

Question 4

In this question an intellectual property case study will be read to you.

Follow the text below. There will be no music played.

'Always, Forever' by Tom Gordon (1989) vs. 'Everything I Want' by Jamie Brogan (2004)

The Case: A British singer, Jamie Brogan, had a successful chart topping single, '*Everything I Want*.' The chorus of the song was found to be almost identical to the chorus of the 1989 song, '*Always, Forever*' by Tom Gordon.

The writer of '*Everything I Want*' claimed not to be familiar with '*Always, Forever*'. When it was brought to their attention they acknowledged the similarities between the two songs.

The Outcome: The writers of '*Everything I Want*' stated that the likeness between the two tracks was totally coincidental and not deliberate. They also acknowledged the similarities to the chorus melodies.

They have now credited Tom Gordon as a co-writer on the song and he will receive royalties. The case was settled out of court to the satisfaction of both parties.

You now have **five minutes** to answer the questions below.

A warning tone will sound 30 seconds before the next question starts.

(a) Explain in simple terms why Tom Gordon had a case against Jamie Brogan. 1

(b) Why is intellectual property protection important? 1