



## David P. Johnson

Shareholder

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Dave brings 10+ years in global patent and trademark experience spanning technology and ecommerce. He plays an instrumental role in protecting and defending large brands and sellers in the ecommerce space by managing enforcement efforts and integrating seamlessly with internal client teams to reduce cost and maximize timely and efficient enforcement. He has significant design patent and trademark branding experience from clearance and prosecution to opposition proceedings and District Court actions. He is routinely involved in domestic and international due diligence assessments, including those related to new product lines, corporate acquisitions and divestitures, and licensing and other technology transfer arrangements.

His practice also includes advising clients on data protection issues in connection with the European Union's and United Kingdom's General Data Protection Regulations (GDPR) and other privacy laws including the California Consumer Privacy Act (CCPA) and California Privacy Rights Act (CPRA). Dave assists clients in assessing legal obligations and risks associated with these laws, including giving company-wide trainings, drafting and reviewing privacy and retention policies, and mitigating risk associated with cross-border data transfers.

He is an adjunct professor at the University of Utah SJ Quinney College of Law teaching IP Moot Court and holds both a Bachelor's Degree in Civil Engineering and a Law Degree from the U. He is a member of the David K. Winder IP Inn of Court and has been named Utah Legal Elite by Utah Business Magazine and a Rising Star by The Best Lawyers in America.

### 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).

### 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