



# David E. Weslow



David focuses his practice on litigation and transactions involving trademarks, copyrights, and domain names, and related product and service development and distribution issues. A former software and web developer, he regularly handles cutting-edge disputes involving law and technology.

David has developed particular expertise helping businesses navigate Internet, software, and Internet Corporation for Assigned Names and Numbers (ICANN) issues, and assists clients with the often novel application of intellectual property claims to cyber scams, intangible thefts, social media issues and other Internet based disputes. He is the author of BNA's *Guide to the Anticybersquatting Consumer Protection Act* and, in each of the past few years, represented clients in more than double the number of *in rem* anti-cybersquatting lawsuits than the closest competing firm—with hundreds of domain names and websites at issue.

He is also heavily involved with generic top-level domains (gTLDs), including the representation of gTLD applicants and registries, counseling clients on brand protection programs to address new gTLDs, and advising clients in more than one dozen gTLD objection proceedings.

David was named one of DC's "Super Lawyers" (2016-2017) and "Rising Stars" (2013- 2015) for Intellectual Property Litigation by *Super Lawyers* magazine, and a "Leading Practitioner" in Information Technology Law (2016) by *Who's Who Legal: Telecommunications Media & Technology*. He received the *2016 Lonnie Borck Memorial Award* from the Internet Commerce Association for pro bono work, and *The Legal 500 US 2012* recognized him for his practice "relating to online and emerging technology." He is also frequently interviewed by media outlets from around the world for commentary on intellectual property, Internet, and technology law issues, and is a frequent lecturer on these issues.

## Representative Experience

- Developing strategies for global enforcement of trademarks and copyrights in physical and cyber contexts.
- Representing parties in record setting domain name transactions.

## Partner

202.719.7525

[dweslow@wileyrein.com](mailto:dweslow@wileyrein.com)

## Practice Areas

Intellectual Property

Litigation

Copyright

Cybersquatting & Internet IP

Digital Trade

Privacy & Cybersecurity

## Education

J.D., with honors, University of Maryland School of Law

B.A., Elon College

## Law Journals

Articles Editor, *Maryland Law Review*

## Bar and Court Admissions

District of Columbia Bar

Maryland Bar

U.S. Courts of Appeals for the Fifth and Federal Circuits

U.S. District Courts for the District of Colorado and District of Maryland

- Preparing a wide range of Internet, new media, and intellectual property agreements and opinions.
- Representing a software development company in a trial of trade secret and unfair competition litigation against a former business partner.
- Representing luxury consumer product companies in trademark, copyright, and patent actions throughout the country.
- Representing an information technology company in a trial of trademark infringement claims.
- Representative Reported Cases:
  - *Central Source LLC v. 10 domain names*, 2017 WL 1337798 (E.D. Va. 2017).
  - *GMF, Inc. v. gmf.com*, 2017 WL 2525134 (E.D. Va. 2017).
  - *CenturyLink Intellectual Property LLC v. Above.Com Domain Privacy/Protection Domain*, 2017 WL 1132134 (WIPO 2017).
  - *Muscle Mass, Inc. v. Doe*, 2017 WL 1532025 (E.D. Va. 2017).
  - *Intercontinental Data Communications Ltd. v. Doe*, 2016 WL 8674624 (E.D. Va. 2016).
  - *Wagner v. Lindawagner.com*, 202 F.Supp.3d 574 (E.D. Va. 2016), aff'd, 680 Fed. Appx. 240 (4th Cir. 2017).
  - *Montblanc-Simplo GmbH v. Montblanc-outlet.co*, 2016 WL 9175602 (E.D. Va. 2016).
  - *Acme Billing Co., v. Doe*, 2015 U.S. Dist. LEXIS 65250 (E.D. Va. 2015).
  - *Central Source LLC v. 33 domain names*, 2015 U.S. Dist. LEXIS 53590 (E.D. Va. 2015).
  - *CenturyLink IP LLC v. By Proxy, Inc. Domain Names*, 2014 UDRP LEXIS 1157 (WIPO 2014).
  - *Central Source LLC v. 12 domain names*, 2014 U.S. Dist. LEXIS 104778 (E.D. Va. 2014).
  - *Central Source LLC v. 227 domain names*, 2014 U.S. Dist. LEXIS 110119 (E.D. Va. 2014).
  - *Payless ShoeSource Worldwide Inc. v. Premier Success*, 2014 UDRP LEXIS 773 (WIPO 2014).
  - *Spanx, Inc. v. Nawas*, FA1404001552547 (NAF 2014).
  - *United Press Int'l Inc. v. UPIphoto.com*, 2013 U.S. Dist. LEXIS 189667 (D. Va. 2013).
  - *Electronic Creations Corp. v. Gigahertz, Inc.*, 2013 U.S. Dist. LEXIS 88805 (N.D.N.Y. 2013).
  - *Transtex Comp., Inc. v. Laydon Comp., Ltd*, 2012 U.S. Dist. LEXIS 155476 (W.D. Ky. 2012).
  - *Myriad Dev., Inc. v. Alltech, Inc.*, 817 F. Supp. 2d 946 (W.D. Tex. 2011).
  - *Nokota Horse Cons., Inc. v. Bernhardt*, 2009 U.S. Dist. LEXIS 105142 (D. N.D. 2009).
  - *Bains Ultra Inc. v. 7677 East Berry Ave. Assoc.*, 2009 U.S. Dist. LEXIS 14633 (D. Colo. 2009).
  - *Alltech Inc. v. Myriad Dev. Inc.*, 2008 U.S. Dist. LEXIS 98707 (W.D. Va. 2008).

