



Warwick Rothnie

List A Barristers
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Areas of Practice

- Commercial Law
- Intellectual Property
- Telecommunications
- Trade Practices & Consumer Protection

Educational Qualifications

- BA, LLB (Hons) Monash 1985
- PhD (University of London) 1991

Legal Experience

Before coming to the Bar, Warwick was a partner in the intellectual property and trade practices group of Mallesons Stephen Jaques.

Key Matters

Globe International Limited v Brand Collective Pty Ltd VID237/2017

Acted for Globe in an action alleging a new range of Elwood clothing infringed copyright and including allegations of employee breach of duties and misuse of confidential information. Matter resolved with, amongst other things, undertakings.

Damorgold Pty Ltd v Blindware Pty Ltd VID403/2015

Acted for Damorgold in patent infringement and invalidity dispute relating to blind mechanisms, with Bruce Caine QC. Judgment reserved.

Sandvik Intellectual Property AB v Quarry Mining & Construction Equipment Pty Ltd (2016) 118 IPR 421

Acted for Sandvik in a patent infringement and invalidity dispute relating to a method for underground mining, with Bruce Caine QC. Appeal decision reserved.

Dyno Nobel Inc v Orica Explosives Technology Pty Ltd [2016] APO 36

Successfully resisted opposition proceedings against Orica's patent for a blasting method, with Bruce Caine QC.

Collins House Pty Ltd v Golden Age Sunrise Development Pty Ltd (2015) 114 IPR 1

Successfully resisted interlocutory injunction for trade mark against developers of a proposed residential tower.

Damorgold Pty Ltd v JAI Products Pty Ltd (2015) 229 FCR 68

Acted for Damorgold in successfully appealing novelty issues in a patent relating to blind mechanisms, with Glenn McGowan QC

Damorgold Pty Ltd v JAI Products Pty Ltd (2014) 105 IPR 60

Acted for Damorgold in its successful patent infringement and invalidity dispute relating to blind mechanisms, with Glenn McGowan QC.

Nufarm Australia Ltd v Monsanto Technology LLC [2013] APO 66

Acted for Nufarm in successfully opposing numerous claims in Monsanto's patent application for herbicidal compositions containing glyphosate.

Gomez v Rawson VID270/2013

Acted for applicant in a complex case involving ownership of technology and allegations of breach of director's and fiduciary duties, copyright infringement and misuse of confidential information, with Peter Collinson QC. Settled at court door.

Australian Postal Corporation v Digital Post Australia (2013) 105 IPR 1

Acted for Australia Post in its trade mark infringement appeal, with Rodney Garrett QC.

A P Møller-Marsk A/S v Transocean Offshore Deepwater Drilling Inc. VID714 of 2009

Acted for Maersk in proceedings seeking revocation of Transocean's patent for offshore drilling methods and apparatus, and cross-claim for infringement, with Bruce Caine QC. Settled.

Aspirating IP Limited v Vision Systems Limited (2010) 88 IPR 52

Successful opposition to grant of Aspirating IP's patent application for a smoke detection system, with Bruce Caine QC.

Playcorp Group of Companies Pty Ltd v Peter Bodum A/S (2010) 84 IPR 542

Acted for Playcorp in successfully resisting Bodum's allegations of trade mark infringement and passing off the get-up of the Bodum Chambord coffee plunger, with Bruce Caine QC.

Mars Australia Pty Ltd v Sweet Rewards Pty Ltd (2009) 81 IPR 354

Acted for Sweet Rewards in successfully resisting allegations that Delfi Malt Balls infringed and passed off Maltesers trade mark, with Bruce Caine QC.