



## Phoebe Naylor

### Lawyer

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## OVERVIEW

Phoebe is a lawyer in the intellectual property group in Melbourne. She regularly advises clients on protecting and enforcing intellectual property rights, with a particular focus on trade mark procurement, portfolio management and litigation.

Phoebe has been involved in managing trade mark portfolios, including trade mark registrations and advising on infringements, design and copyright infringement matters, appeals, misleading and deceptive conduct, passing off, customs programs, and general brand protection. Phoebe's experience covers a variety of industries, including sports, fashion, residential construction, financial services, mining, and property.

## PROFESSIONAL BACKGROUND

Phoebe joined K&L Gates as a summer clerk in 2020, before commencing the firm's graduate program in 2021. Prior to joining the intellectual property group, Phoebe worked in the complex litigation and dispute resolution, and asset management and investment funds teams, gaining experience in litigious advice work and financial services regulation.

## EDUCATION

- LL.B, Monash University, 2020 (*Honors*)
- B.A., Monash University, 2020

## THOUGHT LEADERSHIP *POWERED BY HUB*

- 4 December 2023, A Thorny Issue Resolved as "Flowers For All" Trade Mark Deemed Distinctive
- 8 November 2023, WIPO Updates Deadlines for Responses to Provisional Refusals
- 1 June 2023, Honey, I Lost the Trade Mark: Manuka Honey Declared Not Exclusive to New Zealand
- 20 March 2023, High Court Smooths Out Wrinkles in Full Federal Court's PROTOX Decision

- February 2023, Australian CPD Series 2023: Session 4 - Defending Your Domain(s): IP Considerations for Protecting Your Online Presence
- 28 November 2022, Mind the Gap: Patagonia Sues Gap For Copying Fleece Design
- 8 November 2022, Henkel Cleans Out FINISH Trade Marks
- 16 February 2022, Australia: A Proxy Advice Regulation Rollercoaster
- 19 May 2021, Copyright Infringement? The Court is "Not Gonna Take It"

## NEWS & EVENTS

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

## AREAS OF FOCUS

- IP Procurement and Portfolio Management

## REPRESENTATIVE EXPERIENCE

### Sports

- Advising an international sports governing body on registration and management of its Australian trade mark portfolio, and in regard to ticketing enforcement of the 2022 World Cup fan festival trade mark.
- Advising a national football league in regards to a logo opposition against a national football league competition.
- Advising the national motor racing corporation in regards to its Formula 1 trade marks and its wider trade mark portfolio.
- Advising an international cricket team in regards to a (vertical) certification mark.

### Other Experience

- Acting for an Australian food container company in respect of design and trade mark protection strategies, IP portfolio management and acting in a Supreme Court proceeding against its former distributor in the UK.
- Advising and acting for a building design company in a number of copyright infringement proceedings including in the Federal Court of Australia regarding its award-winning house plan designs.