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BARRY I. SLOTNICK

PARTNER AND CHAIR, INTELLECTUAL PROPERTY AND ENTERTAINMENT LITIGATION PRACTICE GROUP

Barry Slotnick is a nationally recognized copyright and trademark litigator who has represented clients in the entertainment, advertising, licensing and merchandising industries in courts throughout the United States.

His clients have included entertainment companies such as SONY/ATV Music Publishing, Bertelsmann, EMI Music, The Lyons Group (producers of "Barney & Friends"), Brockum, Peer Music, Windswept Holdings, Rainbow Media, American Movie Classics, Independent Film Channel, Broadcast Music Inc., Sociedad General de Autores y Editores, and the National Music Publishers' Association. He also has represented artists and creators such as the Allman Bros. Band, Beastie Boys, Linkin Park, Billy Squier, Queensryche, Gian Marco and the J.R.R. Tolkien Estate. His representation includes companies such as Anheuser-Busch, CKx, Dell Computers, DDB Worldwide, Eveready Battery, Motorola, Toyota and Harley Davidson.

Mr. Slotnick has litigated scores of copyright and trademark infringement cases as well as numerous matters in the entertainment industry addressing the respective rights of copyright and trademark owners and users, including numerous cases involving rights of privacy and publicity.

As a frequent speaker, Mr. Slotnick regularly contributes on copyright and entertainment issues for the Practising Law Institute and other industry groups.

Representative Experience

- Successful representation of Anheuser-Busch and DDB in action brought by BattleBots Inc. for copyright and trade dress infringement based upon a Super Bowl commercial for Bud Light; case disposed of on summary judgment
- Successful defense of Peer Music in copyright claim brought by heirs of former Peer writer claiming breach of contract and copyright infringement; trial Court decision upheld on appeal to First Circuit Court of Appeals (*Venegas v. Peer*)
- Successful defense of Rainbow Media in copyright infringement action in U.S.D.C. Massachusetts
- Successful representation of BMI, EMI and Peer Music in case covering hundreds of musical compositions claimed by other publishers and performing rights organizations (*Peer v. Lamco*)
- Successful representation of BMG Records in action against P2P file sharing service (*A&M Records v. Napster*)
- Representation of RIAA as Amicus Curiae in New York State Court of Appeals confirming rights of record companies in master recordings not protected by copyright
- Representation of independent on line record distributors as Amicus Curiae in *In re Grokster*
- Representation of numerous merchandisers and licensing rights holders in *ex parte* seizure of bootleg merchandise at concert venues throughout the U.S.

Publications/Speeches

- Moderator, 12th Annual Digital Music Forum: East (February 22-23, 2012)
- Co-author, Entertainment Law: Forms and Analysis, Law Journal Press (2011)
- Speaker, CMJ 6th Annual Entertainment Business Law Seminar, New York, New York (October 21, 2011)
- Speaker, NYSBA: The DMCA Safe Harbor: Anchored or Adrift?, New York, New York (March 2, 2011)
- Speaker, AMEC: The Ins and Outs of Music Copyright Infringement Litigation, New York, New York (January 6, 2011)
- Speaker, Leadership Music Digital Summit-Next Big Nashville Music, Nashville, Tennessee (September 28 - October 2, 2010)
- Speaker, Understanding Copyright Law 2010, New York, New York (July 19, 2010)
- Speaker, Understanding Copyright Law 2009, New York, New York (July 27, 2009)

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Media Mentions

- Emergence of Cloud Technology Raises Complex Copyright Issues, Lawyers Say By John Herzfeld, *BNA's Patent Trademark & Copyright Journal*
- Bankers, Lawyers Play Increasing Role in Developing New Musical Stars By Brandon Gee,

PRACTICE AREAS

- Intellectual Property
- IP and Entertainment Litigation
- Advertising and Promotions
- Music Industry

EDUCATION

Syracuse University College of Law, J.D., 1972, With Honors

Queens College, B.A., 1968

BAR ADMISSIONS

New York, 1972

COURT ADMISSIONS

U.S. Court of Appeals, First Circuit, 2004
 U.S. District Court for the Western District of New York, 1998
 U.S. Court of Appeals, Eleventh Circuit, 1989
 U.S. District Court for the Eastern District of Wisconsin, 1988
 U.S. Court of Appeals, Ninth Circuit, 1984



The Tennessean

- Piracy and Illegal File-Sharing: UK and US Legal and Commercial Responses Aditi Mene, *Practical Law Company Cross -border*
- Music Industry Eases Tactics in Fighting Piracy By Antony Bruno, *Billboard*
- Steal This Hook? D.J. Skirts Copyright Law By Robert Levine, *The New York Times*
- Co-Author Conflict By Steve Seidenberg, *InsideCounsel Magazine*
- Summation: Cast of Characters By Alan Cohen, *IP Law and Business*
- Raising 'Hell' By Susan Butler, *Billboard Magazine*

Affiliations

- President, Copyright Society of the U.S.A. (2004-2006)
- Editorial Board, *Journal of the Copyright Society of the U.S.A.*
- Board of Directors, Association of Independent Music Publishers
- Member, Patent, Trademark, and Copyright Committee; Entertainment and Sports Committee; Litigation Committee, American Bar Association

Distinctions

- Adjunct Professor, Entertainment Law, Syracuse University College of Law
- Named as a "Leading Lawyer" in *The Legal 500 US* in Copyright, published by Legalease Limited and John Pritchard (2011 edition)
- Named in *The Legal 500 US* in Media, Technology and Telecoms: Film, Music and TV and Intellectual Property: Copyright, published by Legalease Limited and John Pritchard (2007 and 2008 editions)
- Named in "*Chambers USA, America's Leading Lawyers for Business*," in New York Media & Entertainment: Copyright & Contract Disputes, (2006-2011 editions)
- Named "New York Super Lawyer" in Intellectual Property Litigation by *Thomson Reuters* (2006-2011)
- Named one of the "Leading Lawyers in America," *Lawdragon 3000 Leading Lawyers Guide* (2006)
- Highest "AV Preeminent (5 out of 5)" Professional Rating, *Martindale-Hubbell Law Directory*

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