

NEHA UPPIN

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EDUCATION AND CERTIFICATIONS

- Graduated from **National Law University Odisha** (2017-22) with B.A.LL. B (Hons.)-CGPA - **7.52/8.00**
- Class XII, Commerce, RN Shetty PU College, Bengaluru, Karnataka (2016) - **96.3%**
- Class X, New Public English School, Bengaluru, Karnataka (2014) - **92.64%**
- One-year Online Diploma Course in Intellectual Property, Media and Entertainment Laws with **Grade A+**, LawSikho, New Delhi (July 2020)

WORK EXPERIENCE

(June 2022- Present)

LR Swami Co.: Trainee, Chennai: On-Site (Team: Trademarks)

- Attending to Office actions issued by the Trademarks Registry, Chennai.
- Drafted Notice of Oppositions to enforce Trademark Rights against third parties for conflicting marks
- Drafted Cease and Desist Notice against an infringing party for violating Trademark rights.
- Drafted Rectification Petition; Counter-Statement; Conducted Trademark Journal Watch and Opposition searches to look for conflicting marks
- Conducting Trademark clearance searches and providing opinions on registrability of a trademark

INTERNSHIP EXPERIENCE

Law Office of Navarre Roy, Chennai: Virtual Internship (Team: IPR)

(January- February 2022)

- Prepared Terms & Conditions of Service and Privacy Policy for a Social media app
- Researched on devolution of TM rights on the legal heirs after the death of the sole proprietor
- Prepared a note on Monetization of artworks by Movie Production Companies through Non-Fungible Tokens (NFTs) in India
- Prepared a note on 'Copyright Infringement in India Cognizable or a Non-Cognizable Offence?'
- Prepared a note on 'Infringement with NFTs: Recourse available to the Copyright Owners'
- Drafted Replies to examination report under Sections 9(1)(a), 9 (1)(b) & 11(1) of the Trademarks Act and prepared Evidence of Use Annexure
- Prepared a note on *Novex Communications v. DXC Technology* (2021) Judgment and analyzed the copyright licensing business under Section 33 of the Copyright Act

PA Legal, New Delhi: Virtual Internship (Team: Trademarks)

(December 2021)

- Researched on Groundless threats of TM infringement under Section 142 of the Trademark Act, 1999
- Prepared a note on 'Registration of Non-conventional Trademarks in India'
- Wrote article on 'IP enforcement at the Borders - Role of Customs in deterring the Import of Counterfeit goods'
- Wrote article on 'Misuse of TM by brands in Comparative Advertisements in India'
- Prepared a note on 'Vetting Content for Compliance with Amazon Prime Video's Content Policy Guidelines'

Wordict-IP, Hyderabad: Virtual Internship (Team: Trademarks)

(July 2021)

- Prepared a detailed note on position where well-known trademarks are used for dissimilar goods
- Researched on infringement of Geographical Indications under Section 22 of the GI Act, 2000
- Drafted a Service Agreement between Director and Producer of a Cinematograph film
- Researched on case laws where TMs were held to be deceptively similar causing consumer confusion

Singh & Singh | Malhotra & Hegde, Mumbai: Virtual Internship (Team: Copyrights) (January 2021)

- Researched on case laws related to Honest Concurrent use of trademark
- Researched on cases where TMs with misspelling of descriptive words was not granted protection against infringement
- Researched on Bonafide use of personal name or surname as trademark

K & S Partners, Bengaluru: Virtual Internship (Team: Copyrights) (December 2020)

- Researched and prepared a note on the acquired distinctiveness of a descriptive trademark
- Prepared detailed note on Whitehat Jr. Trademark infringement case; Future Group packaging infringement case
- Conducted Word mark and Vienna Code Availability Searches for prospective marks along with NICE classifications and prepared opinions on the registrability based on the search reports

Puthran & Associates, Chennai: Virtual Internship (Team: Trademarks) (June 2020)

- Researched on case laws where TMs were not held to be deceptively similar despite phonetic similarity
- Prepared a detailed note on “Passing off rights are superior than that of TM registration rights”
- Researched on the copyrightability of plots/themes in movies

Ira Law, New Delhi: Virtual Internship (Team: Copyrights) (May 2020)

- Worked on a Research Project which demonstrated that FM Radio Broadcasters & Audio OTT platforms cannot invoke statutory licenses under Section 31D of the Copyright Act, 1957
- Researched on Delhi High Court cases with directions to Department of Telecommunications to block websites for copyright infringement

MOOT COURT ACHIEVEMENTS

- Won **Best Memorials** and adjudged **Quarter finalist** at 7th RMLNLU SCC-Online International Media Law Moot Court Competition, NLU Lucknow, 2019(Oralist)

PUBLICATIONS AND CONFERENCES

- Publication of Article titled ‘Cybersquatting: Brand Protection through the Uniform Domain Name Dispute Resolution Policy’ in the International Centre for Intellectual Property Laws- Law Essentials Blog, 2021
- Publication of Article titled ‘Civil and Criminal Enforcement for Anti-Counterfeiting in India’ in the International Centre for Intellectual Property Laws- Law Essentials Blog, 2021
- Publication of Article titled ‘John Doe Orders and Website Blocking Orders in India: An Over-broad Exercise by the Courts?’ in the Blog on Intellectual Property and Technology Law, NLIU Bhopal, 2020

REFERENCE

- V. Sathish
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