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THOMAS TELESKA

Ruskin Moscou Faltischek P.C.

Tom Teleska is a partner at Ruskin Moscou Faltischek P.C., and is a member of the firm's Litigation Department and chair of the International Practice Group.

Teleska has extensive experience in a wide range of commercial litigation, including corporate dissolutions, franchise, shareholder and partnership disputes, antitrust or unfair business practices, trademark and patent infringement, misappropriation of trade secrets, enforcement of restrictive covenants, RICO actions, securities litigation, construction and real estate related matters, contract disputes, and Article 78 proceedings against municipalities and corporations. He has also prosecuted civil rights claims against municipalities and private entities.

Teleska also prosecutes trademark applications in the U.S. Patent and Trademark Office on behalf of both foreign and domestic clients and represents his clients in proceedings before the Trademark Trial and Appeal Board.

There are two significant developments in the intellectual property field, Teleska said.

"First, the Trademark Modernization Act of 2020 (TMA) modernizes trademark examination procedures," he said. "It gives trademark examiners greater flexibility in setting deadlines to speed up the examination process. The TMA codifies the letter of protest procedure, allowing other parties to submit evidence during the trademark examination process."

"The TMA should eliminate 'clutter' or 'deadwood' on the trademark register and give more clarity to those seeking to a new trademark," Teleska said. "Additionally, the TMA clarifies the legal standard for obtaining injunctive relief for infringement. It restores the rebuttable presumption of irreparable harm in those jurisdictions, such as New York, that



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had previously dismissed it."

"Second, the Copyright Alternative in Small-Claims Enforcement Act of 2019 (CASE Act)

creates a separate copyright infringement tribunal system for small claims cases, defined as those seeking less than \$30,000," Teleska noted. "The CASE Act's new Copyright Claims Board gives artists, photographers and writers an alternative to engaging in expensive litigation in federal courts."

Teleska is admitted to practice in New York and New Jersey, as well as numerous federal courts, including the U.S. Court of International Trade. He is chair of the Committee on International Contract and Commercial Law of the International Section of the New York State Bar Association; a member of the Young Practitioners Committee of the International Trademark Association; and a member of the Commercial Litigation Committee of the Nassau County Bar Association.

Teleska earned a juris doctor, cum laude, from Seton Hall University School of and a bachelor's degree from University of Richmond.

He is president and chairman of the board of directors of the Atlantic Marine Conservation Society and is an adjunct professor at Molloy College teaching courses on civil litigation, evidence, business organizations and property law.

For over 50 years, Ruskin Moscou Faltischek P.C., headquartered in Uniondale, has built a reputation as one of the region's leading providers of innovative legal services. Its attorneys are experienced advocates who measure their success by their clients' success. Cornerstone groups in all major practice areas of the law are represented at the firm, including corporate and securities, corporate restructuring & bankruptcy, commercial lending, commercial litigation, intellectual property, health care, real estate, employment, not-for-profit, cybersecurity and data privacy, energy, and trusts and estates. Clients include large and mid-sized corporations, privately held businesses, institutions and individuals.