

Kay Schwartz

Partner

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Kay Schwartz is a trademark protection lawyer who leads an experienced team of Foley lawyers in representing emerging, growing, and established companies in their trademark protection, clearance, and registration around the world. She is co-chair of Foley's Trademark, Copyright & Advertising Practice.

On top of the latest issues businesses face, from branding, including selection clearance, protection, and enforcement along with internet issues, including typosquatting, cybersquatting, and theft of domain names, Kay and her team help clients develop sound intellectual property and business strategies, take advantage of opportunities, and address issues in spite of the laws and jurisdictions not keeping pace.

Her practice also involves representing clients in administrative proceedings before the Trademark Trial and Appeal Board of the U.S. Patent and Trademark Office, as well as under the Uniform Domain Name Dispute Resolution Policy of the Internet Corporation for Assigned Names and Numbers. Her experience extends to IP business transactions, such as acquiring, transferring, and licensing of intellectual property assets, including trademarks, copyrights, and domain names.

Kay collaborates with a network of foreign associates in locations as far-reaching as Macedonia, Serbia, United Arab Emirates, the European Union, Israel, Paraguay, Jamaica, and Bermuda. Clients admire her passion and devotion to this work, and they appreciate that they can reach her around the clock and from any time zone. Kay and her team offer clients 24/7 access to their intellectual property portfolios — an Internet portal where they can check on the status of their filings and get real-time answers to their questions, day or night.

Kay represents clients across a wide range of industries, including academia, alarm and security, building products, computer software, electronics, eyewear, hotels, medical devices/health care, oil and gas, powersports, restaurants, retail, technology, and telecommunications.

Awards and Recognition

- *The Best Lawyers in America*®
 - Trademark Law (2019-2024)
- AV Preeminent® 5.0 out of 5 Peer Review Rated, Martindale-Hubbell® Peer Review Ratings™
- Texas Super Lawyers®, a Thomson Reuters business, as published in *Texas Super Lawyers Magazine*
 - Intellectual Property (2015-2019)
- The Best Lawyers in Dallas, *D Magazine*
 - Intellectual Property (2017)

Affiliations

- Member, State Bar of Texas
- Member, Dallas Bar Association
 - Intellectual Property Law Section
 - Former Board and Executive Committee Member
- Fellow, American Bar Foundation
- Life Fellow, Texas Bar Foundation
- Fellow, Dallas Bar Foundation

Community Involvement

- Sustainer, Junior League of Dallas
- Member, Phi Kappa Phi Honor Society
- Member, Tau Beta Pi Honor Society
- Member, Chi Epsilon Honor Society
- Member, Phi Delta Phi Honor Society
- Member, Preston Hollow United Methodist Church
- Former Co-Chair, Evergreen Gala
- Former Co-Chair, Jingle Bell Run

Sectors

- Consumer Products
- Manufacturing
- Retail
- Smart Manufacturing
- Supply Chain

Practice Areas

- Intellectual Property
- Technology Transactions, Cybersecurity, and Privacy
- Trademark, Copyright & Advertising Counseling

Education

- University of Houston Law Center, (J.D., with honors, 1989)
 - Member, Order of the Barons
 - Member, Order of the Coif
 - Member, Phi Delta Phi
- Texas A&M University, (M.C.E., 1986)
- Texas A&M University, (B.S., cum laude, 1984)

Admissions

- Texas State Courts (1989)
- U.S. District Court for the Eastern, Northern, Southern and Western Districts of Texas
- U.S. Patent and Trademark Office (1995)
- U.S. Court of Appeals for the D.C. Circuit (1993)
- U.S. Court of Appeals for the Federal Circuit (1990)
- U.S. Court of Appeals for the Third, Fourth, Fifth, Sixth, Seventh, Ninth, Tenth and Eleventh Circuits
- U.S. Supreme Court (1993)
- Texas (1989)