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Ken Abdo is Chair of Lommen Abdo Law Firm's Entertainment Law Department which has served as legal counsel to music, film, TV, theatre, literary publishing and media artists for over 25 years. The Firm's clients include multiple GRAMMY award recipients, gold and platinum recording artists, as well as Oscar, Emmy, Peabody and Spirit award winners. Ken is a voting member of The Recording Academy (presenters of the GRAMMY Awards) and serves on its Chicago Chapter Board of Governors. He is the past National Chair of The GRAMMY Foundation Entertainment Law Initiative and is its current National Program Chair. He is a past National Chair of the American Bar Association's Forum on the Entertainment and Sports Industries. Ken was an Adjunct Professor of Entertainment Law at William Mitchell College of Law, St. Paul for 11 years and helped design the original course curriculum. Ken is a frequent national lecturer and a published author on entertainment law topics. He is a contributing author to the popular law school textbook, "Law & Business of the Entertainment Industries" (Biederman, et al.). Ken was selected "Minnesota Lawyer of the Year" in 2009 by Minnesota Lawyer Publications.

With affiliated offices in New York City and Hudson, Wisconsin, the Lommen Abdo Law Firm Entertainment Law Department provides entertainment and sports transactional and litigation services.



JEFF BRABEC

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JEFFREY BRABEC is Vice President of Business Affairs for BMG Chrysalis (representing the catalogues of OutKast, David Bowie, My Morning Jacket, Sheryl Crow, John Denver, Blondie, Paul Anka, Billy Idol, Jethro Tull, The Yeah Yeah Yeahs, A3 ("The Sopranos" theme), Dan Wilson, TV on the Radio, Ray LaMontagne, Danger Mouse, and Cee-Lo Green). Brabec is the co-author with his twin brother Todd (Executive Vice President of ASCAP) of the book "MUSIC, MONEY, AND SUCCESS: The Insider's Guide To Making Money In The Music Industry" (Schirmer Trade Books/Music Sales) and has been awarded the Deems Taylor Award for excellence in music journalism. Previously, he has been Vice President of Business Affairs for The Chrysalis Music Group and The PolyGram Music Group as well as Director of Business Affairs for both The Welk Music Group and Arista-Interworld Music Group. A graduate of New York University School of Law, he has also been a government legal services attorney. Brabec, a former recording artist and songwriter, is an adjunct professor at USC Thornton School of Music/Music Business Department, guest lecturer teaching music publishing for Berklee College of Music, and contributing editor to the *Entertainment Law & Finance Magazine*.

TODD BRABEC

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TODD BRABEC, former ASCAP Executive Vice President and Worldwide Director of Membership, is an Entertainment Law Attorney, a Deems Taylor award winning writer and co-author with his brother Jeff of “Music Money and Success: The Insider’s Guide to Making Money In The Music Business” (7th Edition, Schirmer Trade Books / Music Sales), an Adjunct Associate Professor at the USC Thornton School of Music where he teaches the course on music publishing, the licensing of music in all media, foreign country royalties and film, television and videogame scoring and song contracts, a graduate of the New York University School of Law, a former legal services attorney in Chicago and a current Governing Committee Member and former Music and Budget Chair for the American Bar Association’s Forum on the Entertainment and Sports Industries.

As Executive Vice President and Worldwide Director of Membership for ASCAP (the American Society of Composers, Authors, and Publishers), during a 37 year career, he was responsible for and in charge of all aspects of the Society’s membership operations throughout the world encompassing 350,000 U.S. songwriters, composers and music publishers, over 1 million foreign society writers and publishers and 7 offices. In this role, he was in charge of all membership policies and personnel, writer and publisher signings, the retention of members, songwriter, composer and music publisher payment formulas and execution, foreign society member dealings, competitive payments and systems analysis, advances and projections of income, dealings with lawyers, managers and agents and recommendations as to what ASCAP needed to do to be successful in the competitive world of licensing and songwriter, composer and music publisher royalty payments. In addition, he was responsible for signing most of the Society’s successful songwriters and film and television composers, for initiating and implementing most payment and distribution changes including significant payment increases for television and film theme songs and score as well as hit songs on radio and was able to eliminate practically all ASCAP payment policies, provisions, formulas and rules which were not in the best interests of songwriters, composers and music publishers. Under his leadership and direction in both the New York and Los Angeles offices, ASCAP grew from 30,000 members to over 350,000, from 60 million dollars in annual revenue to 1 billion dollars in receipts and from less than a 20% market share of all U.S. radio, television and film performances to market share dominance in every major media.

