LIST G
BARRISTERS

Luke Merrick KC



Luke practises in commercial and regulatory disputes, with a particular focus on intellectual property.

QUALIFICATIONS

Bachelor of Laws (Hons)
Bachelor of Arts
DML

CORRESPONDENCE

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CHAMBERS

Owen Dixon Chambers West
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COMMERCIAL LAW

Competition

INTELLECTUAL PROPERTY

Confidential Information | Copyright & Designs | Patents | Trade Marks

Some notable cases from Luke's time at the Bar include:

1. *Australian Competition and Consumer Commission v Australian Egg Corporation Ltd & Ors* (2017) 254 FCR 311
2. *Dunlop Aircraft Tyres Limited v The Goodyear Tire & Rubber Company* (2018) 262 FCR 76
3. *H Lundbeck A/S v Sandoz Pty Ltd* (2022) 276 CLR 170
4. *State of Escape Accessories Pty Ltd v Schwartz* (2022) 166 IPR 242
5. *Puma SE v Caterpillar Inc* (2022) 407 ALR 446
6. *New Aim Pty Ltd v Leung* (2023) 410 ALR 190

During his time at the Bar, Luke has also held a number of roles on professional committees, including the Presidency of IPSANZ and the Vice-Presidency of the Commercial Bar Association.

Liability limited by a scheme approved under Professional Standards legislation

Recent Cases

Apple Inc & Anor v Samsung Electronics Co Ltd & Anor (patent, design – led by Richard Cobden SC, Richard Lancaster SC, Neil Murray, Hamish Bevan and with Chris Burgess - settled after the trial, but prior to judgment)

Eli Lilly & Co v Generic Health Pty Ltd [2013] FCA 1254 (patent infringement and validity, interlocutory injunction – led by Richard Lancaster SC)

Foster's Australia Limited v Cash's (Australia) Pty Ltd (2013) 299 ALR 34 (patent, registered design – led by Tony Bannon SC)

Neobev Pty Ltd v Bacchus Distillery Pty Ltd (Administrators Appointed) (No 3) [2014] FCA 4 and *Neobev Pty Ltd v Bacchus Distillery Pty Ltd (Administrators Appointed) (No 4)* [2014] FCA 4 (patent, copyright, administration, trusts – led by Daryl Williams SC)

Australian Competition and Consumer Commission v Turi Foods Pty Ltd (No 4) [2013] FCA 665 and *Australian Competition and Consumer Commission v Turi Foods Pty Ltd (No 5)* [2013] FCA 1109 (misleading or deceptive conduct, penalties – led by Peter Gray SC)

Memberships

Victorian Bar - Commercial Bar Association

Intellectual Property Society of Australia and New Zealand (IPSANZ)