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SEMINAR 1

PATENT OPPOSITIONS: BE PREPARED

Sydney: Tuesday 10 March 2009
Macquarie Graduate School of
Management
Level 6, 51-57 Pitt Street, Sydney

Melbourne: Thursday 12 March 2009
Russell Kennedy
469 La Trobe Street
Melbourne

Seminar Paper:
Benjamin Fitzpatrick

SEMINAR 2

TRADE MARK OPPOSITIONS: BE PREPARED

Sydney: Tuesday 17 March 2009
Macquarie Graduate School of
Management
Level 6, 51-57 Pitt Street, Sydney

Melbourne: Thursday 19 March 2009
Russell Kennedy
469 La Trobe Street
Melbourne

Seminar Paper:
Siobhan Ryan

Name _____

Position _____

Organisation _____

Address _____

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This document will be a tax invoice for GST purposes when it is fully completed and payment is made.

SEMINAR FEE
\$480 plus \$48 GST = \$528

ORGANISATION DISCOUNTS

2ND ATTENDEE: \$460 plus \$46 GST = \$506

3RD ATTENDEE: \$420 plus \$42 GST = \$462

For groups of 4 or more please phone (03) 9523 7207 for Further Group Discount.

If payment is made by credit card, a fee of 1.8% (Visa and MasterCard) and 2.5% (American Express) will be added to the seminar fee.

The seminar fee covers attendance at the seminar and a hard copy of the slide presentations.

SEMINAR PAPER FEE
\$270 plus \$27 GST = \$297

Papers by Benjamin Fitzpatrick (Victorian Bar) and Siobhan Ryan (Victorian Bar) will be available for delivery within one month following the seminars.

ENQUIRIES

information@techip.com.au or phone 03 9523 7207

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MARCH 2009 SEMINAR SERIES

- PSB Accredited for Patent and Trade Mark Attorneys -
MELBOURNE AND SYDNEY

SEMINAR 1

Patent Oppositions: Be Prepared



SEMINAR 2

Trade Mark Oppositions: Be Prepared



THE SPECIALISTS IN
INTELLECTUAL PROPERTY PROFESSIONAL
DEVELOPMENT

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SEMINAR 1

Patent Oppositions: Be Prepared

- Bases for opposing acceptance of patent applications
- Preparing oppositions: from drafting the Notice of Opposition (and Statement of Grounds and Particulars) to preparing the evidence (including how to work with the experts to prepare the evidence) and appearing at the hearing
- Notices to Produce/cross-examination of witnesses and Privilege issues
- Recent Patent Office decisions and court decisions affecting the conduct of oppositions
- Discussion of less common grounds of opposition (e.g. utility)
- How can practitioners improve the preparation of their cases in prosecuting and defending oppositions?
- Patent Office: issues with evidence; comments on procedural and substantive matters; opposition reform proposals discussed in IP Australia's Patents Consultation Group; and whether any changes (substantive or procedural) are planned.
- Patent Office: use of the opposition process, outcomes and success rates, including successful grounds of opposition
- Discussion and questions

Speakers

- Benjamin Fitzpatrick, Victorian Bar
- Greg Powell, Senior Examiner in the Patents, Opposition, Hearings & Legislation section, IP Australia (Sydney seminar)
- Dr Steven Barker, Supervising Examiner in the Patents, Opposition, Hearings & Legislation section, IP Australia (Melbourne seminar)

Sydney

Date: Tuesday 10 March 2009
Time: 2.00pm to 5.45pm (with: registration from 1.45pm; and including tea break/networking session 35 minutes)
Venue: Macquarie Graduate School of Management Level 6, 51-57 Pitt Street, Sydney

Melbourne

Date: Thursday 12 March 2009
Time: 8.45am to 12.30pm (with: registration from 8.30am; and tea break/networking session 35 minutes)
Venue: Russell Kennedy Level 12, 469 La Trobe Street, Melbourne

CPE POINTS FOR PATENT AND TRADE MARK ATTORNEYS

The PSB (Professional Standards Board for Patent and Trade Mark Attorneys) has accredited both Seminar 1 and Seminar 2 as eligible for CPE hours. Attendees can claim 1 point for each hour of attendance (excluding refreshment breaks).

