



John Baldwin QC

Year of call: 1977

Year of silk: 1991

John Baldwin QC commands a towering reputation as a leading silk in intellectual property and media and entertainment. He specialises in every aspect of these areas, including patents, trade marks (including comparative advertising), copyrights, licensing, confidential information, passing off, design rights and malicious falsehood.

Industry-wide, John is considered “as good as it gets” where copyright cases are concerned. He has acted on high profile cases for Dan Brown, JK Rowling, Simon Cowell, Madonna, George Michael, Bjork, Michael Jackson and the Estate of James Joyce. Famed media and entertainment matters have been a permanent feature of John’s practice for the last decade or more, *Brian Belo v Lime Pictures*, a copyright infringement and breach of confidence case concerning TOWIE (The only way is Essex) being a recent example, *19 TV v Simon Cowell*, a dispute about the rights in X Factor, being another.

John is extremely experienced in pharmaceutical sector patent disputes, supported by his doctorate in agricultural science. Further, he’s worked in a raft of other patent actions in areas ranging from construction and heavy machinery to bio-fuels and packaging. Recent high-value patent cases include *Novozymes v Danisco*, an action concerning enzyme stabilisers in animal feed, *Ranbaxy v AstraZeneca*, an action concerning proton pump inhibitors, and *Novartis v Johnson & Johnson*, an action concerning extended wear contact lenses.

John also sits as a judge of the Chancery Division, the Patents Court, the Intellectual Property Enterprise Court and as an arbitrator. He also acts as a mediator.

Patents

His patent practice is driven by technically complex matters relating to a range of sectors, from pharmaceuticals and fibre optics to bio-fuels. Recent high-value cases include *Novozymes v Danisco*, an infringement and revocation action concerning enzyme stabilised animal feed, *Novartis v Johnson & Johnson*, an infringement action concerning extended wear contact lenses and *Ranbaxy v Astra Zeneca*, an infringement action concerning the ant-acid drug Nexium. Further examples include *BDI v Biofuels*, concerning the operation of a plant for converting vegetable oils into biodiesel and *Sandisk v Philips, Sisvel and others*, a dispute as to whether or not a basket of patents concerning most aspects of digital audio broadcasting were infringed by MP3 players.

Novozymes v Danisco

An infringement and revocation case involving the stabilising of enzymes added to pelleted animal food to increase bioavailability.

Ranbaxy v Astra Zeneca

A patent infringement and revocation case concerning novel forms of esomeprazole in a very pure state. Ranbaxy is seeking to clear the way so as to launch its generic version as soon as possible.

Ciba Vision and Novartis v Johnson & Johnson

A patent infringement action concerning extended wear contact lenses. There are issues of construction as well as validity (novelty, inventive step and sufficiency). The Defendants are contending that the patent covers every extended wear lens likely to be useful and, as such, is far too broadly written.

BDI v Biofuels

This is a patent infringement case relating to the operation of a plant for converting vegetable oils into Biodiesel. BDI's process is said to guarantee a

very high conversion rate but the validity of the patent will be under attack.

Rapid Action Packaging v Nampak

There are two patents, one protecting the packaging for fresh sandwiches and another for sandwiches which can be up to three days old. The products are very successful but the patents are under attack in what has become a highly competitive market.

Sandisk v Philips, Sisvel and others

There was a basket of patents concerning most aspects of digital audio broadcasting (including the standards relating thereto) and the issue was whether or not they were infringed by MP3 players and, if so, whether or not the patents were valid.

Les Laboratoires Servie v Lupin

A patent infringement and revocation action concerning a particular crystalline form of a successful pharmaceutical.

Stanelco Fibre Optics v Bioprogress Technology Limited

A patent entitlement and breach of confidence appeal regarding the use of RF welding technology for making pharmaceutical capsules out of vegetable products.

