



A born problem-solver, Tom brings a calm, knowledgeable, and logical approach to his clients' biggest challenges.

Thomas Daly is a partner in Lewis Roca's Intellectual Property Practice Group. Clients appreciate the more than 25 years of experience in intellectual property law that he brings to a team. With a litigation background, Tom now focuses on helping clients with strategies to obtain and protect trademarks and patents.

Tom procures, licenses, and enforces patent portfolios for medical devices, chemical processing, and pharmaceuticals, among others, and has a special proficiency in working with design patents and protecting rights of publicity. He has represented clients in a large number of medical device, spinal implant, and joint replacement implant intellectual property cases. He has been named to the Southern California "Super Lawyer" list of intellectual property practitioners every year since 2005.

In addition, Tom routinely assists clients with their global portfolios and serves as a member of the firm's Korea Business Team where he works with Korean businesses to protect and enforce their patents in the U.S. and internationally.

Personal Approach

Tom's clients value his calm and logical approach to solving their challenges. He enjoys navigating the problem-solving process with his clients, working to make complex issues more manageable. Given his significant experience, there are few, if any, issues that arise that Tom hasn't seen before.

Practices

- Intellectual Property
- Trademark
- Copyright
- Patent
- Intellectual Property Due Diligence
- Licensing and Transactions
- Trade Secrets, Unfair Competition, and Non-Competes
- Intellectual Property Litigation
- Korea Business

Industries

- Sports, Entertainment, and Recreation
- Chemicals and Polymers
- Manufacturing, Machinery, and Equipment
- Biotechnology and Pharmaceutical
- Entertainment
- Food and Beverage
- Health Care and Life Sciences
- Mining and Manufacturing
- Restaurants, Retail, and Hospitality
- Retail

You never have to ask Tom to get something done more than once, in fact, he often anticipates client needs before they arise. His responsive nature means his clients know they can count on him to be available when they need him.

Law school wasn't on Tom's radar until a friend encouraged him to observe one of his law classes. He enjoyed it so much that he made the decision to attend law school in the evenings while working full-time as a chemical engineer during the day. Now, more than 25 years later, Tom can't imagine doing anything else.

Education

- J.D., magna cum laude, Loyola Law School, 1985
- B.S., Chemical Engineering, University of Illinois, 1979

Bar Admissions

- California, 1985
- U.S. Patent and Trademark Office

Court Admissions

- U.S. District Court, Central District of California
- U.S. Court of Appeals, Federal Circuit
- U.S. Court of Appeals, Ninth Circuit
- U.S. District Court, Southern District of California
- U.S. District Court, Northern District of California

Community

- Foothill Unity Center, Inc., Board Member, 2019-present
- Los Angeles Lawyer Magazine Editorial Board, 2016-present; Chair, 2018-2019
- Cancer Support Community Pasadena, President, 2015-2016; current Advisory Council Member
- Pasadena Chamber of Commerce, Chair, 2015-2016; current Board Member
- Fire Family Foundation, Board Member, 2014-2018; current Advisory Council Member
- The Bureau of National Affairs' United States Patent Quarterly, Advisory Board Member, 2006-2016
- Los Angeles County Business Technology Center, Mentor, 2005-2018
- Pasadena Bar Association, President, 2009
- Los Angeles County Bar Association, Trustee, 2008-2009

