

THE COPYRIGHT SOCIETY OF THE U.S.A.
A non-profit organization dedicated to copyright law education

ONLINE NEWSLETTER
Vol. 3, No. 2
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LETTER FROM THE PRESIDENT

Dear Friends:

This seems to be the time of year for conferences, conventions and meetings. The Copyright Society will do its part to add to the conference statistics and economy with our 29th Annual Meeting at the Sagamore in Bolton Landing, NY. Those of you who have not yet registered should do so now. Our scheduled events promise to make this one of the best meetings ever.

In addition to a report from the Copyright Office, a Copyright Society exclusive, we will explore the world of peer to peer file sharing and content creation which will include a demonstration (presumably non-infringing) by a sound engineer from the Yale University Music Technology Center, as well as some predictions regarding a future of peaceful coexistence between copyright owners and technology developers. We will also look at the crossroads of copyright and trademark law, the intersection of interactive online games and comic book characters and a thoughtful discussion of orphan works. Finally we will present another edition of Recent Developments in Copyright Law, another Copyright Society exclusive.

As always, we will have our various athletic events and competitions, including a return of volleyball after a long absence. And this year in addition to our cookout lunch and clambake dinner we will also feature a dinner cruise around beautiful Lake George.

And if that isn't enough, we have something else worth mentioning. We have many of you, the members of the Society. Unlike other organizations we are small. Everyone gets to know the other attendees. We are friends, not just business acquaintances, and that is a real Copyright Society exclusive. Every so often, I am told that this is a mixed blessing because all of us old timers seem so comfortable with each other. That's true. But new members and guests will find that you will feel like old-timers and old friends very quickly. I urge new members and old members who do not often attend the annual meeting to come to the Sagamore. Yes you can easily get lost in a crowd of 5000 at other meetings and not feel "new". But at an annual meeting of the Copyright Society you will feel at home immediately. And if you don't come hang out with me. I guarantee you a great time and an opportunity to be informed by some of the best minds in the intellectual property community.

I look forward to seeing you all in June. Have a safe trip and a good month of May.

Best wishes,

Barry Slotnick
President
The Copyright Society of the U.S.A.

NATIONAL EVENTS CALENDAR
(Further details are available on our web site: www.csusa.org)

THE ANNUAL MEETING

June 12-14, 2005

The Sagamore Hotel
Bolton Landing, New York

Registration information available at www.csusa.org

Please see Committee Reports for full details

THE BRACE LECTURE

November 8, 2005

New York City

Details to be announced

The 2006 MID-WINTER MEETING

February 16 - 18, 2006

Park City, Utah

Details to be announced

COMMITTEE REPORTS

THE 29th ANNUAL MEETING

June 12-14, 2005

The Sagamore Hotel
Bolton Landing, New York

SUNDAY, JUNE 12, 2005

3:00 – 5:00 PM
Registration

5:00 – 6:00 PM
Joint Meeting of the Board of Trustees and Members
Conference Center – Wapnack

7:00 – 8:00 PM
Cocktail Reception
Veranda Lower Terrace

8:00 – 10:00 PM
Dinner – New England Food Festival
Sagamore Ballroom Bellvue & Nirvana

10:00 – Midnight
Night Owls – Hospitality Suite & Card Room
Dollar Island West Room

MONDAY, JUNE 13, 2005

7:00 – 7:45 AM
Island Fun Run/Power Walk

7:00 – 8:30 AM
Breakfast Buffet
Main Hotel Dining Room & Veranda

Sessions will take place in Sagamore Ballroom Bellvue

8:45 – 9:00 AM
Welcome
Barry Slotnick, President, The Copyright Society of the USA

9:00 – 9:45 AM
The View from the Copyright Office
David Carson, General Counsel, U.S. Copyright Office, Washington, DC

9:45 – 10:15 AM
A Torrent of Bits - The How and Why of the Future of File Sharing

Increasingly sophisticated file sharing tools like BitTorrent and Freenet are changing both legitimate and illegitimate file sharing, while increasingly sophisticated desktop tools are radically changing the structure of

content creation. This demonstration offers a look at these tools, and their potential impact on producers and consumers of intellectual property.

