

## WIPO LIST OF NEUTRALS

### BIOGRAPHICAL DATA

Warwick Alexander SMITH  
Barrister and Arbitrator  
Bankside Chambers  
Level 22, The Lumley Centre  
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Auckland 1140  
New Zealand



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Fax: +64 9 358 5238

E-mail: warwicksmith@xtra.co.nz

Date of Birth: April 10, 1951

Nationality: New Zealand

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### EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

B.A., (Philosophy), University of Otago, New Zealand;  
LL.B., University of Otago, New Zealand;  
LL.M., (Intellectual Property), London;  
Fellow (Arbitration) of the Arbitrators' & Mediators' Institute of New Zealand Inc.

Admitted as a barrister and solicitor of the High Court of New Zealand, December 1974.

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### LANGUAGES

English.  
French (read only).

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### PRESENT POSITION

May 8, 2012

34, chemin des Colombettes, 1211 Geneva 20, Switzerland  
T +41 22 338 82 47 F +41 22 740 37 00 E [arbiter.neutrals@wipo.int](mailto:arbiter.neutrals@wipo.int) W [www.wipo.int/amc](http://www.wipo.int/amc)

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Independent Barrister and Arbitrator, Auckland, January 2000 to present.

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### **PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION**

Litigation Partner, Chapman Tripp Sheffield Young, Auckland, 1989-99;  
Litigation partner, Earl Kent Alexander Bennett, Auckland, 1987 – 89;  
Litigation partner, Alexander Bennett, Auckland, 1981 – 86.

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### **MEMBERSHIP IN PROFESSIONAL BODIES**

Panel Member (Arb.) – Arbitrators' & Mediators' Institute of New Zealand Inc.;

Member of the Intellectual Property Committee of the New Zealand Law Society;

New Zealand committee member, and trans-national committee member, Intellectual Property Society of Australia and New Zealand;

Member of WIPO's panel of neutrals for intellectual property arbitrations under the WIPO Arbitration Rules;

Member of the New Zealand Dispute Resolution Centre's panel of Principal Arbitrators;

Member of the arbitration panel of the Dubai International Arbitration Centre.

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### **AREAS OF SPECIALIZATION**

Intellectual property litigation, commercial litigation, trade practices law, construction law, arbitration, and mediation.

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### **EXPERIENCE IN INTELLECTUAL PROPERTY**

Extensive litigation experience in the laws of trade marks and copyright, passing off, and competition law.

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### **EXPERIENCE WITH RESPECT TO DOMAIN NAMES**

WIPO panelist since 2001. Completed approximately 150 panel decisions as at April 2012, including 15 as chairman of 3-member panels.

Expert in the New Zealand domain name dispute resolution system since 2006.

Counsel in New Zealand High Court cybersquatting litigation.

General advice work.

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### **MAJOR PUBLICATIONS**

Articles on "dilution" of famous trade marks, published in the November 2000 and February 2001 editions of The New Zealand Intellectual Property Journal.

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### **EXPERIENCE IN COURT LITIGATION**

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36 years' experience covering all aspects of civil litigation, including numerous appearances as lead trial counsel.

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**PROFESSIONAL TRAINING IN MEDIATION**

Has completed both basic and advanced courses run by the Australia / New Zealand organization "LEADR" ("Lawyers Engaged in Alternative Dispute Resolution").

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**EXPERIENCE IN MEDIATION**

Has appeared as counsel in a number of mediations and judicial settlement conferences.

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**PROFESSIONAL TRAINING IN ARBITRATION**

Fellow of the Arbitrators' and Mediators' Institute of New Zealand Inc.;

Masters degree from University College London, with distinction in International Arbitration;

Attended WIPO workshops on arbitration under the WIPO Rules, 2005 and 2010.

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**EXPERIENCE IN ARBITRATION**

Has acted both as arbitrator and as Counsel in a number of arbitrations (and some related litigation) over the years.

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**ARBITRATION EXPERIENCE**

**SUMMARY TABLE**

Type	Administering Institution		Role			
	Name	Number of Arbitrations	Presiding Arbitrator	Sole Arbitrator	Co-arbitrator	Counsel
International Arbitrations	AAA					
	ICC					
	LCIA					
	Ad Hoc					
	Others:					
Number of cases: sub-total						
Domestic Arbitrations						
	Various (in practice)					Various cases over the years as counsel.
Number of cases: sub-total						
<b>TOTAL</b>						

**MEDIATION EXPERIENCE**

**SUMMARY TABLE**

Type	Administering Institution		Role	
	Name	Number of Mediations	Mediator	Counsel
International Mediations				
	Ad Hoc			
	Others:			
Number of cases: sub-total				
Domestic Mediations				
				Various cases over the years as counsel.
Number of cases: sub-total				
<b>TOTAL</b>				