

**專利許可談判協議最常見的十大錯誤**  
**Antitrust and IP: Insights, Trends and Developments**

**時間/Time**

2019 年 7 月 18 日(星期四) 14:00-17:00  
14:00-17:00, Thursday, July 18, 2019

**地點/Location**

台北 W 酒店  
W Taipei Hotel  
台北市信義區忠孝東路五段 10 號  
No.10, Sec.5, Zhongxiao E. Rd., Xinyi Dist., Taipei City 110, Taiwan (R.O.C.)

**主辦單位**

國際技術授權主管總會中華分會

KIRKLAND & ELLIS LLP

**Organizers**

Licensing Executives Society Chinese  
Taipei (LESCT)

KIRKLAND & ELLIS LLP

**協辦單位**

磐安智慧財產教育基金會

台灣科技產業法務經理人協會

**Co-organizers**

Cornerstone Intellectual Property  
Foundation

Taiwan Technology Industry  
Legal Officers Association, "TILO"

**報名費/Registration Fees**

- ◆ LESCT 會員：免費  
LESCT Members: Free of charge
- ◆ TILO 會員：免費  
TILO Members: Free of charge
- ◆ 非會員：每人新台幣 500 元  
Non-members: NT\$ 500 per person

**報名方式/Registration**

由於座位有限，額滿為止。

Due to limited seating, registration is on a first-come-first-serve basis.

**線上報名網址/Online Registration Website**

<https://forms.gle/L5a53YmLh6M3R2dj8>

## 議程 Agenda

時間 Time	
13:30-14:00	<b>報到 Register</b>
14:00-14:15 開幕式 Opening	<p><b><u>主持人/Moderator : (5 mins)</u></b></p> <ul style="list-style-type: none"> <li>◆ 侯慶辰，慶辰法律事務所創所合夥人；南京華訊知識產權顧問有限公司總經理；LESCT 秘書長 James Hou, Founding Partner of ChingCheng Attorneys at Law; President of China Intellectual Property Information And Consulting Co.Ltd; Secretary and Treasurer of Licensing Executives Society Chinese Taipei</li> </ul> <p><b><u>貴賓致辭 VIP Remark : (10 mins)</u></b></p> <ul style="list-style-type: none"> <li>◆ Frank Jeng, Partner of KIRKLAND &amp; ELLIS INTERNATIONAL LLP</li> </ul>
14:15-14:45 主題演講一 Topic One	<p><b><u>講題：專利許可談判協議時，最常見的十大錯誤 (30 mins)</u></b> <b><u>Topic: Top 10 Mistakes Commonly Made When Drafting and Negotiating Patent License Agreements (30 mins)</u></b></p> <ul style="list-style-type: none"> <li>◆ Russell E. Levine, P.C., Partner of KIRKLAND &amp; ELLIS LLP</li> </ul>
14:45-15:05	Q & A
15:05-15:20	茶歇 Coffee break
15:20-16:10 主題演講二 Topic Two	<p><b><u>講題：透過智慧財產權與競爭者相處和合作 (50 mins)</u></b> <b><u>Topic: Competition Compliance Challenges - Living and Working with, and Licensing IP to/from, Competitors (50 mins)</u></b></p> <ul style="list-style-type: none"> <li>◆ Moderator: Jim Mutchnik, Partner, Kirkland &amp; Ellis LLP</li> </ul>
小組討論 Panel Discussion	<p><b><u>Panel Members:</u></b></p> <ul style="list-style-type: none"> <li>◆ 陳岳宏，長榮海運股份有限公司法務 Embert Chen, Competition Compliance Officer, Competition Compliance Team of behalf of Evergreen Line, Evergreen Marine Corp. (Taiwan) Ltd.</li> <li>◆ 葉國良，TCL 通訊科技控股有限公司法務長 Kuo-Liang (Karl) Yeh, General Counsel of TCL Communication Technology Holdings Ltd</li> <li>◆ 游象敏，宸鴻光電科技股份有限公司資深經理 Simon Yu, TPK Touch Solutions Inc., Deputy Director</li> </ul>
16:10-16:40 主題演講三 Topic Three	<p><b><u>講題：政府對反競爭行為之執行：新目標、新策略、新戰略 (30 mins)</u></b> <b><u>Topic: Government Enforcement of Alleged Anticompetitive Practices: New Targets, New Tactics, and New Strategies (30 Mins)</u></b></p> <ul style="list-style-type: none"> <li>◆ Tammy Tsoumas, Partner, KIRKLAND &amp; ELLIS LLP</li> </ul>
16:40-17:00	Q & A

