



Joshua W. Spicer
B.Eng. (Chem. Eng.), LL.B.

Partner | Toronto
416.957.1649
jspicer@bereskinparr.com

Experience

Josh Spicer is a partner in Bereskin & Parr LLP's litigation group. His practice focuses on patent and technology related litigation and disputes over trademark rights, copyright and trade secrets. Josh has significant experience acting as trial counsel in high value, patent infringement proceedings in the Federal Court and Federal Court of Appeal. He represents a diverse portfolio of clients ranging from individual inventors to large multinational corporations. Josh is recognized in *Best Lawyers* for Intellectual Property Law for 2019.

Josh acts for plaintiffs and defendants in a wide range of technologies. He has particular experience in litigation relating to oilfield services, polymer science, telecommunications, pharmaceuticals and mechanical equipment. Josh's practice involves litigating cases in both liability and assessment of damages phases of proceedings.

In addition to his role as litigation counsel, Josh provides strategic advice to clients in assessing their intellectual property rights and potential risks faced by clients in view of rights held by others.

Josh has a degree in chemical engineering from McGill University and worked in the Canadian offshore oil industry before attending law school at the University of British Columbia. In his spare time, Josh is an avid road cyclist.

Representative trial and appellate level decisions include:

- *Janssen-Ortho Inc v Novopharm Ltd*, 2006 FC 1234
<http://canlii.ca/t/1psh3>
- *Novopharm Limited v Janssen-Ortho Inc*, 2007 FCA 217
<http://canlii.ca/t/1rr1z>
- *Janssen-Ortho Inc v Apotex Inc*, 2008 FC 744
<http://canlii.ca/t/1xmj0>
- *Market Traders Institute Inc v Mahmood*, 2008 CanLII 65770 (ON SC) <http://canlii.ca/t/21w56>
- *Weatherford Canada Ltd v Corlac Inc*, 2010 FC 602

Practice Groups

Artificial Intelligence (AI)
Cannabis
Chemical
Dispute Resolution
Litigation
Mechanical & Industrial Processes
Patents

Education

LL.B., University of British Columbia, 2003
B.Eng. (Chem. Eng.), McGill University, 1999

Qualifications

Admitted to the Ontario Bar, 2004

Professional Memberships

Advocates' Society
Intellectual Property Institute of Canada (IPIC), Associate
Law Society of Ontario (LSO)
Toronto Intellectual Property Group (TIPG)
Toronto Lawyers Association



<http://canlii.ca/t/2b1xt>

- *Glaston Services Ltd Oy v Horizon Glass & Mirror Ltd*, 2010 FC 1191 <http://canlii.ca/t/2dq0l>
- *Halliburton Energy Services, Inc v BJ Services Company* (15 November 2010), Federal T-1969-08 (FC)
- *Dow Chemical Company v NOVA Chemicals Corporation*, 2014 FC 844 <http://canlii.ca/t/gdrm1>
- *Nova Chemicals Corporation v Dow Chemical Company*, 2016 FCA 216 <http://canlii.ca/t/gv121>
- *Mediatube Corp v Bell Canada*, 2017 FC 6 <http://canlii.ca/t/gwtf1>
- *Packers Plus Energy Services Inc v Essential Energy Services Ltd*, 2017 FC 1111 <http://canlii.ca/t/hp6wx>

Recent Articles

- Balancing Efficiency and Compressed Timelines: Two Years into the Amended Patented Medicines (Notice of Compliance) Regulations
- Cannabis Litigation Update: United Cannabis Corp v Pure Hemp Collective Inc.
- IP Litigation in the Cannabis Industry: A Review of the Limited Authority in Canada Thus Far
- Advantages Making the Federal Court of Canada an Increasingly Desirable Forum for Intellectual Property Disputes
- Another Reminder to Plead the Material Facts of Patent Infringement: Canadian National Railway Co v BNSF Railway Co

Accolades

- 23 Bereskin & Parr Professionals Listed in 2020 Best Lawyers in Canada
- 18 Bereskin & Parr Professionals Listed in 2019 Best Lawyers in Canada