

Kenneth D. Crews

Gipson Hoffman & Pancione
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Current Appointments

Gipson Hoffman & Pancione

Attorney-at-Law, 2014 to present

Columbia University in the City of New York

Columbia Law School, Faculty Member, 2008 to present

Munich Intellectual Property Law Center (See: www.miplc.de)

Faculty Member, October 2003 to present

Previous Appointments

Columbia University in the City of New York

Director of the Copyright Advisory Office, 2008 to 2014

Visiting Professor, Université Paris I Panthéon-Sorbonne, March-April 2011

Indiana University, Robert H. McKinney School of Law

The Samuel R. Rosen II Professor of Law, July 2003 to 2008

Professor, July 2000 to July 2003

Associate Professor, August 1994 to June 2000

Professor, LL.M. Program in Cairo, Egypt, June 2010

Indiana University School of Library and Information Science

Joint Faculty Appointment, August 1994 to 2008

Indiana University Purdue University Indianapolis

Associate Dean of the Faculties (Academic Affairs) and

Director of the Copyright Management Center, August 1994 to 2007

University of Maryland, Center for Intellectual Property

Virtual Intellectual Property Scholar, October 2002-October 2003

Max Planck Institute for Intellectual Property, Competition and Tax Law

Visiting Scholar, Munich, Germany, September 2000 to July 2001

Funded by Max Planck Institute and Deutscher Akademischer Austauschdienst (DAAD)

San Jose State University, College of Business

Associate Professor of Business Law, 1990 to 1994

Attorney-at-Law, Los Angeles, California

Active member of The State Bar of California, 1980 to present
Corporate and entertainment practice with law firms, 1980-1988
In-house counsel to film production company, 1988-1990

Co-Founder, Los Angeles Venture Association (see www.lava.org)

Executive Director of nonprofit business association, 1983-1985

Education

Ph.D., Graduate School of Library and Information Science

University of California, Los Angeles, 1990

Dissertation Title: *Copyright Policies at American Research Universities: Balancing Information Needs and Legal Limits*

National Awards: "Dissertation of the Year," Association for the Study of Higher Education; "Doctoral Dissertation Fellowship," Assoc. of College & Research Libraries

M.L.S., Library and Information Science, University of California, Los Angeles, 1987

J.D., Law, Washington University, 1980

Senior Editor, *Washington University Law Quarterly*

B.A., History, Northwestern University, 1977

Graduated with History Department Honors

National Awards and Recognition

Who's Who in America

Who's Who in the World

Who's Who in American Law

Who's Who in American Education

Who's Who of Emerging Leaders in America

Who's Who in the Midwest

"Mark T. Banner Award," American Bar Association, Section of Intellectual Property Law, 2014

"L. Ray Patterson Copyright Award: In Support of Users' Rights," American Library Association, 2005

"Prestigious External Award Recognition," Indiana University Purdue University Indianapolis, 2005

"Distinguished Service Award," University of Maryland University College, 2004

"Teaching Excellence Recognition Award (TERA)," Indiana University Purdue University Indianapolis, 1998

"Distinguished Scholar Award," UCLA Alumni Association, 1986

Beta Phi Mu, Library and Information Science Honor Society

Major Publications

Books

Copyright Law for Librarians and Educators: Creative Strategies and Practical Solutions. Third Edition. Chicago: American Library Association, 2012.

Copyright Law for Librarians and Educators: Creative Strategies and Practical Solutions. Second Edition. Chicago: American Library Association, 2006.

Copyright Essentials for Librarians and Educators. Chicago: American Library Association, 2000.

Copyright, Fair Use, and the Challenge for Universities: Promoting the Progress of Higher Education. Chicago: The University of Chicago Press, October 1993.

Corwin's Constitution: Essays and Insights of Edward S. Corwin. New York: Greenwood Press, 1986.

Edward S. Corwin and the American Constitution: A Bibliographical Analysis. Foreword by Alpheus Thomas Mason. Westport, CT: Greenwood Press, 1985.

