

## MALCOLM GAO

Counsel

Fangda Partners

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### PRACTICE AREAS

MR. GAO SPECIALIZES IN INTELLECTUAL PROPERTY LITIGATION AND NON-LITIGATION MATTERS, INCLUDING PATENT AND TRADE SECRET INFRINGEMENT LITIGATION, PATENT INVALIDATION PROCEDURES, STANDARD ESSENTIAL PATENT LICENSE FEE LITIGATION, IP LICENSING AND IP DUE DILIGENCE.

### REPRESENTATIVE MATTERS AND CASES

- Represented a famous US communications technology company in successfully maintaining the validity of key standard essential patents in a series of patent invalidation proceedings in China
- Represented a famous French automotive technology company in multiple patent infringement litigations and patent invalidation proceedings in China
- Obtained winning judgments for a famous US semi-conductor technology company in patent infringement litigations and patent invalidation proceedings
- Represented a famous Chinese communications technology company in reaching global settlements in standard essential patent license fee disputes against foreign patentees
- Represented a Chinese medical device company in a trade secret infringement dispute against its US competitor in China
- Represented a famous US entertainment media company in reaching settlements in multiple patent infringement lawsuits
- Represented a famous Chinese artificial heart manufacturer in successfully maintaining the validity of key patents in multiple patent invalidation proceedings against its competitor
- Represented a famous Chinese new energy company in reaching a licensing

agreement in a cross-border intellectual property licensing negotiation with a European company

- Provided intellectual property legal consulting services to many well-known domestic and foreign technology companies
- Represented multiple famous investors in conducting IP due diligence and patent free-to-operate (FTO) analysis on target companies in new energy, semiconductors, medical devices, and robotics

## **OTHER INFORMATION**

### **Education**

- Shanghai Jiao Tong University, School of Microelectronics, B.E. (2012)
- Peking University, School of Law, J.M. (2015)
- Duke University, School of Law, LL.M. (2016)

### **Professional Qualification**

- Admitted to practice in PRC
- Admitted to practice before SIPO

### **Work Language**

- English
- Chinese

### **Professional Background**

Mr. Gao joined Fangda in 2019. Before joining the firm, he worked at another leading Chinese law firm.