Demonstration introduced by Judith Finell, Judith Finell MusicServices, Scarsdale, NY, with Thad Brown, Sound engineer, synthesist, multi-instrumentalist, lecturer at Yale University Music Technology Center, author, and consultant with leading audio software companies (Prosoniq, Yellow Tools)

10:15 – 11:15 AM

Strange Bedfellows: What is the Future for Copyright and Peer-to-Peer, Together?

This panel will look at the economic impact of peer-to-peer file sharing on copyrighted content, and the prognosis for a future in which technological innovation and copyright protection coexist.

Moderator:

Karen Frank, Howard Rice Nemerovski Canady Falk & Rabin, San Francisco, CA

Panelists:

Peter Menell, Professor of Law, Founder and Executive Director of the Berkeley Center for Technology, University of California, Berkeley (Boalt Hall), CA

Stan Liebowitz, Professor of Economics, Director, Center for the Analysis of Property Rights and Innovation, School of Management, University of Texas at Dallas School

Tom Rubin, Associate General Counsel, Microsoft Corporation

11:15 – 11:30 AM

Break

11:30 AM – 12:30 PM

Trademark Law as “Paracopyright” Law

This panel will discuss uses by copyright owners of trademark laws and trademark concepts to assist in the protection of their copyright rights. The program will discuss, among other things, trademark concepts in the Copyright Act; use of trademark laws to protect copyrights and moral rights (including the Supreme Court's decision in the Dastar case); and domain name issues related to copyright enforcement.

Moderator:

Andrew Bridges, Winston & Strawn, San Francisco, CA

Panelists:

Joseph M. Beck, Kilpatrick, Stockton, Atlanta, GA

June M. Besek, Kernochan Center for Law, Media, and the Arts, Columbia Law School, New York, NY

12:30 – 2:30 PM

Adirondack Cookout

Conference Center - Terrace

2:30 – 5:30 PM

Copyright Classic XV

Nineteenth Annual Softball Game

Eighteenth Annual Kate McKay Tennis Open

Eleventh Annual Golf Tournament

Mountain Hiking Trip

Volley Ball

6:00 – 6:45 PM

Cocktail Reception

Veranda Lower Terrace

7:00 – 9:00 PM

Starlight Dinner Cruise on Scenic Lake George

9:15 – 11:00 PM

First Annual Copyright Society Texas Hold'em Poker Tournament

Get your poker faces ready and come to test your game skills with our first annual tournament. No worries if you are not in a competitive mood, we have teaching tables to help you hone your skills. No need to bring your last paycheck to this table, we'll take care of the "money." Prizes will be awarded to the winners. Wet you whistle with after-dinner drinks while you watch or gamble away the night.

Dollar Island Rooms

Tuesday, June 14, 2004

7:00 – 7:45 AM

Island Fun Run/Power Walk

7:00 – 8:30 AM

Breakfast Buffet

Main Hotel Dining Room & Veranda

7:30 – 8:45 AM

Editorial Board

Empire

7:30 – 8:45 AM

Chapter Chairpersons Meeting

Empire

Sessions will take place in Sagamore Ballroom Bellvue

9:00 – 10:15 AM

Recent Developments in Copyright Law

Speakers:

Robert Clarida, Cowan Liebowitz & Latman, New York, NY

Thomas Kjellberg, Cowan Liebowitz & Latman, New York, NY

10:15 – 10:30 AM

Mid-Morning Break

10:30 – 11:30 AM

Clash of the Super Heroes: Marvel's Battle Against the Online Game "City of Heroes"

This panel addresses the questions:

What is the scope of protection available for characters in an interactive online game?

Should an interactive online computer game company be held responsible for infringing designs or characters created by players of the game?

Moderator:

Ed Komen, Arent Fox, Washington, DC

Panelists:

David Carson, U.S. Copyright Office, Washington, DC
Jay Kogan, DC Comics, New York, NY

11:30 AM – 12:30 PM

Orphan Works: Improving the Copyright Clearance Process for the Unlocatable Copyright

This panel addresses the 2005 Copyright Office proceedings on "orphan works" (works whose owners are impossible to locate), with a discussion of the major issues, and where the copyright Office proceedings may lead. The major issues include: defining "orphan" works; what uses and/or what users are affected; defining "due diligence" and the consequences that result if a copyright owner surfaces; and the international implications of the issue.

