



Ed Livingstone - Lawyer (Livingstone & Loeffler)

Ed Livingstone is the founder of the Livingstone Firm and is a Registered U.S. Patent Attorney with more than 30 years of experience in patent law and other areas of intellectual property law, including trademarks/servicemarks, trade dress, trade secrets, copyrights, franchising and litigation. Ed is also Board Certified by the Florida Bar in intellectual property law. Throughout his many years of practicing law, Ed has been involved in coaching youth baseball, Boy Scouts and other organizations. He and his firm have also served as a Guardian ad Litem and provided pro bono services to the Boys and Girl's Club and Freedom Waters.

Education:

University of Miami (*Juris Doctor*, 1978)
Omicron Delta Kappa - Honorary Leadership Society
Editor-in-Chief, Lawyer of the Americas, International Law Journal, 1977-1978
University of Wyoming (M.B.A., 1974)
Magna Cum Laude
Beta Gamma Sigma - Honorary Scholastic Business Society
University of Massachusetts
(B.S., Mechanical and Aerospace Engineering, 1970)

Military:

United States Air Force:
Active Duty Nuclear Missile Launch Officer
Reserves Judge Advocate General (JAG)
Retired, Lieutenant Colonel

Awards, Memberships, Affiliations, Publications and Speaking:

Board Certified in Intellectual Property Law
Selected for "Special Tribute to America's Best Lawyers"
American Intellectual Property Law Association
Collier County Bar Association
Lee County Bar Association
Naples Chamber of Commerce
Thomas S. Biggs American Inns of Court
Edison Inventor's Association
Entrepreneur Society of Naples (one of co-founders and directors)
Contributor, Protecting Patent Rights of Employers,
Prentice Hall Law & Business, 1983
Speaker at inventor's forums and colleges on intellectual property law
Naples Pelican Bay Rotary (President, Treasurer, Secretary, Board of Directors, 2012-18)

Ed was brought up in Massachusetts as the eldest of 13 children during the period of time when man launched the first satellite and man into space. Accordingly, it was not surprising that Ed would study rocket science at The University of Massachusetts Amherst from which he graduated with a Bachelor of Science in Aerospace Engineering. After graduation, Ed worked for Pratt & Whitney Aircraft on the space shuttle engine program before entering the United States Air Force in which he served his

country as a Nuclear Missile Launch Officer stationed at F.E. Warren Air Force Base in Cheyenne, Wyoming. During his duty in the Air Force Ed earned a Masters of Business Administration from the University of Wyoming. Also, while Ed was on duty with the Air Force, he and his wife Dianne were blessed with two children.

After serving in the Air Force for five years, Ed left active duty to attend law school at the University of Miami in Florida. While in law school Ed worked as many as 3 jobs at the same time to help pay for law school and support his family. Ed was also Editor-in Chief of the International Law Journal and was selected to membership in Omicron Delta Kappa, a national honorary leadership and scholastic society.

In addition, during law school Ed studied for and passed the federal patent bar examination to become a registered patent agent, which he converted to patent attorney upon graduating from law school and passing the Florida Bar examination.

After graduation from law school Ed worked as an associate attorney for law firms in Miami and Orlando handling not only patent and other intellectual property matters, but also business, real estate and bankruptcy law matters. In 1981 while in Orlando, Ed started his own firm and maintained offices in the Orlando area for 25 years before opening an office in Naples where he now practices law at The Livingston Firm.

During his practice of law, Ed has obtained patents in diverse areas of technology, including but not limited to medical devices, golfing, computer software and business methods. He has also represented inventors and defended others in patent infringement lawsuits as well as acted as an expert witness in such cases. In addition, Ed has obtained trademarks and servicemarks for clients' products and businesses, as well as enforced such rights in court, even against the world's largest retailer. He has guided clients in the expansion of their businesses through licensing and franchising. Ed has also obtained copyrights for clients for books, music, jewelry, house plans and so forth and enforced such rights in court.

PRACTICE AREAS

Patents: Ed is experienced in all aspects of patent prosecution including performing patentability searches and rendering opinions as to the availability of patent protection for inventions, preparing and filing patent applications as well as prosecuting patent applications before the United States Patent and Trademark Office. Ed also negotiates and prepares patent licensing agreements and renders legal opinions regarding patent infringement and patent validity. Some of the areas Ed has prepared and prosecuted patent applications in include but are not limited to telecommunications, power saving devices, arts and crafts, boating, fishing, golfing, plants, construction, computer software, medical devices, diesel mechanics, environmental clean-up and business methods.

Licensing & Marketing: Ed assists clients beyond the patent process by helping clients actually get their ideas and products to the marketplace and on the store shelf. That may be by submitting a client's idea to companies for licensing and negotiating licenses on the client's behalf or by assisting clients in dealing with third parties such as manufacturers, designers, website developers, etc. to ensure that the client is protected every step of the way.

Trademarks/Servicemarks – Ed is experienced in all aspects of the trademarking/servicemarking process including performing trademark/servicemark searches and rendering opinions as to whether trademark/servicemark protection is available for a mark as well as filing and prosecuting federal, State of Florida, and international trademark/servicemark applications. Ed is also experienced in handling opposition and cancellation proceedings before the United States Trademark Trial and Appeal Board. In addition, Ed negotiates and prepares trademark/servicemark licenses on behalf of his clients.

Copyrights – Ed prepares and files copyright applications for his clients in a variety of areas including building designs, artwork, manuscripts, websites, artwork, jewelry, musical works, movies, and computer software and is well versed in the laws regarding copyright infringement. Ed is also experienced in negotiating copyright licenses.

Trade Secrets – Ed is able to advise his clients how to protect trade secrets, which include client lists, formulas, devices, and so forth which are confidential and not generally known to the public or are not subject to protection under patent law.

Domain Name Disputes – Ed can assist clients with domain name disputes under the rules promulgated by the Internet Corporation for Assigned Names and Numbers (“ICANN”).

Franchising – Ed assists his clients in the growth and expansion of their businesses into new territories through franchising. Ed is knowledgeable in the laws of franchise which are governed by the Federal Trade Commission as well as by the individual states.

Intellectual Property Litigation – Ed is available to assist his clients in all aspects of intellectual property litigation and has previously handled litigation matters involving patent infringement, trademark/servicemark infringement, copyright infringement and theft of trade secrets.

Admissions:

Bar, State of Florida, 1978

United States Patent and Trademark Office

Registered Patent Agent (1977)

Registered Patent Attorney (1978)

United States District Court, Middle, Southern and Northern Districts of Florida

United States Court of Appeals, Federal Circuit

United States Court of Appeals, Eleventh Circuit

United States Tax Court

United States Court of Military Appeals

Livingston Loeffler is the only local law firm in Naples, Florida with U.S. registered patent attorneys that specializes in patents and all other areas of intellectual property law, including trademarks/servicemarks, trade dress, trade secrets, copyrights, franchising and litigation in those areas. The attorneys of the firm are Edward M. Livingston, a registered patent attorney who is also Board Certified in Intellectual Property Law by The Florida Bar; Erica Loeffler and Bryan Loeffler, who is also a registered patent attorney.