



### Scot A. Duvall

**Title:** Member

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Scot Duvall is an intellectual property attorney in the firm's Louisville, Kentucky office. He has practiced in the fields of trademarks and intellectual property for over 25 years, including representing Top Fortune 500 companies. His practice includes brand development and clearance, and trademark registration in the U.S. Patent & Trademark Office (USPTO). His transactional experience includes licensing, contracting, due diligence, and IP-related aspects of business transfer and franchise agreements. He also has experience in pre-litigation disputes as well as in litigation in the Trademark Trial & Appeals Board and federal courts.

## CAPABILITIES

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### Practice Areas

- Intellectual Property Litigation
- Intellectual Property & Technology
- Trademarks
- Copyrights
- Telecommunications, Technology & Internet Law
- Business Litigation
- Litigation & Appeals

## REPORTED DECISIONS

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- *In re Viterra Inc.*, 671 F.3d 1358, 101 U.S.P.Q.2D (BNA) 1905 (Fed. Cir. 2012). An oft-cited case from the U.S. Court of Appeals for the Federal Circuit, Mr. Duvall clarified the scope of registration for word and logo trademarks in the USPTO.
- *Community Trust Bancorp, Inc. v. Community Trust Fin. Corp.*, 692 F.3d 469 (6th Cir. 2012). Litigation involving trademark use on the Internet, Mr. Duvall argued and won a unanimous decision in the U.S. Court of Appeals for the Sixth Circuit, reversing a lower court's finding of personal jurisdiction.
- *Moseley v. Secret Catalogue, Inc.* Served as co-counsel representing the petitioner in the landmark U.S. Supreme Court trademark case in which the Court issued a unanimous 9-0 decision in the client's favor.

## BAR ADMISSIONS

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- Kentucky
- U.S. Court of Appeals for the 4th Circuit
- U.S. Court of Appeals for the 6th Circuit
- U.S. Court of Appeals for the 9th Circuit
- U.S. Court of Appeals for the Federal Circuit
- U.S. District Court for the Eastern District of Kentucky
- U.S. District Court for the Southern District of Indiana
- U.S. District Court for the Western District of Kentucky
- U.S. Supreme Court

## RECENT NEWS, ARTICLES & SPEAKING ENGAGEMENTS

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- Monetizing Intellectual Property: The Basics and Benefits of Licensing  
Stites & Harbison Client Alert, December 18, 2023
- Intellectual Property: Gaming and the Arts  
Marshall University Technology Transfer Office (TTO), Huntington, WV, November 28, 2023
- INTA treatise State Trademark and Unfair Competition Law  
Kentucky Chapter, updated yearly
- Chasing Moseley's Ghost: Dilution Surveys Under the Trademark Dilution Revision Act  
co-author, *The Trademark Report*, Vol. 98, No. 6, November-December 2008
- The Trademark Dilution Revision Act of 2006: Balanced Protection for Famous Brands  
*The Trademark Reporter*, Vol. 97, No. 6, November-December 2007
- The FTDA After Moseley v. V. Secret  
co-author, *The Trademark Reporter*, Vo. 93, No. 4, July-August 2003

## MEMBERSHIPS

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- American Bar Association, Member
- Kentucky Bar Association, Member
- Louisville Bar Association, Member

- International Trademark Association (INTA), Member

## COMMUNITY INVOLVEMENT

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- Alumni Guest Professor, Political Humor course and related simulation (Prof. James E. Lennertz), "The Supreme Court Law, Justice and Humor," Lafayette College (Fall 2000)

## EDUCATION

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- Washington and Lee University J.D., *cum laude* 1990
- Lafayette College A.B., Government & Law, 1987

## PRESENTATIONS

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Scot has presented to the following groups:

- International Trademark Association
- Midwest Intellectual Property Summit (Indiana Continuing Legal Education Forum)
- TAGLaw Midwest Regional Meeting
- ALI-ABA
- Washington College of Law at American University
- University of Dayton School of law symposium on "Superstar Marks," with Prof. Graeme Dinwoodie
- University of Louisville Brandeis School of Law
- National Business Institute
- Kentucky Bar Association
- Louisville Bar Association
- Kentucky Library Association

## MORE THAN STITES & HARBISON

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Scot has lectured widely and published numerous articles on trademark and copyright law, the Internet and first amendment issues. He previously served as an Adjunct Professor of Law at the University of Louisville Brandeis School of Law.

## ACCOLADES

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- *Best Lawyers in America®*, Trademark Law (2013-25)
- *Best Lawyers in America®*, Louisville area Lawyer of the Year in Trademark Law (2014, 2020, 2023)
- *Kentucky Super Lawyers®* (2007-25)
- *Kentucky Super Lawyers®*, Top 50 Attorneys in Kentucky (2025)
- *Chambers USA*, "America's Leading Lawyers for Business," Intellectual Property (2010-25)
- *WTR 1000 - The World's Leading Trademark Professionals*, World Trademark Review (WTR) (2024-25)
- *Louisville Magazine's* Top Lawyers in copyright/trademark law