Todd has over 300 educational articles published and lectures extensively throughout the world on all aspects of the business, economic, legal and financial side of music at colleges and universities, conferences, state and national bar associations, seminars, law schools, technology companies, management firms, foreign country collection and licensing societies, and songwriter associations including South By Southwest, Canadian Music Week, American Bar Association annual conferences, Midem, International Association of Entertainment Lawyers, American Bar

Association Forum on the Entertainment and Sports Industries, American Federation of Musicians, Hollywood Reporter / Billboard Conference, Game Developers Conference, Music and Entertainment Industry Educators Association, Taxi, PRS, SOCAN, APRA, IMRO, Volunteer Lawyers for the Arts, Song Summit Sydney, ASCAP Expo, American Film Institute and many others.

College, university and law school guest lecturing and teaching include USC, NYU, University of Miami, Syracuse University, Berklee College of Music, Belmont University, Middle Tennessee State, Loyola New Orleans, Adelphi, Thomas Jefferson Law, University of Florida, University of Texas, Trebas Institute, Hastings School of Law, Florida State, UCLA, Miami Dade, Five Towns College and Southwestern Law, among many others.

Areas of Expertise

Music publishing, co-publishing, administration and sub-publishing agreements; songwriter, composer, music publisher sources of income; evaluating copyrights; acquisition of rights; copyright; sampling; television and motion picture score and song contracts and licenses; advertising commercial agreements; videogame score and song contracts; ASCAP, BMI and SESAC; foreign performance right and mechanical collection societies and organizations; musical theatre; cell phones, ringtones and ringbacks; lawyers, managers and agents; recording contracts; and internet royalties.

ROSEMARY CARROLL

Founding Partner

Carroll, Guido & Groffman, LLP

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Marcus & Colvin, LLP
21 Music Square West, 1st Fl
Nashville, Tennessee 37203
Tel (615) 742-2565

Rosemary Carroll graduated from Duke University and received her law degree from Stanford University. She has worked in the field of entertainment law since her graduation from law school, first as an associate at Philips, Nizer, Benjamin, Krim & Ballon and then as Counsel at Tri-Star Pictures and Sony Pictures. She started her own law firm in Los Angeles in 1989. That firm has grown into Carroll, Guido & Groffman, LLP with offices in Los Angeles, New York City, and Nashville. The firm specializes in the representation of artists and entrepreneurs in the music and new media industries.

Ms. Carroll's practice is focused on the representation of recording and performing artists and songwriters throughout their careers including The Strokes, Patti Smith, Lucinda Williams, and Iggy Pop. She is also on the boards of not-for-profit organizations New Art Publications, Inc. (the publisher of BOMB magazine) and St. Mark's Poetry Project. Ms. Carroll lives in New York City with her husband and two children.

DARRYL B. COHEN

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Mr. Cohen, an Entertainment and Criminal Defense attorney, is a partner of Cohen, Cooper, Estep & Whiteman, LLC, and previously partner with Katz, Smith & Cohen in Atlanta, Georgia. He is a former Assistant State Attorney in Miami, Dade County, Florida, and Assistant District Attorney in Atlanta, Fulton County, Georgia. His Entertainment practice includes representation of television anchors, actors, photographers, models, and talent agencies. Further, he is involved with numerous syndicated television programs. As a criminal defense lawyer, he has represented the entire spectrum of clients for over thirty years. Many of his clients and cases are high profile entertainment related cases covered by the national media.

He is the National 2nd Vice Chairman and current Legal Committee Member of the National Academy of Television Arts & Sciences (NATAS) based in New York; current Legal Chairman of the Northern California Chapter; Trustee and immediate Past President of the Southeast Chapter of NTA; and a member of the Academy of Television Arts & Sciences (ATAS) based in Hollywood, California. Further, he is a voting member of the Academy of Television Arts & Sciences.

An attorney, commentator, master of ceremonies, actor, and model, he has appeared in numerous television commercials, episodic television, industrial films, as well as a principal actor in a daytime soap opera. Further, he hosted a live 2-hour talk show on WTBS-TV. He has served as President and National Board Member of the Screen Actors Guild, Georgia branch, and has served on the Atlanta Board of the American Federation of Television and Radio Artists (AFTRA). Mr. Cohen has co-hosted several local television telethons and has been a regular on-camera spokesperson for WPBA-TV's pledge drives and Master of Ceremonies for numerous local events. He appeared regularly on WXIA-TV/Channel 11, the NBC affiliate, as the lawyer for their live televised "Noonday" program, and currently provides on-air legal commentary for CNN/HNN and local Atlanta stations, including WXIA TV/Channel 11 and WAGA-TV/Fox 5.

