

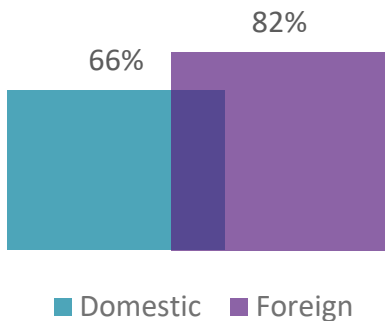
EXPLORING THE CHINESE LITIGATION LANDSCAPE

Is it fair for foreign companies?

A common complaint about IP litigation in China is that the courts prefer domestic over foreign parties ([AmCham, 2019](#); [European Chamber, 2019](#)). This edition explores those claims in relation to invention patent litigation using CIELA data for foreign and domestic plaintiffs.

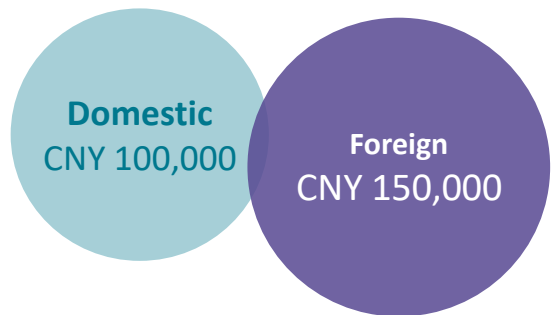
WIN RATE

Win rates are considerably higher for foreign plaintiffs



MEDIAN COMPENSATION

Median compensation is 50% higher for foreign plaintiffs



Doug Clark, Global Head of Dispute Resolution reflects:

"There is no doubt that as the Chinese civil litigation system has become more sophisticated and the quality of judges improve the courts in general handle cases involving foreign and domestic parties equally. The win rates and compensation received by foreign parties reflect this general trend. Large and complex cases can raise more difficult issues, but for the most part foreign parties can expect a fair hearing."

KEY STATISTICS

Data from all new patent cases in the past six months

| | |
|----------|-----|
| ALL | 791 |
| FOREIGN | 24 |
| DOMESTIC | 767 |

