

31st Annual

Entertainment Law Institute

Join us a day early for Entertainment Law 101: The Film Edition

Watch from your computer or mobile device!

LIVE WEBCAST • November 18-19, 2021 | WEBCAST REPLAY • January 6-7, 2022



MCLE CREDIT 13.75 Hours (1.75 Ethics)

▼ Downloadable Course Materials



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Education by the Bar, for the Bar



Join us a day early for

Entertainment Law 101: The Film Edition

Lawyers licensed 5 years or less
save up to \$50!

Watch from your computer or
mobile device!

LIVE WEBCAST

November 17, 2021

WEBCAST REPLAY

January 5, 2022



MCLE CREDIT

3.5 Hours (.5 Ethics)

MCLE Course No: 174132390

Applies to the Texas Bar College
and the Texas Board of Legal
Specialization in Civil Appellate
and Civil Trial Law.



**Scan to report
your MCLE hours.**

Purpose & Scope

This year's 101 program will focus on issues pertaining to clients in the film industry. Dubbed The Film Edition, attendees will learn about the importance of obtaining underlying rights, the basics of production and distribution contracts, and how to prepare your clients for distribution.

WEDNESDAY

3.5 hours including .5 ethics

12:55 **Welcoming Remarks & Course Introduction**

Course Director

Amy E. Mitchell, *Austin*
Amy E. Mitchell, PLLC

1:00 **Getting the Rights Right** .75 hr

An overview of how to negotiate and obtain rights to screenplays, books, and other existing materials for use in motion pictures.

Deena B. Kalai, *Austin*
Deena Kalai, PLLC

1:45 **Wrangling Words for Production Contracts** 1 hr (.25 ethics)

Practical drafting guidance for film production counsel, including ethical considerations, an overview of SAG/AFTRA requirements, and how to ensure the legal language accurately reflects the deal terms.

Sally C. Helppie, *Dallas*
Waddell Serafino Geary Rechner
Jenevein

2:45 **Break**

3:00 **Rights Clearance for Film** .75 hr (.25 ethics)

Making sure the filmmaker has secured all necessary rights and permissions to use someone else's content, trademark, NIL, et cetera is an integral part of the film process. This presentation will review

the key issues and risks to consider when tying up those loose ends before the film heads to distribution.

Emilio B. Nicolas, *Austin*
Jackson Walker

3:45 **The Anatomy of Film Distribution Agreements** 1 hr

An exploration of the different distribution options for indie filmmakers and how best to secure them. Topics will include the wide range of distribution deals common in the industry, both domestic and foreign, from "all rights" deals to using aggregators, and related deal points and clauses. Industry standard sample agreements will be provided.

Duncan Montgomery, *Austin*
High Frequency Entertainment
Michael N. Saleman, *Austin*
Law Offices of Michael Norman Saleman

4:45 **Adjourn**



Chat with speakers
LIVE during the course!

Entertainment Law Institute

Cosponsored by the Entertainment and Sports Law Section of the State Bar of Texas

Chat with speakers live during the course!

Virtual course discount - **save \$50!**

Entertainment & Sports Law Section members **save \$25!**

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See page 5 for **additional discounts!**

Watch from your computer or mobile device!

LIVE WEBCAST
November 18-19, 2021

WEBCAST REPLAY
January 6-7, 2022

Texas Star Award Recipient



John Cones is a Houston based securities attorney specializing in financing for film and entertainment industry projects which includes the preparation of business plans, disclosure documents, and compliance for securities offerings. After 23 years in Los Angeles representing and advising independent film producers, he began a seven year tour of the U.S. where he continued lecturing on film finance at film societies, industry conferences, and universities, including UCLA, USC, Nashville Bar Association, and the Texas Bar Entertainment Law Institute. Among his contributions to the practice of film and entertainment law are a series of film finance webinars, publication of over 43 articles, and the publication of 16 books related to film business and legal affairs. He earned his B.S. degree in Communication and J.D. degree at the University of Texas, and is a member of the California and Texas bar associations.

Purpose & Scope

This year's program will include a series of presentations covering entertainment law aspects of recent court rulings, the newly-passed Copyright Alternative in Small-Claims Enforcement (CASE) Act, legal issues in artificial intelligence, Non-Fungible Tokens (NFTs), the future of audio-visual content distribution, and the Britney Spears conservatorship battle.

