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Adam Taylor

Occupation Solicitor: Internet Law and E-commerce Principal

Professional Experience

Adam worked for a number of law firms before joining City of London firm Withers in 1991. He became a litigation partner in 2001, specialising in information technology and intellectual property disputes and heading the E-Commerce and Technology Group.

Adam set up internet law practice Adlex Solicitors in 2001. The firm handles many domain name and other internet-related disputes. More information can be found at www.adlexsolicitors.co.uk.

Adam has been a Nominet expert since the DRS was set up in 2001. He is also a panellist for the WIPO ICANN and Czech Arbitration Court (.eu) domain name dispute resolution procedures.

Professional qualifications

- March 1991 - Admitted to the Roll of Solicitors in England and Wales
- October 1987 - Admitted to the Roll of Solicitors in Ireland
- July 1986 - Passed New York State Bar Examination

Personal interests

Writing and performing poetry

Alan Limbury

Occupation Chartered Arbitrator and Specialist Accredited Mediator

Alan Limbury has been mediating since 1986 part time, and 1996 full time. He has widespread experience as a sole mediator in over 1,000 commercial and intellectual property disputes in Australia, New Zealand and the UK.

Alan has particular expertise in a wide range of areas including, Intellectual Property; Trade Marks, Copyright and Patents, Trade Secrets, Passing Off, Licensing and Distribution and Franchising.

Andrew Lothian

Occupation Solicitor: Consultant in e-commerce

Andrew Lothian was educated in Perthshire, Scotland. He attended Edinburgh University, graduating LL.B in 1988 and Dip LP (Diploma in Legal Practice) in 1989.

In 1990 Andrew was enrolled as a Solicitor in Scotland.

For the first nine years of his practice as a Solicitor, Andrew specialised in litigation and dispute resolution. During this period he handled Scotland's first domain name dispute under the Scottish Commercial Court Rules. The case gave rise to an interim Interdict which resulted in a suspension of delegation of a .UK domain name.

This early involvement in a domain name dispute gave Andrew a long-term interest in the Domain Name System and ultimately led to his founding Demys Limited.

While still in full time legal practice Andrew developed an e-law unit which was one of the earliest of its kind in Scotland. During this period he worked with IBM and the Lotus User Group on a series of international briefings, addressing technology users around the world on the benefits and the legal issues of conducting business electronically. Between 1999 and 2004 Andrew served as Executive Consultant and latterly Partner with Scottish top ten law firm Henderson Boyd Jackson WS.

In 1999 Andrew founded Internet Intellectual Property Managers Demys Limited. The company provides expert professional advice on domain names and Internet policy and governance issues from a technical and legal perspective and manages corporate domain name portfolios for UK and international organisations. Andrew is Demys' Chief Executive and company solicitor.

Through Demys Andrew advises on high-level domain name issues including specific advice on international domain name strategies both pre and post-brand launch, technical problem-solving, and mediation of, or unilateral advice on, domain name disputes. Clients of the company include a UK-based international airline, a leisure industry conglomerate and a major financial institution. Andrew has also been appointed as independent adviser in a range of domain disputes of both national and international interest.

During Demys' first year of trading Andrew conducted the world's then sixth largest domain name acquisition of a two character dot-com name in a transatlantic deal.

In addition to being a member of the Nominet DRS panel, Andrew serves as a panellist for ICANN's Uniform Domain Name Dispute Resolution Policy on the World Intellectual Property Organization's panel and as a panellist on the Czech Arbitration Court's .eu ADR panel.

When he is not being a domain name adviser, Andrew enjoys working with music technology in his home-based recording studio and has engineered and played on songs which have reached the top ten of the European Christian Chart.

Anna Carboni

Occupation Partner and Solicitor Advocate at Redd Solicitors LLP

Professional Experience

Anna has over 20 years' experience as an intellectual property lawyer. Qualified as both a solicitor and a barrister, she now practises as a Solicitor Advocate, focusing on intellectual property dispute resolution and advice.

With a broad client base spanning a wide range of industries and professions including pharmaceuticals, software, consumer electronics, food and drink, luxury goods, office products, entertainment and insurance, Anna's main focus is on litigation and advice connected with trade marks, designs, copyright, confidential information and associated contract issues.

Anna's past cases have taken her through the UK IPO, OHIM, the Patents County Court, High Court, Court of Appeal, the General Court and the Court of Justice of the European Union and have ranged from straightforward arguments through urgent ex parte applications, interim injunctions and multi-jurisdictional litigation, to complex appeals.

Anna has substantial advocacy expertise, having qualified as a Solicitor Advocate in 2000 and more recently spending seven years as an independent barrister. While she enjoys litigating, Anna is also an enthusiastic advocate of mediation in appropriate cases.

Anna has been on Nominet's Panel of Experts since 2004 and she joined the Expert Review Group in 2011.

Education / Qualifications

- Mediator (CEDR) 2004
- Called to the Bar (inner Temple) 2003
- Solicitor Advocate 2000
- Solicitor (England & Wales) 1988

- Common Professional Examination and Law Society Finals 1985-86
- MA (Cantab) Natural Sciences 1984

Career

- 2012 ff Partner at Redd Solicitors LLP
- 2010-2011 Partner at Powell Gilbert LLP
- 2003-2010 Barrister at Wilberforce Chambers
- 1996-2003 Partner at Linklaters (IP/IT Dept)
- 1988-1996 Assistant Solicitor at Linklaters (IP/IT Dept)
- 1986-1988 Articled Clerk at Linklaters & Paines

Professional Appointments / Activities

- Board of Directors of INTA (2012-14)
- Appointed Person under the Trade Marks Act 1994 (2007 - 2015)
- Committee of TIPL0
- Member of AIPPI, ECTA, PTMG, Competition Law Association
- Associate Member of ITMA and CIPA
- Editorial Boards of European Trade Mark Reports (Sweet & Maxwell) and Journal of IP Law and Practice (OUP)

Anna is an active member of the “IP Community”, working on Committees, writing on IP-related topics, and regularly speaking at events arranged by the above organisations, as well as at commercial conferences.

Bob Elliott

Occupation Consultant, non-practising solicitor.

Background: I practised as a solicitor in major City of London and regional law firms for over 30 years, specialising in commercial litigation, intellectual property and IT related matters, with recognition as a leading individual in both Chambers Guide to the Legal Profession and Legal 500 during that time. In 2013 I decided to leave legal private practice and to return to University to study a science-related subject. However, I still retain an active interest and involvement in resolving domain name disputes. I have been an expert on Nominet’s domain name dispute resolution panel since 2001, and am also a panellist for the Czech Arbitration Court for .eu domain name disputes.

Carl Gardner

Occupation Barrister

Carl was called to the Bar in 1993 and has spent the last twelve years as a government lawyer specialising in EU law and human rights. He has advised ministers and officials in many departments across a range of policy areas from tax to terrorism, from pensions to discrimination and from broadcasting to health. He has worked on major bills, on EU legislation and on litigation in the UK and Europe. Carl advised on the drafting of the European Constitution and represented the UK in negotiations, before moving to work with Lord Goldsmith at the Attorney General's Office.

Currently taking a break from his government legal career, Carl teaches at the National School of Government and BPP Law School, and writes the law blog Head of Legal.

Chris Tulley

Occupation Solicitor: Intellectual Property

Partner, DLA Piper

Education/Qualifications

1982 LLB (Hons.) - University of Leeds

1983 Law Society Finals - Manchester

1985 Admitted as a solicitor

Experience

Chris is a partner based in the Leeds office of international law firm DLA Piper, having joined the firm in 1987 specialising in Intellectual Property.

Chris is acknowledged by independent publications, such as Chambers and Legal 500, as a leading Intellectual Property lawyer. He has been involved in several major reported cases such as Improver Corporation v Remington & Others; Cartonneries v CTP White Knight; Halifax v Halifax Insurance; Blayney v Clogau Gold; Nikken v Pioneer Trading and Puma v Sports Soccer.

Chris advises in relation to the protection, enforcement and exploitation of brands, designs, inventions and confidential information; e-commerce, comparative advertising; character and personality merchandising; advertising clearance and pre-litigation infringement advice. He has wide-ranging experience of trade mark, patent, copyright and design litigation and the protection of business secrets, both in the UK and other jurisdictions. Chris has significant experience of coordinating associated

litigation in several jurisdictions on behalf of clients.

He has substantial experience as the lead lawyer obtaining and executing search orders for clients and representing clients on the receiving end of search orders and has been appointed by the Court as a Supervising Solicitor for third party search orders on many occasions.

He acts for many household name companies in a diverse range of industries such as major food manufacturers, financial institutions, manufacturing and engineering companies, football clubs, major sportswear companies, games companies, TV companies and newspaper groups.

Chris is a member of CIPA and INTA and a regular speaker at IP conferences.

Contact Details:

Contact Details:

DLA Piper

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E-Mail: chris.tulley@dlapiper.com

Claire Milne

Occupation Telecoms Consultant

Claire Milne is an experienced independent telecoms policy consultant, active both nationally and internationally. She has worked closely with UK consumer organisations and sat on a number of public bodies. She is involved with the internet as an enthusiastic user, consumer representative, and policy adviser. She has had a continuous close involvement since 1983 with UK telecoms regulation, and has a good general knowledge of relevant topics in many other countries, and especially of the evolving European scene. She is a Visiting Senior Fellow and Guest Teacher in the Department of Media and Communications at the London School of Economics.

