

## Guy Tritton

Year called: 1987  
Practice areas: IP, Patents, Copyright & Design,  
Trade Marks, IT, Media &  
Entertainment, Chancery &  
Commercial  
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Mediation & Mediator  
Arbitration:  
Public Access: Instructions accepted



### ✓ [Profile](#)

Guy is an experienced intellectual property practitioner with a substantial and broad practice ranging from patents, copyright, designs through to franchising, competition law and commercial disputes. He has appeared in most tribunals including the High Court, Court of Appeal, Supreme Court, Court of Justice of European Union, European Patent Office, the Trade Mark Registry, VAT Tribunal and Crown Court.

He has a strong scientific background having read physics and computing at University. He has even written a solicitors' discovery programme and a chambers' fee billing programme as well as a complex 3 dimensional graphic modelling programme (in the days when this was cutting edge!)

He has been involved in many reported cases ranging from complex patent disputes through to VAT cases. He relishes being involved in cases which require cross-disciplinary skills believing that one can be too specialized. This has resulted in him being involved in a leading VAT case in the High Court. Yet, he is as proud of those cases where he has achieved a good result for his client without needing to go to court.

He is widely regarded as having a very hands-on and commercial attitude to cases. In early years, he had an extensive criminal practice which honed his advocacy skills. He is now a Grade A Inner Temple Advocacy Teacher and his skills as a cross-examiner have often been remarked upon (see Testimonial & Directory Quotes). He is also Chief Examiner of the CIPA Litigation Skills Course.

He is the chief author of Intellectual Property in Europe (4th edition, published November 2014, Sweet and Maxwell), a book often cited in Advocate-General's Opinions and is the text book in several European universities. For more information see <http://intellectualpropertyineurope.com/>

Guy has an enviable track record as a mediator having settled every case bar one in the last five years. This includes successfully mediating a heavy music publishing and bitter dispute between a famous living composer and a leading music publisher which took place over two days. He has also sat as an arbitrator in an IT licensing dispute.

He is the Chairman of the Code of Practice Committee of National Office Animal Health – a post whose predecessors have been Mr Justice Laddie, Mr Justice Kitchin and Mr Justice Arnold!

He is the Chief Examiner of the CIPA Litigation Skills Course.

He lectures frequently around Europe trying the delicate task of weaving humour with topical IP issues.

He is consistently recommended in Chambers and Partners and Legal 500 for intellectual property, media and entertainment, and information technology.

He is also involved in a number of start-up technology and fashion businesses where he sits on the board advising on IP aspects.

## [Directory & Testimonial Quotes](#)

### **World Trade Mark Review 2017#**

*"... he is substantively knowledgeable as they come and and "particularly adept on soft IP issues"."*

### **Legal 500 2017**

*"His strategic input shows great "big-picture" awareness and he is looking three steps ahead"*

### **Chambers & Partners 2017**

**In Intellectual Property:** *"He is a very forthright, direct and commercial barrister."*

**In Media & Entertainment:** *"He is highly experienced and a fantastic advocate. He is excellent at client management and has a calm authority about him whatever the situation."*

### **Chambers & Partners 2016**

**In Intellectual Property:** *"Fluent, dedicated and a powerful advocate."*

### **Chambers & Partners 2014**

Acts for clients in a variety of trade mark, passing-off, copyright and related soft IP cases. He is noted in particular for his *"excellent commercial judgement"* and knowledge of the area. *"He's a very strong advocate who is an inventive thinker. He has great knowledge, is user-friendly and is impressive on his feet."*

### **Chambers & Partners 2013**

Guy Tritton is *"excellent"* at covering all aspects of trade mark matters, and further has an excellent command of other IP rights. A *"great cross-examiner"* with knowledge and experience of commercial and contract law generally, he is a valued member of any litigation team.

### **Chambers & Partners 2011**

Guy is *"friendly and responsive and quick to turn things around."* He has a wide practice that includes IP, IT and commercial work, and is noted as *"a fine all-rounder who is able to see the bigger picture."*

### **Legal 500 2016**

**In Intellectual Property:** *"Forthright, assertive and direct - he does not pull his punches."*

**In IT & Telecoms:** *"He really penetrates beneath the surface and grasps all the fine detail."*

### **Legal 500 2015**

**In IT and telecoms:** *"A convincing advocate."*

**In Intellectual Property:** *"A team player and a very impressive advocate, particularly in cross-examination."*

**Legal 500 2013**

**In Intellectual Property:** *"Guy Tritton is "highly regarded" and has "an excellent grasp of litigation tactics.""*

**Legal 500 2011**

**In Intellectual Property:** *Guy "has very good commercial nous and a certain instinct for choosing the right strategy for a case."*

**In Information Technology:** *Guy "is persistent in pursuing his clients' interests."*

**Recommended in Chambers & Partners and Legal 500 for IP and IT.**

*"excellent at cross-examination and has a good grasp of EU competition law"*(Chambers & Partners)

*"a savvy operator with an amazing brain"*(Chambers & Partners)

*"electronics IT fanatic" with "eye for detail and consistent view throughout a case"* (Chambers & Partners)

*"bullish presence in court and excellent delivery"*(Chambers & Partners)

*"you very ably won the skirmishes of the barristers certainly with the witnesses concerned"*(grateful client following successful trial)

*"He out thought them, out witted them, out talked them, out negotiated them"*(testimonial from grateful client following successful mediation)

*"Although the time you had to consult the many documents was very short, your grasp of the case was outstanding"*  
(grateful client after plagiarism trial)

## Career

In keeping with his commercial robust approach to disputes, Guy also assists technology and fashion companies who need IP advice and consultancy work. He is a non-executive director of a weight loss franchisor ([www.alevere.com](http://www.alevere.com)). He also helps other start up companies in the field of rotary engines and biomass power generators. This has meant that he has very considerable experience in the commercial concerns of such companies.

