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Professor of Law
Antonin Scalia Law School
George Mason University
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Academic Experience:

Antonin Scalia Law School at George Mason University

- Professor of Law, 2010-present
- Associate Professor of Law, 2008-2010

Washington & Lee University School of Law

- Visiting Professor, Spring Term 2008

University of San Diego School of Law

- Visiting Professor, Fall Term 2007

Michigan State University College of Law

- Associate Professor of Law, 2006-2008
- Assistant Professor of Law, 2003-2006

Northwestern University School of Law

- John M. Olin Fellow in Law, 2001-2002
- Visiting Lecturer, Spring Term 2002

Education:

University of Chicago Law School, J.D. with Honors, 2001

- Bradley Governance Fellowship, 2000-2001
- Articles Editor, *University of Chicago Law School Roundtable*
- Research Assistant, Professor Richard A. Epstein
- Antient & Honourable Edmund Burke Society, 2000-present
- Assistant, Legal History Workshop

Columbia University, M.A. (Philosophy), 1998

- Specialization: Legal and Political Philosophy
- Completed qualifying examinations for Ph.D.
- President's Fellow, 1995
- Participant in the Legal Theory Workshop at Columbia Law School, 1994-1998

University of Michigan, B.A. (Philosophy) with High Distinction, 1993

- High Honors in Philosophy
- James B. Angell Scholar for "perfect scholarship record for 2 or more terms," 1993

Publications:

Academic Journal Articles and Essays:

- *Patent Injunctions, Economics, and Rights*, 49 *Journal of Legal Studies* (forthcoming 2020) (with Eric R. Claeys) (invited article for festschrift for Richard A. Epstein) (peer review).
- *Institutional Design Choice in Patent Systems: Private Property Rights or Regulatory Entitlements*, *Southern California Law Review* (forthcoming 2019).
- *Statutes, Common-Law Rights, and the Mistaken Classification of Patents as Public Rights*, 104 *Iowa Law Review* 2591 (2019).
- *Trademark as a Property Right*, 108 *Kentucky Law Journal* 1 (2018).
- *Turning Gold to Lead: How Patent Eligibility Doctrine is Undermining U.S. Leadership in Innovation*, 42 *George Mason University Law Review* 939 (2017) (with Kevin Madigan).
- *Patent Licensing and Secondary Markets in the Nineteenth Century*, 22 *George Mason Law Review* 959 (2015).
- *How Copyright Drives Innovation: A Case Study of Scholarly Publishing in the Digital World*, 2015 *Michigan State Law Review* 955.
- *A Brief History of Software Patents (and Why They're Valid)*, 56 *Arizona Law Review Syllabus* 62 (2014).
- *The Trespass Fallacy in Patent Law*, 65 *Florida Law Review* 1687 (2013).
- *Saving Locke from Marx: The Labor Theory of Value in Intellectual Property Theory*, 29 *Social Philosophy & Policy* 283 (2012) (peer review).
- *The Rise and Fall of the First American Patent Thicket: The Sewing Machine War of the 1850s*, 53 *Arizona Law Review* 165 (2011).
- *The False Promise of the Right to Exclude*, 8 *Econ Journal Watch* 255 (2011).
- *How the "New GM" Can Steal from Toyota*, 12 *The Green Bag* 2d 399 (2010).
- *A Simple Conveyance Rule for Complex Innovation*, 44 *Tulsa Law Review* 707 (2009) (invited article in festschrift for Richard A. Epstein).
- *The Use and Abuse of IP at the Birth of the Administrative State*, 157 *University of Pennsylvania Law Review* 2001 (2009).
- *Exclusion and Exclusive Use in Patent Law*, 22 *Harvard Journal of Law & Technology* 321 (2009).
- *Patents as Constitutional Private Property: The Historical Protection of Patents under the Takings Clause*, 87 *Boston University Law Review* 689 (2007).
- *Who Cares What Thomas Jefferson Thought About Patents? Reevaluating the Patent "Privilege" in Historical Context*, 92 *Cornell Law Review* 953 (2007).
- *Spam—Oy, What a Nuisance!*, 19 *Berkeley Technology Law Journal* 625 (2004).
- *What is Property? Putting the Pieces Back Together*, 45 *Arizona Law Review* 371 (2003).
- *Locke's Labor Lost*, 9 *University of Chicago Law School Roundtable* 155 (2002).

