

THE COPYRIGHT SOCIETY OF THE U.S.A.

Washington, D.C. Chapter
Troy Dow and Eric Schwartz, Co-Chairs

November 7, 2007

Dear Members of the Washington, D.C. Chapter of the Copyright Society:

We are looking forward to seeing you at our December 5 LUNCHEON program, at the Motion Picture Association of America (MPAA).

Topic: Secondary Liability In A Perfect 10 World

(Note: This is an encore presentation of the program held in New York at the Princeton Club on October 11, 2007.)

Could search engines be liable for copyright infringement by linking to and caching, allegedly infringing web pages and images, and could credit card companies be liable for failing to terminate payment processing for allegedly infringing websites? Not so, said the 9th Circuit in *Perfect 10 v. Google*, ruling on a grab bag of copyright fair use and secondary liability questions and in *Perfect 10 v. Visa*, affirming the dismissal of secondary copyright, trademark, and publicity claims. The *Google* case continues towards trial after reversal of a preliminary injunction; Perfect 10 has asked for a rehearing of the *Visa* and *Google* cases and filed a new case against Microsoft. As these cases proceed, the perfect battles wage on, and the perfect picture grows ever more complex after *Perfect 10 v. CCBill*, as well. Where does all this litigation leave us? How will copyright owners stop piracy when only the secondary infringers are within the US courts' jurisdiction? And how perfect is it all, anyway?

Speakers: We are privileged to present panelists Andrew P. Bridges (who successfully argued two of the *Perfect 10* appeals) and Nancy Wolf (who was extensively involved in *amicus* briefings), and moderator Eric Schwartz.

To attend this exciting panel discussion, please complete the attached form, and mail or fax it to The Copyright Society of the U.S.A. – D.C. Chapter, c/o Mitchell Silberberg & Knupp LLP, 1818 N Street, NW, 8th Floor, Washington, D.C. 20036, fax # (202) 355-7899, **by November 28, 2007**. We look forward to seeing you on **December 5**.

Date: **December 5, 2007**

Time: 12:00 p.m.- 2:00 p.m. **(program will end promptly)**

Place: **Motion Picture Association of America (MPAA), 1600 Eye Street, NW, Washington, D.C. 20006**

Cost: \$35.00 (members) \$40.00 (non-members) \$20.00 (students)

Note: There is a \$5.00 surcharge for any registrations received after November 28, 2007.

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SPEAKERS

Andrew P. Bridges is a partner at Winston and Strawn in San Francisco. Among his notable copyright and related matters, he defended Diamond Multimedia Systems, Inc. in the case brought by RIAA to halt introduction of the Rio MP3 music player; and ClearPlay Inc. in a case by major Hollywood studios and directors challenging software that allows owners of motion picture DVDs to skip and mute portions of the DVDs to shield their children from violence and other offensive content during replay. He was original lead counsel defending StreamCast Networks (producer of the Morpheus P2P communication software) in the Grokster case. Mr. Bridges represented Digital Media Association in an amicus brief to the Ninth Circuit in the Napster case and a variety of trade associations in an amicus brief to the district court in *Paramount v. ReplayTV*. Mr. Bridges is lead counsel for Google in the *Perfect 10 v. Google* litigation, for MasterCard in *Perfect 10 v. Visa*, and for Microsoft in *Perfect 10 v. Microsoft*.

Nancy E. Wolff is a partner at Cowan, DeBaets, Abrahams & Sheppard. She practices primarily in intellectual property and digital media law, with clients that include the Picture Archive Council of America (PACA), PLUS, Inc., stock photo libraries, publishers, digital media companies, and individual photographers, authors, illustrators, and designers. She counsels clients in copyright, trademarks, licensing, digital media rights, rights of publicity and privacy and libel. In addition to transactional work, she represents clients in arbitration hearings as well as state and federal court civil actions. Her 2007 book entitled "*The Professional Photographer's Legal Handbook*" is published by Allworth Press/PACA and is available at the website of the Picture Archive Council of America.

Eric Schwartz is a partner at Mitchell, Silberberg and Knupp in Washington, D.C., and Adjunct Professor of Copyright Law at Georgetown University Law Center. Eric's practice is a mix of domestic and international copyright law, where he has represented and counseled clients in the areas of entertainment law, publishing, art law, copyright, trademark, including all forms of commercial transactions from the motion picture and television industry to the major music label and publishing world. He has testified before Congress and relevant federal agencies and served as a principal participant in crafting successfully enacted copyright law amendments including: the Berne Convention Implementation Act of 1988, the Visual Artists Rights Act of 1990, Copyright Renewal Act of 1992, and National Film Preservation Acts of 1992 and 1996.

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Registration Form – Washington, D.C. Chapter

Return This Form To: Attention: Pam Burchette Mitchell Silberberg & Knupp LLP 1818 N Street, NW, 8th Floor Washington, D.C. 20036-2406 Telephone: (202) 355-7906 Fax: (202) 355-7899 Email: psb@msk.com	Event: “Secondary Liability in a Perfect 10 World” Wednesday, December 5, 2007, 12:00 PM Motion Picture Association of America 1600 Eye Street, NW Washington, D.C. 20006
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Please print clearly:

NAME: _____

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Registration Fees:

Payment by check made payable to “THE COPYRIGHT SOCIETY OF THE USA” *must* accompany this form.

Type	Cost	After 11/28	Quantity	Total	Total Cost
_ Members	\$35.00	\$40.00	_____	_____	_____
_ Nonmembers	\$40.00	\$45.00	_____	_____	_____
_ Students	\$20.00	\$25.00	_____	_____	_____

Cancellation and Refund Policy:

Full refund will be issued if a cancellation is received in writing 5 days prior to the event.

No refunds or credits will be issued for cancellations 3 business days before the event.

Registrations are transferable.

Additional Registrants:

First Name	Last Name	Email