Moderator:

Eric Schwartz, Smith & Metalitz, Washington, DC

Panelists:

Peter Jaszi, American University, Washington College of Law, Washington, DC

Scott Martin, Paramount Pictures, Hollywood, CA

Jule Sigall, U.S. Copyright Office, Washington, DC

12:30 PM

Meeting Adjourns

COPYRIGHT AWARENESS WEEK

Copyright Awareness Week 2005 was a resounding success with numerous events nationwide, including a "kick-off" reception at the Copyright Office in Washington DC. Public service radio announcements on the importance of copyright to creativity were also heard nationwide. Details on Copyright Awareness Week 2006 will be available soon. Thanks to Monica Corton for chairing this high-profile nationwide event, and for coordinating with our partners the more than 100,000 music teacher members of the MENC - The National Association for Music Education.

THE BRACE LECTURE

The 34th Annual Donald C. Brace Lecture, entitled "War and Peace", was given April 14, 2005 in New York by Professor Jessica Litman of the Wayne State University School of Law. The 35th Brace Lecture will be given on November 8, 2005. Please mark your calendar. Further details will be announced.

F.A.C.E. COMMITTEE:

Friends of Active Copyright Education (F.A.C.E.) is an initiative of the Copyright Society of the USA designed to provide a broad range of resources to foster and support copyright awareness. For further information please contact the co-chairs, Mary Rasenberger, Email: mras@loc.gov; and Thomas Kjellberg, Email: txk@cill.com

WEB SITE COMMITTEE:

The Web Site Committee is embarking on a redesign of the web site. We continue to update the site, posting current information about events, and working on logistics. Chairs: Nancy Mertz, Email: nmertz@brownraysman.com and Anne Atkinson, Email: anne.atkinson@aetn.com

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

The Journal has recently expanded its coverage to include publication of selected winning essays from the ASCAP Nathan Burkan Memorial Competition for papers on copyright law. Joseph J. Beard, Editor-in-Chief, Email: beardj@stjohns.edu

REGIONAL CHAPTERS COMMITTEE:

The Chapters Committee coordinates the regional chapters, assisting with programming and membership. The Committee's goal is to further the development and quality of the programs for all of the Society's members. Any comments or suggestions for programs or events may be submitted to the co-chairs. Co-Chairs: Denise Mroz, Email dmroz@woodcock.com and Gary Roth, Email groth@bmi.com

YOUNG LAWYERS COMMITTEE:

The Young Lawyers Committee of the Copyright Society meets the third week of every month and sponsors special events. New and recently admitted lawyers need not be a current member of the Copyright Society in order to attend. For further information contact Co-Chairs: Marya Lenn Yee, Email: myee@yeellp.com; Aarti Tandon, Email: aarti@tandonlaw.com

PRESS AND PUBLICITY COMMITTEE:

The Press and Publicity Committee publishes this online newsletter, sends out official Copyright Society Press Releases for special events, and acts as a press liaison for the Copyright Society of the U.S.A. Chair: Corey Field, Email: fieldc@ballardspahr.com

REGIONAL CHAPTER EVENTS

(Including summaries of events in the 2004-2005 season)

ARIZONA CHAPTER

RECENT EVENTS:

February 2005

"Recent Developments in Copyright Law and Content Protection Issues."

In February, 2005, The Arizona Chapter of the Copyright Society held a joint meeting with the State Bar of Arizona Intellectual Property Section. The speaker was Jay Kogan of Warner Brothers' DC Comics Division, and the topic was "Recent Developments in Copyright Law and Content Protection Issues."

For more information on Chapter events, please contact Arizona Chapter Chair, Paul E. Burns, Steptoe & Johnson, LLP at pburns@steptoe.com or 602.793.9495.

MIDWEST CHAPTER

RECENT EVENTS

April 19, 2005

"ROLL OVER BEETHOVEN: Applying the Old Copyright Laws to the New Musical Reality"

The Midwest Chapter of the Copyright Society presented famed musicologist JUDITH FINELL, who discussed musicology in the digital age. Among the topics covered were:

How is music newly defined today? Areas discussed will include electronically produced music and sound effects, digital technology, and downloaded music.

