

Victoria L. Smith

She/Her

SENIOR COUNSEL

vicki.smith@stinson.com

Direct: 816.691.3360

Office: Kansas City



Vicki creatively crafts winning strategies to resolve challenging bet-the-company litigation with extensive experience in antitrust issues, complex class action cases, and intellectual property cases.

A powerful litigator, Vicki focuses her practice on complex business litigation, leveraging her strong legal presence to protect her clients' interests and advance key business goals. Her extensive experience in antitrust and intellectual property litigation includes cases involving damages allegations in excess of a billion dollars. Vicki's antitrust experience also includes counseling clients on antitrust compliance matters and assisting on deals and pre-merger activities as they relate to antitrust.

Vicki represents clients in numerous jurisdictions with extensive experience in federal multi-district litigation, consolidated litigation under state court procedure and nation-wide class actions. She coordinates strategy in cases with multiple defendants and plaintiffs and goes the distance to represent clients in preliminary injunction proceedings, at trial and on appeal. She has strong experience in the pharmaceutical and manufacturing industries, defending antitrust allegations and protecting IP interests across a wide range of products. Echoing the firm's commitment to pro bono work, Vicki successfully obtained a new trial for a man whose conviction resulted from ineffective counsel and has done work on voter protection issues.

PRACTICES & INDUSTRIES

- Antitrust
- Business Litigation
- Class Action
- Intellectual Property & Technology
- Patent Litigation
- Trademark, Trade Dress, False Advertising & Unfair Competition Litigation
- Trade Secret Litigation

ADMISSIONS

- Missouri, 1993
- Kansas, 1994
- U.S. Supreme Court
- U.S. Court of Appeals for the Second Circuit
- U.S. Court of Appeals for the Eighth Circuit
- U.S. Court of Appeals for the Tenth Circuit
- U.S. District Court for the Western District of Missouri
- U.S. District Court for the District of Kansas

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Prior to joining the firm, Vicki served as a law clerk to the Honorable D. Brook Bartlett in the U.S. District Court for the Western District of Missouri.

EXPERIENCE

Vicki defended a major pharmaceutical manufacturer against antitrust allegations arising from the settlement of patent litigation.

She represented a major pharmaceutical manufacturer who, along with a number of other manufacturers, was sued in federal and state courts for alleged antitrust violations in determining the price of brand name prescription drugs.

Vicki protected a major pharmaceutical manufacturer against claims of monopoly restraint of trade in the sales and marketing of a billion dollar drug.

She defended the NCAA against allegations that its bylaws limiting the use of logos on athletic apparel violated federal antitrust and state laws.

Vicki protected the manufacturer of railroad car components against claims of patent infringement, enforced design patent rights for a manufacturer of sporting goods, and defended a manufacturer of voting equipment against claims of patent infringement.

She successfully obtained, at the district court and on appeal, declaratory and injunctive relief prohibiting the state of Missouri from challenging an interstate bank merger.

Vicki defended the use of a trademark of a major non-profit organization, protected the trade dress of a pet product, and pursues claims of false advertising under the Lanham Act.

When she is not practicing law, Vicki is an avid photographer.

EDUCATION

University of Missouri-Columbia, J.D., *cum laude*, 1993

- Order of the Coif
- *Missouri Law Review*, Associate Managing Editor
- James S. Rollins Award for Academic Excellence
- Selected for the ABA Moot Court Team

University of Missouri-Columbia, B.A., 1983

- Phi Beta Kappa
- Honors College

CLERKSHIPS

Honorable D. Brook Bartlett in the U.S. District Court for the Western District of Missouri

Victoria L. Smith

RECOGNITIONS

Selected to the 2024 edition of *Best Lawyers in America*©

AV Preeminent by *Martindale Hubbell*

Missouri Law Weekly, Pro Bono Award Recipient, 2020

PROFESSIONAL & CIVIC ACTIVITIES

American Bar Association

Missouri Bar Association

Kansas City Metropolitan Bar Association

Ross T. Roberts Inn of Court

University of Missouri Alumni Association, Past Diversity Committee Member

ACLU of Kansas Legal Panel

Serves of the Board of the Wornall Majors House Museums

NEWS

Collaborative ESG Efforts, Antitrust Risk Examined by Dulani, Smith in *Bloomberg Law*
09.27.2023

175 Stinson Attorneys Selected to the 2024 *Best Lawyers in America* List
08.17.2023

Vicki Smith Discusses Election Day Voting with *The Beacon*
09.17.2020

Stinson Acts as Legal Counsel to AOA in Successful DOJ Business Review Letter Response
01.27.2020

PUBLICATIONS

"[ESG Collaborations Face Challenges Without Safe Harbor Guidance](#)," *Bloomberg Law*, September 2023

In Wake of COVID-19 Pandemic, U.S. Department of Justice Coronavirus-Related Prosecutions Heat Up
04.03.2020

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