

Partner, New York

Web3 and Digital Assets; Intellectual Property and Technology; Artificial Intelligence;
Outsourcing; Cybersecurity and Data Privacy



T: 212.735.2750
stuart.levi@skadden.com

Education

J.D., Harvard Law School, 1986
(cum laude)

B.A., Computer Science and Political
Science, Columbia University, Columbia
College, 1983 (magna cum laude)

Bar Admissions

New York

Stuart D. Levi serves as co-head of Skadden's Web3 and Digital Assets Group. Mr. Levi has a broad and diverse practice that includes advising on matters involving Web3 and digital assets (including NFTs), artificial intelligence, fintech, technology transactions, outsourcing transactions, intellectual property licensing, privacy and cybersecurity, and branding and distribution agreements. Utilizing his background in computer science and the information technology industry, Mr. Levi has extensive understanding of the technology and business drivers underlying agreements and transactions in these areas.

Mr. Levi has been a recognized leader in the technology transaction field for over 30 years and has been named a *National Law Journal* Trailblazer in cryptocurrency, blockchain and fintech. He also has been named to *Chambers Global*, *Chambers USA* and *Chambers FinTech*, and recognized as a Thought Leader by *Who's Who Legal: Fintech & Blockchain* and an IP Star and Transactions Star by *Managing IP*. Additionally, he has been named to *Intellectual Asset Management's* IAM Patent 1000, where he is described as a "master at ... formulating strategies, structuring deals and successfully negotiating them."

Mr. Levi's representations have included advising:

Blockchain/Digital Assets/NFTs

- numerous rights holders across multiple industries, including entertainment, sports, gaming and art, in the minting and marketing of NFTs
- providers of NFT platforms and service providers in structuring their platforms, contracting with rights holders and regarding ongoing compliance issues
- a leading global auction house in NFT-related matters
- a consortium developing a new blockchain and stablecoin
- a leading DeFi protocol in connection with a number of technology transactions, intellectual property issues and regulatory matters
- the development team building a new blockchain system and a related cryptocurrency
- various companies in connection with cryptocurrency and digital asset advertising policies
- a fund in connection with investments in cryptocurrencies
- various companies on issues relating to the acceptance of cryptocurrency as a means of payment
- a service provider that allows digital wallets to interact with exchanges
- companies in connection with M&A and capital markets activity in the blockchain and digital asset space

Artificial Intelligence

- a global entertainment company in connection with its AI strategy, including how to protect its own content from being used without authorization and how it can exploit AI tools for its own creative offerings
- a global content developer in connection with intellectual property issues relating to its deployment of AI
- a global brand in connection with establishing policies for AI usage
- a developer of AI tools for workplace automation in connection with intellectual property and licensing issues
- a major sports league in connection with its AI strategy and policy

Cybersecurity and Privacy

- companies on all matters relating to the collection and use of personal data, including biometric data
- numerous companies in connection with data breaches and security audits, including companies in the financial services, insurance, manufacturing, health care and publishing industries
- numerous companies in complying with U.S. and foreign privacy and cybersecurity laws, including GDPR, GLB, HIPAA, COPPA, and other federal and state requirements
- companies on transborder data flow issues, including assisting companies with standard contractual clauses and U.S.-EU and U.S.-Switzerland Privacy Shield certifications

Outsourcing

- S&P in the outsourcing of certain IT functions and services, finance and accounting services, and human resources services
- Citigroup Inc. in the outsourcing of various business processes and information technology and application development services
- American Express Company in the outsourcing of certain global printing operations
- Barclays Capital in the outsourcing of payroll services
- Hexaware in connection with the provision of information technology and business process outsourcing services to various entities

Strategic Technology Ventures

- Walmart in connection with various technology matters
- LinkUK in connection with the development and installation of Wi-Fi kiosks in the U.K.
- Airfox in connection with providing a mobile payment service for Via Varejo in Brazil
- a materials developer in connection with the development and licensing of a new apparel textile

Stadium Naming and Branding Licenses

- MetLife, Inc. in the acquisition of the naming rights for MetLife Stadium (home of the N.Y. Jets and N.Y. Giants)
- FirstEnergy Corporation in acquiring the naming rights for FirstEnergy Stadium (home of the Cleveland Browns)
- Hyundai in connection with its FIFA sponsorship

Mergers and Acquisitions

- Viagogo Entertainment in its pending \$4 billion acquisition of StubHub from eBay
- Spotify in connection with various acquisitions
- Apax Partners in connection with various acquisitions
- eToro Group Ltd. in its merger with FinTech Acquisition Corp. V
- Osprey Technology Acquisition Corp. in its merger with BlackSky Holdings, Inc.
- Reinvent Technology Partners in its merger with Joby Aviation
- Social Capital Hedosophia in its \$1.5 billion merger with Virgin Galactic
- Social Capital Hedosophia Corp. II in its merger with Opendoor Labs, Inc.
- The Walt Disney Company in its \$4 billion acquisition of Lucasfilm Ltd.
- Amadeus IT Group in its acquisition of Navitaire

Prior to joining Skadden, Mr. Levi was director of intellectual property for Reuters America Inc. and a vice president of Reuters NewMedia Inc. In these roles, he was responsible for all of Reuters' technology and intellectual property matters.

