

# THE COPYRIGHT SOCIETY OF THE U.S.A.

New York Chapter

Rose Auslander and Joseph Salvo, Co-Chairs

December 27, 2006

Dear Members of the New York Chapter of the Copyright Society:

Happy holidays! We are pleased and excited to invite you to our first luncheon program of 2007, offering 1 CLE Credit. Please join us on Wednesday, January 10, at the Princeton Club:

## Topic: *Back to Christopher Robin -- Termination Rights*

The next wave of copyright litigation may be about termination rights -- will you be ready?

Some thirty years ago, when Congress extended the term of copyright protection in the Copyright Act of 1976, it also created a new termination right, allowing authors and their families to terminate disadvantageous grants in the authors' works and to recapture rights after the works' true value could be fully ascertained. In the early years, there were few reported decisions examining the new right's scope and limitations. Recently, however, several high-profile copyright termination cases have reached the federal courts -- involving some of the world's most beloved characters, such as Winnie-the-Pooh, Captain America, Superman and Lassie, and famous authors, such as A.A. Milne and John Steinbeck.

Our distinguished panel includes counsel who have participated in many of the above cases, as well as the academic perspective. Our panel will examine the existing and emerging case law on the termination provisions (Section 304 for pre-1978 grants, Section 203 for post-1978 grants). They also will explore hypotheticals and consider additional, as-yet unlitigated issues to consider when contemplating, or faced with, termination of a copyright grant.

### Speakers:

Susan Kohlmann is the chair of the New York Intellectual Property Department of Pillsbury Winthrop Shaw Pittman LLP. She specializes in litigating and advising clients on intellectual property and other complex commercial matters. Susan is counsel of record for the Estate of Elaine Steinbeck—an appellant in the copyright termination litigation concerning author John Steinbeck's works, which is pending before the Second Circuit.

Michael Landau is Professor of Law and Director of the Intellectual Property Program at Georgia State University College of Law in Atlanta. During the 2005 – 2006 academic year, Professor Landau was a Fulbright Scholar at the IPR Center at the University of Helsinki. His law degree is from the University of Pennsylvania, where he was a recipient of the Nathan Burkan Award. Prior to entering academia, Professor Landau practiced with Cravath, Swaine & Moore and Skadden Arps Slate Meagher & Flom. He is also a mean blues guitar player.

Patrick T. Perkins is a solo practitioner who litigates, counsels and advises primarily on copyright, trademark, unfair competition and related matters. Patrick has extensive experience in the area of termination of copyright transfers under Sections 203 and 304 of the Copyright Act: while a litigation partner at Fross Zelnick, he represented defendant Stephen Slesinger, Inc. in the Winnie-the-Pooh termination litigation; and currently he is co-counsel for the defendants in the Superman termination litigation, *Siegel v. Warner Brothers Entertainment, Inc.*

David Donahue (moderator) will become a partner of the law firm Fross Zelnick Lehrman & Zissu, P.C., effective January 1, 2007. He first encountered the copyright termination provisions as a law clerk for Hon. Joseph M. McLaughlin, author of the Second Circuit's decision in the *Captain America* termination case. More recently, David and his firm obtained summary judgment for defendant Stephen Slesinger, Inc. in the *Winnie-the-Pooh* copyright termination litigation with respect to the termination notice served by author A. A. Milne's granddaughter.

Date: **Wednesday, January 10, 2007**

Time: **12 noon – 12:30 p.m.: Cocktails (cash bar)**  
**12:30 p.m. – 1:00 p.m.: Lunch**  
**1:00 p.m. – 2:00 p.m.: Program (will start & end promptly)**

Place: **The Princeton Club, 15 West 43rd Street, New York, NY**

CLE: ***The Copyright Society of the U.S.A. is a NY CLE Approved Provider. This course is Transitional and Nontransitional, and provides 1.0 Credit (based on 50 minutes).***

Cost: **\$50 (members); \$60 (non-members)**

To attend, please complete the attached form, and mail or fax it to The Copyright Society of the U.S.A., 352 7th Ave., Suite 739, NY, NY 10001, fax # (212) 354-2847, **by January 5, 2007**. We look forward to seeing you on **January 10!**

Very truly yours,

Rose Auslander  
Joe Salvo  
*Chapter Co-Chairs*

# THE COPYRIGHT SOCIETY OF THE USA

## Registration Form – New York Chapter

<b>Return This Form To:</b> 352 Seventh Avenue, Suite 739 New York, NY 10001 Telephone: (212) 354-6401 Fax: (212) 354-2847 Email: amy@csusa.org	<b>Event:</b> “Back to Christopher Robin -- <i>Termination Rights</i> ” Wednesday, January 10, 2007, 12 Noon The Princeton Club 15 West 43 <sup>rd</sup> Street New York, NY 10036-7497
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**Registration Fees:**

Payment by check or credit card *must* accompany this form.

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Please make check payable to “THE COPYRIGHT SOCIETY OF THE USA”

**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

The Copyright Society of the U.S.A.  
352 SEVENTH AVENUE, SUITE 739  
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**Scholarship / Financial Hardship Policy**

A limited number of scholarships are available to judges, law clerks, law professors, law students, attorneys, pro bono attorneys and paralegals who work for nonprofit organizations, legal service organizations or government agencies, recent graduates not yet employed, and unemployed attorneys who must take CLE courses in order to meet their state requirements.

All requests must be made in writing accompanied by a completed registration form. No more than three requests per person will be considered in any one year. Requests should describe the applicant's interest in the topic and justification for a waiver of fees.

Requests should be accompanied by a recommendation from an instructor in the case of students, or supervisors in the case of law clerks or paralegals.

Requests and scholarships are not transferable. Approval will be based on need and funds available on a first come first served basis. If approved, the scholarship will result in a waiver of the course fees for the specific program application. To apply, please send your request, in writing, prior to the reservation form deadline. Students must submit a copy of their student identification cards.

All requests for scholarships should be sent to: The Copyright Society of the U.S.A, 352 Seventh Avenue, Suite 739, New York, NY 10001. Please call (212) 354-6401 or e-mail [amy@csusa.org](mailto:amy@csusa.org) for further information.