

JAMES B. LAKE

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Email

VCard

Jim's practice focuses on media law, intellectual property, and business litigation. He represents clients in state and federal courts and before the U.S. Patent & Trademark Office, and he frequently renders advice on newsgathering, defamation, trademark and copyright matters. His clients include media, financial, retail, chemical and staffing companies and well-known authors.

Jim has litigated trademark and copyright cases, trademark opposition proceedings, reporter's privilege disputes, demands for access to public records and meetings, domain-name proceedings and commercial disputes. Jim regularly serves as local counsel for businesses sued or pursuing claims in the Middle District of Florida.

Jim graduated from Washington and Lee University with honors in journalism and then worked as a reporter for The Tampa Tribune. He graduated with honors from the Washington and Lee University School of Law. Jim and his wife are members of Hyde Park United Methodist Church. He has been an adjunct professor at the Stetson University College of Law.



Representative Matters

MoistTech Corp. v. Sensortech Systems, Inc., 2015 WL 3952341 (M.D. Fla. 2015). Convinced court to transfer Lanham Act case to California.

DOK Solution LLC v. FKA Distributing Co., 2015 WL 4459182 (M.D. Fla. 2015). Local counsel in patent infringement action.

Bond & Co. Jewelers, Inc. v. Texas Int'l Property Associates, Claim No. FA0703000937650 (Nat'l Arb. Forum April 30, 2007). Obtained order compelling transfer of domain name.

Tribune Co. Holdings, Inc. v. Times Pub. Co., 2006 WL 680804 (M.D. Fla. 2006). Obtained preliminary injunction halting adoption of infringing trademark.

Memorial Hospital-West Volusia, Inc. v. News-Journal Corp., 729 So. 2d 373 (Fla. 1999). Represented consortium of media companies as amici curiae seeking access to meetings and records of corporations operating public hospitals.

Kidwell v. State, 730 So. 2d 670 (Fla. 1998). Convinced Florida Supreme Court that common law journalist's privilege protects non-confidential information.

Appearances and Publications

Adjunct Professor, Stetson University College of Law (2002 to 2016).

Author, Secrecy claims deserve a second guess on appeal, The Tampa Tribune (Oct. 8, 2014).

Author, Restraining False Light: Constitutional and Common Law Limits on a "Troublesome Tort," 61 Fed. Comm. L. J. 625 (2009).

Author, Speaking Legally and Freely: Lawyers, Web Sites and the First Amendment, 58 S. C. L. Rev. 871 (2007).

Author, Florida Privilege Compendium (Reporters Committee for Freedom of the Press 2002 & 2007)

Author, McConnell v. Federal Election Commission – A Sad Day for the Freedom of Speech?, Communications Lawyer (Winter 2004)

Author, Lawyers, Please Check Your First Amendment Rights at the Bar: The Problem of State-Mandated Bar Dues and Compelled Speech, 50 Wash. & Lee L. Rev. 1833 (1993)

PRIMARY PRACTICES

Media Law

Trademark & Copyright

Business Litigation

Newsgathering / Access

EDUCATION

BA, Washington and Lee University, 1990

JD, Washington and Lee University, 1994

BAR ADMISSIONS

Florida

Middle District Florida

Southern District Florida

Northern District Florida

11th Circuit

U.S. Supreme Court

CLASSES / SEMINARS

Media Law, Stetson University College of Law, 2000 - 2013

Access to Public Records and Proceedings, Lorman Educational Seminars, 2003 - 2008

RECOGNITIONS

AV Rated

Best Lawyers in America

Florida Super Lawyers

Florida Legal Elite

PROFESSIONAL ASSOCIATIONS & MEMBERSHIPS

The Florida Bar, Member

American Bar Association Forum on Communications Law, Member

Florida Bar Association, Member, Media Law Committee

LITIGATION PERCENTAGE

80% of Practice Devoted to Litigation

PAST EMPLOYMENT POSITIONS

Holland & Knight, Clerk, 1993

Holland & Knight, Associate, 1994 - 2001

Holland & Knight, Partner, 2002 - 2006

The Tampa Tribune & The Tampa Times, Reporter, 1990 - 1991