



## CHEN Jianmin

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Language 中文

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Practices Banking and Finance Business Center

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### Professional Experience

Chen Jianmin previously served at a local People's Procuratorate. He specializes in high-stakes financial civil and commercial litigation involving banks, insurance companies, funds, and other financial institutions; emerging financial compliance; as well as criminal defense and prosecution for economic and financial crimes. He has represented numerous highly influential financial crime defense cases, criminal complaint cases, and cross-over civil-criminal cases nationwide, including several financial criminal cases supervised by the Ministry of Public Security. The total amount involved in the criminal cases he has handled collectively exceeds hundreds of billions of RMB. Simultaneously, Mr. Chen has achieved significant results in representing major financial dispute resolution cases, having represented financial and civil/commercial litigation cases involving amounts totaling tens of billions of RMB over the past three years.

He has been invited to deliver keynote speeches and lectures on case handling experience at various forums and for numerous institutions, including the globally organized Startup Grind China Station guided by the Shanghai Municipal People's

Government, the Shanghai Lawyers Association, the Anhui Provincial Lawyers Association, the Shijiazhuang Lawyers Association, Industrial and Commercial Bank of China (ICBC), Agricultural Bank of China (ABC), Ping An Bank, Wandong Commercial Bank, Ping An Puhui, the Guangdong Provincial Commercial Factoring Association, the Guangzhou Commercial Factoring Association, the Shenzhen Commercial Factoring Association, East China University of Political Science and Law, Shanghai University of Finance and Economics, Shanghai Customs College, Chuzhou University, and a specific billion-scale private fund company. Furthermore, he has been interviewed on financial compliance legal issues by media outlets including CCTV's Finance and Economics Channel, China Rural Finance (a magazine supervised and sponsored by the former China Banking Regulatory Commission), and Southern Reviews, and has published professional articles on finance. In 2024, selected by the Shanghai Pudong New Area Justice Bureau, he visited the University of Cambridge in the UK as a visiting scholar, studying overseas judicial practice courses and participating in the 41st Cambridge International Symposium on Economic Crime.

His clients include, but are not limited to: Industrial and Commercial Bank of China (601398), China Everbright Bank (601818), Bank of Ningbo (002142), Huaxia Bank (600015), Ping An Bank (000001), Qilu Bank, China Cinda (01359), China Energy Engineering Corporation (601868), China National Software & Service (600536), Tianyong Intelligent (603895), ZhongAn Online P&C Insurance (06060), Ajisen China (00538), OneConnect Financial Technology (06638), Xinli Financial (600318), Shanghai State-owned Asset Operation Co., Ltd., Shanghai Life Insurance, Tonghua Investment, Baichuan Famous Brands Supply Chain, CCCC Second Harbour Engineering Bureau, China Railway 24th Bureau Group, Anhui Light Industrial International Trading Corp., State Grid Anhui Electric Power, Huishang Futures' wholly-owned subsidiary Huifeng Industrial, Kunming National Hi-tech Zone State-owned Asset Operation Co., Yunnan Energy Investment Finance Leasing, Tonghua Commercial Factoring, and University of International Relations.

## Practice Areas

### "Finance + Criminal Law" Sector

- Financial Criminal Defense

Includes, but is not limited to, providing criminal defense and legal services to financial institutions, enterprises, public institutions, and their directors, supervisors, and senior management personnel involved in financial crimes or anti-corruption crimes during business operations.

- Financial Criminal Accusations

Provides clients with cross-over civil-criminal legal services in situations where their rights and interests have been infringed upon. This involves securing evidence through criminal accusations and recovering or reducing losses through civil litigation. Includes, but is not limited to:

Handling criminal offenses encountered in financial business, such as providing false information, financial performance fraud, etc., which cause significant economic losses, and pursuing recovery or reduction of losses for clients through criminal accusations.

Initiating criminal accusations regarding duty-related crimes involving shareholders, directors, supervisors, senior management, or ordinary employees of financial institutions or non-financial institutions in their business or financial operations.

- Financial Criminal Risk Prevention and Control

Includes, but is not limited to: assessing criminal risks involved in financial or business activities for institutional or individual clients, improving systems and regulations, and providing relevant advice.

"Finance + Major Dispute Resolution" Sector

- Litigation Risk Prevention in the Financial Sector
- Handling Complex, Difficult, and Major Cases in the Financial Sector
- Designing Litigation and Arbitration Strategies and Developing Response Plans for Cutting-Edge Legal Issues in the Financial Sector

"Finance + Compliance" Sector

- Developing and Implementing Compliance Programs: Identifying and managing potential criminal legal risks that financial institutions may face at various stages, including business operations, product development, and corporate governance. These risks include, but are not limited to, illegal fundraising, financial fraud, unfair competition, and fraudulent bankruptcy.