Ultraframe v Eurocell

A patent and unregistered design right appeal in a case concerning the construction of conservatory roofs. Eurocell, who used to be distributors of Ultraframe's products, had attempted to design round the patent but had not been successful.

Greiner v Becton Dickinson

Greiner alleged infringement of two of its patents relating to blood collection and storage devices used primarily in hospitals. The problem had arisen by reason of BD's move from glass to plastic receptacle for safety reasons.

E-Data Corporation v Getty Images/Corbis Corporation

A patent infringement action concerned with downloading images from the internet. Getty Images and Corbis operate libraries from which consumers can choose art work for use in their publications. Access to these libraries is via a PC and internet connection. E-Data claimed a monopoly on the process of supplying information via the internet for the purpose of making copies of that information.

Nikken Kosakusho Works Ltd v Pioneer Trading Company

A patent infringement action, an entitlement action and a revocation action concerning a patented development used in chucks for gripping machine tools. There was a dispute about who had made the invention and whether or not it was being used by the Defendant.

Ivax v Astra Zeneca

This was an application by the patentee (Astra Zeneca) to stay revocation proceedings in the UK courts pending determination of an opposition in the EPO. Ivax wanted the matter heard in the UK so that they would have a decision before 2007. It was anticipated that the EPO decision would not be made until some years after that date.

Wyeth Holdings and others v Alpharma Limited

A patent infringement and revocation action relating to novel formulations of tetracycline compounds. The Defendants had developed their own product but faced an attack from the established manufacturer. The compounds in question are useful antibiotics.

Pechiney Plastic Packaging Inc v St Merryn Meat

A patent infringement and revocation action concerning bag making technology used in the packaging of chilled meat. The patentee succeeded at first instance and the Defendant thereafter changed its design. This led to fresh claims for infringement.

DRS Data Research v Pearson

A patent infringement action concerning an invention intended to simplify the marking of examination papers and at the same time afford opportunities for identifying how teaching methods could be improved. The patents were attacked on the basis that they claimed no more than methods of doing business or were not sufficiently clear.

Philips Electronics v Princo Digital Disc Gmbh

A patent action relating to the invention by which consumers can write information (data or music) onto compact discs. Princo contended the invention had been prior published by earlier Philips and Sony patents or was obvious in the light of an earlier Philips' disclosure. Philips claimed relief not only against Princo but also its managing director. Philips also sought an order that Princo pay the costs of an action which it had brought against one of Princo's customers.

Fraser and others v Oystertec plc and others

This was a minority shareholders action relating to the ownership of a number of patents useful in the construction industry. The patents were registered in Oystertec's name and had formed the basis of a successful public floatation of that company. The Claimants sought a declaration that the patents belonged to a company in which they had an interest. However, they had allowed the floatation to proceed in the expectation of receiving monetary compensation. In separate proceedings the validity of the patents was under attack.

Arrow Generics v Merck

Actions to revoke 3 patents relating to pharmaceuticals used in the treatment of osteoporosis and other bone diseases. One of the patents related to a new bisphosphonate compound that has proved to be very useful, one related to a particular form of the main compound and the third related to a particular dosing regimen that had shown significant practical benefits.

Arrow Generics v SmithKlineBeecham

An application to revoke a polymorph patent. The master patent had expired some years ago but SKB had obtained further monopoly rights in relation to forms of the drug which were free from bound organic solvent.

American Home Products and Sir Roy Calne v Novartis

This was a second medical use patent case concerning the scope of a claim to the use of rapamycin for the preparation of a medicament for inhibiting transplant rejection and the sufficiency of the patent if construed to cover derivatives of rapamycin. The patent was also under attack because of alleged lack of novelty and inventive step. There was parallel litigation in Holland and Germany. The judge found infringement and the Court of Appeal reversed his decision. Leave to appeal to the House of Lords was granted. The case has now settled.

