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**2nd Annual Conference!**

# Film & Television Law

**Exploring the Fundamentals Facing the Entertainment Industry**

**June 23-24, 2005 • Millennium Biltmore Hotel • Los Angeles**



The Luxurious Millennium Biltmore Hotel

## Who Should Attend:

- Attorneys and Legal Staff
  - Judges
  - Agents
  - Managers
  - Producers
  - Publishers
  - Screenwriters
  - Accountants
  - Consultants
  - Actors
  - Internet Specialists
- ...and anyone involved in the film and television industry!

Dear Colleague:

The entertainment and media world is constantly changing. Suits about alleged sex and age discrimination in the entertainment industry are frequent news. Celebrity scandals erupt almost daily. Alleged piracy on the Internet challenges the very economic foundation of the music industry and now the movie industry, while reality TV poses new and challenging legal problems. In short, the entertainment and media world is confronting some of the most unique and challenging legal problems in recent history.

Keep up with these and other dramatic developments by joining our distinguished faculty as they address hot-button, cutting-edge issues, while also exploring the fundamental legal problems facing entertainment industry professionals. Don't miss this opportunity to learn proven strategies and techniques from the industry's leading experts.

We look forward to seeing you there!

Sincerely,

**Rex S. Heinke, Esq.**  
Program Co-Chair

Akin Gump Strauss Hauer & Feld, Los Angeles

**Peter L. Haviland, Esq.**  
Program Co-Chair

Akin Gump Strauss Hauer & Feld, Los Angeles



**Rex S. Heinke, Esq.**  
Program Co-Chair



**Peter L. Haviland, Esq.**  
Program Co-Chair



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Conference Schedule and Speaker Biographies Inside



**Thursday, June 23**

**Friday, June 24**

<p>8:30 Registration</p> <p>9:00 <b>Introduction and Welcome</b> <i>Rex S. Heinke, Esq., Program Co-Chair</i> <i>Akin Gump Strauss Hauer &amp; Feld, Los Angeles</i></p> <p>9:15 <b>Trademarks</b> Parody, Humor and Other Trademark Issues <i>Jeffrey K. Riffer, Esq.</i> <i>Jeffer Mangels Butler &amp; Marmaro, Los Angeles</i></p> <p>10:00 Morning Break</p> <p>10:15 <b>Credits</b> Noncontractual Credit Claims After <i>Dastar Corp. v. Twentieth Century Fox Film Corp.</i> <i>David A. Gerber, Esq.</i> <i>D. Gerber Law Offices, Oxnard</i></p> <p>11:00 <b>Financing Feature Films</b> What's the Next Flavor of the Month? <i>Lawrence Ulman, Esq.</i> <i>Gibson, Dunn &amp; Crutcher, Century City</i></p> <p>11:45 Q&amp;A Panel <i>Members of the Faculty</i></p> <p>12:00 Lunch Break</p> <p>1:15 <b>Hot Entertainment Industry Guild and Employment Issues</b> Recent Guild and Union Contract Negotiations; Guild and Employment Issues in Reality TV <i>Ivy Kagan Bierman, Esq.</i> <i>Morrison &amp; Foerster, Century City</i></p> <p>2:00 <b>Recent Developments in Contract Litigation</b> Making a Contract in Hollywood <i>Michael J. Kump, Esq.</i> <i>Greenberg Glusker Fields Claman Machtinger &amp; Kinsella, Los Angeles</i></p> <p>2:45 Afternoon Break</p> <p>3:00 <b>Copyright and Infringement Claims</b> The Basics of Prosecution and Defense <i>Robert H. Rotstein, Esq.</i> <i>McDermott Will &amp; Emery, Los Angeles</i></p> <p>3:45 <b>The Legalities of Reality TV</b> What You Don't Know Could Hurt You <i>Clark B. Siegel, Esq.</i> <i>Irell &amp; Manella, Century City</i></p> <p>4:30 <b>The First Amendment Implications of the FCC's Recent Indecency Rulings</b> The Status of "Free Speech" in America <i>Robert Corn-Revere, Esq.</i> <i>Davis Wright Tremaine, Washington, DC</i> <i>Tom W. Davidson, Esq.</i> <i>Akin Gump Strauss Hauer &amp; Feld, Washington, DC</i></p> <p>5:30 Adjourn</p>	<p>9:00 <b>Summary of Day One and Overview of Day Two</b> <i>Peter L. Haviland, Esq., Program Co-Chair</i> <i>Akin Gump Strauss Hauer &amp; Feld, Los Angeles</i></p> <p>9:15 <b>Motion Picture Development and Production</b> From the Idea to the Big Screen <i>Russell G. Weiss, Esq., and Robert D. Cooper, Esq.</i> <i>Morrison &amp; Foerster, Century City</i></p> <p>10:15 Morning Break</p> <p>10:30 <b>The Right of Publicity</b> Diminishing Rights in an Era of Increasing Publicity <i>Yakub Hazzard, Esq.</i> <i>Alschuler Grossman Stein &amp; Kahan, Santa Monica</i></p> <p>11:15 <b>Elimination of Bias</b> A Discussion of the TV Writers' Class Action Case as It Relates to the Legal Profession <i>Steven M. Sprenger, Esq.</i> <i>Sprenger + Lang, Washington, DC</i> <i>George A. Stohner, Esq.</i> <i>Morgan Lewis, Los Angeles</i></p> <p>12:15 Lunch Break</p> <p>1:30 <b>Ethics</b> Ethical Considerations for Professionals in the Entertainment Industry <i>David B. Parker, Esq.</i> <i>Parker Mills &amp; Patel, Los Angeles</i></p> <p>2:30 <b>The Treatment of Lost Profits in Television and Film Litigation Matters</b> Are Lost Profits Forever Lost in Hollywood? <i>Gerard P. Fox, Esq.</i> <i>Fox &amp; Spillane, Los Angeles</i></p> <p>3:15 <b>The Right of Privacy</b> California Rejoins the Union <i>Louis P. Petrich, Esq.</i> <i>Leopold Petrich &amp; Smith, Los Angeles</i></p> <p>4:00 <b>Intellectual Property Rights on the Internet: A Panel Presentation</b> <i>MGM v. Grokster, the INDUCE Act and Other Recent Developments</i> <i>Michael H. Page, Esq.</i> <i>Keker &amp; Van Nest, San Francisco</i> <i>Dean Garfield, Vice President and Director Legal Affairs, Worldwide Anti-Piracy</i> <i>Motion Picture Association of America, Encino</i> <i>Ronald C. Wheeler, Esq.</i> <i>Senior Vice President, Content Protection</i> <i>Fox Entertainment Group, Los Angeles</i></p> <p>5:15 Adjourn</p>
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<p><b>Save These Dates!</b></p>	<p>Law of the Colorado River May 19-20, Las Vegas</p> <p>Commercial Real Estate Leases May 20, Seattle</p>	<p>Eminent Domain June 20-21, Los Angeles</p> <p>Golf &amp; Resort Development August 11-12, Salt Lake City</p>	<p>Visual Arts &amp; the Law August 11-12, Santa Fe</p> <p>Negotiating Leases September 29-30, Los Angeles</p>
<p>For more information about these and other programs, visit our website at <a href="http://www.cle.com">www.cle.com</a>.</p>			

