




CHRISTOPHER C. VAN BARR


Partner


Patent Agent

Speaks: English

Year of Call: 1996 - Ontario

 +1 613-786-8675

 +1 613-563-9869

 christopher.vanbarr@gowlingwlg.com

Primary office: Ottawa

Christopher C. Van Barr

Named “Canadian IP Litigator of the Year in 2017” by Managing Intellectual Property, Christopher Van Barr is one of Canada's leading intellectual property litigators. He has accumulated considerable first-chair experience in complex patent litigation as well as in trademark and copyright litigation. He also has a particular expertise in trade secret

litigation and in computer anti-piracy disputes.

Chris, who is noted for his strategic thinking, leads a larger IP litigation team which is privileged to act for leading international pharmaceutical, medical devices, aerospace, software, manufacturing and information technology clients.

Chris is ranked as a “Litigation Star” for Canada by Benchmark Litigation and as a leading IP litigator by Chambers Global, Lexpert, Managing IP, and other publications. He was previously named "Canadian Patent Litigation Attorney of the Year" in 2014 by Legal Media Group.

Chris has also served the broader community, acting as Adjunct Professor of Patent Law for eight years at the University of Ottawa and, presently, as Chair of the Canadian Bar Association’s Court Practice Committee. Chris has been a registered patent agent since 2000 and is in demand as a speaker where he shares his knowledge and thoughts on trends in IP litigation.

Expertise

Life Sciences

Tech

Natural Resources

IP Litigation & Strategy

Patents

Intellectual Property

United States

Career & Recognition

2020

June

IAM Patent 1000 2020

May

Lexpert Special Edition: Technology 2020

April

Acritas Stars 2020

April
Canadian Legal Lexpert Directory 2020

February
Chambers Global 2020

2019

December
Lexpert/American Lawyer Guide to the Leading 500 Lawyers in Canada 2020

November
Legal 500 Canada 2020

September
Chambers Canada 2020

August
The Best Lawyers in Canada 2020

July
Managing Intellectual Property IP Stars 2019

June
IAM Patent 1000 2019

April
Canadian Legal Lexpert Directory 2019

February
Chambers Global 2019

January
Acritas Stars 2019

2018

December

Lexpert/ROB Special Edition on Canada's Leading Litigation Lawyers 2018

December

Legal 500 Canada 2019

December

Lexpert/ROB Special Edition on Canada's Leading Litigation Lawyers 2018

December

Lexpert/American Lawyer Guide to the Leading 500 Lawyers in Canada 2019

September

Chambers Canada 2019

August

The Best Lawyers in Canada 2019

July

Expert Guides: Intellectual Property 2019

April

Canadian Legal Lexpert Directory 2018

April

Managing Intellectual Property IP Stars 2018

March

IAM Patent 1000 2018

February

Chambers Global 2018

January

Acritas Star 2018

2017

December

Legal 500 Canada 2018

November

Lexpert/ROB Special Edition on Canada's Leading Litigation Lawyers 2017

November

Lexpert U.S./Canada Cross-Border Litigation Guide 2017

September

Chambers Canada 2018

August

The Best Lawyers in Canada 2018

June

IAM Patent 1000 2017

May

Canadian Legal Lexpert Directory 2017

March

Canadian Litigator of the Year, MIP North America Awards

2016

December

Lexpert U.S./Canada Cross-Border Litigation Guide 2016

December

Lexpert/American Lawyer Guide to the Leading 500 Lawyers in Canada 2017

November
Legal 500 Canada 2017

November
Who's Who Legal: Canada 2016

October
Chambers Canada 2017

September
Lexpert's Leading Canadian Lawyers in Global Mining 2016/2017

August
The Best Lawyers in Canada 2017

June
Managing Intellectual Property IP Stars 2016

June
Who's Who Legal: Patents

June
Canadian Legal Lexpert Directory 2016

May
IAM Patent 1000

April
Benchmark Canada: The Definitive Guide to Canada's Leading Litigation Firms & Attorneys 2016