Public bodies she has been involved with include the Essential Services Access Network (ESAN), a voluntary sector umbrella body concerned with the interests of low-income users of energy, water, communications and financial services; ICSTIS (now PhonepayPlus), the self-regulatory body for premium rate telephone information and entertainment services; the Internet Watch Foundation, which operates a hotline and take-down procedure for illegal material online; and the Telephone Helplines Association (now Helplines Partnership), a registered charity, which exists to provide quality and confidence for

callers to helplines in the fields of health, education and social welfare. Helplines are increasingly turning to the internet to enhance their services to users.

Having previously been an independent member of Oftel's expert Numbering Advisory Group, she chaired Oftel's Working Group on the Use of Numbers, which advised Oftel on codifying and where necessary changing users' rights and responsibilities in numbers, including potential trading rights. She continued to work with Ofcom, the successor to Oftel, from 2008 to 2014 chairing the Consumer Forum for Communications.

Trading since 1992 as Antelope Consulting, she works flexibly as an independent expert, team member or project leader. Most of her recent consultancy focuses on policies to promote the availability of phone and internet service in remote areas of developing countries, and their affordability to all income groups.

Claire's university education was in Mathematics (Cambridge) and Statistics (Imperial College). She enjoys languages: her French and Italian remain serviceable, and she plans to revive her rusty Russian and Greek when the opportunity arises. Her children were born in 1984 and 1988. When family commitments allow, she likes to explore interesting places in person.

Clive Trotman

Occupation Arbitrator and Mediator

Arbitration

Dr. Clive Trotman is a Londoner resident in New Zealand. He practises dispute resolution, with a preference for the arbitration or adjudication of technical matters, as principal of Dispute Science Ltd. He trained in dispute resolution at Massey University School of Business and the Arbitrators' and Mediators' Institute of New Zealand (AMINZ). Experience in domain name disputes dates from 2000, including the World Intellectual Property Organization, Asian Domain Name Dispute Resolution Centre, Kuala Lumpur Regional Centre for Arbitration, New Zealand Domain Name Commission, and Czech Arbitration Court.

Clive is a Fellow of AMINZ, and a member of the Institute's Arbitration Panel and Mediation Panel. He has served the Institute as Councillor and member of several committees, including Education and Qualifications, accreditation of tertiary education, and Continuing Professional Development.

Other appointments have included about six years Legal Aid Review Panel, appointed by the Attorney General, and currently the Committee of the Otago District Law Society adjudicating complaints against lawyers.

David Engel

Occupation Solicitor: Commercial Litigation Partner

David Engel is a partner in the Litigation Division at Addleshaw Goddard.

He has advised on and acted in internet-related disputes since 1995 and leads the firm's internet disputes team. David advises on a range of internet legal issues including website content, protection of rights and reputation online, internet anti-piracy, domain name disputes and liability of ISPs.

David also advises on reputation protection and media litigation (defamation, privacy, confidentiality, etc.), hedge fund litigation, and general commercial litigation.

David regularly speaks and writes on internet and domain name issues. He is a contributor to *Computer Law* (Blackstone Press 2000) and *The A-Z of IT and e-business compliance* (Croner CCH, 2001). His articles have appeared in a number of publications and journals including *Copyright World*, *Entertainment Law Review*, *Communications Law*, *Computer Bulletin*, *Electronic Business Law*, *European Lawyer*, *Global IP Rights Management*, *Advertising Marketing & Branding Law*, *The Times*, *Press Gazette* and *International Media Law*.

David King

Occupation Solicitor: Law Society Adjudicator

David is a solicitor (non-practising).

He was admitted in 1975 and spent the next 18 years in private practice before joining The Law Society in 1993. He was a departmental manager between 1994 and 1998 and then became a Senior Advisor in the Clients Relations Office (the predecessor of the Legal Complaints Service) which dealt with complaints about the service provided by solicitors and disputes regarding solicitors' costs under the Remuneration Certificates procedure.

In 2000 David was appointed as an Adjudicator and was responsible for making formal decisions on the outcome of service complaints against solicitors, Remuneration Certificates and conduct and regulatory matters for both the Solicitors' Regulation Authority and the Legal Complaints Service.

David has been a member of Nominet UK's Panel of Experts since its inception in 2001. In 2008 he became a member of Nominet's Expert Review Panel which reviews Experts' first instance decisions before they are published and deals with any appeals against those decisions.

In April 2011 he was appointed a member of a Law Society Appeal Panel which decides the final outcome of applications by solicitors' firms to join one of The Law Society's quality accreditation schemes.

David Taylor

Occupation Solicitor: Intellectual Property, Media & Technology Partner

In brief

- English Bar: 1997
- Paris Bar: 2003

Education

- University of Birmingham, England (M.Eng Engineering)
- University of Grenoble (France) (PhD Physics)
- York Law School
- Languages spoken: English, French

David Taylor is a partner in the Intellectual Property, Technology and Media Group in Paris. He specializes in Internet related intellectual property, and in particular the protection of brands online.

David heads up the Lovells International Domain Name Practice, which covers the registration, recovery and protection of domain names and clients' rights in over 160 jurisdictions. He also advises on web site design and development, content liability, data protection and privacy issues, encryption regulation and security issues, Public Key Infrastructure (including digital signatures and certificates) together with software licensing and development agreements.

David is a member of the World Intellectual Property Organization (WIPO) Arbitration and Mediation Centre deciding domain name disputes between parties. He is also an arbitrator and member of the Advisory Board for .EU with the Czech Arbitration Court, a domain name panelist for .FR with CMAP (Centre de Médiation et d'Arbitrage de Paris) and an arbitrator for the Malaysian domain name .MY. David is a member of the Editorial Board of Trademark World (Informa Law) and contributes regularly to other specialist publications such as World Trademark Law Report (Globe Business Publishing), World Internet Law Report (BNA International) and is the correspondent for France for Computer Law and Security Report (Elsevier). David is also a member of the Intellectual Property Constituency of ICANN.

He has a Masters of Engineering from Birmingham University and a PhD in Physics from Grenoble, France.

Work Areas

Intellectual Property, Technology Law, Arbitration/ADR, E-Commerce.

Dawn Osborne

Occupation Solicitor: Internet Law and e-commerce Partner

A graduate in law from Magdalen College, Oxford, Dawn Osborne joined Willoughby & Partners in November 1996 having trained and qualified with the media and intellectual property practice of Denton Hall. She became a partner of Willoughby & Partners and an executive of Rouse & Co International in January 2000. In 2009 she became a partner of Palmer Biggs Legal.

Dawn specialises in Internet law/e-commerce and is recommended for intellectual property in the Legal 500. She regularly advises businesses in relation to the content or hosting of web sites, the use of brands/IPR on the Net including new TLDs and the protection and enforcement of IPR in cyberspace including notice and takedown. She had conduct of the defence in the pitman.co.uk case, which W&P handled successfully for Pearson Professional Limited (trading as Pitman Publishing), and was also involved in the prince.com case where W&P retained the domain name for its UK client in the face of an attack from a US business of the same name. She is also regularly involved in the recovery of domain names for clients and has been involved in a number of successful applications to the Court and ICANN disputes in this regard. She is a panellist for the WIPO and NAF ICANN, LRO, URS, .xxx and the .eu and Nominet domain name dispute resolution processes. Dawn is a director of the Federation Against Software Theft and Chair of its Legal Action Group FLAG. She is a member of the International Trade Mark Association, TIPLo and the Society for Computers and Law. Dawn has published over 50 articles in the area of Internet law and is a regular speaker on Internet related issues. She has made a major contribution to the UK Chapter of the Domain Name Handbook published by OUP.

Dawn recently acted as a UK copyright expert in US proceedings in litigation involving the Jersey Boys musical and its underlying script.

She has been interviewed and filmed for broadcasts in relation to successful litigation she has handled and Internet related issues and is regularly asked for comments by the press on these issues.

Dawn also handles general intellectual property work for a large number of clothing and luxury goods companies. Litigation successes include frequent judgements in the Intellectual Property Enterprise Court for intellectual property owners, dismissal of all charges against a client in a criminal trademark prosecution, successful opposition of a mark in a trademark trolling case, successful revocation of a design on behalf of a major film company whose science fiction costumes had been copied and registered by a third party, successfully defending David Van Day formerly of the pop group Dollar

against an application for an injunction against use of the name Bucks Fizz by former fellow band member Bobby G, successful defence at trial of Impact Executives against passing off litigation brought by Impact Plus and success for Montblanc at the interlocutory stage and then permanently at trial in injuncting the sale of a look-a-like pen which imitated the famous Montblanc white star device, and obtaining a judicial determination that this device mark was well-known.

