

Personal Data Sheet

**DONALD LAWRENCE ZACHARY**

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**October 2002 - Present** - **Law Offices of Donald L. Zachary.** Intellectual Property practice focuses on obtaining, protecting and exploiting copyrights and trademarks. Entertainment and communications law matters include representing individuals and companies in connection with television and motion pictures. Business matters include representing small to medium-size companies with regard to organizational and on-going business matters. Litigation practice involves representing plaintiffs and defendants in complex business, intellectual property, entertainment and communications law suits in both State and Federal courts, as well as in connection with arbitration and mediation.

**1996 - September 2002:** **Partner, Bass, Berry & Sims.** Chair of the Intellectual Property, Entertainment and Communications Practice Group. Practice included transactional and litigation matters in the areas of intellectual property, entertainment and communications law as well as complex business litigation in both State and Federal courts.

**1991--1995:** **Partner, Kinsella, Boesch, Fujikawa & Towle, Los Angeles, CA.** Transactional entertainment practice involving representation of production companies and talent in the areas of television, feature films and publishing. Litigation practice involving entertainment and business matters, including high profile cases in Federal and State court. General practice involving non-labor employment matters in the cosmetics and medical industries. [Kinsella, Boesch has disbanded.]

**1979--1990:** **Vice President, Law, West Coast, National Broadcasting Company, Inc., Burbank, CA.** Responsibilities covered all aspects of NBC's business, including the Entertainment, Network

Business Affairs, Sports and Network News Divisions, KNBC and KNBC News, NBC Productions and all technical and support services. Negotiated and drafted agreements for all represented departments, supervised and handled litigation, represented the company in connection with pending state and municipal legislation and proposed regulations by state and federal administrative agencies and managed a professional and non-professional staff.

**1978--1979: Assistant General Attorney, National Broadcasting Company, Inc., Burbank, CA.**

**1971 – 1977: Associate, Gibson, Dunn & Crutcher, Los Angeles, CA.**  
Business litigation practice primarily focused in the areas of antitrust and trade regulation, real estate and professional liability. Extensive experience in state and federal courts.

**Summer 1968: Summer Associate, Gibson, Dunn & Crutcher, Los Angeles, CA.**

**Summer 1967: Summer Associate, Caplin & Drysdale, Washington, D.C.**  
Practice focused on estate planning and representation of clients before various federal agencies.

**Summer 1966: Law Clerk, Carter, Ledyard & Milburn, New York, NY.**  
Worked on a major fraud case as well as several smaller business matters for institutional clients.

**Law School: University of Virginia.**  
Degree: LL.B., June 1968.  
Rank -- 39th in 237 (top 16%)  
Activities: Notes Editor, *Virginia Journal of International Law*, 1967-68; First Place, Lyle Moot Court Competition; Student Assistant Professor; Assistant to Local Counsel for Indigent; Instructor in Local Program to Aid Slow Learners; Phi Delta Phi Legal Fraternity; Alternate to National and Triangular Moot Court.

**College: University of Virginia.**  
Degree: B.A. (Political Science), June 1965.  
Activities: Dean's List; Varsity Athletics (lettered); Chief Announcer, WUVA Radio; Student Guide Association; Political Society.

**Military Service:** U.S. Army; Honorably Discharged, 1971  
Highest Rank Attained: 1st Lieutenant.

**OTHER ACTIVITIES & PUBLICATIONS.**

Author, "Price Discrimination Overview: Where Are We?", PLI No. 371, *Twenty-First Annual Advanced Antitrust Seminar Distribution and Marketing*.

Faculty, Twenty-First Annual PLI Advanced Antitrust Seminar: *Distribution and Marketing*, January 1982.

Dialogue Participant, "Privacy, the Media and First Amendment", The Robert Maynard Hutchins Center for the Study of Democratic Institutions, University of California, Santa Barbara, February 1982.

Panelist, "New Areas of Trademark and Copyright Litigation", Intellectual Property Section, Los Angeles County Bar Association, 1982 Symposium, March 1982.

Panelist, "Cameras In Courtrooms", University of California, Los Angeles School of Law, March 1982.

Panelist, "The Legal Aspects of Docudrama", UCLA Extension School Seminar, June 1982.

Lecturer, National Institute of Trial Advocacy, University of Southern California Law School, Spring 1982.

Planning Committee, Twenty-Ninth Annual Vic Netterville Memorial Lectures on the Legal Aspects of the Entertainment Industry ("Pay Television -- A Primary and Secondary Market: Dynamics of Production and Distribution Arrangements"), 1983.

Lecturer, California Institute for Trial Advocacy Skills, University of Southern California Law School, 1983 -- 1995.

