



MELISSA N. SUBJECTEK

Partner, Litigation Practice; Equine Practice Leader;
and Agriculture Practice Co-Leader

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Melissa is an experienced and dedicated business litigator. She represents prominent national corporations in complex contract, intellectual property, banking, employment, and business disputes, as well as professional malpractice matters. Melissa's extensive experience litigating intellectual property matters includes patent, trademark, copyright, and trade secret disputes. Melissa also represents banks and financial institutions in class action and complex civil litigations, including matters involving allegations of fraud and breach of fiduciary duty, as well as those implicating their BSA/AML programs. In addition, as a member of the firm's COVID-19 Litigation and Employment Action Team, Melissa regularly represents and counsels suppliers, manufacturers, distributors, and vendors on a variety of contract and supply chain disputes, including force majeure.

She has represented both plaintiffs and defendants in diverse areas, including the financial, aerospace, pharmaceutical, medical, dental, and genetic testing industries. She has prosecuted and defended these cases across New York State and elsewhere, frequently obtaining or opposing applications for preliminary injunctive relief.

In addition to general business and intellectual property litigation, Melissa—an owner, breeder, and experienced rider of several national champion Arabian and Half-Arabian horses—is also well versed in and uniquely positioned to practice equine and agriculture law. Melissa's knowledge of these industries, combined with her experience in contract and litigation matters, makes her particularly adept at protecting the diverse legal needs of agricultural operations and horse owners, breeders, trainers, and equestrian facilities. Melissa represents clients in a broad range of matters, including those related to equine and agriculture litigation, dispute resolution, and industry specific contracts.

Honors

- Listed, *Best Lawyers in America* (Gaming Law; Cannabis Law; and Commercial Litigation) 2020 - 2024

The Guaranty Building
140 Pearl Street
Suite 100
Buffalo, NY 14202

Saratoga Springs
60 Railroad Place
Suite 300
Saratoga Springs, NY 12866
518.736.2900

Practices & Industries

Business Litigation
Intellectual Property Litigation
Intellectual Property & Technology
Equine
Agriculture
Aerospace & Defense
Banking & Finance
Europe-U.S. Cross-Border
Life Sciences
Non-Compete, Non-Solicit & Trade
Secrets

Admissions

New York
U.S. Court of Appeals, Second
Circuit
U.S. District Court, Eastern District

MELISSA N. SUBJECK

- Listed, *Upstate New York Super Lawyers* (Business Litigation) 2013 - 2023
- *Buffalo Business First's* 40 Under Forty award, 2014
- National Trial Lawyers' Top 40 Under Forty
- Leadership Buffalo Class of 2014

In the News

Hodgson Russ Team Wins Dismissal of Patent Case
April 2023

Webcast Speakers: Cannabis Legalization Passed, But Much Remains To Be Done
The Trusted Professional, April 22, 2021

A Pandemic is the Perfect Time to Make an Estate Plan
Chronicle of the Horse, May 20, 2020

Growing anticipation: Businesses and lawyers are collaborating now on legalization plans
Buffalo Business First, March 12, 2020

Buffalo Business First - Thought Leaders: Almost Legal: Changes are coming to region's cannabis industry
Buffalo Business First, March 22, 2019

Hacked!
EquiManagement, February 9, 2018

40 Under 40: Melissa Subjeck
Buffalo Business First, November 7, 2014

Profile: Melissa Subjeck
Arabian Horse Times, October 2014

Melissa N. Subjeck Honored by National Trial Lawyers: Top 40 Under 40
July 3, 2012

Five Hodgson Russ Attorneys Admitted to New York State Bar
April 11, 2007

of New York

U.S. District Court, Northern
District of New York

U.S. District Court, Southern
District of New York

U.S. District Court, Western District
of New York

U.S. Court of Appeals, Federal
Circuit

U.S. Court of Claims

Education

Canisius College, B.A., summa cum
laude

University at Buffalo School of Law,
J.D., cum laude

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Press Releases

55 Hodgson Russ LLP Attorneys Named to 2023 *Upstate New York Super Lawyers* List
August 23, 2023

83 Hodgson Russ LLP Attorneys Ranked in 2024 Edition of *Best Lawyers in America*
August 17, 2023

Fifty-Nine Hodgson Russ Attorneys Ranked in 2022 Edition of *Upstate New York Super Lawyers*
Hodgson Russ Press Release, August 23, 2022