Optiroc Oy AB v Eastern Pretech Pte Ltd

A dispute, resolved by arbitration, about the ownership of know how relating to cement and plaster manufacture in the Far East. The technology was developed in Scandinavia and was being used in Singapore and Hong Kong under licensing arrangements. In addition to disputes about the technology, both parties claimed rights over the trade marks used for the products.

Media and Entertainment

John has a huge amount of experience working on high profile media and entertainment matters, *Brian Belo v Lime Pictures* and *Madonna v Associated Newspapers* being recent cases in point. The first was a copyright infringement and breach of confidence action relating to the popular TV show, TOWIE and the second concerned photographs published in The Mail on Sunday of Madonna's wedding to Guy Ritchie. John also acted for Gary Brooker in *Fisher v Brooker* (a dispute over authorship of the iconic organ music in Procol Harum's A Whiter Shade of Pale) and Mark McClelland upon the dissolution of the band Snow Patrol. Other cases in which he played a lead role have related to celebrities including JK Rowling, Michael Jackson, George Michael, Simon Cowell, Sylvia Plath, Bjork, Blue, Celine Dion and Van Morrison.

Brian Belo v Lime Pictures

Big Brother winner, Brian Belo, claimed he devised the format for The Only Way is Essex (TOWIE), the hit dramality soap, now in its 10th successful series. Lime Pictures, who are also responsible for Hollyoaks, hotly disputed the claim, contending it was their own development of the reality genre; that it was "Big Brother without Walls".

Warner Chappell v Global Live Events

GLE organised a tribute concert to celebrate the life and work of Michael Jackson. The dispute concerned the film and broadcasting rights to over half of Jackson's repertoire.

Allen v JK Rowling and Bloomsbury Publishing

Representatives of the author of a little known publication about a wizard claimed that Harry Potter and the Goblet of Fire, as well as some of the earlier Potter novels, were an infringement of copyright. The court refused to dismiss the claim summarily but required the Claimant to put a large sum of money into court if he wished to proceed.

Madonna v Associated Newspaper

The Mail on Sunday published without permission photographs of Madonna's wedding to Guy Ritchie thereby infringing both her rights of privacy and her rights in copyright as well as selling a lot of newspapers. The main issue was the amount of compensation the newspaper should pay.

Michael Jackson v Flying Music

Thriller Live is a spectacular West End concert show. The issue is whether various of Michael Jackson's rights have been properly accounted for and licensed or whether the producers are just cashing in on Jackson's popularity.

PRS For Music v Mean Fiddler and Festival Republic

This is an action for unpaid royalties in respect of the music performances at the popular Latitude Festivals in Suffolk. The issue is whether royalties should be paid as though Latitude were an ordinary music festival or whether account should be taken of its multidimensional nature.

CSC Media Group v Video Performance Ltd

A Copyright Tribunal determination of the fees payable by TV broadcasters of music videos to the rights owners. The key issue is the reasonable fee in all the circumstances, bearing in mind the benefit to the artists as well as the increasing volume of music online and the declining advertising revenue.

McClelland v Lightbody

Snow Patrol is a successful group but success often leads to litigation. In this case three band members fell out with the fourth and the original band partnership was dissolved. The action involved a determination of the band's assets, including the goodwill in the name and its benefit to the band going forward.

Sienna Miller v Big Pictures and Darryn Lyons

Ms Miller claimed she was being harassed by the paparazzi and her rights of privacy infringed. She sought injunctive relief and damages. Big Pictures had sold some photographs to newspapers but contended that their actions were normal and reasonable in the context of celebrity news gathering.

Fisher v Brooker

A dispute about who wrote or was entitled to rights in the music of the iconic Procol Harum hit *Whiter Shade of Pale*. Hammond organist Mathew Fisher claimed credit for his composition after 38 years during which he had been content for Gary Brooker to be recognized as the author. The Court of Appeal recognized Fisher's authorship claim but declined to grant him any copyright interest because of his laches and delay. The House of Lords took a different view but left open the question of rights in the original smash hit recording which started it all.

