

MARY CATHERINE AMERINE

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Education

William & Mary Law School

Williamsburg, VA

Juris Doctor, cum laude, 2017

Honors: Articles Editor, William & Mary Business Law Review

ABA-BNA Award for Excellence in the Study of Intellectual Property Law, 2017

CALI Award: Highest grade in Copyright, Fall 2015

Moot Court Team, Bushrod Tournament Quarter-Finalist, 2015

Best Advocate (Preliminary Round), Herbert Wechsler National Criminal Law

Moot Court Competition, 2016

Activities: Vice President, Student Intellectual Property Society, 2015-2016

Research Assistant, Professor Paul Marcus, 2015

Member, William & Mary Moot Court Team

The Catholic University of America

Washington, DC

Bachelor of Arts in English, minors in Philosophy and Anthropology, summa cum laude, 2014

Honors: Phi Beta Kappa

University Honors Program, Honors in Classical Philosophy and Humanities

Activities: President, Catholic University English Society

Writing Instructor, Catholic University Writing Center

Editor, Crux Literary Magazine

Academic Experience

George Washington University Law School, Washington, DC

Visiting Associate Professor and Frank H. Marks Fellow, August 2024 – Present

Researching the ways in which public art, professional forgers and authenticators, and the replication of style and genre by AI platforms illuminate core questions of copyright such as authorship, substantial similarity, look and feel, and derivative works; research involving the tension between the way courts treat consumers of low-cost goods in trademark infringement and in false advertising. Organizing IP Speaker Series and LLM events.

Professional Experience

King & Ballou, Nashville, TN

Senior Litigation Associate, April 2023 to July 2024

Lead associate working with famed music copyright lawyer Richard Busch on cutting-edge, multi-million dollar copyright litigation in the music, sound recording, and entertainment industries.

Shearman & Sterling, LLP, Austin, TX

Litigation Associate, August 2021 to April 2023

Accompanied litigation team from Norton Rose Fulbright to Shearman & Sterling; assisted in all aspects of intellectual property protection, particularly enforcement of copyright and trademark

rights, and litigation of trademark and false advertising matters under the Lanham Act. Led team of eight staff attorney and junior associates to coordinate and manage all discovery in multi-million dollar security law litigation.

Norton Rose Fulbright US, LLP, San Antonio, TX
IP Brands Associate, January 2021 to August 2021

Member of team responsible for managing false advertising, patent, trademark, and copyright litigation from pleadings and motions practice through trial; assisted with copyright and trademark protection and enforcement, including trademark cancellation and opposition proceedings before the Trademark Trial and Appeal Board. Accompanied team to Shearman & Sterling when they moved shortly after I joined them at Norton Rose.

Dinsmore and Shohl, LLP, Cleveland, OH
Intellectual Property Associate, January 2019 to December 2020

Assisted in international trademark portfolio management for the world's largest retailer, from clearance and registration through opposition and enforcement, in jurisdictions including Central and South America, Mexico, the Caribbean, Asia, Europe, and the United Kingdom. Counseled and assisted clients on all aspects of trademark and copyright law, including copyright litigation and administrative trademark proceedings.

Gerard Fox Law, P.C., Georgetown, Washington, D.C.
Associate, September 2017 to December 2018

Participated in all stages of litigation, from conducting legal research and developing case strategy, to drafting motions and pleadings, propounding and answering discovery requests, preparing witnesses, and assisting in taking and defending depositions. Notable cases include federal music copyright cases at the trial and appellate levels.

The Harry Fox Agency and SESAC Holdings, New York, NY
Legal Intern, June to August 2016

Researched and briefed senior executives on copyright, trademark, and international IP issues as part of new business ventures. Drafted memoranda on intellectual property infringement and data privacy. Responded to discovery requests as part of ongoing litigation. Researched and drafted documents related to international agreements with musicians' and publishers' societies in over thirty countries.

NASA Langley Research Center Office of Chief Counsel, Hampton, VA
Legal Extern, August to December 2015

Researched and drafted advisory memoranda regarding patent licenses, government contracts, and federal regulation compliance, including two advisory memoranda sent to all NASA Langley Research Center employees.

