

# Legal Update from Brian Flagler

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## Brian Flagler

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## How ECPA publishers can benefit from MasterCard/Visa settlement

**RE: Legal memo from Martin Eisenstein for ECPA publishers**

I am providing a link to a memo from Martin Eisenstein with the law firm of Brann & Isaacson that contains helpful legal information on the pending Visa/MC settlement.

ECPA publishers could receive proceeds from this settlement only to the extent that they accepted Visa/MC payments during the affected period, with your potential share based on the total payments received through Visa/MC. Publishers which did not sell direct to the consumer in large volumes via Visa/MC during the settlement period will not be eligible for significant payments through the settlement, but may be eligible for some amount. If you are interested in pursuing a claim, feel free to contact Martin directly. His phone number and website are included on the memo.

### Download Martin's memo here:

<http://www.ecpa.org/?page=LegalUpdatedocs>

(You will be asked to sign in to your ECPA profile to access the page.)

In addition, Martin will be presenting a session at [PUBu](#) on "[Doing Business Online: Legal Issues for Publishers](#)" on October 23 at Wheaton College. Go to [www.ECPAPUBu.org](http://www.ECPAPUBu.org) for more information. He will be participating in the Rights & Licensing track.

I hope to see you there!



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This update is provided as an informational service of ECPA to its members and does not serve as, and should not be understood to provide, legal advice. Please contact [Brian Flagler](#) or your attorney if you would like to discuss application of this update to the specific circumstances of your publishing organization.

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