Mr. Cohen is past Chairman of the Entertainment and Sports Law Section of the State Bar of Georgia. He has chaired numerous seminars and other educational programs and is Co-founder and Permanent Chairman of the Annual Southern Regional Entertainment and Sports Law Conference. He is the immediate past and past chair elect, Chairman Elect and past Treasurer of the Entertainment Arts and Sports Law Section (EASL) of the Florida Bar Association. Further, he is a member of the Georgia Association of Criminal Defense Lawyers; the Georgia Trial Lawyers Association; the Lawyers Club of Atlanta; the Cobb Bar Association; the Florida Bar Association and the Georgia Bar Association. Mr. Cohen is listed in *Who's Who in America*.

Education:

Doctor of Juris Prudence - Mercer University Walter F. George School of Law
Bachelor of Arts - University of Georgia

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Neville L. Johnson is a founding partner of Johnson & Johnson, LLP. He specializes in media, entertainment, class action, privacy, and complex business litigation matters. Mr. Johnson is a graduate of the University of California, Berkeley, where he was Phi Beta Kappa. He received his law degree from Southwestern University School of Law, graduating at the top of his class. Some of his significant experiences include:

- Nominated for 2005 California Consumer Attorney's Association of Los Angeles "Trial Lawyer of the Year."
- Deemed a 2006 "SuperLawyer" in the areas of business/corporate, arts & entertainment, and constitutional law (SuperLawyers recognizes the top 5% of attorneys in California).
- Gained substantial trial experience with over 23 civil jury trials, dozens of bench trials, and over 100 criminal cases.
- Chaired three jury verdicts in excess of seven figures, including obtaining a 2004 award for nearly \$15 million in a business fraud case.
- Effectuated a variety of settlements, including numerous settlements in excess of \$1 million and two in excess of \$10 million.
- Obtained unanimous California Supreme Court decision in landmark ruling enhancing the right of privacy for all Californians. *Sanders v. American Broadcasting Companies, Inc.*, 987 P.2d 67 (Cal. 1999).
- Taught many courses and appeared on panels relating to entertainment law, copyright law, media law, and litigation and on numerous national television and radio shows to discuss the right of privacy and other media matters.
- Subject of a law review article - Richards & Calvert, *Suing the Media, Supporting the First Amendment: the Paradox of Neville Johnson and the Battle for Privacy*, 67 Albany Law Review 1097 (2004).

Publications:

- Elder, Johnson & Rishwain, *Establishing Constitutional Malice for Defamation and Privacy/False Light Claims When Hidden Cameras and Deception Are Used by the Newsgatherer*, 22 Loyola of Los Angeles Entertainment Law Review 327 (2002) (a major article on journalist ethics and the law of libel and privacy).
- Johnson, Rishwain & Elder, *Caught in the Act*, Los Angeles Lawyer, 33 (April 1998) (an analysis of current trends in the right of privacy).
- Johnson & Lang, 1979, *The Personal Manager in the California Entertainment Industry*, 52 Southern California Law Review 375 (a definitive article on the regulation of talent agents, personal managers, and the interplay of entertainment unions and guilds in that nexus).
- In *The Musician's Business & Legal Guide* (2001), Mr. Johnson wrote the chapters, *Music Publishing, Practical Aspects of Securing Major Label Agreements, Analysis of a Personal Management Agreement, The Internet and Music*, and *Analysis of a Single Song Agreement*.
- Mr. Johnson has also authored the biography of legendary basketball coach, John Wooden, now in its third printing: *The John Wooden Pyramid of Success, Second Revised*

Edition, subtitled The Biography, Oral History, Philosophy and Ultimate Guide to Life, Leadership Friendship and Love by the Greatest Coach in the History of Sports.

Bar Admissions:

- State Bar of California
- United States District Court for the Central, Eastern, and Northern Districts of California and District Court of Arizona
- United States Court of Appeals for the Ninth and Third Circuits
- United States Supreme Court

Memberships:

- Academy of Country Music (General Counsel)
- American Board of Trial Advocates
- Association of Trial Lawyers of America
- Association of Business Trial Lawyers
- Beverly Hills Bar Association
- Consumer Attorneys Association of Los Angeles (Board of Governors - 2006)
- Consumer Attorneys of California
- Los Angeles Copyright Society
- Los Angeles County Bar Association
- National Association of Recording Arts and Sciences (as a professional musician and producer)
- Trial Lawyers for Public Justice



