

Rob Clark | Curriculum Vitae

5 Wentworth – Level 5, 180 Phillip Street, Sydney NSW 2000
EMAIL: rob.clark@5wentworth.com TEL: 02 8066 6152

EMPLOYMENT

BARRISTER | 5 Wentworth (2017-), Tenth Floor Chambers (2014-2017)

- Awards
 - Chambers and Partners (2023-)
 - *Band 3: Intellectual Property*
 - Best Lawyers in Australia (2022-)
 - *Litigation*
 - *Intellectual Property*
 - Doyle's Guide (2020-)
 - *Recommended Junior Counsel – Intellectual Property*
- I have appeared as counsel in the following selected matters:
 - Intellectual Property - Patents
 - *Uon Pty Ltd and another v Gabriel Hoascar and another (WAD123/2021)* (briefed by William + Hughes – Perth)
 - *Vector Corrosion Technologies v E-Chem Technologies Ltd [2022] FCA 188* (briefed by Maddocks – Sydney)
 - *Generic Partners Pty Ltd v Neurim Pharmaceuticals Ltd [2022] APO 79* (briefed by Silberstein & Associates)
 - *Merck Sharp & Dohme v Wyeth LLC/Pfizer [2019] FCA 1421; [2020] FCA 1477; [2020] FCA 1719; [2021] FCA 57* (briefed by Norton Rose – Sydney) (settled)
 - *Fuchs Lubricants (Australasia) Pty v Quaker Chemical (Australasia) Pty Ltd [2021] FCAFC 65; [2021] FCAFC 114* (briefed by Silberstein & Associates)
 - *Quaker Chemical (Australasia) Pty Ltd v Fuchs Lubricants (Australasia) Pty Ltd [2020] FCA 306; [2020] FCA 515* (briefed by Silberstein & Associates)
 - *Voxson Pty Ltd v Telstra Corporation Limited [2018] FCA 227, [2018] FCA 376* (briefed by Spruson & Ferguson)
 - Intellectual Property – Trade Marks
 - *Killer Queen LLC v Katie Taylor (Appeal) (NSD547/2023)* (judgment reserved) (briefed by Silberstein & Associates)
 - *Katie Taylor v Killer Queen LLC and Katheryn Elizabeth Hudson [2023] FCA 364* (briefed by Silberstein & Associates)
 - *O'Brien Glass Industries Ltd v O'Brien Boiler Services Pty Ltd (NSD55/2023)* (briefed by DLA)
 - *Opposition by Ningbo Linhua Plastic Co to registration of ECO FOOD-PAK [2023] ATMO 215* (briefed by Allens - Sydney)
 - *Opposition by Publishing ByChelle Pty Ltd to registration of AUSBIZ [2021] ATMO 130* (briefed by Inside Eagles)
 - *Sensis Pty Ltd v Senses Direct Mail and Fulfilment Pty Ltd [2019] FCA 719* (briefed by Silberstein & Associates)
 - *Platinum Investment Management Limited v Mayfair Wealth Partners Pty Ltd NSD2007/2019* (briefed by Allens – Sydney) (settled)

- ***Anchorage Capital Partners Pty Limited v ACPA Pty Ltd* (2018) 128 IPR 255, [2018] FCAFC 112** (briefed by HSF - Sydney)
- **Intellectual Property - Copyright**
 - ***Australian News Channel v Isentia* [2024] FCA 363** (briefed by Allens – Sydney)
 - ***AAP Industries Pty Ltd v Han's Pipe Fittings Co Ltd* NSD2283/2017** (briefed by CDG Law Newcastle) (settled)
 - ***APRA v Telstra Corporation Limited* [2019] FCA 751** (briefed by Allens – Sydney)
 - ***Career Step, LLC v TechMed Pty Ltd (No 2)* (2018) 129 IPR 70** (briefed by Hogan Lovells - Sydney)
 - ***Universal Music Australia v TPG Internet Pty Ltd* [2017] FCA 435** (briefed by Allens - Sydney)
- **Intellectual Property – Designs**
 - ***GME Pty Ltd v Uniden Australia Pty Ltd* [2022] FCA 520** (briefed by Clayton Utz – Sydney)
- **Commercial/class actions**
 - ***Interslice Pty Ltd v CCA Investments – Bass Hill Pty Ltd* [2024] NSWSC 481** (briefed by Mitry Lawyers - Sydney)
 - ***St Elizabeth Home v Camnet Finance Pty Ltd* [2024] NSWSC 501** (briefed by Mitry Lawyers - Sydney)
 - ***Milicevic v Ferrari East Pty Ltd* [2023] NSWSC 1608** (briefed by Mitry Lawyers - Sydney)
 - ***Tracy-Ann Fuller v Allianz Australia Insurance Limited* S ECI 2020 02853** (Victorian Supreme Court) (briefed by Johnson Winter Slattery – Melbourne)
 - ***Nathaniel Bain v International Capital Markets Pty Ltd* (VID1088/2023)** (briefed by Echo Law)
 - ***Radeski Group Pty Ltd v Echuca CIH Sales and Services Pty Ltd*** (NSD603/2022) (briefed by Hicksons)
 - ***ReoSteel Holdings Pty Ltd v AonAri PT10 Pty Ltd* 2023/00302526** (Supreme Court) (briefed by Mitry Lawyers - Sydney)
 - ***Wencheng Guo v Yufeng Investment Group (Australia) Pty Ltd* (2022/329438)** (Supreme Court) (briefed by Mitry Lawyers - Sydney)
 - ***Sklavos v AON Hewitt Financial Advice Limited* 2021/00101838** (Supreme Court) (briefed by CDG Lawyers Newcastle)
 - ***Mark43 Inc v NSW represented by the NSW Police Force* 2022/245129** (Supreme Court) (settled)
 - ***Jones Asirifi-Otchere v Swann Insurance (Aust) Pty Ltd* [2020] FCA 1355** (briefed by Johnson Winter & Slattery - Sydney) (settled)
 - ***C3 IoT Inc v Australian Pacific LNG Pty Ltd* 2019/46063** (Supreme Court) (briefed by Quinn Emmanuel - Perth) (settled)
 - ***SiNAB Pty Ltd v Airspeed Pty Ltd* 2020/00180659** (Supreme Court) (briefed by Piper Alderman – Adelaide) (settled)
 - ***Wyzenbeek v Australasian Marine Imports Pty Ltd* [2019] FCAFC 167, [2019] FCAFC 205** (briefed by Silberstein & Associates) (special leave refused)

