

Jennifer Fraser

Member

Washington, D.C.

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Areas Of Practice

Intellectual Property
Copyright
Intellectual Property Litigation
Trademark
Litigation

Industries

Food & Beverage

Bar Admissions

Maryland
District of Columbia

Court Admissions

U.S. Court of Appeals, Federal Circuit
U.S. Court of Federal Claims
U.S. District Court, District of Maryland

Education

Howard University School of Law,
J.D.

- National Moot Court Team
- Fats Waller Copyright Scholarship

University of New Hampshire, B.A.

Jennifer Fraser is a Member in Dykema's Washington, D.C. office and serves as leader of the Firm's Trademark Practice Group. Her practice focuses on Trademark and Copyright. She has been recognized as a leading trademark practitioner in the Washington D.C. area by *World Trademark Review* for several years for enforcement/litigation and prosecution/strategy.

Ms. Fraser represents clients in a variety of areas including trademark filings and prosecution, trademark and copyright litigation, litigating rights before the courts and the Trademark Trial and Appeal Board and resolving domain name disputes. She served as an Examining Attorney with the United States Patent and Trademark Office, which enables her to effectively anticipate and resolve issues during examination of trademark applications. Ms. Fraser assists clients with other intellectual property issues including copyright prosecution, counseling and litigation, and drafting various agreements to strengthen intellectual property rights and resolve disputes. She has significant trial experience including obtaining damages for willful infringement.

Prior to joining Dykema Ms. Fraser practiced at a national intellectual property firm, serving as co-chair of their Trademark and Copyright Section.

Representative Matters

Helena Holding Company and Helena Agri-Enterprises LLC v. Groundwork BioAg, Ltd. (D. Del. 2020)

Helena Holding Company and Helena Agri-Enterprises LLC v. Landscape Supply, Inc. (D. Del. 2020)

Reser's Fine Foods, Inc. v. Suntory Holdings Ltd. (TTAB 2020)

Falke KGAA vs. Akif Tahir (TTAB 2020)

Covestro AG v. ALPEK, S.A.B. de C.V. (TTAB 2019)

U.S. HealthConnect, Inc. vs. MedReach LLC (TTAB 2019)

Falke KGAA vs. Goldely Garments Import and Export Inc. (TTAB 2018)

Leidos Innovations Technology, Inc. v. Halogen Networks LLC (TTAB 2017)

Impact Pest Management, Inc. v. Bayer S.A.S. (TTAB 2017)

Jennifer Fraser (Cont.)

In re Adlon Brand GmbH & Co. KG (TTAB 2017)

Robert Bosch GmbH v. Peavey Electronics Corp. (TTAB 2017)

Caterpillar, Inc. v. Aktiebolaget SKF (TTAB 2017)

Health New England, Inc. v. Trinity Health Corporation (D. Mass. 2017)

Lockheed Martin Desktop Solutions, Inc. v. Quorum Analytics, Inc. (TTAB 2016)

SKF USA Inc. v. MRC Global, Inc. and McJunkin Red Man Corp. (D. Del. 2015)

Strong College Students Moving, Inc., et al. v. CHHJ Franchising, LLC, dba College Hunks Hauling Junk (D. Az. 2015)

LANXESS Deutschland GmbH v. The Dow Company (TTAB 2014)

Bayer Consumer Care AG and Bayer Aktiengesellschaft v. Shop Latino Network (TTAB 2014)

In re Clearsounds Communications (TTAB 2014)

Edgecraft Corporation v. Smith's Consumer Products (D.Del. 2014)

Reser's Fine Foods, Inc. v. Stonewall Kitchen LLC (D. Kan. 2014)

Edgecraft Corporation vs. Smith's Consumer Products (TTAB 2013)

Helena Holding Company v. Origin Enterprises PLC (TTAB 2013)

In re Lockheed Martin Corporation (TTAB 2012)

Amylin Pharmaceuticals, Inc. v. Amlin Health, LLC, Opposition No. 91199018 (TTAB 2012)

Bayer AG v. Stamatios Mouratidis (TTAB 2010)

ING Bank, fsb v. The PNC Fin. Serv. Group, Inc. (D.Del. 2010)

Zinn v. Seruga (D.N.J. 2009)

Sonic Alert v. Hitec Group Int'l, Inc. (E.D. Mich. 2008)

ING BANK, fsb (d/b/a ING DIRECT), and ING DIRECT BANCORP v. Everbank (D.Del. 2008)

QVC, Inc. and E.R. Marks, Inc. v. Joshua Barker (D.Del. 2008)

Henkel Corp. v. Chemquest, Inc. (W.D. Mich. 2007)

In re Bayer Aktiengesellschaft (Fed. Cir. 2007)

Seminars & Speeches

Trademark Modernization Act: Are You Ready for the Changes?

