

**DANIEL C. K. CHOW**

Frank E. and Virginia H. Bazler Chair in Business Law

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Experience

2014 – Present, Frank E. and Virginia H. Bazler Chair in Business Law

2024 – Present, member American Law Institute; Members Consultative Group, Fourth Restatement of Foreign Relations Law; Members Consultative Group, Third Restatement of Conflict of Laws

2024 Fall – Visiting Professor Peking U School of Transnational Law

2023 Spring – Visiting Professor Peking U School of Transnational Law

2012 – 14, Associate Dean for International and Graduate Programs

2018 – present, Arbitrator, commercial and civil disputes, international commercial disputes, American Arbitration Association

January –April 2012, Resident Faculty Director, Moritz-Oxford (England) Semester Law Program

2007-14 – Joseph S. Platt-Porter Wright Morris & Arthur Professor Law, The Ohio State University Michael E. Moritz College of Law, Columbus, Ohio

2002-2007 – Robert J. Nordstrom/Porter, Wright, Morris & Arthur Designated Professor in Law, the Ohio State University Michael E. Moritz College of Law, Columbus, Ohio

2000-2001 – Visiting Professor, University of Georgia School of Law

1999-2005 – Of counsel, Squire Sanders & Dempsey. Work on enforcement of intellectual property rights and commercial law matters.

August 1997 – August 1999, Head of Legal Department, Procter & Gamble (China) Ltd., Guangzhou, Guangdong Province, People's Republic of China. Handled all work associated with a general counsel position with a focus on enforcement of the company's intellectual property rights against counterfeiting. Helped to organize the China Anti-Counterfeiting Coalition (now

called the Quality Brands Protection Committee), the first industry group of brandowners in China dedicated to working with the PRC government on counterfeiting.

1992 – 93, Visiting Scholar, Sun Yat-Sen Institute for Social Sciences and Philosophy, Academia Sinica, Taipei, Taiwan

1985 – 1997, 1999 – 2002, Assistant, Associate, and Professor of Law, The Ohio State University College of Law

1983 – 85, Associate, Debevoise & Plimpton, New York, New York

1982 – 83, Law Clerk, The Hon. Constance Baker Motley, Chief Judge, United States District Court for the Southern District of New York

### Education

Yale Law School, J.D. 1982

Yale College, B.A. 1979  
Summa Cum Laude  
Phi Beta Kappa

Pomfret School, 1975

### Courses Taught

Civil Procedure  
International Business Transactions  
International Trade Law  
International Intellectual Property  
International Arbitration  
Property  
Chinese Business Law  
China's Legal System

### Publications

#### Books

The World Trade Organization in a Nutshell (forthcoming West Publishing Co. 2026)

International Intellectual Property in a Nutshell (West Publishing Co. 2025)

International Intellectual Property: Problems, Cases, and Materials (West Publishing Co. 5th edition 2025) (with Edward Lee) with Documents Supplement and Teacher's Manual

The Legal System of the People's Republic of China in a Nutshell (West Publishing Co. 4th edition 2024)

International Business Transactions: Problems, Cases, and Materials (Aspen Publishing Co. 5th edition 2022) (with Thomas Schoenbaum) with Documents Supplement and Teacher's Manual

International Trade Law: Problems, Cases, and Materials (Aspen Publishing Co. 4th edition 2022) (with Thomas Schoenbaum & Greg Dorris) with Documents Supplement and Teacher's Manual

International Intellectual Property: Problems, Cases, and Materials (West Publishing Co. 4th edition 2020) (with Edward Lee) with Documents Supplement and Teacher's Manual

International Business Transactions: Problems, Cases, and Materials (Aspen Publishing Co. 4th edition 2020) (with Thomas Schoenbaum) with Documents Supplement and Teacher's Manual

International Intellectual Property: Problems, Cases, and Materials (West Publishing Co. 3rd edition 2016) (with Edward Lee) with Documents Supplement and Teacher's Manual

International Trade Law: Problems, Cases, and Materials (Aspen Publishing Co. 3rd edition 2016) (with Thomas Schoenbaum & Greg Dorris) with Documents Supplement and Teacher's Manual

International Business Transactions: Problems, Cases, and Materials (Aspen Publishing Co. 3rd edition 2015) (with Thomas Schoenbaum) with Documents Supplement and Teacher's Manual

The Legal System of the People's Republic of China in a Nutshell (West Publishing Co. 3rd edition 2015)

International Trade Law: Problems, Cases, and Materials (Aspen Publishing Co. 4th edition 2012) (with Thomas Schoenbaum & Greg Dorris) with Documents Supplement and Teacher's Manual

