



Agenda 会议日程

Timing	AGENDA	
8:30 – 9:00	Registration and Networking Refreshments 注册签到	
	Stream A	Stream B
9:00 – 9:10	<p>Welcoming Remarks by the Conference Chairman 大会主席开幕致辞</p> <p><i>Fang Liu, Vice President, General Counsel & Chief Compliance Officer, NIO Co., Ltd.</i> 刘昉, 总法务顾问, 首席合规官, 集团副总裁, 上海蔚来汽车有限公司</p>	<p>Welcoming Remarks by the Conference Chairman 大会主席开幕致辞</p> <p><i>Phoebe Tang, General Counsel, Danone Greater China</i> 唐斐, 总法律顾问, 达能集团大中华区</p>
9:10 – 10:40	<p>Presentation 主题演讲 (90mins) – JunHe LLP 君合律师事务所</p> <p>The Potential Legal Liabilities of Directors, Supervisors and Senior Management Team Members Under the Latest Developments of Broad Compliance Practice</p> <p>在大合规新形势下各类公司企业董事监事高管之相应法律责任</p> <ul style="list-style-type: none"> Recent Trend of Penalties Arising from Unlawful Conducts Imposed on Directors, Supervisors and Senior Executives 董监高违法违规处罚态势 The Fiduciary Duty and Duty of Care Assumed by Directors, Supervisors and Senior Executives 董监高的忠实义务及勤勉义务 Special Duties Assumed by Directors, Supervisors and Senior Executives of Listed Companies 上市公司董监高的特别义务 	<p>Presentation 主题演讲 (90mins) - Wanhuida Peksung IP Group 万慧达北翔知识产权集团</p> <p>Best Practice Sharing on Trademark Protection and Patent Litigation</p> <p>商标保护与专利诉讼的实务分享</p> <ul style="list-style-type: none"> Legal Trend in Patent Litigation/ 专利诉讼的法律发展趋势 Best Practices for Strategy and Action Plan Making in IP Litigations /如何制定知识产权诉讼的最佳策略和行动方案 Balance of Offense and Defense in Patent Enforcement / 专利维权案件中的攻防平衡 In-house Counsels and Practice of Trademark Right Granting and Verification – from the Perspective of an Outside Counsel /公司法务与商标授权确权实务—以外部律师的视角 <p><i>Dr. Sam Li, Senior Partner, Wanhuida Peksung</i></p>

	<ul style="list-style-type: none"> Prevention of Legal Risks Undertaken by Directors, Supervisors and Senior Executives 董监高法律风险防范 <p>HE, Lingyun(Jacky), Partner, JunHe LLP 何凌云, 合伙人, 君合律师事务所</p> <p>Compliance Exposure under Economic Sanctions and Export Controls: China and U.S. Perspectives</p> <p>经济制裁与出口管制合规的风险与应对：中美两国角度分析</p> <ul style="list-style-type: none"> The Jurisdiction and Application of U.S. Sanctions and Export Control, Case Studies 美国制裁与出口管制在中国的适用，案例分析 Key Compliance Requirements for Foreign Business in China and for Chinese Companies 外国在华业务以及中国公司应对美国风险的合规重点 Chinese Export Controls, Compliance and Legislation Update 中国出口管制法律的合规要求与最新发展 <p>TANG, Weiyang(David), Partner, JunHe LLP 汤伟洋, 合伙人, 君合律师事务所</p>	<p>IP Group 李森, 高级合伙人, 万慧达北翔知识产权集团</p> <p>Mr. Shuhua ZHANG, Partner, Wanhuida Peksung IP Group 张树华, 合伙人, 万慧达北翔知识产权集团</p> <p>Mr. LEI Yongjian, Partner, Wanhuida Peksung IP Group 雷用剑, 合伙人, 万慧达北翔知识产权集团</p>
<p>10:40 – 10:55</p>	<p>Refreshment Break 茶歇</p>	
	<p>Stream A</p>	<p>Stream B</p>
<p>10:55 – 12:25</p>	<p>Presentation 主题演讲 (90mins) – Greenberg Traurig, LLP 美国GT国际律师事务所</p> <p>CFIUS Update – The Impact of FIRRMA and Practical Guidance on Navigating the CFIUS Process for Chinese Companies</p> <p>美国海外投资委员会 (CFIUS) 更新 -- 《外商投资风险审查现代化法案》 (FIRRMA) 以及《导航中国企业如何通过美国海外投资委员会流程的实践指南》的影响</p> <ul style="list-style-type: none"> CFIUS and FIRRMA overview – the CFIUS process generally and key changes from FIRRMA CFIUS和FIRRMA概述：CFIUS的一 	<p>Presentation 主题演讲 (90mins) – V&T Law Firm 万商天勤律师事务所</p> <p>Financial & Non-financial Companies under The New Regulations</p> <p>新规监管下的金融&非金融企业</p> <ul style="list-style-type: none"> Background of the new regulations and financial & non-financial enterprise distinction 新规背景 &金融非金融企业的区分 The basic structure established by different corporate compliance management system 不同企业合规管理体系建立的基本结构 Discussion on the optimization of the existing