Technical Monographs and Reports

Study on Copyright Limitations and Exceptions for Libraries and Archives. Standing Committee on Copyright and Related Rights. Geneva, Switzerland: World Intellectual Property Organization, 2015 [Update and consolidation of the 2008 and 2014 studies; available in multiple languages at http://www.wipo.int/meetings/en/doc_details.jsp?doc_id=306216].

Study on Copyright Limitations and Exceptions for Libraries and Archives. Standing Committee on Copyright and Related Rights. Geneva, Switzerland: World Intellectual Property Organization, 2014 [Update and supplement to the 2008 study; available in English, French, and Spanish at http://www.wipo.int/meetings/en/doc_details.jsp?doc_id=290457].

Study on Copyright Limitations and Exceptions for Libraries and Archives. Standing Committee on Copyright and Related Rights. Geneva, Switzerland: World Intellectual Property Organization, 2008 [available in English, French, and Spanish at http://www.wipo.int/meetings/en/doc_details.jsp?doc_id=109192].

Copyright and Your Dissertation or Thesis: Ownership, Fair Use, and Your Rights and Responsibilities. Ann Arbor, MI: ProQuest, 2013 [available at http://media2.proquest.com/documents/copyright_dissthesis_ownership.pdf].

Previous Editions:

Copyright Law & Graduate Research: New Media, New Rights, and Your New Dissertation. Ann Arbor, MI: Bell & Howell Information and Learning, 2000.

Copyright Law & Graduate Research: New Media, New Rights, and Your New Dissertation. Ann Arbor, MI: UMI Company, 1996.

Copyright Law and the Doctoral Dissertation: Guidelines to Your Legal Rights and Responsibilities. Ann Arbor, MI: University Microfilms, Inc., 1992.

Ownership of New Works at the University: Unbundling of Rights and the Pursuit of Higher Learning. Seal Beach, CA: Consortium for Educational Technology for University Systems, 1997, 32 pp. [prepared with other faculty authors while serving as consultant to a consortium of California State University, State University of New York, and City University of New York].

Fair Use of Copyrighted Works: A Crucial Element in Educating America. Seal Beach, CA: CSU Chancellor's Office, 1995, 34 pp. [prepared while serving as consultant to a consortium of California State University, State University of New York, and City University of New York].

University Copyright Policies. SPEC Kit No. 138. Washington, D.C.: Association of Research Libraries, October 1987, 118 pp.

Book Chapters

“Control of Museum Art Images: The Reach and Limits of Copyright and Licensing,” *The Structure of Intellectual Property Law*, pp. 269-284. Edited by Annette Kur and Vytautas Mizaras. Cheltenham, U.K.: Edward Elgar, 2011 [co-authored with Melissa A. Brown].

“Corwin, Edward Samuel.” In *Yale Biographical Dictionary of American Law*, pp. 130-131. Edited by Roger K. Newman. New Haven, CT: Yale University Press, 2009.

“Copyright Law and Unpublished Materials: Fair Use and Strategies for Archival Management.” In *College and University Archives: Readings in Theory and Practice*, pp. 227-243. Edited by Christopher J. Prom and Ellen D. Swain. Chicago: Society of American Archivists, 2008.

“Instructional Materials and ‘Works Made for Hire’ at Universities: Policies and the Strategic Management of Copyright Ownership.” In *The Center for Intellectual Property Handbook*, pp. 15-38. Edited by Kimberly M. Bonner. New York, NY: Neal-Schuman Publishers, 2006.

“Copyright Protection and Technological Reform of Library Services: Digital Change, Practical Applications, and Congressional Action.” In *Libraries, Museums, and Archives: Legal Issues and Challenges in the New Information Era*, pp. 257-273. Edited by Tomas A. Lipinski. Lanham, MD: Scarecrow Press, 2002 [co-authored with Dwayne K. Buttler].

“Licensing for Information Resources: Creative Contracts and the Library Mission.” In *Virtually Yours: Models for Managing Electronic Resources and Services*, pp. 98-110. Edited by Peggy Johnson and Bonnie MacEwan. Chicago: American Library Association, 1999.

