McBRAYER



JACK A. WHEAT

Member

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HONORS & AWARDS

- Senior Fellow, Litigation Counsel of America
- University of Louisville Brandeis School of Law Distinguished Alumnus, 2022
- Kentucky Super Lawyers®, 2007-2025 (Intellectual Property Litigation)
- Kentucky Super Lawyers® 2019 and 2023-2025: Recognized as Top 10 Attorney in Kentucky
- Kentucky Super Lawyers® 2008, 2011-2015, 2017, 2019-2020, 2022-2025: Recognized as Top 50 Attorney in Kentucky
- Named WIPR Leader (World Intellectual Property Review) 2017-Present
- Martindale-Hubbell AV-Preeminent Peer Review Rated
- Chambers USA, 'Leaders in

Decades of practicing law have taught Jack Wheat that no intellectual property matter occurs in a vacuum. Clients turn to him to navigate the complexly interconnected world of intellectual property law because of his extensive experience and understanding, as well as the high value he places on communication and networking. For over 30 years, Jack has helped his clients through patent, trademark, and copyright infringement litigation, as well as trademark and copyright registration. He founded and led Kentucky's largest intellectual property boutique firm of Wheat, Smith & Beres, and his national practice has taken him to over 30 states, seven United States Circuit Courts of Appeals and the United States Supreme Court.

Jack knows that trademarks, copyrights, and patents are the lynchpin of many businesses. That's why he offers his clients assistance with every step of the trademark and copyright registration process and advises his clients how to proceed in the face of trademark, copyright or patent infringement. By working with clients to evaluate strengths and weaknesses, he develops the most enduring and comprehensive methods of protecting valuable intellectual properties, avoiding trial when prudent and aggressively litigating when properties are threatened or questioned. His unique business-focused approach to litigation is tailed to each client's goals. It is this business sense, combined with his ability to handle the

their Field', 2016 to Present, Intellectual Property, Kentucky

- The Best Lawyers in America®, 2007-2027, Litigation - Intellectual Property, Trademark Law
- The Best Lawyers in America®, 2016 "Lawyer of the Year", Litigation - Intellectual Property
- The Best Lawyers in America®, 2015 "Lawyer of the Year", Trademark Law
- Chambers USA: "America's Leading Lawyers for Business", Intellectual Property, 2013-Present
- Who's Who, Trademarks, 2013-Present
- Louisville Magazine's "Top Lawyers" for Copyright Law, 2013-2014
- Managing Intellectual Property, IP Stars, 2013-Present
- Best for Copyright Infringement Litigation - Kentucky
- Best for IP Litigation - Southern USA, 2017-2018

PRIMARY PRACTICE

Intellectual Property

Infringement Litigation

Copyright

Trademarks

DMCA Agent Services

Intellectual Property and Corporate Transactions

complicated technical issues that are often intertwined with IP disputes, which separates his legal experience from others.

Beyond the office and courtroom, Jack periodically serves as an Adjunct Professor of Intellectual Property at the University of Louisville Brandeis School of Law and coach of the school's Lefkowitz Trademark Law Moot Court Teams. He is also an ordained elder of the Presbyterian Church U.S.A., a former Commissioner and Moderator (Chief Judge) of the Permanent Judicial Commission of the Presbytery of Mid-Kentucky, and a former Commissioner of the Synod of the Living Waters Permanent Judicial Commission. Additionally, he is a member of the Order of Constantine of the Sigma Chi Fraternity, and Legal Counsel to the fraternity's Licensing Committee. Previously, he served as Grand Praetor (regional supervisor) of the Fraternity's Kentucky Province.

