
WIPO LIST OF NEUTRALS

BIOGRAPHICAL DATA

Jeremy SPERES
Spoor & Fisher
Cape Town
South Africa



Nationality: South African

EDUCATIONAL AND PROFESSIONAL QUALIFICATIONS

LL.M., IT & IP Law, University of Cape Town, 2010;
LL.B., University of Cape Town, 2008;
B.A., Media Studies, University of Cape Town, 2006;
Trade Mark Practitioner, South African Institute of Intellectual Property Law, 2012.

Admitted as attorney, South Africa, 2012.

LANGUAGES

English, Afrikaans

PRESENT POSITIONS

Partner, IT and IP lawyer, Spoor & Fisher. Head of domain names and online brand enforcement department.

Guest lecturer to LL.M. and LL.B. students, University of Cape Town in trade mark law.

Senior Domain Name Dispute Adjudicator, South African Institute of Intellectual Property Law. Adjudication of domain name disputes in the .za namespace.

PROFESSIONAL EXPERIENCE BEFORE PRESENT POSITION

Practised as a specialist IT and IP lawyer since 2010 at various firms;
Member of the academic staff of the Law Faculty of the University of Cape Town, 2009.

July 27, 2020

MEMBERSHIP IN PROFESSIONAL BODIES

Member, Alternative Dispute Resolution Committee of the South African Institute of Intellectual Property Law since 2016; Member, International Trademark Association (INTA).

AREAS OF SPECIALIZATION

All contentious, prosecution, and transactional aspects of trade mark, copyright, domain name, information technology and Internet law.

EXPERIENCE IN INTELLECTUAL PROPERTY

Since 2010, external lawyer focusing on all contentious, prosecution, and transactional aspects of trade mark, copyright, domain name, information technology, and Internet law.

EXPERIENCE WITH RESPECT TO DOMAIN NAMES

Experienced in all aspects of domain name law, including contentious, transactional, registrations, portfolio strategy and management, acquisitions, brokering, and leasing;

Good technical knowledge of internet protocol suite, associated technologies, and cyber security;

Experienced domain name dispute adjudicator in .za namespace, having acted as single adjudicator and appeals panelist in numerous disputes submitted under the .za Alternative Dispute Resolution mechanism;

Head of firm's domain names and online brand enforcement department;

Experienced domain name litigator, filing and defending many complaints in various forums, including UDRP and ccTLD Alternative Dispute Resolution mechanisms.

MAJOR PUBLICATIONS

.Com v Trade Marks: Who Will Win? Oxford Journal of Intellectual Property Law & Practice, Volume 5, Issue 4, April 2010;

The Enforceability of Open Source Software Licences: Can Copyright Licences Be Granted Non-Contractually?, South African Mercantile Law Journal, 2009;

Outsourcing of Software Development & Source Code Escrow Agreements, *Without Prejudice*, 2010;
Survival of an IP Sub-licence upon Termination of Head Licence, *Without Prejudice*, 2013;

The launch of the .AFRICA new gTLD and associated litigation, Intellectual Property Magazine, 2017;

ICANN's new gTLD Programme and its Rights Protection Mechanisms, *Without Prejudice*, 2010;

Adwords litigation, *Without Prejudice*, 2010;

Comparison Creep and the Conflation of Trade Mark Infringement and Passing Off, South African IP Law Journal, 2015;

Prior Use Defence to Trade Mark Infringement, *Without Prejudice*, 2016.

EXPERIENCE IN COURT LITIGATION

Acted as counsel (attorney) in over 30 court cases internationally, including the United Kingdom, the European Union, United States of America, Nigeria, Botswana, Mozambique, Kenya, and South Africa involving trade mark and copyright infringement, software disputes, general commercial and contractual disputes, domain names, trade mark oppositions, unlawful competition, and passing off.

PROFESSIONAL TRAINING IN ARBITRATION

Training in adjudication of IP disputes by the South African Institute of Intellectual Property Law.

EXPERIENCE IN ARBITRATION

Experienced domain name dispute adjudicator in the .za namespace, having acted as single adjudicator and an appeal panelist in numerous disputes submitted under the .za ADR mechanism.

PROFESSIONAL TRAINING IN MEDIATION

No formal mediation training.

EXPERIENCE IN MEDIATION

Acted as mediator in numerous disputes involving trade marks and domain names.