“Copyright and Distance Education: Displays, Performances and the Limitations of Current Law.” In *Growing Pains: Adapting Copyright for Libraries, Education, and Society*, pp. 369-385. Edited by Laura N. Gasaway. Littleton, CO: Fred B. Rothman Co., 1997.

Law Review and Other Scholarly Articles

“Museum Policies and Art Images: Conflicting Objectives and Copyright Overreaching.” *Fordham Intellectual Property, Media and Entertainment Law Journal* 22 (2012): 795-834.

“Conversations with Renowned Professors on the Future of Copyright.” *Tulane Journal of Technology and Intellectual Property* 14 (2012): 1-78 [my contribution at pp. 45-56].

“International Copyright, Foreign Protection, and the Power of the U.S. Congress.” *IIC: International Review of Intellectual Property and Competition Law* 42 (2011): 757-759.

“Symposium: Digital Archives.” *Columbia Journal of Law & the Arts* 34 (Fall 2010): 63-78, 95-111 [participation in roundtable presentations and discussion].

“Copyright, Publishing, and Scholarship: The ‘Zwolle Group’ Initiative for the Advancement of Higher Education.” *D-Lib Magazine* 13 (January-February 2007) [available at www.dlib.org].

“Copyright Duration and the Progressive Degeneration of a Constitutional Doctrine.” *Syracuse Law Review* 55 (2005): 189-250. Selected as one of the best articles of the year for reprinting in: *Intellectual Property Law Reporter*. St. Paul, MN: West Publishing Company, 2005.

“Copyright and Distance Education: Making Sense of the TEACH Act.” *Change* 35 (November/December 2003): 34-39.

“Looking Ahead and Shaping the Future: Provoking Change in Copyright Law.” *Journal of the Copyright Society of the USA* 49 (Winter 2001): 549-584.

“The Law of Fair Use and the Illusion of Fair-Use Guidelines.” *Ohio State Law Journal* 62 (2001): 599-702 [available at <http://moritzlaw.osu.edu/lawjournal/issues/volume62/number2/crews.pdf>].

“Distance Education and Copyright Law: The Limits and Meaning of Copyright Policy.” *Journal of College and University Law* 27 (Summer 2000): 15-51.

“Perspectives on Fair-Use Guidelines for Education and Libraries.” Edited by Kenneth D. Crews and Dwayne K. Buttler. *Journal of the American Society for Information Science* 50 (December 1999): 1303-1357. A series of nine articles, including the following four contributions by Kenneth D. Crews:

“Introduction and Overview,” pp. 1304-1307.

“Electronic Reserves and Fair Use: The Outer Limits of CONFU,” pp. 1342-1345.

“The Immunity Dilemma: Are State Colleges and Universities Still Liable for Copyright Infringements?” pp. 1350-1352 [co-authored with Georgia K. Harper, University of Texas].

“Fair Use of Unpublished Works: Burdens of Proof and the Integrity of Copyright.” *Arizona State Law Journal* 31 (Spring 1999): 1-93.

“Harmonization and the Goals of Copyright: Property Rights or Cultural Progress?” *Indiana Journal of Global Legal Studies* 6 (Fall 1998): 117-138. Selected for reprinting in: *Globalization and Intellectual Property*, pp. 313-334. Edited by Alexandra George. Aldershot, England: Ashgate Publishing, 2006.

“Fair Use for Higher Education: Are Guidelines the Answer?” *Academe* 83 (November-December 1997): 38-40.

“Copyright and Digital Libraries: The U.S. Perspective and International Implications.” *Digital Libraries*, No. 10 (July 1997): 35-56 [English with Japanese translation; published by the University of Library and Information Science, Tsukuba Science City, Japan].

“Copyright at a Turning Point: Corporate Responses to the Changing Environment.” *Journal of Intellectual Property Law* 3 (Spring 1996): 277-316.

“Copyright Law and Information Policy Planning: Public Rights of Use in the 1990s and Beyond.” *Journal of Government Information* 22 (1995): 87-99.

