



## J. Mark Smith

T: (303) 894-4459

[jmsmith@fwlaw.com](mailto:jmsmith@fwlaw.com)

J. Mark Smith has over 40 years of experience representing clients in intellectual property litigation and transactional counseling. His litigation practice includes patents, trademarks, trade secrets, copyrights, software, technology and computer disputes, and other related matters. His trademark litigation includes practice before the Trademark Trial and Appeal Board, federal, and state courts. He has robust trial experience in the enforcement of intellectual property rights.

On the transaction side, Mark counsels clients in due diligence, transaction negotiation, and risk avoidance in the same areas of the law listed above. He advises clients on business and competitive conduct, rights clearance, infringement, and right to use opinions. His counsel on, intellectual property issues is useful in M&A due diligence, joint ventures, licensing, employee and consultant rights, distributor relationships, and internet and software transactions. Mark also advises on data breach response and notification compliance.

He represents clients before the Copyright Office and Trademark Office in order to register clients' rights for enhanced protection of their valuable works and brands. Mark has the experience to help innovators, creative content providers (artists, composers, architects, authors, software developers and photographers), problem solvers, and businesses of every type preserve, protect, and build their business, their intellectual proprietary rights, and protect hard earned reputation and goodwill.

### Education

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University of Michigan Law School, J.D., 1972

University of Colorado, B.S., Engineering Design and Economic Evaluation, 1969

### Bar Admissions

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Fairfield and Woods, P.C.

[fwlaw.com](http://fwlaw.com)

Colorado  
U.S. District Court for the District of Colorado  
U.S. District Court for the District of Columbia  
U.S. Court of Appeals for the Tenth Circuit  
U.S. Court of Appeals for the Federal Circuit  
U.S. Patent and Trademark Office - Licensed Patent Attorney  
U.S. Supreme Court

## **Practice Areas**

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Intellectual Property  
Intellectual Property Litigation  
Corporate

## **Professional Affiliations**

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American Bar Association  
Colorado Bar Association  
American Association for Justice

## **Recognition**

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Colorado Super Lawyers, Intellectual Property  
Martindale-Hubbell AV® 5.0 Preeminent Rating, Intellectual Property