Representative Cases

- Defended a certain senior executive of Guangzhou Snow Lake Group in a criminal case involving illegal fundraising, supervised by the Ministry of Public Security. The entire case involved over RMB 60 billion, with the specific executive involved in approximately RMB 14 billion.
- Defended a certain film investment company chairman in a criminal case for fundraising fraud, supervised by the Ministry of Public Security, involving amounts over RMB 500 million.
- Defended a certain senior executive involved in the "Ezubao" case, an illegal fundraising case supervised by the Ministry of Public Security. The entire case involved over RMB 70 billion, with the specific executive's involvement amounting to over RMB 10 billion.
- Defended a client in a market manipulation case, with involved amounts nearing RMB 2 billion.
- Defended the actual controller of China's largest Q Coin agent in a case involving fraudulent issuance of VAT invoices. The total amount involved was RMB 1.7 billion, with tax deductions claimed nearing RMB 40 million. The client received a sentence of only 15 years' imprisonment.
- Defended the actual controller, Mr. Shen, of a Shanghai company in a case involving fraudulent issuance of VAT invoices. The evaded tax amount was over RMB 3 million, resulting in a suspended sentence.
- Defended a client in China's first electronic bank acceptance bill fraud case, involving RMB 2 billion. This was a joint crime where three perpetrators received life sentences; the represented defendant received only seven and a half years' imprisonment, the lightest sentence among the co-defendants.
- Defended a company in a case involving obtaining bank loans by fraud, with an amount involved of RMB 20 million. The case was returned to the public security organ by the procuratorate and subsequently dropped.
- Defended a senior executive of China's first art-backed P2P platform in an illegal fundraising case. The initially involved amount was over RMB 100 million, later reduced to RMB 39 million, resulting in a suspended sentence.
- Defended Mr. Zhang in the Huaxia Wenguan illegal fundraising case, with an involved amount of over RMB 160 million, resulting in a suspended sentence.

- Defended Mr. He in an illegal absorption of public deposits case. He served as the legal representative for five companies involved in the case and subsequently received a suspended sentence.
- Defended Mr. Guo in a case involving charges of bill fraud and fraud, with a total amount involved of RMB 47 million. Ultimately, a Shanghai court found Mr. Guo guilty only of fraud, reducing the amount involved to RMB 17 million.
- Defended Mr. Zhong in a case of duty encroachment, with an involved amount of over RMB 2.7 million, resulting in a suspended sentence.
- Defended a case supervised by a Provincial Discipline Inspection Commission, involving the Director of a City Forest Public Security Bureau who also served as Deputy Director of the Agricultural Committee, accused of duty-related crimes. The case was transferred to a different jurisdiction for detention and handling. The investigating authority started investigation and prosecution on four charges: embezzlement, bribery, dereliction of duty, and illegally issuing forest logging permits, with a sentencing recommendation of over ten years. Following the defense lawyer's involvement, the court found the defendants not guilty of embezzlement and bribery, but guilty of dereliction of duty and illegally issuing forest logging permits, resulting in a suspended sentence.
- Defended a client in a major liability accident case in Guizhou. This case attracted significant attention due to one fatality because the project site was a "Secretary's Project". Among the seven individuals involved in the criminal case, the represented defendant was listed as the second principal, yet received a suspended sentence with a shorter probation period than defendants ranked lower.
- Represented a Shanghai-based investment bank in filing a criminal accusation and pursuing civil claims against the actual controller of a listed company concerning a stock transfer payment of RMB 700 million.
- Represented a Hong Kong-listed company in recovering funds totaling RMB 90 million misappropriated by its former actual controller. Also assisted the company in defending against a related RMB 90 million civil lawsuit filed by involved parties, providing multiple strategies involving criminal accusations and civil tort claims after case analysis.
- Represented a Shanghai company in filing a criminal accusation against several shareholders and senior managers for misappropriating over RMB 10 million in company funds, successfully recovering the entire amount.
- Represented a state-owned futures company in a difficult and complex cross-over civil-criminal case. The SOE futures company, during live trading, was unknowingly involved in duty crimes committed by an employee of a Hebei-based SOE,

leading to the freezing of its accounts and seizure of substantial funds. After legal intervention, most of the funds were recovered through court proceedings, reducing the client's losses.

- Represented a trading company in a complex cross-over civil-criminal case involving channel business, spanning two jurisdictions, with a value in dispute exceeding RMB 20 million. Acted for the victim in filing a criminal accusation with the Qingdao Public Security Bureau against buyer suspects for fraud, while simultaneously defending the client as the defendant in a civil claim filed by an upstream supplier in a Ningbo court. Successfully secured criminal case filing by Qingdao police against the buyer suspects. Achieved a favorable outcome where the Ningbo court dismissed all claims by the upstream supplier.