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PRACTICE AREAS

Litigation
Media and Entertainment
Business and Commercial
Litigation
Intellectual Property
Copyrights
Trade Secrets
Business Formation and
Counseling

EDUCATION

J.D.Vanderbilt University Law
School, 1981
B.A.Vanderbilt University,
1977, *cum laude*

COURT ADMISSIONS

Supreme Court of the United
States
United States Court of Appeals,
6th Circuit
United States Court of Appeals,
10th Circuit
United States Court of Appeals,
11th Circuit
United States District Court,
Eastern District of Tennessee
United States District Court,
Middle District of Tennessee
United States District Court,
Western District of Tennessee
Tennessee State Bar

Sam Lipshie practices in the areas of entertainment, music, intellectual property and commercial litigation and dispute resolution. He also has extensive experience in connection with the acquisition and disposition of media, broadcast and other intellectual property. Sam has practiced before Tennessee trial and appellate courts, as well as federal, district and appellate courts in many states. He has handled copyright, royalty and intellectual property litigation for talent, record labels, management companies, booking agencies, producers, and music and book publishers, as well as a multitude of other business and commercial matters. Sam has spoken at the Vanderbilt School of Law and before many professional audiences on most of the subject areas listed above. He was a visiting faculty member for Entertainment Litigation at the University of Tennessee College of Law during 2007 – 2010.

Sam is a member of the Nashville, Tennessee, and American Bar Associations. He also is a member of the Copyright Society of the South. Among other achievements, Sam was selected for the national publication, *The Best Lawyers in America*® 2010 for his entertainment law practice (more than 10-Year Best Lawyers® selection); *Chambers USA: America's Leading Lawyers for Business* 2009 for his litigation: general commercial practice; *Benchmark: Litigation* 2009 – 2010 for his intellectual property, music and media law practice; *Mid-South Super Lawyers* 2008 – 2010 for entertainment and sports; *Nashville Post's "Best Lawyers in Nashville – 2004"* for business litigation; *Business Tennessee's "Best 101 Lawyers – 2005"* for his intellectual property practice; and *Business Tennessee's* 2006 – 2010 "150 Best Lawyers" for his intellectual property practice.

Sam also heads the firm's Entertainment and Media Practice Group.

DISTINCTIONS

- *Chambers USA, Media & Entertainment, 2005-2010*
- *Best Lawyers in America, Entertainment Law, 1995-2010*

PHILIP K. LYON

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Philip grew up in South Arkansas in the 50's and early 60's within 50 miles of the hometowns of Johnny Cash, Bear Bryant, Bill Clinton, Mike Huckabee and Barry Switzer. He graduated from University of Arkansas School of Law, with Honors, in 1967, where he is the only person to twice serve as Editor-In-Chief of the Arkansas Law Review and the youngest person to graduate after World War II. He practiced Environmental Law and Labor Law until the mid 80's when he left his position as Managing Partner of a 65 member firm in Little Rock to help found Jack, Lyon, & Jones in 1986, where he served as President. In 1987, he started up a Nashville practice, and in 2007, he and his son, Bruce Phillips, spun off the JLJ Nashville office and formed Lyon & Phillips, PLLC.

Philip has been rated AV (the highest) by the leading peer rating firm, Martindale Hubbell, for over 30 years. He has taught a law school course on Labor Issues in the Entertainment and Sports Industries and chairs the Entertainment and Sports Law Institute at the Center for American and International Law in Plano, Texas. He has served as a Governing Council Member for the ABA's Forum Committee on the Entertainment and Sports Industries since 1996 and also serves as Director of Recruitment, Membership, and Promotions. He served as the initial chair of the Labor and Employment Law Section of the Arkansas Bar Association, as well as an officer in the ABA's Labor & Employment Law Section, most recently as Management Co-Chair of the Ethics and Professional Responsibility Committee from 2000-2003, and the Pro Bono Committee from 2003-2005. In 1996, he was elected as a member of the Inaugural Class of Fellows at the College of Labor & Employment Lawyers. He was also listed in the inaugural edition of the Best Lawyers in America and has consistently been named a Mid-South Super Lawyer in the areas of Labor/Employment Law and Entertainment/Sports Law. He has recently been named the 2010 outstanding Professional in the Entertainment & Sports Industries by Strathmore's Who's Who. He served on the Planning Committee for the Center for American and International Law's (formerly The Southwest Legal Foundation) Annual Labor and Employment Law Institute for nearly 30 years.

