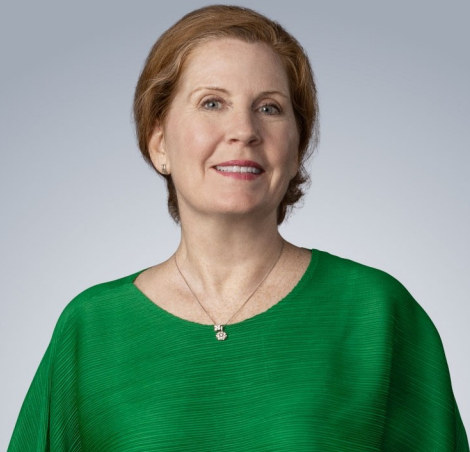




Alice A. Kelly

Partner

alice.kelly@icemiller.com

312 726 8128

Alice Kelly practices in Ice Miller's Intellectual Property Group. Based in Chicago, Alice handles all aspects of trademark law and global brand management, from global clearance and registration to enforcement of those rights through litigation in United States federal courts. She has tried cases in federal, state and arbitral forums and routinely handles matters before the Trademark Trial and Appeal Board of the U.S. Patent and Trademark Office. Alice's practice includes trademarks, copyrights, trade secrets, franchise enforcement and licensing. Alice represents clients in a wide range of industries, including manufacturing, travel, entertainment, hospitality, food and beverage, and beauty and wellness.

Prior to joining Ice Miller, she practiced with global law firms DLA Piper and Bryan Cave and ran her own firm for seven years. Despite a busy litigation practice, Alice has always devoted significant time to her community, including extensive *pro bono* representation of children and children's rights advocates.

Alice is licensed in Illinois, California and Missouri and has lived in Chicago, San Francisco and St. Louis. Alice obtained her J.D. *cum laude* from St. Louis University School of Law and her B.A. *magna cum laude* from St. Louis University.

Education

- St. Louis University (B.A., *magna cum laude*, 1992)
 - English Literature
- St. Louis University (J.D., *cum laude*, 1996)

Admissions

- California
- Illinois
- Missouri

Professional Affiliations

- International Trademark Association, Pro Bono Committee, Subcommittee Chair
- Chicago Women in IP

Services & Industries

- Cannabis
- Copyright
- Food & Agribusiness
- Franchise & Distribution
- Intellectual Property
- Internet, Technology & Social Media
- IP Litigation
- Licensing
- Litigation
- Media Law
- Trademark

- Chicago Bar Association
- 1871, Mentor
- Illinois Craft Brewers Guild

Awards & Honors

- Leading LawyersSM, Copyright & Trademark Law, Intellectual Property Law, Trade Secrets/Unfair Competition Law, 2024, 2025
- *World Trademark Review (WTR) 1000*, Ranked in Illinois, 2020-2023, 2025-2026
- Chair, International Trademark Association Pro Bono Committee, 2022-2023
- 2019 INTA Service Award

