



## WU Xiaohui

### Senior Patent Counsel

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Service

Patent, Litigation

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Chinese / English

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## Basic Information

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WU Xiaohui is a senior patent counsel at Wanhuida Intellectual Property. Her area of technical expertise primarily focuses on pharmaceuticals, pesticides, chemicals, and materials.

Ms. Wu has been practicing patent law since 2008. Her initial experience as the R&D project director at a local pharmaceutical company has equipped her with better understanding and anticipation of the needs of the firm's biopharma clients in respect of patent prosecution, enforcement and dispute resolution.

She later joined a boutique IP firm with a strong niche in pharmaceutical and life sciences. Ms. Wu joined the firm in 2015. Over the years, she has been advising both domestic and international clients in patent invalidation, administrative & civil litigation, and patent administrative enforcement cases. Her expertise also extends to formulation of patent filing strategies and opinion work such as patent validity analysis, infringement risk assessment, and freedom-to-operate analysis.

Xiaohui has been one of the lead counsels who successfully defended the validity of the patentee's medical use patents before China's Supreme People's Court (SPC), a case selected as SPC's 50 Exemplary IP Cases of 2022. Her track record also includes helping a pharmaceutical multinational corporation enforce its invention patents against different infringers offering to sell products exploiting the client's patents in two cases, which are selected as one of the National Ten Exemplary Patent Administrative Enforcement Cases by the China National Intellectual Property Administration in 2019 and 2018.

## Credentials

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Chinese Academy of Medical Sciences & Peking Union Medical College, Master in Pharmaceutics

China Pharmaceutical University, Bachelor in Pharmaceutical Chemistry

## Qualifications

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Patent attorney (qualified both for prosecution and litigation)



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#### Case

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- Representing the patentee in defending the validity of its two chiral drug pharmaceutical use patents before the SPC. The cases were selected as the SPC's 50 Exemplary IP Cases 2022.
- Representing Bayer in enforcing its pharmaceutical patent over the anti-tumor compound sorafenib by initiating an administrative action against a local infringer offering to sell the patented products. The Shanghai IPO granted Bayer's petition and ordered cessation of the infringement. The case has been selected as one of the CNIPA's 10 Exemplary Patent Administrative Enforcement Cases of 2019.
- Representing Bayer, the patentee of an invention patent titled " $\omega$ -Carboxyaryl Substituted Diphenylureas as Raf Kinase Inhibitors" in a patent administrative enforcement action against an infringer offering for sale of the patented products, obtaining a favorable decision. The case has been selected as one of the CNIPA's 10 Exemplary Patent Administrative Enforcement Cases of 2018.

#### ARTICLES

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- CNIPA's new tweak over inventiveness assessments of co-solvent compound crystals, Managing IP, 2024
- China's SPC offers guidance on identifying technical problems actually solved in inventiveness assessments, Managing IP, 2024
- CNIPA guidance on the support of pharmaceutical use patent claims, Managing IP, 2023
- Analysing the rules of proof in China's first drug patent linkage suit, Managing IP, 2023
- Chinese SPC elucidates test for evaluating common knowledge evidence, Managing IP, 2022
- Avoiding hindsight assessment of inventiveness, Managing IP, 2020
- Chinese Translation of "Patent Law" (Janice M. Muller, Third Edition), Intellectual Property Publishing House Co., Ltd. (Co-author)