Tucker Ellis LLP

# Supreme Court Clarifies Award of Attorney's Fees in Copyright Cases

**JUNE 2016**

The Copyright Act provides that a district court, in its discretion, "may award a reasonable attorney's fee to the prevailing party." On June 16, in *Kirtsaeng v. John Wiley & Sons*, the Supreme Court of the United States clarified that courts "should give substantial weight to the objective reasonableness of the losing party's position" but also take into account all other relevant factors.

Read the Client Alert here.

This Client Alert has been prepared by Tucker Ellis LLP for the use of our clients. Although prepared by professionals, it should not be used as a substitute for legal counseling in specific situations. Readers should not act upon the information contained herein without professional guidance.

© 2026 Tucker Ellis LLP, All rights reserved.