



John McLellan

Lawyer

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OVERVIEW

John is a lawyer in the intellectual property team in Melbourne. His focus is on advising clients in relation to brand protection, trade marks, copyright and intellectual property litigation. John has experience in acting for clients with complex legal problems across various industries including sport, fashion, information technology, consumer goods and construction.

PROFESSIONAL BACKGROUND

Prior to joining K&L Gates, John worked as a lawyer at a boutique intellectual property law firm in Melbourne.

He also worked for three years at ANZ Bank, volunteered as a paralegal at a community legal centre and interned at the Melbourne Magistrates Court.

PROFESSIONAL / CIVIC ACTIVITIES

- Intellectual Property Society of Australia and New Zealand (IPSANZ) member
- Law Institute of Victoria member
- K&L Gates Sport Committee member

EDUCATION

- Graduate Diploma of Legal Practice, College of Law, 2020
- B.A., Monash University, 2020
- LL.B., Monash University, 2020

ADMISSIONS

- Federal Court of Australia

- High Court of Australia
- Supreme Court of Victoria

THOUGHT LEADERSHIP *POWERED BY HUB*

- 16 May 2023, Full Federal Court Takes 'New Aim' at Experts: Appeal Decision Handed Down in New Aim Pty Ltd v Leung [2023] FCAFC 67
- February 2023, Australian CPD Series 2023: Session 4 - Defending Your Domain(s): IP Considerations for Protecting Your Online Presence
- 22 August 2022, High Court Split 3-3 in Landmark Decision on the Patentability of Computer Implemented Inventions in Australia

NEWS & EVENTS

- 7 February - 16 February 2023, 2023 CPD Program—Australia

AREAS OF FOCUS

- IP Litigation

REPRESENTATIVE EXPERIENCE

- Advising United in Federal Court of Australia proceedings in relation to claims of contravention of the Australian Consumer Law.
- Advising multiple leading Australian fashion labels, including R.M. Williams, Gorman, and Seafolly, in relation to the protection and enforcement of their trade mark and copyright rights.
- Prosecuting, managing, and enforcing trade mark portfolios for a diverse range of clients, including R.M. Williams, listed company Traffic Technologies Limited, the AFL, the National Basketball League, and the International Boxing Association.
- Advising Yo-Chi in relation to the enforcement of its intellectual property rights against competitors.
- Advising a major Australian cosmetics retailer in Federal Circuit Court of Australia and Australian Trade Mark Office proceedings.
- Advising the AFL, Seafolly, and luxury resort operator Aman Resorts in Australian Trade Mark Office proceedings.
- Advising McDonald Jones Homes and Wilson Homes Tasmania in relation to the enforcement of their copyright and consumer law rights.

- Advising the AFL, Cricket Australia, and the National Basketball League in relation to the protection and enforcement of their intellectual property.
- Assisting a fashion label in trade mark infringement proceedings in the Federal Court of Australia.
- Advising ABN Group in relation to trade mark infringement and consumer law claims against competitors.
- Providing advice to an Australian investment firm in relation to trade mark infringement claims and trade mark prosecution and filing strategy.