

# Charles

## T.J. Weigell, III

Partner

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### Overview

**“Clients often come to me with a new technology or they want to protect a discrete component or aspect of a product but aren’t sure of the best way to do it. It could be designs for handbags, shoes, and packaging or it could be computer icons, the layout of computer graphics, or user interfaces. They don’t know whether they should seek a trademark, a copyright, or a design patent and, in many cases, the answer may be all three.”**

Charles Weigell’s deep experience in protecting products at the intersection of trademarks, copyrights, and design patents is invaluable — both for fashion and fragrance clients and for clients with technical products like machinery, digital icons, tools, and medical and dental devices, for which it is especially important to secure the proper IP protection.

Charles has extensive experience advising clients on issues involving three-dimensional marks, functionality, design searching, demonstrating

secondary meaning, and the interface between design and utility patent protections. He also has deep knowledge of the new standards for prior art, prior disclosures, anticipation, and obviousness under the America Invents Act.

In addition to handling searching, clearance, filing, and prosecution of trademarks, Charles provides advice and counseling on trade dress and manages large trademark portfolios. He writes design patent validity and infringement opinions, and advises on oppositions, cancellations, and concurrent use matters before the USPTO’s Trademark Trial and Appeal Board, as well as appeals before the Patent Trial and Appeal Board.

### Education

George Washington University National Law Center (JD, 1989)

University of Southern California (BA, *cum laude*, 1985)



## **Admissions**

### **Bar Admissions**

California

New York

### **Court Admissions**

U.S. Patent Office

## **Focus**

- Consumer Products
- Fashion
- Jewelry & Watches

## **Services**

- Trademark
- Design

## **Associations**

New York State Bar Association (Member of the Executive Committee, Intellectual Property Law Section, 2004-present; Chair, Intellectual Property Law Section, 2014-2016)

## **Recognition**

*World Trademark Review's* WTR 1000 2021  
*Who's Who Legal* Trademarks Global Leader  
2018-2020

## **Languages**

German