“Copyright, Software, and the Forces of History: The Shield of the Law is Shrinking.” *Northern California Executive Review* 6 (Fall 1992): 1-7.

“Unpublished Manuscripts and the Right of Fair Use: Copyright Law and the Strategic Management of Information Resources.” *Rare Books and Manuscripts Librarianship* 5 (1990): 61-70.

“The Accuracy of Reference Service: Variables for Research and Implementation.” *Library and Information Science Research* 10 (July-September 1988): 331-355.

“Legal Deposit in Four Countries: Laws and Library Services.” *Law Library Journal* 80 (Fall 1988): 551-576.

“Woodrow Wilson, Wisconsin, and the Election of 1912.” *Presidential Studies Quarterly* 12 (Summer 1982): 369-376.

“Real Estate as Securities: Sales of Residential Subdivision Lots.” *Washington University Law Quarterly* 1979 (Fall 1979): 965-991.

Essays

“Fresh Look at the Fair Use Checklist.” *The Copyright & New Media Law Newsletter*, Issue 1, 2012 Volume.

“A Retrospective of the Committee on History of Law in California.” *California Legal History* 5 (2010): 153-169 [contributed essay at pages 160-163].

“Tribute to Laura Gasaway.” *North Carolina Journal of Law & Technology* 11 (2010): 411-414.

“The Copyright Fog.” *The New Leader* 91 (November-December 2008): 24-25 [Review of *The Public Domain*, by James Boyle].

“A Tribute to Robert L. Oakley.” *Law Library Journal* 100 (Spring 2008): 233-234.

“The *Vox Populi* of Copyright: A Tribute to Lyman Ray Patterson.” *Journal of Intellectual Property Law* 10 (Spring 2003): 263-268.

“The Copyright Management Center at IUPUI: Brief History, Dynamic Changes, and Future Demands.” *Indiana Libraries: Journal of the Indiana Library Federation & the Indiana State Library* 19 (1 November 2000): 13-15.

“Do Your Manuscripts Have a Y2K+3 Problem?” *Library Journal* 125 (15 June 2000): 38-40.

“The U.S. Copyright Distance Education Report.” *Information Outlook* 3 (October 1999): 44, 46.

“U.S. Copyright Office Issues Report and Recommendations for Distance Education.” *Indiana Partnership for Statewide Education News*, Fall 1999, pp. 3, 7.

“Concerns About Copyright Unavoidable.” *IUPUI Sagamore*, October 12, 1998, p. 6.

“Fair Use Under Copyright Law.” In *Ten Public Policy Issues for Higher Education in 1997 and 1998: AGB Public Policy Paper Series, No. 97-1*, pp. 19-20. Washington, D.C.: Association of Governing Boards of Universities and Colleges, 1997.

“What Qualifies as ‘Fair Use’?” *Chronicle of Higher Education*, May 17, 1996, pp. B1-B2.

“Copyright Law and the Developments of 1995 and 1996: Planting the Seeds of Transition.” In *The Bowker Annual: Library and Book Trade Almanac*, pp. 246-260. Edited by Dave Bogart. New Providence, NJ: R.R. Bowker, 1996 [with James M. Sabina and Sarah K. Wiant].

“Copyright Challenges for Libraries and Higher Education: The NII and the *Texaco* Decision.” In *Realizing Digital Libraries: Association of Research Libraries, Proceedings of the 126th Annual Meeting*, pp. 63-66. Washington, DC: ARL, 1997 [also appears in *Copyright, Public Policy, and the Scholarly Community*, pp. 33-40, Washington, D.C.: Association of Research Libraries, 1995.]

“Federal Court’s Ruling Against Photocopying Chain Will Not Destroy ‘Fair Use’.” *Chronicle of Higher Education*, April 17, 1991, p. A48 [“Point of View” opinion column].

“Protecting the Shoulders We Stand On.” *Los Angeles Times Book Review*, July 16, 1989, p. 15 [guest editorial on copyright issues].

