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**WIPO LIST OF NEUTRALS**

**BIOGRAPHICAL DATA**

Nicholas WESTON  
Nicholas Weston Lawyers & Trade Marks Attorneys  
Melbourne, VIC  
Australia



Nationality: Australian

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**EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS**

B.Ec., La Trobe University, 1991;  
LL.B., University of Tasmania, 1996;  
Registered Trade Marks Attorney, Australia, 2000;  
Barrister and Solicitor of the Supreme Court of Victoria, 1997;  
Barrister and Solicitor of the High Court of Australia, 1997;  
Executive Certificate – Management & Leadership, Artificial Intelligence: Implications for Business Strategy, MIT Sloan School of Management, 2018.

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**LANGUAGES**

English

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**PRESENT POSITIONS**

Principal, Nicholas Weston Lawyers, Melbourne;  
Principal & General Counsel, Eaton Square.

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November 5, 2020

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## PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION

### Legal

Partner, Weston & Weston, Melbourne (1996 – 2005).

### Business

Chairman & CEO, Agenix Limited;  
ASX, AGX, NASDAQ, and AGXLY (2008 – 2015);  
Country Ambassador, Aptuit LLC, (2016);  
Chairman, Karma Currency Foundation Limited.

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## AREAS OF SPECIALIZATION

Intellectual Property; trade marks, domain names, copyright, passing off;  
Commercial disputes; litigation, arbitration and mediations typically involving intellectual property assets or joint ventures;  
Representing clients before the courts and Registrar of Trade Marks.

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## MEMBERSHIP IN PROFESSIONAL BODIES

Member, Association of Corporate Counsel Australia;  
Former Member, Law Institute of Victoria (LIV) Litigation Section;  
Former Member, Licensing Executives Society of Australia and New Zealand (LESANZ).

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## EXPERIENCE IN INTELLECTUAL PROPERTY

20+ years' experience acting as a lawyer in relation to contentious and non-contentious intellectual property matters;

12+ years' experience as a director of intellectual property based businesses in technology and life sciences sectors.

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## EXPERIENCE WITH RESPECT TO DOMAIN NAMES

Panelist – in more than 105 domain name disputes under the UDRP, auDRP and other dispute resolution policies, for the WIPO Arbitration and Mediation Center, since 2008;

Advisor – to corporations and law firms on disputes concerning domain names and use of trademarks on the Internet (since 1997).

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## MAJOR PUBLICATIONS

Australian Intellectual Property Journal, (August 2000): *Groundless Threats of Trade Mark Infringement Proceedings – How to Avoid Getting Court* 11 AIPJ 151 (first writer);  
Australian Intellectual Property Journal (May 1997): *Copyright & Virtual Reality – a Band-Aid on the Bleeding Edge* 8 AIPJ 71;

Seminar papers include, "Intellectual Property Protection Under the Australia – United States Free Trade Agreement" – paper delivered at Commercializing Intellectual Property Conference, 23rd to 25th August 2004, Eden on the Park, Melbourne;  
"Contracts & IP – Seven Steps to IP Perfection" - paper delivered at IIR Advanced Contract Law Conference, December 8 to 10, 2004, The Duxton Hotel, Melbourne.

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### **EXPERIENCE IN COURT LITIGATION**

Represented clients in numerous cases involving Intellectual Property Rights in Australia since 1997.

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### **EXPERIENCE IN MEDIATION**

Has represented clients at numerous mediations over 20+ years.

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### **PROFESSIONAL TRAINING IN ARBITRATION**

WIPO Arbitration Workshop 2008, Geneva;  
WIPO Advanced Workshop on Domain Name Dispute Resolution: Update on Practices and Procedures 2008, Geneva.

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### **EXPERIENCE IN ARBITRATION**

Has represented numerous parties in mediations and arbitrations in the Supreme Court of Victoria, Supreme Court of New South Wales, the County Court of Victoria, Magistrates Court of Victoria, Victorian Civil and Administrative Tribunal, Federal Circuit Court and the Federal Court of Australia.

Acted for successful parties in an Application to set aside an award made under Jewish law (Halakhah) on grounds of bias and misconduct (*Mond v. Berger* (2004) 10 VR 534; [2004] VSC 45 (<http://www8.austlii.edu.au/cgi-bin/viewdoc/au/cases/vic/VSC/2004/45.html>). See also 23(2) 'The Arbitrator and Mediator', page 127 (<https://www.resolution.institute/resources/journal-articles/the-arbitrator-and-the-mediator-august-2004>).

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