

## Counsel, Beijing

Government Enforcement and White Collar Crime; Litigation



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### Education

J.D., Harvard Law School, 2010  
(*cum laude*)

LL.M., University of Cambridge, 2007

LL.B., Peking University, 2006

### Bar Admissions

New York

### Languages

English

Mandarin

Xiao Liu's practice focuses on U.S. litigation and Foreign Corrupt Practices Act (FCPA)-related corporate investigations and government enforcement actions. Mr. Liu represents China-based companies in U.S. litigation and has been involved in handling various stages of litigation proceedings in federal and state courts in the U.S., including depositions, dispositive motions, and jury and bench trials. He also handles internal investigations and proactive reviews and diligence on behalf of multinational companies regarding their business operations in Asia, conducts FCPA/compliance-related due diligence in deals and advises on compliance/anti-bribery programs. Mr. Liu was recognized in *Chambers Global 2018* and *Chambers Asia Pacific 2018* as a "rising star" in the China market "with expertise in FCPA investigations and enforcement matters."

Prior to joining Skadden, Mr. Liu practiced at a highly regarded U.S. firm's New York office and completed a half-year internship in the Supreme People's Court of China. While at Skadden, Mr. Liu also has been teaching an introductory course on U.S. civil litigation at Peking University Law School, and he routinely lectures on the FCPA.

Mr. Liu's experience, including experience prior to Skadden, includes representing:

### Investigation & Government Enforcement Action

- multinational companies from various industries, including pharmaceutical, manufacturing, cosmetics and technology, in conducting numerous internal investigations regarding their business operations in China involving allegations of bribery, embezzlement, and books and records violations;
- clients from various industries, including oil & gas, clean energy, telecommunication and e-commerce, in conducting FCPA/compliance due diligence at various deal stages involving operations and personnel in China and elsewhere in Asia;
- companies and an individual in government enforcement actions brought by the U.S. Department of Justice, Securities and Exchange Commission, and Federal Reserve;

### Litigation

- a number of Chinese companies listed in the U.S., such as Youku Tudou Inc., New Oriental Education & Technology Group Inc., Vipshop Holdings Ltd., Jumei International Holding Ltd., NQ Mobile Inc., 21Vianet Group Inc., iDreamSky Technology Ltd., ChinaCache International Holdings Ltd., AirMedia Group Inc. and ZTO Express (Cayman Islands) Inc., in putative securities class actions filed in various federal and state courts in the U.S., having secured dismissals and/or favorable settlements for multiple clients;
- a French conglomerate against securities class action and individual plaintiff actions (Southern District of New York), including participating in a month-long jury trial and a bench trial, the latter of which resulted in a favorable judgment for the client in a historic ruling that the defendant successfully rebutted the fraud-on-the-market presumption;
- a major U.S. bank against various federal securities and common law fraud actions in federal and state courts concerning residential mortgage-backed securities; and
- a professor, on a *pro bono* basis, in securing a favorable settlement after defeating a summary judgment motion in a gender discrimination action against a university.