Projects of the History Committee of the State Bar of California

California Legal History Manuscripts in the Huntington Library: A Guide. San Marino, CA: Huntington Library, 1989. [Conceived and led the five-year effort to develop this innovative subject-access guide to manuscript collections at the Huntington; devised original methodology; wrote introductory sections; raised funds to employ researcher; oversaw progress and publication.]

“Oral History: Justice Otto Kaus.” *Hastings Constitutional Law Quarterly* 15 (Winter 1988): 193-268. [Planned and organized six hours of interviews; arranged for publication.]

“Oral History: Justice Bernard S. Jefferson.” *Hastings Constitutional Law Quarterly* 14 (Winter 1987): 225-287. [Edited six hours of interviews; wrote introductory sections; arranged for publication by a law review.]

Conferences Organized or Directed

Standards & Strategies for Fair Use Decisions Inside Libraries & Universities, March 27, 2012, Columbia University, New York City.

Digital Archives: Navigating the Legal Shoals, April 16, 2010, Kernochan Center, Columbia Law School, New York City. [Coordinated with June Besek and others.]

From Principles to Practice in Good Copyright Management: the Use of a License to Publish Scholarly Journals, December 11-12, 2008, Almere, The Netherlands.

Optimal Management of Copyright: Making It Happen, Zwolle Group of the Surf Foundation, February 13-14, 2004, Zwolle, The Netherlands.

Copyright and Universities: From Principles to Practices, Zwolle Group of the Surf Foundation, December 6-7, 2002, Zwolle, The Netherlands.

Who Owns the Rights to Instructional Materials? Rethinking Intellectual Property at the University, Copyright and Intellectual Property Committee of the Committee on Institutional Cooperation Conference, September 23-24, 1999, University of Illinois, Urbana-Champaign.

Fair Use, Education, and Libraries: A Town Meeting to Examine the Conference on Fair Use, Indiana University Institute for the Study of Intellectual Property and Education, April 4, 1997, Indiana University Purdue University Indianapolis.

Collective Strategies in Approaching Copyright Issues Affecting CIC and Regent Institutions, Copyright and Intellectual Property Committee of the Committee on Institutional Cooperation Conference, May 6-7, 1996, University of Iowa, Iowa City.

Midwest Conference on Academic Affairs, November 12-14, 1976, Northwestern University, Evanston, Illinois.

Roundtables and Working Conferences: Invitational Participation

“Copyright Workshop on Termination of Transfers,” Berkeley Center for Law and Technology, University of California, October 30, 2015, Berkeley, California.

“Open Access to Cultural Collections: Copyright Roundtable Conference,” The National Library of Israel, September 6-7, 2015, Jerusalem, Israel.

“Orphan Works Workshop,” Alexander von Humboldt, Institut für Internet und Gesellschaft, June 27-28, 2013, Berlin, Germany.

“Ceilings on Intellectual Property Rights,” New York University School of Law, May 1-2, 2009, New York City.

“International Library Summit,” British Library, April 16-18, 2009, London, U.K.

“Section 108 Study Group Public Roundtables,” U.S. Copyright Office, Library of Congress, March 8, 2006 in Los Angeles, California and March 16, 2006 in Washington, D.C.

“Use of Works in Scholarship in the Digital Age,” Harvard Law School, Berkman Center for Internet & Society, November 7-8, 2005 and May 18, 2006, Cambridge, Massachusetts.

“Orphan Works Public Roundtable,” U.S. Copyright Office, Library of Congress, August 2, 2005, Berkeley, California.

“Correcting Course: Rebalancing Copyright for Libraries in the National and International Arenas,” Columbia University Libraries, May 5-7, 2005, New York, New York (<http://correctingcourse.columbia.edu/program.html>).

“Knowledge Held Hostage? Scholarly versus Corporate Rights in the Digital Age,” University of Pennsylvania, June 18, 2004, Philadelphia, Pennsylvania.

“Battling for Ownership the Arts,” Florida Atlantic University, April 16-18, 2004, Boca Raton, Florida.

“Global Access to Essential Learning Tools,” Trans Atlantic Consumer Dialogue, April 5, 2004, New York, New York.

