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**WIPO LIST OF NEUTRALS**

**BIOGRAPHICAL DATA**

Sebastian M.W. HUGHES  
Barrister & Arbitrator  
Prince's Chambers  
Hong Kong SAR  
People's Republic of China



Nationality: Australian

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**EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS**

LL.B., University of Melbourne, Melbourne, Australia, 1996  
B.A., University of Melbourne, Melbourne, Australia, 1994  
Diploma in Chinese Language, Beijing No. 2 Foreign Language Institute, 1990

Bar and Court Admissions  
Hong Kong, China  
Victoria, Australia  
High Court of Australia

Accolades/Awards  
Recognised as a leading intellectual property specialist in The Legal 500 Asia Pacific Guide and Chambers Global

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**LANGUAGES**

English, French and Mandarin

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**PRESENT POSITION**

Barrister, High Court of Hong Kong

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October 20, 2022

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**PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION**

Partner, Troutman Sanders, 2007 – 2010  
Associate, Jones Day, 2005 – 2007  
Associate, Preston Gates & Ellis, 2004 – 2005  
Associate, Lovells, 2002 – 2004  
Associate, Middletons, 1998 – 2001  
Articled Clerk, Middletons, 1997

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**AREAS OF SPECIALIZATION**

All intellectual property issues in China, Hong Kong and the Asia Pacific.

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**MEMBERSHIP IN PROFESSIONAL BODIES**

Fellow of the Chartered Institute of Arbitrators  
Hong Kong Bar Association  
Asian Patent Attorneys Association  
Hong Kong Institute of Trade Mark Practitioners

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**EXPERIENCE IN INTELLECTUAL PROPERTY**

Experience includes trademark, anti-counterfeiting, copyright, design and patent litigation; registration of trademarks, designs and patents; prosecution of trademark oppositions and cancellation actions; domain name recovery actions and litigation; and trademark counseling and global portfolio management.

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**EXPERIENCE WITH RESPECT TO DOMAIN NAMES**

WIPO Panelist since 2009 – almost 600 decisions in English and Chinese;  
HKIAC & ADNDRC Panelist since 2009 – over 80 decisions;  
FORUM Panelist since 2012 – over 80 decisions.

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**EXPERIENCE IN COURT LITIGATION**

In addition to commercial litigation matters, numerous intellectual property litigation matters, including:

*Hugo Boss Trademark v Britain Boss International Co Ltd* (CACV 114/2015) (trade mark infringement and passing off – application for leave to appeal to the Court of Final Appeal);

*Mary Kay Inc. & Ors v Zhejiang Tmall Network Co Ltd & Ors* (HCA 2406/2017, May 20, 2021) (application to set aside service out and to intervene in respect of default judgment application; trade mark infringement and passing off; parallel imports and exhaustion defence – defaced product; liability of Internet platform providers as joint tortfeasors);

*Nagravision SA v Zhuhai Gotech Intelligent Technology Co Ltd & Ors* (HCIP 29/2019, July 2, 2020) (application for disposal of issues on points of law and for preliminary issues hearing on a point of law – copyright infringement and enforcement of US judgment);

*Hugo Boss Trademark v Britain Boss International Co Ltd* [2018] 3 HKLRD 401 (Court of Appeal) (trade mark infringement and passing off – application to set aside judgment in default of defence);

*Sheraton International, Inc. v Staywell Hospitality Group Pty Ltd* (HCMP 2566/2017, August 3, 2018) (PARK REGIS: trade mark opposition appeal);

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*Print Rite (A&J) Ltd v Wobbleworks, Inc.* (HCMP 90/2017, December 21, 2017) (application for declaration of non-infringement of registered design);

*Hugo Boss Trademark v Britain Boss International Co Ltd* [2015] 3 HKLRD 4 (trade mark infringement and passing off – application to set aside judgment in default of defence);

*Gemology Headquarters International, LLC v Gemological Institute of America, Inc* [2014] 5 HKC 145 (application to adduce further evidence and cross-examine on appeal from trade mark opposition decision);

*Chor Ki Kwong David v Lorea Solabarrieta Cheung* [2013] 2 HKLRD 95; [2013] 5 HKC 525 (breach of confidence – interlocutory injunction);

*Frey Wille GmbH & Co KG v Complex Industrial Co Ltd* [2012] 4 HKLRD 814 (Court of Appeal) (copyright infringement – appeal from summary judgment);

*China National Gold Group Corporation v HK China Gold Co Ltd* (HCA 88/2013, October 22, 2013) (trade mark infringement and passing off – application to set aside judgment in default of defence);

*SBE Licensing, LLC v Hyde Lyndhurst Ltd t/a HYDE* (HCA 1358/2011, August 10, 2012) (trade mark infringement – summary judgment);

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### **PROFESSIONAL TRAINING IN ARBITRATION**

WIPO advanced course on arbitration under the WIPO Rules;  
CI Arb accelerated route to fellowship and award writing examination.

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### **EXPERIENCE IN ARBITRATION**

Fellow of CI Arb and Approved Neutral with WIPO. Arbitrator with WIPO, HKIAC (Panel of Arbitrators for Intellectual Property Disputes; List of Arbitrators), ICC, SCIA and AIAC.

Appointments as arbitrator include:

HKIAC Case No. A21163 – Emergency Arbitrator (HKIAC Rules 2018);

HKIAC Case No. 20196 – Sole Arbitrator (UNCITRAL Rules 2013);

ICC Case No. 28407 PTA – Sole Arbitrator (ICC Rules);

HKIAC Case No. A17173 – Sole Arbitrator (HKIAC Rules 2013);

HKIAC Case No. A18085 – Sole Arbitrator (HKIAC Rules 2013);

HKIAC Case No. 14151 – Sole Arbitrator (HKIAC Rules 2013);

HKIAC Case No. A15147 – Sole Arbitrator (HKIAC Rules 2013);

HKIAC Case No. A16081 – Sole Arbitrator (HKIAC Rules 2013).

Arbitrations conducted as counsel include:

HKIAC Case No. A15210 – Claimant's Counsel (HKIAC Rules 2013);

HKIAC Case No. F16058 – Claimant's Counsel (HKIAC Rules 2013).

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**PROFESSIONAL TRAINING IN MEDIATION**

WIPO advanced course on mediation under the WIPO Rules;  
CEDR mediation training course;  
Law Society of Hong Kong, mediation accreditation course.

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**EXPERIENCE IN MEDIATION**

WIPO, HKIAC and Hong Kong Bar Association mediator;

Several mediations relating to intellectual property, competition law and general commercial matters, both as mediator, and as counsel.

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