## 主辦單位介紹/Introduction of Organizer

### ◆ 國際技術授權主管總會中華分會 LESCT



國際技術授權主管總會 (Licensing Executives Society International, 簡稱 LESI) 是一個全球性的非營利專業組織，成立於 1972 年，宗旨是為鼓勵從事技術或智慧財產權移轉和授權的從業人員擁有高專業水準，幫助會員提高他們授權方面的技能和技巧，告知大眾、國際機構、政府機構和商業界授權的經濟意義和授權從業人員的高專業水準，並提供給會員最新，最準確的授權相關資訊。LESI 由 32 個國家和地區分會 (Member Society) 所組成，目前共有一萬名以上的個人會員，包括來自大、中、小型公司的管理人員、研究人員、工程師、學者、政府官員、律師、專利和商標律師及顧問。

Licensing Executives Society International (LESI) is a global non-profit professional society founded in 1972 with the objectives to encourage high professional standards among individuals engaged in the transfer and licensing of technology or intellectual property rights, to assist its members in improving their skills and techniques in licensing, to inform the public, international bodies, governmental bodies, and the business community concerning the economic significance of licensing and the high professional standards of those engaged in the licensing profession, and to make available to its members the latest, most accurate, information on licensing. LESI is made up of 32 national and regional Member Societies comprised of more than 10,000 individual members including management representatives from large, medium, and small companies, scientist, engineers, academics, governmental officials, lawyers, patent and trademark attorneys, and consultants.

國際技術授權主管總會中華分會 (Licensing Executives Society Chinese Taipei, 簡稱 LESCT) 入會過程共歷時兩年六個月，過程頗為曲折和複雜。在起始原本是由臺灣技術經理人協會 (Association of Technology Managers in

Taiwan, 簡稱 ATMT) 向 LESI 提出入會申請, 但為能分別配合國內法規與國際組織的不同要求, 故臨時另行分設出一暫時定名為「Steering Committee of the Taiwan Licensing Executives Association」的組織, 做為入會前的過渡性安排, 待正式入會後, 再更名為「國際技術授權主管總會中華分會籌備處」。當初是採取由 LESI 提出建議, 中國有條件同意, 於德國慕尼黑市召開的 LESI 國際代表會議, 於臺北時間 2005 年 6 月 12 日下午 4 點 22 分, 由一百五十幾個會員國全體鼓掌同意, 以全票通過了 LESCT 的入會案, 而當所有會員國鼓掌同意, 大家都興奮的互相擁抱, 為我們終於又回到國際舞台而開心、感動。在完成相關的行政手續後 LESCT 於 2005 年 10 月 20 日在美國亞利桑納州鳳凰城市所舉行的 LESI 國際代表會議中正式獲得授旗, 成為 LESI 的第 31 個分會, 並於 2006 年 3 月 20 日由內政部准予立案, 正式成立。所有 LESCT 的會員都自動成為 LESI 的會員。

The accession process of Licensing Executives Society Chinese Taipei (LESCT) took two years and 6 months. Initially, LESI proposed the establishment of a new chapter by consulting with all parties concerned. With the basic framework worked out, and the proposed constitution ratified, the Steering Committee of LESCT began working to meet all the criteria required by LESI. Finally, at the International Delegates Meeting on June 12, 2005 in Munich, Germany, LESI by an unanimous vote formally accepted LESCT as its 31st Member Society. As of March 20, 2006, LES Chinese Taipei received formal approval and recognition as a non-profit civic organization by the local governing authority in Taiwan. All members of LESCT are automatically members of LESI.

