

HANJIE CHEN

Partner

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PRACTICE AREAS

MR. CHEN SPECIALIZES IN DISPUTE RESOLUTION AND CRIMINAL LAW PRACTICE, INCLUDING CORPORATE CRIMINAL RISK EVALUATION AND PREVENTION, ANTI-CORRUPTION AND FRAUD INVESTIGATIONS, AND CRISIS MANAGEMENT.

Mr. Chen is one of the draftsmen of the standard of Effectiveness Evaluation of Compliance Management System for Small and Medium-sized Enterprises. Currently, he is a member of the Criminal Compliance Business Study Committee of Shanghai Bar Association. He also has substantial experience in government enforcement, compliance and state secrecy cases.

REPRESENTATIVE MATTERS AND CASES

- Prosecuted an employee of a state-owned travel agency for corruption;
- Prosecuted the first counterfeit trademark case of a collective trademark, “Scotch Whisky”;
- Prosecuted the first embezzlement case against a senior judge in Shanghai;
- Prosecuted an employee of a world leading electric company for embezzlement;
- Prosecuted an employee of a large state-owned commercial trade group for corruption and embezzlement;
- Represented a leading nationwide internet company with an online platform for the providing catering services in conducting multiple internal investigations and an external criminal litigation, helped the company recover significant monetary losses from employees guilty of criminal violations;
- Represented an international film and digital technology group in defending criminal allegations of smuggling;

- Provided criminal investigation response and defense services for a well-known multinational commodity trading and mining company suspected of committing the crime of smuggling solid waste, and finally obtained a satisfying result of not being prosecuted for the enterprise and its senior executives. The case is a special case of Blue Sky Action supervised by the General Administration of Customs P.R.CHINA;
- Provided investigation response and criminal defense services for multiple e-commerce enterprises investigated by the Customs due to smuggling ordinary articles;
- Obtained government withdrawal of criminal charges against a famous hotel group and its legal representative for criminal allegations of refusal to comply with a court judgment or ruling;
- Provided criminal defense for a project invested by a leading multinational fund which is suspected of environmental pollution crime;
- Provided criminal defense against the first criminal charges ever brought for the illegal operation of a casino through a gaming app;
- Provided criminal defense for multiple parties concerned in the crime of illegally absorbing public deposits and fundraising fraud, and successfully obtained suspended sentences in a number of cases involving an amount of more than 100 million yuan;
- Providing criminal defense for a Group which was involved in fund-raising fraud and the crime of operating the securities market with the amount of nearly 60 billion yuan;
- Provided criminal defense against a charge of crime of insider trading for a senior executive of a listed company, and successfully obtained a suspended sentence;
- Provided criminal defense and consulting services for an environmental service company against a charge of crime of obstructing prevention and treatment of infectious diseases relating to an airport. The case was listed as the No.1 case of typical cases related to COVID-19 epidemic by the Supreme People's Procuratorate of the People's Republic of China;
- Represented a famous foreign company whose business secrets were infringed during a criminal investigation and litigation;
- Provided criminal prosecution services for a well-known German lubricant company whose counterfeiting registered trademark were infringed and then initiated the integrated civil and criminal action plan. Using integrated civil and criminal methods to fight against infringement and successfully recovered significant monetary losses;

- Represented multiple famous companies in internal anti-fraud investigations of employees, assisted companies in reporting for prosecution those employees suspected of committing crimes, and recovered significant monetary losses from employees guilty of criminal and civil violations;
- Provided criminal prosecution services for many financial institutions, multinational enterprises and individuals and successfully recovered significant monetary losses as a result of those prosecutions;
- Conducted an internal anti-fraud investigation protecting the company from criminal punishment by uncovering major employee fraud;
- Represented a famous e-commerce marketplace company in conducting an overall criminal risks assessment and remediation to prevent criminal liability for the company and its legal representatives;
- Represented several internet enterprises and investment funds in conducting criminal compliance due diligence on companies they invested. Accurately identified and assessed potential criminal risks including commercial bribery, business secrets, illegal business operations, etc. Provided solutions and suggestions for improving the compliance system;
- Provided multiple top global 500 enterprises and well-known internet enterprises with comprehensive services of constructing systematic criminal compliance system, including business assessment, risk identification, system establishment and improvement, and staff training;
- Provided legal assistance to a senior manager of a famous foreign investment fund in cooperating with the Public Security Bureau's criminal investigation and in communicating with the Public Security Bureau;
- Provided multiple transnational companies with legal opinions and business solutions with respect to the protection of state secrets and personal information;
- Provided multiple financial institutions and banks with comprehensive business solutions of financial crime matters;
- Provided companies with tailored trainings on internal investigations, interview skills and government dawn-raid response procedures;
- Provided companies involved in economic disputes with solutions to minimize both criminal and civil exposure.

OTHER INFORMATION

Education

- East China University of Political Science and Law, LL.B

- East China University of Political Science and Law, LL.M

Professional Qualification

- Admitted to practice in the PRC

Professional Background

Mr. Chen joined Fangda Partners in 2016.

Before joining Fangda Partners, Mr. Chen was a prosecutor for over eight years and had handled more than 500 criminal cases. He has substantial experience in and deep insight into the management and prevention of white collar crimes and duty crimes.

Mr. Chen also worked as a compliance director at “Dianping.com” in charge of internal investigations and compliance matters.