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INSTITUTE FOR INTELLECTUAL PROPERTY  
& INFORMATION LAW

IS PLEASED TO ANNOUNCE THE

INAUGURAL BAKER BOTTS LECTURE  
THE RIGHT TO CLAIM  
**Authorship**  
after *Dastar*

FEATURING

**JANE C. GINSBURG**

*Morton L. Janklow Professor of Literary and Artistic Property Law  
Columbia University School of Law*

RESPONSE BY

**PAUL E. KRIEGER**

*Fulbright & Jaworski, L.L.P., on behalf of the Houston Bar*

**THURSDAY, MARCH 4, 2004**

5:30 P.M. RECEPTION

6:15 P.M. LECTURE

CORONADO CLUB

910 TRAVIS STREET, HOUSTON

ONE HOUR CLE CREDIT

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AUTHORS HAVE AN OBVIOUS INTEREST in receiving attribution for their creations. There is, however, no general right of attribution in the Copyright Act. And in *DASTAR v. 20<sup>TH</sup> CENTURY FOX* (2003), the U.S. Supreme Court called into question the availability of trademark law to support authors' claims. U.S. treaty obligations nonetheless oblige member nations to protect attribution rights. After *DASTAR*, what are the prospects for such protection under either the Lanham Act or the Copyright Act? In the lecture, Professor Ginsburg will address the following questions: What did the Supreme Court decide in *DASTAR*, and what are the implications for authors' protections under the Lanham Act? What support does the current Copyright Act give to attribution interests? If neither trademark nor copyright law provide a sufficient source of attribution rights, does the United States need specific legislation to comply with its treaty obligations, and to further the public's and the author's interests in seeing that credit is given where credit is due? What should such a statute provide?



JANE C. GINSBURG

JANE GINSBURG is the Morton L. Janklow Professor of Literary and Artistic Property Law at Columbia Law School. She teaches Copyright Law, Trademark Law, and Legal Methods, and is the author or co-author of casebooks in all three subjects.

Ginsburg has taught French and U.S. copyright law and U.S. legal methods at the University of Paris and other French universities. Her recent lectures and articles on domestic and international copyright subjects have explored the legal implications of electronic creation and distribution of works of authorship.

Ginsburg earned her bachelor's and master's degrees from the University of Chicago, her J.D. from Harvard Law School, and a Doctorate of Law from the University of Paris II. After law school, she clerked for the Hon. John J. Gibbons of the U.S. Court of Appeals for the Third Circuit. Ginsburg presently serves as Co-Director of the Kernochan Center for Law, Media and the Arts at Columbia.

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PAUL E. KRIEGER, who will respond for Houston's Intellectual Property Bar, practices intellectual property law worldwide and has taught Trademark, Unfair Competition, and Trade Secret Law at the UH Law Center for 18 years.



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### SPONSORED SCHOLARSHIP

*Considering Copyright: The 2003 Santa Fe Conference*  
(contributions by Laura Gasaway, Jon Newman, William Patry,  
Richard Posner, Alan Story, Eugene Volokh, and Alfred Yen)  
40 HOUS. L. REV. 609-801 (2003)

Eugene Volokh, *Freedom of Speech and the Right of Publicity*,  
40 HOUS. L. REV. 903 (2003)

Shubha Ghosh & Jay Kesan, *What Do Patents Purchase?*  
*In Search of Optional Ignorance in the Patent Office*,  
40 HOUS. L. REV. 1219 (2004)

William F. Lee & Lawrence P. Cogswell III (Hale & Dorr LLP),  
*Understanding and Addressing the Unfair Dilemma Created by the*  
*Doctrine of Willful Patent Infringement*,  
41 HOUS. L. REV. \_\_\_\_ (forthcoming)

Jane C. Ginsburg, *The Right to Claim Authorship After Dastar*,  
41 HOUS. L. REV. \_\_\_\_ (forthcoming)

*Trademark in Transition: The 2004 Santa Fe Conference*,  
(articles by Graeme Dinwoodie, Michael Froomkin, William  
Landes, Mark Lemley & Stacey Dogan, Glenn Lunney, and  
Thomas McCarthy)  
41 HOUS. L. REV. \_\_\_\_ (forthcoming)

### SPONSORED SYMPOSIA

19<sup>th</sup> Annual Computer & Information Law Conference  
September 29-October 1, 2004  
Dallas, Westin Galleria

20<sup>th</sup> Annual Fall Institute on Intellectual Property Law  
October 7-9, 2004  
Galveston, Moody Gardens Hotel

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[www.patstats.org](http://www.patstats.org)  
On-line **PAT**ent Litigation **STAT**istics

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**Federal Circuit Patent Law Cases**



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