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INTELLECTUAL PROPERTY DISPUTES: RESOLUTIONS AND REMEDIES

Ronald E. Dimock Release No. 7, August 2025

This publication is a one-stop reference for litigators and counsel, whether intellectual property specialists or not, advising and representing parties in disputes over Intellectual Property. It covers every aspect of a dispute including the many subject areas of Intellectual Property and the various options and remedies available to resolve a dispute from risk management to ADR to all stages of litigation. This release features updates to Appendices 2A, 2B, 2E, 2F, 2I and 2J in Chapter 2, Trademarks; and to Chapter 3, Copyright.

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Highlights

• Chapter 3, Copyright — This chapter has been updated and highlights several interesting, recent decisions concerning copyright infringement, moral rights, injunctions, technological protection measures, fair dealing, statutory damages, and expungement of copyright registrations. The updated chapter provides a comprehensive overview of key concepts in Canadian copyright law relating to disputes, including the various rights and remedies available under the Copyright Act, infringement of copyright and moral rights, enforcement procedure, dispute resolution processes, relevant aspects of the collective management regime, among others. The updates to this chapter pay special attention to recent developments in the jurisprudence relating to the different kinds of injunctions available to copyright owners under Canadian law, including recent case law on the availability of website and domain blocking orders and the enforcement of wide injunctions.

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