Kluwer Copyright Blog

USA: Hunn v. Dan Wilson Homes, Inc, United States Court of Appeals, Fifth Circuit, No. 13-11297, 15 June 2015

Kluwer Patent Blog · Wednesday, June 17th, 2015

A former draftsman for an architectural design firm who resigned while working on a project for one of the firm's clients, a builder, did not infringe the firm's copyrights in home plans that the draftsman drew while working for the firm and then used to complete the project for the builder, the U.S. Court of Appeals in New Orleans has held (Hunn v. Dan Wilson Homes, Inc., June 15, 2015, Elrod, J.). Nor did the builder engage in copyright infringement. Both the draftsman and the builder had an implied license to use the plans to complete the project. The court also affirmed a district court's grant of summary judgment in favor of the defendants on Lanham Act false designation of origin claims and other causes of action.

A full summary of this case has been published on Kluwer IP Law.

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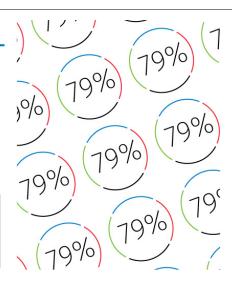
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