



金大植

Partner

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Mr. Daeshik Kim is a partner at Shin & Kim, and is presently a member of the management committee, mainly practicing in REITs and real estate fund related services, SOC project financing and unfair securities trading in the capital market, such as market manipulation.

Mr. Kim holds an LL.B. degree from Seoul National University and an LL.M. from Columbia University in the U.S. (2010). After passing the 38th National Judicial Bar Examination in 1996, he completed his training at the Judicial Research and Training Institute, 28th Class, and in 2012, became a New York State bar member.

Mr. Kim has broad experience in handling REITs and real estate funds, as well as SOC related services including project financing and establishing infrastructure funds. He also performed multiple research services assigned by the Ministry of Land, Infrastructure and Transport, especially the full revision of the REITs Act, which serves as a milestone of the REITs market, based on which he holds distinguished expertise in public listings of REITs.

In addition, based on his practical experience related to futures option trading, Mr. Kim's other practices include handling insider trading, market manipulation, unfair trading and other unfair securities trading cases, in which he is recognized for his sector-specific expertise in responding to investigations by financial supervisory authorities and arguing before the court in criminal case hearings, etc.

経歴

2019-Present	Special Advisor, Transportation and Logistics Division, Presidential Committee on Northern Economic Cooperation
2018-2019	Advisory Member, Association of Compliance Officers, Financial Investment Companies
2012-2013	Statutory Auditor, Woori F&I
2002-Present	Shin & Kim LLC

1999-2002	Judge Advocate, Republic of Korea Army
1997-1999	Judicial Research & Training Institute of the Supreme Court of Korea

主な実績

REITs

- Research on improvement of the real estate investment company system along with changes in the financial environment (research service)
- Review on the need to establish a REITs-oriented asset management company of Hwaseong Urban Corporation (research service)
- JR Asset Management Company's listing of REITs for investment in an office building in Belgium (legal consulting)
- Review on improvement of the system of self-managed REITs (legal consulting)
- Consulting on REITs IPO of Latham & Watkins LLP (legal consulting)
- Research on measures to support the establishment and operation of Korea Overseas Infrastructure & Urban Development Corporation (research service)
- Research on detailed implementation plans to boost overseas infrastructure and urban development project (research service)

SOC

- Feasibility study on Quezon coal-fired power plant in the Philippines (legal consulting)
- Jakarta Light Rail Project Phase 3 in Indonesia (legal consulting)
- Feasibility study on hydroelectric power plant of Nam Xan 1 and Nam Tha 2 in Laos (legal consulting)
- Biomass power in Sulawesi, Indonesia (legal consulting)
- Hydroelectric power generation of Bongka River in Indonesia (legal consulting)
- Feasibility study on KARIAN-SERPONG Water Service Project in Indonesia (legal consulting)
- Jakarta Light Rail Project Phase 2 in Indonesia (legal consulting)
- Astrit-Kedam hydroelectric power generation in Pakistan (legal consulting)
- Feasibility study on D4 Motorway Project in the Czech Republic (legal consulting)

Capital market research and restriction

- Defense for the case of investigation on the Financial Supervisory Service for the use of undisclosed information regarding shares of listed securities company A

- Defense for the criminal case involving the use of undisclosed information regarding shares of listed securities company S
- Defense for the criminal case involving the use of undisclosed information regarding shares of KOSDAQ listed company P
- Defense for the case of investigation on KOSDAQ listed company P for accusation of price manipulation
- Defense for the criminal case involving price manipulation of politics-related shares
- Defense for the criminal case involving price manipulation of shares of KOSDAQ listed company T
- Defense for the civil case involving spot market-linked price manipulation
- Defense for the criminal case involving the provision of exclusive line to scalper, etc.
- Defense for the criminal case involving the unfair transactions of KOSDAQ listed company K
- Defense for the case of investigation on accounting supervision of accounting firms, etc.
- Defense for the case of investigation and criminal case related to accounting supervision of listed securities company D
- Defense for the case of investigation on accounting supervision of listed securities company H
- Research on Calculation of Unfair Profits from Unfair Transactions requested by the Financial Supervisory Service – Research on unfair transactions regulatory system of advanced nations and calculation methods of unfair profits and suggestion of improvement direction for calculation methods of unfair profits

Derivatives transactions

- Litigation related to early liquidation of OTC derivatives between domestic financial institutions and Lehman Brothers
- Litigation related to embedded derivative between domestic financial institutions and overseas financial institutions
- Litigation related to cancellation of exchange-traded derivative transactions due to errors of a domestic securities company

Inter-Korean economic cooperation

- Legal consulting on forfeiture of assets located in Mt. Geumgang area (Company H)
- Support for litigation of economic cooperation business operators of Gaeseong Industrial Complex (Company K)
- Legal consulting on legislation of the special bill on compensation for damages to Inter-Korean economic cooperation projects caused by the government sanction imposed due to the sinking of the Cheonan ship (National Assembly)
- Legal consulting on the South Korea-North Korea-Russia railway in Lajin and multimodal transport business of port in North Korea
- Legal consulting on compensation for damages to companies operating in Gaeseong Industrial Complex (representation)

- Legal consulting on the Association of Companies Operating in Gaeseong Industrial Complex

学歴

2008-2009	Columbia Law School (LL.M., 2009)
1998	Columbia Law School, US Trade Law Seminar Program, New York
1991-1996	Seoul National University College of Law (LL.B., 1996)

資格

2012	Admitted to bar, New York
1999	Admitted to bar, Korea

言語

Korean, English

主な活動

- Buyback and disposal of treasury shares and use of non-disclosed material information (Co-authored, BFL Vol. 87, Seoul National University Center for Financial Law, 2018)
- Study on legal issues and counter-measures during North Korea's transition to market economy - With a focus on comparative legal study of China, Vietnam, Russia and Hungary (Co-authored, National Court Administration, 2017)
- Considerations in relation to the preparation and disclosure of analyst research and analysis documents (Co-authored, Quarterly Compliance, Association of Compliance Officers, 2016)
- 100 Questions and Answers on Finance Crimes (Co-authored, 2014)

外部評価

- "Leading Lawyer" for Securities and Finance, Legal Times, 2019, 2021-2024

- “Best Lawyer” for Capital Market, Lawtimes, 2022
- "Best Lawyer” for Capital Market, Hankyung Business, 2019
- "Recommended Lawyer” for Banking and Finance, Capital Markets, Legal500, 2014

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