



Xiaotong Wang

Counsel

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OVERVIEW

Xiaotong Wang is an associate with extensive experience representing clients in cross-border mergers and acquisitions, foreign direct investments, corporate regulatory, employment and workplace safety, and a range of aspects of corporate matters and commercial transactions. Her practice also focuses on regulatory and compliance advice on pharmaceuticals and medical devices, data privacy and cybersecurity, and personal information protection, as well as legal matters of foreign NGOs with presence in China.

PROFESSIONAL / CIVIC ACTIVITIES

- National Scholarship Award, Ministry of Education, PRC.
- SAMSUNG Scholarship Award, Samsung Corp.

EDUCATION

- LL.M., Emory University School of Law
- LL.B., China University of Political Science and Law
- LL.M., China University of Political Science and Law

ADMISSIONS

- Bar of New York
- Bar of People's Rep. of China

LANGUAGES

- Chinese (Mandarin)
- English

THOUGHT LEADERSHIP POWERED BY HUB

- 8 August 2022, First Amendment of China's Anti-Monopoly Law – Key Takeaways
- 22 July 2022, What You Need to Know About China 'Binding Corporate Rules' Under the New Certification Specifications
- 10 January 2022, What is Required Under the PIPL: A PRC-Based Representative or a Personal Information Protection Officer?
- 9 November 2021, What Multinational Companies Need to Know about Collecting Personal Information from Their Employees in China
- 19 October 2021, Overview of the New Implementing Rules on Critical Information Infrastructure in China and Key Takeaways
- 21 July 2021, Five Things to Know About the Changes to China's Medical Device Regulation
- 9 July 2021, China's New Data Security Law Bolsters Its Data Security Legal Regime
- 7 April 2021, Impact of the Growing Marketing Authorization Holder Pilot Program in China's Medical Device Industry
- 7 December 2020, China Overhauls Its Export Control Regime: What China's New Export Control Law Changes and How to Respond
- 26 June 2020, Market Entry and Real World Data – China's Medical Device Industry

NEWS & EVENTS

- 11 July 2022, K&L Gates Advises DIC Corporation on Acquisition of Chemical Manufacturing Operations in China
- 18 September 2020, K&L Gates Advises Red Ventures on USD \$500 Million Acquisition of CNET Media Group From ViacomCBS

OTHER MEDIA MENTIONS

- Mentioned, "[DIC Corporation's Acquisition of Guangdong Tong Tak New Materials](#)," *Global Legal Chronicle*, 12 July 2022

AREAS OF FOCUS

- Mergers and Acquisitions
- Data Protection, Privacy, and Security
- Food, Drugs, Medical Devices, and Cosmetics (FDA)

REPRESENTATIVE EXPERIENCE

Pharmaceuticals, Medical Devices, Food & Cosmetics

- Advised Misonix, Inc., a world leading designer and manufacturer of Class III ultrasonic medical devices, on its PRC regulatory, product testing, certification and licensing, local adverse event reporting, and other compliance and distribution matters, including the consideration of the marketing authorization holder pilot program of National Medical Products Administration (NMPA) of the PRC.
- Advised a global leading provider of in vitro diagnostics (IVD) products and services on its proposed localization strategies in China, co-development and joint venture with a Chinese listed entity in IVD, and IP strategies.
- Advised a world leading designer and manufacturer of orthopaedic fixation medical devices on its PRC regulatory and distribution matters, including the compliance with PRC “two-invoice system”.
- Advising a U.S. molecular diagnostic company on the approval from the Ministry of Science and Technology (MOST) for transferring overseas the human genetic resources for clinical diagnostic purpose and the feasibility of establishing a local independent clinical laboratory for human genetic testing.
- Advising a U.S.-based medical institution on its cooperation with a PRC local partner on a telemedicine online platform that provides cross-border healthcare services, and on the relevant PRC regulations and government approvals, including the ICP license, EDI license and the relevant online medical related approvals.
- Advising a Swiss baby food company on its market entrance strategy in China and the service agreement with a PRC consulting company on registering its infant formula products.
- Advising a world-leading group of luxury brands on the registration, packaging and label claims of imported non-special use cosmetic products, and other compliance and regulatory matters, including the feasibility of a local genetic testing for skincare purpose.

Data Security, Cybersecurity & Personal Information Protection

- Advised a U.S.-based travelers review platform on its data privacy compliance in China and transfer of traveler reviews to overseas server.
- Advised a leading provider of semiconductor lasers and micro-optics on its collection of employee personal information, storage of sensitive personal data and transfer to the head office in overseas, and prepared the relevant personal information protection policy and the corresponding consent letters.
- Advised a global clinical research services provider on the reporting to the local authority on a data breach caused by a ransomware attack concerning the sensitive personal information of over 130 employees based in China.
- Advised a U.S.-based technology company and information provider for connected and automated vehicle applications on its joint venture in China to provide processed traffic data and optimized traffic advisory advices to automobile manufacturers in China.

Cross-Border Mergers and Acquisitions

- Advised digital brands portfolio Red Ventures on US\$500 million acquisition of CNET Media Group from ViacomCBS, with equity interests in the PRC.
- Advised a leading public relationship and communication company on its acquisition of majority shareholding of a PRC communication company.
- Advised a large real estate company on its RMB2 billion acquisition of the PRC warehousing entities that own and operate 400,000 sqm of warehouses in the PRC.
- Advising DIC Corporation, a world leading ink-maker, on its acquisition of chemicals manufacturers in the PRC.
- Advised Ampco-Pittsburgh, a NYSE-listed company in the business of forged and cast engineered products, on the acquisition of Akers AB, a metals processing company with equity interests in a PRC state-owned joint venture company.

Foreign Direct Investments

- Representing a U.S.-listed medical device company on its establishment of wholly foreign-owned entity (WFOE) in Beijing and advised on the CRO service and clinical trial required by the NMPA.
- Representing a foundation on its establishment of a private non-enterprise unit (PNEU) through its China representative office with Beijing Science and Technology Commission and Tsinghua University and advised on the underlying transaction documents.
- Representing a Korean technology and trading company on its establishment of WFOE in Beijing and advised on its labor and banking issues.
- Representing an Italian ammunition manufacturer on its supply agreement with a Chongqing state-owned company and their establishment of a Sino-foreign joint venture in China.

Labor, Employment & Workplace Safety

- Representing a world leading manufacturer of specialty materials and components in preparing its corporate guidelines for business conduct and ethics, template employment contract, and employee handbook applicable to its Chinese subsidiaries.
- Representing a multinational turbomachinery company on the preparation of separation and termination agreements, and advised on severance payment required under the PRC law.
- Representing a media company on its filing with the local labor bureau on the flexible working hours applicable to its employees in Beijing, China.
- Representing a world leading technology company on its internal investigation of potential misconduct of bribery and price-fixing of employees, and advised on the negotiation of termination of employment relationship and labor arbitration in Beijing, China.