

Eric M. David

Partner



CONTACT INFO

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OFFICE

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Eric David focuses his practice in business litigation, constitutional litigation, and media and communications law. A seasoned litigator, Eric represents businesses and individuals in high-stakes litigation in federal and state court, including the North Carolina Business Court.

MY PRACTICE

BUSINESS LITIGATION

Eric represents large and small businesses in high-stakes, complex litigation, particularly in federal court and the North Carolina Business Court. Eric has experience in a wide range of matters, including trade secrets litigation, corporate governance disputes, breach of fiduciary duty claims, and claims brought under the North Carolina Unfair and Deceptive Trade Practices Act.

MEDIA AND FIRST AMENDMENT

Eric has advocated on behalf of media and broadcast clients in a variety of First Amendment and newsgathering matters, including disputes over the North Carolina Public Records Act and access to public meetings. Eric has substantial experience defending both large and small

PRACTICE AREAS

Litigation
› Appellate
› Complex Business Litigation
› Federal Litigation
› IP Litigation
› North Carolina Business Court
Media and Publishing
Privacy

INDUSTRIES

Banking, Investment & Financial Services
Film & Television
Media, Publishing, & Communications Technology
Telecom

EDUCATION

University of North Carolina School of Law
J.D., 2008, with high honors; Order of the Coif; Editor-in-Chief, *First Amendment Law Review*
University of North Carolina at Chapel Hill
M.A., 2005, Park Fellow
University of North Carolina at Chapel Hill
B.A., 1994, John Motley Morehead Scholar; Phi Beta Kappa

BAR & COURT ADMISSIONS

North Carolina
US Court of Appeals
4th Circuit
D.C. Circuit
US District Court - North Carolina
Western District
Middle District
Eastern District

publishers against defamation claims in state and federal court.

CORPORATE GOVERNANCE/ DISSOLUTION

Eric represents companies, shareholders, and directors in a variety of corporate governance disputes, including claims for breach of fiduciary duty, breach of contract, and constructive fraud. Eric has substantial experience in the North Carolina Business Court, where many of these disputes are litigated.

INTELLECTUAL PROPERTY LITIGATION

Eric represents companies and individuals in a variety of intellectual property disputes, especially claims brought under the North Carolina Trade Secrets Protection Act. Eric has substantial experience in both federal court and the North Carolina Business Court, where many intellectual property disputes are litigated.

HONORS

Selected by his peers for inclusion in *The Best Lawyers in America*® in Litigation - First Amendment (Raleigh "Lawyer of the Year" 2020), Commercial Litigation and Litigation - Intellectual Property (2018-2020), Corporate Governance Law (2020)

Recognized by his peers for inclusion in *Business North Carolina's "Legal Elite"* in Young Guns category (2013-2014); for Litigation (2017-2020)

Recognized in *North Carolina Super Lawyers* (Thomson Reuters) in Business Litigation (2019-2020) and as a "Rising Star" in Business Litigation (2014-2018) and Civil Rights/First Amendment (2012-2013)

Selected as *North Carolina Lawyers Weekly* "Leader in the Law" (2018)

COMMUNITY INVOLVEMENT

President, Board of Directors, Lucille Hunter Elementary School Foundation (2017-2019)

Regional Scholar Selection Committee, *The Morehead-Cain Foundation* (2012-2015)

President, Board of Directors, *Society for the Preservation of Historic Oakwood* (2017)

Vice President, Board of Directors, *Society for the Preservation of Historic Oakwood* (2014-2016)

Rules Advisory Committee, North Carolina Business Court (2015)

Council Member, Constitutional Rights and Responsibilities Section, *North Carolina Bar Association* (2014-2017)

PUBLICATIONS & MEDIA

Co-presenter, "Minding Others' Business: Navigating Gossip, Defamation, and Employee Use of Social Media," Association of Corporate Counsel meeting, November 2019, Geneva Group International Southeast Chapter Continuing Legal Education Webinar, April 2020

[Presenter](#), "Trash Talk: Gossip and Defamation on Social Media," Guilford Merchants Association's Digital Marketing Institute, July 24, 2019

Co-Author, *Survey of North Carolina Privacy Law and Related Claims Against the Media* Media Law Resource Center 50-State Survey, Media Privacy and Related Law, 2015-present

Social Media and Politics: What President Trump's Recent Executive Order Means, June 30, 2020

Reviewing Business Contracts in Light of the COVID-19 Crisis, March 25, 2020

Brooks Pierce Attorneys Set Town of Mesic Up for \$50k Duke Energy Grant, April 2, 2019

Brooks Pierce Attorneys Write Amicus Curiae Brief in Domestic Violence Case, January 22, 2019

Brooks Pierce Attorney Named President of the Lucille Hunter Elementary School Foundation, November 27, 2017

Brooks Pierce Partner Mentioned by NiemanLab, September 22, 2017

Understanding New Attacks on Section 230 Immunity, March 16, 2017

Article by David and Fairchild Published in Westlaw Journals, March 15, 2017

Eric David Discusses Freedom of Information Act Requests with StateScoop.com, September 23, 2016

Eric David Quoted on First Amendment Issues, June 3, 2016

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SPEAKING ENGAGEMENTS

Brooks Pierce Attorneys Present Social Media Defamation and Employment Policy CLE for GGI Southeast Chapter, May 1, 2020

Brooks Pierce Attorneys Present Social Media Defamation and Employment Policy CLE for Association of Corporate Counsel, December 5, 2019

Eric David Presents to Guilford Merchants Association on Gossip and Defamation on Social Media, July 2, 2019

Eric David Presents Sports and Entertainment IP Law CLE for the North Carolina Bar Association, December 17, 2014