

Jack M. Weiss
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July 1, 2007 – present Chancellor and Professor of Law, LSU Paul M. Hebert Law Center
Courses Taught: Media Law, Comparative Media Law,
First Amendment Rights of Expression and Association,
and First Amendment Law

Education

- Harvard Law School, J.D., 1971 (*magna cum laude*; Treasurer and Managing Editor, Harvard Law Review)
- Yale University, A.B., 1968 (*cum laude* with high honors in English Literature; elected to Phi Beta Kappa)
- Isidore Newman School, New Orleans, Class of 1964 (First Honor Student and Student Council President)

Clerkships and Government Service

- 1971-72 --Law clerk, Judge John Minor Wisdom, United States Court of Appeals for the Fifth Circuit, New Orleans
- 1972-73 -- Senior law clerk, Chief Justice Warren E. Burger, Supreme Court of the United States, Washington
- 1973-75 -- Legislative assistant, United States Senator J. Bennett Johnston, Washington

Law Practice

- 1975-77 – Associate, Stone, Pigman, Walther, Wittmann & Hutchinson, New Orleans
- 1978-90 – Associate and Partner, Phelps, Dunbar, Marks, Claverie & Sims, New Orleans
- 1990-96 – Partner, Stone, Pigman, Walther, Wittmann & Hutchinson, New Orleans
- 1996-98 – Partner, Corroero, Fishman, Haygood, Phelps, Weiss, Walmsley & Casteix, LLP., New Orleans
- 1998-2007 – Partner, Gibson, Dunn & Crutcher, LLP, New York

Representative Clients: Dow Jones & Company, Inc.; TheTimes-Picayune Publishing Corporation; Capital City Press; The New York Times Company; Gannett, Inc.; The Washington Post Company; CBS Inc.; Cable News Network, Inc.; Penguin Group (USA) Inc.; The Associated Press

Admitted to Louisiana (1971), District of Columbia (1972), and New York (1999) bars, as well as bars of United States Supreme Court, United States Courts of Appeals for the Second and Fifth Circuits, the United States District Court for the Southern District of New York, and all federal district courts in Louisiana.

Representative Matters

Media

- Extensive experience with time-sensitive pre-publication review, including major investigative news articles and book manuscripts (four investigative books in 2005-06).
- Co-counsel for reporter Matthew Cooper and Time, Inc. on petition for certiorari to U.S. Supreme Court seeking recognition of reporters' privilege in Valeria Plame CIA leak case (*U.S. v. Cooper*—2005)
- Lead counsel for Dow Jones in libel action by former chief Muslim chaplain of New York State prison system (*Umar v. Dow Jones*—2005)
- Lead counsel for the Associated Press in libel action arising from publication of photograph mistakenly identifying plaintiff as a former Guantanamo detainee (*Asif Iqbal v. AP et al.*—2005-06).
- Lead counsel for Penguin in defense of libel action by former Gov. Mario Cuomo based on *The Best Democracy Money Can Buy* by Greg Palast (2004-05).
- Lead counsel for Dow Jones in freelance authors' copyright infringement class action for republication of their works in electronic databases (*In re: Literary Works in Electronic Databases* – 2001-2007)
- Member of post-trial team that secured complete dismissal with prejudice of \$223 million libel verdict against Dow Jones in Texas, the largest known libel verdict in American legal history (*MMAR v. Dow Jones* – 1999).
- Pro bono counsel to Human Rights Watch with respect to its reports on an Iranian opposition group, the MKO, and on the genocide in Rwanda.
- Lead counsel for Dow Jones in novel federal action against Harrod's and Mohammed Al Fayed seeking declaratory and injunctive relief against U.K. libel action (*Dow Jones v. Harrods* – 2004).
- Lead counsel for ABC in Louisiana defamation, privacy, and newsgatherings tort action arising from Prime Time Live expose of Russian baby adoptions (*Broyles v. ABC*—1999).
- Lead counsel for various Louisiana and national media outlets in numerous Louisiana cases successfully disposing of defamation claims of high-visibility defendants, including the brother of former Gov. Edwin Edwards; the former Lt. Gov. of Louisiana, Robert Freeman; and the former Deputy Police Chief of New Orleans, Antoine Saacks
- Lead counsel for Louisiana and other media in a wide-range of other media-related hearings and trials, many cases of first impression, including *Times-Picayune v. Lee* (successfully obtained preliminary injunction under 42. U.S.C. section 1983 prohibiting discrimination against Times-Picayune based on content of its news coverage); *Exxon V. CBS* (successfully defeated Exxon effort to secure "protective order" prohibiting CBS from using video depositions and other "pure" discovery materials never used or made part of court record in mass tort case); *Davis v. East Baton Rouge School Board* (successfully challenged federal district court order prohibiting school board from obeying state open records and open meetings laws in long-pending school desegregation case); and *Times-Picayune v. Bruneau* (successfully obtained injunction prohibiting state legislators from interfering with Tulane University's disclosure of recipients of scholarships to Tulane awarded by legislators).

