

# Moscow Man Sues McDonald's for Using Grandmother's Poetry in Commercial

April 26, 2016



Moscow's Tverskaya District Court has ordered restaurant chain giant McDonald's to pay 200,000 rubles (\$3,014) to Muscovite Ivan Sergeyev as compensation for using poetry composed by his grandmother Adelina Adalis in a television commercial without permission, the Interfax news agency reported Tuesday.

The court found McDonald's guilty of using the poetry in the commercial without Sergeyev's permission, who owns the rights to his grandmother's work. Television channels who showed a promotional video were also declared liable in the suit.

Sergeyev — who initially sought a 5 million ruble (\$75,350) settlement — was satisfied with the result, according to Interfax.

“All complaints about the material were removed from the broadcast,” a spokesman for Sergeyev said, adding that Sergeyev also demands that the television channels in question publish the court's decision on their websites.

Spokespeople for the channels announced that the promotional video has been taken off the

air, but Sergeyev's spokesman said that the promotional video continues to be shown online.

The main issue discussed in the lawsuit was a sample of the song "The Last Poem," specifically the lyrics, "It is not a dream, it is not a dream/It is all my truth/It is truth." They were used in a commercial clip for McDonald's titled "Egg and oatmeal (It is not a dream)."

The song was translated by Adelina Adalisa from poetry written by Bengali polymath Rabindranath Tagore, which was earlier used in a popular Soviet film.

Original url:

<https://www.themoscowtimes.com/2016/04/26/moscow-man-sues-mcdonalds-for-using-grandmother-s-poetry-in-commercial-a52682>