

WIPO LIST OF NEUTRALS

BIOGRAPHICAL DATA

Mariya KOVAL
Ilyashev & Partners Law Firm
11 Kudryavska Street
04053 Kiev
Ukraine



Telephone: +38 044 494 1919

Email: kovalm@ukr.net

Date of Birth: 1978
Nationality: Ukrainian

EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

National Taras Shevchenko University, Specialist Degree in Law, 1995 – 2000;
Ukrainian Academy of the Foreign Trade, Master Degree in Law (*summa cum laude*) 1999 – 2002.

LANGUAGES

Ukrainian, Russian, English, French

PRESENT POSITION

Attorney at Law, Ilyashev & Partners Law Firm.

PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION

Senior Intellectual Property Lawyer, Attorney at Law, Nevinpat-Ukraine LLC (Department of Finnish company Papula Nevinpat), 2004 – 2015;
Intellectual Property Counsel, Krylova & Partners LLC, 2002 – 2004.

MEMBERSHIP IN PROFESSIONAL BODIES

October 19, 2018

Ukrainian Bar Association, International Trademark Association, Copyright Committee of International Trademark Association, Pharmaceutical Trade Marks Group.

AREAS OF SPECIALIZATION

Intellectual Property Law, Trademarks, Domain Names, Copyright, Dispute Resolution, Antitrust.

EXPERIENCE IN INTELLECTUAL PROPERTY

Experience in Intellectual Property Practice – 15 years, preparing legal consultations on various intellectual property matters, prosecutions on all intellectual property objects, recognition of trade marks as well-known in Ukraine, dispute resolution on various intellectual property objects, including domain names, drafting documents related to Copyright, Drafting Franchising Agreements, legal advice on intellectual property infringements, including infringements on the Internet, consulting on personal data, trade secrets, drafting non-disclosure agreements.

EXPERIENCE WITH RESPECT TO DOMAIN NAMES

Consulting, dispute resolution, alternative dispute resolution (negotiations, cease and desist letters).

MAJOR PUBLICATIONS

“Ukraine’s Presidential Decree on cyber security”, May 2017;
When Technologies Were Stolen From You, April 2017;
Electronic Person: Why the EU Discusses Robot’s Rights, April 2017;
Government’s War against “Patent Trolls”, March 2017;
The Ex-Files: The Reason Behind Ukrainian File-Hosting Web-Sites, December 2016;
Some Issues of Commercial Use of Parodies in Copyright Law, November 2016;
Parodies, Caricatures, Pastiches: What Is to Be Expected by Authors of Originals Works?, November 2016;
Industrial Espionage: Prevention, Rapid Legal Response, September 2016;
How Useful Can Be the Supreme Court on Intellectual Property?, September 2016.

EXPERIENCE IN COURT LITIGATION

Acted as counsel in over 30 court cases in courts of first instance and appellate courts in Ukraine from 2003 to the present. The main subject matters of the litigations are trademarks, trade dress, copyright, domain names.

PROFESSIONAL TRAINING IN ARBITRATION

WIPO Advanced Workshop Domain Name Dispute Resolution, Geneva, October 24 and 25, 2017.

EXPERIENCE IN MEDIATION

Counsel for mediation case (2011) between the Japanese company TOHO Co. and the Ukrainian company “Kozyrnaya karta” concerning illegal use by Ukrainian restaurant trade mark “Godzilla” in violation of copyright of TOHO Co.
The parties could not reach an agreement and the Ukrainian company decided to rebrand its restaurant.

MEDIATION EXPERIENCE
SUMMARY TABLE

Type	Administering Institution		Role	
	Name	Number of Mediations	Mediator	Counsel
International Mediations		1		X
	Ad Hoc			
	Others			
Number of Cases Sub-Total		1		
Domestic Mediations	AAA			
	Court Annexed			
	Ad Hoc			
Number of Cases Sub-total				
TOTAL		1		