Detailed Experience

- Domain name disputes including the Pitman and Prince cases (keeping domain names for legitimate users); obtaining ex-parte injunctions against domain name cyber-squatters e.g. montblanc.co.uk; obtaining names back for clients through ICANN proceedings or negotiation.
- Advice and litigation relating to new technologies; the taking of names and addresses without license from databases; recolourisation of animation by computer means; major sporting organisation taking action to prevent its emblems, posters and trophies being reproduced in a multimedia game.
- Advice and litigation in relation to the Internet i.e. advice on new TLDs, jurisdiction; infringement of rights in content; injunctions or service provider take down where brand names connected to undesirable content or counterfeit goods sold and service provider liability for chat rooms, etc.
- Copyright and trade mark litigation including against parallel importation for entertainment, toy, software, film and publishing companies including, for example, litigation and alternative dispute resolution of a dispute between a major and its ex licensee over copyright and designs in costumes from a world famous television series and litigation over the copyright in the script of a major film.
- Copyright and trade mark and design litigation for major world famous and cutting edge new designers in the fashion and jewellery industries.
- Anti-counterfeiting campaigns i.e. in relation to well-known brands, a major film, literary and artistic works of a famous author, cartoon characters, childrens' television characters and major sporting events involving copyright, trade mark and passing off advice and many infringement actions and cooperation with trading standards government administrative bodies in relation to seizures.
- Issues of proceedings to support Customs seizures for major fashion houses and large merchandising companies.
- Copyright disputes in relation to a wide variety of types of works including work with an international element i.e. advice to UK users of foreign works. Acting as an expert in UK Copyright Law in US Copyright litigation.
- Personality rights advice i.e. to an American producer who wanted to stage a musical about a famous American singer in the UK.
- Advice re enforcement of trade mark rights relating to names of bands including, for example, disputes between former members of bands e.g. reported case successfully defending David Van Day formerly of Dollar against an application from injunction against use of the name Bucks Fizz by former fellow band member Bobby G and UK advice as part of a worldwide enforcement campaign for one of the biggest girl bands ever.

- Trade mark disputes i.e. advice to film companies and publishers who find that existing trade marks interfere with their merchandising plans.
- Advice relating to Copyright Tribunal matters re payments to collecting societies,
- Passing off actions i.e. on behalf of publishers and film companies who find others using their names or titles for profit.
- Advice in relation to breach of confidence i.e. where an idea for a book has been stolen and where former employees have taken work and used it after termination of their employment.
- Advice in relation to registration of a deceased famous author's name as a trade mark for books and similar advice in relation to registration of famous chess player's initials.
- Litigation on behalf of a satellite television company relating to clauses in a transponder lease agreement.
- Advice on creation, registration, protection, duration, use, licensing and merchandising of soft intellectual property rights across a wide variety of industry sectors.
- Successful defence of Woolworths in a criminal trade mark prosecution case involving their use of three lions on a football shirt.
- Conduct of the Montblanc v Sepia case, successful at trial for Montblanc in an action for trade mark infringement and passing off. Also obtained a judgement that the Montblanc White Star logo was well known.
- Involved in the Penguin / Puffin trade mark / passing off litigation from discovery through to trial. As a result of the Penguin / Puffin litigation, Willoughby & Partners won the Legal Business Award for the best intellectual property / information technology firm of the year.
- Involved in the collation of evidence for the Swiss Chalet geographical indications case including giving evidence at trial.
- Advice on preventing parallel imports following recent ECJ and UK case law.
- Advice and preparation of oppositions / evidence in relation to UK trade mark registrations and oppositions e.g. successful opposition before appointed person re registration of the names of two famous Irish political parties by a trade mark troll; Community Trade Mark oppositions and invalidity actions.

Previous commercial experience

- General contractual work in the entertainment and publishing field.
- Film production and financing non contentious work, including examination of chain of title documentation etc.
- Due diligence of recording and publishing contracts in relation to large scale acquisition of major international record company by another.

Interests

- Art - member of the National Arts Collections Fund. Friend of the Royal Academy and the Tate.

- History - member of English Heritage, the British Museum, The Museum of London, Friends of the V&A, the Pitt Rivers Museum and the Petrie Museum
- Costume History - member of the Medieval Dress and Textile Society and The Costume Society.

Gill Grassie

Occupation Solicitor: Intellectual Property and Technology

Qualifications

University of Edinburgh, Dip. LP 1985

University of Edinburgh, LL.B 1984

Experience

Gill is a partner at the Scottish firm Brodies LLP, having previously been a partner and Head of the IP & Technology Department with Maclay Murray & Spens from 1993 to 2012. She has specialised for some 20 years in IP and IT litigation and dispute resolution. Her experience spans the whole gambit of contentious intellectual property including both soft and hard IP. Gill is an accredited IP specialist and a member of INTA, AIPPI and an associate member of ITMA and CIPA. She is a committee member of TIPL0, LES Scotland and of the INTA committee regarding famous marks. She is also on the Editorial committee of ETMR, ECDR and the Journal of Intellectual Property Law and Practice. She frequently authors articles on IP and IT issues for legal publications.

Gill's extensive experience includes:

- Acting on behalf of Lancaster Group in enforcing its Davidoff, Joop and other perfume brands in parallel import cases.
- Acting on behalf of Roche Diagnostics in its campaign against parallel imports
- Acting on behalf of Pringle re brand enforcement issues.
- Acting on behalf of Virgin, Jack Wolfskin and for the owner of KAZAA brand re enforcement issues.
- Acting for Pebble Beach and Beecham in trade mark infringement cases.
- Providing trade mark advice to owners of Budweiser in the Scottish jurisdiction.
- Acting in first Scottish case on cyber squatting and in various domain name disputes.
- Acting in several successful mediations for clients in trade mark and internet related disputes.
- Acting on behalf of several global oil and gas services companies in patent infringement/validity disputes with rivals.
- Acting on behalf of Arrow Generics Limited in two pharmaceutical patent invalidity actions in the Court of Session.

- Acting on behalf of Philips Electronics NV in a Scottish patent litigation.
- Acting on behalf of multinational pharmaceutical company Boehringer Ingelheim in various court actions against parallel importers.
- Acting on behalf of Microsoft in its anti piracy campaign.
- Acting on behalf of major software developer in outsourcing dispute.
- Acting on behalf of owner of plant breeder rights in infringement action in the Court of Session.
- Acting on behalf of a number of international film companies in enforcing copyright in Scotland.

Employment History

- 2012 – present Partner, Brodies LLP
- 2003 - 2012 Partner, Head of IP & Technology, Maclay Murray & Spens LLP
- 1993 - 2003 Partner, IP & Technology, Maclay Murray & Spens
- 1992 - 1993 Assistant solicitor, Drostes (Munich)
- 1991 - 1992 Assistant solicitor, Bristows Cooke & Carpmael
- 1988 - 1991 Assistant solicitor, Campbell Smith & Co.
- 1987 - 1988 Trainee solicitor, Campbell Smith & Co.
- 1986 - 1987 Trainee solicitor, GWT Murphy & Co

Ian Lowe

Occupation Solicitor: Intellectual Property and Technology Consultant

Education and Qualifications

- MA (Cantab) Law, Sidney Sussex College, Cambridge
- Admitted as a solicitor 1978

Career History

- 2001 to date - Consultant (formerly Partner), Intellectual Property Group, Nabarro LLP, Solicitors
- 1981 - 2000 Associate and Partner, Berwin Leighton, Solicitors

Membership of Professional Bodies

- European Trade Mark Owners Association (MARQUES)
- Member of the Chartered Institute of Arbitrators
- CEDR Solve Mediator, Centre for Effective Dispute Resolution
- Associate Member Institute of Trade Mark Attorneys

- Intellectual Property Committee of the City of London Law Society
- Intellectual Property Lawyers Association

Areas of Specialisation

Advising on all areas of contentious intellectual property issues, including trade marks, patents, copyright, design right and registered designs, as well as domain name, e commerce and other technology disputes.

Litigation Experience

Wide-ranging litigation experience, acting for both UK and international technology companies, brand owners, retailers and Internet investors.

James Bridgeman

Occupation Barrister

Legal

1989-1992 Associate lawyer Patent and Trade Mark Agents, Dublin

1992- present Practicing barrister, arbitrator and mediator.

Academic

1997-present Institute of Technology Tallaght Lecturer in Law

University/Third Level Education

1970-1974 Trinity College, Dublin B.A. (Mod.) History and Political Science [M.A. conferred 1981]

1985-1987 Kings Inns, Dublin Diploma in Legal Studies

1987-1989 Kings Inns, Dublin Barrister at Law

1990-1991 D.I.T (Bolton St.) Graduate Diploma in Arbitration Law

1990-1991 D.I.T (Bolton St.) Graduate Diploma in International Arbitration Law

1991-1994 University College Dublin Higher Diploma in European Law

1994-date Dublin City University Post-graduate research (continuing).

Professional Qualifications

1989 Called to the Bar of Ireland.

1992 Registered Trade Marks Agent [Non-practicing].

1991 Associate Member of Chartered Institute of Arbitrators

1998 Fellow of Chartered Institute of Arbitrators

1999 Associate Practitioner Member MII

Professional Institutes/Associations

1989 Honourable Society of the Kings Inns.

1992 Law Library. Dublin.

1991 Chartered Institute of Arbitrators.

(Hon. Secretary 1997 - 2001 Vice Chairman 2001-2002)

1991 Licensing Executive Society. Committee Member 1997-present.

1993 A.I.P.P.I. (Association of Intellectual Property Practitioners)

1995 Mediators Institute Ireland. Vice-Chairman 1997-1999

1996 The Copyright Association of Ireland (founder member).

Jane Seager

Occupation Solicitor: Intellectual Property Media & Technology

Education:

2003 - 2004: Université Paris II Panthéon Assas - DESS Droit du Multimédia et de l'Informatique - Mention Bien (Masters degree in IP/IT law). Dissertation: Image rights on the internet, a comparative study of French/English law.

