



## 合夥律師

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## 蔡毓貞

Jane Tsai

蔡毓貞律師為理慈國際科技法律事務所合夥律師及商標部負責人，專精於商標、專利、著作權及營業秘密等智慧財產權領域。

蔡毓貞律師執業超過二十年，有豐富的商標、專利及營業秘密訴訟案件處理經驗。除了國內訴訟，蔡律師並協助國內客戶管理美國、加拿大、德國等國外訴訟案件，幫助客戶了解國外訴訟程序及進行案件策略規劃。

蔡律師經常協助客戶進行智慧財產權佈局規劃，包括商標全球佈局規劃、企業內部營業秘密保護機制等。蔡毓貞律師過去曾經在上市公司擔任法務律師，確實了解企業的法務需求，能夠提供客戶務實的法律諮詢服務，並協助客戶審閱契約及議約。

## 專業資格

2001 年取得律師資格

## 學歷

- 國立陽明交通大學 科技法律研究所碩士 (2026)
- 國立台灣大學 法律學士 (2000)

## 經歷

- 全國律師聯合會第 2 屆個人會員代表、智慧財產權委員會第 2 屆主任委員 (2023-2024)
- 全國律師聯合會第 1 屆個人會員代表、智慧財產權委員會第 1 屆委員 (2021-2022)
- 台北律師公會第 30 屆常務理事 (2023 迄今)、AI 人工智慧暨創新科技委員會委員(2025 迄今)
- 台北律師公會第 27 屆、28 屆理事兼任律師與人文委員會主任委員(2014-2020)
- 理慈國際科技法律事務所 律師 (2008 年迄今)
- 台灣大哥大股份有限公司法務室 律師 (2004-2008)
- 博仲法律事務所 律師 (2002-2003)
- 齊麟國際法律事務所 實習律師/律師 (2001-2002)

## 會員

- 台北律師公會、全國執業
- 國際商標協會

## 專門領域

- 專利、商標、著作權、營業秘密等智慧財產權爭議案件處理
- 處理智慧財產權與反托拉斯、不公平競爭法交錯領域案件
- 協助跨國企業進行全球商標佈局策略規劃、執行及系統化商標管理
- 一般公司法律問題諮詢及中英文合約撰擬及議約

## 辦案經歷

- 代表國內半導體業上市公司對營業秘密侵害案件提出刑事告訴及民事訴訟、聲請定暫時狀態處分
- 代表國內知名銀行訴請另一銀行停止使用其著名商標中文字作為公司名稱之一部分
- 代表國內知名銀行對於商標廢止案進行答辯
- 協助國內上市公司處理在美國、歐盟之反托拉斯調查案件
- 協助國內上市公司處理在台灣、美國、歐盟涉及智慧財產權與不公平競爭法交錯領域訴訟

- 代表跨國半導體設備製造商對專利侵害案件提出民事訴訟、聲請證據保全
- 代表國內電影發行公司對侵害著作財產權之影片聲請定暫時狀態處分、提出民事訴訟

### 近期演講

- 於 2026 年 5 月 16 日台北律師公會演講「從訴訟策略角度看生成式 AI 著作權之戰」(AI 與法律系列培訓課程之一)
- 於 2025 年 11 月 21 日「2025 年第 29 屆全國科技法律研討會」演講「生成式人工智慧的著作權法律風險 – 以 RAG 應用為中心」
- 於 2025 年 1 月 12 日「2025 第五屆台灣醫法實務論壇」擔任「AI 時代中醫師使用現代科技設備之探討」場次與談人
- 於 2024 年 9 月 13 日至集保結算所講授「電子簽章法制趨勢之研析」
- 於 2024 年 8 月 15 日至台灣商標協會演講「從律師角度探討鑑定、市場調查在商標訴訟實務上的運用及挑戰」

### 相關著作

- 生成式人工智慧的著作權法律風險 – 以 RAG 應用為中心 (碩士論文)
- 從實務運作面向初探人工智慧 (AI) 對商標法制的影響, 月旦律評第 36 期, 2025 年 3 月
- 智慧財產案件審理法第 34 條及 35 條之實踐觀察 (合著), 全國科技法律研討會, 2024 年 11 月
- 簡評專利法部分條文修正草案之律師強制代理規定 (合著), 全國律師, 第 27:4 期, 頁 106-109, 2023 年 4 月
- 告訴人在營業秘密刑事審判程序的閱卷權, 月旦律評, 第 10 期, 頁 90-96, 2023 年 1 月

### 榮耀

- World Trademark Review 評選為智慧財產權優秀律師
- Benchmark Litigation 評選為智慧財產權訴訟優秀律師

### 語言

國語、英語

## Jane Tsai

Partner

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Ms. Jane Tsai is a partner of Lee, Tsai & Partners with over twenty years of experience. She also heads the firm's trademark practice.

She specializes in intellectual property matters and is internationally recognized for her expertise in trademarks, patents, and trade secrets. She has a record of achieving success on behalf of her clients in complex intellectual property litigation in Taiwan. In addition to domestic litigation, Ms. Tsai also assists the firm's domestic clients in their multi-jurisdictional intellectual property litigations, involving countries including the U.S., Canada, and Germany, by providing them with an understanding of the litigation processes abroad and advising them on a global litigation strategy. Ms. Tsai further frequently assists her clients in intellectual property rights planning, including global trademark strategic planning and internal trade secret protection mechanisms. She was named a Litigation Star in Intellectual Property by Benchmark Litigation in 2021 and received the bronze ranking in the categories "enforcement and litigation" and the "prosecution and strategy" in Taiwan in World Trademark Review, WTR 1000 2022 guide.

