

## Selected Cases

### **Patent cases (Federal Court)**

*Davis v Lazer Safe Pty Ltd* [\[2018\] FCA 702](#)

*Multisteps Pty Ltd v Specialty Packaging Aust Pty Ltd* [\[2018\] FCA 587](#)

*Bayer Pharma Aktiengesellschaft v Generic Health Pty Ltd* [\[2017\] FCA 250](#).

*Konami Australia Pty Ltd v Aristocrat Technologies Australia Pty Ltd* [\[2016\] FCAFC 103](#)

*Lynx Engineering Consultants Pty Ltd v The Pilbara Infrastructure Pty Ltd* [\[2016\] FCAFC 19](#).

*Otsuka Pharmaceuticals Co Ltd v Generic Health Pty Ltd (No 2)* [\[2016\] FCAFC 111](#)

*Bradken Resources Pty Ltd v Lynx Engineering Consultants Pty Ltd* [\[2015\] FCA 1100](#)

*Otsuka Pharmaceutical Co Ltd v Generic Health Pty Ltd (No. 4)* [\[2015\] FCA 634](#)

*Konami Gaming Inc v Aristocrat Technologies Australia Pty Ltd* [\[2015\] FCA 92](#)

*Generic Health Pty Ltd v Bayer Pharma Aktiengesellschaft* [\[2014\] FCAFC 73](#)

*Generic Health Pty Ltd v Otsuka Pharmaceutical Co., Ltd* [\[2013\] FCAFC 17](#)

*Breezway Australia (Holdings) Pty Ltd v Preference Manufacturing Pte Ltd* [\[2013\] FCA 66](#);  
[\[2013\] FCA 67](#); [\[2011\] FCA 764](#)

*Kimberly-Clark Australia Pty Limited v Multigate Medical Products Pty Limited* [\[2011\] FCAFC 86](#)

*Sigma Pharmaceuticals (Australia) Pty Ltd & Ors v Wyeth* [\[2011\] FCAFC 132](#)

*Seafood Innovations Pty Ltd v Richard Bass* [\[2011\] FCAFC 83](#)

*Samsung Electronics Co. Limited v Apple Inc.* [\[2011\] FCAFC 156](#)

*Apple Inc v Samsung Electronics Co Ltd* [\[2011\] FCA 1164](#)

*Expo-Net Danmark A/S v Buono-Net Australia Pty Ltd (No.2)* [\[2011\] FCA 710](#)

*Bradken Resources Pty Ltd v Lynx Engineering Consultants Pty Ltd* (2007) 72 IPR 63;  
[\(2008\) 78 IPR 586](#); [\[2010\] FCA 662](#)

*Inverness Medical Switzerland GmbH v MDS Diagnostics Pty Ltd* [\[2010\] FCA 108](#)

*Sunnyfield Association v Cronk* [\[2009\] FCA 33](#); [\[2010\] FCA 143](#)

*Inamed Development Company v Morton Surgical Pty Ltd* [\(2007\) 73 IPR 308](#).

*Lockwood Security Products Pty Ltd v Doric Products Pty Ltd (No.2)* [\(2007\) 235 ALR 202](#)

### **Patent cases (Oppositions)**

*John Jarvie v Comtec Industries Pty Ltd* [\[2018\] APO 46](#)

*Alphapharm Pty Ltd v Gilead Sciences, Inc.* [\[2016\] APO 50](#)

*Fisher & Paykel Healthcare Ltd v ResMed Ltd* [\[2016\] APO 48](#)

*BGC (Australia) Pty & CSR Building Products Limited v James Hardie Technology Limited*  
[\[2016\] APO 31](#)

*Merck, Sharpe & Dohme (Australia) Pty Ltd. v Genentech, Inc* [\[2015\] APO 19](#)

*Fonterra Co-operative Group Limited and Kraft Foods Global Brands LLC v Leprino Foods Company* [\[2015\] APO 22](#)