Philip started as a corporate lawyer, where he did environmental law for industry and utilities. He was involved in one of the first major environmental cases before the United States Supreme Court (Calvert Cliffs) and licensed nuclear and coal powered power plants all over the country, where he became recognized as one of the most outstanding environmental lawyers in the country. In 1968, he was involved in the first EEOC case in Arkansas, as well as the first class action suit.

In 1978, his practice shifted to full-time Labor & Employment, where he developed the largest and most successful labor practice in the Southwest and represented major employers on a nation-wide basis including the City of Little Rock and the state of Arkansas.

He was and remains one of the most prominent and successful labor & employment lawyers in the country. In 1984 he undertook the representation of a major school district which had been consolidated out of existence and was successful in getting the ruling reversed. He also handled major voting rights cases in the late 1970's up through the middle 1980's. During his 40-plus year career to date, he has been recognized as one of the most successful lawyers in the country in the distinct and diverse fields of Environmental, Labor & Employment and Entertainment & Sports law. To say that he is constantly reinventing himself and his practice is an understatement. He says that he has spent long hours in the trenches but has never worked a day in his life – He truly loves the practice of law. He and his wife, Jayne, are the parents of eight grown children and currently have 16 grandchildren; which is his real reason for living and why he still works hard.

W. MICHAEL MILOM

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W. Michael Milom is a partner in Milom Joyce Horsnell Crow PLC and practices entertainment, copyright and literary property law, representing Taylor Swift, Rascal Flatts and many other high profile performing artists, songwriters and other clients in the entertainment industry.

He has served as a member of many ABA Intellectual Property Committees and Forums, a trustee of the Copyright Society of the U.S.A, and serves as Counsel to the Country Music Hall of Fame and Museum and as Adjunct Professor of Law Vanderbilt's School of Law.

Mr. Milom has been included in Best Lawyers in America® and Best Lawyers in Tennessee for more than 10 years, and is rated among the top Tennessee Media and Entertainment attorneys by Chambers USA.

BRUCE PHILLIPS

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Bruce Phillips is a principal in the Nashville law office of Lyon & Phillips, PLLC where he represents and advises recording artists, songwriters, music publishers, producers, personal managers and record label executives in the general area of Entertainment Law, handling transactions and entertainment/intellectual property related civil litigation.

Phillips graduated from the University of Arkansas School Of Law, where he served as Note and Comment Editor of the Arkansas Law Review. He remains active as an author, having published a number of articles on the topics of intellectual property and entertainment law. Phillips is also active in the Nashville Bar Association, having served two terms as Chair of the Entertainment and Sports Law Committee. He is a Fellow of the Nashville Bar Foundation and an alumnus of Leadership Music. He also serves as Adjunct Professor of Law at the University of Tennessee College of Law and the University of Arkansas College of Law, where he teaches Entertainment Law.

HENRY W. ROOT

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Henry W. Root is a partner in the entertainment law firm of Lapidus, Root, Franklin & Sacharow, LLP. He has over 25 years of legal and business affairs experience in the music and television industries. He began his legal career at MCA Records, Inc. after several years of touring with top internationally renowned musical artists as a tour manager and lighting designer. Mr. Root has represented recording artists signed to nearly every major record label, numerous award winning songwriters and producers, independent music publishers and independent record labels and the principal cast members of several reality television series. He has also overseen business and legal affairs for the delivery of programming to every major television network.

Mr. Root's institutional clients have included the MTV Networks, Fox Interactive / MySpace, the Conde Nast Media Group and C3 Productions, Inc. (for which he provides legal and business affairs services for the Lollapalooza and Austin City Limits Festivals). His representative musical artist clients include Earth, Wind & Fire, Dave Mason, Presidents of the United States, Charlie Wilson & The Gap Band, Eric Hutchinson and Sydney Duran / Valora.

Mr. Root was the executive producer of the DVD and TV programs "*Chicago and Earth, Wind & Fire: Live At The Greek*" (which attained a "platinum" sales award from the RIAA), *Kenny Chesney* "No Shoes, No Shirt, No Problem" (for which he received the Telly Award), and "*Return To Sin City: All Star Tribute to Gram Parsons*".

Mr. Root is presently the Chairman of the Music Division of the American Bar Association Forum Committee on Sports and Entertainment Law and sits on the Governing Board of the organization. He was a director and officer of the California Copyright Conference, and a founding member of the Board of Governors of the Academy of Interactive Arts and Sciences. He is a frequent panelist and lecturer on music, media and internet legal issues, and is active in the Entertainment Law Initiative nationwide writing contest for law students, co-sponsored by the National Academy of Recording Arts and Sciences and the American Bar Association. He is a contributing author to the Matthew-Bender publication, *Entertainment Industry Contracts: Drafting and Negotiating Guide*", and subject of the two part series published in the "Entertainment And Sports Law Reporter" titled *Obtaining Rights to Artists and Content for Use In Music-Driven Television Productions*".