Key Matters

Reported and Representative Cases

- New NGC, Inc. et al. v. Alpinebay, Inc., 1:19-CV-03978, (N.D.Ill. June 13, 2019)
- Zipline Logistics, LLC v. Zipline International, Inc., 3:19-CV-03185, (N.D.Cal. June 7, 2019)
- E-Go Bike LLC v. Rack 'Em et al., 3:18-CV-05590, (N.D.Cal. September 12, 2018)
- International Precision Components Corporation v. Greenpath Recovery West, Inc., 2018 WL 1920118. (17 C 9179), (N.D. Ill. April 24, 2018)
- Dresser, LLC v. VRG Controls, LLC, 1:18-CV-01957, (N.D.Ill. March 19, 2018)
- International Precision Components Corporation v. Greenpath Recovery West, Inc., et al., (N.D.Ill. December 21, 2017)
- Speciality Surgical Instrumentation v. Novo Surgical, Inc., 1:17-CV-08108, (N.D.Ill. November 9, 2017)
- Virgin Enterprises Limited v. Jai Mundi, Inc., 1:17-CV-02715, (N.D.Ill. April 10, 2017)
- Sazze Inc. v. CouponCabin LLC, 2017-L-002223, (Ill.Cir.Ct. March 2, 2017)
- CouponCabin, LLC v. Savings.com, Inc. 2017 WL 541445, (2:14-CV-39-TLS-PRC), (N.D.Ind. February 10, 2017)
- CouponCabin LLC v. Savings.com, Inc., 2017 WL 83337, (2:14-CV-39-TLS), (N.D. Ind. January 10, 2017)
- CouponCabin LLC v. Savings.com, Inc., 2016 WL 6804825, (2:14-CV-39-TLS), (N.D.Ind. November 17, 2016)
- Dye v. Kate Spade & Company, et. al., 1:16-CV-05759, (S.D.N.Y. July 19, 2016)
- CouponCabin LLC v. Savings.com, Inc., 2016 WL 3181826, 2016 Copr.L.Dec. P 30,942. (2:14-CV-39-TLS, (N.D.Ind. June 8, 2016)
- 4 Cemitas LLC v. Cemitas y Taqueria Puebla, Inc., et. al., 1:16-CV-04570, (N.D.Ill. April 22, 2016)
- CME Group Inc. et. al. v. Jonhtham et. al., 1:16-CV-04541, (N.D.Ill. April 22, 2016)
- Xtreme Tools International, Inc. v. Universal Beauty Products, Inc., 0:16-CV-60412, (S.D.Fla. March 2, 2016)
- Universal Beauty Products, Inc. v. Xtreme Tools International, Inc., 1:16-CV-02642, (N.D.Ill. February 26, 2016)
- Italian Connection, Inc. v. Unger Fabrik, LLC et. al., 2:15-CV-04463, (C.D.Cal. June 11, 2015)
- Kahala Franchising LLC v. Taccogna et. al., 1:14-CV-05877, (N.D.Ill. July 31, 2014)
- Virgin Enterprises Ltd. v. Jai Mundi, Inc., 2014 WL 3605541, (13-C-8339), (N.D.Ill. July 18, 2014)
- Kahala Franchising, LLC v. Kim, 2014 WL 12598857, (V132933MWFFFMX), (C.D.Cal. February 24, 2014)

