Theodore H. Davis Jr.

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Services

Trademark Litigation

Clearance & Portfolio Management

Anti-Counterfeiting & Gray Markets

Brand Licensing & Related Transactions

Trademark, Copyright & Advertising

Industries

Media & Entertainment

Retail & Consumer Goods

Ted Davis assists clients with litigation and portfolio management in the fields of trademark, copyright, false advertising, and unfair competition law. He is a member of the American Bar Association's Board of Governors and a past chair of the ABA's Section of Intellectual Property Law, on behalf of which he has testified before Congress on trademark and Internet issues. He also has served on the American Intellectual Property Law Association's Board of Directors and on the Executive Committee of the International Trademark Association. He frequently serves as an expert witness in trademark-related matters, is an adjunct professor at the Emory University School of Law, and regularly authors amicus briefs to the Supreme Court of the United States and other federal courts.

Ted has been recognized as one of Atlanta's "Legal Elite" (*Georgia Trend* Magazine), a Georgia "Super Lawyer" for intellectual property (*Super Lawyers* magazine), the 2014, 2022 and 2024 "Atlanta Lawyer of the Year" in trademark law, and the 2026 "Atlanta Lawyer of the Year" in intellectual property litigation (*The Best Lawyers in America*®), an "IP Icon" (IP Law360), an "IP Star" (*Managing Intellectual Property* magazine), and a "Trademark Leader" (*World IP Review*). *World Trademark Review 1000 – The World's Leading Trademark Professionals* regularly lists him as among the top ten United States attorneys in the categories of enforcement, prosecution, and strategy, and Legal Media Group has identified him as among the top 25 practitioners for Trademark Law in the country. *Chambers USA: America's Leading Lawyers for Business* also has listed him for intellectual property since 2013. He was recommended in 2025 by *Legal 500 US* for Trademark Litigation. Ted is a frequent author on intellectual property topics, and his articles have received the Ladas Memorial Award from the International Trademark Association and the Burton Award for excellence in legal writing. In 2025, he was named to the Capital Pro Bono Honor Roll, which recognizes the contributions of those D.C. Bar members who donated 50 hours or more of pro bono service during the previous calendar year. Ted is AV® rated by Martindale-Hubbell.*

Experience

Represents Impossible Foods Inc., the premier producer of innovative meat substitute and nutrition products, in federal appellate litigation. *Impossible Foods Inc. v. Impossible X LLC*, 80 F.4th 1079 (9th Cir. 2023) (co-counsel in successful appeal from dismissal of declaratory judgment action for want of specific personal jurisdiction).

Represents Galperti, Inc., a leading manufacturer of steel flanges and related items, in litigation before federal appellate courts and the Trademark Trial and Appeal Board. *Galperti, Inc. v. Galperti S.r.l.*, 17 F.4th 1144 (Fed. Cir. 2021) (lead counsel in successful challenge to finding of no fraudulent procurement by Board).

Has represented Fender Musical Instruments Corporation before trial and appellate courts and the Trademark Trial and Appeal Board. *Fender Musical Instruments Corp. v. Swade*, 772 F. App'x 282 (6th Cir. 2019) (lead counsel in successful defense of finding of contempt by district court).

Represents Light & Wonder, a leader in the video gaming industry, in prosecution matters and litigation before federal trial and appellate courts and the Trademark Trial and Appeal Board. *WMS Gaming, Inc. v. WPC Prods. Ltd.*, 542 F.3d 601 (7th Cir. 2008) (lead counsel in successful challenge to accounting of profits conducted by district court).

Represented Compex International Co., a major manufacturer of outdoor patio furniture, against claims by a competitor of trade dress infringement, unfair competition and deceptive trade practices. *Meadowcraft Inc. v. Compex Int'l Co.*, 47 U.S.P.Q.2d 1665 (N.D. Ga. 1998) (co-counsel in successful defense of matter in bench trial).

Education

University of Virginia School of Law J.D. (1990) Notes Editor, *Virginia Law Review*

Davidson College B.A. (1987) *cum laude*

Admissions

Georgia (1990)

District of Columbia (1992)

New York (2011)

Court Admissions

District of Columbia Court of Appeals

Georgia Court of Appeals

Supreme Court of Georgia

Supreme Court of New York, Appellate Division

U.S. Courts of Appeals for the Second, Third, Fourth, Fifth, Sixth, Seventh, Ninth, Eleventh, and Federal Circuits

U.S. District Court for the District of Columbia

U.S. District Court for the Eastern District of New York

U.S. District Court for the Middle District of Georgia

U.S. District Court for the Northern District of Georgia

U.S. District Court for the Southern District of New York

U.S. Supreme Court

Professional & Community Activities

American Bar Association (Board of Governors, 2023-present; Chair, Section of Intellectual Property Law, 2015-16)

American Intellectual Property Law Association (Board of Directors, 2021-present; Chair, Trademark Law Committee, 2018-20)

International Trademark Association (Executive Committee, 2003-05; INTA PAC Board of Directors, 2014-19; recipient of President's Award, 2017; recipient of Volunteer Service Award, 2014; recipient of Ladas Memorial Award, 1992, 1995, and 2001)

American Bar Foundation (Life Fellow, 2007-present)

Intellectual Property Owners Association (Vice Chair of Trademark (U.S.) Committee, 2007)

Canadian Bar Association

Adjunct Professor, Emory University School of Law (1994-present)

Adjunct Professor, University of Georgia School of Law (2002, 2010)

Adjunct Professor, Atlanta's John Marshall Law School (2005)

Georgia Bar Journal (Editor-in-Chief, 1997-99)

Insights

Events

Kilpatrick's Intellectual Property Seminar Series

September 16, 2026

Webinars

IP Innovations | Product Design Protection Under US Law: Stitching a Patchwork of Patent, Trademark, and Copyright Law

September 9, 2026

News Releases

Kilpatrick Attorneys Once Again Earn Outstanding Recognitions in 2027 Edition of The Best Lawyers in America®

August 20, 2026

News Releases

Once Again, Lawdragon Recognizes Kilpatrick Attorneys as Leaders in Global IP

July 14, 2026

Perspectives

6 Key Takeaways | Recent Developments in U.S. Trademark and Unfair Competition Law

June 15, 2026