Adjunct Professor of Law, University of Southern California Law Center, Spring 1983 -- Spring 1988.

Panelist, California Judges Association Seminar, "The Media And The Courts", University of California, Berkeley, June 1984.

Board of Directors, The Hardin Group, Inc., 1986 -- 1988.

Lecturer, Center for Continuing Legal Education, Wrongful Discharge Seminar, Spring and Fall 1988.

The Los Angeles Copyright Society

Board of Directors, 1981 -- 1985.

Treasurer, 1985 -- 1986.

Secretary, 1986 -- 1987.

Vice President, 1987 -- 1988.

President-Elect, 1988 -- 1989.

President, 1989 -- 1990.

Academy of Television Arts and Sciences, Los Angeles, CA.

Board of Governors, January 1989 -- October 1991, September 1992 -- October 1994.

Chair, Bylaws Committee, January 1989 -- September 1991.

Co-Chair, Membership Committee, March 1992 -- September 1993.

Member, Peer Group Executive Committee, September 1991 -- October 1994.

Member, Far Sight Committee, January 1992 -- December, 1995.

Radio & Television News Association of Southern California

Board of Directors, January 1990- December 1994 and January 2003-December 2011.

Freedom of Information Committee, January 1992-December 1994 and July 2003-December 2011.

Co-Chair, Media Access Committee, 2006-Present.

Senior Lecturer, University of Southern California, School of Journalism, Spring 1988 -- Fall, 1995.

Instructor, California Newspaper Publishers Association/University of Southern California School of Journalism Writing/Editing Workshop, April 1993.

Moderator, "Representing Talent in First-Run Syndication and Original Cable Programming" Panel, Beverly Hills Bar Association Entertainment Law Section Seminar, *Representing Talent in Television*, May 1993.

Instructor, The Asian American Journalist Association Ethnic Media Project Conference, January 1994 and January 1995.

Designated by *Los Angeles* magazine in its February 1994 "Special Lawyer-Bashing Issue" as one of "25 Who Shouldn't Be Ashamed of Themselves". A copy of the article is available upon request.

Nashville *entertainment* Association

Vice-President and Member of the Executive Committee, 1998 – 2000  
Board of Directors, 1996 – 1998  
Chair, Music & Visual Arts Education Committee, 1996 – 1998  
Chair, Theatrical & Visual Arts Committee, 1996 – 2000

Nashville Film Advisory Board

Chairman, 1996 – 2001

Watkins Film School

Board of Advisors, 1996 – 2002  
Adjunct Professor, 1997 – 2002

The Nashville Shakespeare Festival

Board of Directors, 1997 – 2002

Tennessee Film, Entertainment and Music Commission Advisory Council

April 1, 1998 - June 30, 2003

Southern Law Network

Chair, Intellectual Property Section, 1999 - 2002

American Bar Association, Litigation Section, Intellectual Property Committee

Co-Chair, Alternative Dispute Resolutions Sub-Committee, 1999 - 2000

American Bar Association, Litigation Section, Intellectual Property Committee

Co-Chair, Unfair Competition/False Advertising Sub-Committee, 2000 - 2001

American Bar Association, Litigation Section, Intellectual Property Committee

Co-Chair, Internet and New Media Sub-Committee, 2002 – 2004

American Bar Association, Litigation Section, Intellectual Property Committee

Co-Chair, Copyright Sub-Committee, 2005 – 2009

Adjunct Professor, Annenberg School of Communications, Department of Journalism,  
University of Southern California, August, 2003 – Present.

Panelist, Litigation Section presentation at the ABA annual convention, August 2007,  
"The Trial of a Fair Use Case".

Selected by ALM Publications as one of *Southern California's Best Lawyers*® in the area  
of intellectual property, 2007-2013.

Selected by *U.S. News* and *Best Lawyers* as a Best Law Firm for 2012-2013

Selected as a 2014 Tier 3 Best Law Firm and a Tier 2 Best Law Firm in California by *U.S. News* and *Best Lawyers*.

**ADMISSIONS:** State Bar of Tennessee, 5/6/96.

State Bar of California, 1/18/69.

United States Supreme Court, 2/25/74.

United States Court of Appeal, Ninth Circuit, 8/30/71.

United States Court of Appeals, Sixth Circuit, 1/25/02

United States District Court, Central District of California, 8/30/71.

United States District Court, Southern District of California, 6/26/84.

United States District Court, Northern District of California, 3/18/85.

United States District Court, Middle District of Tennessee, 5/29/96.

United States District Court, Eastern District of Tennessee, 10/13/99.