



Nate A. Garhart

Special Counsel

ngarhart@fbm.com

San Francisco: 415.954.4425

Nate Garhart's practice centers on protecting and maximizing the value of various forms of intellectual property, which often represent important assets and major revenue sources for organizations ranging from startups to public companies and nonprofits.

Nate's work spans the gamut from selecting and registering trademarks, to protecting and enforcing copyrights, to strategic negotiation of licenses of all kinds. He also works with clients to minimize the legal risks related to their branding, advertising, and publicity strategies. Online, he counsels clients on internet issues and e-commerce topics, drafts website terms of use and privacy policies helping clients comply with Europe's GDPR and California's CCPA, and reviews customer communications for compliance with current laws.

Clients retain Nate because while he specializes in the protection of intellectual property, he considers the business as a whole. Registration, a demand letter, or a licensing agreement has no meaning or value without an understanding of the business goals of the owner. With this understanding, he is able to identify the right legal tool for the situation, and manage disputes and deals in the most strategically appropriate manner for a client.

In short, Nate delivers value to clients by focusing on results.

Experience

ACE Cider Sale to Vintage Wine Estate

Represented ACE Cider, The California Cider Company, the top independently owned hard cider brand in the U.S., in its sale to Vintage Wine Estates, Inc.

Far Niente Family of Wineries & Vineyards

Represented Napa Valley luxury wine producer Far Niente Family of Wineries & Vineyards in its acquisition of the Provenance Vineyards real estate in Rutherford, Calif. from Treasury Wine Estates. Far Niente purchased the property as the new home for its Bella Union brand. Farella also advised Far Niente on the concurrent sale of the Provenance brand and inventory to Lodi, Calif.'s Thomas Allen Vineyard & Wines.

Data Management and Brand Protection

Established website privacy policy to conform with evolving legal landscape; prepared nondisclosure agreement; advised clients on overall brand protection through trademark registration and enforcement.

Publications

September 1, 2021

Services

- Business Transactions
- Consumer Products + Manufacturing
- Data Analytics
- Internet Law
- Privacy and Cybersecurity
- Technology
- Trademark Counseling + Litigation
- Family-Held Enterprises

Education

- Duke University School of Law (J.D., 1996)
 - . *cum laude*; research editor, *Duke Journal of Comparative & International Law*
- University of Pittsburgh (B.A., 1993)
 - . with honors

Bar Admissions

- California
- New York

How to Guard Against 3 Cannabis Cyber Attack Risks

mg Magazine

August 30, 2021

No Quarter: What Claims Doesn't Section 230 of the Communications Decency Act Protect Platform Companies Against?

The Recorder

June 1, 2021

Cyber Insurance for the Cannabis Industry

Cannabis Industry Education Series

April 29, 2021

Employment Law Issues to Consider Before Including Work Made for Hire Clauses in Contractor Agreements

ABTL Report - Spring 2021

March 31, 2021

PSDcast – Is Energy Companies' Customer Data a Trade Secret?

Power Systems Design

January 28, 2021

Cannabis Advertisements Prohibited on California Interstates and State Cross-Border Routes

January 26, 2021

IP Law up for Best Supporting Role in the COVID-19 Relief Spending Bill and Other New Legislation

The Recorder

January 26, 2021

Cannabis IP: Using Intellectual Property to Protect Your Assets and Grow Your Business

Cannabis Industry Education Series

December 03, 2020

Top 10 Practical Business Implications Arising From the Passage of the CPRA

The Recorder

November 10, 2020

Electric Fence: Protecting Proprietary Rights in Collected Energy Data

October 22, 2020

The CCPA and Nonprofits_ Privacy and IP Hot Topics

Nonprofit Education Series

August 27, 2020

Twists in the Plot: California AG Releases Final CCPA Regulations

July 9, 2020

Reopening Wine Businesses: Employee and Consumer Data Privacy

Wine Industry Education Series

June 3, 2020

Reopening Businesses Must Consider Employee and Consumer Privacy

Wine Business Monthly

May 20, 2020

Reopening Plans and Recommended Protocols Beg New Privacy Issues

May 19, 2020

Senate Democrats Release Competing COVID-19 Privacy Bill

May 14, 2020

Trademark Office Deadlines and Coronavirus-Related Delays (Updated)

May 8, 2020

Signatures Submitted for Inclusion of New California Privacy Law on November Ballot

May 7, 2020

Federal “COVID-19 Consumer Data Protection Act” Proposed

May 5, 2020

Private Rights of Action and the CCPA—Unlimited Limitation?

The Recorder

April 1, 2020

Public Ends From Private Means: Privacy Rights and Benevolent Use of Personal Data

March 18, 2020

Data Scraping Under the Revised CCPA Regulations

February 20, 2020

Time to Check Your Cyber Insurance

TAG Cyber Law Journal

November 22, 2019

Is your company covered by California’s new privacy law?

North Bay Business Journal

June 20, 2019

Nonprofits and the California Consumer Privacy Act

May 14, 2019

Cannabis Companies and the California Consumer Privacy Act

April 25, 2019

Is Your Wine Business Ready for the California Consumer Privacy Act?

Outside the Office

Nate enjoys being in motion. He is a motorcyclist with a fondness for Ducatis, which he rides in the hills of the Bay Area. He is also a runner and a skier, and serves as a member of the National Ski Patrol and as the legal advisor to the Eastern Sierra region of the organization.