	<p>般流程以及FIRRMA的重要变化</p> <ul style="list-style-type: none"> • “New” areas of focus under FIRRMA – emerging and foundational technologies, real estate transactions, and the collection of sensitive data FIRRMA的“新”重点领域：新兴和基础技术、房地产交易以及敏感数据的收集 • FIRRMA’s impact on “passive” investment, including minority investment and investment from state owned entities (SOE) FIRRMA对“被动”投资的影响，包括对少数股权投资和国有企业（SOE）投资的影响 • Impact of new U.S. trade restrictions and additions to the Entity List (Huawei) on cross-border transactions 新的美国贸易限制和列入出口管制实体清单（华为）对跨境交易的影响 • Key CFIUS cases involving China and lessons learned 涉及中国的重要CFIUS案件和经验教训 • Considerations and practical guidance for approaching and navigating the CFIUS process (specific to Chinese companies and investors) 着手处理和顺利通过CFIUS程序的考虑因素和实务指南（针对中国公司和投资者） <p><i>Sonali Dohale, Associate, Greenberg Traurig, LLP</i> Sonali Dohale, 律师, 美国GT国际律师事务所</p>	<p>compliance management system 企业现有合规管理体系的可优化探讨</p> <p><i>Feng Feng, Partner, V&T Law Firm</i> 冯峰, 合伙人, 万商天勤律师事务所</p> <p>Compliance of Information Disclosure under the Background of Registration System Reform</p> <p>注册制改革背景下之信息披露合规初探</p> <ul style="list-style-type: none"> • Securities Issuance System in Transition Period 处在过渡期的证券发行制度 • The Reform of Registration System of Securities Issuance System 证券发行制度的注册制改革 <ul style="list-style-type: none"> - Information disclosure is the core of registration system 信息披露是注册制的核心 - Transition from approval system to supervision system 从审批向监管的转型 - The increasing trend of issuer's information disclosure responsibility 发行人信披责任的加重趋势 • Compliance of Information Disclosure under the Background of Registration System 注册制背景下之信息披露合规 <ul style="list-style-type: none"> - Current regulations and revision trend of information disclosure 信披现行规则及其修改趋势 - The main principles of information disclosure 信披的主要原则 - How could an enterprise act in accordance with the trend 企业如何顺势而为 <p><i>James Xu, Partner, V&T Law Firm</i> 徐坚, 合伙人, 万商天勤律师事务所</p>
<p>12:25 – 13:30</p>	<p>Networking Luncheon 交流午餐</p>	
	<p>Stream A</p>	<p>Stream B</p>
<p>13:30 – 15:00</p>	<p>Presentation 主题演讲 (90mins) – East & Concord Partners 天达共和律师事务所</p>	<p>Presentation 主题演讲 (90mins) – Wintell & Co 上海瀛泰律师事务所</p>

Reviewing of the Expression of the Clauses in Commercial Contracts from the Perspective of Legal Practice of Litigation and Arbitration in China

从诉讼仲裁的实践审视商务合同中的若干条款

- Regarding the “Whereas” clauses in the commercial contracts and relevant cases 关于商务合同中的“鉴于”条款的表述，及相关案例
- Regarding the “Force Majeure” and “Government Behavior” clauses, and relevant cases 关于“不可抗力”和“政府行为”条款的表述，及相关案例
- Regarding the “Notification” clauses and relevant cases 关于“通知”条款的表述，及相关案例
- Regarding the “Compensation for Economic Losses” clauses, and relevant cases 关于“赔偿经济损失”条款的表述，及相关案例

Zhang Tianwu, Partner, East & Concord Partners

张天武, 合伙人, 天达共和律师事务所

- Regarding the “Guarantee” clauses and relevant cases 关于保证责任条款的表述，及相关案例
- Regarding the “Liquidated Damages” clauses and relevant cases 关于违约金条款的表述，及相关案例
- Regarding the effectiveness of “Incorporation” clauses and relevant cases 关于“并入”条款的效力，及相关案例
- Regarding the “Applicable Law/ Governing Law” clauses and relevant cases 关于管辖和法律适用条款的表述，及相关案例
- Regarding the “Validity” clauses and relevant cases 关于合同生效条款的表述，及相关案例