November 30, 2021

The Application Process, American Intellectual Property Law Association (AIPLA) 11th Annual Trademark Boot Camp (TMBC)

August 30, 2021

Filing & Protecting Your IP Assets Worldwide

June 22, 2021

Jennifer Fraser (Cont.)

Ethical Dilemmas Faced by TM Practitioners, Intellectual Property Owners Association 2019 Annual Meeting, Washington, DC
September 26, 2019

The Application Process, AIPLA Trademark Bootcamp, Arlington, VA
2019-2021

Trends in Product Configuration Case Law, Design Law Conference 2018, Washington, DC
October 24, 2018

USPTO Dialogue: A View from the Outside, Global Intellectual Property Academy, Washington, DC
October 2, 2017

Trademark Trial and Appeal Board Update, Moderator, Intellectual Property Owners Association's 45th Annual Meeting, San Francisco, CA
September 18, 2017

Global Strategies for Trademark Filing and Defence, Intellectual Property Institute of Canada ("IPIIC") 90th Annual Meeting, Quebec, Canada
September 28-30, 2016

The Application Process, AIPLA Trademark Bootcamp, Alexandria, VA
2010-2018

Publications

"IP Lawyers Praise Much of Draft Bill Targeting Bogus Trademarks"
December 3, 2019
Bloomberg Law

"Preparing for the Trademark Office's Permanent Audit for Registrations"
April 2018
Intellectual Property & Technology Law Journal

"New Year's resolutions: Document Your Intent to Use the Mark in the U.S. or Your Application Could be at Risk"
February 1, 2014
Trademark Lawyer Magazine

"Trademark Laws Delaware," Co-Author
2013
The Practical Law Company

"IP: When it Comes to Filing for Trademarks, Experience Counts," Co-Author
May 7, 2013
Inside Counsel Magazine

"Right of Publicity Laws: Delaware," Co-Author
July 21, 2012
The Practical Law Company

Heidelberger Kommentar, Markenrecht, Ekey Ed., Das Markenrecht in den USA , Co-Author
2009

"Honesty is the Best Policy, but in Trademark Applications an Honest Mistake May be Fraud," Co-Author
Delaware Lawyer 26.4 (Winter 2008-2009): 18-22

News

Jennifer Fraser Speaks About Slowdown in Trademark Applications in *Bloomberg Law*
June 23, 2021

Jennifer Fraser (Cont.)

Jennifer Fraser to Address Ethical Dilemmas for TM Practitioners at IPO Annual Meeting
September 25, 2019

“Patagonia, is this you?” – Jennifer Fraser Talks Trademark Infringement in High-Profile Dispute for *Outside Magazine*
May 23, 2019

Jennifer Fraser Recognized in *INTA Bulletin*
November 1, 2017

Jennifer Fraser Speaks at the AIPLA 8th Annual Trademark Boot Camp
June 10, 2016

Eric Fingerhut and Jennifer Fraser Ranked in the *World Trademark Review 1000*
February 5, 2016

Memberships & Involvement

INTA Legislation and Regulation Committee, 2020-2021

U. S. Trademark Office Practice Committee, USPTO Subcommittee Chair, 2018-2019

INTA North America Global Advisory Council, 2018-2019

International Trademark Association (INTA), Committee Member, 2010-present; Government Officials Education & Training Committee, 2014-2017

Intellectual Property Owners Association, Committee Member, 2008-present; U. S. Trademark Office Practice Committee; 2017 IPO Annual Meeting Program Committee

American Intellectual Property Law Association (AIPLA)

Trademark Lawyer Magazine, Member of Editorial Board

Awards & Recognition

Recognized in *Washington, D.C. Super Lawyers*® for Intellectual Property and Intellectual Property Litigation, 2014-2020

Recognized for enforcement and litigation and prosecution and strategy in *WTR 1000 – The World's Leading Trademark Professionals*, United States - D.C. jurisdiction, 2011-2021