

China Business

In *Tianjin Port Free Trade Zone Int'l Trade Service Company v. Tiancheng Chempharm, Inc. USA*, **White and Williams attorneys** Tom Fiddler and Eric Porter successfully represented a Chinese-based dietary supplement distributor in the **United States Court of Appeals for the Second Circuit**, which confirmed a Chinese **arbitral award** in the distributor's favor. The issue was whether the appellant, a New York-based dietary supplement manufacturer, had adequate notice of arbitration. Lack of adequate notice is a valid **defense under the New York Convention**. The Chinese-based distributor claimed that it had attempted service at numerous New York addresses of record. The Second Circuit found that **notice by mail** was sufficient and that the manufacturer did not satisfy the "heavy burden" under the New York Convention of proving lack of notice. (June 4, 2019)

Practice Areas

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