- Beyer Gary v. Lippitz Stefen, 2014-CH-02481, (Ill.Cir.Ct. February 11, 2014)
- CouponCabin LLC v. Does 1 through 10, 2:14-CV-00039 Other Federal Statutes, (N.D.Ind. February 7, 2014)
- Jai Mundi LLC v. Virgin Enterprises Limited et. al., 1:14-CV-00383 (N.D.Ill. January 27, 2014)
- Kahala Franchising, LLC v. Kim, 2014 WL 12598857, (CV132933MWFFFMX), (C.D. Cal. December 17, 2013)
- Virgin Enterprises Limited v. Jai Mundi, Inc., 1:13-CV-08339 (N.D.Ill. November 19, 2013)
- Morgan et. al. v. Axford Enterprises, Inc., et. al, 1:13-CV-06537), (N.D.Ill. September 12, 2013)
- Kahala Franchising LLC v. Kim, 2013 WL 12086126, (CV1302933MWFFFMX), (C.D. Cal. July 10, 2013)
- Window World of Chicagoland, LLC, et. al. v. Window World, Inc., et. al., 1:13-CV-04624 (N.D.Ill. June 24, 2013)
- Levita v. United Airlines Corporation et. al, 1:13-CV-04257, (N.D.Ill. June 7, 2013)
- Kahala Franchising LLC v. Hyung Jun Kim, et al, 2:13-CV-02933 (C.D.Cal. April 25, 2013)
- Charlie Baggs, Inc. v. Cosi, Inc., 2013-L-003942, (Ill.Cir.Ct. April 17, 2013)
- Cold Stone Creamery, Inc. v. Yates, et. al., 1:12-CV-09789 (N.D.Ill. December 7, 2012)
- Elliot Weiner Assoc. v. Coldstone Creamery, 2012-M1-726732, (Ill.Cir.Ct. October 25, 2012)
- Window World of Chicagoland, LLC v. Window World, Inc., 2012 WL 1886467, (12-C-579), (N.D.Ill. May 23, 2012)
- Cold Stone Creamery, Inc. v. Shah, et. al., 1:12-CV-08524, (N.D.Ill. October 23, 2012)
- Northbrook Bank Trust Comp v. Chicago Title and Trust, 2012-CH-29673, (Ill.Cir.Ct. August 2, 2012)
- Cold Stone Creamery, Inc. v. Singh, et. al., 1:12-CV-05452, (N.D.Ill. July 11, 2012)
- Kahala Franchising LLC, an Arizona limited liability company v. Atlas Opportunities, LLC, 34-2012-00124579, (Cal.Super. May 18, 2012)
- Kahala Franchising LLC v. Hyung Jun Kim, BC484913, (Cal.Super. May 17, 2012)
- Kahala Franchise Corp. v. Maizer Fakhry, 2012-L-050604, (Ill.Cir.Ct. April 27, 2012)
- Park West Galleries, Inc. v. Franks, et. al., 1:12-CV-02674, (N.D.Ill. April 11, 2012)
- Hunt v. Astrue, 2012 WL 1044744, (10-C-2874), (N.D.Ill. March 26, 2012)
- Cold Stone Creamery, Inc. v. Alexander, et. al., 1:12-CV-02010, (N.D.Ill. March 20, 2012)
- Teague v. Teague, 2012 WL 874563, (11 C 8129), (N.D.Ill. March 14, 2012)
- Park West Galleries v. Franks Theresa, 2012-L-002537, (Ill.Cir.Ct. March 7, 2012)
- Kahala Franchising L v. Greenbel Ari, 2012-L-001364, (Ill.Cir.Ct. February 6, 2012)
- Window World of Chicagoland, LLC, et. al., v. Window World, Inc., et. al., 1:12-CV-00579, (N.D.Ill. January 26, 2012)
- Cold Stone Creamery, Inc. v. Ballard, et. al., 1:12-CV-00289, (N.D.Ill. January 13, 2012)
- Teague v. Teague, 1:11-CV-08129, (N.D.Ill. November 15, 2011)
- Athlete's Foot Brands, LLC, et. al. v. TAF Mid-America Enterprises, Inc., et. al., (N.D.Ill. November 7, 2011)
- Cold Stone Creamery, Inc. v. Hahn, 1:11-CV-07764, (N.D.Ill. November 1, 2011)
- Cold Stone Creamery, Inc. v. Taccogna, et. al., 1:11-CV-06783 (N.D.Ill. September 27, 2011)
- Cold Stone Creamery, Inc. v. Moore, et. al., 1:11-CV-06442, (N.D.Ill. September 19, 2011)
- Ex parte Compass Bank, 77 So.3d 578 , 2011 WL 3375660, (1100870), (Ala. August 5, 2011)
- Sleep Science Partners, Inc. v. Lieberman, 2011 WL 2669494, (C 09-04200 CW), (N.D.Cal. July 7, 2011)
- Kahala Franchising, LLC, et. al. v. Odeh, et. al., 1:10-CV-07966, (N.D.Ill. December 15, 2010)