Where does the proof of access apply within today's environment of universally available music through the Internet?

What is originality in today's musical world? The impact of Napster, rap music, and related technologies in today's legal environment will be addressed.

What is realistic advice for clients, and which precautionary steps can they take to avoid infringement accusations?

December 8, 2004

"Is Copyright Broken?"

A panel of speakers discussed whether copyright law is in sync with the realities of current technology. Speakers included William McGrath of Davis, Mannix and McGrath; Howard Knopf, Director of the Intellectual Property Center at John Marshall Law School; Doris Long, IP Professor at John Marshall Law School; and E. Leonard Rubin of Sachnoff & Weaver, Ltd.

September 28, 2004

"Dude, Who Stole My Image: Hijacking Actors' Rights Through Digitization"

Guest Speakers:

Professor Roberta Kwall

Matthew Kimbrough, Professional Actor and union representative for AFTRA

For further information on future events, contact Beverly A. Berneman, Benjamin, Berneman and Brom, LLC, (312) 444-1996, Email: berneman@3blaw.com

NEW ENGLAND CHAPTER

RECENT EVENTS

April 8, 2005

The New England Chapter was a co-sponsor, with the Center for Advanced Legal Studies and the Intellectual Property Concentration of Suffolk University Law School, of a program entitled "Forecasting the Future of Copyright." Speakers included Professor Andrew-Beckerman-Rodau, Jon A. Baumgarten, Paul Bender, Jerry Cohen, Mark A. Fischer, Iris C. Geik, Professor Wendy Gordon, Thomas M. Hemnes, Henry Z. Horbaczewski, Professor Michael L. Rustad, William Strong, Lois F. Wasoff, John Taylor Williams and Roger Zissu.

February 15, 2005

"Third Party Copyright Liability in Peer-to-Peer Cases"

Speaker:

Alfred Yen, Professor of Law, Law School Fund Scholar and Director of the Emerging Enterprises and Business Law Program at Boston College Law School

October 7, 2004

Legal and Business Issues in the Music Industry

Event held at the Center for Advanced Legal Studies, Suffolk University Law School, Boston

Sponsored by the New England Chapter

Speakers:

Helene Blue, President of Helene Blue Musique Ltd., New York
Mark A. Fischer, Fish & Richardson, P.C., Boston
Barry I. Slotnick, Loeb & Loeb, New York

For information on upcoming events, please contact Lois Wasoff, (978) 287-5888, Email lois.wasoff@verizon.net

NEW YORK CHAPTER:

RECENT EVENTS

May 25, 2005

"Is Copyright Killing the Documentary Film?"

In telling the stories of real lives and historical events, documentary filmmakers often need to draw on a rich assortment of pre-existing materials owned by third parties, including film clips, photographs and music. Ironically, the greatest need for rights clearances is in that part of the industry that is the most underfunded and understaffed - educational and documentary filmmaking. This panel of successful documentary filmmakers and broadcasters will talk about the challenges of the "rights clearance culture," the effect it has on documentary filmmaking, and the strategies for success. The panel will begin with a presentation of a recent study by the Center for Social Media at American University in Washington, DC, entitled "Untold Stories: Creative Consequences of the Rights Clearance Culture for Documentary Filmmakers." "Untold Stories" is based on interviews of over 40 documentary filmmakers, and includes discussion on "Eyes on the Prize," the classic civil rights movement documentary which is no longer available due to rights clearance issues. One of the authors of this report will discuss film industry norms for rights clearances, exhibition and broadcast rights, warranties and indemnification, and whether first amendment protections and the fair use doctrine should be treated differently for documentary filmmaking. Subsequent panelists will present short film clips of their own works to illustrate the rights clearance issues they have been involved in.

Panelists:

Prof. Peter Jaszi, Washington College of Law, American University, Washington, DC

David Heilbroner and Kate Davis, Q-Ball Productions, New York

Chares Wright Esq., Vice President of Legal and Business Affairs, A & E Television, New York

Frances McElroy and Maria Teresa Rodriguez, co-Producers of the forthcoming PBS documentary "Mirror Dance"

Moderator:

Corey Field, Esq., Ballard Spahr Andrews & Ingersoll, LLP

April 19, 2005

"Congress Shall Have the Power..."
Recent Constitutional Challenges to Copyright.

