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SEBASTIAN HUGHES

Admissions

2010	Barrister, Hong Kong
2003	Solicitor, Hong Kong
2002	High Court of Australia
1998	Solicitor, Victoria, Australia

Academic

1996	LLB, University of Melbourne, Australia
1994	BA, University of Melbourne, Australia
1990	Diploma in Chinese Language, Beijing No 2 Foreign Language Institute

Practice profile

Sebastian has a broad-based civil litigation, arbitration and mediation practice, including commercial, contractual, company and shareholder, white collar fraud, insolvency, shipping, matrimonial finance, competition, employment and intellectual property matters. He also handles criminal matters. Sebastian is rated by Chambers Asia Pacific as a leading barrister for intellectual property matters.

Sebastian is a Fellow of the Chartered Institute of Arbitrators and a World Intellectual Property Organization ("WIPO") Approved Neutral. He is an Arbitrator and Mediator with WIPO, the Hong Kong International Arbitration Centre ("HKIAC"), the Shenzhen Court of International Arbitration and the Kuala Lumpur Regional Centre for Arbitration ("KLRCA"). Sebastian is a Domain Name Panelist with WIPO, the National Arbitration Forum ("NAF"), the HKIAC, the Asian Domain Name Dispute Resolution Centre ("ADNDRC") (Beijing and Hong Kong Offices), and the KLRCA, rendering decisions in both English and Chinese.

Sebastian is a fluent Putonghua speaker.

Prior to call to the Bar in Hong Kong, Sebastian was an articled clerk and employee solicitor with Middletons (now K & L Gates) in Melbourne from 1997 to 2002. In 2002 he moved to Hong Kong and joined Lovells (now Hogan Lovells) as an employee solicitor. He was subsequently employed as a solicitor in Hong Kong with K & L Gates and Jones Day, before joining Troutman Sanders as a partner in 2007.

Selected cases

Reported decisions

- *Hugo Boss Trademark v Britain Boss International Co Ltd* [2015] 3 HKLRD 4 (trade mark infringement and passing off – application to set aside judgment in default of defence)
- *Gemology Headquarters International, LLC v Gemological Institute of America, Inc* [2014] 5 HKC 145 (application to adduce further evidence and cross-examine on appeal from trade mark opposition decision)
- *SLA neé S v HKL (No 1)* [2013] 5 HKLRD 117 (application to set aside dispositions of shares in husband's *alter ego* company)

- *SLA neé S v HKL (No 2)* [2013] 5 HKLRD 125 (ancillary relief application, including application for concurrent liability against the husband's *alter ego* company – decision of the UK Supreme Court in *Prest v Petrodel Resources Ltd and others* [2013] UKSC 34 applied)
- *Chor Ki Kwong David v Lorea Solabarrieta Cheung* [2013] 2 HKLRD 95; [2013] 5 HKC 525 (breach of confidence – interlocutory injunction)
- *Arko Ship Leasing Ltd v Winsmart International Shipping Ltd* [2013] 2 HKLRD 121 (shipping – application to vacate trial date)
- *Frey Wille GmbH & Co KG v Complex Industrial Co Ltd* [2012] 4 HKLRD 814 (Court of Appeal) (copyright infringement – appeal from summary judgment)
- *I-Registry Ltd v John Corner, LLC* (WIPO Case No. LRO2013-0015, 8 August 2013)
- *Del Monte Corporation v Del Monte International GmbH* (WIPO Case No. LRO2013-0001, 29 July 2013) (Presiding Panelist)
- *Richemont International SA v Da Vinci Collections (HK) Ltd* [2006] 3 HKC 403 (trade mark infringement – summary judgment)

Unreported decisions

- *Ling Leung Kit Hing & Anor v Russell James Worth & Ors* (HCA 8/2015, 28 January 2016) (appeal from strike out application – water leakage)
- *Loke Mun Yee Teresa v Loke Ka Ming Stephen & Anor* (HCMP 1952/2014, 4 September 2015) (civil contempt)
- *SCF v VJD* (FCMC 9340/2014, 21 August 2015) (maintenance pending suit and interim maintenance)
- *ME v A-MG* (FCMC 9947/2012, 13 May 2015) (costs arising from ancillary relief application)
- *WSS v DKPA* (FCMC 9725/2012, 25 July 2014) (preliminary issues hearing regarding beneficial interest in matrimonial property)
- *Gemological Institute of America, Inc v Gemology Headquarters International, LLC* (Opposition to Trade Mark Application No. 301366542 for the Trade Mark GHI, 19 May 2014)
- *Snap-On Incorporated* (Hearing on Registrability of Trade Mark Application No. 301785204 for the Trade Mark SNAP-ON, 16 January 2014)
- *Taihan Electric Wire Co Ltd v Lee Chi Yuen Arctic & Ors* (HCA 454/2013, 17 December 2013) (commercial fraud - strike-out)
- *Taihan Electric Wire Co Ltd v Lau Siu Ming & Ors* (HCA 1687/2011, 7 November 2013) (breach of unless orders)
- *Taihan Electric Wire Co Ltd v Lee Chi Yuen Arctic & Ors* (HCA 454/2013, 1 November 2013) (inter partes *Mareva* injunction, led by Charles Manzoni SC)
- *Lo Pui Fan v Hongkong United Dockyards Ltd* (HCPI 171/2011 30 October 2013) (application to stay proceedings for arbitration – application for leave to appeal to the Court of Appeal, led by Charles Manzoni SC)
- *China National Gold Group Corporation v HK China Gold Co Ltd* (HCA 88/2013, 22 October 2013) (trade mark infringement and passing off – application to set aside judgment in default of defence)
- *Taihan Electric Wire Co Ltd v Lee Chi Yuen Arctic & Ors* (HCA 454/2013, 8 October 2013) (disclosure of settlement agreement)

- *China National Gold Group Corporation v China (HK) Gold Group Shares Limited* (HCA 699/2013, 17 September 2013) (trade mark infringement and passing off – summary judgment)
- *Taihan Electric Wire Co Ltd v Lee Chi Yuen Arctic & Ors* (HCA 454/2013, 10 September 2013) (cross-examination of deponent on *Mareva* injunction application)
- *Aesthetics Architecture Pty Ltd v Main Crown Enterprises Limited* (HCA 483/2012, 29 August 2013) (appeal – application to set aside default judgment)
- *Taihan Electric Wire Co Ltd v Lee Chi Yuen Arctic & Ors* (HCA 454/2013, 5 July 2013) (inspection of documents referred to in affirmation)
- *Lo Pui Fan v Hongkong United Dockyards Ltd* (HCPI 171/2011, 29 July 2013) (application to stay proceedings for arbitration)
- *Elbee Pty Ltd v Kabushiki Kaisha Cozy Corporation* (Opposition to Trade Mark Application No. 301134503 for the Trade Mark DREAM BABYS, 16 May 2013)
- *SBE Licensing, LLC v Hyde Lyndhurst Ltd t/a HYDE* (HCA 1358/2011, 10 August 2012) (trade mark infringement – summary judgment)
- *Frey Wille GmbH & Co KG v Complex Industrial Co Ltd* [2011] HKEC 1620 (copyright infringement – summary judgment)
- *Gary Bruce Solomon v NTG Limited* (HCCW 86/2011, 10 October 2011) (winding-up)
- *Wal-Mart Stores, Inc v Wal-Mart Production Limited* (HCA 1285/2008, 8 October 2008) (passing off – default judgment)