



HIGH COURT OF AUSTRALIA

NOTICE OF FILING

This document was filed electronically in the High Court of Australia on 01 Jul 2022 and has been accepted for filing under the *High Court Rules 2004*. Details of filing and important additional information are provided below.

Details of Filing

File Number: S80/2022
File Title: Self Care IP Holdings Pty Ltd & Anor v. Allergan Australia Pt
Registry: Sydney
Document filed: Form 27B - Appellant's chronology
Filing party: Appellants
Date filed: 01 Jul 2022

Important Information

This Notice has been inserted as the cover page of the document which has been accepted for filing electronically. It is now taken to be part of that document for the purposes of the proceeding in the Court and contains important information for all parties to that proceeding. It must be included in the document served on each of those parties and whenever the document is reproduced for use by the Court.

IN THE HIGH COURT OF AUSTRALIA
 SYDNEY REGISTRY

BETWEEN: **SELF CARE IP HOLDINGS PTY LTD (ACN 134 308 151)**
 First Appellant
SELF CARE CORPORATION PTY LTD (ACN 132 213 113)
 Second Appellant

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and

ALLERGAN AUSTRALIA PTY LTD (ACN 000 612 831)
 First Respondent
ALLERGAN, INC.
 Second Respondent

APPELLANTS' CHRONOLOGY

20 **Part I:**

I certify that this chronology is in a form suitable for publication on the Internet.

Part II:

	Date	Event	CAB reference
1.	Apr 2002	Allergan commences selling the BOTOX product in Australia for cosmetic indications.	CAB 21 at PJ ¹ [13]
2.	Jul 2009	Self Care commences selling the freezeframe INHIBOX product.	CAB 25 at PJ [29]
3.	4 Sep 2013	Priority date of Allergan's relevant	CAB 22 at PJ [16]

¹ *Allergan Australia Pty Ltd v Self Care IP Holdings Pty Ltd* (2020) 156 IPR 413; [2020] FCA 1530.

Date of document: 1 July 2022

Filed by Gilbert + Tobin on behalf of the appellants

Date	Event	CAB reference
	trade mark (no. 1578426 BOTOX).	
4. 2014 (second half)	Self Care commences selling the freezeframe PROTOX product.	CAB 30 at PJ [62]
5. 10 Jan 2017	Allergan commence proceedings in the Federal Court of Australia (NSD 15/2017).	CAB 166 at FCJ ² [23]
6. 22 Oct 2020	Reasons for judgment of the Federal Court of Australia (Stewart J), reported as <i>Allergan Australia Pty Ltd v Self Care IP Holdings Pty Ltd</i> (2020) 156 IPR 413; [2020] FCA 1530.	CAB 6-156
7. 7 Dec 2020	Orders of the primary judge.	CAB 183-186
8. 18 Jan 2021	Allergan's Notice of Appeal to the Full Court of the Federal Court of Australia from the primary judge's decision (NSD35/2021).	CAB 198-209
9. 5 Mar 2021	Reasons for judgment of the primary judge (costs), reported as <i>Allergan Australia Pty Ltd v Self Care IP Holdings Pty Ltd (No 2)</i> [2021] FCA 185.	CAB 157-177
10. 5 Mar 2021	Orders of the primary judge (costs).	CAB 187-188
11. 25 Mar 2021	Allergan's Notice of Appeal to the Full Court from the primary judge's costs decision (NSD249/2021).	CAB 210-213

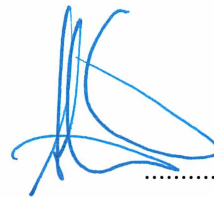
² *Allergan Australia Pty Ltd v Self Care IP Holdings Pty Ltd* (2021) 286 FCR 259; (2021) 393 ALR 595; (2021) 162 IPR 595; [2021] FCAFC 163.

	Date	Event	CAB reference
12.	27 Aug 2021	Self Care's Amended Notice of Contention in the Full Court (NSD35/2021).	CAB 214-216
13.	27 Aug 2021	Self Care's Amended Notice of Contention in the Full Court (NSD249/2021).	CAB 217-219
14.	7 Sep 2021	Reasons for judgment of the Full Court, comprising Jagot, Lee and Thawley JJ, reported as <i>Allergan Australia Pty Ltd v Self Care IP Holdings Pty Ltd</i> (2021) 286 FCR 259; (2021) 393 ALR 595; (2021) 162 IPR 595; [2021] FCAFC 163.	CAB 220-264
15.	7 Sep 2021	Orders of the Full Court allowing Allergan's appeal and remitting to the primary judge for determination of damages (NSD35/2021).	CAB 279-281
16.	7 Sep 2021	Orders of the Full Court allowing Allergan's appeal and remitting to the primary judge in relation to costs of the hearing below.	CAB 282-283
17.	13 Oct 2021	Reasons for judgment of the Full Court, comprising Jagot, Lee and Thawley JJ, reported as <i>Allergan Australia Pty Ltd v Self Care IP Holdings Pty Ltd (No 2)</i> [2021] FCAFC 180 (final orders).	CAB 265-278
18.	13 Oct 2021	Final orders of the Full Court.	CAB 284-286

	Date	Event	CAB reference
19.	20 Oct 2021	Self Care's Application for Special Leave to Appeal to the High Court of Australia from the whole of the judgment and orders of the Full Court given and made on 7 September 2021 and the orders and declarations made on 13 October 2021 (S161/2021).	
20.	5 Oct 2021	Self Care's Application for Special Leave to Appeal to the High Court of Australia from the whole of the judgment and orders of the Full Court given and made on 7 September 2021 (S162/2021).	
21.	13 May 2022	Orders of the High Court of Australia granting Self Care special leave to appeal from the whole of the judgment and orders of the Full Court given on 7 September 2021 and orders and declarations made on 13 October 2021 (S161/2021).	CAB 358-360
22.	13 May 2022	Orders of the High Court of Australia granting Self Care special leave to appeal from the whole of the judgment and orders of the Full Court given on 7 September 2021 (S162/2021).	CAB 367-369
23.	26 May 2022	Self Care's Notice of Appeal to the High Court of Australia in proceeding no. S79/2022.	CAB 361-363

	Date	Event	CAB reference
24.	26 May 2022	Self Care's Notice of Appeal to the High Court of Australia in proceeding no. S80/2022.	CAB 370-372
25.	3 Jun 2022	Allergan's Notice of Contention in proceeding no. S79/2022.	CAB 364-366
26.	3 Jun 2022	Allergan's Notice of Contention in proceeding no. S80/2022.	CAB 373-375

Dated: 1 July 2022



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