

## R.R.S. Neb. § 87-504

Current currency: Code: Current through Acts of the 2nd Regular Session of the 108th Legislature (2024): LB 1, LB 16, LB 16A, LB 20, LB 20A, LB 43, LB 51, LB 52, LB 52A, LB 61, LB 62, LB 71A, LB 78, LB 83, LB 94, LB 102, LB 102A, LB 126A, LB 126, LB 130, LB 130A, LB 139e, LB 140, LB 140A, LB 144, LB 146, LB 147, LB 151, LB 152, LB 164, LB 164A, LB 184, LB 190, LB 196, LB 196A, LB 198e, LB 204, LB 204A, LB 247, LB 252, LB 257, LB 262A, LB 279, LB 287A, LB 299e, LB 303, LB 304, LB 308, LB 317, LB 358A, LB 399, LB 461, LB 484A, LB 569e, LB 600A, LB 605, LB 607, LB 624, LB 628, LB 631A, LB 644, LB 644A, LB 658A, LB 664, LB 686, LB 716, LB 731, LB 771e, LB 771Ae, LB 829A, LB 839e, LB 844, LB 847, LB 848, LB 851e, LB 854, LB 857, LB 857A, LB 867, LB 867A, LB 870A, LB 876A, LB 880, LB 894, LB 895, LB 903, LB 904A, LB 905, LB 905A, LB 906, LB 908, LB 909e, LB 926, LB 936, LB 937A, LB 938, LB 940, LB 989, LB 992e, LB 992A, LB 1004e, LB 1017, LB 1023A, LB 1027, LB 1030, LB 1031A, LB 1035A, LB 1051, LB 1069, LB 1074A, LB 1087, LB 1087A, LB 1088, LB 1102, LB 1104e, LB 1108, LB 1118, LB 1143, LB 1167, LB 1188e, LB 1195, LB 1200A, LB 1204A, LB 1214, LB 1215, LB 1270, LB 1284A, LB 1300A, LB 1301A, LB 1306A, LB 1313, LB 1317A, LB 1326, LB 1329A, LB 1344, LB 1344A, LB 1355A, LB 1368A, LB 1394, LB 1394A, LB 1402A, LB 1412, LB 1413; and 2024 ballot propositions.

*Revised Statutes of Nebraska Annotated > Chapter 87 Trade Practices (Arts. 1 — 8) > Article 5 Trade Secrets Act (§§ 87-501 — 87-507)*

### § 87-504. Misappropriation; damages.

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Except to the extent that a material and prejudicial change of position prior to acquiring knowledge or having reason to know of the misappropriation renders a monetary recovery inequitable, a complainant shall be entitled to recover damages for misappropriation. Damages may include both the actual loss caused by misappropriation and the unjust enrichment caused by misappropriation that is not taken into account in computing actual loss. In lieu of damages measured by any other methods, the damages caused by misappropriation may be measured by imposition of liability for a reasonable royalty for a misappropriator's unauthorized disclosure or use of a trade secret.

### History

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Laws 1988, LB 337A, § 4.

Revised Statutes of Nebraska Annotated  
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