

WIPO LIST OF NEUTRALS

BIOGRAPHICAL DATA

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Date of Birth: December 8, 1953

Nationality: Canadian

EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

LL.B., University of Toronto, Toronto, 1981;
M.A., University of Toronto, Toronto, 1980;
B.A., McGill University, Montreal, 1976;
Dip. Collegial Studies, John Abbott College, Montreal, 1973;

Barrister and Solicitor, Law Society of Upper Canada, Ontario, 1983.

Academic Honours:

Martin Friedland Prize for Legal Writing, University of Toronto, Faculty of Law, 1980;
University of Toronto, Faculty of Law, 1979: Honours List;
Borden & Elliot Prize;
Fay Keen Prize;
J.S.D. Tory Fellowship;
University of Toronto, Faculty of Law, 1978: Honours List;
Canada Law Book Prize for Civil Procedure.

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LANGUAGES

English, French.

PRESENT POSITION

Senior Partner, Gowling, Lafleur Henderson LLP, ("Gowlings") Toronto office,
Intellectual Property Group.

PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION

Department Head, Gowlings Intellectual Property Group 1993-1996, 2000;
Associate, Gowlings 1985-1990;
Associate, Lang Michener 1983-1985;
Lecturer, McGill University/IPIC Trademarks Program 2008, 2009;
Guest lecturer, Intellectual Property Remedies, Osgoode Hall Law School (1997; 2002) and Insight
Conference (2002);
Speaker, Intellectual Property Litigation (1997), Professional Conduct (1998) for Intellectual Property
Institute of Canada;
Speaker, Trademarks (2003) and Dispute Resolution (1993), Law Society of Upper Canada.

AREAS OF SPECIALIZATION

Intellectual property litigation and portfolio management; licensing of intellectual property rights.

MEMBERSHIP IN PROFESSIONAL BODIES

Member, Law Society of Upper Canada;
Fellow, Intellectual Property Institute of Canada.

EXPERIENCE IN INTELLECTUAL PROPERTY

Practice in intellectual property litigation and related matters since 1985, including trademark, patent,
copyright and design issues. Extensive experience in strategic portfolio management for intellectual
property assets in Canada and internationally. Broad exposure to all aspects of enforcement,
including injunctions and Anton Piller Orders.

Copyright expertise related to print and broadcast media, film and music industries, including
international licensing issues, and the management of international broadcasting and derivative rights.

EXPERIENCE WITH RESPECT TO DOMAIN NAMES

Strategic management of domain name portfolios for a number of Canadian businesses. Initiated and
conducted domain name claims in various jurisdictions, through litigation and dispute resolution
processes.

Domain Name Panelist for WIPO since 2004.

MAJOR PUBLICATIONS

Since 1989, a variety of publications in journals and conference materials, including:

"Perplexing.ca", *Trademark World*, (April 2004).

"Famous Trade-Marks in Canada: What Price Fame?", Law Society of Upper Canada (2003).

"Injunctions – Anton Piller Orders", Chapter in *Intellectual Property Disputes: Resolutions & Remedies*, Thomson Carswell (2002).

"Federal Court Expunges Prominent Cigar Brands", (1999) *Intellectual Property*, Volume V, No. 4, *Federated Press*.

"Anton Piller Orders and Summary and Default Judgment Proceedings", Patent and Trademark Institute of Canada, 1997.

"Civil Remedies Under Bill C-32: An Act to Amend the Copyright Act", *The Canadian Institute*, 1996.

EXPERIENCE IN COURT LITIGATION

Counsel, Federal Court of Canada (Trial Division and Court of Appeal), and Ontario Superior Court of Justice and Court of Appeal, and Trademark Opposition Board. Counsel of record in more than 40 reported intellectual property decisions in Canada. Recognized in *Lexpert Magazine*, Chambers Global and Best Lawyers in Canada for intellectual property litigation.

EXPERIENCE IN MEDIATION

Participated in mediations as counsel in court proceedings in various Canadian jurisdictions, including Federal Court of Canada, and Ontario Superior Court of Justice. Subject matter includes copyright infringement and licensing, trademark infringement; patent infringement; misleading advertising; competition claims.

PROFESSIONAL TRAINING IN ARBITRATION

WIPO Workshop for Arbitrators, Geneva, October, 2003.

EXPERIENCE IN ARBITRATION

Acted as counsel in a variety of intellectual property, commercial and labour arbitrations, beginning in 1984. Wide range of subject matter, including software licensing, patent infringement, professional negligence, trademark infringement.

Arbitrator for Independent Film & Television Association 2008 and 2009.

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	43	3	37	3	
Number of cases: sub-total						
Domestic Arbitrations	AAA					
	Ad Hoc	15				√
Number of cases: sub-total						
TOTAL		58				

MEDIATION EXPERIENCE**SUMMARY TABLE**

Type	Administering Institution		Role	
	Name	Number of Mediations	Mediator	Counsel
International Mediations				
	Ad hoc			
Number of cases: sub-total				
Domestic Mediations (Estimates)	AAA			
	Court-annexed	6		√
	Ad Hoc			
Number of cases: sub-total				
TOTAL		6		