THURSDAY

7.25 hours including .75 ethics

8:40 **Welcoming Remarks**
Course Director
Christian Castle, *Austin*
Christian L. Castle, Attorneys

8:45 **NFTs in the Entertainment and Sports Industries** 1 hr (.25 ethics)
Shannon Almes, *Houston*
R. Reese & Associates
Christopher T. Brown, *Austin*
Attorney at Law
Catherine Zhu, *Palo Alto, CA*
Special Counsel, Foley & Lardner

9:45 **Annual Roundup of Notable Entertainment Industry Court Rulings** 1 hr (.25 ethics)
Stan Soocher, Esq., *Denver, CO*
Editor-in-Chief, "Entertainment Law & Finance"
Professor, Music & Entertainment Industry Studies
University of Colorado Denver

10:45 **Break**

11:00 **Indie Film Finance** 1 hr
John Cones, *Houston*
Law Office of John Cones

12:00 **Break**

12:15 **Texas Star Award Presentation**

12:30 **Adding Film Finance to Your Entertainment Law Practice** .5 hr
John Cones, *Houston*
Law Office of John Cones

1:00 **Break**

1:15 **Song Catalog Acquisitions and Valuations** 1 hr
Moderator
Christian Castle, *Austin*
Christian L. Castle, Attorneys

Panelists
Clark Miller, *New York, NY*
Clark Miller Consulting LLC
J. Eugene Salomon, Jr., *Beverly Hills, CA*
Gang Tyre Ramer Brown & Passman
Roy A. Salter, *Los Angeles, CA*
FTI Capital Advisors

2:15 **Advising Your Influencer Clients on Agreements and FTC Regulations** 1 hr (.25 ethics)
Michele Martell, *Austin*
Martell Media House

3:15 **Break**

3:30 **Trademark 101 for Small Businesses** .75 hr
Kandace D. Walter, *Richardson*
Walter Legal

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Scan to report your MCLE hours.

CPA CREDIT

We have registered with the Texas State Board of Public Accountancy as a CPE sponsor. This registration does not constitute an endorsement by the Board as to the quality of our program. The State Bar's continuing education sponsor I.D. number is 135.

Thank You to Our Course Sponsor





4:15 **Reining It In: Working Ethically with Animals and Maintaining the Integrity of the Sport** 1 hr

Virginia S. Fields, *Austin*
Texas Racing Commission
Rodman Law, *Florham Park, NJ*
Greenberg Traurig

5:15 **Adjourn**

FRIDAY

6.5 hours including 1 ethics hour

8:40 **Announcements**

8:45 **What Is the Copyright Royalty Board? An Overview and Update on Recent Rate Proceedings** .75 hr

Jason Blake Cunningham, *Austin*
King & Spalding

Brad Prendergast, *Washington, D.C.*
Assistant General Counsel, Licensing & Enforcement
SoundExchange

Gwendolyn Seale, *Austin*
Mike Tolleson & Associates

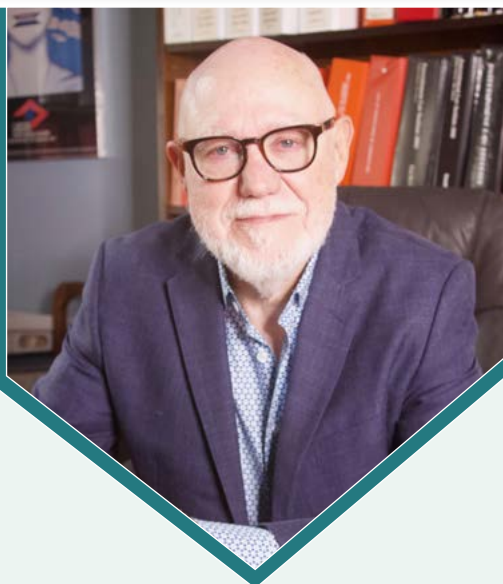
9:30 **The Future of Theatrical Exhibition** .75 hr

Tearlach Hutcheson, *Dallas*
Vice President of Film, Studio Movie Grill
Rebecca Pahle, *Brooklyn, NY*
Deputy Editor, Boxoffice Pro
Brent Turman, *Dallas*
Bell Nunnally & Martin
Justin Wheeler, *Plano*
Cinemark USA, Inc.

10:15 **Break**

10:30 **Community and Continuity: The New Generation of Nonprofits** 1 hr (.25 ethics)

Erin McClarty, *Houston*
Erin McClarty, PLLC
Erin Rodgers, *Houston*
Rodgers Selvera



11:30 **Presentation of the Governor of Texas' Proclamation to Mike Tolleson** for producing the State Bar of Texas Entertainment Law Institute for 30 years and his dedicated service to furthering the entertainment law profession in the State of Texas.