September 2003: French Bar Exam.

1993 - 1995: College of Law, York, England - Legal Practice Course and Common Professional Examination (Award: Highest result in Contract Law).

1989 - 1992: Durham University, England - B.A. Hons - 2:1.

1981 - 1988: President Kennedy School, Coventry, England - 3 "A Levels" (English Literature (A), French (A) and Economics (B)) - 8 "O Levels".

Employment history:

August 2004 to date: LOVELLS, PARIS

Solicitor / Avocat à la Cour - Intellectual Property, Technology and Media Group

Working closely with the partner responsible for Lovells' worldwide domain name practice in a team also consisting of two junior lawyers and four paralegals. Advising on the registration, protection and recuperation of domain names in numerous jurisdictions, in particular drafting complaints under the

relevant dispute resolution policy (for example the UDRP, the Nominet DRS, or the .EU ADR procedure). Assisting with the development of the Lovells Anchovy database, used to monitor over 10,000 domain names registered and/or managed by Lovells on behalf of clients.

Drafting and negotiating IT contracts, such as software licences, maintenance agreements and application service providing agreements, under both English and French law. Advising on other aspects of IT/IP law, such as data protection, encryption, music downloading and various legislation (for example Loi pour la confiance dans l'économie numérique, Loi DAVDSI, Loi informatique et libertés, Loi Toubon, WEEE Directive). Supervising junior lawyers on IT due diligence work.

Dealing with the recruitment and training of trainees for the Intellectual Property, Technology and Media Group.

2000 - 2002: ARTHUR ANDERSEN, PARIS

In-House Lawyer - Legal Group for EMEIA (Europe, Middle East, India, Africa)

Providing IT related legal advice to Andersen partners and managers from countries in EMEIA. Drafting and negotiating agreements, such as licensing agreements, software implementation agreements, master services agreements, subcontracting agreements, loan staff agreements, government agreements and alliance agreements. Working either on agreements localised in one country or cross-border agreements.

Adapting standard agreements to local law. Instructing and managing local counsel in EMEIA.

1997 - 2000: BARLOW LYDE & GILBERT, LONDON

Solicitor - Company and Commercial Department

Seconded to the EMEIA Legal Group of PricewaterhouseCoopers in London for 6 months (February - July 2000) to assist the IT team in drafting and negotiating various types of contracts, including standard contract templates. Seconded for 2 days per week, for a period of 3 months, to perform in-house legal work for a database management company. Advising on data protection, intellectual property, year 2000 and general commercial issues relating to the company's business.

Drafting and negotiating commercial contracts. Advising on various company sales for both seller and purchaser (both business and share sales). Undertaking individual responsibility for the running of a matter involving the admission to OFEX of a biotech company, involving, amongst other things, taking responsibility for drafting the prospectus, liaising with the company's financial advisers and supervising a trainee undertaking verification.

1995 - 1997: BRISTOWS, LONDON

Trainee Solicitor

Completed a six month traineeship in each of the following departments: Intellectual Property, Commercial Litigation, Company and Commercial and Commercial Property.

Publications:

Regular contributor to various publications, for example World Internet Law Report, The Computer Law and Security Report and Trademark World.

Articles recently published: ".EU ADR: The Early Disputes" (IP & Technology Programme, BNA International, June 2006) and "Access all areas - the controversy over Google Books" (Copyright World, August 2006).

Responsible for the monthly Lovells Newsletter Anchovy News - Domain Name News from Lovells (distributed to more than 350 subscribers).

Associations:

Member of INTA, ECTA and The Society for Computers and Law.

Additional activities:

Panellist with the Czech Arbitration Court for disputes concerning .EU domain names.

Jason Rawkins

Occupation Solicitor: Information Technology and Intellectual Property Partner

Legal Career

Joined Taylor Joynson Garrett as trainee solicitor in September 1990.

Qualified as a solicitor in September 1992, joining IP/IT department.

IP Diploma from Bristol University 1993.

Became partner in May 1998.

Work profile: see below.

Higher Education

1988 - 1990: College of Law, Guildford

1984 - 1988: Classics at Merton College, Oxford

First Class Honours Degree

1978 - 1983: Uppingham School

3 A Levels: Latin (A), Greek (A) and Mathematics (A)

2 S Levels: Latin (1), Greek (1)

14 O Levels: 13 A grade, 1 B grade

WORK PROFILE

Overview

Intellectual property and information technology specialist. Majority of practice relates to trade mark law and IT/internet disputes, including domain name issues.

Domain name issues

Wide experience and knowledge of domain name disputes and cases, including advising businesses on both sides of cyber-squatting allegations. Acted for E-Loan Limited in a domain name case brought against it by Lloyds Bank plc.

Trade marks practice

Acts for a variety of companies in both disputes and advising on trade mark strategy. Extensive experience in Trade Marks Registry proceedings, including acting for Visa International in the well-known case relating to VISA condoms.

Other

Has written numerous articles in the intellectual property trade press, including Trade Mark World and the European Intellectual Property Review.

Regular conference speaker and lecturer on intellectual property issues.

Jon Lang

Occupation Independent Mediator

Jon Lang is an independent commercial mediator. In May 2005, after almost twenty years in private practice, the last six as a partner in the disputes group of White & Case in London, Jon set up his own mediation practice.

Jon has acted regularly as a mediator for a number of years and is recommended by both the Chambers and Partners and Legal 500 guides to the legal profession. He has mediated a wide variety of commercial and intellectual property matters both in the UK and overseas.

Jon is CEDR accredited and accepts appointments from a wide variety of sources - direct from parties or their lawyers or trade mark agents, as well as through organisations such as the World Intellectual Property Organisation (WIPO), the Sports Dispute Resolution Panel, CEDR and the ADR Group.

Jon has acted as an 'expert' in mediation and regularly teaches on mediation training programmes. He is a panel member of the Court of Appeal mediation scheme, Vice Chair of the Mediation Committee of the International Bar Association and a member of CPR's Panel of Distinguished Neutrals. Jon is the author of the book, 'A Practical Guide to Mediation in Intellectual Property, Technology & Related Disputes' published by Sweet & Maxwell.

More information on Jon's practice can be found at www.jonlang.com.

Keith Gymer

Occupation Trade Mark Attorney: Partner

Educational and professional qualifications

Durham University Business School - MSc (Management Studies) 1984

MA (Cantab) 1978

Pembroke College, Cambridge University BA (Hons) Natural Sciences (Physics & Mathematics) 1974

Registered Trade Mark Attorney 1994 MITMA 1999

Chartered Patent Attorney 1989

European Patent Attorney 1989

Present position

Partner, Patent & Trade Mark Attorney in charge of London Office of Page Hargrave

Principal professional work on trade mark and internet issues

Responsible for Page Hargrave website - see <http://www.pagehargrave.co.uk>

Professional experience before present position

BT Group Legal Services Intellectual Property Department, London 1984-1998

Electronic engineer (wireline logging) for Schlumberger (1974-80) and Orkustofnun (Icelandic National Energy Authority) 1981

Experience in intellectual property

Contentious and non-contentious IP experience in patents, trade marks, designs, copyright, contracts and licensing matters. Advising on multimedia and information superhighway IP issues (including internet, interactive TV and on-line games network matters), especially with regard to copyright and trade

mark/domain name conflicts. Lobbying and negotiation with European Commission, European Parliament and UK DTI on various IP policy matters. Dealt with all BT registered designs. General IP experience includes software licensing; patenting optical communications technology; IP contract drafting & advice; complex HMG/EC collaborative R&D agreements (e.g. RACE, ESPRIT etc); major IP agreements relating to merger, joint venture proposals; trade mark filing and prosecution in over 40 countries and trade mark and passing-off litigation; trade mark oppositions; maintained BT IP Department's information sources (library, on-line and intranet).

INTA Internet Sub-Committee member 1997-2000;

CIPA tutor for European Qualifying Exams 1989-92;

EPI European Qualifying Examination Examiner (Paper D - Law) 1992-95;

Member CIPA/ITMA joint working group on the future of the professions 1994-95

Experience with respect to domain names

Uniform Dispute Resolution Policy Panellist for WIPO Arbitration and Mediation Center from August 2000

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Responsible for internet domain name and trade mark related matters in BT 1996-1998; Consultant to BT Internet & Multimedia Services division 1998-99.

Active participant in IAHC and subsequent gTLD-MoU, IFWP and US NTIA and WIPO Internet Domain Name debates and processes.

Represented International Chamber of Commerce (ICC) and European Public Telecommunications Network Operators' Association (ETNO) at WIPO hearings on trademarks and internet domain names; led ICC Internet Domain Name Working Group.

Member of International Trade Mark Association (INTA) Internet sub-committee 1997-2000.

Active in ICANN debates and processes; participated in ICANN wg/b and wg/c on famous mark and gTLD issues. ICANN @large member.

Managed BT involvement in leading UK case on trade mark and domain name conflicts (BT & Ors v One In A Million and Ors) through first instance and Court of Appeal. Also dealt with and advised on numerous other domain name conflict matters settled out of court.

Relevant Publications

Contributed UK section to INTA publication on "Trademark Law & the Internet" (1999) and Update (2000).and 2nd Edition (2001)

Presentations on internet issues in-house and at conferences (see e.g. "TRADE MARKS & DOMAIN NAMES -An industry perspective" - IP on the Internet & e-Commerce Conference - September 1998 in Brussels - version available at <http://www.pagehargrave.co.uk>).