- ***Apache Finance Pty Ltd v Quadrant Energy Pty Ltd/Santos WA Asset Holdings Pty Ltd*** [2018] WASC 68, [2019] WASC 101 (briefed by Quinn Emanuel – Perth) (settled)
 - ***Brand2Content Pty Ltd v Dalby*** [2019] NSWCA 16 (briefed by Origin Lawyers)
 - ***Brand2Content Pty Ltd v Solar Australia Pty Ltd*** [2018] NSWSC 56 (briefed by Origin Lawyers)
 - ***Wyzenbeek v Australasian Marine Imports Pty Ltd*** [2017] FCA 1460, [2018] FCA 1517, [2019] FCA 439 (briefed by Silberstein & Associates)
 - ***Trilogy Funds Management Ltd atf Pacific First Mortgage Fund v KPMG*** [2017] FCA 432 (briefed by Squire Patton Boggs)
- Tax
- ***SL May Investments Pty Ltd v BJ May Investments Pty Ltd*** (2024/00089941) (Supreme Court) (briefed by NSW Crown Solicitors)
 - ***Returned & Services League of Australia (Queensland Branch) v Chief Commissioner of State Revenue*** (Supreme Court) (briefed by NSW Crown Solicitors)
 - ***Pontiac Trading Co Pty Ltd as trustee for the Karina Surjadi Family Trust v Chief Commissioner of State Revenue*** [2024] NSWCATAD 114 (briefed by NSW Crown Solicitors)
 - ***Imbree v Chief Commissioner of State Revenue*** [2024] NSWCATAD 22 (briefed by NSW Crown Solicitors)
 - ***Barisic v Chief Commissioner of State Revenue*** [2022] NSWCATAD 253 (briefed by NSW Crown Solicitors)
 - ***Segal v Chief Commissioner of State Revenue*** [2021] NSWCATAP 356 (briefed by NSW Crown Solicitors)
 - ***Segal v Chief Commissioner of State Revenue*** [2021] NSWCATAD 163 (briefed by NSW Crown Solicitors)
 - ***Harvey v Chief Commissioner of State Revenue*** [2021] NSWCATAD 63 (briefed by NSW Crown Solicitors)
 - ***Gao v Chief Commissioner of State Revenue*** [2020] NSWCATAD 216 (briefed by NSW Crown Solicitors)
 - ***Baynes v Chief Commissioner of State Revenue*** [2020] NSWCATAD 106 (briefed by NSW Crown Solicitors)
 - ***Grange Property Group v Chief Commissioner of State Revenue*** [2020] NSWCATAD 11 (briefed by NSW Crown Solicitors)
 - ***Nifuno Pty Ltd v Chief Commissioner of State Revenue*** [2019] NSWCATOD 3 (briefed by NSW Crown Solicitors)
 - ***Chrissie Group Pty Ltd v Chief Commissioner of State Revenue*** [2018] NSWCATAD 77 (briefed by NSW Crown Solicitors)
 - ***Esplanade Wollongong Pty Ltd v Chief Commissioner of State Revenue*** [2015] NSWCATAD 228, [2017] NSWCATAD 157 (briefed by NSW Crown Solicitors)
 - ***Andre Madikian v Chief Commissioner of State Revenue*** [2017] NSWCATAD 263 (briefed by NSW Crown Solicitors)
 - ***Tech Mahindra Limited v Commissioner of Taxation*** (2016) 250 FCR 287 (briefed by TressCox Lawyers)

- *Oak Brick Investment Pty Ltd v Chief Commissioner of State Revenue* [2016] NSWSC 1039 (briefed by NSW Crown Solicitors)
- *Esplanade Wollongong Pty Ltd v Chief Commissioner of State Revenue* [2015] NSWCATAD 228, [2017] NSWCATAD 157 (briefed by NSW Crown Solicitors)

SOLICITOR | Allens (2010-2014)

- Intellectual Property Group (2012-2014)
- Banking and Finance Group (2010-2012)

ASSOCIATE TO JUSTICE COWDROY OAM | Federal Court of Australia (2009-2010)

ACADEMIC

BCL | University of Oxford, Magdalen College (2010-2011)

- BCL awarded with Distinction (2012)
- Law Faculty Prize for International Intellectual Property Rights (2011)
- Rotary International Ambassadorial Scholarship (2010)
- University of Sydney Eleanor Sophia Wood Postgraduate Research Scholarship (2010)

BA/LLB | University of Sydney (2004-2008)

- LLB Honours Class I (2008)
- Minter Ellison Prize for Intellectual Property (2008)
- University of Sydney Debating Scholarship (2007, 2008)
- University of Sydney Entry Scholarship (2004)