發起人：

國際技術授權主管總會中華分會的發起人包括劉江彬、蔡熙文、孫遠釗、徐小波、林鴻六、李鍾熙、杜東佑、李俊杰、艾立誠、駱孝文及宿文堂。

Founders:

LESCT founders include Paul C. B. Liu, Simon H. W. Tsai, Andy Y. Sun, Paul S. P. Hsu, Leo Lin, Johnsee Lee, Richard “Dick” Thurston, James Li, John R. Alison, and David W. Su.

## ◆ KIRKLAND & ELLIS LLP



KIRKLAND & ELLIS LLP 是一家致力於為全球客戶提供法律服務的律師事務所，業務包括私募股權、併購和其他公司交易、訴訟、白領和政府糾紛、重組和智慧財產權事務等眾多領域。KIRKLAND & ELLIS LLP 提供最優質的法律意見和獨一無二的訂製方案，幫助客戶取得滿意的結果並實現業務上的成功。KIRKLAND & ELLIS LLP 引進最優秀的法律人才並打造充滿活力的團隊，每個業務團隊都堪稱各自領域的翹楚。KIRKLAND & ELLIS LLP 奉行賦權予律師，提倡企業家精神，恪守道德、誠信正直、協同合作、全力完成客戶的各項委託。自 1909 年成立以來，在這些原則的指引下，我們成功地與客戶建立了良好的長期合作關係。

KIRKLAND & ELLIS LLP is a law firm that serves a broad range of clients around the world in private equity, M&A and other corporate transactions, litigation, white collar and government disputes, restructurings and intellectual property matters. KIRKLAND & ELLIS LLP offer the highest quality legal advice coupled with extraordinary, tailored service to deliver exceptional results to our clients and help their businesses succeed. KIRKLAND & ELLIS LLP invest in the brightest legal talent and build dynamic teams that operate at the pinnacle of their respective areas. And KIRKLAND & ELLIS LLP believe in empowering the lawyers, encouraging entrepreneurialism, operating ethically and with integrity, and collaborating to bring the best to every engagement. These principles have guided us in building successful long-term partnerships with clients since our founding in 1909.

## 服務 Services

### ● 交易業務 Transactional

KIRKLAND & ELLIS LLP 的律師為客戶談判並完成高度復雜的交易，代表上市和私營公司及私募股權投資者處理各種復雜的委託任務。

KIRKLAND & ELLIS LLP' s lawyers negotiate and close highly sophisticated transactions, representing public and private companies and private equity investors across a broad range of complex engagements.

### ● 訴訟業務 Litigation

KIRKLAND & ELLIS LLP 出庭律師為公司代理具有重大業務影響的訴訟。KIRKLAND & ELLIS LLP 擁有許多優秀的出庭律師，這些律師自從業之初，就一直從事庭審案件代理業務。KIRKLAND & ELLIS LLP 以審判為導向的策略，往往在爭議審理之前很長時間就能取得更有利的結果。KIRKLAND & ELLIS LLP 還經常為公司和董事會代理關繫到重大經濟利益和聲譽的白領和政府訴訟。

KIRKLAND & ELLIS LLP' s trial lawyers represent companies involved in business-critical lawsuits. KIRKLAND & ELLIS LLP offer a deep bench of lawyers who have been taking cases to verdict since the early stages of their careers. KIRKLAND & ELLIS LLP' s trial-ready approach often yields better outcomes in disputes long before trial. KIRKLAND & ELLIS LLP also regularly represent companies and boards in white collar and government-facing litigation, where substantial financial and reputational interests are at stake.

