

Kelly A. Mennemeier

Associate

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Kelly is an accomplished trial and appellate lawyer with a track record of achieving favorable outcomes for clients in tribal and state courts in Washington, as well as federal courts throughout the country.

Kelly's practice is focused on complex civil litigation, including cases of first impression, and encompasses a wide range of areas, including trademark and copyright litigation. In addition to her work in intellectual property, she has cultivated a strong presence in tribal law, working closely with tribal clients on treaty rights, natural resources, and employment-related issues.

Kelly also brings her knowledge and experience to assist clients in disputes involving commercial contracts, unfair competition, defamation, trust and estates, technology transactions, transportation, and real estate.

She has bench and jury trial experience in front of a range of tribunals and courts. Her appellate experience includes direct appeals, amicus briefs, and petition for writ of certiorari to the Supreme Court of the United States.

Kelly is committed to giving back to the community through her active pro bono practice. She is Co-Chair of Foster Garvey's Pro Bono and Community Service Committee, where she leads initiatives aimed at providing legal assistance to those in need.

Services

- Litigation
- Antitrust & Consumer Protection
- Appellate
- Copyright & Trademark
- Intellectual Property Litigation
- IP & Technology
- Labor & Employment Litigation
- Labor, Employment & Immigration
- Privacy, Cybersecurity & Data Protection
- Transportation & Logistics
- Tribal Governments & Enterprises

Admissions

- Washington, 2017
- Alaska, 2021
- U.S. District Court, Eastern District of Washington
- U.S. District Court, Western District of Washington
- U.S. Court of Appeals for the 9th Circuit
- U.S. Court of Appeals for Veterans Claims

Prior to joining Foster Garvey, Kelly served as a judicial law clerk for the Honorable Peter J. Maessen of the Alaska Supreme Court.

Education

J.D., Northwestern University School of Law (*magna cum laude*), 2016

- Order of the Coif
- Leigh B. Bienen Prize for Excellence in Writing and Research, 2016
- Arlyn Miner Book Award for Persuasive Writing, 2014
- National Trial Team, Captain
- *Journal of Criminal Law and Criminology*, Executive Articles and Comment Editor

B.A., Wellesley College (*magna cum laude*), 2011

- Phi Beta Kappa

Clerkships

Honorable Peter J. Maessen, Alaska Supreme Court, 2016-2017

Honors & Recognition

Best Lawyers: Ones to Watch - Litigation – Labor and Employment, 2022-present

Pepper Schubert Barer Public Service Award, 2020

Community Activities

Washington State Wellesley Club, Board Member, 2019-present

- Secretary, 2019-present

News

Summer Associates Team Up With the Truth, Hope & Justice Initiative to Drive Systemic Change

Foster Garvey Newsroom, 5.31.24

Adrian Winder's Service to a Domestic Abuse Survivor

10.19.23

57 Foster Garvey Attorneys Recognized Among the 2024 Best Lawyers in America; Two Portland Attorneys Named 'Lawyer of the Year'

Foster Garvey Newsroom, 8.17.23

45 Foster Garvey Attorneys Recognized Among *The Best Lawyers In America*®
Foster Garvey Newsroom, 8.18.22

Foster Garvey Releases 2021 Pro Bono Report, Celebrates Nearly 4,000 Hours Donated
Foster Garvey Newsroom, 4.4.22

38 Attorneys Named 2022 Best Lawyers in America; 11 Named Best Lawyers: Ones to Watch
Foster Garvey Newsroom, 8.19.21

ACLU of Washington Files Lawsuit Against Washington Department of Licensing for
Suspending Licenses of Individuals Who Cannot Afford to Pay Fines for Moving Violations
Foster Garvey Newsroom, 10.7.20

Seattle Indian Health Board Research Helps Create Government Task Force for Missing and
Murdered American Indians and Alaska Natives
Foster Garvey Newsroom, 1.7.20

Second Chance at Life
Foster Garvey Newsroom, 19

Assisting Veterans Previously Denied Benefits
Foster Garvey Newsroom, 11.19

Veterans Previously Denied Disability Benefits Get a Second Chance
Foster Garvey Newsroom, 11.11.19

"Petitions We're Watching," SCOTUSBlog
SCOTUSBlog, 5.16.19

Foster Pepper Files Cert Petition to Clarify Patent Eligibility for Computer-Implemented
Inventions
Foster Garvey Newsroom, 3.15.19

Speaking Engagements

"Copyright Year in Review," Washington Lawyers for the Arts
Speaking Engagement
Virtual Event, 10.28.20

"Legal Update Regarding Issues Arising in the Pandemic Environment," Washington Trucking
Associations Webinar
Webinar
4.27.20

"Is Your Workplace Ready for Washington State's New Employment Laws?"

Webinar

5.15.18

Legal Alerts

Supreme Court Limits International Application of the Lanham Act in *Abitron* Decision

7.12.23

Extended Rights for "High-Risk" Employees in Washington State

7.31.20

Surging Unemployment Claims Pose New Challenges to Employers – Are You Ready?

4.24.20

Updates on the New Federal Paid Sick Leave and Paid Child Care Leave Laws

4.1.20

COVID-19 and the Workplace: What an Employer Should Know About the New Federal Leave Laws

3.24.20

COVID-19 as a Force Majeure: Likely Impacts of the Coronavirus Spread on Transportation

Contracts

3.19.20

U.S. Supreme Court Invalidates Law Against Offensive Trademarks

6.24.19

U.S. Department of Labor Issues New Guidelines for For-Profit Corporate Internship Programs

2.8.18

Publications

The Impact of COVID-19 on IP Contracts

IPWatchdog, 4.13.20

"Contracts and Force Majeure," *TransDigest*, Volume XXV, Issue No. 265

TransDigest, March 2020

The Varying Laws Governing Facial Recognition Technology

IPWatchdog, 1.30.20

"A Right to Know How You'll Die: A First Amendment Challenge to State Secrecy Statutes Regarding Lethal Injection Drugs," Northwestern Law, *The Journal of Criminal Law and Criminology*, Vol. 107, Issue 3

The Journal of Criminal Law and Criminology, Vol. 107, Issue 3, 2017

"Imagining a Role for Artificially Intelligent Juries," Sacramento County Bar Association
Sacramento Lawyer Magazine, July 2017