# Travis W. McCallon

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## PRACTICE AREAS

Appellate Practice

Intellectual Property

Copyrights

Intellectual Property Litigation

Trade Secrets

Inter Partes Review

Trademarks

Data Privacy & Cybersecurity Compliance

## INDUSTRIES

Disruptive Technology

## COURT MEMBERSHIPS

- Missouri
- Kansas
- U.S. Court of Appeals for the Federal Circuit
- U.S. District Court for the Western District of Missouri

Travis McCallon focuses his practice on intellectual property counseling and litigation, primarily concerning patents, trademarks, copyrights, and trade secrets. He represents clients in a wide range of industries, from biotechnology to consumer products. He also represents emerging entrepreneurs in their effort to secure valuable protection for their brands and technologies. Travis has participated in multiple multi-week jury and bench trials involving a range of intellectual property issues, and has served as the lead brief-writer for a number of high-profile cases and appeals.

Travis is well-versed in case theory analysis and development, as well as the development and execution of discovery and case management techniques. He is skilled in legal analysis and writing, and enjoys the challenge of articulating an argument in a persuasive and creative way.

### Significant Experience

- Represent client in prosecution of patent infringement action involving highly sophisticated human-gene and -protein patents.
- Represent national client in defense of patent infringement action involving children's lighted shoes.
- Represent national client in prosecution and defense of false advertising action involving "tests prove" advertising claims for infant care products.
- Represent national client in successful defense of appeal (affirming denial of preliminary injunction) before the Ninth Circuit in case involving "tests prove" advertising claims for infant care products.
- Represent international client in successful defense of declaratory judgment action involving patent for charm jewelry.

- U.S. District Court for the District of Kansas
- U.S. District Court for the District of Colorado

## EDUCATION

University of Tulsa College of Law, J.D., *with highest honors*, 2004

University of Oklahoma, B.B.A., *with special distinction*, 2000

- Assisted client in successful appeal (reversing summary judgment order) before the Federal Circuit in case involving patent for remote alcohol monitoring devices.
- Assisted client in prosecution of patent infringement action involving chemical formulas for commercial road de-icers.
- Assisted national client in defense of trademark and trade dress action involving athletic shoe designs.
- Assisted national client in successful defense of patent infringement proceeding before the International Trade Commission involving rubber clog shoes.
- Advised client and lobbyists concerning drafting of significant federal trademark legislation, which was ultimately signed into law.
- Advised client and lobbyists concerning drafting of significant copyright legislation.

## Publications

- Author, *Old Habits Die Hard: The Trouble with Ignoring Section 2-306 of the UCC,* 39 Tulsa L. Rev. 711 (2004)

## Client Alerts And Blog Posts

- Can You Copyright AI-Generated Content?
  March 23, 2023

## In The News

- Lathrop Gage Featured in Three-Part Series on LPM Initiatives
  November 21, 2017
- Law360: Lathrop Gage Successfully Defends Client in Supreme Court Design Patent Ruling
  November 4, 2015
- Digital Journal: Milestone Munchkin Case Earns National Recognition
  April 17, 2015
- Law360: Lathrop Gage's IPR Team Continues Success for its Client, Munchkin Inc.
  April 14, 2015
- Schmitt and McCallon Recognized as Up & Coming Lawyers
  August 5, 2014
- The Kansas City Business Journal: Lathrop Gage Attorneys Win a $13.5 Million Verdict from a California Jury
  July 30, 2012

- The St. Louis Business Journal: Lathrop Gage Wins $13 Million Verdict for California Client
  July 30, 2012
- Lathrop Gage Intellectual Property Attorneys Featured in Law360 Article on Antitrust Claims in iPod Fitness Products Matter
  April 27, 2012

## News Releases

- Lathrop GPM and Six Intellectual Property Attorneys Earn World Leading Trademark Honors
  February 22, 2024
- Lathrop GPM and Nine Intellectual Property Attorneys Earn World Leading Trademark Honors
  February 14, 2023
- Lathrop GPM Attorneys Earn IP Stars Recognition
  August 1, 2022
- Super Lawyers Recognizes 47 Lathrop Gage Attorneys in Missouri and Kansas
  November 14, 2018
- Super Lawyers Recognizes 57 Attorneys from Lathrop Gage in Missouri and Kansas
  November 9, 2017
- Lathrop Gage Obtains Appellate Victory in Federal Circuit
  August 12, 2014
- Super Lawyers Recognizes 71 Lathrop Gage Attorneys
  October 14, 2013
- 75 Lathrop Gage Attorneys Named Missouri & Kansas Super Lawyers
  October 15, 2012
- Lathrop Gage Wins $13.492 Million Jury Verdict for Munchkin Inc.
  July 26, 2012
- Lathrop Gage Promotes Nine to Partner Status
  January 4, 2012
- 54 Lathrop Gage Attorneys Named Missouri & Kansas Super Lawyers
  November 1, 2011

## Professional Affiliations

- The Missouri Bar

- Kansas Bar Association
- Kansas City Metropolitan Bar Association
- American Bar Association
- Lawyers Association of Kansas City (LAKC), Board of Directors, 2017 - present

## Honors

- *World Trademark Review*, "Leading Trademark Lawyer," 2023-2024
- *Managing IP*, "Patent Star," 2022
  - "Trade Mark Star," 2022
- *Missouri/Kansas Super Lawyers* "Rising Star," 2011-2018
- *Missouri Lawyers Weekly*, "Up and Coming Attorneys," 2014
- Order of the Curule Chair
- *Tulsa Law Review*, Articles Research Editor