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Wednesday, September 01, 2010

Commentary: FALSE PATENT MARKING SUITS: HOW JUDGES AND IP RIGHTS HOLDERS CAN RESPOND TO A NEW LITIGATION TREND. James Blackwell, Esq., Monty Agarwal, Esq., and Matthew Bathon, Esq. *FNeal*, 14 No. 8 Westlaw Journal Telecommunications Industry 7, Westlaw Journal Telecommunications Industry August 31, 2010
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Net Neutrality: CRITICS WARY OF VERIZON-GOOGLE INTERNET PARTNERSHIP. 14 No. 8 Westlaw Journal Telecommunications Industry 7, Westlaw Journal Telecommunications Industry August 31, 2010
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 A plaintiff's failure to fully flesh out his claim for intentional infliction of emotional distress is fatal to his bid to force Yahoo to reveal the identity of a sender of allegedly harassing e-mail messages, a New Jersey appellate court has ruled. The suit involves an unidentified sender's e-mails to plaintiff Tom Juzwiak, a tenured teacher at Hightstown High School. Juzwiak claimed that during summer 2009, someone identifying himself online as "Josh Hartnett" sent him a series of harassing e...

Employment Discrimination: VERIZON WORKER CAN PURSUE HARASSMENT CLAIM, 2ND CIRCUIT SAYS. *Pucino v. Verizon Communications*, 14 No. 8 Westlaw Journal Telecommunications Industry 4, Westlaw Journal Telecommunications Industry August 31, 2010
 A Verizon Communications employee presented enough evidence to allow a jury to decide whether she was the victim of sexual harassment on the job, the 2nd U.S. Circuit Court of Appeals has ruled. Plaintiff Joan Pucino's evidence included derogatory statements against her and harassing actions such as the placement of a large, dead snake in her work truck, according to the appeals court. It vacated a lower court's summary judgment favoring Verizon. Pucino started working for Verizon as an opera...

FTC, INTEL SETTLES FTC'S CHARGES OF ANTI-COMPETITIVE CONDUCT. *In re Intel Corp.*, 14 No. 8 Westlaw Journal Telecommunications Industry 5, Westlaw Journal Telecommunications Industry August 31, 2010
 The Federal Trade Commission and Intel Corp. have settled the agency's charges that the company was illegally dominating the computer microchip market. The FTC said Intel's anti-competitive practices were cutting off its rivals' access to the marketplace in violation of the Federal Trade Commission Act, 15 U.S.C. 41. The chip maker was trying to coerce computer manufacturers not to buy rival central processing units by way of exclusive or restrictive dealings, according to the complaint, filed...

Zoning: N.H. TOWN MUST RECONSIDER REJECTION OF AT&T TOWER, COURT RULES. *New Cingular Wireless v. Town of Candia, N.H.*, 14 No. 8 Westlaw Journal Telecommunications Industry 6, Westlaw Journal Telecommunications Industry August 31, 2010
 A New Hampshire town failed to adequately support its reasons for denying AT&T's application to build a cell tower, a federal judge has ruled. U.S. District Judge Steven J. McAuliffe of the District of New Hampshire said the town of Candia must reconsider its decision denying the request for an exception and variance made by New Cingular Wireless PCS, owned by AT&T. The judge's decision was a mixed victory for AT&T, which had wanted him to order Candia's zoning board to grant the special exceptio...

Online Fraud: FTC SHUTS DOWN CROSS-BORDER DOMAIN NAME SCAM. *FTC v. Data Bus Solutions*, 14 No. 8 Westlaw Journal Telecommunications Industry 7, Westlaw Journal Telecommunications Industry August 31, 2010
 The Federal Trade Commission has permanently closed down a Toronto, Canada-based group of con artists who tricked Internet domain name holders of more than \$4 million through bogus renewal invoices. The FTC announced settlement that shut down Internet Listing Service Corp. and five other corporate entities. The investigation also resulted in judgments against defendants Ari Balabanian, Isaac Benisio and Kirk Mulveney. According to a stipulated final judgment in the case, the defendants wou...
Briefs and Other Related Documents 2010 WL 3198720

Online Resurgence: BAIDU'S NEGLIGENCE SUIT AGAINST REGISTER.COM CAN PROCEED. *Baidu, Inc. v. Register.com*, 14 No. 8 Westlaw Journal Telecommunications Industry 8, Westlaw Journal Telecommunications Industry August 31, 2010
 Register.com may have acted with gross negligence when the domain name registrar allowed imposters to reroute traffic intended for Baidu.com, the most popular search engine in China, to a hacker group's website, a federal



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