Publications and Works in Progress

Protecting Public Interest in Public Art (Work in Progress), available at
https://papers.ssrn.com/sol3/papers.cfm?abstract_id=4502602

Reasonably Careless Consumers in False Advertising and Trademark (Work in Progress)

The Fragility of Freelancing: The Impact of Copyright Law on the Modern Newsroom, in ENRICO BONADIO & CRISTIANA SAPPÀ EDS., *ART AND LITERATURE IN COPYRIGHT LAW: PROTECTING THE RIGHTS OF CREATORS AND MANAGERS OF ARTISTIC AND LITERARY WORKS* (Edward Elgar Publishing, Ltd. 2022)

Wrestling over Republication Rights: Who Owns the Copyright of Interviews?, 21 MARQ. INTELL. PROP. L. REV. (2017)

Searching for a Sound: A Proposal for Creating Consistent De Minimis Sampling Standards in the Music Industry, Recording Academy, 2017 ENT. L. INITIATIVE TRIBUTE J.; revised and reprinted in New York Intell. Prop. L. Assoc., *THE REPORT* (Winter 2017/2018)

Other Writings

Trump Interview Lawsuit Exposes Uncertainty in a Corner of Copyright Law, Center for Intellectual Property x Innovation Policy Blog (April 19, 2023)

Social Media & Satan: Pitfalls of Losing Control of Brand Social Media Accounts, Norton Rose Fulbright Social Media Law Bulletin (April 16, 2021)

Scandal in the Supreme Court: SCOTUS Rules Immorality No Bar to Trademark Registration, Dinsmore & Shohl LLP Legal Alert (with Lisa Parker-Gates) (June 2019)

Awards and Fellowships

Thomas Edison Fellow, Center for Intellectual Property x Innovation Policy, George Mason School of Law, 2022-2023

William C. Connor Writing Award, New York Intellectual Property Law Association, 2017

ABA-BNA Award for Excellence in the Study of Intellectual Property Law, William & Mary Law School, 2017

Academic Writing Award Finalist, The GRAMMY Foundation Entertainment Law Initiative, 2017

Robert C. Watson National Writing Award, American Intellectual Property Law Association, 2016

Academic Writing Award, Virginia State Bar Intellectual Property Section, 2016

Presentations

Protecting Public Interests in Public Art, International Conference on Emerging Trends of Intellectual Property Rights, Paris-Lodron University Salzburg School of Law, October 2024 (upcoming)

Reasonably Careless Consumers in False Advertising and Trademark, Intellectual Property Scholars Conference (IPSC), August 2024

Reasonably Careless Consumers in False Advertising and Trademark, Works in Progress in IP (WIPIP), February 2024

Moderator, panel on *The Limits of First Sale in Trademark Law: Upcycling & Material Alteration*, George Mason University Center for Intellectual Property x Innovation Policy Annual Fall Conference, October 2023

Protecting Public Interests in Public Art, Featured Speaker, IP Speaker Series, George Washington Law School, September 2023

Protecting Public Interests in Public Art, Intellectual Property Scholars' Conference, August 2023

Trump v. Woodward: Frivolous or Fair? Featured Speaker, Media Law Resource Center, February 2023

Social Media and Ethics, Featured Speaker, Shearman & Sterling LLP Client CLE Presentation, September 2022

Twitter and the IP Practice, Featured CLE Speaker, Austin IP Law Association, May 2022

Teaching and Research Interests

Primary Interests: Civil Procedure, Copyright, Trademark, False Advertising, Evidence

Additional Interests: Intellectual Property Survey, International IP, Contracts, Remedies, Trial Advocacy

Professional Affiliations

Admitted to practice in Washington, D.C., Virginia, Ohio (inactive), and Texas

Co-Chair, Texas Chapter, Copyright Society of the United States

Co-Chair, Sterling Pride (Shearman & Sterling LGBTQ+ Affinity Group) (2022-2023)