

Barnard N. Madsen



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Practice areas: Trademark registration and enforcement; trademark and trade dress infringement, trade secrets, and false advertising litigation; domain name and other Internet-related intellectual property disputes; employment law; general civil and commercial litigation, including class actions and appeals; and medical malpractice.

Education: J. Reuben Clark Law School (J.D., 1985); Brigham Young University (B.A., English, 1982); and Haifa University, Israel (Overseas Studies Program, 1980).

Bar memberships: Utah (state and federal), and 10th Circuit Court of Appeals

Community service/memberships: Member, International Trademark Association (INTA); Master of the Bench, and secretary, A. Sherman Christensen American Inn of Court I (2008-Present); Lieutenant Colonel, United States Air Force retired (2007); former legal advisor to the Utah County Employers Committee; Assistant Attorney General, Utah Attorney General's Office, Appeals Division (1996-98); and Special Assistant United States Attorney (1985-89).

Honors: Utah Business Magazine 2010 Legal Elite - Litigation; Editor, Journal of Legal Studies (1984-85); 1984 L.B.J. Intern

Language: German

Reported Cases: *Allen, et al. v. Sybase, Inc.*, et al., 468 F.3d 642 (10th Cir. 2006); *State v. Call*, 980 P.2d 201 (Utah 1999); *Arnell v. Salt Lake County, et al.*, 2005 UT App 165 (Utah App. 2005); *State ex rel. M.V., M.V. v. State*, 977 P.2d 494 (Utah App. 1999); *State v. Wright*, 977 P.2d 505 (Utah App. 1999); *State v. Parra*, 972 P.2d 924 (Utah App. 1998); *State ex rel. W.B.J., W.B.J. v. State*, 966 P.2d 295 (Utah App. 1998); *State v. Lyman*, 966 P.2d 278 (Utah App. 1998); *State v. Betha*, 957 P.2d 611 (Utah App. 1998); *State v. Stringham*, 957 P.2d 602 (Utah App. 1998); *State v. Telford*, 940 P.2d 522 (Utah App. 1997); *State v. Winward*, 941 P.2d 627 (Utah App. 1997); *State v. Byington*, 936 P.2d 1112 (Utah App. 1997); *U.S. v. Smith*, 44 M.J. 387 (CAAF 1996); *U.S. v. McCastle*, 43 M.J. 438 (CAAF 1996); *U.S. v. Grant*, 42 M.J. 340 (CAAF 1995); *U.S. v. Lloyd*, 43 M.J. 886 (AFCCA 1995); *U.S. v. Morrison*, 41 M.J. 482 (CAAF 1995); *U.S. v. Schloesser*, 40 M.J. 453 (CMA 1994); *U.S. v. Morgan*, 40 M.J. 405 (CMA 1994); and *U.S. v. Kelly*, 39 M.J. 235 (CMA 1994), cert. denied 513 U.S. 931 (1994).

Barnard N. Madsen received his Bachelor of Arts degree in English from Brigham Young University in 1982. In 1985, he graduated from J. Reuben Clark Law School, where he served as an editor for the Journal of Legal Studies. Mr. Madsen spent the first eleven years of his legal career as an Air Force judge advocate (JAG), serving as a prosecutor, defense counsel, and appellate counsel, and as an advisor on employment law issues. He also served as chief investigator of medical claims at the Air Force's largest medical center, and as a Special Assistant United States Attorney. He was also specially selected to serve as an investigator in the Program Integrity Division of the Department of Defense Inspector General's Office. In that capacity, Mr. Madsen investigated general officers and general officer-equivalent civilians, including a high-visibility and sensitive investigation of the Supreme Allied Commander Europe. Mr. Madsen left active duty in 1996 to accept an offer to serve as an Assistant Attorney General in the appeals division at the Utah Attorney General's office where he argued on behalf of the state before the Utah Court of Appeals and the Utah Supreme Court. In addition to his litigation practice, Mr. Madsen also enjoys particular expertise in trademark law, intellectual property law, employment law, and medical malpractice matters. He is a member of the International Trademark Association (INTA), the Utah Association for Justice (UAJ), and is a master of the bench in the A. Sherman

Christensen American Inn of Court I. He retired in 2007 as a Lieutenant Colonel in the United States Air Force Reserves.