Professional Activities

- Board of Directors of the Christian Care Communities Foundation
- American Bar Association, Intellectual Property Section; Co-Chair, Dilution Law Subcommittee, 1999; Chair, Right of Publicity Subcommittee, 2004-06
- Sigma Chi Fraternity Licensing Committee, Legal Counsel, 1991 - present
- Kentucky Bar Association
- International Trademark Association; Member, Amicus Committee
- Louisville Bar Association, Intellectual Property Section, Chair, 1989, 1990 and 1994

ADDITIONAL PRACTICE EXPERIENCE

Advertising and Entertainment Law

Data Privacy, Security and Technology

Entrepreneurial Law

Hospitality and Tourism Law

Right of Publicity

ADMISSIONS

Kentucky

U.S. Supreme Court

U.S. Court of Appeals for the Federal Circuit

U.S. Court of Appeals 2nd Circuit

U.S. Court of Appeals 5th Circuit

U.S. Court of Appeals 6th Circuit

U.S. Court of Appeals 8th Circuit

U.S. Court of Appeals 10th Circuit

U.S. Court of Appeals 11th Circuit

U.S. District Court for the Eastern District of Kentucky

U.S. District Court for the Western District of Kentucky

U.S. District Court for Arizona

U.S. District Court for the District of Colorado

U.S. District Court for the Central District of Illinois

U.S. District Court for the Northern District of Illinois

U.S. District Court for the Southern District of Indiana

U.S. District Court for the Eastern

News

IN THE MEDIA: McBrayer ranked 4th largest Intellectual Property firm in Louisville
August 28, 2026

IN THE MEDIA - Fifty McBrayer Attorneys Recognized by *Best Lawyers® for 2027*
August 20, 2026

McBrayer's Intellectual Property team sponsors the 50th Anniversary Meeting of the Copyright Society, welcoming more than 350 peers to Louisville
June 26, 2026

McBrayer Intellectual Property teams attends INTA in London
May 6, 2026

Celebrating Excellence: 40 McBrayer Attorneys Recognized by Super Lawyers
December 16, 2025

McBrayer PLLC Achieves Record-Breaking Recognition in *Best Lawyers in America® 2026*
August 21, 2025

McBrayer Attorneys Earn Prestigious Band 1 Ranking in Chambers and Partners USA Guide 2025
June 10, 2025

Leading the Way in Legal Excellence: 38 McBrayer Attorneys Honored in 2025 Super Lawyers and Rising Stars Lists
December 17, 2024

IN THE MEDIA - Attorney Jack Wheat Featured in YouTube Documentary *Theft and the Crazy History of the Cabbage Patch Kids*
December 2, 2024

McBrayer Names New Practice Head in Intellectual Property
October 15, 2024

District of Texas

EDUCATION

University of Louisville Louis D. Brandeis School of Law, Louisville, Kentucky, J.D., 1979

Hanover College, Hanover, Indiana, B.A., 1976

- Major: Economics

New Record Set: 51 McBrayer Attorneys Honored in Best Lawyers 2025
August 15, 2024

McBrayer Earns Record Number Named to Super Lawyers Lists for 2024
January 9, 2024

Attorney Jack Wheat to Speak at USPTO Spirits and Intellectual Property: Bourbon Seminar
November 7, 2023

Another Record! 49 McBrayer Attorneys Named to Best Lawyers® 2024
August 17, 2023

25 McBrayer Attorneys Named to Super Lawyers and Rising Stars Lists for 2023
December 29, 2022

Member Jack Wheat Profiled in *Louisville Business First*
December 15, 2022

Member Jack Wheat to Appear on History Channel
November 21, 2022

Member Jack Wheat Quoted in *The Lane Report*
September 19, 2022

A Record Number! Thirty McBrayer Attorneys Named to *Best Lawyers® in America* Lists for 2023
August 18, 2022

Louisville Flyover Film Festival to Screen Documentary Featuring Member Jack Wheat
July 25, 2022

Member Jack Wheat Appears in Tribeca Film Festival Documentary *Billion Dollar Babies: The True Story of the Cabbage Patch Kids*
June 27, 2022

22 McBrayer Attorneys Recognized in 2022 Edition of Super Lawyers
December 30, 2021

Member Jack Wheat among Intellectual Property Attorneys to File Brief with SCOTUS
October 20, 2021