Yang Quan, Partner, East & Concord Partners

杨泉, 合伙人, 天达共和律师事务所

Criteria of Different Places over the Ambiguities of Non-competition

竞业限制模糊问题各地口径

- Standards for recognition of competition relation between different employers 用人单位之间的竞争关系认定标准
- Whether non-competition period includes the employee’s employment period 竞业期限是否包含员工在职期间
- The validity of the term that stipulates non-competition compensation being included in wages 有关工资内包含竞业限制补偿金约定的效力
- Where an employer does not pay non-competition compensation, is the employee required to terminate the non-competition agreement before he/she being not subject to non-competition obligation 用人单位未支付竞业限制补偿，员工脱离限制，是否需要以实际实施解除协议行为作为前提条件

Xia Liqun, Senior Partner, Wintell & Co

夏利群, 高级合伙人、劳动法团队负责人, 上海瀛泰律师事务所

Know-how Protection in China

商业秘密保护实务

- Summary of the PRC Judicial Practice 商业秘密保护现状
- Know-how Protection and Non-competition 商业秘密保护与竞业限制
- The liabilities and the PRC Judicial Practice 侵犯商业秘密的法律责任及保护思路
- Key Points of Know-how Protection 商业秘密保护的重点和难点问题

Aaron Zhang, Senior Partner, Wintell & Co

张仲波, 高级合伙人、知产团队负责人, 上海瀛泰律师事务所

<p>15:00 – 15:15</p>	<p>Refreshment Break 茶歇</p>	
<p>15:15 – 16:45</p>	<p>Presentation 主题演讲 (90mins) – AnJie Law Firm 安杰律师事务所</p> <p>New Foreign Investment Law: Opportunities and Challenges 新“外商投资法”的机遇与挑战</p> <ul style="list-style-type: none"> Defining “Foreign Investment” 定义“外商投资” Evolving Negative List, Approval Vs Filing 负面清单变迁及核准备案 The Future of VIE Structure VIE结构的未来 Structuring Investment in China 投资中国的结构设计 <p><i>Jeremy Dai, Partner, AnJie Law Firm</i> 戴志文, 合伙人, 安杰律师事务所</p> <p>Compliance Challenges and Business Strategies in Merger Filings</p> <p>《外商投资法》视野下的跨境并购：反垄断申报中的合规难点和商业战略</p> <ul style="list-style-type: none"> Developments and trends of merger filings in the context of Foreign Investment Law and Trade War 外商投资法和贸易战背景下的经营者集中申报的发展和趋势 Top ten misunderstandings and compliance challenges in merger filings 经营者集中申报十大常见误区及合规难点 “Monitor” your competitors and find business opportunities “盯住”竞争者及发现商机 <p><i>Michael Gu, Partner, AnJie Law Firm</i> 顾正平, 合伙人, 安杰律师事务所</p>	<p>Presentation (90mins) – AllBright Law Offices 锦天城律师事务所</p> <p>Key concerns in the Science and Technology Innovation Board and Case Study 从案例角度看科创板的重点关注问题</p> <ul style="list-style-type: none"> 科创板关注问题与其他板块关注问题差异对比 科创板特别关注问题解析 科创板其他重点关注法律事项 科创板制度创新在目前已申报案例中的应用解析 <p><i>Jeffrey (Xiaojie) Fang, Senior Partner, AllBright Law Offices</i> 方晓杰, 高级合伙人, 锦天城律师事务所</p> <p>Legal Practices for Listing of Red Chips in the Science and Technology Innovation Board 红筹登陆科创板法律实务</p> <ul style="list-style-type: none"> 典型红筹架构梳理 红筹企业境内上市路径选择 红筹企业科创板上市实务解读 <p><i>David Li, Senior Partner, AllBright Law Offices</i> 李斌辉, 高级合伙人, 锦天城律师事务所</p>
<p style="text-align: center;">Stream A</p>		

<p>16:45 – 17:30</p>	<p style="text-align: center;">Panel Discussion 话题讨论 (45 mins) – Kobre & Kim 美国高博金律师事务所</p> <p>Managing Investigations for Anti-Bribery and Corruption Risks 反贿赂腐败风险管理和调查</p> <ul style="list-style-type: none"> • Introduction to Panelists and Background • How Corporations Operating in China Manage Risks • Practical Guidance for Corporations Conducting Investigations in China <p>Moderator <i>Shaun Z. Wu, Partner & Chief Representative, Kobre & Kim</i> 吴壮辉, 合伙人 & 首席代表, 美国高博金律师事务所</p> <p>Panelists <i>Ye Ming, General Counsel, Compass China</i> 叶明, 中国区总法律顾问, 康帕斯集团</p> <p><i>Fang Liu, Vice President, General Counsel & Chief Compliance Officer, NIO Co., Ltd.</i> 刘昉, 总法务顾问, 首席合规官, 集团副总裁, 上海蔚来汽车有限公司</p>
<p>17:30 – 17:40</p>	<p>End of the ALB Shanghai In-House Legal Summit 2019 大会结束</p>

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