“Distance Education Workshop,” American Library Association, August 28-29, 2001, Washington, D.C.

“Working Conference on Copyright and Universities,” Surf Foundation, June 7-8, 2001, Zwolle, The Netherlands.

“Who Owns Online Courses and Course Materials: Intellectual Property Policies for a New Learning Environment,” Pew Symposium on Learning and Technology, February 17-18, 2000, Coral Gables, Florida.

“Harmonization and the Goals of Copyright: Property Rights or Cultural Progress?” Roundtable on Sovereignty and Globalization of Intellectual Property, Indiana University School of Law, February 19, 1998, Bloomington, Indiana.

“Looking Forward: Copyright and the Future of the Internet,” U.S. Copyright Office, Virtual Conference, November 4-15, 1996.

“Workshop on Technology of Terms and Conditions,” Columbia University, Center for Research on Information Access, September 24-26, 1996, Arden Homestead, New York.

“Electronic Rights Management,” IBM Renaissance Consortium, May 2, 1996, Cleveland, Ohio.

“Copyright Awareness Campaign,” Sponsored by the National Information Infrastructure Task Force: Working Group on Intellectual Property Rights, Kick-off Meeting, March 1995, Washington D.C.

Summer Faculty Workshop, The Annenberg Washington Program, Communications Policy Studies, Northwestern University, June 1994, Washington, D.C.

Conference Presentations and Workshops

Programs and Presentations Outside the United States

“Copyright and Exceptions for Libraries and Research: International Perspectives and Local Action,” American University of Armenia, October 23, 2015, Yerevan, Armenia.

“Copyright Laws in Asia and Beyond: A Comparative Analysis of Library Provisions” and “International Copyright and Domestic Exceptions: WIPO, Treaties, and the Politics of Libraries, EIFL and the Nepal Library and Information Consortium, September 3-4, 2015, Kathmandu, Nepal.

“Copyright Exceptions & Limitations: Libraries and Archives” and “Fair Use Cases in U.S. Courts: Decisions and the Role of Judges,” CECOLDA: Colombian Copyright Center, March 19-20, 2015, Bogotá, Colombia.

“WIPO Study on Copyright Limitations and Exceptions for Libraries and Archives,” Information Session on Limitations and Exceptions, World Intellectual Property Organization, December 10-11, 2014, Geneva, Switzerland.

“Developing Robust Copyright Policies for the Information Environment: Treaty-making and Domestic Reform,” Roundtable for the Analysis of Exceptions and Limitations in WIPO for Libraries and Archives, November 11, 2013, Quito, Ecuador.

Copyright Presentation and Workshop Series, Mongolia Council for the Arts, April 21-27, 2013, Ulaanbaatar, Mongolia.

“Copyright and Digital Humanities: A Transatlantic Perspective,” April 4, 2013, University of Ghent, Belgium.

“Fair Use in U.S. Copyright Law: A Future in Europe?,” December 13, 2012, Aalto University, Helsinki, Finland.

“Copyright, Publication Agreements, and Your Policy,” December 10, 2012, Aalto University, Helsinki, Finland.

“Copyright, Control, and Access to Information: SOPA’s Challenge to the Internet,” June 20, 2012, University of Bayreuth, Germany.

“Developments Concerning the Google Books Issue,” ALLEA Standing Committee Meeting, European Federation of National Academies of Sciences and Humanities, February 13, 2012, Max Planck Institute, Munich, Germany.

“International Copyright and Multinational Impediments,” eBooks: A New Era of Law, Business and Society, May 18-19, 2011, University of Haifa and the National Library of Israel.

“The Free-economy and the Culture Sector: Three Directions for Transforming Copyright,” Galleries, Libraries, Archives, Museums & Wikimedia: Finding the Common Ground, November 26-27, 2010, The British Museum, London, U.K.

“Copyright Exceptions & Limitations: Comparative Perspective” (and two additional presentations about copyright treaty developments), Conference for the Analysis of a Treaty Proposal from IFLA for Copyright Exceptions and Limitations for Libraries, September 1-3, 2010, Montevideo, Uruguay.

