



Nandana Indananda

Partner

T: +66 2653 5879 F: +66 2653 5678 E: nandana.i@tilleke.com

Office: Bangkok, Thailand

Practices: Intellectual Property, Technology, Multimedia, and Communications, Dispute Resolution and Litigation, Antitrust and Competition, Tax

BIOGRAPHY

Nandana Indananda, a former judge of the Central Intellectual Property and International Trade Court, is a partner in Tilleke & Gibbins' intellectual property group. He counsels clients on a broad range of laws including intellectual property, e-commerce, information technology, and biotechnology matters. Widely recognized as an expert in complex litigation, Nandana has successfully led IP litigation teams in several patent and trade secret lawsuits on high-technology assets.

Nandana obtained masters' degrees in law from renowned universities in Hong Kong, the United Kingdom, and Sweden. He continues to conduct in-depth legal research and is a frequent contributor to definitive legal journals. Nandana regularly gives lectures at top universities and is a special lecturer for the World Intellectual Property Organization (WIPO).

Nandana has completed the Barrister-at-Law requirements of the Institute of Legal Education, Thai Bar Association.

EXPERIENCE

- Represented our client before the IP&IT Court and obtained a very favorable settlement just prior to the rendering of judgment in what has been widely regarded as the largest and most complex patent infringement case in Thai history. In this multijurisdictional case, our team not only secured a rare Anton Piller order to seize infringing goods, which enabled us to successfully prove infringement, but also formulated extensive strategies for protecting the validity of our client's patent.
- Won a historic judgment for a global technology leader against former employees who misappropriated our client's tremendously valuable trade secret technology. In the IP&IT Court decision, our client was awarded an injunction against use and disclosure of its trade secret technologies, including machines, processes, and information. Our client also received substantial damages and recovery of legal fees. This was the first case that a trade secret owner has successfully enforced against trade secret misappropriation in Thailand.
- Acted as counsel to a major pharmaceutical company, which representation included liaising with the Thai FDA on marketing compliance issues, verifying that the client's marketing activities were in compliance with the complex regulations governing pharmaceutical practice in Thailand, and preventing and mitigating risk and loss.
- Represented a multinational pharmaceutical company in patent infringement litigation against a local generic company. Managed a major pharmaceutical-related patent during a trial on patent infringement.
- Liaised with the Royal Thai Police to end a predatory business tactic. As our client operates in many provinces in Thailand, a competitor filed criminal charges of "false statement" against our client in many provinces in order to force our client to spend time and money travelling to meet police officers throughout Thailand. We convinced the Royal Thai Police that the cases were related and should be consolidated and tried in Bangkok.
- Represented a top Italian fashion design company in a case before the IP&IT Court. The IP&IT Court cancelled the defendants' 18 trademarks, awarded a substantial amount of compensation to the client, and issued a permanent injunction prohibiting the defendant from using marks similar to the client's trademarks and trade name.
- Represented a highly successful Chinese manufacturing enterprise in a dispute with a Malaysian manufacturing company concerning the worldwide usage of similar trademarks pertaining to vehicles. A favorable resolution was reached through negotiation.
- Represented an Italian fashion brand in a civil action against the Department of Intellectual Property to appeal the Board of Trademarks' rejection of the client's trademark application.
- Secured the registration of a trademark for a market leader in aircraft components in an appeal at the IP&IT Court.
- Secured a trademark litigation victory for an agrichemical company against its former distributor, who was passing off of our client's trademarks. Finding in favor of our client's better right, the IP&IT Court ordered the cancellation and withdrawal of 16 of the former distributor's trademarks containing logos and wording that infringed our client's mark and further ordered that use of the infringing marks cease.

- Advised a pharmaceutical client on various IP issues, such as product liability, government advocacy on new regulations, compulsory licenses, new laws (Patent Act, Drug Act), and trademark registration.

EDUCATION

Master of Law and Technology, University of Stockholm

LLM, University of Leicester

LLM, University of Hong Kong

LLM, Ramkhamhaeng University

LLB, Ramkhamhaeng University

LANGUAGES

Thai, English