

## List of sample cases

*Business Strategies International Pty Ltd v British Standards Institution* [2016] ATMO 9 – trade marks – application for removal of a trade mark for non-use.

*Accor Australia & New Zealand Hospitality Pty Ltd v Liv Pty Ltd* [2015] FCA 746 – costs – apportionment of costs where neither party wholly successful.

*Mineral Technologies Pty Ltd v Orekinetics Investments Pty Ltd* [2015] APO 23 – patent opposition – novelty – inventive step – method of manufacture.

*Target Australia Pty Ltd v Catchoftheday.com.au Pty Ltd* [2015] ATMO 54 – trade mark opposition – parody – whether applicant's mark likely to mislead or deceive.

*Fletcher v Nextra Australia Pty Ltd* [2015] FCAFC 52 – Full Court appeal - consumer law – representations made in online blog – whether in trade or commerce – whether representations of fact or opinion.

*Cherxae Noonan v Benefit Cosmetics LLC* [2015] ATMO 17 – trade mark opposition.

*NQ Group Pty Ltd v CQ Group Australia Pty Ltd* [2014] FCA 317 - passing off - discovery dispute - relevance of respondent's intention.

*Madden v Seafolly Pty Ltd* (2014) 313 ALR 1 – Full Court appeal - trade practices – defamation.

*Roebuck v News Limited* [2014] ATMO 19 - trade mark opposition.

*Mondelez Australia Pty Ltd v The Natural Cordial Company Pty Ltd* VID 952 of 2013 – trade mark infringement, passing off, breach of Australian Consumer Law – cross-claim for invalidity of trade mark – settled at mediation.

*Ranbaxy Laboratories Ltd v AstraZeneca AB* (2013) 101 IPR 11 – pharmaceutical patent dispute – three patents – infringement and invalidity.

*Australian Postal Corporation v Digital Post Australia Pty Ltd (No 2)* (2012) 293 ALR 369 - trade mark infringement, passing off, breach of ACL.

*Seafolly Pty Ltd v Madden* (2012) 98 IPR 389 - injurious falsehood, defamation, breach of TPA, copyright infringement.

*Ron Englehart Pty Ltd v Enterprise Constructions (Australia) Pty Ltd* (2012) 95 IPR 64 – Full Court appeal – copyright in building plans.

*Complete Technology Integrations Pty Ltd v Green Energy Management Solutions Pty Ltd* [2011] FCA 1319 - summary judgment - breach of employment contract, trade mark infringement, copyright infringement, breach of confidence, joint tortfeasorship of directors.

*Yarra Valley Dairy Pty Ltd v Lemnos Foods Pty Ltd* (2010) 191 FCR 297 - trade mark validity & infringement, passing off, Part V TPA.

*Nutrientwater Pty Ltd v Baco Pty Ltd* (2010) 265 ALR 140 - passing off, breach of Part V of the TPA.

*Liquideng Farm Supplies Pty Ltd v Liquid Engineering 2003 Pty Ltd* (2009) 79 IPR 439 - Full Court appeal – principles to be applied when assessing an account of profits.