## Cases

**UPL Europe v AgChemAccess and ors [2017] EWHC 1880** - (conspiracy by unlawful means; German unfair competition law; accessory liability; agrochemical regulatory law).

**Epoch Company Ltd v Character Options Ltd [2017] EWHC 556** - patent trial (infringement and validity).

**SoulCycle Inc. v Matalan Ltd [2017] EWHC 496 (Ch)** - an appeal from the Trade Mark Registry as to whether two marks are confusingly similar.

**Dalsouple Societe Saumuroise du Caoutchouc v Dalsouple Direct & Anor. [2014] EWHC 3963** - trade marks, invalidity proceedings, manufacturer and distributor relationship, meaning of consent in art.4(5) Directive (High Court).

**Wearn v HNH International Holdings [2014] EWHC 3542** - abuse of process, music industry, breach of contract (High Court).

**Pendle Metalwares (t/a Thomas Barker) v Walter Page (Safeways) [2014] EWHC 1140**- damages inquiry, design right infringement, additional damages (High Court).

**Volkswagen v Garcia [2014] FSR 12** - confidential information, freedom of expression, interim injunctions, mathematical algorithms (High Court).

**McNeil v OHIM (NICORETTE/NICORONO)** - trade mark appeal from OHIM, Judgment of General Court, 6th June 2013.

**Brigade v Amber Valley [2013] EWPC 16** - patent infringement and validity.

**Seven Arts v Content Media Corp plc [2013] EWHC 588** - copyright, films, issue estoppel, privity by estate, assignment (High Court).

**Oracle (Sun Microsystems) v M-Tech Data Ltd [2012] 1 W.L.R. 202**- parallel imports, free movement of goods, trade marks (Supreme Court).

**Pendle Metalwares (t/a Thomas Barker & Son) v Walter Page (Safeways) Limited**- design right and passing off, infringement, 29th July 2012 (judgment of Stuart Isaacs QC).

**Golden Eye v Telefonica [2013] E.M.L.R. 1** - High Court, application for Norwich Pharmacal.

**Jean Scene Ltd v Tesco Stores Ltd [2012] EWHC 1275** - costs, Part 36 offer.

**AS Watson v Boots Co Plc [2012] F.S.R. 8** - trade marks; transfer to High Court.

**Caljan Rite-Hite v Sovex Ltd [2011] F.S.R 23** - transfer to Patents County Court, patent proceedings.

**Media CAT Ltd v Adams [2011] F.S.R. 11** - unlawful downloading, copyright infringement, discontinuance, abuse of process.

**Media CAT Ltd v Adams [2011] F.S.R. 29** - wasted costs, copyright.

**SAS Institute Inc v World Programming Ltd [2009] EWHC 3797** - computer software; intellectual property.

**Deakin v Card Rax Ltd [2011] EWPC 3** - copyright; breach of contract; debt, bailment.

**LABORATOIRE DE LA MER [2006] F.S.R. 5 (Court of Appeal); [2004] ETMR 47 (ECJ)** - genuine use of trade mark.

**Sportswear v Stonestyle [2006] F.S.R. 11** -Euro-defence, strike out, trade mark infringement, Court of Appeal.

**Bailey v Haynes [2007] F.S.R. 10** - design right case in fishing meshes.

**LIFFE v Pinkava [2007] R.P.C. 30** - employee ownership dispute in financial derivative invention, Court of Appeal.

**Alan Nuttall v Fri-Jado [2009] EWCA Civ 1520** - patent infringement and revocation action, Patents Court.

**Baigent v Random House Group [2006] 150 S.J.L.B 603** - contempt of court; disclosure; handing down judgments.

## Membership

Chancery Bar Association;

Bar European Group;

Competition Law Association;

Intellectual Property Lawyers Association;

Computer and Law Society.

## Qualifications and Regulations

### **Qualifications**

BSc Natural Science (physics, computing, mathematics)

Diploma in Law (postgraduate)

Pegasus Scholar

Grade A Advocacy Trainer

### **Regulations**

Guy is a self-employed, independent barrister whose practice is governed by the Code of Conduct of the Bar of England and Wales. He is registered with the Bar Standards Board of England and Wales (Bar Ref: 22275)

He has professional indemnity insurance provided by the Bar Mutual Indemnity Fund (BMIF Ref: 2190/037). Please refer to the BMIF website for full details of the world-wide cover provided, and the BMIF's contact details.

## Publications

### **Books**

Chief Author of [Tritton on Intellectual Property in Europe](#) (4th edition) which was published in November 2014 and is available online on Westlaw UK. <http://intellectualpropertyineurope.com/>

## Appointments

Chairman of Code of Practice Committee, National Office of Animal Health.

Chief Examiner, CIPA Litigation Skills Course

✓ **Human Interest**

Married, 3 children. Keen jazz pianist often playing at receptions, restaurants, parties.

Chairman of Rhino Ark (UK) – an environmental charity operating in the Aberdare National Park, Kenya.

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