International Intellectual Property: Problems, Cases, and Materials (West Publishing Co. 2nd edition 2012) (with Edward Lee) with Documents Supplement and Teacher's Manual  
Doing Business in China: Problems, Cases, and Materials (with Anna Han) (West Publishing Co. 2012) with Documents Supplement and Teacher's Manual

International Business Transactions: Problems, Cases, and Materials (Aspen Publishing Co. 2nd edition 2010) (with Thomas Schoenbaum) with Documents Supplement and Teacher's Manual

The Legal System of the People's Republic of China in a Nutshell (West Publishing Co. 2nd edition 2009)

International Intellectual Property: Problems, Cases, and Materials (West Publishing Co. 2008) (with Edward Lee) with Documents Supplement and Teacher's Manual

International Trade Law: Problems, Cases, and Materials (Aspen Publishing Co. 2008) (with Thomas Schoenbaum & Greg Dorris) with Documents Supplement and Teacher's Manual

International Business Transactions: Problems, Cases, and Materials (Aspen Publishing Co. 2005) (with Thomas Schoenbaum) with Documents Supplement and Teacher's Manual  
The Legal System of the People's Republic of China in a Nutshell (West Publishing Co. 2003)

A Primer on Foreign Investment Enterprises and Protection of Intellectual Property in China (Kluwer Law International Publishing Co. 2003)

### Articles, Book Chapters, and Book Reviews

The Future of Trade Dispute Resolution in a Post-WTO World, Texas International Law Journal (forthcoming 2025) (with I. Sheldon)

A New U.S. Strategy to Combat Indonesia's Agricultural Trade Barriers, 57 Vanderbilt Journal of Transnational Law 1559 (2024)

Shutting Down the Supply Chain Pipeline of Counterfeit Goods from Alibaba to Amazon, SMU Science & Technology Law Review (forthcoming 2025)

The Future of Dispute Resolution in International Trade (with I. Sheldon), Applied Economics Perspective and Policy (forthcoming 2025)

Why the United States Wants and Needs a Permanently Crippled World Trade Organization, Journal of World Trade (forthcoming 2025)

How the Rise of China Led the United States to Wreck the World Trade Organization, 21 Manchester Journal of International Economic Law 105 (2024)

Meeting the Looming December 31, 2024 Deadline for Corporate Reorganizations of Sino-Foreign Joint Ventures under China's 2020 Foreign Investment Law, 64 Virginia Journal of International Law Online 2 (2024)

China's Response to U.S. Calls for Decoupling: The Foreign Investment Law of 2020, Washington International Law Journal (forthcoming 2024)

The United States' Challenge(s) to Canada's Dairy Tariff Rate Quotas: What is All the Fuss About?, 18 Ohio State Business Law Journal 353 (2024)

Combatting a Crisis of Global Food Protectionism Sparked by the War in Ukraine, 56 Vanderbilt Journal of Transnational Law 1165 (2023) (with I. Sheldon)

A Private Bargaining and Efficient Breach Approach to the Problem of U.S.-China Trade: Bringing a Non-Violation Case in the WTO, 56 Vanderbilt Journal of Transnational Law 747 (2023) (with I. Sheldon)

A Critique of the 2020 United States-China Trade Agreement and Suggested Corrective

Measures in TRENDS IN GLOBAL AND REGIONAL TRADE: THE VIEW FROM NORTH AMERICA (2023)

Export Restrictions in the Post-COVID World: Another Step in the Demise of the World Trade Organization, Review of Chien-Huei Wu, Law and Politics on Export Restrictions, 25 Journal of International Economic Law 507 (2022)

Drafting International Sales Contracts to Avoid Force Majeure Issues Due to Import Bans on Genetically Modified Crops, Michigan State Law Review Online (March 28, 2022)

Strategies to Combat Internet Sales of Counterfeit Goods, 52 Seton Hall Law Review 1053 (2022)

Barriers to Criminal Enforcement against Counterfeiting in China, 24 Vanderbilt Journal of Entertainment and Technology Law 633 (2022)

China's Defense of its Human Rights Policies, 10 Penn State Journal of Law and International Affairs 1 (2021) (symposium article)

Why the 2020 U.S.-China Trade Agreement Needs Anti-Corruption Provisions for the Protection of Intellectual Property, 11 Notre Dame Journal of International & Comparative Law 181 (2021)

Understanding the Economic and Political Effects of Trump's China Tariffs, 12 William & Mary Business Law Review 273 (2021) (with I. Sheldon)

A New and Controversial Approach to Dispute Resolution under the U.S.-China Trade Agreement of 2020, Harvard Negotiation Law Review 31 (2020)