*Woodside Energy Limited v Exxon Mobil Upstream Research Company* [\[2015\] APO 6](#)

*BHP Billiton Aluminium Australia Pty Ltd v Central Chemical Consulting Pty Ltd* [\[2014\] APO 16](#)

*BHP Billiton Worsley Pty Ltd v Alcoa of Australia Pty Ltd* [\[2014\] APO 30](#)

*Woodside Energy Limited v Exxon Mobil Upstream Research Company* [\[2014\] APO 53](#)

*Aristocrat Technologies Australia Pty Ltd v IGT* [\[2008\] APO 3](#); (2008) 75 IPR 409

### **Trade marks (Federal Court and oppositions)**

*Aldi Foods Pty Ltd v Moroccanoil Israel Ltd* [\[2018\] FCAFC 93](#)

*Moroccanoil Israel Ltd v Aldi Foods Pty Ltd* [\[2017\] FCA 823](#).

*Tim Ho Wan Pte Ltd v Viadar Holdings Pty Ltd* [\[2018\] FCA 715](#)

*David Jones Pty Ltd v Pharmaline Pty Ltd* [\[2018\] ATMO 60](#)

*Dalmec S.p.A. v Dalmec Pty Ltd* [\[2018\] ATMO 103](#)

*Keune Haircosmetics Manufacturing BV v Guangzhou Hodm Professionals Cosmetics Co Ltd* [\[2017\] ATMO 143](#).

*Trident Seafoods Corporation v Trident Foods Pty Limited* [\[2016\] ATMO 45](#)

*Virgin Enterprises Limited v Sugar Virgin Pty Ltd* [\[2014\] ATMO 39](#)

*Virgin Enterprises Ltd v Agripower Australia Ltd* [\[2013\] ATMO 79](#)

*Virgin Enterprises Limited v V Group Pty Ltd* [\[2012\] ATMO 24](#)

*V Group Pty Ltd v Virgin Enterprises Limited* [\[2011\] ATMO 108](#)

*Campomar SL v Nike International Limited* [\[2011\] ATMO 103](#)

*New Look Limited v Payless Shoes Pty Ltd* [\[2011\] ATMO 14](#)

*NV Sumatra Tobacco Trading Company v British American Tobacco Australia Services Limited* [\[2010\] FCA 1372](#)

*Bavaria NV v Bayerischer Brauerbund eV* [\(2009\) 81 IPR 279](#)

**Confidential information, copyright, other IP**

*Microsoft Corporation & Ors v CPL Notting Hill Pty Ltd (No.4)* [\[2018\] FCCA 2465](#)

*The Real Thing Food Supplements CC v Media Tag Pty Ltd* [\[2018\] NSWSC 585](#)

*Valve Corporation v Australian Competition and Consumer Commission* [\[2017\] FCAFC 224](#)

*CPL Notting Hill Pty Ltd v Microsoft Corporation* [\[2017\] FCA 1385](#).

*Australian Competition and Consumer Commission v Valve Corporation (No 7)* [\[2016\] FCA 1553](#).

*Australian Competition and Consumer Commission v Valve Corporation (No 3)* [\[2016\] FCA 196](#).

*National Surgical Pty Ltd v McPhee* [\[2010\] FCA 972](#)

*Elecon Australia Pty Ltd v Brevini Australia Pty Ltd* [\[2009\] FCA 1327](#)

*Optiver Australia Pty Ltd v Tibra Trading Pty Ltd* [\(2007\) 163 FCR 554](#)

## **Commercial litigation**

*Austral Masonry (NSW) Pty Ltd v Cementech Pty Ltd* [\[2014\] FCAFC 72](#)

*Michael Wilson & Partners v Nicholls & Ors* [\[2009\] NSWSC 1033](#); [\[2010\] NSWCA 222](#);  
[\[2011\] HCA 48](#)