“The Status of the Google Books Settlement and its Implications for Europe,” Access to Information: Future Knowledge Organisations, June 3-4, 2010, National Library of Sweden, Stockholm.

“Beauty or Beast: The Licensing and Control of Art,” International Association for the Advancement of Teaching and Research in Intellectual Property, September 14-16, 2009, Vilnius, Lithuania.

“Copyright for the Academic Librarian,” Visual Resources Association, March 18, 2009, Toronto, Canada.

“Copyright Exceptions and Libraries: Trends, Influences, and a Few Ideas,” Conference on Copyright and Libraries, November 14, 2008, Chisinau, Moldova.

“WIPO Study on Copyright Limitations and Exceptions for Libraries and Archives,” Information Session on Limitations and Exceptions, World Intellectual Property Organization, November 4, 2008, Geneva, Switzerland.

“The Value of Copyright Exceptions and Limitations in the Information Society,” Third Annual Access to Knowledge (A2K3) Conference, September 8-10, 2008, Geneva, Switzerland.

“Library Exceptions: An Elusive Quest?,” International Federation of Library Associations, August 14, 2008, Quebec, Canada.

“Finetuning the System: The Role of Copyright Limitations,” International Association for the Advancement of Teaching and Research in Intellectual Property, July 22, 2008, Munich, Germany.

“An Overview of Copyright,” and “Copyright Issues in Education, Research, and Libraries,” and “Development of University Copyright Policies,” United Arab Emirates University, March 14-15, 2007, Al Ain, United Arab Emirates.

“Current Issues in Reprographic Rights: The Perspective from the USA,” Reproduction Rights Society of Nigeria, May 10, 2006, Lagos, Nigeria.

“Copyright Duration and Multinational Disharmony,” Max Planck Institute for Intellectual Property, Competition and Tax Law, October 17, 2005, Munich, Germany.

“Scholarship-Friendly Copyright Management,” The Association of Learned and Professional Society Publishers, March 26, 2004, London, England.

“Optimal Management of Copyright: Making it Happen,” Surf Foundation, February 13-14, 2004, Zwolle, The Netherlands.

“Copyright and Universities: From Principles to Practices,” Surf Foundation, December 6-7, 2002, Zwolle, The Netherlands.

“Disharmony and Creativity in Copyright Law,” Max Planck Institute for Foreign and International Patent, Copyright, and Competition Law, July 11, 2001, Munich, Germany.

“Working Conference on Copyright and Universities,” Surf Foundation, June 7-8, 2001, Zwolle, The Netherlands.

“The Right of Publicity in the United States: An Indiana Perspective,” Ludwig-Maximilians University (University of Munich), June 28, 2001, Munich, Germany.

“Dragon, Draggin’ and Dragoon: The Cultural Battle for International Copyright Protection,” Medical Library Association, May 7, 2000, Vancouver, Canada.

“Legal Issues in Graduate Education and Research,” Joint Meeting of the Council of Graduate Schools and the Canadian Association for Graduate Studies, December 9, 1998, Vancouver, Canada.

“Intellectual Property and the Digital Economy,” 7th Annual Library InfoTech Conference, November 13, 1997, Rio de Janeiro, Brazil [Sponsored by VTLS, Inc. and Fundacao Getulio Vargas].

“Copyright in a Networked Environment,” Council of Graduate Schools Summer Workshop, July 16, 1997, Toronto, Canada.

“Copyright and Digital Libraries: The U.S. Perspective and International Implications,” Tenth Digital Library Workshop, July 7, 1997, Tsukuba Science City, Japan.