### ● 智慧財產權業務 Intellectual Property

KIRKLAND & ELLIS LLP 擁有眾多優秀的智慧財產權律師，他們接受過不同技術學科的專業培訓，並在各個智慧財產權領域擁有豐富的訴訟、交易和法律諮詢經驗，能夠幫助客戶實現最大利益。

Clients benefit from our critical mass of lawyers who are trained in a variety of technical disciplines with experience in litigation, transactions and counseling matters involving all areas of intellectual property.

- 重組業務 Restructuring

通過運用豐富的業務諮詢和風險管理能力，並結合在美國、英國和國際破產事務方面的豐富經驗，KIRKLAND & ELLIS LLP 的重組律師能指引並協助客戶處理涉及財務困難公司的各種困境。

KIRKLAND & ELLIS LLP' s restructuring lawyers navigate clients through the turmoil of situations involving financially troubled companies, with a powerful combination of sophisticated business advisory and crisis management and extensive experience in U.S., UK and international insolvency matters.

KIRKLAND & ELLIS LLP 位於世界各地的律師通過組成多學科團隊，為客戶的復雜法律問題提供全方位法律服務。KIRKLAND & ELLIS LLP 採取整體化運營模式，提倡員工背景、知識和技能的多樣化並從中汲取優勢，這是我們的企業文化。KIRKLAND & ELLIS LLP 的公開委任制度允許律師自主選擇業務領域和具體項目。這種創新模式有助於提高員工忠誠度和鼓舞士氣，從而為客戶提供更好的服務。

KIRKLAND & ELLIS LLP is committed to advancing the communities in which live and work, and KIRKLAND & ELLIS LLP dedicate substantial energy, talent and resources to meaningful causes and initiatives that reflect our values and vision. For us, it' s simple. KIRKLAND & ELLIS LLP has a responsibility to make a difference and to help our communities succeed.

## 協辦單位介紹/Introduction of Co-organizer

### ◆ 磐安智慧財產教育基金會

Cornerstone Intellectual  
Property Foundation



「磐安智慧財產教育基金會」成立於 2008 年，為劉江彬教授及其志同道合的夥伴與門生所創立之學術教育平臺，以持續協助推動台灣地區與海峽兩岸及國際之智慧財產跨領域學術交流及教育發展為設立宗旨。

劉江彬教授為國際智慧財產領域知名學者，於 1996 年榮獲「傑出人才講座」後正式返台，參與臺灣地區相關法規之草擬，致力於台灣智慧財產權發展環境之提昇。劉教授返台期間，先後擔任政治大學科技管理研究所所長，設立智慧財產研究所並擔任創所所長，為臺灣地區智慧財產之學術研究與教育發展立下深厚的根基。同時，劉教授亦主持諸多公、私部門之委託研究計畫，以及跨領域高階人才培訓，積極推動台灣地區、大陸、歐美日之學術交流，對臺灣地區智慧財產之發展，功不可沒。

本基金會以智慧財產之創造、保護、管理及運用之政策研究、國際及兩岸交流、人才培育及其他相關之公益性學術研究與教育事務等為主，期許能夠扮演公共政策之研究機構與政府智庫的角色，為台灣地區智慧財產之發展奉獻心力。

Cornerstone Intellectual Property Foundation, founded in 2008 by Professor Paul Chang Bin Liu with his friends and students, is an academic institute for the promotion of academic exchange and interdisciplinary education concerning intellectual property in Taiwan, in China and around the world.

Professor Liu is an internationally renowned scholar in intellectual property studies. He was awarded the “Outstanding Scholar Award” by the Foundation for the Advancement of Outstanding Scholarship and officially returned to Taiwan from the U.S. in 1996. He has participated in the drafting of regulations and laws about intellectual property and has devoted himself to the development of intellectual property in Taiwan.



