

Wen H. Wu

NIGEL BOWEN CHAMBERS

Admissions and career overview

2017	Barrister, NSW
2015 – 2017	Lawyer, Intellectual Property, Gilbert + Tobin
2013 – 2015	Lawyer, Shelston IP Lawyers
2009 – 2012	Lawyer, Intellectual Property, Corrs Chambers Westgarth
2009	Solicitor, NSW

Qualifications

2014	Master of Intellectual Property Law, University of Melbourne – <i>Davies Collison Cave award for copyright law (2011)</i>
2009	Bachelor of Commerce, Bachelor of Laws (Hons), University of New South Wales

Experience and notable cases as solicitor

Wen was called to the Bar in 2017. He practises in all areas of commercial law, particularly in intellectual property (including copyright, patents and trade marks).

Prior to becoming a barrister, Wen practised as a solicitor for over 7 years in the intellectual property groups of two leading national firms and a specialist IP firm. Cases in which he has had substantial involvement as a solicitor include:

Patents

- *Australian Mud Company v Globaltech*, Federal Court, no. NSD 1089/2016 – prosecuting patent infringement claim and defending invalidity cross-claim, in relation to mining technology.
- *Konami Gaming v Aristocrat Technologies Australia*, Federal Court, no. NSD 506/2013 – defending patent infringement claim and prosecuting invalidity cross-claim, in relation to gaming technology.
- *Reflex Instruments Asia Pacific v Minnovare*, IP Australia (Patent Office) – prosecuting related patent oppositions, in relation to mining technology.

Trade marks

- Winnebago Industries v Knott Investments (No 2) (2012) 293 ALR 108; [2012] FCA 785 (Federal Court) – successfully prosecuting claims for misleading conduct, passing off and cancellation of trade mark registrations, in relation to the WINNEBAGO trade marks.
- Speedo Holdings v Evans (No 2) [2011] FCA 1227 (Federal Court) – successfully prosecuting claims for trade mark infringement, misleading conduct and passing off, in relation to the SPEEDO trade marks. This decision is a leading authority for obtaining default judgment under the *Federal Court Rules 2011*.

Misleading conduct / Australian Consumer Law

- Procter & Gamble Australia v Edgewell Personal Care Australia, Federal Court, no. NSD 751/2016 – defending interlocutory application in relation to claims of misleading conduct in advertising. Successfully resisting application to have proceeding heard on an interlocutory basis.
- Energizer Australia v Procter & Gamble Australia, Federal Court, no. NSD 1636/2015 – prosecuting interlocutory application in relation to claims of misleading conduct in advertising.

Confidential information

- Luigi Lavazza & Lavazza Australia ats Cantarella Bros, Federal Court, no. NSD 1337/2015 – defending claims of misuse of confidential information and related causes of action.

Pecuniary relief

- Aristocrat Technologies Australia v Konami Australia, Federal Court, no. NSD 1429/2011 – prosecuting claims for pecuniary relief, following liability for patent infringement.

Contempt

- Energizer Australia v Procter & Gamble Australia [2016] FCA 347 (Federal Court) – successfully prosecuting claims for contempt, in relation to breaches of an injunction.

Languages

Cantonese (fluent), Mandarin (conversational)