- Los Angeles Intellectual Property Law Association, President, 1998-1999

Representative Matters

- Assisted with a venture in early licensing of outer surface texturing of soft tissue implants that later grew into a \$47 million sale.
- Representing plaintiff in design patent infringement suit involving aftermarket wheel designs.
- Representing well-known influencer in protecting trademark and publicity rights.
- Obtained preliminary injunction for plaintiff in a trademark infringement action that resulted in a very favorable settlement.
- Represented plaintiff in patent infringement suit *Brugel International, Inc. v. Agaci LLC* (C.D. Cal. 2015).
- Represented plaintiff in patent infringement suit *Brugel International, Inc. v. Charlotte Russe, Inc.* (C.D. Cal. 2015).
- Represented plaintiff in patent infringement suit *Brugel International, Inc. v. E-Retail Society, et al.* (C.D. Cal. 2015).
- Represented plaintiff in patent infringement suit *Brugel International, Inc. v. Styles For Less, Inc.* (C.D. Cal. 2015).
- Represented plaintiff in trade dress infringement, misappropriation of trade secrets and unfair competition suit *United States Pumice Company v. Seung Joon Lee, et al.* (C.D. Cal. 2015).
- Represented plaintiff in patent infringement suit *Brugel International, Inc. v. June Tailor, Inc.* (C.D. Cal. 2014).
- Represented plaintiff in trademark cancellation and declaratory judgment suit *Merit Healthcare International, Inc. v. Merit Medical Systems, Inc.* (C.D. Cal. 2014).
- Represented defendant Anschutz Entertainment Group, Inc. in patent infringement suit *Seismic Structural Design Associates, Inc. v. M. Arthur Gensler Jr. and Associates, Inc. et al.* (C.D. Cal. 2011).
- Represented defendants in copyright infringement and trade secret misappropriation suit *Lukasian House LLC v. Ample International Inc., et al.* (C.D. Cal. 2011).
- Represented plaintiff in suit to confirm arbitration award *Korean Independence Historical Association, Inc. v. Yonsei University* (C.D. Cal. 2005).

Honors & Recognitions

- Super Lawyers, "Southern California Super Lawyer," 2005-present
- Intellectual Property Leaders in Law 2020, Los Angeles Business Journal, One of Five Finalists, 2020
- Martindale-Hubbell, "AV Preeminent" Lawyer
- Loyola of Los Angeles Law Review, Articles Editor, 1984-1985
- Tom Daly Recognized As One of Five Finalists Leaders in Law 2020
Los Angeles Business Journal, 11/18/2020

News

- Lewis Roca Prevails on Appeal for Toy Client, Choirock's Mecard Brand
Press Release | 10/21/2021
- Lewis Roca Lawyer Recognized as 2021 Southern California Super Lawyer®
Press Release | 01/21/2021
- Lewis Roca Lawyers Named 2020 Southern California Super Lawyers®
Press Release | 01/23/2020
- Lewis Roca Rothgerber Christie Lawyers Recognized as 2019 Southern California Super Lawyers
Honors & Recognitions | 02/25/2019
- Lewis Roca Rothgerber Christie Announces New Leaders of Litigation and Intellectual Property Practice Groups
Press Release | 05/31/2018
- Daly Joins Editorial Board of Los Angeles Lawyer Magazine
Lewis Roca Rothgerber Christie partner added to LACBA publication committee
Press Release | 08/29/2016
- Intellectual Property Lawyers Selected as SoCal Super Lawyers
Lewis Roca Rothgerber Christie attorneys named in annual listing
Honors & Recognitions | 06/09/2016

Publications

- How to Determine the Best Form of Protection for a Product's Appearance
World Trademark Review, Autumn 2020
- Branding Pharmaceuticals: Drug Naming and Non-Traditional Trademarks
Co-Author, *World Trademark Review*, 2019-08-01
- Patent Infringement as Applied in Samsung v. Apple
Co-Author, *LA Lawyer*, 04/5/2017
- United States a Prescription for Clarity
Co-Author, *World Trademark Review*, 08/18/2016

Client Alerts

- The USPTO Extends Patent and Trademark Deadlines Due to COVID-19
04/30/2020
- S-Signatures for Patent Documents During COVID-19
03/31/2020

Blog Posts

- The Art of IP Protection: Copyright
Lewis Roca Blog, 09/3/2020
- The Art of IP Protection: Design Patent
Lewis Roca Blog, 08/27/2020
- The Art of IP Protection: Trade Dress
Lewis Roca Blog, 08/20/2020
- The USPTO Extends Patent and Trademark Deadlines Due to COVID-19
Lewis Roca Blog, 04/30/2020
- S-Signatures for Patent Documents During COVID-19
Lewis Roca Blog, 03/31/2020
- COVID-19 Legal Rapid Response Team
Lewis Roca Blog, 03/13/2020
- Protecting a Product's Appearance or Configuration
Lewis Roca Blog, 02/4/2020

Events

- Co-presenter, "Key Intellectual Property Updates," Los Angeles County Bar Association Webinar, November 19, 2019
- Presenter, "Right of Publicity for Estate Planners," ICON Wealth & Legacy Partners, July 17, 2019