

Sophie Yates



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Areas of Practice Sophie accepts briefs in all areas of law. She has a particular interest in intellectual property, commercial, private international law, employment and criminal matters.

Appointments **Barrister** | 2023
Solicitor | 2018

Education **The Australian National University**
Bachelor of Laws (Hons I), Bachelor of Arts

- Recipient of National Merit Scholarship | 2013 - 2017

Experience **Barrister, 5 Wentworth Chambers** | 2023 – Present

Solicitor, Herbert Smith Freehills | 2019 – 2023

- Patent infringement/validity proceedings in the Federal Court of Australia, trade mark opposition proceedings
- Shareholder and product liability class actions in the New South Wales Supreme Court and Federal Court of Australia
- Advice for various consumer goods, commercial, and energy and resources clients concerning trade marks, copyrights, and misleading/deceptive conduct, and employment contracts
- Rotations through Intellectual Property Disputes, Class Actions, and Employment teams

Seconded solicitor, The Shopfront Youth Legal Centre Freehills | 2022

- Appeared in matters for sentence, defended hearings, bail applications, and section 14 applications in the Local and District Court

Peter Nygh Hague Conference Internship

Hague Conference on Private International Law | 2019

Tipstaff, The Honourable Justice Stevenson, NSW Supreme Court | 2018

- Equity Division: Commercial and Technology & Construction Lists

Paralegal, HWLE Lawyers | 2017

- Government Litigation Team, Canberra

Paralegal, Sparke Helmore Lawyers | 2014 – 2016

- Government Litigation Team, Canberra

Select publications

R Gay, S Yates, *'The Full Court considers the reasonable trial grace period'* (2021) 34(3) Intellectual Property Law Bulletin 48.

S Gilchrist, A Hayward, S Yates *'Copyright owners 'Don't have to take it': Federal Court of Australia awards substantial remedy for copyright infringement, plus double damages for flagrancy'*, CAMLA Volume 40, Issue 3 (2021).

A Hayward, T Mierendorff, S Yates, C Dorse, *'Why cannot our own creations also create? AI systems can be patent inventors in Australia'*, Lexology (2021).

S McVicar, A Hayward, S Yates, B Robinson, *'Marketing a product as an "alternative" is no answer to trade mark infringement'*, Lexology (2021).