



PHAM THI THOA | HELEN

Partner

- ✉ thoa.pham@apolatlegal.com
- 🏢 Ho Chi Minh City

LANGUAGE

Vietnamese

English

MAIN PRACTICE

Intellectual Property Rights

M&A Consultancy

Real Estate

Legal Retainer

International Commercial & Trade

Dispute Resolution

MEMBERSHIP

Lawasia – Member

The Bar Association of Ho Chi Minh City – Member

The Bar Federation of Vietnam – Member

Vietnam Chamber of Commerce and Industry (VCCI) – Member

Vietnam Independent Directors Association (VNIDA) – Member

Vietnam Business Lawyers' Club (VBLC) – Member

BIOGRAPHY

Before being a co-founder and manager of Apolat Legal, Attorney Pham Thi Thoa used to hold key positions in many law firms and investment consultants. At present, in addition to being a Partner of Apolat Legal Law Firm, she is an Asset Manager of the International Asset Management and Liquidation Partnership and Arbitrator of Southern Trade Arbitration Centre (STAC).

EDUCATION

University of Economy and Law, National Universities of Ho Chi Minh City – Bachelor of Law

Academy of Justice –Lawyer training course

Ho Chi Minh University of Economic – Accounting and Finance of Enterprise course

National Office of Intellectual Property of Vietnam, Ho Chi Minh University of Law –Advanced course on Intellectual Properties

Ministry of Science and Technology – Intellectual Properties Management course

PTI Entrepreneur School –Managing Director Course

University of Economy and Law, National Universities of Ho Chi Minh City – Master of Law course

PRACTICE FOCUS

Attorney Pham Thi Thoa has had years of practicing intellectual property, M&A, real estate, enterprise re-construction, legal retainer, international commercial and trade and dispute resolution for local and oversea clients.

Attorney Pham Thi Thoa also participates in resolving bankruptcy cases as an Asset Manager of the International Asset Management and Liquidation Partnership and resolving the dispute as Arbitrator of the Southern Trade Arbitration Centre (STAC).

PRESENTATIVE MATTERS

M&A TRANSACTIONS

- Counseling and representing the seller of 100% of shares in the transaction of selling the Fund Management JSC to a Korean Company.
- Counselling Southern Regional Party Committee on the restructuring, trading, auction, and leasing of properties of the company having the capital of VPTU, which is operating the biggest hotel in the province.
- Counseling and assisting an investment company in the acquisition of a Korean-invested company, which is the investor of the Beach Resorts – Villas and Golf Resorts Project with a transaction value of USD 100 million (USD).
- Counseling a group of investors including an investment company on the acquisition of shares of Vietnam's leading food production company for USD 130 million (USD).
- Counseling a group of investors in the transfer of 100% of shares in a real estate company that owns a residential project in Ho Chi Minh City with a transaction value of USD 150 million (USD).
- Counseling an investment company in the cross-border acquisition of a foreign company on the British Virgin Island, holding a 70% stake in a foreign state-owned joint venture in Vietnam that has an office building for rent on Nguyen Du Street, District 1, Ho Chi Minh City with a transaction value of USD 40 million (USD).
- Counseling an investment company on the acquisition of a listed media and entertainment company and its subsidiary with a transaction value of USD 21 million (USD).

INVESTMENT IN INDUSTRIAL PARK INFRASTRUCTURE

- Representing Korean investors to seek investment approval and to proceed with the Investment Project on constructing and running a business on infrastructure light industry park in Quang Ngai. The investment capital of the project is 57 million USD, and the acreage of the park is 249.51 Ha.

OFFERING

- Counseling and drafting documentation to issue and offer for shares in Energy Company – the investor of the solar power project in Long An and Soc Trang province.

INTELLECTUAL PROPERTY

- Representing a Vietnamese Company to negotiate, review and finalize the exclusive franchise contract with an Australian Company for operating Gloria Jean's Coffee shops in Vietnam.
- Representing a famous singer to sue for music royalties from VNG Joint Stock Company for demanding remuneration paid to the author, copyright holder, copyright related right holder.

LEGAL RETAINER

- Counselling SkyMusic on legal issues in connection with activities of distributing copyright, co-operating with singers, and composers, representing singers or composers to collect/spend royalties...
- Counselling Citigym on legal issues concerning the operation of its gym chain, reviewing agreements, contracts, transactions with customers, partners and employees of Citigym...
- Ongoing advisory services for Yeah1 Group – LEADING ECOSYSTEM IN MEDIA ENTERTAINMENT TECHNOLOGY.
- Ongoing advisory services for Hoa Khanh – A leading petroleum trading company ranked in the Top 500 largest private enterprises in Vietnam (VNR500).
- Ongoing advisory services for an investment fund and a group of investors specializing in M&A transactions with a scale of over USD 500 million.

OTHERS:

- Retail business licenses for foreign-invested companies.
- Work permits for foreign workers.
- Advised a private equity fund in Vietnam on the acquisition of a securities company listed on the UPCOM exchange.

- Advised Ba Huan Group – a leading enterprise in Vietnam’s poultry farming industry – on its nationwide expansion strategy through the acquisition of a system of chicken farms and egg production facilities across multiple provinces and cities.
- Advised an agricultural group on the investment and acquisition of pig farming projects in the southern provinces of Vietnam.
- Advised a group of individual shareholders on the transfer of 100% of shares in Vietnam Golf Joint Stock Company – the operator of the exclusive Handicap golfer scoring system under an agreement with the Vietnam Golf Association.
- Advised a group of individual shareholders on the acquisition of shares of a company listed on the HNX exchange and its real estate subsidiary.
- Advised a group of individual shareholders on the due diligence and acquisition of multiple real estate projects in Vietnam.

PUBLICATIONS

Attorney Pham Thi Thoa frequently answers interviews on television channels such as FBNC, VITV, ... publications such as Phap Luat, Nguoi Tieu Dung, Thoi Bao Kinh Te Sai Gon, VN Express,...and participates, as a speaker, in seminars, talk shows about career orientation at Ton Duc Thang University, University of Economy and Law, RMIT University...

- Buying off-the-plan houses: a view from Saigon South Plaza project, posted on The Saigon Times, dated 18 July 2019.
- Difficulties in royalties and remuneration for singers and musicians: What’s the solution? – posted on The Saigon Times, dated 17 October 2019.
- The driver is in a weak position when cooperating with a car company, dated 12 September 2019.
- Applying bankruptcy law to recover debts, posted on The Saigon Times, dated 24 October 2019.
- Consideration regarding the solar power business plan, posted on The Saigon Times, dated 14 November 2019.
- From “Domain Speculation” to... “Trademark Speculation”, posted on The Saigon Times, dated 8 February 2020.
- Who Will Have Exclusive Ownership Of Corona Vaccine?, posted on The Saigon Times, dated 21 February 2020.

- Rule of Law Index 2020 của The World Justice Project (WJP).
- Living in the age of Covid-19 – enterprises rescue themselves by bankruptcy declaration, posted on The Saigon Times, dated 16 April 2020.
- Startup funding during Covid-19, posted on The Saigon Times, dated 20 April 2020.
- How to manage intellectual property in the enterprise? posted on The Saigon Times, dated 14 May 2020.
- Undergraduates seeking part-time jobs are deceived – Ponzi scheme continues disguising, posted on The Saigon Times, dated 9 July 2020.

SCAN QR CODE