- Lindstrom Brian A v. Paster Dan, 2010-M1-728404, (Ill.Cir.Ct. December 1, 2010)
- Sleep Science Partners Inc. v. Lieberman, 2010 WL 4316687, (C09-4200 CW BZ), (N.D.Cal. October 26, 2010)
- Burns Aaron v. Lindstrom Brian, 2010-M1-186456, (Ill.Cir.Ct. September 14, 2010)
- ISA Chicago Wholesale, Inc. v. Khan, 2010 WL 2266463, (09-CV-3942), (N.D.Ill. June 3, 2010)
- Sleep Science Partners v. Lieberman, >2010 WL 2219196, (09-04200 CW), (N.D.Cal. May 28, 2010)
- Hunt v. Astrue, 1:10-CV-02874, (N.D.Ill. May 10, 2010)
- Sleep Science Partners v. Lieberman, 2010 WL 1881770, (09-04200 CW), (N.D.Cal. May 10, 2010)
- Roaring Fork Capital Partners, Inc. v. Leuchtner, et. al., 1:10-CV-02824, (N.D.Ill. May 6, 2010)
- Amcore Bank v. 4501 N Milwaukee, 2009-CH-47032, (Ill.Cir.Ct. November 24, 2009)
- Prevent Child Abuse v. Wildman Harrold Allen, 2009-M1-199028, (Ill.Cir.Ct. November 18, 2009)
- ISA Chicago Wholesale, Inc. v. Khan, 2009 WL 3156707, (09-C-3942), (N.D.Ill. September 28, 2009)
- ISA Chicago Wholesale, Inc. v. Swisher Intern., Inc., 2009 WL 3152785, 2009-2 Trade Cases P 76,752, (08-CV-6538), (N.D.Ill. September 25, 2009)
- Cold Stone Creamery, Inc., et. al. v. JTITI, Inc., et. al, 3:09-CV-50217, (N.D.Ill. September 25, 2009)
- Sleep Science Partners Inc. v. Lieberman, et. al., 4:09-CV-04200, (N.D.Cal. September 10, 2009)
- Isa Chicago Wholesale, Inc. v. Khan, et al., 1:09-CV-03942, (N.D.Ill. June 30, 2009)
- 2187 N. Clybourn Partnership v. Cold Stone Creamery, Inc., 2009-L-007455, (Ill.Cir.Ct. June 25, 2009)
- Isa Chicago Wholesale, Inc. v. Sunrise Tobacco, Inc., 1:09-CV-03230, (N.D.Ill. May 28, 2009)
- 4550-4552 North Dr. v. Gonzalez John, 2009-M1-708605, (Ill.Cir.Ct. April 13, 2009)
- Chicago Hire Co. v. Cereality Operators, 2009-M1-121367, (Ill.Cir.Ct. March 12, 2009)
- Sleep Science Partners, Inc. v. Chiu, et. al., 1:09-CV-00868, (N.D.Ill. February 11, 2009)
- Isa Chicago Wholesale, Inc. v. Swisher International, Inc., 1:08-CV-06538, (N.D. Ill. November 13, 2008)
- Isa Chicago Wholesale, Inc. v. Swisher Internationa, Inc., 1:08-CV-03461, (N.D.Ill. June 17, 2008)
- Silliker Inc. v. Intergame US Ltd., 2008-M1-124080, (Ill.Cir.Ct. March 24, 2008)
- Silliker Inc. v. Rockland Corporation TRC, 2008-L-001614, (Ill.Cir.Ct. February 13, 2008)
- Silliker Inv. v. Minnesota Beef IND., 2007-M1-172755, (Ill.Cir.Ct. July 20, 2007)
- Silliker Inv. v. Valley Sun Products CALIF, 2007-L-007565, (Ill.Cir.Ct. July 20, 2007)
- Mail Boxes Etc., Inc. v. PBC Services, Inc., 2007 WL 841664, (4:06CV00188 GH) , (F.D.Ark. March 15, 2007)
- BAB Systems, Inc. v. Pilatus Inv. Group, Inc., 2007 WL 328877, (05-C-3038), (N.D.Ill. January 31, 2007)
- CDW Corporation v. Blimpie International, 2006-M1-195713, (Ill.Cir.Ct. December 7, 2006)
- Homes and Land Affiliates LLC v. Powerll, et. al., 4:06-CV-00274, (S.D.Ga. November 16, 2006)
- Coverall North America, Inc. v. Yonis, 3:06-CV-01048, (M.D.Tenn. October 26, 2006)
- Doe v. Brown, et. al., 2:06-CV-02129, (C.D.Ill. July 3, 2006)
- Beyene, et. al. v. Coverall of North America, Inc., et. al., 3:06-CV-00628, (M.D.Tenn. June 22, 2006)
- Mail Boxes, Etc., Inc. v. McDougal, 2006 WL 770132, (1:06-CV-189-SEB-VSS), (S.D.Ind. March 21, 2006)
- BAB Systems, Inc., et. al., v. BBH, Inc., et. al., 1:06-CV-01122, (N.D.Ill. March 1, 2006)
- Mail Boxes ETC., Inc. v. PBC Services, Inc., et. al., 4:06-CV-00188, (E.D.Ark. February 7, 2006)