U.S. Trade Infallibility and the Crisis of the World Trade Organization, 2020 Michigan State Law Review 599 (2020)

The Myth of China's Open Market Reforms and the World Trade Organization, 41 University of Pennsylvania Journal of International Law 939 (2020)

Alibaba, Amazon, and Counterfeiting in the Age of the Internet, 40 Northwestern Journal of International Law & Business 157 (2020)

Economic Nationalism, U.S. and Chinese Style, 14 Ohio State Business Law Journal 1 (2020)

The Revival of Economic Nationalism and the Global Trading System (with I. Sheldon and W. McGuire), 40 Cardozo Law Review 2134 (2019)

Is Strict Reciprocity Required for Fair Trade? (with I. Sheldon), 52 Vanderbilt Journal of Transnational Law 1 (2019)

How the United States Withdrawal from the Trans-Pacific Partnership Benefits China (with I. Sheldon and W. McGuire), 4 University of Pennsylvania Journal of Law and Public Affairs 37

(2019)

The Perils of Economic Nationalism and a Proposed Pathway to Trade Harmony (with T. Schoenbaum), 30 *Stanford Law and Policy Review* 115 (2019)

United States Unilateralism and the World Trade Organization, 37 *Boston University International Law Journal* 1 (2019)

Trade Sanctions and the Division of Federal-State Power over International Trade, 79 *Ohio State Law Journal* 651 (2018)

China's Crackdown on Corruption and the Foreign Corrupt Practices Act, 5 *Texas A&M Law Review* 323 (2018)

The Costly Problem of Poorly Drafted Choice of Law Clauses, *Washington Law Review Online* (2017) available at <https://www.law.uw.edu/wlr/online-edition/>.

Trade Liberalization and Institutional Constraints on Moves to Protectionism: Multilateralism vs. Regionalism (with I. Sheldon & W. McGuire), *American Journal of Agricultural Economics* (2018)

Three Major Problems Threatening Multi-National Pharmaceutical Companies Doing Business in China, 19 *Columbia Science and Technology Law Review* 47 (2017)

A Legal and Economic Critique of President Trump's China Trade Policies (I. Sheldon & W. McGuire), 79 *University of Pittsburgh Law Review* 205 (2017)

Cultural Barriers to Effective Enforcement of Foreign Corrupt Practices Compliance Programs in China, 48 *University of Toledo Law Review* 519 (2017)

Can the United States Impose Trade Sanctions on China for Currency Manipulation?, 16 *Washington University Global Studies Law Review* 295 (2017)

How the United States Uses the Trans-Pacific Partnership to Contain China in International Trade, 17 *Chicago Journal of International Law* 370 (2017)

Why China Established the Asia Infrastructure Investment Bank, 49 *Vanderbilt Journal of Transnational Law* 1255 (2017)

Why Multinational Companies Doing Business in China Fall into the Trap of Making Payments to China's Police, 16 *Richmond Journal of Global Law and Business* 1 (2017)

How China Promotes its State-Owned Enterprises at the Expense of Multi-National Companies Doing Business in China and in Other Countries, 41 *North Carolina Journal of International Law* 455 (2016)

China's Enforcement of its Anti-Monopoly Law and Risks to Multinational Companies, 14 Santa Clara Journal of International Law 99 (2016)

China's Regulation of International Trade, in "China in a Changing World" (Brookings Institution Press) (Goldstein and deLisle, eds. 2016)

How China's Crackdown on Corruption Has Led to Less Transparency in the Enforcement of China's Anti-Bribery Laws, 48 UC Davis Law Review 685 (2015)

Why China wants a Bilateral Investment Treaty with the United States, 33 Boston University International Law Journal 421 (2015)

Trademark Squatting and the Limits of the Famous Marks Doctrine in China, 46 George Washington International Law Review 57 (2015)

Navigating the Minefield of Trade Secrets Protection in China, 48 Vanderbilt Journal of Transnational Law 1007 (2014)

Three Major Risks under the Foreign Corruption Practices Act for U.S. Multinational Companies Doing Business in China, 38 Fordham International Law Journal 1183 (2014)

Why China's Crackdown on Commercial Bribery Threatens Multinational Companies Doing Business in China, 31 Arizona Journal of Comparative and International Law 512 (2014)

A Comparison of EU-China Competition Law that Applies to Technology Transfer Contracts, 9 I/S: A Journal of Law and Policy of the Information Society 497 (2014)

Trademark Enforcement in Developing Countries: Counterfeiting as an Externality Imposed by Multinational Companies on Developing Countries, Chapter 17 in TRADEMARK PROTECTION AND TERRITORIALITY CHALLENGES IN A GLOBAL ECONOMY, Edward Elgar Press (Calboli and Lee, eds) (2014)