Appeared in TEN legal training video on the One In A Million case.

Computer and Telecommunications Law Review Article "Of Aliases, Nicknames and Trade Marks: Reforming Internet Domain Name Delegation" [CTRLR] December 1996.

Personal Interests

School Governor 1997-

Morgan Sports Car

Surviving Parenthood

Mark de Brunner

Occupation Civil Servant, HM Revenue and Customs

Civil Servant, HM Revenue and Customs

Mark joined the Inland Revenue in 1989 as a direct entrant inspector. Following taxes technical training he took over as District Inspector at Leeds (Underwriters Unit), the specialist office dealing with the tax affairs of members of the Lloyd's of London insurance market.

After 2 years at Leeds, Mark moved to Head Office, working initially on deregulation policy and subsequently as personal assistant to the Director General. He then spent 4 years with overall responsibility for Tax Credits communications before being appointed director of the programme to reform the Construction Industry Scheme.

Following a brief spell as Deputy Director, Data Security (on the emergency team formed to manage HM Revenue and Customs' immediate response to the Child Benefit data security breach) Mark took on policy and operational responsibility for Stamp Duty, Stamp Duty Land Tax and Stamp Duty Reserve Tax, as Business Director, Stamp Taxes.

He now heads up the team responsible for the strategic design of changes to the way HMRC organizes its personal tax work, as director of the Future Service Delivery programme.

Mark has been a member of the Nominet panel of experts since it was created in September 2001.

Matthew Harris

Occupation Head of IP and IT Litigation

IP and IT Litigation Partner at Waterfront Solicitors LLP

Education

- Keble College, Oxford University, MA Jurisprudence

- Birkbeck College, London University, Post Graduate Certificate Economics

Career / Professional

- 1991 Joined Herbert Smith
- 1993 Qualified as solicitor in Herbert Smith IP/IT Group
- 2000 Partner Herbert Smith IP/IT Group
- 2003 Higher Rights of Audience (civil)
- 2003 Partner Norton Rose IP/IT Group
- 2008 Partner Waterfront Solicitors

Professional Appointments

- 1998 to 2011 Visiting lecturer in UK intellectual property law at the Swiss Federal Institute of Technology (ETHZ) in Zurich
- 2002 to date World Intellectual Property Organisation (WIPO) Domain Name Dispute Panellist
- 2003 to date UK Contributor to INTA Trademark Law Handbook 2004 (Editor since 2007)
- 2004 to 2005 Member INTA ccTLD Subcommittee
- 2004 to date Nominet Expert
- 2006 to date CAC .eu Panelist and member of CAC Advisory Board
- 2000-2011 Chair of International Trademark Association European Amicus Sub-Committee

Experience and Expertise

Matthew specialises in all aspects of Intellectual Property and Information Technology law both contentious and non-contentious. However, in the past he has practised as a general commercial litigator and today the primary focus of his practice is IP, IT and Internet related litigation.

His experience of Domain Name disputes stretches back to involvement in the Harrods.com domain name dispute in 1996, probably the first domain name dispute to come before the English Courts. Since then acted in numerous domain name cases both under various domain name resolution procedures and in the courts. High profile cases have included acting for WH Smith in the retrieval of WHSmith.com and BAA in the retrieval of BAA.com.

He is a WIPO, Nominet and Czech Arbitration Panelist/Expert and has to date handed down over 200 domain name decisions. Many his UDRP decisions appear in the WIPO Overview of WIPO Panel Views on Selected UDRP Questions (Second Edition) and in January 2011 Managing Intellectual Property Magazine included two of those decisions in its list of the ten most significant decisions of 2010.

Publications, Speaking Engagements and Media Coverage

Matthew has had numerous updates, case notes and articles published in publications such as EIPR, The Lawyer, Butterworths IP & T Direct, World Trademark Law Report and All England Legal Opinion. He regularly speaks at conferences and seminars on IP and IT issues.

Matthew is frequently interviewed by UK national electronic and print media on IP and IT issues.

Michael Silverleaf QC

Occupation QC: Intellectual Property

Michael read physics at Imperial College before switching to law. He was called to the Bar in 1980 and joined chambers at 11 South Square, Gray's Inn where he is now the head of chambers. In 1991 he was appointed Junior Counsel to the Treasury in Patent and related matters, a post he held until he took silk (QC) in 1996. Whilst Treasury Junior he advised the government on many IP matters and represented it regularly in tribunals up to the European Court. He was accredited as a mediator by ADR Chambers in 2004, since when he has regularly conducted IP mediations. He also teaches mediation courses.

Michael is one of the foremost Intellectual Property barristers in the UK. He has appeared in many leading patent, trade mark and copyright cases over the last 25 years and is well known for his technical grasp and IP expertise. He is also well-known for his IT practice, having acted in a number of substantial IT disputes. He recently advised EDS in a dispute over a major public sector contract. He is currently representing Nokia in patent cases concerned with mobile telephone technology, a field of considerable technological complexity. His forensic skills are widely admired, particularly in cross-examination.

As a mediator, Michael has a rapidly growing reputation as an effective facilitator of positive discussions between the parties. Since becoming accredited, he has mediated disputes in all areas of IP.

Niall Lawless

Occupation Chartered Arbitrator and Mediator

Chartered Arbitrator and Engineer, Adjudicator, Mediator C.Eng., F.B.C.S., F.I.Mech.E., F.C.I.B.S.E., F.C.I.O.B., F.C.I.Arb., F.R.S.A.

Professional background

Niall Lawless is a Chartered Arbitrator, Information Systems Practitioner, Mechanical Engineer, Building Services Engineer, and Chartered Builder. He offers arbitration, mediation, and adjudication services, and his commercial and technical expertise is particularly appropriate in both domestic and international commercial technology, engineering, and construction disputes.

Dispute resolution experience

He is an experienced Chartered Arbitrator and member of the London Court of International Arbitration, the Chartered Institute of Building, the Chartered Institution of Mechanical Engineers, the Chartered Institute of Arbitrators, the British Computer Society, the Regional Centre for Arbitration Kuala Lumpur, the Korean Commercial Arbitration Board and the Thai Arbitration Institute's panel of Arbitrators. He is also a member of the World Intellectual Property Organisation list of experts and arbitrator and mediator panel.

He is a Centre for Effective Dispute Resolution (CEDR) and a Chartered Institute of Arbitrators (C.I.Arb.) accredited mediator. He is also a CROC/NAC certified and Mediation UK registered mediator actively involved in commercial and community disputes and has acted as mediator on about eighty occasions. He has been appointed mediator directly by the parties and also acted as mediator in disputes directed from the Birmingham Civil Justice Centre and the Central London Civil Justice Centre.

Niall is Chair of the British Computer Society Professional Conduct Investigations Committee and member of the Institution of Civil Engineers Disciplinary Committee. He is member of the Chartered Institute of Arbitrators Board of Trustees. He is undertaking a part time PhD in International Commercial Arbitration at the Faculty of Law of the University of International Business and Economics in Beijing, China. In 2008 he was appointed as EU Expert to help China investigate improvements to its arbitration law.

Membership of professional organisations and education

- Chartered Arbitrator and Engineer.
- Fellow of the British Computer Society. (F.B.C.S.)
- Fellow of the Chartered Institution of Mechanical Engineers. (F.I.Mech.E.)
- Fellow of the Chartered Institution of Building Services Engineers. (F.C.I.B.S.E.)
- Fellow of the Chartered Institute of Building. (F.C.I.O.B.)
- Fellow of the Chartered Institute of Arbitrators. (F.C.I.Arb.)
- Fellow of the Royal Society of Arts. (F.R.S.A.)
- Master of Science Degree (Distinction) in Information Technology.
- Master of Business Administration Degree in Technology Management.
- Master of Arts Degree in Foresight and Futures Studies.
- Postgraduate Diploma in Arbitration.

- Postgraduate Diploma in International Commercial Arbitration.
- Postgraduate Diploma (Distinction) in Building Services.
- Bachelor of Science Degree (Honours) in Building Technology.

Nick Gardner

Occupation Solicitor: Intellectual Property Consultant

Education

1985 Bachelor of laws degree, University of Nottingham (1st class Honours)

Professional

1988 Admission as a Solicitor of the High Court in England

1994 Partner at Herbert Smith, Solicitors

2012 Independent Consultant

Professional Appointments/Memberships

Solicitor of the Senior Courts of England and Wales

Solicitor Advocate with rights of audience in all civil proceedings.

General

Nick Gardner practised as a lawyer with leading international law firm Herbert Smith LLP in London for over 25 years.

He was a partner in its intellectual property and technology practice for 18 years, latterly with 7 years as world wide head of the intellectual property group. Prior to joining Herbert Smith he obtained a first class honours degree in law from the University of Nottingham. Law was a second career for him having originally studied electrical engineering and then worked for a number of years in the computer business. His legal practice was predominately in the application of law to technology in the electronics, computing, telecommunications and internet areas, mainly but not exclusively in contentious disputes/litigation. He handled cases in the UK in the Patents Court, Patents County Court, Chancery Division of the High Court, Commercial Court, Data Protection Tribunal and the Court of Appeal.

