



Wu, Shangkun

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About

Overview

Attorney Wu has been practicing law since 1994 and has concurrently held teaching positions at several universities, teaching courses related to intellectual property rights and laws pertaining to cultural and creative industries.

Attorney Wu understands the complexities and dynamics of the business market and the tech industry. While the law often serves as a vital tool in defining rights and mitigating risks, it cannot solely address all issues from a legal standpoint. Instead, it requires an ability to engage in a dialogue with business practices to collaboratively seek the best solutions. Especially, understanding client needs, grasping the realities of transactions, and assisting clients in identifying and evaluating risks are crucial. He also designs related legal mechanisms, including contract planning, educational training, and talent cultivation, to help clients avoid risks and pursue maximum benefits.

Activities and Affiliations

- Practicing Lawyer 1994-
- President of the Chinese Intellectual Property Protection Association 2022-
- Adjunct Assistant Professor, Shih Hsin University, 2002-
- Tutor of Part-time Master's Program of Shanghai Jiao Tong University Law School 2018-
- Guangzhou Arbitration Commission Arbitrator 2021-
- All Union of Bar Association Lawyers' Pre-service Training Seminar 2018-
- Volunteer Lawyer of Straits Exchange Foundation 2006-
- Intellectual Property Monthly 2003
- Member of the Examination Committee of the Judicial Staff Examination Committee of the Examination

Institute, 2007

- Secretary General and Director of Taoyuan Bar Association, 1999-2001
- Taoyuan Public Art Review Committee, 2004-2010
- Taipei Bar Association Domain Name Dispute Resolution Panel 2017
- Chairman of the Information Committee of the National Federation of Lawyers Association of the Republic of China, 2018
- Adjunct Faculty 2000-2019 (Taipei County Labor University, Taiwan Institute of Finance, Kaohsiung Air University, EMBA Institute of Finance and Finance, Central University, Institute of Patent Research, National Taiwan University of Science and Technology, Yuan Ze University)

Experience and Insights

Experience

- A well-known domestic publishing house was accused of copyright infringement by peers, and our lawyer planned a criminal defense strategy for it, and was found not guilty.
- The head of a well-known Chinese publishing house in New York was charged with defamation, and our lawyer planned a criminal defense strategy for him, and was found not guilty.
- A well-known domestic information company was accused by an architectural design company of copyright infringement, and our lawyer planned a criminal defense strategy for him, and was found not guilty.
- A well-known domestic pharmaceutical agency company was sued by a foreign pharmaceutical company for infringement of patent rights, and after this lawyer defended it, the foreign pharmaceutical company withdrew its lawsuit on its own.
- The employees of well-known domestic design companies leaked trade secrets, and our lawyer won the judgment of winning the civil criminal litigation for their prosecution.
- When an employee of a well-known domestic electronics company was accused of obstructing secrets, our lawyer organized a defense team for him, planned a criminal defense strategy, and was found not guilty.
- He has advised the Cultural Affairs Bureau of a northern county and city government on a number of public art and exhibition activities.
- Our lawyer was appointed by a well-known Chinese music creator to mediate the dispute over the right to represent the name and has replied with correct copyright information.
- Assisted Korean food companies in obtaining existing trademark rights in China.
- Assisted many domestic companies in patent rights protection and infringement defense litigation cases.
- Assist well-known food equipment manufacturers in the island in global patent layout and prosecution affairs.
- Litigation dispute resolution
- Our lawyer was appointed by a well-known domestic newspaper to handle a number of infringement cases, and won many judgments.
- Our lawyer was appointed by a municipal government police department in northern China to handle state compensation and government procurement litigation cases, and both of them were successful.
- A well-known domestic information industry manager was accused of violating the Commercial Accounting Law, and after being sent back twice by the Supreme Court, the guilty verdict was finally

revoked and found not guilty.

- Defended telecommunications fraud and organized crime cases and obtained acquittals.
- In case of violation of cross-strait regulations, he was given a suspended sentence.
- The Taiwan High Court designated a number of second-instance criminal defense cases.
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- Defended telecommunications fraud and organized crime cases and obtained acquittals.
- In case of violation of cross-strait regulations, he was given a suspended sentence.
- The Taiwan High Court designated a number of second-instance criminal defense cases.
- Our lawyer has been entrusted by well-known venture capital enterprises in China to review and evaluate investment listed enterprises and reengineering plans, and successfully completed the transfer of management rights.
- Our lawyers have been appointed by well-known securities firms in China to provide professional evaluation legal opinions and have successfully handled dozens of counseling listing cases.
- Labor dispute litigation case of a department store (representing the labor party, winning the judgment)
- A newspaper is a labor dispute litigation case (representing the management party, winning the judgment)
- Sexual harassment case of an art fair audience (acting for the organizer)
- A campus sexual harassment case (representing the victim, obtaining an apology and monetary compensation)
- An employee of an art centre complained about workplace bullying (acting for the employer, reaching a settlement, and helping to establish the company's workplace wrongful abuse guidelines)
- Employee of a cosmetics company complained of workplace bullying (represented the investor and reached a settlement)
- Sexual harassment case filed by a community law student (providing suggestions on countermeasures and assisting in the establishment of gender equality committees and related mechanisms)
- Legal adviser to the Labor Bureau of Taoyuan County Government