March
Who's Who Legal: Life Sciences

Chambers Global 2016

2015

December

Who's Who Legal: Canada 2015

December

Lexpert/ROB Special Edition on Canada's Leading Litigation Lawyers

November

Chambers Canada 2016

October

LMG Life Sciences Awards 2015

September

The Best Lawyers in Canada 2016

September

The International Who's Who of Business Lawyers 2015

August

Expert Guides: Patents

July

Managing Intellectual Property 2015

July

IAM Patent 1000 , 2015

July

Canadian Legal Lexpert Directory 2015

July

Who's Who Legal: Patents 2015

April
Benchmark Canada: The Definitive Guide to Canada's Leading Litigation Firms &
Attorneys 2015

April
Chambers Global 2015

2014

October
Who's Who Legal: Canada 2014

October
LMG Life Sciences Awards 2014

September
Managing IP's IP Stars Handbook 2014

September
Who's Who Legal: The International Who's Who of Business Lawyers 2014

September
The Best Lawyers in Canada 2015

July
IAM Patent 1000 , 2014

July
Canadian Legal Lexpert Directory 2014

July
Who's Who Legal – The International Who's Who of Patent Lawyers 2014

April
Benchmark Canada: The Definitive Guide to Canada's Leading Litigation Firms &

Attorneys 2014

April

Chambers Global 2014

2013

November

Who's Who Legal: Canada 2013

September

The Best Lawyers in Canada 2014

September

Who's Who Legal – The International Who's Who of Patent Lawyers 2013

July

Canadian Legal Lexpert Directory 2013

June

IAM Patent 1000 , 2013

April

Chambers Global 2013

March

Benchmark Canada 2013

February

The Best Lawyers in Canada® 2013

2012

July

IAM Patent 1000 , 2012

July
Canadian Legal Lexpert Directory 2012

April
Chambers Global 2012

April
Benchmark Canada 2012

February
The Best Lawyers in Canada 2012

2011

February
Canadian Legal Lexpert Directory , 2011

IAM 250, The World's Leading Patent Litigators - Leading practitioner

2010

February
Canadian Legal Lexpert Directory , 2010

Chambers Global Guide 2010

1996

Year of Call, Ontario

1994

Memberships

- AIPLA
- Canadian Bar Association (Courts Practice Committee)
- Federal Court IP Users Committee
- Intellectual Property Institute of Canada
- The Advocates' Society

Representative Work

Chris has appeared as lead trial counsel and appeal counsel on numerous cases before the Federal Court of Canada, Federal Court of Appeal, Ontario Court, and Ontario Court of Appeal. A sample of cases includes:

- International Control Systems, LLC et al. v. Haier America Trading LLC (Fed. Ct. T-1654-11): patent case involving automatic volume leellers for televisions (counsel for Haier)
- Sirific Wireless Corporation v. Leonard MacEachern (Ont. Ct.01-CV-221390CM 3): inventorship case involving virtual local oscillator technology for wireless communications (counsel for Sirific)
- Car-Ber Investments Inc. et al. v. Eastcoast Maintenance Services Limited (Fed. Ct.T-1502-09): patent case involving isolation and test plugs for petro-chemical industry (counsel for Eastcoast)
- Blackboard Inc. v. Desire2Learn Incorporated (Fed. Ct. T-655-09): patent case involving e-learning software (counsel for Desire2Learn)
- Nuance Communications, Inc. et al. v. Zi Corporation (Fed. Ct. T-1324-08): patent case involving software for text messaging (counsel for Zi)
- Fred Dufresne v. Central 1 Credit Union (Fed. Ct. T-855-08): patent case involving dynamically-generated Web pages and state-based client-server sessions (counsel for Central 1)
- INO Therapeutics LLC et al. v. Vitalaire Canada Inc. (Fed. Ct. T-102-08): patent case involving use of nitric oxide as vasodilator (counsel for INO Therapeutics)
- JAY-LOR Fabricating Inc. v. Lucknow Products (Fed. Ct. T-1958-07): patent case

involving vertical feed mixers (counsel for JAY-LOR)

