

WE HELP CLIENTS UNDERSTAND, INVESTIGATE, CLEAR, PROTECT, TRANSFER AND LICENSE THEIR INTELLECTUAL PROPERTY RIGHTS, AND WE DRAFT, REVIEW AND NEGOTIATE RELATED LEGAL AGREEMENTS.

While we do not prepare and file patent applications, we have ready access to the resources of experienced patent prosecution colleagues.

TECHNOLOGY TRANSACTIONS

We represent clients in business transactions driven by intellectual property. We advise regarding, and prepare and negotiate:

- Strategic alliances and joint ventures agreements
- Asset sales and spinouts
- Co-development agreements
- Outsourcing and service agreements
- OEM, distribution and reseller agreements
- Advertising, marketing and Co-branding agreements
- Technology, software, content licenses
- IP ownership analysis, due diligence in M&A transactions
- Terms of service, terms of use, end user license agreements (EULA), privacy policies SEC and state regulatory authorities

COPYRIGHT

We advise content providers, owners, and licensees on copyright issues. We assist with copyright registration, licensing, transfer of ownership, and works for hire disputes involving employee authorship and scope of employment issues. We counsel on scope of copyright protection, fair use issues, derivative works, statutory exemptions, public performance rights, Digital Millennium Copyright Act (DMCA) of 1998.

TRADE SECRETS; NDAS

We counsel clients regarding protection of intellectual property from misappropriation by third parties and employees through the use of employee and proprietary agreements, including non-competition, non-solicitation and non-disclosure agreements. Counsel regarding trade secret identification, Uniform Trade Secrets Act (UTSA) preemption, inevitable disclosure issues, terms of invention assignment agreements.

TRADEMARKS

We represent local and regional clients in a range of industries in protecting and managing their trademarks, business and domain names. We advise on clearance and potential risks, recommend strategy, give opinions on registrability and infringement, prepare and file applications, respond to examiners, attend to registration, send cease and desist letters, start or defend against cancellation actions and oppositions, negotiate coexistence arrangements and settlements, draft and review agreements for licensing and transferring trade marks and trade mark rights and, where necessary, refer enforcement and defense matters to litigation counsel.

PRIVACY

We advise clients on how they can collect, use, and share data, and address privacy requirements in a way that maintains compliance with flexibility.

- We help clients create, enhance, and audit privacy and data security policies and programs
- We develop and implement compliance programs
- We counsel clients on compliance with regulations related to advertising and marketing in new media, including the use of endorsements and user-generated content

We advise on U.S. federal, state, privacy laws, including:

- Electronic Communication Privacy Act (ECPA)
- Stored Communications Act (SCA)
- Video Privacy Protection Act (VPPA)
- Health Insurance Portability and Accountability Act (HIPAA)
- Fair Credit Reporting Act (FCRA)
- Gramm-Leach-Bliley Act (GLBA)
- S. data breach notification laws
- S., California and other state privacy laws

YOUR BENEFITS

Intellectual property plays a critical role in successful businesses. We focus on helping clients to understand and protect their brands, content, and know-how as early as possible, and maintain and manage their legal rights profitably. If problems arise, we advise on the best options available to resolve them in a cost effective way. In our intellectual property practice, we leverage our experience in corporate, financing, franchising and regulatory issues.

Tevislaw provides a range of Securities, Technology, Business and Franchise law transactional, IP prosecution and compliance services. For more information about the services, please visit [tevislaw.com](https://www.tevislaw.com).