



**Mioko C. Tajika**

Partner

Commercial Litigation

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## Profile

Mioko C. Tajika is a partner of the firm and is a member of the Commercial Litigation and Intellectual Property groups. Mioko practices in both federal and state trial and appellate courts representing clients in all phases of litigation, as well as in arbitration proceedings. Mioko's practice focuses on trademark and copyright matters, including advising clients on intellectual property protection, enforcement, dispute avoidance, and litigation. Other substantive areas of her work have frequently included breach of contract, employment discrimination matters, and internal company disputes, among other matters.

Mioko is a native Japanese speaker and a founding member of the Japanese American Lawyers Network. During law school, Mioko was an active member of the Moot Court Board and served as the Note and Comment Editor for the Wisconsin International Law Journal. Previously, Mioko worked at an art gallery in the Chelsea area of New York.

## Admissions

- United States Court of Appeals for the Second and Ninth Circuits
- United States District Court for the Southern and Eastern Districts
- New York State Courts
- Wisconsin State Courts (inactive)

## Education:

- J.D., University of Wisconsin Law School
- B.A., New York University

## Languages:

Japanese

## Representative Matters

- Obtained denial of motion for an expedited hearing on behalf of the borrower's sole owner in an action filed by the lender in Delaware Chancery Court.
- Represented a landlord in primarily a breach of contract dispute with tenant in two-week arbitration.
- Obtained reversal of lower court's denial of summary judgment on behalf of judgment-creditor/landlord seeking recovery of escrow funds in interpleader action.
- Obtained pre-answer motion to dismiss of employment discrimination complaint against foreign parent of US subsidiary alleging single employer doctrine.
- Defended and settled numerous copyright infringement matters including the procurement of a decision ordering plaintiff to post a bond to proceed.
- Represented clients in UDRP proceedings including successfully obtaining a transfer of an infringing domain name to client.
- Represented an architectural firm in a copyright infringement lawsuit against the owner and developer of a property that used the client's plans without permission.
- Represented an advertising agency in a variety of trademark and copyright issues including enforcement of rights and permissible use.
- Obtained dismissal of proceeding and denial of preliminary injunction filed by a co-member of a LLC seeking judicial dissolution, among other claims.
- Defended building owner in suit brought by artists claiming protection under the Visual Artists Rights Act in a three-day preliminary injunction hearing and three-week jury trial.
- Obtained dismissal of claims by buyer's broker for lost commissions against seller's broker in REBNY arbitration with an award of reasonable legal fees.
- Represented Japanese individuals in an action filed in the U.S. by their former Japanese employer and led them to successful settlement after a full-day mediation.
- Obtained dismissal of claim for breach of loan commitment brought by developers against a bank after a three-week bench trial, and procured subsequent affirmance with the appellate division.
- Obtained denial of preliminary injunction filed by a defaulting co-op owner against lending bank.
- Obtained dismissal of securities fraud claim on a motion to dismiss on behalf of an investment manager.
- Obtained reversal by Second Circuit Court of Appeals of lower court decision finding no breach of contract or trade secret misappropriation involving a dispute over an expired license agreement for bubble gum formula.
- Obtained summary judgment dismissal of complaint alleging violations of the Lanham Act and the right of publicity against leading trading card company.