Baigent and Leigh v Random House

An action alleging the best selling novel, *The Da Vinci Code*, infringed the copyright of two of the authors of *The Holy Blood and the Holy Grail*. The claim explored the boundaries between ideas and expression, copyright protecting the latter but not the former.

19 TV Ltd v Simon Cowell and others

The creators and makers of *Pop Idol*, a well known TV show, contended that making and broadcasting of *X Factor*, another popular TV show, was an infringement of copyright and breach of contract.

Bloomsbury Publishing v Persons Unknown

An application for an injunction against any person who might disclose the contents of the latest Harry Potter novel before publication.

Re: Sylvia Plath

The issue which concerned the financiers of the biopic “Sylvia” was whether the use of extracts from Plath’s poetry in the film came within the scope of the fair dealing provisions in the Copyright Act.

Association of British Concert Promoters v PRS

A dispute concerning the amount which concert promoters should pay composers for the performance of copyright classical music. The ABCP urged that they should pay no more than is paid to composers of pop and other music whereas the PRS were demanding a significantly greater sum since composers of classical music were generally under paid.

Van Morrison v Penguin Books

A copyright infringement action arising out of the publication of a biography of Van Morrison. Penguin had used numerous quotes from the artist’s work and claimed it was entitled to do.

Telegraph Group Plc v News Group Ltd

An action to protect the exclusivity of an article first published in the Daily Telegraph and the reputation of the Telegraph as a newspaper able to protect its sources. The story had been picked up by the News of the World who copied some of the original quotes from the Telegraph, added some others and claimed a scoop. There was a tit for tat counterclaim complaining off ragging out.

Copyright, Database Rights and Design Rights

John acted for JK Rowling in *Allen v Rowling and Bloomsbury* (concerning the 4th Harry Potter book, Goblet of Fire), *Lime Pictures and ITV in Belo v Lime Pictures* (concerning the hit dramality TOWIE), Warner Chappell and the Michael Jackson Estate in *Warner v GLE* (a dispute concerning the exploitation of the Michael Forever tribute concert), Dan Brown in *Baigent and Leigh v Random House* (dispute with the authors of Holy Blood Holy Grail over the content of Da Vinci Code), Gary Brooker in *Fisher v Brooker* (dispute over the authorship of and entitlement to rights in the music to the iconic Procol Harum hit Whiter Shade of Pale) and the Estate of James Joyce in *James Joyce v Macmillan Publishers* (concerning a 'reader's' edition of Ulysses). Further highlights include *19 TV Limited v Simon Cowell*, the battle between Pop Idol and the X Factor.

John has appeared before the Copyright Tribunal on a number of occasions, most recently in the dispute involving the royalties payable for the TV broadcast of music videos, *CSC Media v VPL*.

Brian Belo v Lime Pictures and ITV

Big Brother winner, Brian Belo, claims he devised the format for The Only Way is Essex (TOWIE), the hit dramality soap, now in its 7th successful series. Lime Pictures, who were also responsible for Living on the Edge, hotly dispute the claim, contending it's their own development of shows such as Laguna Bay, first broadcast on MTV several years ago.

Warner Chappell v Global Live Events

GLE organised a tribute concert to celebrate the life and work of Michael Jackson. The dispute concerned the film and broadcasting rights to about half of Jackson's repertoire.

Allen v Rowling and Bloomsbury

The author of a book on wizards is arguing that JK Rowling infringed copyright when she created the Harry Potter series, especially the 4th book, Goblet of Fire.

Turner Access v Youngman

A case involved with the design rights in guard rails for scaffolding towers which reduce construction time several fold.

Fisher v Brooker

A dispute about who wrote and who was entitled to rights in the music of the iconic Procol Harum hit Whiter Shade of Pale. Hammond organist Mathew Fisher claimed credit for his composition after 38 years during which he had been content for Gary Brooker to be recognized as the author.

