

# CURRICULUM VITAE: KEVIN GLOVER

## SUMMARY

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I practise civil and commercial litigation, with specialist experience in intellectual property, media law and domain name disputes.

I was admitted as Barrister and Solicitor of the High Court of New Zealand in 2000. I have practised as a barrister sole from Shortland Chambers in Auckland since April 2009.

## EDUCATION AND QUALIFICATIONS

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**2003 – 2004** Master of Law, University of Cambridge (Sidney Sussex College).

I was awarded a first in my LL.M.

**1995 – 1999** Bachelor of Laws with First Class Honours, University of Waikato

## PRACTICAL EXPERIENCE

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**April 2009 to present**

### **BARRISTER, Shortland Chambers, Auckland**

**Work undertaken (selected)**

- Intellectual property advice and dispute work, including cases relating to patents, trade marks, passing off/Fair Trading Act, copyright, breach of confidence and domain name disputes.
- Civil and commercial litigation including disputes relating to:
  - contracts;
  - land (Property Law Act, lease disputes, specific performance of agreements for sale and purchase, caveats);
  - media law (defamation, malicious falsehood, Privacy Act, Official Information Act);
  - insolvency (bankruptcy and liquidations, including acting for successful defendant on opposed liquidation application);
  - shareholder disputes and other company-related litigation;
  - trusts (trustees, fiduciary duties); and
  - judicial review.
- Applications for interim injunctions, search orders, appearance as counsel at mediations and Judicial Settlement Conferences (High Court and District Court) and disputes involving expert witnesses.
- Appearances in the Court of Appeal, High Court, District Court and before the Assistant Commissioner for Trade Marks and Legal Complaints Review Officer.
- Acting for law practitioners in relation to complaints and disciplinary action (Law Society and LCRO).

## Significant cases (selected)

- *Clinic Care Pty Limited v Payne* (WIPO Arbitration and Mediation Center, 2012)
  - Acting for respondent in successful opposition to Australian domain name complaint.
- *Bayly v Hicks* (High Court, 2011)
  - Acting for respondents in relation to application for partition under the Property Law Act of a significant coastal/rural property in the Bay of Islands.
- *PureDepth Limited v NCP Trading Limited* (High Court, 2010)
  - Acting for defendants on successful opposition to application for interim injunction on claim for patent infringement.
- *Perriam and Marsh v Commonwealth Bank of Australia* (High Court, 2010)
  - Acting for respondent in relation to successful opposition to applications for approval of proposals to creditors.
- *Viacom International v Scene 1 Entertainment* (Court of Appeal, 2009)
  - Acting for appellant on application for stay in relation to copyright claim.
- *Osmose New Zealand v Wakeling* [2007] 1 NZLR 841 (High Court, 2007)
  - Counsel for plaintiff in relation to interlocutory application on defamation proceeding.
- *InterCity Group (NZ) Limited v Traction Group Limited* (NZ Domain Name Dispute Resolution Service, 2006)
  - Acting for the successful complainant in the first matter under the .nz Domain Name Dispute Resolution Service (*intercity.co.nz*).

## PREVIOUS POSITIONS

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September 2005 to  
April 2009

**BELL GULLY, Auckland**  
Senior Associate (previously Senior Solicitor), Litigation.

December 2004 to  
September 2005

**ASHURST, London, United Kingdom**  
Solicitor (New Zealand), Litigation

April 2002 to  
June 2003

**BELL GULLY, Auckland**  
Solicitor, Litigation.

February 2000 to  
April 2002

**RUSSELL McVEAGH, Auckland**  
Solicitor, Intellectual Property and Technology.

## **PUBLICATIONS**

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- Major publications:
  - “Copyright and Design in New Zealand” (LexisNexis) (co-author of leading New Zealand looseleaf text on copyright law).
  - Laws of New Zealand: Copyright (LexisNexis) (updating author).
- Articles:
  - *New Zealand Law Journal*
    - “Domain name dispute resolution” [2009] NZLJ 35.
    - “Comparative advertising in New Zealand” [2003] NZLJ 133.
    - “Update on comparative advertising” [2003] NZLJ 159.
    - “Sports sponsorship in New Zealand” [2001] NZLJ 124.
  - *NZ Lawyer*
    - “When the force is not with you” (September 2011).
    - “Section 92A revisited” (September 2009).
  - *Other*
    - “The own name defence to trade mark infringement and passing off in New Zealand” (2003) 3 NZIPJ 169).
    - “Severing the ties that bind? The development of a distinctive New Zealand jurisprudence” (2000) 8 Waikato Law Review 25.
- Other:
  - Book review: “New Zealand Court of Appeal 1958-1996: A History” (Waikato Law Review, December 2003 – (2003) 11 Waikato Law Review 174).
  - Author of various headnotes for the New Zealand Law Reports (2010 to present).

## **OTHER RELEVANT EXPERIENCE**

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- Academic teaching:
  - Lecturer for LLM paper on Copyright Law at University of Auckland (2011 and 2013).
  - Tutor, “Legal Systems” paper at University of Auckland (2000-02).
- Seminars (selected):
  - “Musical issues in copyright law” presented to Auckland and Wellington branches of IPSANZ (March 2012).
  - Organiser and co-presenter of seminar to students at Waikato law school on career options (2010-12).
- Memberships:
  - New Zealand Law Society.
  - New Zealand Bar Association.
  - Legal Research Foundation.
  - Intellectual Property Society of Australia and New Zealand.
  - Member of New Zealand organising committee for IPSANZ (2008 to present).
- Awards and honours:
  - Scholar, Sidney Sussex College, Cambridge (2004).
  - Fellow, Cambridge Commonwealth Society (2004).
  - Postgraduate study grants from the Spencer Mason Trust (Auckland District Law Society) and the Cambridge Commonwealth Trust.