The Supreme Court's refusal to strike down the Sonny Bono term extension in *Eldred v. Ashcroft* seems to have given rise to a new outpouring of creative Constitutional challenges to copyright. An anti-bootlegging provision was held facially unconstitutional in *U.S. v. Martignon*, and challenges to the elimination of copyright formalities, the restoration of foreign works, and term extension are underway in *Luck's Music*, *Kahle v. Ashcroft*, and *Golan v. Ashcroft*. Collectively, these cases raise crucial questions about the meaning of the "limited times" language of the Copyright Clause, about Congress' power to pass copyright legislation under the Copyright Clause as well as other sources, such as the Commerce Clause and the Treaty Power, and about limits placed on copyright law by the First Amendment. Our panel of experts, several of whom represented parties or filed amici briefs in the cases under discussion, will focus on these fascinating cases and the issues they raise, and offer their views on where these attacks on copyright may lead.

Panelists / Moderator:

David Carson, Esq., General Counsel of the U.S. Copyright Office

Marjorie Heins, Esq., founder of The Free Expression Policy Project, and a fellow in the Brennan Center for Justice Democracy Program at New York University

David E. Patton, Esq., staff trial attorney in the Federal Defender Division of The Legal Aid Society in New York City

Moderator: Michael Klipper, Esq. is a founding member of Meyer, Klipper and Mohr, PLLC, Washington, DC.

March 23, 2005

When Are Right of Publicity Claims Preempted? It Depends Who You Ask.

Two distinguished litigators joined our moderator for a candid and free-wheeling exploration of the Seventh Circuit's recent decision in *Toney v. L'Oreal*, which held that a model's right of publicity claim (over use of her photograph on product packaging) was preempted by the Copyright Act. The speakers, who have themselves argued the preemption issue in cases such as *Bette Midler v. Ford Motor Company*, will address

the reasoning of the Toney case, the degree to which it marks a change in existing law in the Seventh Circuit or elsewhere, and whether it argues for or against the need for a federal right of publicity statute.

Speakers:

Rick A. Kurnit, Esq. (Partner, Frankfurt Kurnit Klein & Selz)

Robert M. Callagy, Esq. (Partner, Satterlee Stephens Burke & Burke)

Moderator:

Barton Beebe, Esq. (Assistant Professor of Law, Benjamin N. Cardozo School of Law)

February 23, 2005

"Going Mobile: All the Things Your Cell Phone Can Do With Wireless Media and Entertainment, and Where the Money Is."

In the past few years a global media and entertainment market with wireless distribution directly to mobile phones has been growing fast in Europe and Asia. Its effects are just beginning to be felt in the United States. Where has the money been made? How will these media products translate in the U.S. market? What and how big are the opportunities for copyright industries? What difficult copyright and other legal issues are the participants facing? Our panelists will tell you what your phone or handset can currently do with video, music, text, pictures, and messaging, as well as what it will be able to do in the not-too-distant future. They will identify the biggest players and recent deals, and discuss the revenue opportunities, the legal issues involved, and deal points you will need to know in order to effectively advise your clients.

Panelists / Moderator:

Mark Frieser, Chairman and CEO of Consect, a mobile industry strategic consulting and event production firm founded in 1999.

Thomas V. Ryan, Senior Vice President of Mobile Product Development for EMI North America Andrew McCormick, Esq., MasurLaw

Steven Masur, Esq. (Moderator) is a Partner at MasurLaw, an Entertainment Technology Law Firm in New York (www.masurlaw.com).

Thursday, January 27, 2005 (Dinner)

Unfinished Copyright Business Facing the 109th Congress.

Speakers:

Alec French, Minority Counsel to the House Judiciary Committee on Courts, the Internet, and Intellectual Property

Richard G. Phillips, Jr., Counsel, United States Senate Committee on the Judiciary

December 16, 2004

Topic: Technology To The Rescue? Whether DRM And Free Markets Can Tame Illicit File-Sharing, Without Compulsory Licensing or Other Legislative Intervention.

Panelists:

Michael Einhorn, PhD.

