



## David P. Johnson

Shareholder

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Dave Johnson is a Registered Patent Attorney with a broad range of IP and branding experience, including extensive experience in state and federal courts around the country. His practice involves e-commerce enforcement, trademark prosecution and portfolio management, utility and design patent prosecution, and all aspects of IP and complex business litigation.

In addition to his work in the courtroom, Dave represents clients in inter partes review proceedings at the Patent Trial and Appeal Board, reexamination proceedings at the United States Patent and Trademark Office, and opposition and cancellation proceedings at the Trademark Trial and Appeal Board. He has worked with multiple companies from start-up through publicly traded, and has been intimately involved in developing IP strategy and associated portfolios for those companies.

### Education

J.D., S.J. Quinney College of Law,  
University of Utah, 2010

B.S., Civil and Environmental Engineering,  
University of Utah, 2007

### Admissions

U.S. Circuit Court of Appeals, Ninth Circuit

Various federal district courts

Utah Supreme Court

Salt Lake County Bar

Nevada Supreme Court

Registered Patent Attorney, U.S. Patent  
and Trademark Office

### Memberships

Aldon J. Anderson American Inn of Court

David K. Winder IP Inn of Court

Intellectual Property Owners Association  
(IPO) – U.S. Trademark Committee

Workman Nydegger – recruiting  
committee

Workman Nydegger – business  
development committee

### Experience

- Led a team that obtained a temporary restraining order and preliminary injunction in a case involving unfair competition, trademark, copyright, and design patent claims. Negotiated a permanent injunction and settlement of the case, achieving the client's goals while also saving it huge amounts of attorneys' fees and costs. (2016).
- Defended one of the firm's clients that was sued for cancellation of various of its trademarks, some of which have been in place for nearly thirty years. The complaint asserted claims for cancellation based on alleged fraud on the trademark office, cancellation for falsely suggesting a connection with the plaintiff, cancellation for likelihood of confusion, and declaratory judgment of non-infringement. Successful in forcing a withdrawal of the fraud and false suggestion of a connection claims, and obtained a dismissal of the complaint for lack of case or controversy. The dismissal saved the client the considerable expense of the cancellation/declaratory judgment trial. (2015).
- Led district court and appellate team that challenged an action of a state administrative agency as invalid for failure to engage in the steps required by the state administrative procedure act. After the district court dismissed the case, Mr. Johnson successfully won reversal at the Supreme Court on appeal. (2016).