Mr. Levi has written and spoken on numerous outsourcing, privacy, technology and intellectual property issues, and each year he co-chairs the Practising Law Institute's Open Source Institute. He was named a winner of a *Law360* Distinguished Legal Writing Award (presented by the Burton Awards) in both 2023 and 2019. Mr. Levi also has been named by *Chambers USA* as one of America's Leading Lawyers for Business since 2004 and by *Chambers Global* as one of the World's Leading Lawyers for Business in technology transactions each year since 2002, in addition to being named to *Chambers FinTech 2021*. He also was previously selected by *Crain's New York Business* for its list of Forty Under Forty — New York's Rising Stars, where he was cited for his work in internet law. In addition, Mr. Levi repeatedly has been selected for inclusion in *The Best Lawyers in America* for information technology law.

Representative Publications

Articles / Artificial Intelligence

“Copyright Office Rejects Application for Refusal To Disclaim AI-Generated Elements,” *Skadden, Arps, Slate, Meagher & Flom LLP*, September 14, 2023

“US Copyright Office Undertakes Study of Copyright Law and Policy Issues Raised by AI,” *Skadden, Arps, Slate, Meagher & Flom LLP*, September 7, 2023

“FTC Reminds Companies of Certain Business Obligations When Using Generative AI,” *Skadden, Arps, Slate, Meagher & Flom LLP*, August 30, 2023

“District Court Affirms Human Authorship Requirement for the Copyrightability of Autonomously Generated AI Works,” *Skadden, Arps, Slate, Meagher & Flom LLP*, August 28, 2023

“SEC Proposes New Conflicts of Interest Rule for Use of AI by Broker-Dealers and Investment Advisers,” *Skadden, Arps, Slate, Meagher & Flom LLP*, August 10, 2023

“Copyright Office Provides Guidance on the Registration of Works That Include AI-Generated Material,” *Skadden, Arps, Slate, Meagher & Flom LLP*, August 2, 2023

“The White House Secures Voluntary Commitments From Seven Leading AI Companies To Promote Safety, Security and Trust in AI,” *Skadden, Arps, Slate, Meagher & Flom LLP*, July 25, 2023

“Online Terms of Use and the Training of AI Models,” *Skadden, Arps, Slate, Meagher & Flom LLP*, July 24, 2023

“Skadden Discusses How Supreme Court Decision In Jack Daniel’s May Affect AI-Generated Works,” *The CLS Blue Sky Blog*, June 16, 2023

“Ruling on Motion To Dismiss Sheds Light on Intellectual Property Issues in Artificial Intelligence,” *Skadden, Arps, Slate, Meagher & Flom LLP*, May 23, 2023

“Skadden Discusses Evaluating and Managing AI Risk Using the NIST Framework,” *The CLS Blue Sky Blog*, May 23, 2023

“US Copyright Office Guidance on Royalty Eligibility of Musical Works Generated Using AI,” *Skadden, Arps, Slate, Meagher & Flom LLP*, May 17, 2023

“Copyright Office Issues Guidance on AI-Generated Works, Stressing Human Authorship Requirement,” *Skadden, Arps, Slate, Meagher & Flom LLP*, March 16, 2023

“AI & Copyright Protection for NFT Generative Art Projects,” *Bloomberg Law*, March 2023

Articles / Web3

“Drawing Lines in a Borderless World: Applying Morrison to Crypto,” *Reuters Legal News*, June 6, 2023

“Court Ruling Could Affect the Future Direction of DAOs,” *Skadden, Arps, Slate, Meagher & Flom LLP*, April 3, 2023

“NYAG Files Action Against Crypto Trading Platform, Takes Position That ETH Is a Security,” *Skadden, Arps, Slate, Meagher & Flom LLP*, March 13, 2023

“Skadden Discusses Suit Alleging NBA ‘Top Shot’ NFTs Were Securities,” *The CLS Blue Sky Blog*, February 28, 2023

“Suit Alleging NBA ‘Top Shot’ NFTs Were Securities Survives Motion To Dismiss,” *Skadden, Arps, Slate, Meagher & Flom LLP*, February 27, 2023

“Skadden Discusses Digital Asset Insider Trading Case,” *The CLS Blue Sky Blog*, February 20, 2023

“Jury Finds That ‘MetaBirkin’ NFTs Infringed Hèrmes’ Trademark Rights” *Skadden, Arps, Slate, Meagher & Flom LLP*, February 16, 2023

“Digital Asset Insider Trading Case Could Provide Sought-After Guidance to Industry,” *Skadden, Arps, Slate, Meagher & Flom LLP*, February 14, 2023

“Recent Actions by the Fed Show Its Continued Cautious Approach to Cryptoasset Activities by Supervised Institutions” *Skadden, Arps, Slate, Meagher & Flom LLP*, February 6, 2023

“The Nice Classification Adds Language Related to NFTs, the Metaverse and Crypto Assets” *Skadden, Arps, Slate, Meagher & Flom LLP*, February 1, 2023

“US Regulators Express Concern About Banks’ Exposure to Cryptoasset Risks,” *Skadden, Arps, Slate, Meagher & Flom LLP*, January 6, 2023

“Blockchain & Cryptocurrency Regulation (Legal Considerations in the Minting, Marketing and Selling of NFTs)” *Global Legal Insights - Blockchain & Cryptocurrency Regulation 2023*, 2023

Books

“Evaluation of Internal Cybersecurity Program,” in *Guide to Cybersecurity Due Diligence in M&A Transactions*, ABA (August 2017)

Outsourcing: A Practical Guide to Law and Business, PLI, 2013