During his past 20 years in Taiwan, Professor Liu served as the director of the Graduate Institute of Technology and Innovation Management and the founding director of the Graduate Institute of Intellectual Property at National Chengchi University, casting a profound influence on intellectual property research and education in Taipei. Professor Liu also conducts several research projects and interdisciplinary training programs for senior professionals, commissioned by both the public and private sectors. He vigorously facilitates academic collaboration between Taiwan, China, Europe, Japan and the U.S., which contributes to the development of intellectual property in Taiwan.

CIPF focuses on intellectual property creation, protection, management, and application, including policy studies, international and cross-strait academic collaborations, professional development, and other academic and educational affairs. CIPF aims to play a role as advisor for public and government policies and thus make a significant contribution to the development of intellectual property in Taiwan.

◆ 台灣科技產業法務經理人協會

Taiwan Technology Industry  
Legal Officers Association  
(TILO)



1998 年資策會科技法律中心在經濟部技術處的支持下，廣邀科技界資深法務主管，籌組成立「科技產業法務主管聯盟」，期望以聯盟作為產業界與政府溝通的平台，協助政府建立有利於我國科技產業發展之法律環境。

In 1998, under the support of Department of Industrial Technology (DoIT), Ministry of Economic Affairs (MOEA), Science and Technology Law Center of Institute for Information Industry (III) has invited the senior legal officers in technology industry sector in organizing 『Alliance for Legal Officers from Technology Industry』, for the purpose of constructing a communication platform between government and the industry for the development of related legal environment.

2008 年會員們有感於科技主管聯盟應發揮更大的影響力，尤其國內產業已從替全球領先品牌代工走向經營自有品牌產品的研發、製造、銷售與售後服務的跨國境商品交易的貿易經營模式。國內企業關心的課題也應該要從單純國內法制擴大到國際貿易法規與慣例，因此與國外相關團體的互動是聯盟必須跨越的工作。經多位會員討論決定正式成立協會，由聯盟 30 位會員擔任發起人經向內政部登記正式成立「台灣科技產業法務經理人協會」(Taiwan Technology Industry Legal Officers Association, "TILO")。

In 2008, the members of the Alliance wish to enlarge the influence of the entity, especially the business method of those local enterprises changed from ODM supplies of leading brands to self-sustained and owned their own brand name with full function of R&D, Manufacturing, Sales and Marketing as well as the after sales services. The scope of focus issues for local enterprises has extended from simple domestic laws and regulations to international trade and related practices. Thus, the interaction with related foreign entities is essential. After numerous discussions among the members, a resolution been made on an official organization to be associated. More than 30 members as the promoters, and through the normal procedure of registering as a legitimate organization with the Ministry of the Interior, the establishment of "Taiwan Technology Industry Legal Officers Association, (TILO) thus been accomplished.

協會成立至今，會員已超過 100 家公司法務主管代表，產業涵蓋計算機製造業、半導體業、光電業、電信業、信息服務業、製藥業、生物科技業、金融業、能源業、造紙業及塑化業…等。經常性參與協會主辦法律及知識產權研討會的會員及非會員企業總計超過 200 家以上。本會旨在扮演政府與科技產業之橋樑；由法律面討論科技產業相關議題，提供政府法律具體建議，並期待透過產、官、學、研的力量共同建立良好的科技產業技術發展環境，強化產業競爭力。

Since the establishment of the Association, there are more than hundred legal officers representing their own company participating as the member of the Association. The companies come from all corners of the industry,

including but not limited to: IT manufacturing; semi-conductors; PV and optic-electronic; telecoms; Information Services; Pharmaceutical; Biotech; Financial services; energy; pulp and paper; plasticizing industry ……… More than 200 members and non-members were participated the regular forums and seminars sponsored by Association.