- Mail Boxes ETC., Inc. v. McDougal, 1:06-CV-00189, (S.D.Ind. February 6, 2006)
- Brown Dog, Inc. v. Quizno's Franchise Co. LLC, 2005 WL 3555425, (04-C-18-X), (W.D.Wis. December 27, 2005)
- Leading Estates of the World v. Long and Foster Companies Inc., et. al., 2:05-CV-08110, (C.D.Cal. November 14, 2005)
- Bab Systems Inc., et. al. v. Pilatus Investment Group Inc., et al., 1:05-CV-03038, (N.D.Ill. May 20, 2005)
- Martin, et. al. v. Super Wash, Inc., et. al., 1:05-CV-01915, (N.D.Ill. April 1, 2005)
- Schwartz, et al., v. Super Wash, Inc., et. al., 1:05-CV-01562, (N.D.Ill. March 16, 2005)
- Adventures In v. Sobel, et. al., 1:04-CV-05456, (N.D.Ill. August 18, 2004)
- Super Wash Inc. v. Arcadian Chem Svc, et. al., 3:04-CV-50339, (N.D.Ill. August 10, 2004)
- Super Wash Inc. v. Carson Sterling, et. al., 1:04-CV-04618, (N.D.Ill. July 14, 2004)
- KTU Worldwide Inc. v. Hughes, et. al., 1:04-CV-04039, (N.D.Ill. June 15, 2004)
- Brown Dog Inc. v. The Quizno's Franchise Company LLC, 3:04-CV-00018, (W.D.Wis. January 12, 2004)
- Lockhart v. Meridian Medical Technology, 4:03-CV-01855, (E.D.Mo. December 29, 2003)
- Guardianship of Mercedes J. Hullaby-Lincoln, PGN-02-283323 Conservatorship & Guardianship - Person, KNOS 123.10 (Cal.Superior May 10, 2002)
- Guardianship of Tressie Collier, PGN-01-2815664 Conservatorship & Guardianship - Person, KNOS 123.10 (Cal.Superior April 13, 2001)
- Sierra Nat'l Ins. Hold, et. al. v. Credit Lyonnais S A, et. al., 2:01-CV-01339, (C.D.Cal. February 9, 2001)
- 66, Inc. v. Crestwood Commons Redevelopment Corp., 1998 WL 824494, (73626), (Mo.App. E.D. December 1, 1998)
- Wuchert v. Dr. Pepper/Cadbury, et al., 4:98-CV-01898 (E.D.Mo. November 12, 1998)
- Den Norske Bank v. First Nat. Bank of Boston, 1993 WL 773796, (CIV. A. 92-11294-NMG), (D.Mass. May 24, 1995)
- Bowdoin Const. Corp. v. Rhode Island Hosp. Trust Nat. Bank, N.A., 1994 WL 683023 (November 16, 1994)
- Schultz v. Rhode Island Hosp. Trust Nat. Bank, N.A., 1994 WL 326376, (CIV. A. 88-2870-JLT), (D.Mass. May 24, 1994)
- Den Norske Bank AS v. First Nat. Bank of Boston, N.A., 1993 WL 482911, (CIV. A. 92-11294-GN), (D.Mass. November 17, 1993)

Trademark Trial and Appeal Board

- Cato of Texas L.P. v. Oneida, LLC (TTAB)
- Securmark Scandinavia As v. TechTrex Inc. (TTAB)
- A.G. Barr P.L.C. v. Iron Beard Brewing, LLC (TTAB)
- Funkin Limited v. CTP Germany GmbH (TTAB)
- In Re: Universal Beauty Products Incorporated (TTAB)
- Universal Beauty Products, Inc. v. Xtreme Tools International, Inc., (92065885) (TTAB)
- Universal Beauty Products, Inc. v. Xtreme Tools International, Inc., (91234116) (TTAB)
- Virgin Enterprises Limited v. Doctors Pharmacy Co., Ltd. (TTAB)
- Swanson Tool Co., Inc. v. Js Products Inc. (TTAB)
- Vivid Seats Limited v. Justin Franklin (TTAB)
- Abbott Point of Care Inc. v. Diagnostics For All, Inc. (TTAB)
- Abbott Laboratories v. Daiichi Sankyo Company, Limited (TTAB)

- Virgin Enterprises Limited v. Frias Holding Company (TTAB)

