



Robert P. LoBue

Retired Partner

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Robert LoBue served as Co-Chair of the firm and Managing Partner from 2007 to 2014. His practice includes both a first-seat role in many of the firm's most significant antitrust and other complex business disputes as well as his long-time focus on intellectual property and First Amendment litigation and counseling. Mr. LoBue has argued numerous appeals in various federal and state courts. He is co-author of the Media Law Resource Center's 50-State Survey of Media Privacy and Related Law and of articles on media issues and federal procedure. He is the recipient of the Thurgood Marshall Award conferred by the Association of the Bar of the City of New York for his pro bono service in a death penalty case, and has filed amicus briefs in the US Supreme Court on behalf of retired federal judges and human rights organizations in several landmark cases relating to the 'War of Terror', and on behalf of prominent media entities in copyright cases.

His extensive trial and appellate experience has earned him recognition in industry publications such as *Chambers USA* and Euromoney Institutional Investor PLC's *Benchmark Litigation*. *Chambers USA* recognizes Mr. LoBue in the Intellectual Property: Trade Mark & Copyright area. Clients interviewed note that he "*stands out for his efficient and businesslike approach*" and describe him as "*an esteemed litigator*" with "*a particularly strong record on behalf of media and publishing companies*." One commentator describes him as "*the exact type of lawyer that in-house counsel need*." Another client reported that "*[h]e is extremely knowledgeable, gives practical, actionable legal advice and is great to work with*." *Benchmark* lists Mr. LoBue as a "Litigation Star" in the areas of Antitrust and Intellectual Property. *Benchmark* stated, "LoBue's prowess is supported by client feedback; one satisfied client says, '*If you want someone who's going to waste your time, look elsewhere. Bob LoBue gets it done ...*'" *Managing Intellectual Property* magazine lists Mr. LoBue among its "IP Stars" for New York in the areas of Trademark Contentious and Copyright, and he has been recognized by *The Best Lawyers in America* in the area of Media Law. In 2022, The BTI Consulting Group recognized Mr. LoBue as a "Client Service All-Star". This award recognizes attorneys who "stand above all the others in delivering the absolute best in client service."

Mr. LoBue has served as the firm's co-General Counsel and on bar association ethics committees. With this background, he often provides counsel on matters of legal ethics and law firm risk management.

Admissions

- U.S. Supreme Court
- U.S. Court of Appeals, D.C. Circuit; Second Circuit; Third Circuit; Fourth Circuit; Sixth Circuit; Ninth Circuit
- U.S. District Court, Southern and Eastern Districts of New York
- U.S. Tax Court
- New York

Professional Activities

MEMBERSHIPS: Member, American Bar Association; Association of the Bar of the City of New York; New York State Bar Association

HONORS: Recognized by *Chambers USA* in the areas of Intellectual Property: Trade Mark & Copyright and Media & Entertainment; Listed as a "Litigation Star" for New York in Euromoney Institutional Investor PLC's *Benchmark: America's Leading Litigation Firms and Attorneys*; Listed in *Managing Intellectual Property* magazine's "IP Stars" for New York in the areas of Trademark Contentious and Copyright; Recognized in *The Best Lawyers in America* in the area of Media Law; Named in *Super Lawyers* in the area of Business Litigation; honored by the Center for Constitutional Rights with its "Changemaker" award for pro bono contributions to human rights litigation; Recognized as a 2022 "Client Service All-Star" by The BTI Consulting Group

Publications

- Contributor to www.AntitrustUpdateBlog.com
- Author, "New York Federal District Court Dismisses Financier's Libel Case," *Media Law Resource Center's MediaLawLetter* (August 25, 2021)
- Co-Author, "[The Soft Power Of Congress To Challenge Mergers](#)," *Law360* (August 1, 2017)
- Contributor, *Antitrust Year in Review (United States)*, ABA Section of International Law (2015; Spring 2016)
- Author, "[Is it Privileged? Privilege Issues for In-House Counsel](#)" *Inside*, Spring/Summer 2012, Vol. 30, No. 1, New York State Bar Association
- "[TheFlyonTheWall: A Judicial Paradox?](#)" *ABA, Section of Litigation First Amendment & Media Litigation Committee* (January 17, 2012)
- Co-Author, "50 State Survey: Media Privacy and Related Law," *Media Law Resource Center*

Education

- University of Pennsylvania Carey Law School (J.D., 1978)
 - Reeve Award (trusts)
 - Burkan Award (copyright)
 - Order of the Coif
 - Articles Editor, *University of Pennsylvania Law Review*
- Brown University (A.B., *with honors*, 1975)
 - Phi Beta Kappa

First Amendment Litigation

Below are representative First Amendment litigation matters for Mr. LoBue.

Television Network

Defending network from series of libel claims asserting that editing and commentary on several episodes of "reality TV" program defamed participants.

National Newspaper

Representing national newspaper in defense of various libel suits relating to, *inter alia*, report on investigation of art smuggling and report on diversion of corporate funds by CEO for personal gain.

Television Station

Defended local New York station and reporter against libel claim premised on news report describing plaintiff as a “deadbeat dad” who concealed assets to avoid child support obligations. Plaintiff dropped case when it became apparent that defendants’ aggressive discovery efforts would enable it to prove substantial truth.

Art Historians

Defended prominent university professors and art historians in product disparagement claim based on their public denunciation of plaintiff’s multi-million dollar art collection as largely comprised of fakes. Case ended with voluntary withdrawal by plaintiff and payment of defendants’ attorneys fees.

Radio Talk Show Host

Convinced the New Jersey appellate court to uphold an award of summary judgment in favor of a well-known talk radio host and a major radio station; the case involved allegations of “wife-beating” (held to be nonactionable as, in context, rhetorical hyperbole) and alleged invasion of privacy in the disclosure of private facts about the plaintiff.