In addition, Ms. Tsai served as in-house counsel for a public company prior to coming to the firm, which provided her with a strong foundation in understanding what enterprises need. She is known by her corporate clients for providing practical legal advice that balances their business objectives with legal risks when reviewing and negotiating their commercial and corporate contracts.

### QUALIFICATION

Admitted to the Bar 2001, Taiwan

### EDUCATION

- National Yang Ming Chiao Tung University (LL.M., 2026)
- National Taiwan University (LL.B., 2000)

### EXPERIENCE

- Member's representative, the 2<sup>nd</sup> term Taiwan Bar Association; Chairperson, the 2<sup>nd</sup> term of Taiwan Bar Association Intellectual Property Rights Committee. (2023-2024)
- Member's representative, the 1<sup>st</sup> term of Taiwan Bar Association; Member of the 1<sup>st</sup> term of Taiwan Bar Association Intellectual Property Rights Committee. (2021-2022)
- Executive Director, the 30<sup>th</sup> term of Taipei Bar Association. (2023~), Member of the AI and Innovative Technology Committee (2025~)
- The 27<sup>th</sup> and 28<sup>th</sup> Director of the Taipei Bar Association and chairperson of the Taipei Bar Association Attorney and Humanities Committee. (2014-2020)
- Attorney, Lee, Tsai & Partners (2008~)
- Attorney-at-law, Taiwan Mobile Co., Ltd. Legal Office (2004-2008)

- Associate, Winkler Partners (2002-2003)
- Intern Attorney/Associate, Qi Lin International Law Offices (2001-2002)

### PROFESSIONAL & ASSOCIATION MEMBERSHIPS

- Taipei Bar Association, Kaohsiung Bar Association.
- International Trademark Association (INTA).

### FIELDS OF EXPERTISE

- Dispute and Litigation over Patents, Trademarks, Copyrights, Trade Secrets and other Intellectual Property.
- Intersection of Intellectual Property Rights and Antitrust.
- Trademark Strategy Planning & Portfolio Management.
- General Corporate Counseling, Contract Drafting and Negotiation.

### PREVIOUS PROJECTS AND CASES

- Represented a Taiwan listed semiconductor company in initiating criminal and civil actions for trade secret misappropriation, including filing motions for preliminary injunction to maintain the status quo.
- Represented a well-known Taiwan bank in a company name trademark infringement litigation against another Taiwan bank.
- Represented a well-known Taiwan bank in defending a trademark non-use cancellation case.
- Advised a Taiwan listed company in handling antitrust investigations in the US and EU.
- Advised a Taiwan listed company in handling actions involving the intersection of intellectual property rights and antitrust laws.
- Represented a multi-national semiconductor equipment manufacturer in initiating a civil action for patent infringement, including filing motions for preservation of evidence.
- Represented a film distributor in filing motions for preliminary injunction to maintain the status quo and initiating copyright infringement actions.

### RECENT SPEECH ENGAGEMENTS

- Delivered a lecture titled "A Look at Generative AI Copyright Battles from A Litigation Strategy Perspective" (Part of the AI and Law Training Course Series) at the Taipei Bar Association on May 16, 2026.
- Delivered a lecture on "Copyright Legal Risks of Generative Artificial Intelligence – Focusing on RAG Applications" at the "29<sup>th</sup> National Conference on Science and Technology Law 2025" on November 21, 2025.
- Panelist for the session "Discussion on the Use of Modern Technological Device by Doctors of Chinese Medicine in the AI Era" at the "2025 Fifth Taiwan Medical Law Practice Forum" on January 12, 2025.
- Delivered a lecture on "Analysis of Legal Trends in Electronic Signatures" at the Taiwan Depository & Clearing Corporation on September 13, 2024.
- Delivered a lecture on "Exploring the Application and Challenges of Appraisals and Market Surveys in

Trademark Litigation Practice from a Lawyer's Perspective"  
at the Taiwan Trademark Association on August 15, 2024.

### ***WORKS AUTHORED***

- Copyright Risks of Generative AI — A Study Focused on RAG Applications (Master's Thesis)
- A Preliminary Study on the Impact of Artificial Intelligence (AI) on Trademark Legal Systems from the Perspective of Practical Operations, Taiwan Law Review (YueDan Law Review), No. 36, March 2025
- Observing the Practice of Articles 34 and 35 of the Intellectual Property Case Adjudication Act (Co-Author), National Conference on Technology Law, November 2024
- Brief Review of the Mandatory Representation Provision in the Draft Amendment to Certain Articles of the Patent Law (Co-authored), National Lawyers, Vol. 27: Issue 4, pp. 106-109, April 2023
- The Complainant's Right to Access Case Files in Criminal Trials Involving Trade Secrets, Taiwan Law Review, Issue 10, pp. 90-96, January 2023

### ***HONORS***

- Ranked Litigation Star in Intellectual Property by World Trademark Review.
- Ranked Litigation Star in Intellectual Property by Benchmark Litigation.

### ***LANGUAGES***

Mandarin and English