Weevarach (Theo) Sangkhapaithoon

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EXPERIENCE

Student Attorney November 2025 - Present

Penn State Law Intellectual Property Clinic State College, PA

- Obtained "Limited Recognition" under 37 C.F.R. § 11.16 from the USPTO Office of Enrollment and Discipline (OED) to practice before the agency
- Managed a trademark prosecution docket, successfully overcoming Office Actions regarding Section 2(d) of the Lanham Act "Likelihood of Confusion" and descriptiveness refusals
- Drafted and customized transactional agreements for software startups, including NDAs, IP Assignment Agreements, Master Services Agreement (MSA) & Work Order, Technology License Agreement, and E-Commerce Terms of Use (ToU)
- Counseled clients on intellectual property and emerging technologies, including copyright liabilities in 3D printing and the protection of digital assets, distinguishing between ornamental design for Design Patents and functional utility for Utility Patents in 35 U.S.C. § 171 and § 101

Team Captain & Lead Oralist September 2025 - November 2025

ECUPL Intellectual Property Moot Shanghai, China

- Advocated on behalf of Penn State Dickinson Law in a fully English international moot, delivering oral arguments against 14 elite global law schools, including UPenn and Tsinghua, before a panel of distinguished IP scholars and practitioners
- Collaborated with a four-person team to research, draft, and finalize two 15-page appellate memorials for both the Petitioner and Respondent within a three-week deadline
- Analyzed international trademark frameworks to build arguments around the "reverse confusion" doctrine, applying multi-factor tests to resolve product classification conflicts between Class 29 and Class 32 goods

Judicial Law Clerk April 2023 - June 2025

Central Intellectual Property and International Trade Court Bangkok, Thailand

- Drafted a judicial opinion for the Vice Presiding Judge in the Luckin Coffee v. Royal 50R Group trademark litigation, analyzing cross-border issues of "bad faith" registration versus "first-to-file" principles, awarding approximately $300,000 in damages
- Analyzed evidence and drafted judicial opinions for a docket of over 108 civil and criminal lawsuits, adjudicating issues of trademark distinctiveness, anti-counterfeiting, and illicit commercial activities for global entities including Apple Inc., Lotte Co., and SKF/Koyo
- Addressed novel copyright infringement issues across digital and physical media (e.g., ITV Studios v. Zense), determining liability for unauthorized reproduction and distribution under Internet Service Provider (ISP) liability and "Safe Harbor" protections
- Drafted judicial advisory opinions on e-commerce liability (e.g., Alibaba/Lazada patent litigation), establishing legal tests for "actual knowledge" and "control capacity" to determine contributory infringement liability and secondary liability

Associate Attorney December 2021 - March 2023

Tilleke & Gibbins International Bangkok, Thailand

- Managed civil litigation and trial preparation for global clients (e.g., ASSA ABLOY, Mercedes-Benz), including drafting post-trial briefs (Closing Statements) and preparing witnesses for testimony to establish claims of trademark infringement and bad faith registration
- Directed anti-counterfeiting enforcement strategies, coordinating with the Economic Crime Suppression Division (ECD) to execute search and seizure warrants against warehouses and retail networks distributing counterfeit goods for major brands like Panasonic and Supreme
- Provided legal opinions and quantitative risk assessments (e.g., analyzing 25-60% probability of success) regarding trademark registrability, unfair competition, and false designation of origin risks under Section 43(a) of the Lanham Act
- Executed online brand protection programs, including drafting and submitting takedown notices under Digital Millennium Copyright Act (DMCA) for infringing products on social media platforms and e-commerce sites, and negotiating cease-and-desist settlements to resolve disputes pre-litigation

EDUCATION

Master of Laws (LL.M.) (3.89/4.00 GPA) (Top 5% of the class) August 2025 - May 2026

The Pennsylvania State University, Dickinson Law

- Eligible for the New York Bar (July 2026)

Bachelor of Laws (LL.B.) (3.84/4.00 GPA) (Summa Cum Laude) July 2018 - October 2021

Assumption University

SKILLS

Intellectual Property Law Trademark Prosecution, IP Assignment Agreements, Technology Licensing, DMCA Takedown Notices, Patent Prosecution

Litigation & Advocacy Civil Litigation, Trial Preparation, Appellate Advocacy, Anti-Counterfeiting Enforcement, Search & Seizure Warrants

Legal Research & Analysis Legal Research, Bluebook Citation, Case Analysis, Legal Writing, Contract Analysis, Evidence Analysis

Transactional Law Contract Drafting, NDAs, Master Services Agreements, Technology License Agreements, E-Commerce Terms of Use

Legal Technology & Software Clio, LexisNexis, Westlaw, TESS, PatFT, Microsoft Office

PUBLICATIONS

The Implementation of Compulsory Licensing as a Solution for Copyright Conflict in Generative AI Training Data https://sites.psu.edu/jlia/the-implementation-of-compulsory-licensing-as-a-solution-for-copyright-conflict-in-generative-ai-training-data/ December 2025

Penn State Journal of Law and International Affairs

REFERENCES

Jonathan D'Silva

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Richard Settgast

Professor of Law (LL.M. Legal Analysis, Writing, and Research) | Email: richardsettgast@gmail.com | Phone: 914-907-3302

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Professor of Law (Civil Procedure) | Email: jcm41@psu.edu | Phone: 814-865-4285