Domestic Programs and Conferences

Frequently invited to colleges and universities, and association conferences, to lead programs and workshops on copyright and intellectual property and to deliver research papers at conferences. I have been a speaker at programs on five continents and in 44 U.S. states, at diverse educational institutions from Stanford University to Florida Atlantic University and from Bowdoin College to the University of California, San Diego. Other campuses include:

- Law Schools: U.C. Berkeley, Harvard, Yale, Columbia, Northwestern University, University of North Carolina, New York University, DePaul University, Ohio State, Indiana
- Ivy League Universities: Harvard, Pennsylvania, Dartmouth, Columbia, Yale
- Big Ten Universities: All campuses

National associations hosting programs include:

- American Bar Association
- American Library Association
- Association of Research Libraries
- Association of American Publishers
- American Association of University Presses
- Association of American Publishers
- American Association of Law Libraries
- Music Library Association
- National Education Association
- National Association of State Universities and Land-Grant Colleges
- American Association of State Colleges and Universities
- Association for the Study of Higher Education
- Council of Graduate Schools
- College Art Association
- American Association of Museums
- Academy of Legal Studies in Business

Teaching Experience

Law School Courses (J.D., LL.M., and S.J.D. programs)

- International Copyright Law
- Copyright Law
- Contracts Law
- Advanced Copyright Law
- Intellectual Property Law
- International Intellectual Property Law
- Intellectual Property and Education
- Seminar on Law and Technology
- American Legal Systems for International Students
- Legal Systems of the European Union

International Intellectual Property Law Degree (www.miplc.de) (LL.M. program)

- Introduction to Intellectual Property
- Intellectual Property Conventions Systems
- Copyright Exceptions and Limitations
- American Legal System
- Legal Research and Writing

Library and Information Science Courses (M.L.S. and Ph.D. programs)

- Legal Aspects of Library and Information Science
- Legal Bibliography and Law Library Administration
- Copyright and Intellectual Property for Information Professionals
- Information Policies, Economics, and the Law

Business School Courses (B.S. and M.B.A. programs)

- Managing the Legal Environment of Business
- The Global, Legal, and Regulatory Environments of Business
- Introduction to the Legal Environment of Business
- Legal Aspects of Marketing and Finance

Professional Service

Licensure and Certification

Member, The State Bar of California, 1980 to present

Appointed by the Board of Governors to the Committee on History of Law in California, 1983-1985; chair, 1985-1986

Voluntary *Pro Bono Publico*

Worked closely with several national and local organizations as they develop positions on or responses to copyright developments. Among the organizations to which I have provided services:

Association of American Universities
National Association of State Universities and Land-Grant Colleges
American Council on Education
Association of Research Libraries
American Library Association
Indiana Partnership for Statewide Education
Committee on Institutional Cooperation

Examples of significant projects:

- Coordinated with various universities and library associations to address issues related to the settlement of the class-action litigation against Google for its book scanning project. Efforts include planning for drafting and filing an amicus brief with the federal court, and establishing an education and information program for university and library officials. The settlement was announced in November 2008 and rejected by the court in March 2011. It is currently in renegotiation.
- Advised various national organizations with respect to preparing and filing *amicus* briefs in cases such as: *Omega S.A. v. Costco Wholesale Corp.*, 541 F.3d 982 (9th Cir. 2008), *aff'd per curiam by an equally divided court*, 131 S.Ct. 565 (2010); and *American Geophysical Union v. Texaco Inc.*, 60 F.3d 913 (2d Cir. 1994), *cert. dismissed*, 516 U.S. 1005 (1995).
- Invited by international library groups to advise with respect to pending development of treaties and other multinational instruments on limitations and exceptions in copyright law. Many of the problematic areas of concern include exceptions for teaching, research, library services, and the needs of the visually impaired.
- Testified before the U.S. Copyright Office on the matter of revision of the law affecting the use of copyrighted materials in distance learning. Testimony was on behalf of multiple national educational organizations and was the result of extensive negotiations with leading officers to craft an agreed position.

- Organized and led a meeting of officials from colleges and universities throughout the state of Indiana to draft the only statewide position statement filed with the U.S. Copyright Office as it considered public comments about possible statutory copyright exceptions for distance education.
- Moderated, at the request of the U.S. Copyright Office, a meeting in Washington, D.C. of stakeholders from industry, government, museums, and education on the subject of fair use and the digitization of visual images. Provided a framework for discussion and led the group through a legal analysis and alternatives for policymaking.