



# **Hatten S.F. Kong**

**Called to the Bar in HK in 1994**

## **Hatten S.F. Kong**

### **Professional Qualification**

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| <b>Call to the Hong Kong Bar</b> | <b>1994</b> |
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### **Academic Background**

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| <b>P.C.LL.</b> | <b>City University of Hong Kong</b> | <b>1993 - 1994</b> |
| <b>LL.B.</b>   | <b>City University of Hong Kong</b> | <b>1990 - 1993</b> |
|                | <b>Birmingham City University</b>   | <b>1988 - 1990</b> |

### **Career History**

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| <b>Private Practice at Lawrence Lok S.C, Q.C.'s Chambers</b> |
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| <b>1994-1998</b> |
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| <b>Vice President of Oriental Press Group (Company Secretary, Publisher of various magazines and websites, Legal Department, I.T. Department, etc.)</b> | <b>1998-2005</b>    |
| <b>Radar Company Limited (Family Business of 58 years history)</b>  | <b>2005-2010</b>    |
| <b>Private Practice at M.K. Wong S.C.'s Chambers</b>  | <b>2010-present</b> |

## Practice Profile

Appearing as advocate in different levels of Court in Hong Kong for both civil and criminal matters. At the same time engaged in advisory works regularly.

## Language

Fluent in Cantonese and English.

Some knowledge of Putonghua.

## Notable Cases

### Criminal Law

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(White collar crimes involving ICAC and CCB investigations, Restraint Orders, Legal Professional Privilege, Sexual Offenses, Mental Health cases, Immigration cases, Industrial summons)

- Secretary For Justice v Chan Chi Wan Stephen (R1) and Tsang Pei Kun (R2) [CA355/2011 and CA103/2012]
- Representing R2 in the TVB related ICAC investigation case at Court of

Appeal (Led by Mr. MK Wong SC)

- Secretary For Justice v Chan Chi Wan Stephen (R1) and Tsang Pei Kun (R2) [DCCC1214/2010]
- Representing R2 at the resumed trial at District Court (Led by Mr. MK Wong SC)
  
- HKSAR v Wong Kin Yee Agnes [CACCC9/2009]
- Appeal on conviction of LC Fraud (Led by Mr. MK Wong SC)
  
- In the Matter of YIK Siu-hung (R3) & others [HCMP2598/2013]
- Representing Ms. Yik in the recent Wong Kwan and Lew Mon-hung High Court Fraud case for variation of the property restraint orders
  
- Re: A Listed Company in foreign dairy business
- Represented client to prevent privileged documents from reviewing by ICAC.
  
- HKSAR v Eric Tsang [HCMA133/2011]
- Successful appeal on conviction of sexual offences (Led by Mr. MK Wong SC)
  
- HKSAR v Dr. Suen [KTCC3302/2011]

- Defended client in a charge of indecent assault involving a TV celebrity (Led by Mr. MK Wong SC)
  
- HKSAR v R. Wong [TMCC2422/2010]
- Defended client (a successful businessman working for a consulate) in a charge of indecent assault took place in public transportations.
  
- HKSAR v A. Au-yeung [KTCC875/2015]
- Defended client in a commercial fraud and deception trial of 10 days.
  
- HKSAR v W.M. Ho [DCCC417/2015]
- Defended client in a serious wounding case with a plead of insanity under Mental Health Ordinance
  
- HKSAR v J. CAI [ESCC2417/2016]
- Defended client (a successful businessman in IT field) in a charge of indecent assault (Led by Mr. MK Wong SC)
  
- Defended various principal contractors in a vast number of industrial summonses (SOGO, Unistress, REC Engineering, Nixon Technology, Kwan On Construction, Wing Ming Constructions, Joint Effort Engineering, New Hopes Construction, Yau Lee Construction, etc.)

- Represented a large local logistic company in a matter involving its foreign employees
- Represented a famous franchised Taiwanese restaurant with foreign employees working in HK.
- Represented the chairman of a HK listed PRC company in a matter with the Immigration Department (Led by Mr. Lawrence Lok SC)
- Advised and represented clients (both corporate and individuals) in commercial crimes cases, whose names cannot be disclosed for sensitivity and confidentiality reasons.

## **Civil Law**

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(Broad spectrum of practice including Lands and contract, Adverse Possession, Shareholders' dispute and insolvency, Defamation, Probate, Intellectual property, Family and Dependents' Maintenance, Family Trust)

## **Commercial and Company Law**

- Re: Smart Yield Corp. Ltd. [HCMP 1417/2013]
- Represented a company director/shareholder in resisting an application for production of company accounts by another director/shareholder. (The Hon Harris J awarded indemnity costs against the other party)
  
- Re: New Higgs Boson [HCA 2228/2013]
- Shareholders' dispute with enforcement of anti-competition agreement under duress of a company pioneered the real-life escape gaming business in H.K.

## **Insolvency**

- Re: F.H. Ng (Debtor) [HCB 5967/2014]
- Represented a major insurance company in a petition for bankruptcy against one of its former agent.
  
- Re: W. Chong (Debtor) [HCB 485/2011]
- Represented a senior insurance agent in opposition to a petition for bankruptcy by his employer (the insurance company eventually withdrew the petition before the substantive hearing).

- Re: R. Wong (Debtor) & W.K. Wong [HCB 7588/2012]
- Representing the spouse of a well-known Chinese antique statute and artifacts collector in bankruptcy hearings.

## **Probate and Administration**

- Re: The late L.Y. Lau [HCMP 3263/2013 & FCMP 71/2014]
- Represented the executor in a contentious probate action with a claim under the Inheritance (Provision For Family and Dependants) Ordinance. (The Caveat was subsequently withdrawn.)
- Re: The late Ms. Ki
- Representing a foreign executor in a contentious action with a claim under the Inheritance (Provision For Family and Dependants) Ordinance.
- Re: A senior member of a well-known family
- Advised on the validity and distribution of properties involving a large portfolio of assets of a well-known businessman in HK.
- Re: A senior family member's testamentary arrangements
- Advising on the execution and validity of testamentary instruments of a senior member of a family famous in the gourmet industry.

## **Defamation**

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- Various Oriental Press Group related defamation cases (1998-2005).
  
- Advised and represented clients (public figures, celebrities and well-known organizations) in defamation matters whose identities cannot be disclosed for confidentiality reason.
  
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- [HCA147/2011]
- Represented the Defendant in a high publicity defamation case involving members of the family of a well-known real estate developer in HK (Led by Mr. Jason Pow SC)
  
- [HCA 820/2013]
- Representing the Plaintiff (a reputable businessman active in charitable activities) in a defamation claim against a clan's men association (Led by Mr. Jason Pow SC)
  
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- Re: online defamatory publications
- Representing members of a well-known family in a defamation claim against a media publisher (Led by Mr. Jason Pow SC)