
WIPO LIST OF NEUTRALS

BIOGRAPHICAL DATA

Nicholas SMITH
Nicholas Smith IP and Litigation
NSW
Australia



Nationality: Australian

EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

Barrister and Solicitor of the Supreme Court of New South Wales and the High Court of Australia, 2006;
Master of Laws (Harlan Fiske Stone Scholar) Columbia University School of Law 2006;
LLB., (Hons), Australian National University, 2003;
BEc., (Economics), Australian National University, 2002.

LANGUAGES

English

PRESENT POSITION

Principal, Nicholas Smith IP and Litigation.

PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION

Barrister, Blackstone Chambers, Sydney, Australia, 2011-2016;
Solicitor, Intellectual Property and Technology and Dispute Resolution Groups, Mallesons Stephen Jaques, Sydney, Australia, 2006-2011;
Case Manager and Member of the legal staff, WIPO Arbitration and Mediation Center, Geneva, 2003-2005;

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January 14, 2020

AREAS OF SPECIALIZATION

Intellectual property (copyright and related rights, domain names, trade marks and related areas, designs), internet law and e-commerce, contracts and commercial transactions, competition law.

EXPERIENCE IN INTELLECTUAL PROPERTY

Worked as a solicitor and now barrister since 2006 with a practice heavily focused on copyright, trade mark and passing off law. Advised and acted for numerous commercial clients in disputes relating to intellectual property law.

EXPERIENCE WITH RESPECT TO DOMAIN NAMES

Acted as counsel for numerous clients in the resolution of domain name disputes, both under the UDRP and in the Australian courts since 2006;
Administration of over 200 domain name disputes (as Case Manager) filed with the WIPO Arbitration and Mediation Center;
Contributed to the development of the “*WIPO Overview of WIPO Panel Views on Selected UDRP Questions*” 2004-05.

MAJOR PUBLICATIONS

Nicholas Smith & Erik Wilbers, *The UDRP: Design Elements of an Effective ADR Mechanism*, Vol. 15, Am. Rev. Int'l Arb. 215 (2004).

EXPERIENCE IN COURT LITIGATION

Court appearances (as a barrister and solicitor) in a number of proceedings in State and Federal jurisdictions including disputes before the Trade Marks Registrar. As a solicitor responsible for the conduct of litigation of numerous matters as part of an intellectual property law practice.

PROFESSIONAL TRAINING IN MEDIATION

Acted as counsel in numerous intellectual property matters subject to mediation.
