

OUR PRACTICE

Intellectual Property and Technology Litigation

Significant litigation experience in the core intellectual property areas of patent, trademark, copyright and trade secrets forms the foundation of Baker Donelson's Intellectual Property Litigation Practice. Our attorneys also have broad experience in other key areas of intellectual property litigation, such as proceedings before the United States Patent and Trademark Office, including trademark opposition and cancellation proceedings, and patent post-grant review and interference proceedings; false advertising cases; domain name disputes; unfair competition cases; and a variety of technology contractual disputes.

We have a reputation for taking a practical, common-sense business approach to client concerns, but we also make an effort to "think outside the box" to find sophisticated solutions to a wide range of intellectual property issues of all sizes. We have provided guidance to and represented clients in cases in courts throughout the United States, obtaining expedited injunctions or trying cases to verdict in a variety of jurisdictions when necessary. Our attorneys routinely represent clients in courts from the patent-heavy docket in the Eastern District of Texas, to technology cases in the Northern District of California, to numerous pharmaceutical cases in the Southern District of New York.

Baker Donelson is on the forefront of technology for managing these matters, using BakerManage®, our proprietary budget management system which provides predictability in cost and allows our clients to determine in near real-time their actual legal spend compared to the budget.

Representative Matters

- Represented large ceiling fan manufacturer in several patent and trademark infringement litigation matters throughout the United States.
- Won judgment for national restaurant chain against competitor for trade dress infringement.
- Successfully defended a high stakes trade secret misappropriation case involving medical procedures, customer lists, customer preferences, and software programs.
- Successfully prosecuted a large trade secret misappropriation case resulting from failed business acquisition and violations of non-disclosure and confidentiality agreements.
- Successfully negotiated the dispute of multiple patents through a complex licensing agreement.
- Represented large pesticide manufacturer in patent infringement and false marking litigation, resulting in court-ordered injunctive relief and damages.
- Represented medical bed manufacturer in patent infringement litigation.
- Represented large bulk bag liner manufacturer in several patent infringement litigations, resulting in a dismissal of the lawsuit by the court.
- Successfully defended a trade secret case in the Southern District of Florida involving Bluetooth® technology due to novel argument based on the intersection of Florida statutory law regarding restrictive covenants and Florida trade secret law.
- Prosecuted and defended patent infringement lawsuits on behalf of leading pet goods company.
- Prosecuted patent infringement lawsuit on behalf of consumer goods company.
- Defended multiple mechanical companies in patent infringement lawsuits.
- Successfully defended against claims of trade dress infringement and trademark infringement directed to consumer product labels.
- Successfully represented intellectual property owners in claims involving the Digital Millennium Copyright Act (DMCA), including in the context of social media.

- Successfully resolved a complex software copyright infringement claim spanning more than ten years of alleged infringement in multiple countries.