

**Prof. Dr. jur. Jan Bernd Nordemann,
LL.M. (Cambridge)**

Attorney at Law (Germany), Attorney for
copyright and media law, certified German
attorney for industrial property law



Contact

Kurfürstendamm 185
10707 Berlin
Germany

T +49 (30) 23 60 76 70

F +49 (30) 23 60 76 721

Jan Bernd Nordemann is known as one of the leading copyright lawyers in Germany. He represents clients before the courts, produces expert opinions for clients on copyright law issues and drafts copyright agreements. In addition he is active in political consulting on copyright and advises associations and parties. He also helps his numerous clients of long standing with the many smaller day-to-day problems of copyright.

In the last few years, Nordemann has worked on various test cases, in particular concerning the liability of internet service providers in relation to copyright infringements. In this context, he has been retained by an association of international film rightholders and for a major German sports association regarding the clarification of the liability of internet service providers, hosting providers and domain providers. Moreover he advises and represents clients in disputes over equitable remuneration (e.g. Sec. 32, Sec. 32a German Copyright Act) and is active in the field of law governing copyright collecting societies. Nordemann has not dedicated himself to any specific sector rather he is active across all relevant sectors. In particular, he has proven sector experience in the area of publishing (e.g. scientific research, fiction, press). In the area of film, he has acted for producers and authors as well as for their associations in Germany and abroad. In the area of theatre, several organisations have trusted him as their legal counsel. As a co-counsel for many years of the largest German designer association, he has amassed extensive expertise in the area of design. Nordemann has on numerous occasions also produced expert opinions examining issues in the construction area.

Moreover, Nordemann is well known in antitrust law. In this area he works primarily on the interface with intellectual property law and in particular on the antitrust law compliance of licensing agreements, R&D contracts, distribution agreements and self-regulation by media associations. In the area of press distribution contracts (involving

so-called "press wholesalers"), he is regarded as one of the few German experts with relevant sector experience.

In trade mark law, Nordemann acts on behalf of German and international companies, including companies in the areas of media and IP as well as in the consumer goods sector. The magazine *WirtschaftsWoche* (30/2011) ranked him in the 25 "top attorneys in trade mark law". He administers German and international trade mark portfolios and represents trade mark proprietors before German and EU courts and authorities. A further area of focus for Nordemann is unfair competition law. In this area Nordemann advises on company campaigns and appears in legal proceedings.

Nordemann is a popular speaker. He lectures, in German and in English, in Germany and abroad whilst also playing an active role in the in-house training of employees in companies, in particular in his areas of speciality. His latest and future lectures can be found on our website at <https://www.boehmert.de/en/activities/news/>. For some years now, he has held two successful seminars, "Copyright Law Practice" and "Current Developments in Copyright Law", at the German Lawyers' Academy (Deutsche Anwalt Akademie, DAA).

Nordemann increasingly appears in US court proceedings as an expert witness on German law. In this role, he recently provided a detailed opinion as an expert witness regarding various questions of German copyright law for a party being sued in the USA.

Jan Bernd Nordemann studied law in Berlin, Göttingen und Cambridge. He completed his doctorate in Göttingen under Prof. Dr. Ulrich Immenga on a topic within antitrust law, supported by a grant from the Donors' Association for the Promotion of Humanities and Sciences in Germany (Stifterverband für die deutsche Wissenschaft). His study in Cambridge was funded by a grant from the British Academy. Since 1997, he has worked as an attorney at law for BOEHMERT & BOEHMERT. Humboldt University Berlin appointed him as an honorary professor in 2007. For years he has held lectures there on copyright law, trade mark law and competition law.

In addition, he has been the Legal Director at the Erich Pommer Institute for media law, media management and media research in Potsdam (EPI) since 2013. He is also a supervisory board member of the Film University Babelsberg Konrad Wolf, the main shareholder of the EPI. For the EPI, Nordemann is, among other things, co-moderator and co-organiser of the Copyright Policy Congress, which is held every year in Berlin by the Laender Brandenburg and Berlin and which addresses current copyright policy topics.

For years, Nordemann has been the Chairman of the Standing Committee on Copyright at the International Association for the Protection of Intellectual Property (AIPPI). Up until the end of 2016, Nordemann was, moreover, a member of the Programme

Committee of the AIPPI, for 8 years. Nordemann is a member of the German Association for the Protection of Intellectual Property (GRUR) where he is an elected member of the special committee for copyright and publishing law as well as the special committee for cartel (antitrust) law. In the special committee for cartel (antitrust) law he was elected Vice-Chair. The German Media Court of Arbitration (Deutsche Medienschiedsgericht, DMS) in Leipzig appointed Nordemann as an arbitrator at the time of its founding.

What others say: *The JUVE Handbook 2017/2018* has again this year listed Nordemann as one of the leading German copyright lawyers and as one of the often recommended attorneys in trade mark law, contract law and competition law. *Best Lawyers International 2018* mentions him in the list of recommended attorneys for the fields of IP, Entertainment and Media. Moreover, he was listed in 2016 as "Lawyer of the Year" in the category "Entertainment" (Berlin). *Legal 500 Germany 2015/2016* conferred on him special recognition for advising on copyright law topics in press and publishing law and entertainment as well as trade mark law and competition law. In the *kanzleimonitor 2015/2016* Nordemann received the highest number of personal recommendations from legal departments in the category "Gewerblicher Rechtsschutz" (industrial property). The 2016 issue of the *World Trademark Review 1000* mentions him as one of the most important trade mark attorneys in Germany.

Jan Bernd Nordemann is the co-editor and author of numerous publications on copyright law, trade mark law, competition law and antitrust law:

- Co-author of the well-known standard work "Nordemann: Wettbewerbsrecht - Markenrecht" [Unfair Competition and Trademark Law]
- Co-editor and co-author of "Fromm/Nordemann", one of the leading German copyright law commentaries.
- Author of numerous chapters in the standard work "Loewenheim: Handbuch des Urheberrechts" [Handbook on Copyright]
- Together with Dr. Christian Czychowski he reports, every year, on the latest developments in legislation and case law in the leading German Law journal, NJW.
- Prof. Nordemann is one of the "contributors" to the Kluwer Copyright Blog and publishes articles there, in English, on European and German copyright law.
- The chapter "Kartellrecht" [Anti-Trust-Law] in "Bröcker/Czychowski/Schäfer: Handbuch geistiges Eigentum im Internet" [Handbook Intellectual Property on the Internet] was also written by him.

- In the newly edited 7th edition of the "Münchener Vertragshandbuch" [Munich Handbook on Contracts] (2015), Prof. Dr. Nordemann is listed as one of the authors jointly responsible for the area of "copyright contract law"
- Jan Bernd Nordemann wrote the commentary for several chapters in the well-known antitrust law commentary "Loewenheim/Meessen/Riesenkampff/Kersting/Meyer-Lindemann" (3rd edition):
 - antitrust law, industrial property and copyright law
 - Individual exemption from European prohibition of restrictive practices (Art. 101 (3) TFEU)
 - all provisions on the German prohibition of cartels (Sec. 1 to 3 German Act Against Restraints of Competition)
 - Price fixing for newspapers and magazines; industry agreements in press wholesaling ("Pressegrosso") (Sec. 30 German Act Against Restraints of Competition)