



→ Richard W. Kopenhefer

Partner

1901 Avenue of the Stars
Suite 1600
Los Angeles, CA 90067

T: +1.310.228.3720

F: +1.310.228.3918

rkopenhefer@sheppardmullin.com

Richard Kopenhefer is a partner in the Labor & Employment Practice Group in the firm's Los Angeles office.

Areas of Practice

Richard represents producers and distributors of feature films, television shows, electronic games, commercials and new media, principally in their dealings with the unions and guilds in the entertainment industry. He regularly negotiates, arbitrates and litigates with SAG/AFTRA, DGA, WGA, AFM, IATSE and the Teamsters, along with their respective benefit plans and trusts. He advises clients concerning development disputes, including writer defaults, screen credits, separated rights and the WGA's territorial jurisdiction. In pre-production, he is instrumental in negotiating all production labor agreements. In this connection, he is conversant with IATSE's term collective bargaining agreements and frequently deals with so-called "runaway" production in tax-sheltered production venues in the United States, Canada and around the world. He frequently deals with director's creative rights disputes. He has a special expertise in the negotiation of guild "financial assurances" concerning the payment of residuals. Richard has negotiated guild financial assurances for single pictures, and for entire libraries. He frequently assists non-union producers with union organizing efforts and is thoroughly familiar with practice and procedure before the National Labor Relations Board. Richard represents clients in connection with both residuals and fringe benefits audits, and defends them in both federal court and tri-guild arbitrations. He is a well-known expert on residuals accounting issues. He represents ad agencies, advertisers and commercial production companies. He assists off shore producers in connection with "Global Rule One" agreements with SAG. He is presently preparing to re-negotiate the IATSE Low Budget Theatrical Agreement on behalf of a coalition of independent film producers. Richard represents Lionsgate in connection with its entire motion picture and television output. He has represented Legendary Entertainment on "42", "Pacific Rim", "Seventh Son" and "Hot Wheels." He represented DreamWorks Studios on "Lincoln." Television clients include FX and the Hallmark Hall of Fame.

Richard represents management in all aspects of labor and employment law, including employment discrimination, sexual harassment, wrongful termination, wage and hour, unfair competition, collective bargaining, grievance and arbitration, worker's compensation, workplace safety and OSHA.

Richard practices in state and federal court, before labor arbitrators and mediators and in the myriad administrative agencies involved in labor law. He frequently lectures on disability rights law and sexual harassment. From 1978 to 1984, Richard was employed as a field attorney for the NLRB in both its Cincinnati and Los Angeles regional offices.

Honors

Best Lawyer in America, *Best Lawyers*, 2013-2022

Articles

Labor and Employment Law Blog Posts

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"California AB 5 in Entertainment, Media and Advertising," October 22, 2019

- "'Financial Core' – A Dissident Writer's Recourse," May 9, 2019
- "Deputy Lawyer; WGA Tries Preemption Route in ATA Dispute," April 4, 2019

Entertainment Law Blog Posts

- "Brands And Influencers Need To Know About SAG-AFTRA's New Influencer Agreement," March 8, 2021

Media Mentions

Logging a String of Big Wins in Labor & Employment
Daily Journal, 02.09.2011

Speaking Engagements

"What is SAG/AFTRA and What Does It and The New Collective Bargaining Mean for Fashion Advertising?" New York, February 13, 2013

Events

2012 International Film & TV Finance Summit
The Luxe Hotel, Los Angeles, CA, 03.22.2012

Labor & Employment Law Update & Happy Hour - Century City
Our New, Improved, and FREE Breakfast With Your Labor Lawyer (in the Evening!)
Hyatt Regency Century Plaza - Los Angeles, 09.29.2010

Memberships

California Bar Association

Ohio Bar Association

Practices

Labor and Employment

Labor Union Management Relations

Healthcare

Advertising

Industries

Advertising

Entertainment, Technology and Advertising

Esports & Games

Healthcare

Education

J.D., University of Cincinnati College of Law, 1978

B.A., Duke University, 1975, *magna cum laude*

Admissions

California

Ohio

U.S. District Court for the Central District of California

Ninth Circuit Court of Appeals