

Bryon Benevento

Partner

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Companies turn to Bryon to protect their products, their intellectual property, and their reputations when threatened by litigation.

Bryon's trial practice is focused in the areas of intellectual property litigation, healthcare litigation, and commercial disputes. He currently serves as regional and national trial counsel for clients in the medical device, dialysis, and pharmaceutical fields. His intellectual property litigation experience includes patent, trademark, trade dress, trade secrets, licenses, Lanham Act, and copyright infringement matters. Bryon's healthcare litigation experience includes restrictive covenants, medical privileges/credentialing, Stark Act/Kickback violations, ERISA violations, and reimbursement disputes. Bryon's commercial litigation experience includes breach of contracts, partnership disputes, fiduciary duty violations, shareholder disputes, real estate development litigation, and real property rights. Bryon has trial experience at all levels of the court system and in varied jurisdictions. He is licensed in the states of New York, Utah and Washington. He has appeared via pro hac vice in approximately 25 states. He has tried cases to verdict in Utah, California, New Mexico, Washington, Idaho, and Texas, and represented clients before administrative boards and in arbitration. He is a frequent presenter on a wide range of legal issues including legal ethics, intellectual property, and civil procedure. He currently divides his time between offices in Salt Lake City and New York City.

Select Experience

- Successfully represented various medical device manufacturers in lawsuits brought by individuals claiming to have been injured by defective medical supplies, products and devices.
- Successfully represented various pharmaceutical companies in lawsuits brought by individuals claiming to have been injured from dangerous prescription medications.
- Successfully represented various manufacturers and retailers in Lanham Act, false advertising, and unfair trade practices disputes pertaining to product efficacy claims, labeling claims, and marketing practices.

Education

- University of Utah, S. J. Quinney College of Law (J.D., 1988)
 - Note and Comment Editor, *Journal of Contemporary Law*; *Journal of Energy Law & Policy*; William H. Leary Scholar; American Jurisprudence Award, Constitutional Law and Anti-Trust
- University of Utah (B.S.)
 - *cum laude*

Bar Admissions

- New York
- Utah
- Washington

- Successfully represented various medical providers in multiple reimbursement actions and benefit disputes involving UCR charges, single patient agreements, plan benefits determinations, medical necessity claims, and breach of provider services contracts.

Court Admissions

- U.S. Supreme Court
- U.S. District Court of New York, Southern Division
- U.S. District Court of Utah
- U.S. District Court of Washington
- State of New York, Supreme Court
- State of Utah, Supreme Court
- State of Washington, Supreme Court
- U.S. Tax Court

Professional Affiliations

- American College of Trial Lawyers, Fellow and current Vice-Chair of State Committee
- Former member of the Product Liability Advisory Council through November 2016
- International Association of Defense Counsel, Member
- Utah Defense Lawyers Association, Member
- State Bar of Utah
- Character & Fitness Committee, Member and Past Chair
- New York State Bar Association, Member
- New York City Bar Association - Resident Member
- American Inns of Court, Master and Past President
- Federal Bar Association, Member
- Tri-State Federal Bar Association & Intellectual Property Group, Member
- Chair of the University of Utah Alumni Debate Program

Accolades

- *Chambers USA*, Litigation: General Commercial, Utah, 2009-2015, 2017-2026
- *Best Lawyers in America*®, 1997-2026
- *New York Metro Super Lawyers*®, 2009-2026
- *Mountain States Super Lawyers*®, 2019-2026
- *Mountain States Super Lawyers*®, "Top 100," 2025
- *Utah Business Magazine*, Utah Business Elite: Business Litigation (2009-2011), Civil Litigation (2012, 2014-2015, 2018, 2021)
- *Benchmark Litigation*, "Local Litigation Star – Utah," 2013-2019, 2021-2022, 2024, 2026

Select Presentations

- *Emerging Companies: From Domestic Establishment to International Expansion*, Cardozo Law School (March 2016)
- *Spoliation of Evidence*, Products Liability Advisory Council, PLAC 2014 Fall Conference (October 2014)
- *Trial Academy*, Utah State Bar (May 2013)
- *Strategies for Jury Selection*, American College of Trial Lawyers (March 2013)

- *Misdiagnosis of Brain Injury*, Utah Defense Legal Association (May 2013)
 - *Intellectual Property Issues*, Tri-State Federal Bar Association (May 2008)
 - *Impact of KSR*, Tri-State Federal Bar Convention (Fall 2007)
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Insights

June 1, 2023

Utah 2023 Legal Elite

March 19, 2019

Dorsey Partner Bryon Benevento Comments on SCOTUS Asbestos Case

August 16, 2018

Monsanto's Roundup Case: What's at Stake from a Legal and Policy Perspective