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David R. Todd

Shareholder

David Todd’s practice focuses on intellectual property litigation, including patent, trademark, copyright, and trade secret litigation. He also counsels clients on matters requiring expertise in intellectual property law, including issues of patent infringement and validity. David has participated as counsel in over 40 appeals at the U.S. Court of Appeals for the Federal Circuit and in a number of intellectual property actions in federal trial courts and at the Patent Trial and Appeal Board.

David has authored a number of publications on patent law issues, has lectured on intellectual property issues, and currently serves as an adjunct professor of law at Brigham Young University where he has taught courses in patent law and intellectual property litigation since 2000. He has also served as the principal author in amicus briefs filed on behalf of the American Intellectual Property Law Association in cases pending before the United States Supreme Court and the Federal Circuit.

From 1997-1998, David served as a law clerk to the Honorable Randall R. Rader at the United States Court of Appeals for the Federal Circuit, which resolves patent appeals from all U.S. district courts as well as all appeals from the U.S. Patent and Trademark Office.

Appeals

- Before the U.S. Supreme Court
- Before the U.S. Court of Appeals for the Federal Circuit
- Before the Patent Trial and Appeal Board of the U.S. Patent and Trademark Office

Consulting & Opinions

- Patent Infringement Opinions
- Defensive Opinions of Non-infringement and/or Invalidity
- Design Around Strategies

IP Litigation

- Patent Infringement
- Trademark Infringement
- Copyright Infringement
- Trade Secret Misappropriation

Education

J.D., summa cum laude, Order of the Coif, J. Reuben Clark Law School, Brigham Young University, 1997

B.S., summa cum laude, Mechanical Engineering, Brigham Young University, 1994

Admissions

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

United States Supreme Court

U.S. Court of Appeals for the Federal Circuit

U.S. Court of Appeals for the Tenth Circuit

U.S. Court of Appeals for the Ninth Circuit

U.S. Court of Appeals for the Seventh Circuit

U.S. District Court for the District of Utah

Utah State Bar

Utah Supreme Court

Services

Copyright

IP Counseling

Litigation

Patents

Post-Grant Patent Proceedings

Trade Secrets

Trademarks

Technologies

Mechanical

Software

Recognitions

2027, 2025, *The Best Lawyers in America®,* "Lawyer of the Year" for Salt Lake City in Patent Law

2027, *The Best Lawyers in America®,* "Lawyer of the Year" for Salt Lake City in Trademark Law

2026, 2023, 2020, *The Best Lawyers in America®,* "Lawyer of the Year" for Salt Lake City in Patent Litigation

2026, 2023, 2018, *The Best Lawyers in America®,* "Lawyer of the Year" for Salt Lake City in Intellectual Property Litigation

2015 – Present, *The Best Lawyers in America®*

2009 – Present, Mountain States Super Lawyers

2008 – 2011, 2014 – 2022, "Utah Legal Elite," *Utah Business Magazine*