#### Major Financial Dispute Resolution & Compliance Cases

- Represented a financial institution in two financial contract dispute cases against a Qinghai-based bank, with dispute values of RMB 600 million and RMB 1.08 billion respectively (first instance at Shanghai Financial Court, second instance at Shanghai High People's Court; this case has been selected as one of Shanghai Courts' Top 10 Financial and Commercial Trial Cases of 2024).

- Represented a bank in a financial contract dispute against an enterprise, with a disputed amount of approximately RMB 200 million. The case was successfully resolved through commercial financial mediation at the Shanghai Commercial Mediation Center (SCMC), China's first independent commercial mediation institution, and subsequently obtained a legally enforceable document confirmed by the court.

- Represented an insurance company in two financial contract dispute cases against a Qinghai-based bank, with disputed amounts of RMB 690 million and RMB 1.25 billion respectively (first instance at the Shanghai Financial Court).

- Represented a financial institution in responding to a financial contract dispute lawsuit filed by a Qinghai-based bank, with a disputed amount of RMB 1.6 billion (first instance at the Xining Intermediate Court, second instance at the Qinghai Provincial High Court).

- Represented a financial institution in a financial contract dispute lawsuit against a Xinjiang-based bank and a Shanghai-based asset management company, with a disputed amount of RMB 520 million (first instance at the Ili Branch of the Xinjiang High Court).

- Represented an insurance company in two financial contract dispute lawsuits against a Xinjiang-based bank and a Fujian-based trust company, with disputed amounts of RMB 550 million and RMB 600 million respectively (first instance at the Ili

Branch of the Xinjiang High Court, second instance at the Xinjiang High Court).

- Represented a financial institution in a financial contract dispute lawsuit against a Liaoning-based bank and a Sichuan-based trust company, with a disputed amount of RMB 550 million (first instance at the Chengdu Intermediate Court in Sichuan, second instance at the Sichuan High Court, with subsequent supportive ruling from the Supreme People's Court).
- Represented an insurance company in two financial contract dispute lawsuits against a Liaoning-based bank and a Hebei-based trust company, with disputed amounts of RMB 550 million and RMB 560 million respectively (first instance at the No.1 Intermediate Court in Hainan, second instance at the Hainan High Court, with subsequent supportive ruling from the Supreme People's Court).
- Represented an insurance company in responding to a tort liability lawsuit filed by a Liaoning-based bank, with a disputed amount of RMB 650 million (first instance at the Huludao Intermediate Court).
- Represented a Shanghai-based financial company in a financial contract litigation case, with a disputed amount of RMB 400 million (handled across multiple courts in Shanghai and the Shanghai Arbitration Commission).
- Represented a client in application for enforcement and enforcement objection cases related to an "equity-to-debt conversion" agreement dispute, with a disputed amount of RMB 160 million (Guiyang Intermediate Court).
- Represented a bank in a financial contract dispute case, with a disputed amount of RMB 100.03 million (first instance at the Shanghai Financial Court, case has entered the enforcement stage).
- Represented a client in a contract dispute case involving a real estate enterprise, with a disputed amount of over RMB 70 million (Hefei Intermediate Court).
- Represented a private equity fund under a provincial investment group in a VAM dispute against a target company, with a disputed amount of RMB 60 million (first instance at Wuhu Intermediate Court, second instance at Anhui High Court).
- Represented a commercial factoring company in filing factoring contract dispute lawsuits against two A-share listed companies, with a disputed amount of RMB 60 million.
- Represented an A-share listed company in a contract dispute case, with a disputed amount of RMB 50 million.

- Represented China Everbright Bank in a series of financial contract litigation cases.
- Represented Bank of Ningbo in a series of financial contract litigation cases.
- Represented Huaxia Bank in financial contract litigation cases.
- Represented Qilu Bank in financial contract litigation cases.
- Represented China Cinda Asset Management in non-performing asset disposal cases.
- Represented a Taiwanese company in an equity dispute with a mainland Chinese company.
- Represented a foreign Deputy Minister (concurrently serving as Chairman of the board of a company invested by his country in China) in a corporate governance dispute with a joint venture.
- Provided a legal opinion on major change(s) for a private equity fund (the first such case handled by Beijing DHH Law Firm).