How China Uses International Trade to Promote its View of Human Rights, 45 George Washington International Law Review 681 (2013)

Why China Opposes Human Rights in the World Trade Organization, 34 University of Pennsylvania Journal of International Law 61 (2013)

China's Indigenous Innovation Policies and the World Trade Organization, 34 Northwestern J. Int'l Law & Business 81 (2013)

China's Coming Trade War with the United States, 81 University of Missouri Kansas City Law Review 257 (2012)

China, Human Rights, and International Trade, 9 South Carolina J. International Law and Business 13 (2012)

The Interplay between the Foreign Corrupt Practices Act and China's new Anti-Bribery Law, 73 Ohio State Law Journal 1015 (2012)

China under the Foreign Corrupt Practices Act, 2012 Wisconsin Law Review 573 (2012)

Lessons from Pfizer's Disputes over its Viagra Trademarks in China, 27 Maryland Journal of International Law 82 (2012)

Counterfeiting as an Externality Imposed by Multi-National Companies on Developing Countries, 51 Virginia Journal of International Law 785 (2011)

Exhaustion of Trademarks and Parallel Imports in China, 51 Santa Clara Law Review 1283 (2011)

China's Response to the Global Economic Crisis: Implications for U.S.-China Economic Relations, 1 Global Bus. L. Rev. 47 (2011)

Anti-Counterfeiting Strategies of Multi-National Companies in China: How a Flawed Approach is Making the Problem Worse, 41 Georgetown Journal of International Law 749 (2010)

Intellectual Property and Foreign Direct Investment in INTERNATIONAL INTELLECTUAL PROPERTY LAW AND POLICY (Peter Yu, ed.) (Praeger 2006)

Why China Does Not Take Commercial Piracy Seriously, Ohio Northern University Law Review (2006)

Local Protectionism, Organized Crime, and the Trade in Counterfeit Goods in China, China Economic Review, 14 China Economic Review 473 (2003)

Culture Matters: Book Review of NEGOTIATING GLOBALLY: HOW TO NEGOTIATE DEALS, RESOLVE DISPUTES, AND MAKE DECISIONS ACROSS CULTURAL BOUNDARIES, 18 Ohio St. J. on Dispute Resolution 1003 (2002)

A New Era of Legalism for Dispute Settlement in the WTO: Review of DISPUTE SETTLEMENT IN THE WORLD TRADE ORGANIZATION (1999), 15 Ohio St. J. on Dispute Resolution 447 (2001)

Enforcement Against Counterfeiting in China, 20 Northwestern Journal of International Law & Business 447 (2000)

Counterfeiting in the People's Republic of China, 78 Washington University L. Rev. 1 (2000)

Conversion and Reorganization of a Joint Venture Into a Wholly Foreign Owned Enterprise, 73 Tulane L. Rev. 619 (1998)

The Limited Partnership Joint Venture Model in the People's Republic of China, 29 Law & Pol'y Int'l Bus. 1 (1998)

An Analysis of The Political Economy of China's Enterprise Conglomerates: A Study of the Reform of the Electric Power Industry, 28 Law & Pol'y Int'l Bus. 383 (1997)

Recognizing the Environmental Costs of the Recognition Problem: The Advantages of Taiwan's Direct Participation in International Environmental Law Treatises, 14 Stan. Env. L. J. 256 (1995)

A Pragmatic Theory of Law, 67 Wash. L. Rev. 755 (1992)

Trashing Nihilism, 65 Tulane L. Rev 21(1990)

Limiting Erie in a New Era of International Law: Toward a Federal Common Law of International Choice of Law, 74 Iowa L. Rev. 165 (1988)

Rethinking the Act of State Doctrine: An Analysis in Terms of Jurisdiction to Prescribe, 62 Washington Law Review 397 (1987).

#### Selected Presentations

How the Rise of China Led the United States to Wreck the WTO, Peking University School of Transnational Law, March 12, 2024

Why China Established the Asia Infrastructure Bank, Harvard Law School China Law Society, Nov. 10, 2016

China's Regulation of Patents, University of Pennsylvania School of Law, China and India Law Symposium, Oct. 23, 2016

China and Intellectual Property Piracy, United States International Trade Commission, June 10, 2010

China and Enforcement of Intellectual Property Laws, Congressional Executive Committee on China, Washington, D.C., April 15, 2005

Interview on The World's Greatest Fakes, CBS News 60 Minutes, August 16, 2004

Counterfeiting in China and its Effect on U.S. Manufacturing, Senate Subcommittee on Government Oversight and Management, Washington, D.C., April 4, 2004

#### Languages

Mandarin Chinese