## Film & Television Law

# meet your faculty

### Program Co-Chairs

**Peter L. Haviland** is a trial lawyer who heads his firm's entertainment industry litigation practice group. Named "One of America's Top Black Lawyers" by *Black Enterprise*, he won a \$132 million jury verdict before a federal court in Manhattan for TVT Records in *TVT Records v. The Island Def Jam Music Group and Lyor Cohen*.

**Rex S. Heinke** is head of his firm's national appellate and litigation strategy group. He has served as lead counsel on behalf of newspapers, magazines, television networks, motion picture studios, Websites, and entertainment production and distribution companies. He is the author of *Media Law*.

**Ivy Kagan Bierman** is a consensus member of the "short list" of entertainment labor lawyers that producers and distributors look to for representation in guild and union matters.

**Robert D. Cooper** practices entertainment law in his firm's entertainment, media & technology practice group. He represents a general entertainment clientele engaged in all aspects of the entertainment and multimedia industries.

**Robert Corn-Revere** regularly advises clients on First Amendment, FCC regulatory matters, and Internet-related issues. He is lead counsel in various pending matters involving the FCC's indecency rules.

**Tom W. Davidson** is head of his firm's communications and information technology practice group. He counsels television and radio stations, television and cable networks, and media programming producers and distributors.

**Gerard P. Fox** is a named partner of his Century City based litigation firm, which specializes in film, radio, television and video game related litigation matters. He has tried a number of high profile cases over his 20-year career.

**Dean Garfield** began his tenure with the MPAA in June 2004. As Chief Legal Officer, his duties include overseeing litigation and all other legal matters in various anti-piracy programs that MPAA runs around the world.

**David A. Gerber** litigates copyright, trademark and related matters. He previously was a litigation partner at Loeb & Loeb in Los Angeles. He has written extensively on copyright and trademark issues for several publications.

