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# What to expect with the new President-elect Biden administration:

*Key compliance strategies for companies doing  
business in the US and China*

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# MODERATOR + PANELISTS



**ASHA MULDRO**

Deputy General Counsel &  
Senior Managing Director  
Guidepost Solutions



**KATE YIN**

Partner  
Fangda Partners



**DEBBIE  
LEILANI SHON**

Founder/President  
Shon Global Partners



**JULIE  
MYERS WOOD**

Chief Executive Officer  
Guidepost Solutions

NEW ADMINISTRATION

# Perspectives

- Recent strong bipartisan support in Congress for several actions related to China trade, investment, technology, and human rights.
- US sanctions policy likely to continue.
- Multilateral approaches increase.



## Trade + Economic Issues

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- Tariffs & Section 301 China Phase One deal
- CFIUS/FIRRMA - China focus
- New EU-China investment treaty
- New trade agreements

# RE-ENERGIZED POLICIES/INITIATIVES

- Climate change
- US privacy legislation/Section 230
- US Corporate Transparency Act *and beyond*
- China's new security law
- Human rights





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# Sanctions

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- Continued use of sanctions as a tool, in coordination with export controls.
  - Expanded focus on human rights abuses and use of sanctions to address.
  - Potential increase in designations relating to Chinese networks that support other OFAC targets.



ENTITY

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# Lists

- Expanded use of Entity List (EL) to implement sanctions on Chinese companies.
- Recent listings and the removal of Hong Kong as a separate entity bring the number of Chinese listings to 800+.
- New Military End-User List (MEU) informs public of companies the US considers military end-users.
- End-User Review Committee (ERC), interagency committee chaired by the Department of Commerce, determines parties to listed or removed.



## COMPLIANCE

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# Considerations

- Export controls, sanctions, and data privacy issues will continue to converge.
- Companies must have holistic programs to ensure compliance and stay ahead of government changes.
- It is essential to have a robust screening program against all government lists integrated into the business process.
- Stay ahead of changes by incorporating due diligence measures that not only assess a firm's sanctions risk but consider their exposure to regions that are tied to human rights concerns.
- Understand the implications of a party's listing and make reasonable business decisions about continuing business with a listed party.



# QUESTIONS? CONTACT US

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**Asha Muldro**

Deputy General Counsel & Senior Managing Director, Guidepost Solutions  
amuldro@guidepostsolutions.com



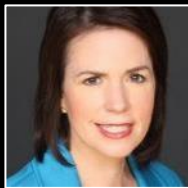
**Kate Yin**

Partner, Fangda Partners  
kate.yin@fangdalaw.com



**Debbie Leilani Shon**

Founder/President, Shon Global Strategies  
debbieshon@shon.com



**Julie Myers Wood**

Chief Executive Officer, Guidepost Solutions  
jwood@guidepostsolutions.com

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