

Jackson Walker



Marc Fuller

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Practice Areas

- Trial & Appellate Litigation

Experience

- Appellate
- Business Litigation
- Class Action
- Copyrights
- Digital
- Entertainment Litigation
- Entertainment, Digital, & Sports
- Intellectual Property Litigation
- Media
- Media Litigation

Biography

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Marc's media and entertainment litigation experience includes defamation, privacy, copyright, and other disputes over content and newsgathering. He has extensive experience representing technology companies and online services in disputes over content moderation, user anonymity, and digital privacy. Marc has also handled a broad range of litigation for nonmedia companies, focusing on appeals, class actions, disparagement claims, and First Amendment issues. He has authored amicus briefs in media law and First Amendment cases in the Texas Supreme Court, California Supreme Court, Fifth Circuit, and U.S. Supreme Court. He has an active pro bono practice in media and appellate law.

Following law school, Marc served as a judicial clerk to Judge Sidney A. Fitzwater, U.S. District Court for the Northern District of Texas, and to Judge Fortunato P. Benavides, U.S. Court of Appeals for the Fifth Circuit.

Education

B.A., *summa cum laude*, Southern Methodist University
J.D., Stanford Law School

- Moot Court Board, President

Bar Admissions

Texas
California

Court Admissions

U.S. Supreme Court

U.S. Court of Appeals for the Fifth Ninth, and Eleventh Circuits

U.S. District Courts for the Central, Northern, and Southern Districts of California

U.S. District Courts for the Northern, Eastern, Southern, and Western Districts of Texas

Practice Experience

Media & First Amendment Litigation

- Tex. (2024) – Defending Mexican broadcaster and journalist in appeal over defamation and related claims by international pop music star and her family members
- Tex. App. (2024) – Defending nonprofit news organizations against business disparagement and related claims arising from investigative report on local government officials' interactions

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- global tax services company
- U.S. (2023) – Represented international human rights organizations as amicus counsel in Section 230 case
 - 5th Cir. (2023) – Represented coalition of largest book publishers and publishing trade organization as amicus counsel challenging local government’s banning of books from public library
 - Tex. Dist. (2023) – Obtained dismissal of defamation and fraud claims against publisher and authors over reporting in prize-winning book on controversy surrounding a popular singer’s collection of Alamo-related artifacts
 - Tex. Dist. (2023) – Obtained dismissal of defamation and related claims over a series of reports by news website that focuses on corruption and government malfeasance in Africa
 - 5th Cir. (2022) – Obtained dismissal of defamation claims against website based on lack of personal jurisdiction and secured affirmance of dismissal order
 - W.D. Tex. (2022) – Obtained dismissal of negligence and conspiracy claims against a television network that aired documentary program on policing
 - E.D. Tex. (2020) – Obtained dismissal of defamation claims against online publisher that reported on plaintiff’s role in promoting conspiracy theory about 2016 presidential election
 - NY App. Div. (2019) – Obtained affirmance of dismissal of defamation and tortious interference claims by a hedge fund against newspaper publisher
 - Tex. (2019) – Obtained dismissal under the Texas anti-SLAPP statute of defamation claims over newspaper’s coverage of healthcare fraud investigation
 - 5th Cir. (2019) – Obtained affirmance of dismissal of RICO, conspiracy, tortious interference, and defamation claims against a local newspaper, its employees, and owner

Internet Litigation

- 5th Cir. (2021) – Assisted in defense of internet company, securing dismissal of Anti-Terrorism Act claims arising out of a mass shooting in Dallas, Texas and affirmance on appeal
- Tex. Dist. (2020) – Secured dismissal of claims against internet services company arising out of a mass shooting in El Paso, Texas

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multinational e-commerce company based on the sale of allegedly defective hunting equipment

- Tex. Dist. (2014) – Secured dismissal of various claims against an Internet service provider brought by an individual who was allegedly assaulted by someone she met online

Appellate and Commercial Litigation

- Wash. (2024) – Represented leading insurer in obtaining victory in Washington Supreme Court over legal challenges to the use of computer database to determine reasonableness of medical charges
- 9th Cir. (2024) – Representing leading insurer in putative class action over homeowners' insurance claims
- N.D. Tex. (2024) – Assisted in representing nonprofit corporation established by Congress under Sarbanes-Oxley against constitutional challenges
- 11th Cir. (2022) – Represented manufacturing company in securing reversal of bankruptcy court's and district court's judgment, resulting in dismissal of alleged Coal Act liabilities

Publications & Speeches

- Co-Author, "Media Privacy and Related Law," Texas Chapter, Media Law Resource Center (2012-Present)
- Moderator, "Hot Issues in Social Media," ABA Forum on Communications Law 28th Annual Conference (2023)
- Moderator, "Legislative Update on Open Government," State Bar of Texas Annual Convention (2023)
- Speaker, "What *Landry's* Means for Press Statements," UT Law CLE's Conference on State and Federal Appeals (June 2022)
- Moderator, "Hot Issues in anti-SLAPP," ABA Forum on Communications Law 27th Annual Conference (2022)
- Moderator, "Newsgathering Boutique," Media Law Resource Center Annual Conference (2021)
- Moderator, "Hot Issues in Reporter's Privilege," ABA Forum on Communications Law 26th Annual Conference (2021)
- Moderator, "Newsgathering Boutique," Media Law Resource Center Annual Conference (2020)
- Moderator, "Hot Issues in Libel and Privacy," ABA Forum on Communications Law 25th Annual Conference (2020)

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2024

- Fellow, Texas Bar Foundation, 2024
- ABA Forum on Communications Law
 - Past Member of Governing Committee
 - Past Chair of Training and Development Committee
- Dallas Bar Association Media Relations Committee, Past Chair

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