Baigent and Leigh v Random House

The Claimants alleged Dan Brown had copied a substantial part of Holy Blood Holy Grail in his creation of the best selling Da Vinci Code. The case was thrown out on the basis that if anything had been taken it was mere ideas.

CSC Media Group v Video Performance Ltd

A dispute in the Copyright Tribunal about the royalties payable for the broadcast of music videos on commercial television.

19 TV Limited v Simon Cowell and others

The creators and makers of Pop Idol, a well known TV show, contended that making and broadcasting The X Factor was an infringement of copyright and breach of contract.

Ultraframe v Eurocell

An unregistered design right appeal in a case concerning the design and construction of UPVC conservatory roofs.

Wrigley Chewing Gum v Nestle/Colgate

A design right action concerning the displays used for presenting products in high street shops.

Re Sylvia Plath

Advised the financiers of the biopic “Sylvia” about the use of extracts from Plath’s poetry in the film. There was strong resistance to the making of the film from her Estate.

Association of British Concert Promoters v PRS

A dispute concerning the amount which concert promoters should pay composers for the performance of copyright classical music. The ABCP urged that they should pay no more than is paid to composers of pop and other music whereas the PRS were demanding a significantly greater sum since composers of classical music were generally under paid.

Van Morrison v Penguin Books

A copyright infringement action arising out of the publication of a biography of Van Morrison. Penguin had used numerous quotes from the artist’s work and claimed it had a defence under the fair dealing provisions of the legislation.

Telegraph Group Plc v News Group Ltd

An action to protect the exclusivity of an article first published in the Daily Telegraph and the reputation of the Telegraph as a newspaper able to protect its sources. The story had been picked up by the News of the World who copied some of the original quotes from the Telegraph, added some others and claimed a scoop. There was a tit for tat counterclaim complaining off ragging out.

Estate of James Joyce v Macmillan Publishers Limited

An action for infringement of copyright and passing off. Macmillan had published an edition of Ulysses prepared from Joyce's working papers and manuscripts and which had been edited to reflect a late rather than early twentieth century style.

STAR TV and others v CASH

An application to the Copyright Tribunal in Hong Kong to determine the amount which should be paid by HK television broadcasters to authors and composers for the exploitation of their music.

MCA Corporation v Charly Records and others

A case concerning the exploitation by the Charly companies of the famous Chess recordings which had been bought by MCA in the mid 80s.

Paramount Pictures Corporation and 10 others v Bermuda Cablevision Ltd

An action in which the major US film companies sought to control the distribution of their films to television audiences in Bermuda. The films in question had been transmitted by satellite to viewers in the US and the signal had been captured and exploited in Bermuda by the Defendant.

Virgin Retail Ltd v Phonographic Performance Ltd

A dispute in the Copyright Tribunal about how much Virgin Retail should pay for the right to broadcast Virgin Megastore Radio to its various retail stores. The case went to appeal where the judge rejected the approach of the Tribunal.

Baby Dan AS v Brevi Srl

A design right dispute about child safety barriers, the functional interconnection of the various component parts and the extent to which

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various items were aspects of configuration.

Trade Marks and Passing Off

John's cases in this area are no less high profile. Recent examples include *A&E TV Networks v Discovery Communications* (a dispute about the branding of the Discovery TV channels), *Fage v Chobani* (a case concerning the authenticity of Greek Yoghurt made in the USA), *Batsman Trade Mark* (an application to register Batsman as a trade mark in the face of opposition from Batman), *TWG Tea* (a trade mark infringement and passing off case in Hong Kong concerning the luxury tea brand), *MaxMara* (an application and appeal to the CJEU in respect of the registration of M&Co as a CTM in the face of an opposition based on MAX&Co). *Hasbro v Nahrmitel* (are play-doh v play dough confusingly similar when used for modelling dough), *SIS v High 5* (comparative advertising regarding the merits of specialist sports drinks), *Jacobson v Globe* (Gola wing flash logo), a rare case in which survey evidence assisted the court, *Orange v Easymobile* (Orange's marketing plans came up against those of Stelios), *Mars UK v Wagg Foods* (another colour case, this time it was yellow), in which questions of unfair competition as well as conventional passing off were raised, and *Bouverie v De Vere Hotels*, a contract and trade mark dispute concerning the operation of the Belfry hotel and its famous golf course.