Bill Rosenblatt

Rob Kasunic, Esq., Principal Legal Advisor at the U.S. Copyright Office, and an Adjunct Professor at American University's Washington College of Law and the University of Baltimore School of Law.

Moderator: Rose Auslander, Esq., Partner, Carter Ledyard and Milburn LLP.

November 19, 2004

Special Judicial Debate: Fair Use After Eldred

The Honorable Alex Kozinski, U.S. Court of Appeals for the 9th Circuit

The Honorable Richard A. Posner, U.S. Court of Appeals for the 7th Circuit

Moderator: Bill Patry, Thelen, Reid & Priest

November 10, 2004

Licensing Music for Worldwide Distribution Over the Internet: A Panel Discussion
Panelists / Moderator:

Kenneth Steinthal, Esq., Weil, Gotshal, & Manges

Steve Marks, Esq., RIAA

Carey Ramos, Esq., Paul, Weiss, Rifkind, Wharton and Garrison LLP and counsel to the Harry Fox Agency.

David Lester, Esq., Chief Legal Counsel of the MCPS-PRS Alliance, the collective licensing society for the United Kingdom.

Moderator: Joseph Salvo, Esq., Vice President and Senior Counsel of Sony BMG Music Entertainment.

October 21, 2004

"Fun at 120 Volts: Videogame Copyright and Licensing"

October 21, 2004

Speaker:

Alan Behr, Esq., Alston and Bird LLP

October 6, 2004

"The Grokster Decision: Turning Betamax On Its Head?"

(Special Dinner Presentation)

Speaker:

Prof. William Fisher, Hale and Dorr Professor of Intellectual Property Law at Harvard Law School, and Director of the law school's Berkman Center for Internet and Society.

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September 22, 2004

Ethics for Media Lawyers

Speakers:

Ron Minkoff and Lisa Davis of Frankfurt Kurnit Klein & Selz, PC.

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New York Chapter Luncheons are held at the Princeton Club, 15 W. 43rd Street, New York, unless otherwise announced. Contact: John P. Luneau, Palm Pictures LLC, (212) 320-3757, Email john.luneau@palmpictures.com

NORTHERN CALIFORNIA CHAPTER

RECENT EVENTS

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May 24, 2005

FAIR USE AND THE RIGHT OF PUBLICITY
A Panel Presentation

Hon. Alex Kozinski, Moderator
David Franklyn, USF School of Law
David Given, Phillips, Erlewine & Given LLP

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April 21, 2005

INDIRECT COPYRIGHT INFRINGEMENT: FROM BETAMAX TO GROKSTER AND BEYOND

Presented by

Peter S. Menell
Professor of Law, U.C. Berkeley School of Law (Boalt Hall) and Director, Berkeley Center for Law and Technology

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March 15, 2005

RIGHTS IN VIRTUAL PROPERTY: Legal and Practical Concerns

Presented by Seth J. Steinberg
Director of Business Affairs and General Counsel
LucasArts

A discussion of the growth of the trading online of virtual property arising out of interactive entertainment products and the relevant legal and business issues.

November 19, 2004

Topic: Drawing Distinctions: Competing Rights in Music Art

Speaker: Nels Jacobson

A look at rock posters and some of the issues raised when poster artists, musicians, promoters, poster collectors, dealers and copyright assignees lock horns over rights and revenue.

October 14, 2004

Mattel v. Walking Mountain Productions: An Expensive Playdate for Barbie

Speakers: Simon J. Frankel and Douglas A. Winthrop of Howard Rice

For more information on upcoming events, please contact Cydney A. Tune, Pillsbury Winthrop LLP, 415.983.6443, Email ctune@pillsburywinthrop.com

NORTHWEST CHAPTER

RECENT EVENTS

April 12, 2005

FAIR USE - IS IT OR ISN'T IT?

An entertaining evening with practitioners, law students and others interested in copyright issues. Following hors d'oeuvres and refreshments, participants matched wits with a panel of copyright experts over a series of mind-bending and highly debatable fair-use hypotheticals.

Panelists included:

Bob Gomulkiewicz, Director of the Intellectual Property Law & Policy Program at the University of Washington School of Law, and former Associate General Counsel for Microsoft Corp.

