

## Firm Wins in the Second Circuit

The firm represented BLD Productions, LLC, a production company which had contracted with Remote Productions, Inc. (an affiliate of VH-1) regarding a concert in VH-1's *Divas* series. BLD agreed to make Aretha Franklin available for the performance, and granted Remote Productions exclusive control over the audio and video distribution of the concert. No such distribution ever occurred. The contract did not contain a date certain by which Remote Production had to perform. The district court dismissed BLD's complaint as barred by the statute of limitations. However, after hearing oral arguments by our firm, the Second Circuit reversed, and held that because the contract was silent as to the date of performance, the law implied a "reasonable time period." The case settled soon thereafter.

*BLD Productions, LLC v. Remote Productions, Inc.*, 509 Fed.Appx. 81 (2d Cir. 2013)

For more information, please contact Richard Robbins, Alexa Ross, or Heather Sharp.