## Affiliations

- American Bar Association (ABA), IP Section
- American Intellectual Property Law Association (AIPLA)
- Intellectual Property Constituency (IPC) of ICANN's Generic Names Supporting Organization

- International Trademark Association (INTA)
  - Internet Committee
- Editorial Board, *Trademarks & Brands Online*
- Advisory Board, Bloomberg BNA Electronic Commerce & Law Report

## Recognitions

- Named to *Law360's* Intellectual Property Editorial Advisory Board (2018)
- Recognized as one of the nation's top Intellectual Property Trailblazers by *The National Law Journal* (2018)
- Named a "Leading Practitioner" in Information Technology Law by *Who's Who Legal: Telecommunications Media & Technology* (2016)
- Named by *The Legal 500 US* a "recommended lawyer" in Copyright Law (2012)
- Named one of DC's "Super Lawyers" (2016-2017) and "Rising Stars" for Intellectual Property Litigation (2013-2015) by *Super Lawyers* magazine
- 2016 *Lonnie Borck Memorial Award* from the Internet Commerce Association

## News & Insights

April 18, 2018 | ALERT

Preparing for Drastic Changes to Availability of "WHOIS" Information About Domain Names  
David E. Weslow, Megan L. Brown, Ari Meltzer

March 1, 2018 | PRESS RELEASE

David Weslow Named 2018 'Intellectual Property Trailblazer' by *The National Law Journal*

February 1, 2018 | ALERT

Fourth Circuit Orders New Trial in *BMG v. Cox* Copyright Case  
David E. Weslow, Ari Meltzer

January 11, 2016 | Las Vegas, NV | SPEAKING ENGAGEMENT

2015 Domain Name Legal Developments  
NamesCon Annual Conference  
David E. Weslow, Speaker

December 15, 2015 | Washington, DC | SPEAKING ENGAGEMENT

Emergence of the New Generic Top-Level Domains (gTLDs): Revolutionizing Trademark Protection  
Knowledge Congress Live Webcast  
David E. Weslow, Speaker

May 4, 2015 | San Diego, CA | SPEAKING ENGAGEMENT

Domain Name Registry and Registrar Liability: Recent Developments, Cases and Best Practices  
INTA Annual Meeting

David E. Weslow, Moderator

April 23, 2015 | PRESS RELEASE

Super Lawyers Recognizes 57 Wiley Rein Attorneys in DC List Across 16 Areas of the Law

December 2014 | ARTICLE

Preparing for .Wine and .Vin

*Wine Business Monthly*

David E. Weslow

October 23, 2014 | PRESS RELEASE

Wiley Rein Files Unique Domain Name Theft Lawsuit on Behalf of Client

July 28, 2014 | Charlotte, NC | SPEAKING ENGAGEMENT

Legal Issues in Search

Search Exchange Internet Marketing Conference

David E. Weslow, Speaker

June 27, 2014 | ARTICLE

Cybersquatting: how to win a Uniform Rapid Suspension (URS) dispute

*Trademarks & Brands Online*

David E. Weslow

May 11, 2014 | Hong Kong SAR | SPEAKING ENGAGEMENT

Domain Name Litigation and Arbitration in a World of 1,000+ New gTLDs

INTA Annual Meeting: Table Topics

David E. Weslow, Moderator

April 25, 2014 | PRESS RELEASE

"Super Lawyers" Recognizes 66 Wiley Rein Attorneys in Washington, DC Area Across 18 Areas of the Law

March 2014 | ARTICLE

Guide to the Anticybersquatting Consumer Protection Act

*Bloomberg BNA*

David E. Weslow

January 15, 2014 | Las Vegas, NV | SPEAKING ENGAGEMENT

Legal Developments in the Domain Name Industry

NamesCon 2014

David E. Weslow, Speaker

May 7, 2013 | Dallas, TX | SPEAKING ENGAGEMENT

Internet Enforcement: Tips and Tools for Prioritizing and Addressing Online Infringements

INTA Annual Meeting, Table Topics

David E. Weslow, Moderator

April 19, 2013 | PRESS RELEASE

Fifty-Eight Wiley Rein Attorneys Named to DC "Super Lawyers" List Across 18 Areas of the Law

April 4, 2013 | New York, NY | SPEAKING ENGAGEMENT

The New gTLDs

Fordham Intellectual Property Law and Policy Conference

David E. Weslow, Panelist

March 12, 2013 | New York, NY | SPEAKING ENGAGEMENT

The TLD Journey: Planning and Building a Brand Top-Level Domain

The Digital Marketing & gTLD Strategy Congress

David E. Weslow, Speaker

October 15, 2012 | Charlotte, NC | SPEAKING ENGAGEMENT

Proceed with Caution: Your Brand Teams with Social Media and the Internet

INTA Trademark Administrators Conference

David E. Weslow, Speaker