

# Kay Weiler

Chicago, IL

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PARTNER

## Overview

Kay prides herself on the thoroughness with which she conducts legal research and case analysis, as well as her straightforwardness with clients when communicating her evaluation of their case. Many of those clients include insurance companies, small businesses and entertainment professionals. Her practice is focused on civil litigation, insurance defense and intellectual property matters.

Kay regularly defends business owners and homeowners facing lawsuits involving premises liability, defamation and breach of contract claims. She frequently briefs and argues dispositive motions with successful results for her clients. In the litigation arena, Kay's personal approach to each case garners efficient outcomes catered to each client's wishes with the goal of causing as little disruption to the client's personal and business life as possible.

Since beginning her career at Amundsen Davis, Kay obtained an L.L.M. in Intellectual Property Law from DePaul University, with a focus on copyright and trademark law. Kay utilizes these skills to aid businesses of all sizes in securing trademark registrations and defending clients' trademark rights. She also assists those in the entertainment industry, such as musicians, artist and authors, in securing copyright registrations. She successfully negotiates numerous settlements in injury, wrongful death, and intellectual property infringement cases.

With the combination of her litigation and intellectual property skills, Kay defends businesses from claims of infringement. Her background in litigation coupled with her knowledge of intellectual property defense, places her in a position to aggressively defend businesses from claims involving trademark or copyright infringement. Kay prosecutes and obtains trademark registrations and copyright certificates for clients.

## SERVICES

General Liability

Intellectual Property

Mediation & Arbitration

## EDUCATION

DePaul University College of Law, L.L.M, Intellectual Property Law, 2014

Nova Southeastern University Shepard Broad Law Center, J.D., 2011

Indiana University, B.A., 2007

## ADMISSIONS

Illinois

## Experience

Secured Summary Judgment for Parents of Teenage Son After Alleged Negligent Supervision

Obtained Summary Judgment for a Defendant Who Owned an Allegedly Defective Ladder that Caused Injuries to the Plaintiff

Obtained Summary Judgment in Favor of a Premises Owner Whose Daughter Allegedly Assaulted the Plaintiff

Obtained Zero Liability Judgment Following a Mandatory Arbitration Proceeding in a Case Involving a Tree Falling from the Client's Property onto a Roadway

Obtained Zero Liability Judgment Following a Mandatory Arbitration Proceeding in a Slip and Fall Case

Secured Summary Judgment on Behalf of a Landlord After the Plaintiff Slipped on Stairway Carpeting Installed by the Landlord

Successfully Opposed Trademarks of a Client's Competitor

Secured a Summary Judgment on Behalf of a Landlord Following the Failure of Decking Materials that Resulted in Injuries

Obtained Summary Judgment in Favor of a Not-For-Profit Organization and Officers in Connection with a Motor Vehicle Accident Involving the Organization's Bus

Secured a Dismissal of a Home Inspection Company that had Inspected a Premises Prior to a Major Deck Collapse

Defended an Asphalt Contractor Against a Personal Injury Lawsuit Brought by a Pedestrian Struck by a Vehicle

Serves as Litigation Counsel for a Major Illinois City

Successfully Negotiated Nominal Settlements on Behalf of Retailers After Lithium Ion Batteries Caught Fire

Obtained Summary Judgment in a Wrongful Death and Survival Action on Behalf of Premises Owners After a Five Year Old Boy Drowned in the Defendants' Pool

Won Summary Judgment on Behalf of an Off-Duty Police Officer for Wrongful Death and Survival Claims

Obtained Dismissal with Prejudice in a Defamation Action Against a Journalist

Secured Dismissal with Prejudice on Jurisdictional Grounds of Defamation Against an Attorney

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Obtained Summary Judgment in Favor of a Parking Lot Owner and Construction Contractor After Allegations that a Negligent Design and the Direction of Traffic During Construction Caused a Car Accident

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### Membership & Involvement

- Member: Illinois State Bar Association, Intellectual Property Section; Kane County Bar Association; American Bar Association

### Honors

- Selected to the Illinois Super Lawyers "Rising Stars" list: 2020, 2021, 2022, 2023, 2024, 2025

### Firm News

Congratulations to Amundsen Davis Attorneys Included on 2025 Illinois Super Lawyers and Rising Stars Lists

Firm News, January 21, 2025

Amundsen Davis Attorneys Included in the 2024 Illinois Super Lawyers and Rising Stars List

Firm News, January 25, 2024

Amundsen Davis Attorneys Included in the 2023 Illinois Super Lawyers and Rising Stars List

Firm News, *Amundsen Davis*, January 23, 2023

25 Amundsen Davis Attorneys Included on 2022 Illinois Super Lawyers and Rising Stars Lists

Firm News, January 28, 2022

22 Amundsen Davis Attorneys Included on 2021 Illinois Super Lawyers and Rising Stars Lists

Firm News, January 29, 2021

19 Amundsen Davis Attorneys Included on 2020 Illinois Super Lawyers and Rising Stars Lists

Firm News, January 29, 2020

Amundsen Davis Promotes Two to Partner

March 9, 2017

### Alerts

You've Been Trolled: Assessing a Copyright Infringement Cease and Desist Letter

Copyright Concerns in the Age of Social (Media) Distancing

Copyright Protection for Jewelry

## Blog Posts

Weeding Out the Competition: How to Protect Brands in the Booming Marijuana Industry

*Cannabis Business Legal News*, September 12, 2018

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