SEMINAR 2

Trade Marks Oppositions: Be Prepared

- Bases for opposing acceptance of trade mark applications
- Changes since the commencement of the Trade Marks Amendment Act (2006)
- Recent Registry & Court decisions affecting the conduct of oppositions
- Preparing Oppositions: from drafting the Notice of Opposition to preparing the evidence and attending the hearing
- Using expert evidence and survey evidence in registry cases
- Registrar's powers to summons witnesses and require production of documents
- How can practitioners improve the preparation of their cases in prosecuting and defending oppositions?
- Trade Marks Office: issues with evidence; comments on procedural and substantive matters; approach, policy and intended policy changes of Trade Marks Office regarding trade mark filings and oppositions
- Trade Marks Office: Use of the opposition process, outcomes and success rates, including successful grounds of opposition
- Discussion and questions

Speakers

- Slobhan Ryan, Victoria Bar
- Michael Arblaster, Deputy Registrar of Trade Marks and Designs IP Australia; and Manager of the Trade Marks and Designs Hearing section, IP Australia

Sydney

Date: Tuesday 17 March 2009
Time: 2.00pm to 5.45pm (with: registration from 1.45pm; and including tea break/networking session 35 minutes)
Venue: Macquarie Graduate School of Management Level 6, 51-57 Pitt Street, Sydney

Melbourne

Date: Thursday 19 March 2009
Time: 8.45am to 12.30pm (with: registration from 8.30am; and tea break/networking session 35 minutes)
Venue: Russell Kennedy Level 12, 469 La Trobe Street, Melbourne

CPD & MCLE UNITS FOR SOLICITORS

If you are a solicitor holding a Victorian or New South Wales Practising Certificate you can claim one unit for each hour of attendance (both Seminar 1 and Seminar 2 - refreshment breaks not included) if the seminar is relevant to your immediate or long term needs in relation to your professional development and practice of the law. Solicitors holding practicing certificates in other jurisdictions should refer to their profession's local continuing education rules (if any).

SPEAKERS' PROFILES

Michael Arblaster

Michael Arblaster has been Deputy Registrar of Trade Marks and Designs for more than 10 years. For the last 7, he has been the Manager of the Trade Marks and Designs Hearings section of IP Australia with responsibility for Office practice and for domestic legislation. He has a strong international reputation and is currently the Chair of the WIPO committee on the law of trade marks.

Dr Steven Barker

Dr Steven Barker is presently the Supervising Examiner in the Patent Oppositions, Hearings & Legislation section of IP Australia. Originally trained as an organic chemist, Steven has worked for IP Australia for over 20 years, and has been a patents hearing officer since 1991.

Benjamin Fitzpatrick

Benjamin Fitzpatrick is a member of the Victorian Bar and is a registered patent attorney and trade mark attorney. Ben has appeared before the High Court, Federal Court, the Supreme Court and the Patent and Trade Marks Office. Ben is a Senior Fellow-Postgraduate Intellectual Property, at the Faculty of Law, Melbourne University

Greg Powell

Greg Powell has been a hearing officer since 2001 and is presently the Senior Examiner in the Patent Oppositions, Hearings and Legislation section of IP Australia. With a Bachelor of Electrical Engineering, Greg has worked at IP Australia since 1990. He was extensively involved in the introduction of the Innovation Patent and the new registration and disciplinary regimes for patent attorneys.

Siobhan Ryan

Siobhan Ryan is a member of the Victorian Bar and is a registered trade mark attorney. She appears regularly in the Trade Marks Registry and in the Federal Court. She is an Assistant Editor of the Intellectual Property Reports and contributes to Lahore's Patents and Trade Mark Related Rights service. Before coming to the Bar, Siobhan was an associate at Davies Collison Cave, specialising in trade marks.

About TECH IP Professional Development

TECH IP Professional Development provides high quality professional development programs relating to the protection and commercialisation of technology and intellectual property.

Dean Ellinson is CEO of TECH IP Professional Development. Dean's previous positions over a 20 year period have included, most recently, General Counsel, Monash Commercial, and prior to that role: Special Counsel, Blake Dawson Waldron; Consultant, Clayton Utz; General Counsel, GE Capital IT Solutions (Australia); & Partner, Dunhill Madden Butler (now known as Deacons).

