

WIPO LIST OF NEUTRALS

BIOGRAPHICAL DATA

Tobias MALTE MÜLLER
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Date of Birth: June 28, 1974

Nationality: German

EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

Maîtrise de droit, Paris, France, 1998;
First State Examination, Mainz, Germany, 2000;
Magister iuris, Mainz, Germany, 2001;
Attorney at Law, *Rechtsanwalt*, Munich, Germany, 2003;
Doctor in Law, Mainz, Germany, 2006;
Attorney at Law, *Avvocato*, Italy, 2015.

LANGUAGES

German, English, French, Italian, Spanish

PRESENT POSITION

Partner, Taliens, 2018.

PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION

Partner, Wirsing Hass Zoller;
Associate Lawyer in the Arbitration Practice Group of an international leading Law firm (Paris, France and Frankfurt am Main, Germany), 2002-2002;

June 5, 2018

Associate Lawyer, two specialized law firms in the IP, IT and domain name sector Munich, Germany, 2003-2009.

MEMBERSHIP IN PROFESSIONAL BODIES

INTA;
ECTA (active member of the Internet Committee);
ASIPI;
GRUR (the German IP-Society);
APRAM (French Association of IP practitioners);
UNION.

AREAS OF SPECIALIZATION

Intellectual Property, Information Technology, Litigation, and Alternative Dispute Resolution.

EXPERIENCE IN INTELLECTUAL PROPERTY

Legal counsel and litigator in the field of IP since 2003.

Partner in charge of the Wirsing Hass Zoller's trademark, design and domain name practice since 2009.

Extensive experience in the area of product piracy worldwide and in enforcing leading brands nationally and in cross-border disputes, with a special focus on well-known trademarks.

Acted as counsel in over 40 court cases (including 29 as lead counsel) in courts of first instance and appellate courts in Germany from 2003 to the present.

Subject matter of the court cases concerned trademark infringement including domain name disputes before German civil courts (27), design infringement in the fashion and automotive sector (8), copyright infringement in the area of fashion (2), patents (2) and utility models (1).

Regularly advised on strategic IPR-portfolio management, clearance searches, exploitation (e.g. licensing and sponsorship), and prosecution of trademarks and designs on a national and international level. Core work areas also include copyright, patent and unfair competition litigation and the enforcement of plant variety rights.

Frequent lectures on trademarks and other IP-related issues in universities in Germany, Italy, France and China and speeches at international conferences.

EXPERIENCE WITH RESPECT TO DOMAIN NAMES

Advises on strategic domain name portfolio management including advising on new gTLDs.

Representing clients in domain name disputes before German civil courts.

MAJOR PUBLICATIONS

2014

“Prozesskommentar zum gewerblichen Rechtsschutz” (Co-author), ed. by Ceph/Voß, Verlag C.H. Beck, 2015.

Annotations to ECJ's judgment dated October 3, 2013 (case no C-170/12) GRUR Prax issue 2/2014, p. 47.

2013

“DIRITTO DEL INTERNET” (Co-author), in Italian Language, ed. by Cassano, Scorza, Vaciago, CEDAM, 2013.

2012

“Status of Intellectual Property Rights Protection in China” (Co-author), China International Business, September 2012, p. 53 et seq.

“La registrazione di marchi in mala fede” (Co-author), Rivista di diritto industriale, issue 1, 2012, p. 39 et seq.

2011

“Frankreich – Neues Gesetz zu den französischen Country Code Top-Level-Domains” (Co-author) published in Gewerblicher Rechtsschutz und Urheberrecht, internationaler Teil (GRUR Int), 2011 p. 567 et seq.

“Online-Marketing-Strategie: Neue TLDs bieten Chancen für Markeninhaber”, published in Absatzwirtschaft (online) July 21, 2011.

“Applying the law - European courts act on AdWords”, World Trademark Review, issue 31, June/July 2011, p. 50 et seq.

“Google AdWords: nuove pronunce giurisprudenziali in Francia, Austria e Germania”, Notiziario dell’Ordine dei Consulenti in Proprietà Industriale, April 2011, p. 9 et seq.

2010

“Searching for legal resolution- how keywords stayed high on the court agenda 2009”, World Trademark Review, issue 25, June/July 2010.

2009

“Risarcimento e recupero degli utili del contraffattore in Germania” Europa e diritto privato, issue 2/2009, p. 457 et seq.

“.eu-Domains: Widerruf aufgrund zweijähriger Nichtbenutzung ab Domainregistrierung” Gewerblicher Rechtsschutz und Urheberrecht, internationaler Teil (GRUR Int) 2009, p. 653 et seq.

“Handbuch der Beweislast im Zivilrecht”, 3rd edition, vol. I (Co-author), ed. by Baumgärtel, Laumen, Prütting, Carl Heymanns Verlag/Wolter Kluwer, 2009.

EXPERIENCE IN COURT LITIGATION

Representing national and international clients in all IP related matters before national German Civil and Appellate Courts as well as before the German Federal Patent Court and the CFI Luxemburg.

EXPERIENCE IN ARBITRATION

Involved as part of a major team of attorneys in several Arbitration proceedings under the ICC rules for one of the parties.