- *Rethinking the Development of Patents: An Intellectual History, 1550-1800*, 52 *Hastings Law Journal* 1255 (2001).

Book Chapters, Book Reviews, Response Essays, and Brief Conference Essays:

- *The Telegraph*, in *A HISTORY OF INTELLECTUAL PROPERTY IN 50 OBJECTS* (Cambridge University Press, 2018) (forthcoming).
- *Ayn Rand's Theory of Rights: An Exposition and Response to Critics*, in *FOUNDATIONS OF A FREE SOCIETY: REFLECTIONS ON AYN RAND'S POLITICAL PHILOSOPHY* (Greg Salmieri and Robert Mayhew eds., 2019) (forthcoming) (with Fred D. Miller, Jr.).
- *Patents as Commercial Assets in Political, Legal, and Social Context*, 51 *Tulsa Law Review* 453 (2016) (reviewing Christopher Beauchamp, *Invented by Law: Alexander Graham Bell and the Patent That Changed America*, Harvard Univ. Press, 2015) (invited review essay).
- *Political Theory: A Radical for Capitalism*, in *A COMPANION TO AYN RAND*, eds. Allan Gotthelf and Gregory Salmieri (Wiley-Blackwell, 2016) (with Fred D. Miller, Jr.).
- *Common Ground: How Intellectual Property Unites Creators and Innovators*, 22 *George Mason University Law Review* 801 (2015) (with Mark Schultz).
- *Why History Matters in the Patentable Subject Matter Debate*, 64 *Florida Law Review Forum* 23 (2013) (response essay to Michael Risch's article, *America's First Patents*).
- *Intellectual Property and Property Rights*, in *INTELLECTUAL PROPERTY AND PROPERTY RIGHTS*, ed. Adam Mossoff (Edward Elgar, 2013).
- *Saving Locke from Marx: The Labor Theory of Value in Intellectual Property Theory*, in *NATURAL RIGHTS INDIVIDUALISM AND PROGRESSIVISM IN AMERICAN POLITICAL THEORY*, eds. Ellen Frankel Paul, Fred D. Miller, Jr. and Jeffrey Paul (Cambridge University Press, 2012).
- *Commercializing Property Rights in Inventions: Lessons for Modern Patent Theory from Classic Patent Doctrine*, in *COMPETITION POLICY AND PATENT LAW UNDER UNCERTAINTY: REGULATING INNOVATION*, Geoffrey Manne & Joshua Wright eds. (Cambridge University Press, 2011).
- Review Essay: *B. Zorina Khan, The Democratization of Invention: Patents and Copyrights in American Economic Development, 1790-1920*, 25 *Law and History Review* 668 (2007).
- *Is Copyright Property?*, 42 *San Diego Law Review* 29 (2005).
- *Natural Law*, in *BERKSHIRE ENCYCLOPEDIA OF WORLD HISTORY* (2005).
- *The Death of Poletown: The Future of Eminent Domain and Urban Development After County of Wayne v. Hathcock*, 2004 *Michigan State Law Review* 837.
- Review Essay: *Kristie M. McClure, Judging Rights: Lockean Politics and the Limits of Consent*, *Review of Metaphysics* (March 2000).
- Review Essay: *Randy Barnett, Structure of Liberty: Justice and the Rule of Law*, *Review of Metaphysics* (December 1999).
- Review Essay: *Michel Rosenfeld, Just Interpretations: Law between Ethics and Politics*, *Review of Metaphysics* (September 1999).

