



Meg Utterback, Esq.

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Practice Areas

Arbitration, Business/Commercial, Investment Disputes, Energy, Engineering & Construction, Intellectual Property, International Arbitration

Meg Utterback serves as a mediator for the Shanghai Commercial Mediation Center in cases involving both Chinese and foreign parties. Ms. Utterback has been an international partner with King & Wood Mallesons since 2010 and is a member of the firm's Dispute Resolution Management Committee. Her practice focuses on dispute resolution, especially shareholder disputes, and energy and construction matters, both non-contentious and contentious. She has nearly three decades of legal experience and was previously a partner at Pillsbury Winthrop Shaw Pittman (2008–2010) and Thelen Reid & Priest (1998–2008).

Ms. Utterback has represented U.S., European and Chinese companies at the International Chamber of Commerce (ICC), the China International Economic and Trade Arbitration Commission (CIETAC), the Hong Kong International Arbitration Centre (HKIAC), the Singapore International Arbitration Center (SIAC) and the Indian Council of Arbitration (ICA), as well as in litigation before U.S. courts. She splits her time between the Shanghai and New York offices of King & Wood Mallesons. Ms. Utterback's working languages are English and Chinese.

Representative Matters

Business/Commercial

- Mediation of commercial dispute in relation to breach of purchasing agreement and distributor agreement
- Represented European company in automobile joint-venture dispute in CIETAC relating to noncompete issues
- Represented European company in equipment joint-venture dispute in HKIAC
- Represented Chinese company in failed acquisition of equity in Australian mining company subject to HKIAC
- Represented U.S. company in relation to joint-venture dispute in plasma display panel industry in China subject to CIETAC arbitration
- Represented U.S. company in relation to joint-venture dispute in glass products industry in China subject to CIETAC arbitration
- Represented Chinese company in HKIAC arbitration involving defective equipment dispute
- Represented Chinese company in CIETAC arbitration involving non-payment under various sales contracts
- Represented Chinese company in HKIAC arbitration involving non-payment under supply contracts

Construction

- Represented Chinese company in negotiations relating to Nigerian reclamation project (ICC Paris)
- Represented U.S. contractor in ad hoc arbitration proceeding relating to construction claims for turnkey project for air traffic control and radar installations in India
- Represented U.S. owner in construction claims over engineering, procurement and construction management (EPCM) contracts for Shanghai facility
- Represented U.S. contractor in delay claims against PRC contractor over procurement issues for construction project in New York City
- Represented U.S. design firm in analysis of claims relating to casino design in Macau
- Represented European company in ICC arbitration in Singapore relating to claims over manufacturing installation in Chengdu

- Represented Cayman Islands company in CIETAC arbitration relating to claims over electronics installation in department stores throughout China
- Represented two foreign parties in China relating to installation dispute
- Represented U.S. company in ICC arbitration Miami relating to delay and cost overruns on power plant in Mexico

Surety

- Represented Chinese company in CIETAC Shanghai subcommission arbitration involving parent company surety bond dispute

Intellectual Property

- Represented German and Swiss respondents in ICC arbitration involving patent licensing dispute

Honors, Memberships and Professional Activities

- Listed in Who's Who Legal list of legal experts, Construction, 2017
- Recognized as Market Leading Lawyer by Asialaw Profiles, 2017
- Listed in China's Top 100 Lawyers by China Business Law Journal (published by Vantage Asia), 2017
- Recognized as "In-House Community External Counsel of the Year" by The In-House Community, 2016
- Member of the Bar in District of Columbia (active), Virginia (inactive), Maryland (inactive)
- Registered Foreign Lawyer in People's Republic of China
- Registered Foreign Lawyer UK (solicitor license pending)
- Member, HKIAC Council
- Ambassador, ICC Belt and Road Commission

Publications

- Author, "Mediating Disputes in China"; Co-Author, "PRC Court System," in *Doing Business in China* (Michael J. Moser, eds., Juris Publishing, March 2011; revised March 2017)
- Co-Author, "Enforcing Foreign Arbitral Awards in China – A Review of the Past Twenty Years," *Crossing Borders* (15 September 2016)
- Co-Author, "Lessons From the GUCCI Case: Chinese Banks Increasingly Subject to U.S. Jurisdiction," *China Law Insight* (30 August 2016)
- Co-Author, "Rise in Securities Class Actions Against U.S.-listed Chinese Companies," *China Law Insight* (27 October 2015)
- Co-Author, "The Risk of Securities Class Actions for U.S.-listed Chinese Companies," *China Law Insight* (24 August 2015)
- Co-Author, "Managing Risks of PPP Projects Abroad," *China Law Insight* (December 2014)
- Co-Author, "Managing Risk and Avoiding Disputes in Global Infrastructure Projects," *China Law Insight* (October 2014)
- Co-Author, "Bribery and Corruption in Foreign Investments: Investors Beware," *China Law Insight* (August 2014)
- "Discovery," in *A Corporate Journey to the West* (Asian-Mena Counsel, 2013)
- Co-Author, "The Legal Risks and Costs Involved in U.S. IPO for PRC Companies," *China Law Insight* (June 2012)
- Co-Author, "Arbitration Negotiation Tips," *57 China Bulletin 15* (June 2012)
- Co-Author, "Obtaining Discovery in China for Use in U.S. Litigation," *China Law Insight* (April 2012)
- Co-Author, "New Year, New Rules for ICC Arbitration, Including Comparison of ICC, SIAC and HKIAC," *China Law Insight* (February 2012)
- Co-Author, "Using Counterfeit Software May Trigger Lawsuit in the U.S.: A Review of the Newly Revised Washington Unfair Business Practices Act," *53 China Bulletin 1* (November 2011)
- Co-Author, "Owner Tips for Managing Construction Projects in China," *China Law Insight* (August 2011)
- Co-Author, "China Clean Tech at Risk: Initiation of the Recent Section 301 Investigation," *China Law Insight* (October 2010)

Background and Education

- International Partner, King & Wood Mallesons, 2010 present; Member, Dispute Resolution Management Committee
- Partner, Pillsbury Winthrop Shaw Pittman, 2008–2010
- Partner, Thelen Reid & Priest, 1998–2008
- Carr Goodson & Lee, 1994–1998
- O'Malley & Miles (later named DeCaro Doran), 1991–1994
- J.D., with honors, University of Maryland School of Law, 1991
- Graduate Studies, Renmin University of China, 1985–1987
- B.A., with honors, McGill University, 1985