Marshall Nelson, Davis Wright Tremaine, a First Amendment and copyright lawyer whose clients include The Seattle Times and The Far Side

Scott Warner, Garvey Schubert Barer, a copyright and entertainment lawyer who represents Nike, Washington Mutual and numerous technology clients.

Presented by The Northwest Chapter of the Copyright Society of the U.S.A. and The Seattle University Intellectual Property Law Society

"Copyright in the Digital Age"
Speakers: David Nimmer and Peter Menell
August 9, 2004 at Darby & Darby, Seattle

For information on upcoming events, please contact Eic Stahl, Davis Wright Tremaine, (206) 628-7762,
Email: ericstahl@dwt.com

PHILADELPHIA CHAPTER

RECENT EVENTS

March 17, 2005

The Philadelphia Chapter of the Copyright Society of the U.S.A., in conjunction with Greater Philadelphia Filmmakers, presented "Is Copyright Killing The Documentary Film?" a discussion and multimedia presentation that asked whether documentary filmmaking is threatened by the licensing demands of copyright owners of films, television, music, and other works. Featuring a panel of noted filmmakers, producers, broadcasters, and legal experts who will share film clips of their latest productions.

Speakers/Moderator:

Prof. Peter Jaszi, American University Washington College of Law, presenting the study, "Untold Studies, Creative Consequences of the Rights Clearance Culture for Documentary Filmmakers."

Fran McElroy & Maria Rodriguez, Shirley Road Productions and Pata de Perro Productions, co-producers of the upcoming documentary "Mirror Dance."

Debora Kodish, Director, Philadelphia Folklore Project, and co-producer of the documentary, "Plenty of Good Women Dancers."

Charles Wright, Vice President, Legal & Business Affairs, A&E Television Networks.

Trudi Brown, Executive Producer, WHYY, Philadelphia.

Moderated by Corey Field, Esquire, Ballard Spahr Andrews & Ingersoll, LLP

January 18, 2005

"Right Of Publicity Meets Copyright (Frankenstein Meets Godzilla?)"

Speaker: Rick Kurnit, Frankfurt Kurnit Klein & Selz, PC, New York

November 16, 2004

Fundamental Tools for Your Financing Tool Box: Security Interests in Intellectual Property

Speaker:

Beverly Berneman, Managing Partner of Benjamin, Berneman, and Brom, LLC in Chicago

The Passion and Perplexities of Public Art.

Speakers:

Jane Golden, Executive Director, Mural Arts Program, Philadelphia

Don Gensler, Artist

David McShane, Artist

For further information on upcoming events, please contact Jamie B. Bischoff, Ballard Spahr Andrews & Ingersoll, LLP, Tel.: (215) 864-8207, Email: bischoff@ballardspahr.com, or Paul Lantieri, Tel: 215.864.8279, Email: lantierip@ballardspahr.com

ROCKY MOUNTAIN CHAPTER

For information on upcoming events, please contact Jon Tandler, Isaacson, Rosenbaum, Woods & Levy, P.C. at 303-256-3987, Email: jtandler@irwl.com. Or contact Co-chair Christopher P. Beall, Faegre & Benson LLP, Tel.: 303-607-3500, Email: cbeall@faegre.com

SOUTHEASTERN CHAPTER

For information on upcoming events, please contact Steven M. Dorvee, Email: stephen.dorvee@agg.com

WASHINGTON, D.C. CHAPTER

UPCOMING EVENTS

Wednesday, July 6, 2005

12:00 to 2:00 p.m.

Location: D.C. Bar

(Date to be confirmed)

"File-Sharing and Copyright Infringement after MGM v. Grokster",

A follow-up to the panel discussion "First Reflections on MGM v. Grokster" which was held on March 29, 2005, the same day as the Supreme Court Oral Arguments. This panel is planned for shortly after the Supreme Court's decision is expected to be announced.

Presented by the Washington, D.C. Chapter of the Copyright Society of the U.S.A., together with the George Washington University Law School, the D.C. Bar Section on Arts, Entertainment, Media and Sports Law, and Washington Area Lawyers for the Arts

July 19, 2005

"The Copyright Office Speaks"

Marybeth Peters, Register of Copyrights

Luncheon, 12:00 - 2:00 p.m.