PRESTON SHIPP
DISCIPLINARY COUNSEL
BOARD OF PROFESSIONAL RESPONSIBILITY
OF THE SUPREME COURT OF TENNESSEE

Mr. Shipp is currently Disciplinary Counsel at the Board of Professional Responsibility of the Supreme Court of Tennessee. Prior to joining the Board, Mr. Shipp served as an appellate prosecutor in the Tennessee Attorney General's office from 2004 until 2008. Before working as an assistant attorney general, Mr. Shipp clerked for two years for the Honorable Judge David H. Welles on the Tennessee Court of Criminal Appeals. A graduate of the University of Tennessee College of Law and Lipscomb University, he has been licensed in Tennessee since 2002.



KIRK T. SCHRODER

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Kirk T. Schroder has an extensive entertainment and arts law practice. Kirk is named in the current edition of *The Best Lawyers in America*® for the field of entertainment law. He is also rated an “AV”* lawyer by Martindale-Hubbell, its highest rating for lawyers. Kirk was elected by his national peers in the entertainment and sports law profession to be the current Chair of the American Bar Association Entertainment & Sports Law section. His law practice draws entertainment and arts-related clients from all over the United States and the world.

Kirk serves as counsel for production companies and film financiers who have distribution agreements with major Hollywood studios for theatrical motion pictures. He represents a significant number of award-winning independent filmmakers and producers and has extensive working knowledge of the many legal and business aspects of filmmaking (including production matters, applicable union and guild collective bargaining agreements, and financing and distribution arrangements). He continues to serve as counsel on numerous major studio productions for Universal Pictures and has done so for more than a decade. Other production clients come from Europe and the Middle East. Many of his clients have production deals with cable networks such as the Discovery Channel, HBO, and Showtime. He also handles a variety of talent issues on behalf of radio and television personalities, several of whom are nationally syndicated and have some of the highest rated television shows on cable networks.

Kirk represents a variety of authors in the literary publishing field from beginning authors to well-established authors who command advances well into the six figures and above range. He is very experienced with major literary publishing house deals and other publishing deals with regional and academic presses and niche publishing houses. Kirk can negotiate all aspects of literary publishing deals, including agent-author relationships, book publishing contracts, and ancillary rights matters. Kirk also represents magazine publishers in legal matters concerning the publication of several magazines. He also represents several syndicated writers who publish in major magazines and newspapers.

Kirk’s work in music is primarily talent-oriented, but he also represents various regionally known record labels. Representative clients currently include a variety of artists with major or independent record label deals. He represents several major live performance promoters and venues. He was instrumental in the formation and provided legal representation for one of the leading public speakers forums in the United States. This involved negotiating public appearances for celebrities such as Bill Cosby, Oprah Winfrey, Mikhail Gorbachev, Margaret Thatcher, and many other nationally popular speakers. Kirk also represents various regional theater playhouses and has represented clients in off-Broadway and off-off Broadway related theater matters.

Kirk has significant experience in representing several national and regional advertising agencies. For many years, he served as general counsel to a major national advertising agency, The Martin Agency. Kirk is very familiar with a wide range of legal issues related to advertising and marketing and has negotiated numerous deals related to advertising, promotional, and marketing industry clients.

Kirk is one of the few practitioners in the Mid-Atlantic with a significant practice involving public and private art. He is past chairman of the Virginia State Bar's Lawyers for the Arts Committee and has been honored for his legal work for the Washington Area Lawyers for the Arts. He is a frequent lecturer on arts- and law-related topics.

An interesting part of Kirk's law practice involves people who work in various alternative arts who have issues similar to the entertainment field. Kirk's practice includes professional herbalists, eastern spiritual practitioners, shamans and psychic mediums who are well established in the national media, feng shui experts who consult in a variety of capacities, astrologers active in the field of commerce, and others in similar activities.

On a personal level, Kirk is very active and passionate about education and children's issues. While maintaining his private law practice, Kirk served as president of the Virginia Board of Education from 1998–2002 along with other distinguished education institutions such as the Southern Regional Education Board (SREB) in Atlanta. He is the first president of the Charlottesville-Albemarle Public Education Fund and also holds a Ph.D. in education from the University of Virginia. Kirk is also the chair of the education policy committee for the Virginia Chamber of Commerce. While he does not advertise as an education lawyer, Kirk has very substantial education policy experience. A very limited portion of his practice involves education policy issues for specific causes of interest and other circumstances (such as K-12 or higher education student disciplinary matters or unique education issues of interest) where he feels his involvement can be of assistance.

