

THREE NEW SQUARE

INTELLECTUAL PROPERTY



THOMAS LUNT

Year of Call: 2018

PRACTICE AREAS

All aspects of Intellectual Property law, including patents, SPCs, trade marks, passing off, copyright, designs, confidential information, and contractual disputes involving intellectual property or technical subject matter.

CASE EXPERIENCE

Thomas joined Chambers in September 2020 upon completion of his pupillage. He is building a practice across all areas of intellectual property, and has been instructed in matters involving patents, trade marks, copyright, and confidential information. He has experience of a broad range of disputes before the UKIPO, the IPEC, the High Court, the Court of Appeal, the CJEU and arbitral tribunals.

Selected cases:

Patents

Akebia v Fibrogen, Astellas [\[2020\] EWHC 866 \(Pat\)](#) – multi-patent pharmaceutical action concerning the treatment of anaemia with small molecule inhibitors

AutoStore Technology v Ocado Group PLC & ors (ongoing) – automated robotic storage and retrieval technology in patent infringement and entitlement actions

Edwards Lifesciences Corp v Meril GmbH (ongoing) – prosthetic aortic valve medical device litigation involving technical trials and engaging the public interest defence

Don-Bur v Fluid Power – mechanical patent dispute in IPEC concerning trailer design, which settled shortly before trial

Trade marks and soft IP

Medical devices company v Medical devices company – trade mark and passing off dispute relating to COVID-19 medical diagnostic tests

Songtradr v Ditto, Bluebox, Block8 (ongoing) – dispute concerning copyright and confidential information in blockchain software relating to music licensing, including issues of relative confidentiality and springboard injunctive relief

Various ongoing oppositions before the UKIPO

Selected cases observed or contributed to as a pupil:

Patents

Conversant v Huawei, ZTE – telecommunications patents action in a series of technical trials

Anan Kasei, Rhodia v Molycorp – assisted in drafting points of claim for a damages enquiry

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Lufthansa v Astronics – assisted in preparing the trial skeleton in this patent action concerning plug sockets and electronic safety features

Philips v Asustek – joined telecoms appeals before the Court of Appeal

Mitsubishi v Archos, Xiaomi – jurisdictional aspects of a FRAND dispute

Pan-EU coordination project to clear the way for the launch of an antibody product for osteoarthritis

Arbitration relating to antibodies for rheumatoid arthritis

Trade marks and soft IP

Sky v SkyKick – assisted in preparation for the form of order hearing involving a qualified injunction

Glaxo v Sandoz – assisted in preparation for hearing before UKIPO regarding issue estoppels arising from related High Court proceedings concerning the colour purple on inhalers

Glaxo v Glenmark – trade mark and passing off dispute concerning the 3D shape mark for Glaxo's inhalers

Duracell v Baruch – trade mark dispute concerning parallel imports and re-packaged goods

Apple v Lee – trade mark and design matter relating to counterfeit goods

Foundation for the Protection of the Traditional Cheese of Cyprus named Halloumi – appeal from EUIPO before the CJEU relating to collective marks

EDUCATION

2019-2020: 12-month pupillage at Three New Square to Miles Copeland, Jeremy Heald, Joe Delaney, Stuart Baran and Geoff Pritchard

2017-2018: BPTC at BPP Birmingham: Outstanding; 1st in cohort

2016-2017: GDL at BPP Birmingham: Distinction

2012-2016: MChem Chemistry at Lincoln College, Oxford: 1st class
Part-II thesis in soft chemistry of solid-state crystalline compounds from the cerium oxychalcogenide series

AWARDS & SCHOLARSHIPS

Lord Denning and Lord Brougham scholarships, Hardwicke award, from Lincoln's Inn College Scholar, L H Martin prize, and Sidgwick Exhibitioner from Lincoln College, Oxford

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FURTHER EXPERIENCE

In 2018-2019, Thomas worked at Carpmaels & Ransford LLP. He was involved with a pharmaceutical patents matter relating to anti-CGRP antibodies for the treatment of migraine.

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