

David A. Fitzgerald II

Partner

dfitzgerald@whe-law.com

(513) 707-0472

David A. Fitzgerald II is a Partner at Wood Herron & Evans and focuses his practice on various areas. For his patent practice, David focuses on patent prosecution and opinion work in the technical fields of mechanical and aerospace engineering, for example, in technologies such as food preparation and handling, energy generation and drilling technologies, industrial cleaning systems, liquid dispensing, tire technologies, aircraft flight controls and air conditioning systems, cryogenic refrigeration systems, and wind turbine systems. For his trademark and licensing practice, David principally focuses on game designers and game companies in both digital and tabletop games, serving clients that range from small independent startups to larger studios. David also regularly files design applications (domestic design patents and foreign registrations) and counsels clients on maximizing intellectual property coverage in a cost-efficient and business-goal-oriented manner. David joined Wood Herron & Evans in 2007 and has been practicing in these areas full time since 2008. He has extensive family ties to Eastern Iowa and southeastern Ohio, and he currently lives on the east side of Cincinnati with his wife Kelley and their three daughters.



Areas of Practice

- Licensing
- Mechanical/Aerospace
- Patents
- Trademarks
- Designs

Bar Admissions

- Ohio, 2008
- U.S. Patent and Trademark Office
- U.S. District Court Southern District of Ohio



Education

- **Ohio State University Michael E. Moritz College of Law**, Columbus, Ohio
 - J.D. – 2008
 - Honors: Magna Cum Laude
 - Law Journal: Ohio State Journal on Dispute Resolution, Executive Editor
- **Ohio State University**, Columbus, Ohio
 - B.S. – 2005
 - Honors: Summa Cum Laude
 - Honors: Interned in the sonic drilling industry, 2002 – 2004
 - Major: Mechanical Engineering

Classes/Seminars

- Annual presentations at various game conventions and trade shows, including Origins Game Fair (Columbus, Ohio) and GenCon (Indianapolis, Indiana) on intellectual property since 2010, entitled "Protect Yourself! What Game Designers Need to Know About IP Law"
- Guest appearances on podcasts regarding intellectual property law, including The Game Design Roundtable (2013, episode 24), The Part Time Gamers (2016, episode 24), The Geek Allstars (recurring in 2016 - 2021, episodes 132, 136, 166, 187, 216 & 222), and a long-running weekly segment entitled Legal Geek, focusing on law-related issues appearing on the show Current Geek (2014 - 2020)
- Columnist at Talking 10 focusing on College Athletics from 2014 - 2017 (previously a Featured Columnist on Bleacher Report from 2011 - 2014 and a National Features Writer at Southern College Sports from 2005 - 2011), Football Writers Association of America (FWAA) member

Honors and Awards

- Ohio Super Lawyers®, Ohio Rising Stars, 2018 - 2023

Professional Associations and Memberships

- Game Manufacturer's Association (GAMA)
- CincyIP
- Cincinnati Bar Association
- Ohio State Bar Association