**Yakub Hazzard** is a partner with his firm's entertainment & media department. His practice focuses on all aspects of the entertainment industry, including trademark and copyright infringement, and rights of publicity and privacy.

**Michael J. Kump** is a partner in his firm's litigation and intellectual property departments, with a broad and sophisticated litigation practice in antitrust, entertainment and intellectual property law.

**Michael H. Page** specializes in intellectual property litigation, with extensive experience in copyright, trade secret, trademark, and patent litigation. In 2004, he served as lead trial counsel in *Geico v. Google*, establishing the legality of using trademarks as search engine keywords.

**David B. Parker** is a founding partner of his firm, where his trial practice includes commercial litigation, the defense and prosecution of professional liability and malicious prosecution cases, insurance coverage and bad faith.

**Louis P. Petrich** focuses on entertainment, civil litigation, copyright and trademark, libel and slander, unfair competition, and insurance law. He is a Fellow in the American College of Trial Lawyers.

**Jeffrey K. Riffer** has a practice that spans more than 25 years and emphasizes complex business and commercial litigation, including antitrust, defamation, intellectual property and unfair competition.

**Robert H. Rotstein** is a member of his firm's intellectual property department. He focuses his practice on intellectual property law, copyright law and entertainment and media litigation.

**Clark B. Siegel** has over 20 years' experience in representing producers, distributors and financiers of motion picture and television productions. During the past several years, he has worked on cases involving over 30 broadcast seasons of reality television series.

**Steven M. Sprenger** is a member of Sprenger & Lang in Washington, DC. His national litigation practice focuses on the representation of plaintiff classes in employment discrimination and other cases in state and federal courts.

**George A. Stohner** heads his firm's west coast labor and employment practice. His practice focuses on a variety of labor and employment law matters, including complex litigation, labor and employment counseling, and labor negotiations.

**Lawrence Ulman** is Co-Chair of his firm's entertainment practice group. He specializes in entertainment finance and regularly represents film studios in their film distribution and financial matters, and banks providing production financing for theatrical motion pictures.

**Russell G. Weiss** is Co-Chair of the entertainment and technology group of the Los Angeles and Century City offices of his firm. He represents motion picture, television, cable, music, video games and multimedia companies.

**Ronald C. Wheeler** acts as his company's primary legal representative in negotiating content protection technology licenses and the content security-related aspects of digital content licensing deals, and in supervising the company's worldwide anti-piracy and copyright litigation activities.

**CLE International Program Attorney:**  
Laura Terlisner Mehew, [laura@cle.com](mailto:laura@cle.com).

# conference information

### Continuing Education Credit

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**CLE INTERNATIONAL** is an accredited provider in all jurisdictions with mandatory continuing legal education requirements.

For accreditation in other jurisdictions and disciplines, please contact Brian Fineberg at (800) 873-7130 or [brian@cle.com](mailto:brian@cle.com).

### Registration

Advance registration is recommended, and you are encouraged to mail in your registration early. Or simply call in your registration or homestudy order to (800) 873-7130, fax the Registration/Order Form to (303) 321-6320, register online at [www.cle.com](http://www.cle.com) or e-mail your registration to [registrar@cle.com](mailto:registrar@cle.com). Full payment is due at the time of registration. Walk-in registrations will be subject to space availability. Please call **CLE INTERNATIONAL** at (303) 377-6600 if you require any special accommodations.

### Conference Location and Accommodations

The Conference will be held at the Millennium Biltmore Hotel, 506 S. Grand Avenue, Los Angeles, CA 90071-2607. Make your hotel reservation early to ensure the best rate and selection. For room reservations and special rates, please call Community World Travel at (888) 724-0500 or visit [www.communityworldtravel.com](http://www.communityworldtravel.com).

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### Cancellation Policy

Full tuition refunds (less a \$50 administrative charge) will be given only if notice of cancellation is received by 5:00 p.m. MST on the Friday preceding the Conference. Substitutions may be made at any time.

### Sponsorship Information

Sponsorship opportunities are still available. For more information, please contact: Sarah Neenan, Marketing Coordinator, at (800) 873-7130 or [sarah@cle.com](mailto:sarah@cle.com).

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Unique and Challenging Times

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**Financing Feature Films • Guild and Employment Issues**

**Recent Developments in Contract Litigation**

**Copyright and Infringement Claims • The Legalities of Reality TV**

**The Status of "Free Speech" in America**

**Motion Picture Development and Production • The Right of Publicity**

**TV Writers' Class Action Case • Lost Profits in Television and Film Litigation**

**The Right of Privacy • Intellectual Property Rights on the Internet**



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