McBrayer Member Jack Wheat Quoted in The Lane Report
September 16, 2021

McBrayer Attorneys Named to *Best Lawyers® in America* List for 2022
August 19, 2021

McBrayer Member Jack Wheat Recognized by Chambers USA
July 20, 2021

Once Again, McBrayer Attorneys Receive Super Lawyers Distinctions for 2021
Super Lawyers, December 10, 2020

McBrayer IP Head Jack Wheat Quoted in Business Lexington
Business Lexington, October 8, 2020

McBrayer Attorneys Named to *Best Lawyers® in America* List for 2021
August 20, 2020

We Made the List Again! McBrayer Attorneys Receive Super Lawyers Distinctions for 2020
Super Lawyers, December 2, 2019

McBrayer's Intellectual Property Practice Area Makes Business Lexington's BizList
Business Lexington, October 2019, September 26, 2019

McBrayer Attorneys receive U.S. News Best Lawyers Distinction for 2020
U.S. News – Best Lawyers® in America, September 4, 2019

Our Louisville Office is Growing and on the Move
July 1, 2019

UPDATE: University of Louisville Brandeis School of Law Trademark Moot Court Team Advances to Nationals
March 6, 2019

University of Louisville Brandeis School of Law Trademark Moot Court Team wins Southern Region
February 15, 2019

McDonald's Loses the Big Mac Trademark in EU (For Now)
January 16, 2019

McBrayer Attorneys receive U.S. News Best Lawyers and Super Lawyers Distinctions for 2019
December 19, 2018

Be Careful What You Share: If it's on the internet, it's probably protected intellectual property
December 3, 2018

Louisville Business First's Book of Lists ranks McBrayer Intellectual Property team
Louisville Business First, December 29, 2017

McBrayer attorneys named to U.S. News Best Lawyers including 3 Lawyer of the Year honors
Attorneys from McBrayer law offices in Lexington and Louisville achieved a 2018 listing in U.S. News Best Lawyers in America
August 15, 2017

Starbucks triumphs in 'Dabuccino' trademark battle
World Intellectual Property Review, October 25, 2016

James H. Frazier and Jack A. Wheat recognized by Chambers USA
Chambers USA 2016 recognizes McBrayer attorneys as 'Leaders in their Field'
Chambers USA, March 29, 2016

"Dean of Intellectual Property" joins McBrayer
Jack A. Wheat joins the firm's Louisville Office
January 4, 2016

Seminars & Speaking Engagements

NBI - Brewery and Distillery Law in Kentucky
Lexington, KY, June 3, 2019

IP 101: A Non-Specialist's Guide to the Basics of Intellectual Property Law
Kentucky Bar Association Annual Convention, June 21, 2017

NBI - Brewery and Distillery Law in Kentucky
Louisville, Kentucky, May 15, 2017

Naltional Association of Licensing and Compliance Professionals National Conference 2016
Patchworks and Pitfalls: Server Training and State Laws and Regulations
New Orleans, LA, October 5, 2016

IP 101: A Non-Specialist's Guide to the Basics of Intellectual Property Law
Kentucky Bar Association Annual Convention, June 16, 2010

Ethical Considerations in Intellectual Property Law
Louisville Bar Association Continuing Legal Education Program
Louisville, KY, June 19, 2003

Supreme IP
On experience arguing at United States Supreme Court
Louisville Bar Association Continuing Legal Education Program, February 19, 2003

Articles

Intellectual property law has a real-world impact on businesses
They're Coming to Steal Your Ideas
Louisville Business First, March 18, 2016

When should a business register a trademark?
Business First of Louisville, January 22, 2016

IP Practices Growing
Lane Report, February 1, 2010

Intellectual Property audits can identify assets to be protected
Business First of Louisville, August 21, 2009

All in the name
Thoroughbred Times, February 29, 2008

Protect yourself from competition by former employees
Business First of Louisville, May 1, 2005

To franchise or not is a big question
Business First of Louisville, August 6, 2004