



ATTORNEY PROFILE

JOYCE B. KLEMMER

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AREAS OF PRACTICE

Intellectual Property

Trademark Law

Software Industry Group

Intellectual Property Licensing

BAR ADMISSIONS

US District Courts ND

Georgia & MD Georgia

US Supreme Court

Federal Circuit Court of

Appeals

11th Circuit Court of Appeals

Georgia Trial and Appellate

Courts

Joyce B. Klemmer is a Partner in the Intellectual Property Practice at Smith, Gambrell & Russell, LLP.

Ms. Klemmer has specialized in Intellectual Property litigation in the federal courts for over 25 years.

She has successfully prosecuted and defended hundreds of copyright patent, trade secret and trademark cases for European and domestic clients. She has taken and defended depositions in Germany, France, the Netherlands and Brazil through interpreters. She has argued and prevailed in cases she won in the trial courts that were later appealed to the Federal Circuit Court of Appeals and the Eleventh Circuit Court of Appeals. She has represented the American Society of Composers, Authors and Publishers (ASCAP) in all copyright infringement cases brought in Georgia for the past 20 years.

Ms. Klemmer has litigated or otherwise resolved intellectual property disputes involving infringement on the Internet including copyright infringement, trademark infringement and domain name cybersquatting. In addition to litigating, she regularly counsels clients regarding the clearance, protection and licensing of copyrights, trademarks, trade secrets and other intellectual property rights. She assists clients with obtaining, maintaining and enforcing copyright and trademark rights and registrations. She works with many U.S. and European companies on a broad range of IP topics including IP protection in government contracting, Internet-related issues including the DMCA, advertising and content liability and avoiding intellectual property infringement. Ms. Klemmer has fulfilled the requirements to be a registered Mediator and Arbitrator in the State of Georgia.

Ms. Klemmer regularly authors articles and lectures on IP Litigation topics. She is a past Chairman of the Intellectual Property Section of the State Bar of Georgia. She headed the committee that drafted the Georgia Trade Secrets Act. She is one of the Firm's two named representatives to the International Trademark Association.

Ms. Klemmer received her B.S. degree from Rochester Institute of Technology, with

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High Honors, in 1978 and is currently a member of the RIT Board of Trustees. She earned her J.D. from the Emory University School of Law in 1981, where she was a member of the *Emory Law Review*.

Speeches & Publications

“Protection of Intellectual Property,” 7th Annual Rochester Institute of Technology’s Entrepreneur Conference, October 15, 2010.

“Mission Impossible? Protecting Corporate Data,” *Trust the Leaders*, Spring 2010.

“Copyright Basics,” *Trust the Leaders*, April 2005.

“How to Prepare and Conduct a Markman Hearing,” PLI Patent Litigation 2004 Seminar, July 2004.

“IP Primer: Patent, Trademark & Copyright,” *Trust the Leaders*, March 2003.

“Copyright Licensing,” PLI Understanding the Intellectual Property License Seminar, January 2003 and 2002.

“TRO’s, Preliminary and Permanent Injunctions in Patent Cases,” PLI Patent Litigation 2001 Seminar, October 2001.

“After the Preliminary Injunction Hearing,” Co-authored with Elizabeth Borland, PLI Patent Litigation 2000 Seminar, October 2000. Reprinted in *IP LITIGATOR*, August 2001.

“E Commerce Jurisdiction and Copyright Infringement,” Electronic Commerce: Managing Risks to Maximize Profits Seminar, April 1999.

“Sending the Message: Effective Closing Arguments with Demonstrative Exhibits,” PLI Patent Litigation 1999 Seminar, October 1999, Panel Member.

“DEVELOPMENTS IN INTELLECTUAL PROPERTY LITIGATION,” Eleventh Circuit Decisions, ABA Section of Business Law, Annual Spring Meeting, 1998.

“Invalidity Defenses: A Good Offense is the Best Defense,” Co-authored with Joseph M. Lewinski and Kenneth L. Mooney, PLI Patent Litigation 1997 Seminar, October 1997.

