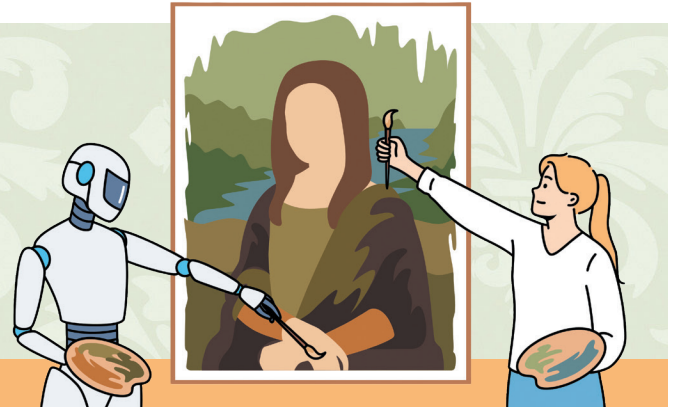


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TOP INTELLECTUAL PROPERTY LAWYERS 2026



HONORING TOP ATTORNEYS WORKING IN PATENT, TRADEMARK AND COPYRIGHT LAW



MAXWELL V. PRITT

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Maxwell Pritt came to Boies Schiller Flexner LLP through the federal courts. After earning his law degree in 2007, he clerked for two years for now— Chief U.S. Circuit Judge Mary Murguia and then a year for Judge Marsha Berzon at the Ninth Circuit. It was during that clerkship — working on interlocutory appeals in the Proposition 8 marriage equality litigation — that Pritt first encountered Boies Schiller Flexner up close, watching its lawyers press cases that turned on both core business disputes and the pursuit of fundamental rights. He joined the firm in 2010 and has been a litigator there ever since.

An early turning point came when Apple retained the firm to try a billion-dollar class action alleging that the company used software and firmware updates to lock iPod customers into its iTunes store and suppress competition in digital music. Pritt was a relatively new associate, and the case was set for trial in four months. While preparing cross-examination outlines during the first week of proceedings, he discovered that the named class representatives had not purchased the iPod models at issue.

"I drafted a cross module walking through the plaintiffs' iPod purchases and showing they did not buy the iPod models at issue," Pritt said. "I recall sitting in the partner's office one evening after trial while he was reviewing the outline only to have him cross out the entire module, to which I suggested he take another look and explained the issue, which then set off a firestorm of activity, culminating in the unprecedented midtrial dismissal of the class representatives." The jury subsequently returned a complete defense verdict.

More recently, Pritt has been at the center of copyright litigation over the use of creative works to train AI systems. Boies Schiller Flexner serves as interim lead counsel in *Kadrey v. Meta*, and Pritt works alongside interim lead counsel Susman Godfrey in *In re OpenAI Copyright Infringement Litigation*. The firm also repre-

sents programmers in copyright infringement claims against GitHub and others.

"In the Meta case, we discovered that Meta turned to notorious online piracy markets like Library Genesis to acquire millions of copyrighted works, and it has since become public that Anthropic and OpenAI also used Library Genesis," Pritt said. The litigation has surfaced additional evidence of Meta's use of torrent protocols to download and distribute copyrighted material.

"The parties continue to litigate claims involving Meta's peer-to-peer file sharing of millions of copyrighted works through notorious online piracy markets, including the distribution of unprecedented amounts of copyrighted material to third parties," Pritt said.

In 2024, he testified before the U.S. Senate Judiciary Committee's Subcommittee on Crime and Counterterrorism at a hearing titled, "Too Big to Prosecute?: Examining the AI Industry's Mass Ingestion of Copyrighted Works for AI Training."

Pritt has described the AI copyright docket as a venue where he works alongside lawyers he holds in high regard — including his partner, Jesse Panuccio — and against former Boies Schiller Flexner colleagues now at other firms. "Advocacy is strengthened when we find common ground such as fighting mass piracy and theft of our clients' intellectual property."