

China – Dispute Resolution

Pillsbury's award-winning team of more than 200 litigators works with international clients to help them successfully resolve disputes in trial and out of court, at home and in jurisdictions around the globe.

Pillsbury represents Chinese clients in hundreds of U.S. litigation and international arbitration matters. Our International Arbitration practice includes lawyers from the United States, United Kingdom, India and China who possess exceptional knowledge of international and local arbitration perspectives on resolving disputes in global markets. Our team's experience includes international energy and power projects, construction and infrastructure, defence industry procurements, intellectual property, environmental remediation, international supplier-distributor disputes, international trade, computer hardware and software, aerospace, financial products, agriculture, chemicals, commodities, automotive and electronics. We also represent clients at arbitration hearings before the China International Economic and Trade Arbitration Commission (CIETAC).

Experience

- Successfully obtained summary judgement for multiple Chinese investment company clients in the NYSD, enforcing a \$450 million CIETAC award against a Chinese billionaire, rejecting arguments that the tribunal was biased and failed to properly address his allegations of fraud.
- Successfully obtained an \$87 million arbitration award in the HKIAC in a dispute over shareholder rights. We won \$87 million based on our client's \$50 million investment. We also have won attorney fees and costs, which have not yet been quantified.
- Successfully obtained an emergency injunction in a shareholder dispute at the HKIAC to halt the counterparty's transfers of shares and prevent the counterparty from voting against our interests at a shareholder meeting.
- Represented a Hong Kong-based client in obtaining a multimillion-dollar judgment in the U.S. District Court for the Western District of Missouri against an aviation leader that failed to repay an aircraft financing loan resulting in our client bringing a fraudulent transfer action.
- Representing an investment company headquartered in the PRC to pursue a \$100+ million judgment against certain judgment debtors. During these proceedings, we won the first-ever receivership in the United States against a U.S.-based business on behalf of a Chinese company (in which we forced the management of the U.S.-based business to be replaced by new management that we recommended).
- Representing a lender to collect on a \$125 million loan. In this action, the team successfully won monetary sanctions against defendants for discovery misconduct.
- Representing the claimant to confirm and enforce a Chinese arbitral award. The damages awarded are over \$400 million with interest.

- Representing a large construction company to seek a temporary restraining order and preliminary injunction establishing a constructive trust over defendants' assets. In the same action, the team successfully compelled defendants to produce previously withheld documents.
- Served as lead counsel in an ICC arbitration concerning the design and installation of process machinery at a facility in Central China.
- Represented a U.S. joint venture partner in an arbitration in China against a Chinese (government-owned) partner regarding the breach of long-term supply and purchase agreements at a coal-fired fluidized bed co-generation project in Hunan Province.
- Obtained early settlement on behalf of Japanese solar energy company for small fraction of asserted damages in HKIAC arbitration.
- Represented a Chinese solar panel manufacturer in ICDR arbitration in connection with the \$30 million sale of industrial solar panels to a subsidiary of a Canadian public company, who did not pay for about half of the order. The arbitrator awarded our client the full amount, plus tax and interest at 12%, totalling approximately \$20 million.
- Representing an Asian entity in a transfer pricing dispute over Caspian oil, involving oil trades valued at \$2 billion.
- Advising a major state oil company on issues arising from its joint operating agreement with a group of independent oil companies, including the interpretation of production sharing and CAPEX provisions, and possible re-negotiation, and on issues relating to pipeline tariff agreements, where the amount at issue was around \$2 billion.
- Represented a Chinese high-net-worth individual in a joint venture dispute valued at over \$12 million, including an arbitration petition to enforce settlement.
- Represent Chinese real estate developer's interest in connection with enforcement of arbitration award in the Cayman Islands.
- Conducted trade secret investigation for Taiwan biopharmaceuticals company in Taiwan and mainland China.

- Directed investigation of China's sales practices for multinational semiconductor supplier and reported findings to executive management and board.

Accolades

- *China Business Law Journal*, leading international firm in Dispute Resolution (2021)
- Short-listed by *China Law & Practice Awards* for Firm of the Year, International Dispute Resolution (2021 – 2022).
- Leading recognition for 13 litigation practice specialties as listed in *Chambers USA*, *The Legal 500 U.S.* and *U.S. News – Best Lawyers*.
- BTI Consulting's *Litigation Outlook 2022* report identifies Pillsbury as an "Awesome Opponent" and one of the 12 most feared law firms in litigation.
- For three consecutive years, *Global Investigations Review* included Pillsbury on its GIR 100 list. Based on extensive marketplace research, this elite list recognizes the leading cross-border investigations and white collar practices in the world.
- Most recommended by corporate general counsels for 15 years (*BTI Consulting*).

About Pillsbury

Pillsbury Winthrop Shaw Pittman LLP is an international law firm with a particular focus on the technology & life sciences, energy, financial, and real estate & construction sectors. Recognized as one of the most innovative law firms by *Financial Times* and one of the top firms for client service by BTI Consulting, Pillsbury and its lawyers are highly regarded for their forward-thinking approach, their enthusiasm for collaborating across disciplines and their authoritative commercial awareness.

ATTORNEY ADVERTISING. Results depend on a number of factors unique to each matter. Prior results do not guarantee a similar outcome.

Pillsbury Winthrop Shaw Pittman LLP | 31 West 52nd St. | New York, NY 10019 | 888.387.5714

pillsburylaw.com | © 2022 Pillsbury Winthrop Shaw Pittman LLP. All rights reserved.

Austin • Beijing • Hong Kong • Houston • London • Los Angeles • Miami • Nashville
New York • Northern Virginia • Palm Beach • Sacramento • San Diego • San Francisco
Shanghai • Silicon Valley • Taipei • Tokyo • Washington, DC