



XU, Bo

Ph. D., Partner, Director, Attorney at Law

Working Languages: Chinese, English

Practice Experience:

Dr. Bo Xu is currently the director of Beijing Lung Tin Law Firm. He has been engaged in intellectual property trials in Beijing Intellectual Property Court and Beijing First Intermediate People's Court for ten years and has tried more than 1,000 cases of various intellectual property rights such as patents, trademarks, copyrights, and unfair competition. The patent administrative dispute case handled by Apple v. Patent Reexamination Board was selected as "Top 10 Innovative Intellectual Property Cases in Chinese Courts in 2014" and handled a series of medical patents, standard essential patents, well-known trademark protection, internet unfair competition disputes, and so on. Dr. Xu has rich trial experience and has participated in the trial of the essential patent infringement cases between Xidian Jietong and Sony (the top ten cases of intellectual property judicial protection in Beijing courts in 2018), the unfair competition cases between Tencent and Century Xinghui's "Window Browser of the World" (the top ten cases of intellectual property judicial protection in Beijing courts in 2018), and the copyright infringement case in fan fiction in the "Hurry Year" (the typical case of Beijing Intellectual Property Court in 2019).

Dr. Xu has been fully involved in the establishment, operation, and related research work of the Intellectual Property Case Guidance Research Base of the Supreme People's Court (Beijing). He has undertaken more than 10 research projects from various institutions, including the Supreme People's Court, the Ministry of Commerce, the Beijing Higher People's Court, the Beijing Intellectual Property Court, and the Beijing Municipal Intellectual Property Office. He has published over 30 professional articles and authored the book *Intellectual Property Litigation: A Guide to Guiding Cases and the Application of Precedents*. He also serves as the executive editor for the series of case books titled *Dynamic Tracking of Intellectual Property Adjudication in Chinese Courts*. Dr. Xu has long been tracking developments in the biopharmaceutical field, and the professional WeChat public account he operates, "Medical Intellectual Property Case Observation," has received widespread attention from industry insiders.

Currently, Dr. Xu serves as the standing legal advisor to several well-known enterprises and has provided high-quality intellectual property legal services to numerous domestic and international companies, including Qualcomm, Corning, Procter & Gamble, LG New Energy, Tencent, OPPO, vivo, Xiaomi, Kuaishou, Yangtze Memory Technologies and CIMC in many important cases. With his

outstanding professional expertise and excellent client reputation, Dr. Xu has been selected for the leading global legal rankings such as Chambers (Leading Lawyers), IAM 1000 (World's Leading Patent Litigation Practitioners) and The Legal 500. He has also been honored as one of the "Top 50 IP Elite Lawyers in China Under 50".

Work Experience:

Beijing Lung Tin Law Firm, Director, Partner
Beijing Intellectual Property Court, Judge
Beijing First Intermediate People's Court, Judge

Education/Trainings:

Doctor of Laws, *Chinese Academy of Social Sciences*
Master of Law, *Peking University Law School*
Bachelor of Medicine., *Tongji University School of Medicine*

Publications/Presentations:

Research Projects

"Rules Concerning Judicial Protection and Extraterritorial Application in the Basic Intellectual Property Law", State Intellectual Property Office
"Major Issues in the Fourth Revision of the Patent Law", Supreme People's Court
"Empirical Research on the Application of Intellectual Property Cases", Judicial Case Research Institute of the Supreme People's Court
"Research on Interpretation and Revision Demands of E-Commerce Laws", Beijing Higher People's Court & Ministry of Industry and Information Technology
"Application of Precedent Cases in Intellectual Property Trials", Beijing Intellectual Property Court
"Patent Infringement Damages & Process Patent Infringement Determination Issues", Beijing No.1 Intermediate People's Court
"Regulation on Legal Liabilities of Commodity Market Operators", Beijing Law Society
"Construction and Application of Judicial Case Guidance Mechanism for Intellectual Property Innovation Protection", Beijing Municipal Science & Technology Commission
"Revision of the Measures of Beijing Municipality for the Protection of Intellectual Property Rights at Exhibitions", Beijing Municipal Intellectual Property Bureau

Monograph

Author, *Intellectual Property Litigation: Application Guide to Guiding Cases and Precedent Cases*, Law Press China, 2019

Academic Articles

Author, "Review and Analysis of Four Types of Declarations Since the Implementation of China's Drug Patent Linkage System", 2022
Author, "Practical Operation and Countermeasure Suggestions of Drug Patent Dispute Early Resolution Mechanism for Invalidated Patents", 2022
Author, "Potential Dispute Types Under China's Drug Patent Linkage System", *Observations on Pharmaceutical Intellectual Property Cases*, 2021

Author, "Clause-by-Clause Interpretation of the Trial Measures for the Early Resolution Mechanism for Drug Patent Disputes", Observations on Pharmaceutical Intellectual Property Cases, 2021

Author, "Interpretation of 'Invalidated' and 'Legally Nullified' Patent Rights Under the Drug Patent Linkage System", Observations on Pharmaceutical Intellectual Property Cases, 2021