11:45 **Break**

12:00 **Legal Issues in Artificial Intelligence for the Entertainment Industry** 1 hr (.25 ethics)

Sandra Aistars, *Arlington, VA*
Clinical Professor and Director of Copyright Research and Policy, and Senior Scholar at the Center for Intellectual Property x Innovation Policy
George Mason University Antonin Scalia Law School

Tracey L. Freed, *Venice, CA*
Freed Law

Emilio B. Nicolas, *Austin*
Jackson Walker

Stan Soocher, Esq., *Denver, CO*
Editor-in-Chief, "Entertainment Law & Finance"
Professor, Music & Entertainment Industry Studies
University of Colorado Denver

1:00 **Break**

1:15 **Why Does a Music-Tech Startup Board Need a Music Lawyer?** 1 hr (.25 ethics)

Christian Castle, *Austin*
Christian L. Castle, Attorneys
Nathalie Phan, *Austin*
On Vinyl Media
Mellie Price, *Austin*
Capital Factory

2:15 **Break**

2:30 **The Case Is Closed, So What's Next: An Overview of the Copyright Alternative in Small-Claims Enforcement Act and Copyright Claims Board Launch** 1 hr

Alicia Calzada, *San Antonio*
Alicia Wagner Calzada, PLLC
Deputy General Counsel, National Press Photographers Association
Keith Kupferschmid, *Washington, D.C.*
CEO, Copyright Alliance

3:30 **Guardianships in the Entertainment Industry: What Can We Learn from Britney Spears?** 1 hr (.25 ethics)

Moderator
Andrea Villarreal, *Austin*
Oaks, Hartline & Daly
Panelists
Angelica Farinacci, *Dallas*
Ford + Bergner
Hon. Margaret Jones-Johnson, *Dallas*
Judge, Dallas County Probate Court #3

4:30 **Adjourn**



Chat with speakers
LIVE during the course!



▶ TexasBarCLE.com

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FYI

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TexasBarCLE offers scholarships for live courses, video replays, online classes, and webcasts. To apply or learn more, call (800) 204-2222, x1490, Mon-Fri 8am-5pm CT. Please apply at least two weeks prior to any live/video replay course or at least one week prior to any webcast or online class.

Active Texas State, County, and Federal Judges, Administrative Law Judges, Hearing Examiners, and Judge's Staff Attorneys may attend out-of-state programs for a discounted rate or in-state programs for free, provided:

(1) the course directly relates to the judge's/tribunal's jurisdiction, (2) the judge is a full-time judge or retired under a judicial retirement system and (3) space is available for all paying registrants. This privilege does not extend to prosecutors, receivers, trustees, other court staff, or persons serving part-time in a judicial capacity. Actual attendance is required to receive course materials.

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If you would rather have a refund, call (800) 204-2222, x 1574 or fax your request to (512) 427-4443.

Refund requests must be made at least one business day before the program.

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Please contact us at clesponsorships@texasbar.com.

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101 Course Director

Amy E. Mitchell..... Austin

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Erin Rodgers..... Houston

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▶ **Webcast Registration**

Webcast registration is offered online using a credit card at [TexasBarCLE.com](https://www.texasbarcle.com). If you have any questions or would like to register by phone, please call 800-204-2222, x 1574. Mail or fax registrations are not accepted at this time.

Live Webcast fees are as follows (includes a live chat feature and the option to submit questions to the speakers).

- **Institute:** \$495 per registrant, or \$272.50 if licensed 5 years or less
- **101 Course:** \$175 per registrant, or \$125 if licensed 5 years or less

Webcast Replay fees are as follows (live chat feature/special options not available for the replay).

- **Institute:** \$445 per registrant, or \$247.50 if licensed 5 years or less
- **101 Course:** \$145 per registrant, or \$125 if licensed 5 years or less

Additional discounts available online for the 2-day Institute!

▶ **Course Materials**

Course materials are included as PDFs for the webcast. For any questions, please email cleregistration@texasbar.com.

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For the webcast, click the **Claim Credit** tab at the conclusion of your viewing. Please read & acknowledge the instructions, edit any information if needed, then click **Submit Hours** at the bottom of the page.

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IMPORTANT: Registration for this webcast admits only the registrant. Registrants are expressly prohibited from allowing nonregistrants access to the program. **For group viewings of a webcast**, contact Firm & Group Sales Manager Laura Angle at (512) 263-2802 or laura.angle@texasbar.com.

▶ **I can't attend, but would like the materials**

To purchase a PDF download of 2-day Institute materials for \$85 (plus tax) or the 101 Course materials for \$45 (plus tax), search **Publications** at TexasBarCLE.com (available 1-2 weeks after the course).

QUESTIONS? Please email cleregistration@texasbar.com or call (800) 204-2222, x1574.

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Texas Entertainment and Sports Law Section of the State Bar of Texas



Formed in 1989, the Entertainment and Sports Law Section consists of more than 600 licensed attorneys throughout the state who practice entertainment and sports law. Section members represent a wide variety of clients including artists, filmmakers, athletes, media companies, employers, employees, and entertainment and sports organizations, in both the private and public sectors. The purpose of the Entertainment and Sports Law Section is to promote and enhance the practice of law by all lawyers who concentrate or have an interest in entertainment and sports law.

Join today and get involved in the Section's activities. Some of the areas in which you can serve are legislative (state and federal), merchandising, website, social networking, event planning, marketing and more.

Section dues are \$30, and membership is from June 1 to May 31. To join, visit your My Bar Page and join online, or download a membership form from [TexasBar.com/sections](https://www.texasbar.com/sections) to pay by mail.