

J. Rodgers Lunsford III

Of Counsel | Atlanta

Rodgers Lunsford is Of Counsel in the Intellectual Property Practice of Smith, Gambrell & Russell, LLP.

Rodgers Lunsford III has been named Atlanta's Trademark Law "Lawyer of the Year" for 2016 by *The Best Lawyers in America*, the leading peer-review-based directory of legal practitioners. He has also been recognized by *Chambers USA* as "one of the trademark aristocracy within the Atlanta legal market," and has been selected for inclusion in *The Best Lawyers in America*®, *Georgia Super Lawyers* and *Georgia Trend Legal Elite* and named one of The World's Leading Trademark Professionals by *World Trademark Review* (2013, 2014).

Three of Mr. Lunsford's cases have received attention in national publications: (i) *Metro Goldwyn-Mayer, Inc. v. Showcase Atlanta Coop. Products, Inc.*, 479 F. Supp. 351 (N.D. Ga. 1979)(copyright infringement of the novel and film *Gone With The Wind*, (ii) *Schmidt v. Quigg*, 609 F. Supp. 227 (E.D. Mich. 1985), *rev'g In re Schmidt*, 222 U.S.P.Q. 643 (T.T.A.B. 1984) (registrability of the mark Honey Baked Ham) and (iii) *Schmidt v. Honeysweet Hams, Inc.*, 656 F. Supp. 92 (N.D. Ga. 1986 (infringement of the Honey Baked Ham mark).

Additionally, in *Syntex (U.S.A.), Inc. v. Apotex, Inc.* N.D. Ga. 1994), Mr. Lunsford was one of the first attorneys in the United States to rely on the Federal Food, Drug and Cosmetic Act as the basis for obtaining a preliminary injunction precluding defendants from competing unfairly by making false representations in violation of the Act. Mr. Lunsford has also served effectively as an ADR neutral. In addition to his domestic litigation practice, Mr. Lunsford supervises litigation abroad, directs trademark enforcement programs, counsels clients with regard to intellectual property matters, prosecutes applications to register intellectual property and transfers intellectual property rights and technology. He is a former Chair of the Firm's Intellectual Property Department.

Mr. Lunsford has served as a member of the editorial board of the Trademark Reporter for the International Trademark Association. He is a past Chairman of the Intellectual Property Section of the State



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Areas of Practice

Intellectual Property
Intellectual Property Litigation
Litigation/Trial Practice
Trademark Law
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Georgia
US Patent and Trademark
Office

Recognitions

Best Lawyers in America®,
Litigation - Intellectual Property
Trademark Law (2007 - 2021)

Bar of Georgia and a past president of both Buckhead Baseball, Inc. and the Atlanta Phi Delta Theta Alumni Club. Mr. Lunsford is a former member of the Shorter College Board of Visitors as well as the Second Ponce de Leon Baptist Church Service Council. He is a member of and Parliamentarian for the Atlanta Kiwanis Club.

Mr. Lunsford graduated from Vanderbilt University with a B.S. in mechanical engineering and received his J.D. degree, *cum laude*, from the University of Georgia, where he was a member of the board of editors for the *Georgia Law Review*. His honorary memberships include Phi Kappa Phi.

IP Stars, Trademark Star (Georgia), 2021

Georgia Super Lawyers – Intellectual Property Litigation, (2004 - 2021)

World Trademark Review (2013 - 2021) - The World's Leading Trademark Professionals