He also has been extensively involved in proceedings in many other jurisdictions. In addition he had wide ranging arbitration and mediation experience. Amongst the many clients he acted for were such well known names as Amstrad, British Gas, BSkyB, the FIA, Harrods, IBM, Intel, the Motion Picture Association, Nokia, and Unilever.

He is an appointed expert by both Nominet and WIPO in respect of internet domain name disputes. In 2012 he retired from Herbert Smith to pursue a number of other interests including acting as an independent expert and mediator in respect of intellectual property and technology disputes.

Nick Phillips

Occupation Partner and Solicitor at Edwin Coe LLP.

Professional Experience

Nick is a Solicitor specialising in Intellectual Property and IT work. His practice includes a broad range of both contentious and non-contentious Intellectual Property and IT work and he also has considerable experience of more general commercial matters.

Nick regularly advises on domain name issues and has been involved in and successfully resolved disputes under both Nominet's DRS and ICANN's Uniform Dispute Resolution Policy.

Nick's work has involved him advising clients in a wide variety of industries including in relation to psychometric tests, sun tan lotions, clothing, sun glasses, art materials, door locks, ceramics, lamps, nutritional supplements, golf ball retrievers, t-shirts, CDs, text books, garden tools, game show concepts, furniture, film scripts, carpets, perfumes, car dealerships, sanitary products, knitting wool, confectionary, driving gloves, veterinary products, surgical instruments, fishing equipment, air fresheners and fashion photographs. He also regularly advises clients in the IT industry on a range of agreements and issues.

Education/Qualifications

- Inns of Court School of Law - Rights of Audience in the Higher Courts – 2002
- University of Bristol Law and Practice - Diploma in Intellectual Property - 1998-1999
- Solicitor (England and Wales) 1995
- Law Society Finals College of Law, Guildford 1992 – 1993
- LL.B (Hons) - 2:1 University of Leicester 1989 – 1992

Career

- 2013 – present - Partner at Edwin Coe LLP
- 2007-2013 – Partner at Barlow Robbins LLP
- 2003-2007 – Solicitor at Barlow Robbins LLP
- 2000-2003 - Solicitor at Mayer Brown Rowe & Maw LLP
- 1998-2000 – Solicitor Landwell (now PriceWaterhouseCoopers Legal)
- 1995-1998 - Solicitor at Needham & Grant

- 1993-1995 – Articled Clerk at Needham & Grant
- Memberships of Professional Bodies
- Associate Member – Institute of Trade Mark Attorneys;
- The Intellectual Property Lawyers Organisation (TIPL0); and
- Law Society of England and Wales

Patricia Jones

Occupation Intellectual Property

Patricia is an intellectual property solicitor and founding director of Jones Legal Limited, a specialist intellectual property law firm based in Manchester. Patricia has over 14 years experience as an intellectual property specialist, including 7 years as an intellectual property partner at an international law firm.

Patricia's expertise covers contentious and non-contentious intellectual property, including patents, trade marks, design rights, copyright and confidential information. Patricia advises on the ownership, exploitation, enforcement and defense of intellectual property rights. Patricia is qualified as a solicitor advocate to conduct her own advocacy and is a CEDR accredited mediator.

Recent experience

- Acting for Ultraframe Plc in the Court of Appeal against Eurocell in a patent and design right matter concerning conservatory roofs.
- Acting for Associated Octel on several patent revocation actions in the UK and in associated EPO actions.
- Acting on an IP licensing dispute for a chemical company, which included related entitlement proceedings.
- Acting for Gencor Plc in the UK High Court in a patent revocation action in which indemnity costs were awarded in favour of Gencor.
- Acting on patent revocations actions in the UK.
- Trade mark, domain name and design right disputes, including comparative advertising disputes.
- IP licensing, co-operation and partnering agreements.
- Anti-counterfeiting work
- Strategic IP Advice.

Education

University of Strathclyde, BSc Honours Degree in Applied Physics (1st class)

University of Manchester, PhD in the Department of Chemistry on the structure of certain iron storage proteins

Common Professional Examination (Distinction) and Law Society Finals (Distinction)

Career

Articled, Eversheds 1993-1995

Qualified, 1995

Solicitor, Eversheds 1995-1996

Solicitor, Wacks Caller 1996-1999

Partner, Wacks Caller 1999-2000

Solicitor, Hammonds 2000-2003

Partner, Hammonds 2003 to 2010

Director and Solicitor, Jones Legal Limited 2010-date

Publications

Joint author, Trademarks - UK, Getting the Deal Through - Trademarks 2008, October 2007

Retailers and Plagiarism, Gifts Today, issue 1 Volume 18 October/November 2006

Peter Davies

Occupation Non- practicing barrister

Education

Universities of Liverpool, Manchester, City University London, Inns of Court School of Law, (called 1982).

Professional Experience

Peter's entire practice has been as an in-house lawyer: He has wide experience in technology law and Intellectual Property matters. Since 1988 Peter has worked in, or on behalf of a number of well known software and hardware companies.

Peter has a breadth of experience both as a practical in-house lawyer, including first-hand experience of domain name disputes, and as a lecturer and researcher on legal issues related to the Internet.

Other Appointments

Visiting fellow, Oxford Internet Institute, University of Oxford

Founding vice-president of the Business Software Alliance

External Expert on e-commerce, OECD Directorate for Science, Technology & Industry

Contributor to programmes for the UN Development Law Agency

Expert Panel member of the European Union Safer Internet and Erasmus + Projects

Phillip Roberts

Occupation Barrister Intellectual Property

Summary

Date of call: 1996

email: proberts@oeclaw.co.uk

Phillip Roberts undertakes a wide range of intellectual property matters.

Scope of Practice

His primary areas of practice include the following (in alphabetical order):

- comparative advertising
- copyright disputes
- data protection
- database rights disputes
- design right disputes
- information technology
- intellectual property licensing and franchising
- internet domain name disputes
- malicious falsehood/trade libel
- misuse of confidential information
- passing off
- patents dispute
- registered designs
- trade marks - application, opposition and infringement

Experience

Trade Mark/Passing Off

- Acting for Music Choice in an application to the Trade Marks Registry and subsequent High Court appeal concerning the construction of the newly amended Trade Mark Rules: **Music Choice Limited -v- Target Brands Inc.** [2006] R.P.C. 13
- Acting for PartyGaming Plc and its associated companies in an expedited application for interim relief to restrain parties in and outside the UK jurisdiction from deceptive provision of online gaming services: **(1) Partygaming Plc (2) Electraworks Limited (3) Iglobalmedia Marketing UK Limited -v- (1) Eli Dabosh (2) Caviner Limited (3) JD Lucky Skill Limited** [2005] EWHC 3090
- Acting for Reed Elsevier, resisting an interim injunction concerning comparative advertising in the field of online seminars for tax professionals: **Wolters Kluwer (UK) Ltd (trading as CCH) - v - Reed Elsevier (UK) Ltd (trading as LEXISNEXIS Butterworths)** [2005] EWHC 2053 (Ch)
- Acting for Nominet UK, resisting an interim injunction concerning the preservation of a domain name pending the conclusion of a vesting action: **Alliance Française de Londres Limited v Her Majesty's Attorney General**[2005] EWHC 3049
- Acting for Criminal Clothing in their Trade Mark Registry and subsequent High Court Appeal concerning the CRIMINAL and CRIMINAL DAMAGE trade marks: **Criminal Clothing Limited v. Aytan's Manufacturing (UK) Limited** [2005] EWHC 1303 and in ongoing parallel appeal proceedings before the Court of First Instance of the European Communities
- Acting for the defendants in a counterclaim for revocation of a trade mark on grounds of non-use: **Saft Aktiebolag -v- (1) HBL Nife (UK) Limited (2) HBL Nife Power Systems Limited**
- Acting for the claimants at the trial of a preliminary issue relating to the interaction between registered trade mark rights and passing off rights: **Inter Lotto (UK) Ltd v. Camelot Group Plc** [2003] EWCA Civ 1132; [2004] 1 WLR 95 (CA); and [2003] EWHC 1256; [2003] 3 All ER 191 (High Court).
- Acting for the claimant at the trial of a trade mark infringement action concerning the correct approach to partial revocation for non-use: **H Young (Operations) Ltd v. Medici Ltd** [2003] EWHC 1589; [2004] FSR 19 (High Court).
- Acting for the claimant at the trial of trade mark infringement and passing off proceedings in relation to a counterfeiting ring, and proceedings resulting in the subsequent committal to prison of one of the defendants for breach of disclosure orders: **Coca-Cola Co v. Aytacli** (Contempt: Committal) [2003] EWHC 91; [2003] 26(3) IPD 26016; and in a second action concerning the liability of further defendants raising defences of abuse of process: **Coca-Cola Co v Ketteridge** [2003] EWHC 2488; [2004] FSR 29.