- JDS Uniphase Inc. v. Metconnex Canada Inc. (Ont. Ct. 05-CV-31805): trade secret case involving wavelength selective switches and microelectromechanical systems (counsel for JDS Uniphase)
- Takeda Canada Inc. v. Canada (Health), 2013 FCA 13 (FCA): trial and appeal counsel for Takeda addressing first interpretation of “variant” in Data Protection Regulations re: dextansoprazole.
- ABB Technology AG v. Hyundai Heavy Industries Co., Ltd., 2013 FC 1050 (FC): trial and appeal counsel for patentee ABB re: electrical switchgear
- Bayer Inc. v. Cobalt Pharmaceuticals Company, 2013 FC 573 (FC): counsel for Bayer against multiple generics regarding drospirenone
- Mövenpick Holding AG v. Exxon Mobil Corporation, 2013 FCA 6 (FCA): trial and appeal counsel for Exxon against Movenpick re: trademark MARCHE EXPRESS.
- ABB Technology AG v. Hyundai Heavy Industries Co., Ltd., 2013 FC 1050 (FC): trial and appeal counsel for patentee ABB re: electrical switchgear
- Bauer Hockey Corp. v. Easton Sports Canada inc., 2014 FC 853 (FC): counsel for Reebok-CCM re: intervention
- Counsel for Bayer BioScience N.V. in multi-party actions to determine who was entitled to a patent on an invention on some of the earliest plant genetic engineering work, in relation to one of the last patent conflicts in Canada since Canada changed to a first to file system
- Apotex Inc. v. Takeda Pharmaceuticals America et al., CV-09-391938: counsel for Takeda Pharmaceuticals in ongoing s.8 damages claim brought by Apotex
- Eli Lilly Canada Inc. v. Novopharm Limited (2009), 80 C.P.R. (4th) 391 (FC): counsel for Eli Lilly defeating Novopharm's motion to dismiss Eli Lilly's application regarding Form II olanzapine
- Bridgeview Manufacturing et al. v. Duratech et al., 2010 FCA 188 (FCA): counsel for Bridgeview Manufacturing at trial and appeal upholding patent validity involving agricultural machinery
- Raymor Industries Inc. et al. v. National Research Council of Canada et al. (2008), 70 C.P.R. (4th) 216 (FC): counsel for National Research Council defeating Raymor's motion for summary judgment.
- Jay-Lor International Inc. v. Penta Farm Systems Ltd. (2007), 59 C.P.R. (4th) 228 (FC): trial counsel for Jay-Lor obtaining judgment for Jay-Lor for patent infringement and damages
- Calgon Carbon Corp. v. Trojan Technologies, (2006), 56 C.P.R. (4th) 281

(FC): trial counsel for Trojan Technologies successfully defending Trojan from claims of patent infringement

- Adobe Systems Incorporated, Autodesk, Inc, Symantec Corp v. Capmatic Ltd., Fillab, Inc. Pharmavigor Inc. et al., (2005), T-665-05 (FC): counsel for Adobe, Autodesk, and Symantec on successful Anton Pillar motion
- Stonehouse v. Batco Manufacturing Ltd. et al. (2004), 38 C.P.R. (4th) 105 (FC): trial counsel for Batco Manufacturing successfully defending Batco from claims of patent infringement
- Carbo Ceramics Inc. v. China Ceramics Proppant Ltd. (2004), 34 C.P.R. (4th) 423; affirmed (2004), 34 C.P.R. (4th) 431 (FCA): motion and appeal counsel for Carbo Ceramics obtaining interlocutory judgment against China Ceramics preventing the manufacture, use and sale of ceramic proppant