## Publications

- Futures and Derivatives Compliance: Legal Practice and Frontier Issues Interpretation, Law Press China. Contributed as co-author of Sections 1 to 4, Chapter 8, for the 11th Financial Instruments Professional Committee of the Shanghai Bar Association.
- Listed Company Compliance | Case Study on the Crime of Breach of Trust Damaging the Interests of a Listed Company
- Listed Company Compliance | Case Study on the Crime of Breaching Trust in the Application of Entrusted Property
- Listed Company Compliance | Case Study on the Crime of Manipulating Securities and Futures Markets
- Analysis of Common Issues in Securities Misrepresentation Liability Dispute Cases
- VAM Disputes on Earnings Compensation: Effective Protection of Investors' Rights and Interests Post the "Nine People's Guidelines"



- Understanding and Application of the Crime of Cheating Investors into Buying or Selling Securities or Futures Contracts
- Understanding and Application of the Crime of Illegally Utilizing Funds
- Understanding and Application of the Crime of Fabricating and Spreading False Information in Securities and Futures Trading
- Methods for Recovering Debts from Bankrupt Liquidating Enterprises: Criminal Accusation for Fraudulent Bankruptcy
- Methods for Recovering Debts from Bankrupt Liquidating Enterprises: Criminal Accusation for Obstructing Liquidation
- Methods for Recovering Debts from Bankrupt Liquidating Enterprises: Criminal Accusation for Falsely Reporting Registered Capital
- Methods for Recovering Debts from Bankrupt Liquidating Enterprises: Criminal Accusation for False Capital Contribution or Unlawful Withdrawal of Contributed Capital
- Methods for Recovering Debts from Bankrupt Liquidating Enterprises: Criminal Accusation for Concealment or Intentional Destruction of Accounting Vouchers, Account Books or Financial Accounting Reports
- Financial Compliance | Case Study on the Crime of Illegal Granting of Loans
- Financial Compliance | Understanding and Application of the Crime of Absorbing Client Funds Without Recording in Accounts
- Financial Compliance | Understanding and Application of the Crime of Illegally Issuing Financial Instruments
- Securities Crime | Understanding and Application of the Crime of Fraudulent Issuance of Stocks or Bonds

## Honors

- Visiting Scholar, University of Cambridge, UK
- Shanghai Courts' Top 10 Financial and Commercial Trial Cases of 2024

- 2025 ALB China Young Lawyer of the Year Award (Nominee)
- Beijing DHH Law Firm, Top 10 Litigation Cases of 2018-Represented a large financial institution in a financial contract dispute and crisis management case involving hundreds of millions of RMB.
- Beijing DHH (Shanghai) Law Firm, Best Litigation/Arbitration Case of 2019-Represented a Shanghai-based investment bank in a criminal accusation and civil claim against the actual controller of an A-share listed company concerning nearly RMB 700 million in stock transfer payments.
- Beijing DHH (Shanghai) Law Firm, Best Litigation/Arbitration Case of 2020-Represented a bank in an electronic bank acceptance bill fraud case involving RMB 2 billion.
- Beijing DHH (Shanghai) Law Firm, Best Litigation/Arbitration Case of 2021-Represented an industrial fund under a provincial investment group in a VAM dispute against an energy technology company.
- Beijing DHH (Shanghai) Law Firm, Best Non-Litigation Case of 2022-Conducted a due diligence project for a state-owned fund company.
- Beijing DHH Law Firm, Best Litigation/Arbitration Case of 2024-Represented a financial institution in a financial contract dispute case involving RMB 2.5 billion.

#### Social Activities

- Director and Deputy Secretary-General, Shanghai Pudong New Area Legal Services Association
- Postgraduate Thesis Defense Committee Member, East China University of Political Science and Law
- Executive President, Huoqiu Shanghai Economic and Cultural Development Promotion Association
- Member, Shanghai Pudong New Area Young Lawyers Federation
- Member, Financial Instruments and Financial Infrastructure Professional Committee, Shanghai Bar Association
- Member, Criminal Law Research Society, Shanghai Law Society

- Member, "Legal Publicity Group" for Juvenile Delinquency Prevention, Pudong New Area
- Director, Shanghai Anhui Chamber of Commerce
- Member, Youth Federation of Anhui Shanghai Economic and Cultural Development Promotion Association
- Qualification as Independent Director, Shenzhen Stock Exchange
- Qualification as Independent Director for Main Board and STAR Market, Shanghai Stock Exchange
- External Practice Mentor, Law School, Anhui University of Finance and Economics
- Vice President, Anhui University of Finance and Economics Shanghai Alumni Association
- Postgraduate Supervisor, Chuzhou University
- Expert Pool Member, Anhui Import and Export Chamber of Commerce
- Independent Director, Motientec Automotive Technology Co., Ltd.
- Independent Director, Tellhow Software Co., Ltd.