Co-sponsored with the D.C. Bar Intellectual Property Law Section. Details, including location, to be announced.

RECENT EVENTS

March 29, 2005

"First Reflections on MGM v. Grokster"

Presented by the Washington, D.C. Chapter of the Copyright Society of the U.S.A., together with the George Washington University Law School, the D.C. Bar Section on Arts, Entertainment, Media and Sports Law, and Washington Area Lawyers for the Arts

The panel was held from 4:00-6:00 p.m., following the oral argument before the U.S. Supreme Court earlier that day. The panelists included representatives of interested parties on both sides of the case:

Hon. Marybeth Peters, Register of Copyrights

Michael Page, Keeker & Van Nest

Thomas J. Perrelli, Jenner & Block

Justin Hughes, Yeshiva University Benjamin N. Cardozo School of Law

Cindy Cohn, Electronic Frontier Foundation

James Gibson, University of Richmond School of Law

Michael Birnhack, University of Haifa Faculty of Law.

The panel was moderated by Robert Brauneis of George Washington University Law School, and was held at the Law School.

January 27, 2004

Current Topics in Entertainment Law: Anti-Piracy and Film Financing Incentives

Speakers:

David Green, Esq., Vice President & Counsel of Technology & New Media, Motion Picture Association of America

Michèle LeBlanc, Esq., Senior Partner, Art & Entertainment Law Group of LeBlanc & Associates, PLC (Louisiana and Washington, DC)

Moderator: Aoi Nawashiro, Browdy and Neimark, PLLC

For information on upcoming events, contact: Kenneth M. Kaufman, Skadden, Arps, Slate, Meagher & Flom LLP, Tel.: (202) 371-7170; Email: kaufman@skadden.com

MEMBER NEWS

Cambridge University Press recently published "God vs. the Gavel: Religion and the Rule of Law" by MARCI A. HAMILTON

KENNETH M. KAUFMAN recently authored an article on the Grokster case ("U.S. Supreme Court Hears MGM v. Grokster Case") in the April 28, 2005 issue of Legal Week Global, and in March and April 2005 co-chaired the Practising Law Institute (PLI) conference on "Counseling Clients in the Entertainment Industry

2005" in New York, and spoke on "Content and Entertainment License Agreements" at the PLI seminar on "Advanced Licensing Agreements 2005" in New York and San Francisco.

The Copyright Society of the U.S.A. has announced the following list of Nominees for Trustees and Alternates, to be voted on by the members at the 2005 Annual Meeting:

Trustee Nomimnations:

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STEFAN MENTZER - White & Case, NY, NY

Alternates:

ERIC SCHWARTZ – Smith & Metalitz, LLP, Washington, DC
ERIC OSTERBERG – Pitney Hardin, NY, NY
NANCY WOLFF - Wolff & Goddin, NY, NY
NEIL BOORSTYN - Bingham McCutchen, San Francisco, CA

OTHER EVENTS

The Los Angeles Copyright Society sponsors monthly meetings and other events. For further details, please see their web site: www.copr.org

The Beverly Hills Bar Association's IP, Internet, and New Media section sponsors MCLE events. For further information please contact Justin D. Denlinger, Esq., Membership Chair, IP, Internet, & New Media section, Beverly Hills Bar Association, Phone (626) 497-8101, Email 2-buh@msn.com.

MEMBER NEWS SUBMISSIONS:

Please submit your Member News via email to the Copyright Society office: amy@csusa.org

Please note the Copyright Society of the U.S.A. reserves the right to select and edit submissions received.

COPYRIGHT SOCIETY INFORMATION

The Copyright Society of the U.S.A. is a non-profit organization that was organized in 1953 to foster interest in and advance the study of copyright law and the rights in literature, music, art, the theatre, motion pictures, and other forms of intellectual property. Membership supports these goals and has many benefits, including participation in nationwide educational events, meetings, lectures, and educational initiatives, an online newsletter, and a subscription to the prestigious Journal of the Copyright Society of the U.S.A., the leading peer-reviewed journal devoted exclusively to copyright law. For further information on membership, including forms, please see our web site: www.csusa.org

Please note our new Suite number:

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