

## ANGELA MCDONALD

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5 Wentworth Chambers



### **Barrister, 5 Wentworth Chambers — September, 2018 – Present**

I specialise in commercial law, with particular expertise in all aspects of Intellectual Property including patents, trade marks, copyright, designs and consumer protection. I was called to the bar in 2018 and read with Julian Cooke and Justine Beaumont.

### **Prior Experience**

*Lawyer, Davies Collison Cave Pty Ltd — 2015-2018*

My role primarily involved IP litigation and enforcement across the full suite of IP rights including patents, trade marks, copyright, designs and consumer protection.

*Associate, Justice J.V. Nicholas, Federal Court of Australia — 2014*

During my time as his Honour's Associate, I worked on a variety of cases concerning intellectual property disputes, commercial disputes, consumer protection, class actions, taxation, administrative law, human rights and migration.

*Lawyer, Gilbert+Tobin — 2010-2014*

I commenced at G+T as a summer clerk in 2010. My primary experience was as a graduate and junior lawyer in G+T's IP practice group from November 2012 until January 2014. I also completed a 9-month graduate rotation in the Banking and Finance practice group and short rotations through the TMT, IP and Litigation practice groups as a summer clerk and paralegal.

### **Selected Cases**

*Merck KGaA v Merck Sharp Dohme Corp* [2019] FCA 1084 (with Mr RPL Lancaster SC and Ms JM Beaumont)

*Kinsel Pty Ltd v Bacchus Wine Merchants Pty Ltd* [2019] ATMO 97 (with Mr JS Cooke)

*Facebook Inc* (Patent Office Hearing) (with Mr JS Cooke)

*Juno Pharmaceuticals Pty Ltd v Millennium Pharmaceuticals, Inc* (VID988/2018), (Patent Infringement Proceedings) (with Mr BN Caine QC and JS Cooke) including *Juno Pharmaceuticals Pty Ltd v Millennium Pharmaceuticals, Inc* [2019] FCA 526

*La Fournee Doree Lorraine v Vis Vires Pty Ltd* (NSWSC) (Trade Mark Ownership and Infringement, Commercial Dispute) (with Mr JS Cooke)

*Quaker Chemical (Australasia) Pty Ltd v Fuchs Lubricants (Australasia) Pty Ltd* (NSD1210/2016) (Patent Infringement and Revocation Proceedings) (with Mr CA Moore SC and Mr ADB Fox)

*Smartchannel Pty Ltd v Mills Brands Pty Ltd* (NSD1910/2018) (Trade Mark Infringement and Cancellation) (with Mr JS Cooke)

*UON Pty Ltd v Taranis Power Group Pty Ltd* (Concurrent Patent Office Opposition and WASC Proceedings) (with Mr JS Cooke)

*Vector Corrosion Technologies Limited v Duoguard Australia Pty Ltd and ors* (QUD649/2018) (Patent Infringement and Revocation) (with Mr JS Cooke)

*Vector Corrosion Technologies Limited v E-Chem Technologies Ltd and ors* (QUD117/2019) (Patent Entitlement Proceeding) (with Mr JS Cooke)

## **Education**

University of New South Wales — Juris Doctor (Hons I), December 2011

University of Newcastle — Bachelor of Communications (Media Production), December 2006

Graduate Diploma of Legal Practice — NSW College of Law, November 2012

## **Memberships**

NSW Bar Association

NSW Committee Member, Intellectual Property Association of Australia and New Zealand

## **Publications**

Reporter, Federal Court Reports & Federal Law Reports, Thomson Reuters — 2014-2015

Angela McDonald and Nik Ramchand, "Website blocking orders used to block apps"

Angela McDonald and Nik Ramchand, "Australian Music Studios get order blocking access to Kickass Torrents Websites"

Angela McDonald, Tim Creek and Nik Ramchand, "Foxtel and Roadshow Films successfully obtain orders blocking access to The Pirate Bay and other foreign BitTorrent and streaming websites"

Angela McDonald, Miriam Zanker and Paul Dewar, "Entitlement: Intervet Bitten by Lack of Evidence of Assignment"

Angela McDonald, Miriam Zanker and Chris Jordan, "Adelaide community radio station stalls ABC Radio's proposed rebrand in trade mark infringement fight"

Angela McDonald, Miriam Zanker and Nik Ramchand, "Productivity Commission recommends fair use exception to copyright infringement - creators oppose it"

Angela McDonald, John Hannebery and Chris Jordan, "Designs infringement decision fans enthusiasm for owners of registered designs in Australia"

Angela McDonald and Marion Heathcote, "It's not just about the bubbles: "Champagne Jayne" misled consumers via social media"

Angela McDonald and Darron Saltzman, "Injunctions to force ISPs to block foreign websites: New remedy for copyright owners in battle against internet piracy"

Angela McDonald, Lauren Eade and Lisa Lennon, "Is there any use crying over spill-over reputation? Renewed hope of protection for owners of international marks" (August, 2013) Internet Law Bulletin, LexisNexis Australia

Angela McDonald, Lauren Eade and Lisa Lennon, "Louis Vuitton Malletier v Sonya Valentine Pty Ltd: s 120(1) doesn't give a damn about Louis Vuitton's reputation" (December, 2013) Intellectual Property Law Bulletin, LexisNexis Australia

Michael Williams, Rebecca Dunn and Angela McDonald, Copyright and Related Rights: Defences to Infringement in Halsbury's Laws of Australia, LexisNexis Australia