



Intellectual Property + Technology

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Overview

You need a practical, cost-effective intellectual property (IP) strategy that achieves the goals of your business. We collaborate with you to develop and implement your strategy, through the registration of IP rights, commercialization, enforcement, and protection of your IP in the jurisdictions where you need it. This leaves you free to get back to the field, the lab, or the prototype, and the next brilliant idea. It is important to have experienced counsel to help as you negotiate confidentiality agreements, license agreements and IP purchase-and-sale agreements. We also provide advice on disputes, litigation, infringement and enforcement of IP rights.

IP covers patents, confidential information, trademarks, copyrights, and industrial designs. It includes information, technology and any know-how that is not registrable but is nonetheless protectable.

IP rights apply across industries and sectors and include both the tangible and intangible:

- Equipment and process improvements and designs
- Ideas not yet reduced to practice
- Software, automation, and computer-based systems
- Know-how around making and operating improved equipment and processes, and
- Brands and marks that provide goodwill, and “trade dress” that can be used to a competitor's advantage

To learn more about how to protect and manage your intellectual property rights, visit:

- [Patents](#)
- [Trademarks](#)
- [Copyright](#)
- [Designs](#)
- [Commercializing IP](#)
- [IP Litigation](#)
- [Trade Secrets](#)
- [Emerging Technology](#)
- [Cyber Liability](#)

Contact Tony Edwards at aedwards@fieldlaw.com or 403-260-8590, or any one of our team of IP professionals to discuss your IP needs and get an initial assessment of your IP strategy.

Industries

- Education
- Energy + Environment
- Labour + Employment
- Manufacturing
- Media + Entertainment
- Technology

Services

- Emerging Technology
- Cyber Liability
- Patents
- Trademarks
- Copyright
- Designs
- Commercializing IP
- IP Litigation
- Trade Secrets

Experience

Packers Plus Energy Services Inc. v. Essential Energy Services Ltd., 2017 FC 1111

Andrews v. McHale, 2016 FC 624

Geophysical Service Incorporated v. Encana Corporation, 2016 ABQB 230

College of Dietitians of Alberta v. 3393291 Canada Inc. (Canadian School of Natural Nutrition), 2015 FC 449

Resource Well Completion Technologies Inc. v. Canuck Completions Ltd., 2014 ABQB 209

Online Constructors Ltd. v. Speers Construction Inc., 2011 ABQB 43

Pat's Off-Road Transport v. Campbell et al, 2010 ABQB 443

Stonetile (Canada) Ltd. v. Castcon Ltd., 2010 ABQB 392

Marty Sanders v. Smart & Biggar Intellectual Property & Technology Law, 2010 FC 73

Community Credit Union Ltd. v. Canada (Registrar of Trade Marks), 2006 FC 1119

Canada v. Dawn's Place Ltd. (F.C.A.), [2007] 3 F.C.R. 521, Federal Court of Appeal

Dawn's Place Ltd. v. Canada, [2006] F.C.J. No. 1600, Federal Court of Appeal

Credit Union Central of Canada v. Community Credit Union Ltd., 2005 CanLII 78195

Suzanne's Inc. v. Auld Phillips Ltd., 46 C.P.R. (4th) 81, Federal Court of Appeal, 46 C.P.R. (4th) 81, Federal Court of Appeal

Auld Phillips Ltd. v. Suzanne's Inc., [2005] F.C.J. No. 70, Federal Court of Canada

Auld Phillips Ltd. v. Suzanne's Inc., 39 C.P.R. (4th) 45, Federal Court of Canada

Auld Phillips Ltd. v. Suzanne's Inc., [2005] F.C.J. No. 2084, Federal Court of Appeal

Excalibre Oil Tools Ltd. v. Garay, 1999 CanLII 8705 (FC)

Ital-Press Ltd. v. Sicoli, 1999 CanLII 8048 (FC)

Cookie Florist Canada Ltd. v. 132831 Canada Inc. (c.o.b. Monsieur Felix & Mr. Norton Cookies Inc.), 1998 CanLII 8079 (FCA)

Ital-Press Ltd. v. Sicoli, 1999 F.C.J. No. 837

Norac Systems International Inc. v. Massload Technologies Inc., 1997 CanLII 4900

Cookie Florist Canada Ltd. V. 132831 Canada Inc. (c.o.b. Monsieur Felix & Mr. Norton Cookies Inc.), [1996] F.C.J. No. 1598, Federal Court of Canada - Trial Division

Ital-Press Ltd. v. Sicoli, [1996] F.C.J. No. 1119, Federal Court of Canada - Trial Division

Alwest Neon Signs Ltd. v. Coldwell Banker Achievers Realty, 1994 CanLII 9222 (AB QB)

Gunther's Building Centre Ltd. V. Moli Industries Ltd., [1993] A.J. No. 1037, Alberta Court of Queen's Bench

Strait Line Contractors Ltd. v. Rainbow Oilfield Maintenance Ltd. , 1991 ABCA 78

Nutman Co. v. Magic Afterburners Inc., [1991] F.C.J. No. 1112, Federal Court of Canada - Trial Division

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[To Serve and Protect: The Many Reasons for a Trademark Registration](#)

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[How do "Smart Contracts" Fit With "Traditional Contracts"?](#)

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Helpful Links

- [Canadian Intellectual Property Office](#)
- [U.S. Patent and Trade Mark Office](#)
- [IPBlog](#)

Services

The following services are offered by our lawyers in this area of law:

- Patent application drafting and prosecution, searches, freedom-to-use analysis, infringement opinions, patent infringement, ownership disputes and expungement litigation; patent licensing
- Preparing, filing and prosecuting trademark, including US trademark, and copyright applications

- Assessing potential liability for infringement of intellectual property interests
- Assessing the types of intellectual property protection available for new technology
- Conducting intellectual property audits for the purpose of evaluating intellectual property portfolios
- Conducting intellectual property due diligence investigations in connection with business acquisitions and financing
- Developing strategies for the protection and commercialization of intellectual property interests
- Negotiating and preparing agreements for the sale and licensing of intellectual property interests
- Negotiating and preparing research and development agreements
- Providing intellectual property advice on the purchase and sale of businesses, employer/employee relationships and joint ventures
- Representing plaintiffs and defendants in trade secret, fiduciary duty, trade-mark, copyright, industrial design, and counterfeit goods litigation