Copyright vs. Trademark

What Does it Protect?
- Copyright: Original works of authorship, such as books, articles, songs, photographs, sculptures, choreography, sound recordings, motion pictures, and other works.
- Trademark: Any word, phrase, symbol, and/or design that identifies and distinguishes the source of the goods of one party from those of others.

Requirements for Protection
- Copyright: A work must be original, creative and fixed in a tangible medium.
- Trademark: A mark must be distinctive (i.e., that is, it must be capable of identifying the source of a particular good).

Term of Protection
- Copyright: Author’s life plus 70 more years.
- Trademark: For as long as the mark is used in commerce.

Rights Granted
- Copyright: Right to control the reproduction, making of derivative works, distribution and public performance and display of the copyrighted works.
- Trademark: Right to use the mark and to prevent others from using similar marks in a way that would cause a likelihood-of-confusion about the origin of the goods or services.