

Disputes

If you believe your IP rights or rights under a contract have been breached, please contact us.

If you have received a letter demanding you “Cease & Desist”, please contact us IMMEDIATELY.

Legal disputes are expensive and time consuming, and a distraction that any business can do without. IP disputes, are no different and are often more difficult than most commercial disputes. There is rarely such a thing as a “cast iron case” and costs can mount up quickly, well before court action commences. It is not uncommon for costs issues to dominate and often spoil settlement of a dispute.

Consequently, your business needs a clear idea of where its stands in a dispute situation at a very early stage to allow you to determine the most efficient dispute resolution strategy.

Whether you are the plaintiff or the defendant, we will endeavour to help your business deal with the dispute in the most efficient matter possible to achieve as commercially sound outcome as possible. This may mean going to court or reaching a quick and early settlement on the matter.

Generally, settlement is a much better, more controlled and efficient option to the resolution of a dispute. Your legal costs will be significantly less than commencing legal action and much less than a full trial. It takes significantly less time to end the dispute and allows you to get back to running your business. You will also know the outcome as it will be set out in black and white in the settlement deed, which is usually a relatively short document of several pages, rather than a 50-page judgment of a court, which may be subject to appeal to a higher court or bench.

However, settlement is a two-way process and if attempts to settle do not work, it will be necessary to resort to legal process. Generally, this does not immediately mean adversarial court action, as the parties may be required to attend mediation and other forms of alternative dispute resolution before commencing court action.

We can assist your business with all aspects of the dispute resolution process, from pre-action correspondence and settlement negotiations, pre-trial processes, commencing or defending proceedings in the Federal Court and preparing for trial.

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If your IP rights are being infringed or the other party to a contract are in breach call us today to discuss your infringement strategy.

If you have received a letter demanding that you Cease & Desist infringing someone else's IP or other rights call us NOW. **Do not to ignore such letters.** The next set of documentation you may receive may be notification of commencement of court action against your business.

Contact us IMMEDIATELY for assistance with YOUR DISPUTE.

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