

Representative Legal Matters

Ryan Grant

- Acted for SingTel Optus in the copyright dispute with the NRL, AFL and Telstra regarding the Optus TV Now cloud-based PVR service:
 - *SingTel Optus v NRL* (No 2) [2012] FCA 34,
 - *NRL v SingTel Optus* [2012] FCAFC 59; and
 - *SingTel Optus Pty Ltd & Anor v Australian Rugby Football League Limited & Ors* [2012] HCATrans 214.

This matter was the first time that an Australian court had determined the maker of a copyright work in the context of a cloud service.

- Acted for a search engine provider in relation to the issue of whether search engine could be a publisher for the purposes of defamation.
- Acted for GM Holden Limited in an urgent injunction action to recover documents mistakenly released to the Australian Financial Review by the Commonwealth in response to a Freedom of Information request: *Commonwealth of Australia v Fairfax Media Ltd & Anor* [2012] NSWSC 1336.
- Acted for Melanie Brown (aka Mel B) in a contractual dispute (that involved an urgent injunction and an expedited timetable) between her and the Seven Network, which also involved the Nine Network: *Seven Network (Operations) Limited v Melanie Brown* [2013] NSWSC 372.
- Acted for Harbour Radio, the licensee for Sydney radio station 2GB, in the administrative law application against the ACMA in relation to new commercial radio disclosure standards: *Harbour Radio v ACMA* [2012] FCA 614 and *Harbour Radio v ACMA* [2012] FCA 439.
- Acted for Peter Holmes a Court in the successful appeal of the defamation action brought by Tony Papaconstuntinos and successful defence of an appeal to the High Court by Mr. Papaconstuntinos:
 - *Holmes a Court v Papaconstuntinos* [2010] NSWCA 329; and
 - *Papaconstuntinos v Holmes a Court* [2012] HCA 53.

The proceedings focused on the defence of qualified privilege.

- Advised FetchTV (the first internet protocol television (IPTV) into the Australian market) in relation to its regulatory obligations under the Broadcasting Services Act.
- Acts for online, radio and television media agencies in relation to the defence of racial vilification and defamation actions, including:
 - acting for Harbour Radio and Nine in *Ekermawi v Administrative Decision Tribunal* [2011] NSWSC 1503 and *Ekermawi v Harbour Radio Pty Ltd* [2013] NSWCA 54; and
 - acting for Nine in *Burns v Nine Network Australia Pty Ltd (GD)* [2011] NSWADTAP 25.
- Advises new, online, radio and television media agencies in relation to regulatory issues. Advises several social media companies in relation to their secondary liability in local law for copyright, defamation and misleading or deceptive conduct.
- Acts for large multi-national outsourcing companies in relation to disputes with customers over system performance.
- Acted in the successful intervention by the Australian Digital Alliance in the Nine Network v ICE TV litigation: *IceTV Pty Limited v Nine Network Australia Pty Limited* [2009] HCA 14.