the whole process of new energy industry private equity fund placement, investment, management and retirement
- Providing legal services for new energy project asset securitization, REITs, trust plans and other financing products issuance, new energy project financing and leasing
- provides legal services for the acquisition of new energy enterprises by listed companies
- provides legal services for the issuance of debt and listing of new energy enterprises
- provides legal services for equity and debt financing of new energy enterprises

#### ◆ **New energy project construction works**

- Planning of EPC engineering and construction model for new energy projects, design of transaction structure and drafting and review of various engineering contracts
- Providing legal services for bidding, contract negotiation and participation in performance management of new energy projects
- Providing legal services for engineering project management, settlement and claims

#### ◆ **New Energy Project Dispute Resolution**

- Legal risk assessment of disputes related to new energy projects, assistance in dispute handling
- Representing new energy projects in civil and commercial litigation or arbitration, responding to lawsuits or filing counterclaims, filing jurisdictional objections or enforcement
- Inquiry and collection of property clues, handling procedures related to property and evidence preservation
- Responding to and assisting in the handling of administrative penalty incidents of new energy projects, representing administrative reconsideration and other disputes such as administrative litigation



## Government and Administrative Legal Services

“The construction of a government based on the rule of law is a key task and the main project”, and to realize the first breakthrough in the construction of a government based on the rule of law, the role of legal advisers should be brought into play.

Government and administrative legal services have always been an important business of HighPoint, with a professional team that has accumulated rich knowledge and practical experience in the people's government, public security, commerce, education, ecological environment and other party and governmental organs, and is not only familiar with domestic and foreign laws, regulations and policies, but also familiar enough with the government's decision-making and operation mechanism to quickly understand the needs, actively respond to the needs, and to provide clients with comprehensive, high-quality, efficient, one-stop and personalized professional legal services, and has handled a large number of complex and difficult issues between government departments and natural persons, enterprises and other administrative counterparts. We provide comprehensive, high-quality, efficient, one-stop and personalized professional legal services to our clients, and have handled a large number of complex and difficult issues such as communication and negotiation between government departments and natural persons, enterprises and other administrative counterparts, as well as disputes over major events, and have enjoyed a high quality reputation both inside and outside the industry.

In view of the unique experience and advantages of HighPoint in the field of government and administrative legal services, it has accumulated clients including the Ministry of Commerce, the Ministry of Foreign Affairs, the Ministry of Natural Resources, the Ministry of Justice, the Ministry of Emergency Management, local people's governments, natural resources departments, ecological and environmental departments, meteorological departments, civil affairs departments, human resources and social security departments, Tsinghua University, the Bank of China, Ping An Bank, Industrial Bank, China Electric Power Construction, Huadian, Datang, China Construction 7th Bureau and other party and governmental organs, institutions and centralized state-owned enterprises from national to local levels.

### **Our legal services in insurance area include:**

- Permanent/specialized legal adviser to party and government organs and institutions
- Legislative research, drafting, review and argumentation
- Drafting, evaluation and cleanup of institutional documents
- Combing of power and responsibility lists
- Risk assessment of major administrative decision-making (legality review, argumentation, assessment, etc.)
- Assessment of administrative law enforcement (evaluation of case files)
- Research on special topics of rule of law government construction
- Government procurement and bidding



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- Government and social capital cooperation
- Government information disclosure
- Responding to letters and petitions
- Implementation of or response to administrative penalties
- Dispute resolution (administrative reconsideration, administrative litigation and arbitration)
- State compensation litigation
- Response to public events
- Publicity and training on the legal system