#### 本會任務

- 一、促進全國或區域性科技產業界個人或團體之聯繫、聯誼、互訪、合作及資訊交流。
- 二、促進國際或區域性科技產業資訊之蒐集及相關之交流或合作事宜。
- 三、提供科技產業界綜合性建議與諮詢服務，並協助科技產業推廣法律新知。
- 四、協助政府與產業建置高科技發展及產業應用之法制環境。
- 五、協助各界協商共識，從產業界之角度反應業者所面臨之困難與問題，並提出具體之建議方案，進而促成立法或修法。

#### Mission of the Association

1. Networking platform for promoting the communication, liaison, cooperation, information flow among the individual legal officer and member-company as well as other organization.
2. Promoting the interaction, collaboration and communication amongst the technological industries.
3. Providing the advisory and consulting services for technological industries, and introducing the industry related legal knowledge.
4. Bridging between the Technological industries and competent

authorities of government in establishing the applied legal environment.

5. From the prospective of technological industries, assisting the gathering of problems and difficulties of the industry for proposing the feasible agenda for new law enactment or current law revision.

## 嘉賓介紹/ Introduction of Speaker

### ◆ Hao-Chin Jeng (Frank)

Partner, Litigation

Kirkland & Ellis International LLP



Frank Jeng is a partner in the Hong Kong office of Kirkland & Ellis International LLP. Frank joined Kirkland from its Chicago headquarters, and relocated to Hong Kong in 2012. He is one of few attorneys who have extensive experience in both areas of corporate and litigation across the United States and Greater China.

In litigation, Frank' s practice focuses on advising China and Taiwan-based clients with respect to internal and government investigations, dispute resolution, cross-border transactions, compliance risk assessment and management in multiple jurisdictions, including the United States, China, Taiwan and Hong Kong. He has represented and defended clients in front of the U.S. courts and various U.S. government agencies, including the U.S. Department of Justice (the "DOJ" ) and the U.S. Securities and Exchange Commission (the "SEC" ), on matters of legal and compliance issues arising from clients' business in Asia. His key practice areas encompass antitrust and competition, securities regulations, anti-corruption (including FCPA), commercial litigation, anti-money laundering and other general regulatory matters. In addition to his litigation and regulatory practice, Frank has broad experience in cross-border transactions, including U.S. and Hong Kong IPOs, bond issuance, M&As and investments for public companies and major private equities based in Greater China and the United States. He also advises clients on general corporate matters, including fund formation, corporate governance, securities laws compliance and intellectual

property licensing.

Frank grew up in Taiwan and graduated with double majors in Laws and Business Administration from National Taiwan University. He also received his Juris Doctor and LL.M. with distinction, as well as Wharton Business School Certificate, from the University of Pennsylvania. Frank speaks and lectures frequently at top law schools in Asia, including National Taiwan University, National Chengchi University, Hong Kong University, Chinese University of Hong Kong and City University of Hong Kong.

◆ **Russell E. Levine, P.C.**

Partner, Intellectual Property  
Kirkland & Ellis LLP



Russell E. Levine is a partner at Kirkland & Ellis LLP where he has spent his entire 30+ year career.

He focuses his trial, appellate and alternative dispute resolution practice on patent infringement matters and disputes involving, and relating to, technology transfer and patent license agreements. His trial practice includes jury trials, arbitrations and section 337 proceedings before the U.S. International Trade Commission. His appellate practice concentrates on appeals in the Court of Appeals for the Federal Circuit. His technology transfer and licensing practice includes structuring and negotiating both licensing-in and licensing-out transactions. He is a Certified Licensing Professional.

Russell has received many accolades for his IP practice. His strategy of seeking and obtaining a writ of mandamus earned “stand-out” recognition in the Financial Times, U.S. Innovative Lawyers 2011. He also won the International Law Office 2012 Client Choice Award in Litigation for the U.S. The clients ILO interviewed had this to say about him: “Russell has that unique ability to provide legal advice in a manner that is understandable, practical and useful for our business.” Russell is included in Managing Intellectual Property 2019 “IP Stars,” as he has been for several years. In the 2014 edition of IP Stars, a firm client praised Russell, noting, “We have worked with Russell Levine for several years. I find he has great insight into how to give clear, concise input focused on legal solutions that leverage business needs.”

