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## EXPERTISE

Intellectual Property, Technology & Internet, Commercial and Corporate Law

## EDUCATION

Creighton University School of Law, J.D., *cum laude*, 2002  
Creighton University, M.S., *summa cum laude*, 2002  
Colorado State University, B.S., 1998

## ADMITTED IN

Colorado

Trent Martinet is a partner at Davis Graham & Stubbs LLP and chair of the firm's Intellectual Property & Technology Law Group. He advises clients on legal issues related to intellectual property, technology, commercial transactions, and corporate law matters. Mr. Martinet represents individual entrepreneurs, startups, emerging growth, and other private and public companies. He frequently represents clients in a range of industries, such as software, aviation, health care, consumer products, manufacturing, natural resources, energy, hospitality, telecommunications, and higher education, regarding the financing, development, protection, and commercialization of intellectual property assets. Mr. Martinet is a frequent publisher and lecturer on intellectual property, technology, and commercial contracting topics. Prior to attending law school, Mr. Martinet was a software developer. He is a former member of the Board of Directors of KidsTek Inc. and currently serves on the Development Committee at the Denver Art Museum and the Technology Affairs Council at the Colorado Technology Association.

## SPECIFIC EXPERIENCE

- Protection and enforcement of all types of intellectual property
- Management of client trademark/patent portfolios and related domestic and foreign prosecution activities
- Intellectual property and software licensing

- Intellectual property development and research agreements
- Intellectual property and technology dispute resolution
- Founder dispute resolution
- Complex commercial contract transactions involving large equipment manufacturers, health care organizations, cable, energy, satellite, and telecommunications companies
- Information technology and software service agreements
- Intellectual property and technology focused merger and acquisition matters
- Technology company M&A transactions
- Technology and software sale and purchase transactions
- Software license audit compliance and defense matters
- General counsel representation of startups and emerging growth companies
- Cybersecurity and data breach counseling and risk management
- General corporate matters

Representative clients and transactions are available upon request.

## PUBLICATIONS & PRESENTATIONS

- Co-author, "Pandemic vs. Privacy," *Law Week Colorado*, April 27, 2020
- "Deconstructing Your Client's Needs to Give Them the Correct Direction and Guidance for Their Privacy Policy and Privacy Protocols," Annual Rocky Mountain Intellectual Property & Technology Law Institute, May 2019
- "Privacy & Data Security," DGS Seminar, May 2019
- "Data Security & Privacy Update," DGS Public Company Update, January 2019
- "Keeping Data Safe: No One-Size-Fits-All Model." Comments published, *Law Week Colorado*, May 2018
- "Five Things You Must Know Before Drafting Intellectual Property, Privacy, and Data Security Provisions," Colorado Bar Association CLE, May 2018
- "IP 101 for Startups," Boulder Startup Week, May 2018
- "Legal Issues for Startups," The Founders Institute, February 2017
- Asset Management Roundtable, Colorado Compliance Roundtable Series, November 2016
- "Cybersecurity Contracting & Liability: The In-House Perspective," ACC Colorado, November 2015
- Hardening Targets: The NSA Guide to Defending Against Destructive Malware," DGS Client Alert, June 2015
- "What Net Neutrality Will Mean for Cyber-Street," DGS Client Alert, March 2015
- "Three Initiatives Promise to Accelerate Health IT in 2015," DGS Client Alert, February 2015
- "Cybersecurity: Guidance for the Entire Enterprise," DGS Seminar, December 2015
- "Emerging Trends in M&A Practice," 12th Annual Rocky Mountain Intellectual Property & Technology Institute, May 2014
- "Energy Industry Faces Increased Exposure to Claims by Patent Trolls," DGS Client Alert, March 2014
- "USPTO Launches IP Awareness Assessment Tool," DGS Client Alert, September 2013
- "Issues to Consider When Drafting & Negotiating Data Center Agreements," 11th Annual Rocky Mountain Intellectual Property & Technology Institute, May 2013
- "Trademark Clearinghouse Goes Live," DGS Client Alert, April 2013
- "Only Fourteen Days Remaining to Protect Your Registered Trademark from Becoming Associated with the New .XXX Domain," DGS Client Alert, October 2011
- "Dealing with IP in Light of Manufacturer Warnings, and Prohibitions on Repair Development," Aeronautical Repair Association, *the hotline*, April 2009
- "Policing Trademarks and Service Marks – Part 2," Aeronautical Repair Association, *the hotline*, March 2009
- "Policing Trademarks and Service Marks – Part 1," Aeronautical Repair Association, *the hotline*, February 2009
- "Intellectual Property Due Diligence in Transactions," Aeronautical Repair Association, *the hotline*, January 2009
- "Intellectual Property Audits," Aeronautical Repair Association, *the hotline*, December 2008
- "Memorializing Inventor Knowledge," Aeronautical Repair Association, *the hotline*, October 2008
- "Copyright Infringement and Fair Use Under the U.S. Copyright Act," Aeronautical Repair Association, *the hotline*, September 2008
- "Developing IP with Third Parties," Aeronautical Repair Association, *the hotline*, July 2008
- "Patent and Trademark Infringement: Reducing the Risk of an Infringement Dispute," Aeronautical Repair Association, *the hotline*, June 2008
- "Relationships and Agreements with Distributors and Resellers," Aeronautical Repair Association, *the hotline*, May 2008
- "What IP Safeguards Do Products Have In The Hands of Customers or Other Third Parties? Is Creation of Derivative Works Barred?" Aeronautical Repair Association, *the hotline*, April 2008
- "Relationships With Your Customer Licensees – What Terms Do You Need To Consider," Aeronautical Repair Association, *the hotline*, March 2008
- "Who Can Claim IP?, Aeronautical Repair Association, *the hotline*, February 2008

- “The Four Categories of IP, Part IV – Copyrights,” Aeronautical Repair Association, *the hotline*, January 2008
- “IP and its impact on your organization: You can’t protect it if you don’t identify it,” *ColoradoBiz Magazine*, December 2007
- “The Four Categories of IP, Part III — Trade Secrets,” Aeronautical Repair Station Association, *the hotline*, November 2007
- “™,SM,®: Trademarks/Service Marks,” Aeronautical Repair Station Association, *the hotline*, October 2007
- “From The Anglo-French Latin for “It’s Mine, Not Yours” — Patents,” Aeronautical Repair Station Association, *the hotline*, September 2007
- “What is IP? Why one should care? How does IP impact your business? How can you protect your IP if you can’t identify it?” Aeronautical Repair Station Association, *the hotline*, August 2007
- “Top 10 Employer Mistakes,” *Nebraska Employment Law Letter*, January 2006
- “HIPAA Security Rule: What Is It and Why Should You Care?” *Practical Health Law*, January 2004
- “CAN-SPAM Act: What Does It Mean for Your Entity’s Email Policies and Procedures?” *Practical Health Law*, May 2004
- “Wireless Location-tracking Technology & Consumer Privacy: Can There Be a Balancing of Interests?” *Creighton University College of Business*, May 2002