Dan Barsky comments on new law: the Defend Trade Secrets Act

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Earlier this month, President Barack Obama signed the Defend Trade Secrets Act of 2016, which provides individuals and corporations with the ability to bring a civil theft lawsuit when their trade secrets are stolen (but only if the trade secret is related to a product or service "used in or intended for use in" interstate or foreign commerce).

According to West Palm Beach intellectual property attorney Dan Barsky, the new law, which became effective on May 11, is different from the Uniform Trade Secrets Law adopted in Florida (and 46 other states) as it requires an employer to meet certain notice requirements. The federal law creates a private right of action for misappropriation of trade secrets, says Barsky, giving victims of trade secret theft more options in protecting their intellectual property, including the seizure of property necessary to prevent further misappropriation.

Read Dan's series of articles on this topic below:

1. President Obama Signs the Defend Trade Secrets Act of 2016
2. What is a Trade Secret?
3. Trade Secret ‘Misappropriation’ – What does it Mean?
4. The Defense of Trade Secrets Act - Related to and Intended for Use In
5. Trade Secrets - An Important Part of an IP Portfolio

Practice Areas

Intellectual Property