Russell is named in the 2019 editions of IAM Patent 1000: The World’s Leading Patent Practitioners and IAM Strategy 300: The World’s Leading IP Strategists. Comments in these and previous IAM publications have



included: “He is fantastic and has a knack for breaking down complex subjects to their essentials without getting caught in the weeds. He really knows his audience and how to get points across effectively;” he is “well known for the depth of his licensing expertise;” and “for the most important cases, he is one of the leading figures in Chicago and nationally.”

Russell is active in bar associations, industry organizations and his community. He is a Past-President of LES (USA and Canada); a past-chair of the By-Laws Committee of the Midwest Section of the United States Tennis Association; and a past-chair of the President’s Council at Chicago’s Museum of Science and Industry.

He is an author and frequent speaker on IP issues. He is co-editor of International Licensing and Technology Transfer: Practice and the Law. His “Top 10 Court Decisions of Year” workshop at the LES Annual Meeting is consistently standing room only.

Russell holds a B.S. in Engineering and a B.S. in Economics, both degrees from the University of Michigan. He received his law degree from the University of Chicago. He is on the World Intellectual Property Organization’s List of Mediators and Arbitrators, and he is registered to practice before the United States Patent and Trademark Office.

◆ **James H. Mutchnik, P.C.**

Partner, Litigation

Kirkland & Ellis LLP



Jim represents corporate and individual clients in antitrust and white collar crime defense matters and related commercial litigation matters in federal and state courts throughout the United States and before a variety of federal and state investigative agencies, including the Antitrust Division, United States Department of Justice, the Federal Trade Commission, United States Attorney' s Offices and the Securities and Exchange Commission. In the antitrust area, Jim specializes in litigating various matters involving domestic and international cartels, alleged price fixing, monopolization claims, price discrimination and representing clients in dealing with the antitrust aspects of mergers, acquisitions and joint ventures. Jim' s white collar crime defense and internal investigation matters cover price fixing, accounting fraud, FCPA violations, securities fraud and insider trading, public corruption, environmental crimes and other corporate crime issues. Jim is recognized annually by Chambers USA and Chambers Global as one of America' s Leading Business Lawyers in Antitrust and has been recognized as a leading lawyer by The International Who' s Who of Competition Lawyers and Economists. He has been recognized as an "Illinois Super Lawyer" by Super Lawyers magazine and was also recognized in recent editions of The Legal 500 U.S. for his "practical advice and superb service" in the area of Antitrust. Most recently, Best Lawyers recognized Jim as the Litigation - Antitrust Lawyer of the Year. Jim is the head of Kirkland' s e-discovery training program for attorneys and legal assistants. His prior work for the Antitrust Division and character were featured in the major motion picture, The Informant, and book of the same name.

◆ 陳岳宏 Embert, Yueh-Hung, Chen

Evergreen Line

Legal Department

Competition Compliance Officer



Embert oversees Evergreen Line' s Compliance Desk in the role of Competition Compliance Officer. Embert drafts and publishes Evergreen Line Competition Compliance Manual and set up Evergreen Completion Compliance structure. Tailor-made Evergreen Competition Compliance Check List, Self-Assessment and issue circular to all Evergreen global agents. Giving training courses to various company/department/section with dedicated materials based on their job functions. Introduce E-mail audit system with AI function to scan for competition risky mails and take immediate actions to cease any illegal conduct. Act as Competition desk to answer any queries in respect of competition law.

Embert has handled all Antitrust investigation cases for Evergreen Line in various jurisdictions and none of each case has ever been charged guilty against Evergreen Line. Embert also regularly visit to various authorities including EU Competition Commission, China State Administration for Market Regulation and National Development and Reform Commission, U. S. Federal Maritime Commission and other major competition authorities in order to properly communicate regarding industrial best practice . Embert also works closely with Taiwan Fair Trading Commission to update shipping market trend in global antitrust regime. Embert is now acting as Chairman of International Council of Container Operators, Legal Sub-Committee.