Specialties

Motion Picture/Television/Radio Broadcast
Literary Publishing/Book Deals
Music/Music Publishing
Multimedia/Internet
Theater/Public Speakers/Live Performance
Advertising and Marketing
Visual Arts
Personalities Involved in Alternative Arts
Entertainment and Art Law Teaching Experience
Entertainment Mediation & Arbitration

EDUCATION

University of Virginia (Ph.D.)
University of Richmond (J.D.)
University of Richmond, (B.A. & B.S.B.A.)

PROFESSIONAL AFFILIATION

American Bar Association Forum on Entertainment & Sports Industries (Chair)
Virginia State Bar

AWARDS & HONORS

Listed in *The Best Lawyers in America*®

Ranked an “AV”* attorney by Martindale Hubbell, its highest available rating

TEACHING EXPERIENCE

Faculty Lecturer in Entertainment Law, University of Virginia School of Law (1997–2000, 2007–2009)

Faculty Lecturer, University of Virginia School of Education (2004–2005, 2007)

Adjunct Professor in Entertainment Law, University of Richmond School of Law (1991–1998)

Adjunct Professor, Graduate School of Arts, Virginia Commonwealth University (1993–2001)

Program Chair, Harvard Law School/ABA Symposium on Entertainment Law (1995–1997)

Director, Virginia Sports & Entertainment Law Institute (VA CLE Foundation) (2006–Present)

PUBLIC SERVICE & COMMUNITY SERVICE

President, Virginia State Board of Education (1998–2002)

Member, Southern Regional Education Board (1999–2005)

President, Charlottesville-Albemarle Public Education Fund (2004–Present)

Chairman, Education Policy Committee, Virginia Chamber of Commerce (2007–Present)

Senate Appointee, Martin Luther King, Jr. Memorial Commission (Virginia) (2004–Present)

Board Member, Paramount Theater (Charlottesville) (2007–2009)

Board Chairman, The Charlottesville Ballet (2008–Present)

Board Member, Virginia Foundation for the Humanities (2002–2004)

Board Member, Virginians for the Arts (1996–1999, 2008–Present)

Vice-Chairman, Virginia Tourism Authority (1996–1998, member, 1998–2001)

Vice-Chairman, Virginia Technology Council (1994–1996)

Chairman, Virginia Film Board (1996–2001)



BARRY I. SLOTNICK

Partner and Chair
Intellectual Property and Entertainment Litigation
Practice Group
Loeb & Loeb LLP
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212.407.4162
bslotnick@loeb.com

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.
, Nashville, Tennessee (October 30, 2007)

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 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, (2006-2010 editions)
- Named "New York Super Lawyer" in Intellectual Property Litigation and Entertainment & Sports by *Law & Politics* (2006-2010)
- 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*

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



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Lawrence A. Waks represents a broad range of domestic and international clients in the entertainment, media, publishing, advertising, communication, high tech, biotech, and energy industries.

Formerly a partner with Milgrim, Thomajan & Lee, P.C. in New York, Los Angeles and Austin, Mr. Waks also represents clients' interests in the area of international business and trade. His experience includes international contract and dispute negotiation, licenses, joint ventures, and distribution agreements, and arbitration. Mr. Waks is particularly familiar with the financial and business markets of South America, where he lived for several years.

Mr. Waks has developed substantial experience in litigation involving rights to intellectual property including anticounterfeiting, trade secrets, patents, copyright and trademark disputes, and disputes over licensing, publishing and distribution rights.

As a music industry leader, Larry has been instrumental in Austin's emergence as the "Live Music Capital of the World." His reputation among the music industry's elite is unparalleled. He has been the longtime counsel for Austin City Limits, local and national record labels, and publishing companies.

For the Film and TV industry, Larry has served as local counsel for studios, production companies, and talent agencies. His work has helped foster a reputation for Texas as a "Third Coast" entertainment Mecca. As counsel for the University of Texas Film Institute and Burnt Orange Films, Larry established a successful first-of-its-kind public/private partnership to create and support a university-based commercial film production company.

