



eleanor m. lackman quoted in *world intellectual property review*

World Intellectual Property Review

January 22, 2025

Eleanor M. Lackman was quoted in the article, "US court moves law on 'kinetic' fidgets," published in *World Intellectual Property Review* on January 22, 2025.

The article discusses a recent Ninth Circuit decision that ruled that that kinetic fidget sculptures qualify for copyright protection despite their ability to change form, setting a precedent for copyright protection of movable sculptures.

From the article...

"Eleanor Lackman, co-chair and partner at Mitchell Silberberg & Knupp, believed the Ninth Circuit 'reached the right result.'"

"While the law isn't particularly clear as to how transitory is too transitory at the baseline—the Second Circuit once held that a buffer copy of 1.2 seconds was too short—even works that exist for a matter of minutes in some tangible medium have been held to be sufficiently 'fixed' in order to meet the fixation requirement," explained Lackman."

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attorneys

Eleanor M. Lackman

practice areas

intellectual property