Information Technology/Contract

- Acting for the Defendant setting aside a without notice injunction relating to the sale of pre-pay telephone services: **Tele Wise Limited v Primus Telecommunications Limited**

- Acting for Primus in a dispute with BT in respect of billing for 0800 services under the Network Charge Control Standard Interconnect Agreement: **Primus Telecommunications Limited v British Telecommunications Plc**
- Acting for the Defendant at the appeal of the summary judgment hearing in **MCI Worldcom International v Primus Telecommunications** [2004] EWCA Civ 957; [2004] 2 All E.R. (Comm) 833 (Court of Appeal) concerning breaches of contract and misrepresentation following Worldcom's Chapter 11 bankruptcy.
- Acting for the Claimant in a breach of contract action in the Patents Court concerning the assignment of patents relating to encryption technology: **Invisimail Technologies Ltd v RPK New Zealand Ltd** [2003] EWHC 2828.
- Acting for BT Plc in **Heathmill Multimedia ASP Ltd v British Telecommunications Plc** [2003] EWHC 690, concerning the construction and UCTA 1977 reasonableness of BT's standard terms and conditions.
- Acting for BT Plc in defence of a breach of contract action relating to toll-free telephone number services: **Zone Corporation Ltd v BT Plc**
- Acting for an international business process outsourcer in actions concerning payment of state benefits by electronic transfer and provision of client relationship management systems.
- Acting for a company acting to prevent the removal of proprietary software and know-how by ex-employees, involving extensive use of evidence forensically recovered from computer servers and hard drives.
- Acting for eBay resisting an injunction and disclosure application aimed at preventing its users from re-selling tickets to sporting events: **UEFA v eBay International AG**
- Acting and advising in a number of contribution proceedings concerning the scope and effect of express and implied contractual intellectual property infringement warranties and indemnities.
- Advising a wide range of clients on contractual repudiation and termination issues relating to defective provision of IT development services.
- Advising e-commerce clients on regulatory compliance of existing Standard Terms and Conditions with e.g. Consumer Protection (Distance Selling Regulations) 2000, The Privacy and Electronic Communications (EC Directive) Regulations 2003 and Data Protection Act 1998.
- Acting in commercial disputes with substantial technical and technological content.

Patents

- Acting for B&Q plc, a co-defendant in a patent infringement action involving points of construction and priority, in the Patents County Court and subsequently in the Court of Appeal: **Unilin Beheer BV v Berry Floor NV** [2004] F.S.R. 14 (PCC); [2004] EWCA (Civ) 1021; [2005] F.S.R. 6 (CA); and in hearing in 2006 concerning interaction between *res judicata* and the European Patent Convention.
- Acting for the Claimant in a breach of contract action in the Patents Court concerning the assignment of patents relating to encryption technology: **Invisimail Technologies Ltd v RPK New Zealand Ltd** [2003] EWHC 2828.

- Acting for a defendant in a patent infringement action in the Patents County Court involving estoppels arising out of previous litigation on the same patent between related parties.
- Acting for Defendants in UK satellite proceedings relating to US patent infringement proceedings, resisting and varying an Order for disclosure and examination before an examiner in the UK.
- Acting for a US corporation in arbitration proceedings concerning trans-Atlantic patent and know-how licensing.

Copyright/Confidential Information

- Acting for the claimant in obtaining an injunction to prevent database right infringement, copyright infringement and removal of confidential information by current and former employees: **E-Testing Consultancy Limited -v- (1) David Rai (2) Jacqueline Denton (3) Tim Straton**
- Acting for defendants in two related actions concerning the validity, under US law, of copyright licences relating to recordings of the Tom Jones Show: **Charly Aquisitions Ltd -v- (1) Paul Smith (2) Smith & Co Sound and Vision and Same v (1) Warren Goldberg (2) Realman Limited (3) C/F International Inc** [Trial listed June 2006]
- Acting for the Defendants at the trial of a preliminary issue relating to representative actions in the context of a copyright infringement action: **Independiente Ltd v. Music Trading On-Line (HK) Ltd** [2003] EWHC 470.
- Acting for the claimant and advising in proceedings against ex-employees for copyright infringement and breach of contract and confidence.
- Acting for the Motion Picture Association of America in an infringement action concerning DVD decryption and copying software.
- Advising and acting for defendants and Part 20 defendants in relation to contractual warranties and indemnities concerning infringement of copyright owned by third parties.
- Advising and acting for software developers whose work has been appropriated and exploited by unauthorised third parties.
- Advising on the impact of The Duration of Copyright and Rights in Performances Regulations 1995 and The Copyright and Related Rights Regulations 1996 on the extent and duration of rights subsisting in old and unpublished copyright works.
- Acting for journalists, photographers and designers in copyright infringement actions against companies who have exploited their work without authorisation.
- Acting for multinational oil company in defence of a breach of confidence action brought in relation to smart card technology.

Database Right Infringement

- Acting for the Claimant Yell Limited in a series of database right infringement actions arising out of the unauthorised use and exploitation of Yell.co.uk and Yellow Pages directory data

- Acting for the defendant in an action concerning provision of race day data: **BHB Enterprises Plc -v- Victor Chandler (International) Ltd**
- Acting for the defendant in a case concerning alleged database rights in mobile telephone top-up PIN codes: **One2One v Rok Communications**

General

- Acting for a major software company in litigation seeking to restrain the transmission of unsolicited 'spam' email.
- Advising a major record label on construction and enforcement of recording agreements with significant recording artist.
- Obtaining and resisting Anton Pillar search orders, Mareva freezing injunctions, Norwich Pharmacal orders and other High Court interim relief.
- Advising and acting in disputes concerning the scope and effect of Letters of Request under the Hague Evidence Convention and the Evidence (Proceedings in Other Jurisdictions) Act 1975.
- Settling complaints for use in the World Intellectual Property Organisation ICANN domain name dispute procedure.
- Settling complaints for submission to the Advertising Standards Authority in cases involving comparative advertising and misleading technical claims.

Ravi Mohindra

Occupation Solicitor: In house

Professional Experience

Ravi has been working as a solicitor in the online, technology and brand space since qualification in 1999. He has worked as an IP solicitor in private practice in the UK (Bird & Bird and Clarke Willmott LLP) and Australia (Corrs Chambers Westgarth), and he currently heads up the brand legal function within Vodafone Group Services Limited, with responsibility for brand legal issues across the Vodafone global footprint. Ravi has a particular interest in domain names and resolution of disputes, having advised complainants and defendants in respect of numerous gTLD and ccTLD disputes. He is also highly experienced in relation to trade mark, passing off, copyright, sponsorship, media, advertising and other brand-related legal matters.

Professional Qualifications

Admitted to the Roll of Solicitors in England and Wales in 1999

Admitted to the Supreme Court of New South Wales, Australia in 2003

Publications

Contributor to "Domain Name Law & Practice", Oxford University Press 2005

Numerous published articles and comments on trade mark, domain name and brand legal matters

Seminars / Conferences

Regular speaker and panellist at IP, brand, media & advertising seminars and conferences

Richard Stephens

Occupation Solicitor: Information Technology; mediator; arbitrator

Richard read law at Cambridge and first qualified as a barrister. Richard subsequently re-qualified as a solicitor and has been a specialist in IT Law for some 30 years.

In that time he has become one of the best known IT lawyers, having been ranked as a "Leader in His Field" in the Chambers Guide to the Law. He also served as a Trustee of the Society for Computers & Law for some seven years, for two of them as Chairman. After stepping down from that role, he was elected as a Fellow and continues to be active in the Society.

Richard has been a partner in City firms but now runs his own practice acting for clients both large and medium-sized. Richard is also active in the world of dispute resolution, being both a qualified mediator and arbitrator. He appears on the panel of mediators run by CEDR-Solve, perhaps the best known and most widely recognised body in the UK offering dispute resolution services, where he specialises in mediating IT and IP disputes. Richard is a Fellow of the Chartered Institute of Arbitrators, and is on its panel of arbitrators for hearing IT/IP disputes. Richard is also on the panel of CISAS, a body which offers adjudication for resolving disputes in the telecoms sector. Richard is a Fellow of the British Computer Society, where he is Chairman of its Disciplinary Tribunal. Richard is also an arbitrator in the ABTA scheme, dealing with complaints in the holidays and travel sector.

Russell Richardson

Occupation Solicitor: Intellectual Property

Current Position

Dr Russell Richardson is an extremely experienced Information Technology and Intellectual Property lawyer, with specific expertise in the Internet and Media/Communications sectors.

He is currently General Counsel and Head of Compliance for the Information and Communications Technology Authority in the Cayman Islands. Part of his role includes resolving disputes between Licensees.

He has managed various related multi-discipline litigation before the UK, EC and Grand Cayman courts.

He has a special interest in Information law issues.

Experience

Previously, he was a Principal Lawyer at the UK Office of Communications, where he regularly advised on telecoms, Internet and broadcasting access issues as well as on consumer protection and media content regulation.

As part of that role, he advised on specific Internet issues such as broadband access, Ofcom's Voice over IP and net neutrality policies and parts of the Digital Economy Bill.

Russell also advised on Intellectual Property issues - including Ofcom's general brand protection.

Prior to undertaking his training at Lovells solicitors, he lectured in EC and Administrative law at Anglia Law School, Anglia Ruskin University, and published a Ph.D comparing the state liability laws in France, Germany, England & Wales and the European institutions. It looked specifically at the remedies available to an individual against State abuse of power when relying on EC law.

He also has experience working for the Crown Prosecution Service and the European Parliament as a stagiaire.

He has been an Expert on Nominet's dispute resolution panel since 2008.

Memberships

From 2003 to 2006, he was a member of the Law Society's EU Committee, advising members on possible implications of new European legal initiatives.

He has also been a member of various Government working groups (e.g. Information Law/Human Rights).