Larry has substantial experience representing record companies, publishing companies, film studios and producers, video game companies, advertising and public relations companies, artists, bands, songwriters, screenwriters, industry trade groups, merchandising companies, broadcasters, cable network content companies, and print media throughout the United States and in foreign countries in litigation, arbitration, and transactional matters. He has handled lawsuits involving antipiracy, antbootlegging, and other intellectual property issues, including copyrights, trade secrets, and trademark disputes, in addition to libel and privacy matters. On the transactional side, Larry has negotiated a variety of agreements with record labels, film studios and production companies, publishing companies, program providers, cable networks, and advertisers, among others.

Additionally, Larry represents a number of publishing and distribution companies and computer game, ringtone, software and hardware companies and has developed substantial experience in litigation involving their businesses.

Larry's clients have included Mercury Records, Polygram, Island Records, Motown, Arista,

Maranatha Music, Benson Music, Universal, Zomba, AT&T, DMX Music, Warner Brothers, Warner Chappell, Creative Artists Agency, Idea Studios, Harper Collins, GSD&M, Playboy, Zondervan Publishing, Sony Signatures, and numerous national artists. He is a Past-President of the Texas State Bar Entertainment and Sports Law Practice Section, a member of the New York Bar and ABA Entertainment Practice Sections, the Texas NARAS Chapter and the San Antonio Spurs Advisory Board.

Larry is a musician in his own right, having played the guitar since the 4th grade and in bands all his life - including the Jackson Walker (JW) Band. He is probably only one of a few attorneys who has played guitar in a music video on VH1. He also plays guitar often with his son, Andrew, who shares the same taste in music - rock, jazz and classical - and is a freshman at NYU.

Larry's fluency in three languages comes in handy when his practice takes him from coast to coast, to Europe, South America and beyond. Larry is particularly familiar with the financial and business markets of South America, where he lived for several years.

Larry Waks is the prototypical lawyer whose work reverberates far beyond his community and client base.

Fluent in English, French, and Spanish



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Mr. Weizenecker provides sophisticated business and legal advice to companies in the entertainment and technology industries. Mr. Weizenecker also works extensively with companies in their branding and marketing endeavors, especially sweepstakes contests and endorsements. His practice also focuses on motion picture and television projects as well as advising clients on tax credit systems.

- Entertainment and Sports Law
- Corporate Law

ASSOCIATIONS

- American Bar Association - Sports and Entertainment Law Section
- Vice-Chair, Entertainment, Sports and Entertainment Law Section of the State Bar of Georgia
- Association of Media and Entertainment Counsel

AWARDS/PUBLICATIONS

- SuperLawyer, Rising Star, 2005, 2006, 2007
- Article, "The Listener", SuperLawyers, 2007
- State of Georgia White Paper on the Georgia Entertainment Incentive Act, 2009
- "Interview with Joel Katz", Georgia State Bar Association, Sports and Entertainment Law Section Newsletter, 2009
- "Dead Celebrity Wars", American Bar Association, Sports and Entertainment Law Journal, 2007

LEGAL EXPERIENCE

- Legal advisor to government officials regarding the implementation of tax incentive systems for the attraction of entertainment industry.
- Legal advisor to film/television companies concerning use of entertainment incentives in various states and countries.
- Lead corporate and financing attorney for a client's acquisition of an interest in the Pittsburgh Steelers NFL Football Team.
- Deal maker and lead entertainment counsel for leading iPhone app developer, involving preparation and negotiation of an application development agreement for ShareCare, Inc., Dr. Oz, Oprah Winfrey and a global book publisher and negotiating the subsequent licensing agreement with Apple.
- Lead entertainment lawyer for an iPhone app developer in negotiation with Anthony Zuiker

and Dare to Pass (creator and production company for CSI television series) and the first digi-book app for iPhone.

- Assisted Georgia Film office in development of Regulations for the Georgia Entertainment Incentive (tax credit).
- Corporate attorney on the creation of and multi-million dollar financing of Legendary Pictures.
- Lead corporate attorney on multi-million dollar financing of Gateway One Lending and Finance, LLC by Barclays Bank.
- Corporate and entertainment lawyer on the \$100 million financing secured by intellectual property (not recordings or publishing) of a multi-platinum recording artist by large international bank.
- Lead entertainment lawyer on the sale of \$300,000 independent film for \$2 million to a large distributor.
- Lead entertainment lawyer for a celebrity chef involving the negotiation of his employment agreement with, and membership interest agreement in, a top New York restaurant.
- Production and lead financing counsel on many independent and major studio film and television projects.
- Attorney and advisor to numerous professional athletes, musicians, movie-makers and celebrity chefs.

EDUCATION

- Thomas M. Cooley Law School, Cum Laude, Juris Doctor, 1995
Emory University, 1990