Insights

- "Cross-Strait Intellectual Property Development Trends: Focusing on Important Case Analysis" (co-author, Yuanzhao Publishing Company, January 2021).
- "Easy to Look at the Copyright Law" (Shuquan Press, August 3, 2020)
- Intellectual Property and Law (co-author, Yuanzhao Publishing Company, September 6, 2021)
- Research on Cross-Strait Intellectual Property Development (co-author, Yuanzhao Publishing Company, November 2011)
- "Online Life and the Law" (Sanmin Books, January 2005)

- "The Right and Wrong of Apartment Buildings" (Sanmin Books, May 2002)
- Whether the short-term limitation provisions apply to the right to claim the purchase price of customized products--Commentary on the Supreme Court's 112th Tai Shang Zi No. 963 Judgment, Yuedan Accounting Practice Research, 2023/9, No. 69
- It is proposed that the competent authority of the Copyright Law be changed to the Ministry of Culture, Yuedan Law Review, No. 16, 2023/7
- Issues related to the "Adaptation" of the Copyright Law, Yuedan Accounting Practice Research, 2023/4, No. 64
- Principles for Handling Copyright Property Rights Licensing Disputes: A Brief Analysis of the Supreme Court's 111th Tai Shang Zi No. 1299 Civil Judgment, Yuedan Accounting Practice Research, 2022/12, No. 60
- Is Personnel Information Protected by the Trade Secrets Law?—A Brief Analysis of the Supreme Court's Criminal Judgment No. 3903 in 110 Tai Shangzi, Yuedan Accounting Practice Research, 2022/6, No. 54
- On "Metaverse" and Trademark Law, "Research on Accounting Practice in Yuedan", Issue 50, 2022/2
- Fair Trade Law Controversy on the Housing Comparison Website: A Brief Analysis of the Supreme Court's 109th Tai Shang Zi No. 1756 Civil Judgment, Yuedan Accounting Practice Research, 2021/10, No. 46
- Introduction and Inspiration for the U.S. Supreme Court's Trial of Copyright Litigation between Google and Oracle, Yuedan Judgment Times, Issue 111, 2021/10
- An Exploration of the Scope of Publications Used by Funders: An Analysis of the Supreme Court's 107th Tai Shang Zi No. 553 Civil Judgment, Yuedan Accounting Practice Research, 2021/4, No. 40
- Protection of Indigenous Peoples' Traditional Wisdom Creations The Possible Adoption of "Right to Claim for Remuneration", Taiwan Indigenous Jurisprudence, 2021/3, No. 7
- Elements and Application of the Crime of Leaking Industrial and Commercial Secrets in Criminal Law: Commentary on the Criminal Judgment No. 2709 of the Supreme Court in 109 Tai Shangzi, Research on Accounting Practice in Yuedan, No. 37, 2021/1
- On the Elements of Reasonable Confidentiality Measures: Based on the Insights of Intellectual Property Court Judgments, Cross-Strait Intellectual Property Development Trends: Focusing on Important Case Analysis, 2021/1
- The Principle of Limited Protection and the Statutory Principle of Copyright Law: A Comparison and Reflection of Recent Cases of Copyright Disputes over Phonode Players by Intellectual Property Courts, Collected Essays on Professor Shi Maolin's Birthday Celebration of the Seventh Rank, 2020/7
- Fair Use and Personal Use under the Copyright Act (July 2001, Shoen No. 49)
- Understanding the Economics of the Copyright System from the Draft Civil Code of China (Proceedings of the 2006 Chung Yuan University Intellectual Property Seminar)
- The Establishment of the Copyright System from the Nature of Public Wealth in Economics (Proceedings of the 2007 International Conference on Globalization and Intellectual Property Protection of China University of Political Science and Law)
- See <https://wulaw.blog/> for more articles

Recognition & Awards

- Served as a legal consultant for the New Taipei City Police Department for a long time and was awarded a certificate. (2013)

- Assisted in the lecture of the Legal Clinic of Shanghai Jiao Tong University Law School and was awarded a certificate of appreciation. (2016)
- Peking University Law School Doctoral Program 2002-2003 Academic Year Excellent Individual Award.

Area of focus

- Fair Trade Law and Antitrust Law
- Litigation and Dispute Resolution
- Labor
- Privacy & Cybersecurity
- Intellectual property and technical services
- Start-ups and emerging companies

Education

- Juris Doctor of Peking University, 2005
- Master of Laws, Tunghai University, 1999
- Bachelor of Laws, Soochow University, 1991

Admissions and qualifications

- Lawyer of the Republic of China
- Patent Attorney
- Arbitrator of the Labor Dispute Arbitration Association of the Republic of China
- Arbitrator of China Engineering Arbitration Association

Languages

- Mandarin
- Taiwanese
- English