Professional Qualifications

- 1999 Solicitor - England and Wales

Degrees and Awards

- 1998 Ph.D, Anglia Ruskin University
- 1996 Diploma in Legal Practice Course, Nottingham Trent University
- 1992 Master of Laws, Nottingham University
- 1991 Bachelor of Laws, Anglia Ruskin University

Publications

Books

He helped organise a symposium at Anglia Ruskin University, which produced a book entitled "1996 Onwards: Lowering the Barriers Further".

He undertook extensive research for, and was credited in, "Principles of Administrative Law", Cavendish Publishing, published 1998.

Ph.D - 1998, a comparative examination of the protection of individual rights in the European Community leading towards the creation of a European Administrative System.

Articles

The Millennium Problem, Banking Technology, February 1998 (co-written with Heather Rowe).

Prisoners' right to free speech, consequences of the implementation of the European Convention on Human Rights into the UK Legal System, Communications Law, Vol. 3 No 4 1998 August 1998.

Internet telephony, Computer Law & Security Report, October 1998, (co-written with Heather Rowe).

Guidance without Guidance - a European Revolution in Competition Fining Policy? Commission's new guidelines on fines, European Competition Law Review, Vol. 20, November 1999.

Collective Dominance: The Third Way?, European Competition Law Review, Vol. 22, October 2001, (co-written with Clive Gordon).

The New Electronic Communications Regime - Ofcom one year on, a missed opportunity or the foundations for success? Utilities Law, Vol. 14, Issue 2, March 2005.

Public Interest Boundaries, New Law Journal, 27 March 2009.

Buyer Power, New Law Journal, 23 October 2009 (co-written, Dr Richard Burnley).

Interests

Newcastle United, reading.

Sallie Spilsbury

Occupation Chartered Arbitrator

Professional Status

Solicitor admitted in November 1991 holding a current practicing certificate.

Senior Lecturer in law- Manchester Metropolitan University

Academic Record

1999-2001 PGCE at Manchester Metropolitan University.

1988-1989 Law Society Finals at Birmingham Polytechnic (Honours).

1985-1988 Manchester University- LL.B (Hons) 2.1

Prizes for:

Public International Law

English Penal System

Legal History

1978-1985: Wolverhampton Girls' High School

13 O Levels

3 A Levels A, A, A (French, English, History)

Career

November 1998-to date-

Senior lecturer, Manchester Metropolitan University.

Associate director of the Manchester Metropolitan University part time Legal Practice Course ("LPC").

LPC Teaching

Business Law and Practice

Commercial law elective (intellectual property sessions)

Commercial litigation elective

Media law elective - including Internet law

LL.B Teaching

Media law

Intellectual property

1997-1998

Senior solicitor at Addleshaw Booth & Co. Specialising in intellectual property litigation - including advice on and conduct of domain name disputes

1991-1997

Solicitor in litigation department at Richards Butler specialising in advising on and conducting disputes of the following nature: media litigation, intellectual property (trade mark and passing off), defamation, advertising, and contractual disputes) and pre publication clearance related work.

1989-1991

Trainee solicitor at Richards Butler

Other Information

Author of "A Guide to Advertising and Sales Promotion Law" and "Media law" both published by Cavendish Publishing Limited.

Contributor to legal journals on media and intellectual property law related issues

Provider of regular updating lectures on media, internet and intellectual property law for Richards Butler.

Simon Chapman

Occupation Solicitor: Intellectual Property Partner

Simon Chapman is a partner in Field Fisher Waterhouse LLP's IP/IT Dispute Resolution Group.

Simon's work covers all areas of intellectual property including trade marks, patents, copyright, designs and confidential information, with particular emphasis on brand protection. He also has a wealth of experience of developing and implementing internet enforcement programmes to protect clients' brands on the internet.

He has dealt with disputes in the County Court, High Court, Court of Appeal and the European Court of Justice and has on many occasions applied for interim injunctive relief. He also advises on Alternative Dispute Resolution (including mediation).
Solicitor: Intellectual Property Partner

Simon is identified in "Legal Business" as a leading IP practitioner in the UK. He also appears in "The Guide to the World's Leading Trade Mark Law Practitioners".

Stephen Bate

Occupation Barrister

Professional experience and qualifications

Stephen is a practising barrister; see generally at www.5RB.com. His background is in Chancery and Common law work, with a specialization in media and entertainment work (particularly copyright) for which he is highly recommended in both Chambers and the Legal 500. In the past few years, he has appeared in court for well-known individuals and organizations, including Universal, Celador, Random

House, EMI, Michael Jackson and Robbie Williams. With over 20 years experience as a barrister in advisory work and litigation, Stephen has a commitment to Alternative Dispute Resolution. He is a Chartered Arbitrator, FCI Arb, is on the panel of adjudicators for the Communications and Internet Services Adjudication Scheme (CISAS) and is an accredited and registered mediator, on the Select and Direct mediation panels operated by CEDR. He was a Legal Assessor to the Disciplinary Panel of the Jockey Club for some years and now sits on the Licensing Committee of the British Horseracing Association.

Professional Memberships

The Intellectual Property Lawyers' Association (TIPLA)
British Association of Sport & Law (BASL)

Steve Ormand

Occupation Solicitor

Qualifications

Bachelor of Engineering with Honours - University of Liverpool
Chartered Engineer
Masters in Business Management (Distinction) – Victoria University of Manchester
Postgraduate Diploma in Law (Commendation) - Manchester Metropolitan University
Postgraduate Diploma in Legal Practice (Commendation) - University of Staffordshire

Professional Societies

Member of the Institute of Engineering and Technology
Member of the Law Society

Professional Experience

Steve has over 25 years engineering and commercial experience in the software and electronics industries and made the transition to qualify as a solicitor in 2006. He began his career as an electronics design engineer with Ferranti where he progressed into system design and project management. He managed several projects of increasing complexity and was latterly appointed as programme manager with responsibility for a business unit. He sat on several appeal panels as an independent arbitrator in 1990/91 when Ferranti made thousands of employees redundant and many appealed against selection.

After a three year period as a project management consultant with clients such as BAe SEMA and Cray Systems, Steve joined GenRad (now Teradyne Diagnostic Solutions) as programme manager. He was the responsible for a business unit delivering bespoke software and hardware solutions to automotive OEMs and for commercial agreements, software licensing and the protection of intellectual property.

Steve qualified as a solicitor with Hammonds. He now practices at Addleshaw Goddard in Manchester.

Steven Maier

Occupation Solicitor: Information Technology and Intellectual Property Partner

Education

Newcastle Royal Grammar School

University of Oxford (St Peter's College)

BA (Hons) Jurisprudence (1983)

MA (1987)

Qualification

Admitted as Solicitor 1986

Professional

Simmons & Simmons (1984 - 1988) General commercial litigation

Simon Olswang & Co (1988 - 1990) Media and entertainment litigation

Reed International PLC (1990 - 1992) Publishing litigation

Manches LLP (1992 - 2011) IP, media and commercial litigation

Maier Blackburn (2012 - present) IP, media and commercial litigation

Relevant experience

Steven is a partner with Maier Blackburn, a specialist legal practice focusing on IP, media and entertainment work and dispute resolution.

He has 25 years' post-qualification experience in both commercial and IP litigation, including copyright, trade mark, passing off, breach of confidence, libel and privacy disputes as well as domain name cases.

Steven acts for a variety of clients in the publishing and entertainment sectors, including a number of well-known publishers and media organisations.

He has been a Nominet expert since 2001 and is also a WIPO panellist for adjudicating UDRP cases.

In addition to IP cases, Steven acts extensively in commercial litigation matters and is experienced in alternative dispute resolution techniques.

Tim Brown

Occupation Director of Brand Protection

Education

- Campbell College, Belfast - 1985-1990
- Queen Elizabeth's Hospital, Bristol - 1990-1995
- University of Southampton - 1995-1998. LLB Hons

Career

- 2001-present - Demys Limited, Edinburgh, Director of Brand Protection
- 2000-2001 - Brown New Media, Edinburgh, IT and Internet consultant

Tim is Director of Brand Protection for Demys Limited and has worked on behalf of global brands, celebrities and European businesses since 2001. Acting for and advising both complainants and respondents, Tim works to creatively resolve domain name and other Internet-based disputes.

Tim is a regular speaker at intellectual property conferences and has published numerous articles on domain name and intellectual property matters over the past decade. Tim also sits on Nominet's Stakeholder Committee.

Away from the computer, Tim enjoys mountain biking in the Pentland Hills.

Tony Willoughby

Occupation IP Consultant

Professional Experience

Tony qualified in 1970 and worked in the Trade Marks Department of The Distillers Company Limited (now part of Diageo) until joining Herbert Smith in 1973. He became a partner in 1977 and remained there until 1994 when he left to join Rouse & Co (now Willoughby & Partners). Tony was a partner at Willoughby & Partners until April 2006, he is now retired. He has specialised in all aspects of intellectual property (contentious and non-contentious) since he was admitted to practice. He has had the conduct of some patent infringement actions, but most of his work has been in the field of trade marks, passing off, copyright and confidential information. He has particular experience of parallel imports/grey market and anti-counterfeiting litigation, and the Anton Piller Order and Mareva Injunction.

Tony has acted in a variety of leading reported IP cases and is a panellist for the WIPO ICANN and Nominet UK domain name dispute resolution procedures. He has also been appointed Chairman of Experts for Nominet UK

Professional qualifications

Admitted to the Roll of Solicitors in England and Wales

Personal Interests

Relaxing