71 Hodgson Russ Attorneys Ranked in 2023 Edition of *Best Lawyers in America*
Hodgson Russ Press Release, August 19, 2022

Fifty-Four Hodgson Russ Attorneys Ranked in 2021 Edition of *Upstate New York Super Lawyers*
Hodgson Russ Press Release, August 20, 2021

55 Hodgson Russ Attorneys Ranked in 2022 Edition of *Best Lawyers in America*
Hodgson Russ Press Release, August 19, 2021

Sixty-Two Hodgson Russ Attorneys Named to 2020 *Upstate New York Super Lawyers*
Hodgson Russ Press Release, September 8, 2020

55 Hodgson Russ Attorneys Ranked in 2021 *Best Lawyers in America*
Hodgson Russ Press Release, August 20, 2020

52 Hodgson Russ Attorneys Named to Various *Best Lawyers* Listings
Hodgson Russ Press Release, August 20, 2019

Sixty Hodgson Russ Attorneys Named to 2019 *Upstate New York Super Lawyers*
Press Release, August 12, 2019

Publications

The Battle After *Warhol*: Tattoos as Artwork or Infringement?
Hodgson Russ Intellectual Property Litigation Alert, April 24, 2024

FTC Adopts Rule Banning Most Non-Competes and the Legal Slugfest Begins
Hodgson Russ Non-Compete, Non-Solicit, and Trade Secrets Alert, April 24, 2024

AI Lawsuit May Eclipse Claims of Fair Use
Hodgson Russ Intellectual Property Litigation Alert, April 5, 2024

Music Copyrights on a Roll – Read and Listen to Hear the Latest
Hodgson Russ Intellectual Property Litigation Alert, October 6, 2023

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Taco Bell Throws Its Hat in the Ring to Free “Taco Tuesday” from Trademark Protection

Hodgson Russ Intellectual Property Litigation Alert, May 30, 2023

Warning: Don’t Ignore Your Customers’ Secured Lenders, You Could be Required to Pay Twice!

Hodgson Russ Banking & Finance Alert, March 27, 2023

Copyright Claims of Cosmetic Company Continue to Trial

Hodgson Russ Intellectual Property Litigation Alert, March 23, 2023

The Collapse of Silicon Valley Bank and Signature Bank and FDIC Receiverships Generally

Hodgson Russ Banking & Finance Alert, March 13, 2023

Luxury Fashion Designer Earns Its Stripes In Trademark Victory Against adidas

Hodgson Russ Intellectual Property Litigation Alert, January 27, 2023

FTC Takes Direct Aim at Employee Non-Compete Agreements

Hodgson Russ Non-Compete, Non-Solicit, and Trade Secrets Alert, January 6, 2023

Presentations & Events

Equine Liability Talk

Cornell Cooperative, April 23, 2024

U.S. Readiness

BelCham, April 22 - 26, 2024

Intellectual Property Protection & Enforcement: Protecting Your Most Valuable Assets

Bar Association of Erie County, Hodgson Russ, 140 Pearl Street, Buffalo, NY 14202, October 12, 2023

Key Threats and Cyber Risks Facing Financial Institutions

M&T Legal Division - Knowledge at Noon Series, September 21, 2023

Financial Institutions as Targets in Ponzi Scheme Litigation – Practical Considerations and Recent Cases

M&T Legal Division - Knowledge at Noon Series, M&T Bank, Buffalo, NY, June 29, 2023

Intellectual Property Protection & Enforcement Webinar Series

April 20, May 25, and June 22, 2023

US Readiness Online Immersive 6.0

BelCham, June 20, 2023

U.S. Legal Issues for European Companies Webinar Series

February 24, 2023

Attorney-Client Privilege: What General Counsel Needs to Know

Niagara Frontier Corporate Counsel, February 18, 2022

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Virtual Bridge Market Entry Program: An Introduction to Liability Risks in U.S. Contracts for Finnish Companies
August 26, 2021

Professional Affiliations

- Federal Bar Association
- New York State Bar Association
- Bar Association of Erie County
- Co-Chair of Intellectual Property, Computer, and Entertainment Law Committee, Bar Association of Erie County