Selected Experience

- Defeated motion to dismiss Computer Fraud and Abuse Act claims arising out of data scraping for online aggregator.
- Obtained transfer of anticipatory trademark lawsuit for global brand owner.
- Permanently enjoined terminated franchisee from selling catering services under client's Marks.
- Defeated motion to dismiss Illinois Franchise Disclosure Act claims brought by terminated licensee.
- Permanently enjoined online seller from infringing client's federally registered trademarks in connection with selling a competing product.
- Permanently enjoined terminated franchisees from infringing on franchisor's trademarks and violating post-termination covenant not to compete and compelling franchisees to surrender premises of their former store.
- Successfully dismissed claims brought against asset purchaser on a successor liability theory brought by creditor of former owner.
- Won arbitration for charity which detrimentally relied on a charitable pledge donor later tried to revoke.
- Won verdict for franchisor in suit brought by a terminated Area Director under the Wisconsin Fair Dealership Law.
- Prevailed in arbitration brought by franchisor against former real estate brokerage franchisee under the Illinois Franchise Disclosure Act.
- Permanently enjoined former franchisee from violating post-termination covenant not to compete and compelled arbitration of counter-claims resulting in opinion construing *Green Tree Financial* in the franchise context.
- Second chair in trial defeating claims brought by a certified class of consumers seeking over \$2 billion from a Big Three automotive manufacturer.
- Successfully obtained multi-district litigation from the J.P.M.L. of numerous class actions pending against Big Three automotive manufacturer.
- Obtained jury verdict in trial involving valuation of a condemned strip mall in St. Louis County garnering an additional \$1.2 million for the client.

Published In

- "Franchise USA 2020," Lexology Getting The Deal Through (LexGTD)
- "Trademark Exemptions to Business Opportunity Laws: A Puff of Smoke in the Marijuana Industry?" ABA Franchise Law Journal, Vol. 28, No. 2 Fall 2018
- "Our Future: How one Law Firm & Non-Profit are Partnering to Benefit Children," ABA Children's Rights Litigation Committee Newsletter January 2006.
- "Using Daubert to Oppose Class Action Certification," Washington Legal Foundation, August 11, 2001

Thought Leadership

March 25, 2026

World Trademark Review | 10 Ways to Lose Big in IP Agreements

World Trademark Review

December 5, 2025

Ten Ways to Lose Big in IP Agreements

February 13, 2024

New Poultry Transparency Rules Effective February 12, 2024: What You Need to Know

November 9, 2022

***Franchise USA 2022* | USA - Indiana Chapter**

Lexology Getting The Deal Through

September 21, 2022

NASAA Releases Statement of Policy Regarding the Use of Franchise Questionnaires and Acknowledgments

June 9, 2022

Hermès Case Could Determine How Courts Assess Trademark Rights in Connection with NFTs

February 2, 2022

How Secured Lenders Can Protect Their Interests When Dealing with Non-Fungible Tokens and Cryptocurrency

November 24, 2021

***Franchise USA 2021* | USA - Indiana Chapter**

Lexology Getting The Deal Through

December 29, 2020

Employee or Independent Contractor? Implications for the “ABC Test” and Federal Franchise Law

May 15, 2020

Franchises in Indiana Must Now Amend Their FDDs Upon a “Material Change” – Will Your COVID-19 Changes Trigger a Duty to Amend?

Speaking Engagements

- [Moderator, December 2021, Rise with Ice Miller & Friends Webcast \(Episode Seven\)](#)
- [Moderator, August 2021, Rise with Ice Miller & Friends Webcast \(Episode Six\)](#)
- [Moderator, May 2021, Rise with Ice Miller & Friends Webcast \(Episode Five\)](#)
- [Moderator, March 2021, Rise with Ice Miller & Friends Webcast \(Episode Four\)](#)
- [Moderator, January 2021, Rise with Ice Miller & Friends Webcast \(Episode Three\)](#)
- [Moderator, December 2020, Rise with Ice Miller & Friends Webcast \(Episode Two\)](#)
- [Moderator, October 2020, Rise with Ice Miller & Friends Webcast \(Episode One\)](#)
- "Hot Topics in IP Law," Midwest IP Symposium, Indianapolis, Ind., 2018
- "Patent, Trademark, and Copyright Basics for New Attorneys and General Practitioners," The Chicago Bar Association CLE, Chicago, Ill., 2017
- "Meeting Unmet Legal Needs: Unique Partnerships between Law Firms and Non-Profits," ABA Equal Justice Conference, Philadelphia, February 2006