Other than Competition Compliance, Embert also itakes charge of other

global regulatory compliance including Anti-Corruption/Anti-Bribery, Economic Sanction/AML and others.

Other than regulatory compliance, Embert also specializes on maritime casualty, bankruptcy case, commercial dispute resolution, Bill of Lading disputes and all other shipping related sectors.

#### Experience in Competition Cases

1. EU Competition Commission dawn raided Evergreen Marine (UK) Limited and the case is closed in 2016 without infringement to EU Competition Law;
2. Russia FAS dawn raided Evergreen Shipping Agency (Russia) Limited in 2013 and the case closed in 2016 and no guilty decision is issued;
3. Vietnam Competition Authority initiate an investigation against Evergreen Shipping Agency (Vietnam) Company Limited and the case is closed without guilty charge;
4. China NDRC dawn raided Master International Shipping Agency in 2016 and the case is closed without violating China Antimonopoly Law;
5. Taiwan Fair Trading Commission received complaint about liner shipping carriers' jointly increase price because of Hanjin bankruptcy case and the case is cleared by Taiwan Fair Trading Commission in 2018;
6. U.S. Department of Justice issued subpoena to Evergreen in 2017 and the case closed in 2019 without any finding of illegal conduct.

◆ 葉國良 Kuo-Liang Yeh (Karl)



Kuo-Liang Yeh (Karl) is the General Counsel of TCL Communications Technology Holdings Ltd. He engaged in Research and Development as project leader in Taiwan Semiconductor Manufacturing Company Ltd., in IP Law in MediaTek, Inc., and served as Chief Legal Officer / Head of Legal Division in Silicon Motion Technology Corporation, Wonderland Nurserygoods Co., Ltd. and AmTRAN Technology Co., Ltd.. He obtained his Bachelor of Science, Master of Laws and Ph. D. of Engineering degrees from National Chiao Tung University, Master of Science degree from National Taiwan University, LL. M. degree from University of California, Berkeley and Doctoral in Law degree from China University of Political Science and Law. He is admitted to the New York Bar and China Bar; was admitted to practice before the USPTO, and passed China Patent Bar Examination. He is also an arbitrator before the Chinese Arbitration Association.

◆ 游象敏 Simon Yu

TPK Touch Solutions Inc.

Deputy Director

IP Department

● Working Experience

Lee-and-Li Attorney' s at Law, Senior Patent Attorney

TSMC, Process Engineer

● Education

Cheng-Chi University, Master of Laws

Duke University, M. S. in Mechanical Engineering and Materials  
Science

National Chiao-Tung University, M. S. in Environmental Engineering

National Taiwan University, B. S. in Chemical Engineering.

● Associations

TWPAA

APAA

● Qualifications

■ Taiwan Patent Attorney

■ China Patent Agent

◆ **Tammy A. Tsoumas**

Partner, Litigation  
Kirkland & Ellis LLP



Tammy Tsoumas represents leading U.S. and multinational corporations in antitrust and other complex commercial litigation matters including price-fixing, monopolization, patent licensing and restraint of trade, unfair competition, wrongful death, and bankruptcy matters. She has experience in federal and state courts across the country and in complex multidistrict litigation, representing clients in diverse industries such as transportation, technology, electronics, media, manufacturing, and financial services.

Tammy's experience includes years of representing and counseling clients in high-profile litigation matters, including authoring and arguing key motions and defending critical depositions. Among her cases was one in which Kirkland & Ellis won a motion to dismiss approximately \$4.5 billion in claims against approximately 430 client defendants. The dismissed claims included actions for fraudulent transfers, preferences, equitable subordination and equitable disallowance.

In April 2018, Tammy was named to the Los Angeles Business Journal's list of "Most Influential Women Attorneys." In 2017 and 2018, she was recognized by The Legal 500 U.S. for her antitrust work. Tammy also has been recognized as one of Southern California's "Rising Stars" by Super Lawyers from 2013 to 2017.