Tsit Wing Company v TWG Tea

Tsit Wing is a long established supplier of coffee and tea under the Tsit Wing name and TW brand. It took objection to the Singaporean luxury tea supplier TWG Tea opening an exclusive tea shop and supplying exclusive teas to the Hong Kong market.

Fage v Chobani

Fage has been supplying its TOTAL brand of Greek Yoghurt for many years. It claimed that not only did it have a particular consistency and taste, it had a reputation associated with its Greek provenance. Fage claimed that it was unlawful to sell any Yoghurt as Greek Yoghurt unless it was made in Greece. Chobani contended that Greek Yoghurt was a name indicating a type of yoghurt, just as English mustard indicates a type of mustard. It wished to sell its Greek Yoghurt in the UK although it manufactured it in the USA. The case explored the boundaries of the tort of extended passing off.

Batsman Trade Mark

The applicant sought to register Batsman as a trade mark for various specifications of goods, some being related to cricket and some not being related to cricket. Bruce Wayne was not happy and Warner Bros put forward a number of objections which prevailed before the Hearing Officer.

Evegate Publishing v Newsquest

Evegate publishes a farming magazine in Kent, Sussex and neighbouring regions and calls it South East Farmer. It sued for trade mark infringement and passing off when Newsquest launched a newspaper called Southern Farmer. The case explored the rights in descriptive names as well as the evidential value of witnesses selected by means of survey evidence and evidence gathering exercises.

M&Co Trade Mark

Fashion house MaxMara owns the trade mark Max&Co and it used this as a basis for an opposition at OHIM against registration of M&Co. by a UK supplier. The opposition was unsuccessful at first instance and before the second board appeal, and the case has been appealed to the General Court.

Lonsdale v Leofelis

A European wide trade mark licensing dispute concerning the Lonsdale mark and how interstate trade can be affected when additional countries join the European Union.

A&E Television Networks v Discovery Communications

A trade mark infringement and passing off claim arising out of the launch of the Discovery History TV channel. The Claimant contends there will be confusion with History, another channel dedicated to events from the past. There are issues about the use of descriptive names, the value of survey evidence and the identity of the relevant consumer.

Iceland Trade Mark

The Icelandic government took objection to the registration of Iceland as a trade mark for supermarkets and various food goods. The IPO was satisfied that there would be no likelihood of confusion so long as the registration did not extend to fish and similar goods.

Hasbro v Narhmittel

The Defendant launched a childrens product called Yummy Dough and advertised it using the strap line 'the edible play dough'. Hasbro own the play-doh brand and alleged trade mark infringement, breach of the Comparative Advertising Directive and passing off. The main issue was whether or not the Defendant's use was descriptive and in accordance with honest practices.

Jacobson v Globe

A trade mark infringement and passing off action to protect the well known Gola wing flash logo. Globe alleged its use of a similar design on the sides of its skate and surf leisure footwear was mere decoration. This was one of those rare cases where survey evidence assisted the court.

Mars UK v Wagg Foods

A dispute about the get up of Pedigree dog food which raised questions of unfair competition as well as conventional passing off.

Bouverie v De Vere Hotels

A contract and trade mark dispute concerning the operation of the Belfry hotel and its famous golf course.

Orange Personal Communications Services Limited v Easymobile Limited

A trade mark infringement and passing off action arising out of the use by the Easy Group of the colour orange in relation to the promotion of its mobile phone service.