Author, "Drug Patent Invalidation Data Analysis After the China-U.S. Economic and Trade Agreement", Observations on Pharmaceutical Intellectual Property Cases, 2021

Author, "Injunctive Relief for Drug Patents Incorporated into Pharmaceutical Standards", China Patents & Trademarks, 2020

Author, "The Evolution of Supplementary Experimental Data Under the China-U.S. Economic and Trade Agreement", China Intellectual Property, 2020

Author, "Drug Online Listing and Offering for Sale Issues", China Pharmaceutical News, 2020

Author, "Empirical Research on China's Intellectual Property Case Guidance System: Based on Beijing Intellectual Property Court Practices", Intellectual Property Research, Social Sciences Academic Press, 2019

Author, "Drug Patent Linkage and Judicial Precedent Application", China Intellectual Property, 2018

Author, "Technical Fact-Finding Methods in Drug Patent Cases via Guiding Cases", China Intellectual Property, 2018

Author, "Second Medical Use Patent Examination Based on Imatinib Case", China Intellectual Property, 2018

Author, "Indirect Patent Infringement Involving Intermediates and Prodrugs", China Intellectual Property, 2018

Author, "Drug Patent Dispute Trials Under the 24-Month Regulatory Approval Stay Period", China Intellectual Property, 2018

Author, "Interpretation of China's First Pharmaceutical Patent Guiding Case", Beijing Trial Journal, 2018

Author, "Specialized Intellectual Property Trial Reform: Lessons from Japan", Innovation and Competition: Intellectual Property in the Internet Era, Intellectual Property Publishing House, 2018

Author, "Intellectual Property Case Guidance System: From Stare Decisis to Consistent Adjudication", People's Court Daily, 2017

Author, "Construction and Perfection of China's Case Guidance System From the IP Trial Perspective", Intellectual Property, 2017

Author, "Research on the Construction of Compulsory Licensing System in China", Electronic Intellectual Property, 2017

Author, "Interpretation of China's Judicial Case Guidance System for Intellectual Property", China Intellectual Property, 2017

Author, "Legal Nature of FRAND Licensing Declarations", China Intellectual Property, 2017 Issue

Author, "Preliminary Study on China's Intellectual Property Case Guidance System", Beijing Trial Journal, 2017

Author, "Standard Essential Patent Issues in the Fourth Patent Law Revision", China Intellectual Property, 2017

Author, "Construction and Improvement of China's Technical Investigator System", Intellectual Property, 2016

Author, "Institutional Logic Behind the 50 Million RMB IP Damage Award", IP Force, 2016

Author, "GUI Intellectual Property Protection Status and Design Patent Protection Prospect: Based

on China's First GUI Patent Administrative Case", Intellectual Property Research, Intellectual Property Publishing House, 2015

Author, "Legislative and Judicial Application Analysis of a Trademark Dispute Case", Selected Commentaries on Classic Intellectual Property Cases (2015), Intellectual Property Publishing House, 2015

Author, "Infringement Damage Calculation in Design Patent Civil Disputes", Enlightenment from Typical Chinese Patent Cases: Design Volume, Intellectual Property Publishing House, 2015

Author, "Patent Infringement Case of Hanwang v. Yintao Pharmaceutical", Patent Early Warning through Patent Litigation, Intellectual Property Publishing House, 2015

Author, "Pfizer Sildenafil Patent Invalidation Administrative Case", Patent Early Warning through Patent Litigation, Intellectual Property Publishing House, 2015

Author, "Claim Clarity Determination and Legal Application of Specification Support Rules", Interpretation of Famous Patent Cases, The Commercial Press, 2014

Author, "Anti-Dilution Protection in Well-Known Trademark Administrative Cases", People's Judicial Application, 2013

Author, "Copyright Protection Scope Definition and Substantial Similarity Judgment", Intellectual Property, 2012

Author, "Legal Application of Anti-Monopoly Trials on Abuse of Dominant Market Position", Electronic Intellectual Property, 2010

Author, "Changes and Judicial Dilemmas of Extraterritorial Evidence Authentication Procedures in China", Beijing Notarization, 2010

Social Activities:

Expert for National Overseas Intellectual Property Dispute Response Guidance

Expert Volunteer of Litigation Service, Supreme People's Court

Member, Network Intellectual Property Special Committee of China Intellectual Property Research Society

Member, Criminal IP Protection Special Committee of China Patent Protection Association

Review Expert for Financial Projects of China Association for Science and Technology

Beijing Top 100 Legal Talents

Expert of Beijing Municipal Intellectual Property Expert Database

Expert of Beijing Patent Attorneys Association

Special Mediator, Beijing Internet Court

Director of Capital Intellectual Property Service Industry Association

Expert, Hangzhou Bioeconomy Judicial Protection Case Research Base

Expert, China (Yantai) Intellectual Property Protection Center

Expert, Chengdu High-tech Zone Biomedical Industry Expert Federation

Working Languages:

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