- Appeared numerous times before Louisiana Legislature and New Orleans City Council in connection with shield law, public records, open meetings, official journal, and corporate legislation. Principal draftsman of and spokesman for Louisiana statute, adopted 1988, providing qualified reporters' privilege for unpublished non-confidential information.

Business Litigation and Transactions

- Lead counsel for Dow Jones in pending consumer class action challenging separation of *Barron's Online* from *WSJ.com* (*Lebowitz v. Dow Jones*—2006).
- Lead counsel for Dow Jones in successful defense of former employees' ERISA action arising from sale of Telerate division (*Haran v. Dow Jones*—2001).
- Lead counsel for the *Times-Picayune* in litigation with suburban free distribution newspapers over "official journal" (legal) advertising.
- Lead counsel for a major New York City developer in contesting, on constitutional grounds, the City's eminent domain taking of valuable Manhattan property (*Grand Lafayette Properties v. City of New York*—2006)
- Co-counsel for CSX Railroad in successfully overturning \$2.5 billion Louisiana trial court verdict in tank car explosion mass tort case (1996-1999)
- Represented buyers and sellers of Louisiana businesses (generally in acquisitions by publicly traded companies) in numerous transactions in the 1980's.
- Handled, generally as lead counsel, a wide variety of commercial litigation in Louisiana, generally for corporate clients, including securities, antitrust, oil and gas, derivative, and banking-related litigation.

Adjunct Teaching

- Lecturer-in-Law, Columbia Law School (co-taught seminar on "The First Amendment and the Institutional Press", with Judge Robert D. Sack), 2000-2007
- Adjunct faculty, Louisiana State University Law Center, Baton Rouge, (1985-1998) (taught Media Law course)
- Adjunct faculty, Tulane Law School (1980-88) (taught Media Law; also "Buying and Selling Businesses").

Publications

- *A Causerie on Selecting Law Deans in an Age of Entrepreneurial Deaning*, 70 Louisiana L. Rev. 923 (2010)
- Louisiana Survey, Media Law Resource Center Annual 50 State Survey of Libel Law and Annual 50 State Survey of Privacy Law (1982-2007)
- Louisiana Survey, Reporters' Committee for Freedom of the Press Survey of State Public Records and Open Meetings Laws (1990-2007)
- Practising Law Institute, Annual Communications Law Program, "Recent Developments in Libel Law" (1998-present)
- "It All Depends on the Meaning of *Ex Parte*", *Litigation*, Winter 2003

Professional Activities

- Principal Speaker on Libel Law, PLI Communications Law, 1998-present
- Division Co-Chair, ABA Forum on Communications Law, 1998-2001; Member, Governing Board, 2003-2005
- Chairman, Media Law Resource Center Committee on Legal Developments, 1998-99
- Member, Media Law Committee, Bar Association of the City of New York, 1998-2001; 2001-2004; Media Law Committee, New York State Bar Association; Special Committee on Cyberspace Law, New York State Bar Association.
- Council Member (1984-86) and Chairman (1986-87), Section on Business and Corporation Law, Louisiana State Bar Association.
- Member, Long-Range Planning Committee, Louisiana State Bar Association (1993)
- Chairman, LSBA bar, bench and media seminars, “Media and the Law” (1983); News and the Law: Into the 1990’s (1992)
- Moderator, “The Televised Trial: Media Circus or Public Classroom?”, Fifth Circuit Judicial Conference, 1995
- Faculty member, 1989 ALI-ABA National Institute on Appellate Advocacy
- Panelist, numerous NAB-MLRC-ANPA and ABA Forum Committee on Communications Law national libel seminars
- Member, American Law Institute, 1988-present

Honors and Awards

- Traphagen Distinguished Alumnus, Harvard Law School, 2006.
- Recipient of Dean’s certificate for outstanding service to Harvard Law School for co-chairing record 35th reunion fund drive, 2006.
- Listed in *Lawdragon 500* inaugural list of 500 leading lawyers in US in all categories
- Listed in *The Best Lawyers in America* for First Amendment law since inception (Louisiana and New York)
- Listed in *Chambers USA, America’s Leading Business Lawyers*, as one of top lawyers in New York in Media and Entertainment Law

Civic Activities

- Co-Chaired Harvard Law School, Class of 1971, 35th reunion fund drive; drive raised second largest amount of all 35th reunion classes (in excess of \$1.7 M)
- Member, Board of Visitors, Manship School of Mass Communications, Louisiana State University (1994-present)
- Member, Board of Governors, Isidore Newman School, New Orleans, 1983-1998; Secretary (1991-1995); Chairman, Committee on Educational Policies (1993-95)
- Former member, Board of Trustees, Children’s Hospital, New Orleans
- Former member, Board of Trustees, Greater New Orleans Educational Television Foundation (WYES-TV)
- Former member, Board of Trustees, Parenting Center of Children’s Hospital, New Orleans

- Former member, Board of Trustees, Touro Synagogue, New Orleans
- Metropolitan Area Committee Leadership Forum, 1976-77
- Loyola Institute of Politics, 1976

Personal

- Born January 5, 1947, New Orleans, Louisiana
- Married (1969) to Ann Robinson Weiss; three children: David, Eli, and Anne