

Firm Obtains Dismissal Against Lanham Act, Uniform Deceptive Trade Practices Act and Fraudulent Business Practices Act Claims

We represented an out-of-state clothing company that focuses on selling custom apparel for college and university organizations' events. Our client was sued in federal court by a competitor under the Lanham Act, alleging our client held out the competitor's designs to be its own or "reverse passing off" its graphic designs. The Court dismissed the action for lack of personal jurisdiction, noting our client's two Georgia customers were not sufficient to confer jurisdiction, and even refused to allow the plaintiff to conduct limited jurisdictional discovery.