Electrocoin Automatics Ltd v Coinworld Ltd

A trade mark infringement and passing off action relating to the use of certain symbols (BAR, X and O) on the reels and win lines of fruit machines. The Defendant asserted that these symbols were commonplace in the gaming industry whereas the Claimant relied on their trade mark registrations.

Intersnack Gmbh v Kambly SA

An appeal in trade mark proceedings regarding the rights to the Goldfish mark used in connection with snack biscuits. Many years ago the parties had traded together pursuant to a pan-European agreement. After a fall out there was a dispute as to who had the rights to use the mark in the UK.

Bargain Pages Ltd v Midland Newspapers Ltd

A dispute between two publishers of free advertisement newspapers. The Claimant sued in passing off and also alleged breach of a settlement agreement made between two parties which were previously unconnected but which had now come into common ownership.

Dowluck Limited v Wicked Clothing

A trade mark infringement and passing off claim concerning allegedly counterfeit Evisu high fashion jeans. The Defendants claimed the goods were genuine substandard items which they had legitimately imported from Italy.

LRC Products Ltd v Pasante Healthcare Ltd

A passing off action in which LRC sought to protect the get up of their Durex condoms. Pasante were new to the market and had introduced their condoms in similar packaging to that used by Durex but bearing the Pasante logo.

Build-a-Bear Workshop v Hamleys Plc

A passing off action in which Build-a-Bear complained about Hamleys' operation of The Bear Factory. It alleged copying of its American operation and consumer confusion arising out of a method of selling soft toys whereby a purchaser selects a skin and then stuffs it stitches it fluffs it and takes it home.

Thomson's Holidays v Norwegian Cruise Line

A case concerning the proper approach to revocation of trade marks for non-use and to infringement when the marks were the same but the services for which they were used were different.

Premier Luggage and Bags Ltd v The Premier Company (UK) Ltd

A case illustrating the different tests for confusion in passing off and trade mark infringement. It related to the use of the word Premier in relation to luggage bags and the conflicting rights of rival traders to use of the Premier name.

Estate of James Joyce v Macmillan Publishers Limited

An action for infringement of copyright and passing off. Macmillan had published an edition of Ulysses prepared from Joyce's working papers and manuscripts and which had been edited to reflect a late rather than early twentieth century style. The matter was complicated by the fact that Ulysses went out of copyright in 1992 but was subsequently revived.

Unilever v General Housewares

A case of passing off and trade mark infringement arising from the use by General Housewares of the Oxo trade mark in relation to kitchen utensils and garden furniture. The kitchen utensils were sold under the Good Grips mark but also carried the Oxo mark.

Valucci Designs v IPC Magazines Ltd

An application to the Appointed Person in relation to the trade mark Loaded. IPC publish the popular Loaded magazine and were concerned as Valucci had registered Loaded as a trade mark for clothing.

Guardian Media Plc and Manchester Morning News Ltd v Associated Newspapers Ltd

A case in passing off relating to the use of the word Metro for a free morning newspaper. Associated Newspapers publish the well known Metro paper in London and wished to expand into different parts of the UK. They ran into a problem in the North West because of a free weekly which was being distributed under the Metro name.

Additional Information

Education

1965-1968: University of Leeds, BSc Agricultural Chemistry (First Class Honours)

1968-1972: St. Johns College, Oxford, D. Phil. Computer modelling in agricultural science

1975-1977: Inns of Court School of Law Lord Justice Holker Senior Award (Gray's Inn)

Other

Other positions: Deputy High Court Judge of the Chancery Division; Appointed Judge of the Intellectual Property Enterprise Court; Recorder, Arbitrator and Bencher of Gray's Inn.

Professional memberships: Gray's Inn, Lincoln's Inn, London Court of International Arbitration, Intellectual Property Bar Association and the Chancery Bar Association.