Miscellaneous Scholarly Publications:

- *Five Years of PTAB Proceedings Show a Flawed and Biased Administrative Tribunal*, IAM Magazine (Nov./Dec. 2017) (with David Lund).
- *Patents are Property Rights*, 64 *The Freeman* 24 (June 2013).
- *Healthcare Reform's Impact on Drug Patents*, 12 *Engage* 20 (September 2011).
- *Intellectual Property: American Exceptionalism or International Harmonization?*, 3 *NYU Journal of Law & Liberty* 448, 450-55 (2008).
- *Intellectual Property, the Right to Health, and Human Rights*, 2006 *University of Illinois Journal of Law, Technology & Policy* 63.

Selection of Legal Briefs, Popular Press & Other Publications:

- “Huawei Is the Only Winner After the Qualcomm Decision,” *RealClearMarkets* (May 30, 2019), https://www.realclearmarkets.com/articles/2019/05/30/huawei_is_the_only_winner_after_the_qualcomm_decision_103762.html
- *Amicus* brief on behalf of 7 patent law scholars in support of petition for en banc rehearing, *Athena Diagnostics v. Mayo Collaborative Services* (Fed. Cir. filed April 22, 2019)
- “Apple Pays for Its Infringement, But Important Legal Cases Remain,” *IPWatchdog* (March 19, 2019), <https://www.ipwatchdog.com/2019/03/19/apple-pays-patent-infringement-important-legal-cases-continue/id=107425/>.
- “The FTC Joins Huawei Go on a Misguided Troll Hunt,” *Wall Street Journal* (Jan. 27, 2019), <https://www.wsj.com/articles/the-ftc-joins-huawei-on-a-misguided-troll-hunt-11548624270>.
- *Amicus* brief on behalf of 12 patent law scholars in support of plaintiff-appellant, *American Axle & Manufacturing, Inc. v. Neapco Holdings LLC, Neapco Drivelines LLC* (Fed. Cir. July 6, 2018).
- *Amicus* brief on behalf of 5 patent law scholars in support of plaintiff-appellant, *Natural Alternatives International, Inc. v. Creative Compounds, LLC* (Fed. Cir. Apr. 20, 2018).
- *Amicus* brief on behalf of 6 law professors in support of plaintiff-appellant, *Cleveland Clinic Foundation, Cleveland HeartLab, Inc. v. True Health Diagnostics, LLC* (Fed. Cir. filed Feb. 28, 2018).
- *Amicus* brief on behalf of 7 law professors in support of petition for certiorari, *RecogniCorp LLC v. Nintendo Co. Ltd.* (U.S. Supreme Court, filed Dec. 4, 2017).
- “Patent Unfairness,” *Real Clear Politics* (Sep. 9, 2017), https://www.realclearpolitics.com/articles/2017/09/09/patent_unfairness_134958.html
- *Amicus* brief on behalf of 27 law professors in support of petitioner, *Oil States Energy Services LLC v. Greene's Energy Group LLC* (U.S. Supreme Court, filed Aug. 31, 2017).
- “Patents Are Property Rights, Not A ‘Bizarre Regulatory Lobby,’” *Townhall* (Mar. 13, 2017), <https://townhall.com/columnists/adammossoff/2017/03/13/patents-are-property-rights-not-a-bizarre-regulatory-lobby-n2297903>.

- *Amicus* brief on behalf of 13 law professors in support of petition for hearing en banc, *Cascades Projection v. Epson America & Sony Corp.* (Fed. Cir., filed Mar. 1, 2017).
- *Amicus* brief in support of Respondent, *Impression Products, Inc. v. Lexmark International, Inc.* (U.S. Supreme Court, filed Feb. 24, 2017) (co-authored with Greg Dolin).
- *Amicus* brief on behalf of 15 law professors in support of Petition for Certiorari, *TDE Petroleum Data Solutions, Inc. v. AKM Enterprises, Inc.* (U.S. Supreme Court, filed Feb. 16, 2017).
- *Amicus* brief on behalf of 11 law professors in support of Appellant in *Converse v. International Trade Commission* (Fed. Cir., filed Feb. 3, 2017) (co-authored with Mark Schultz).
- *Amicus* brief on behalf of 10 law professors in support of Plaintiff-Appellee in *Trading Technologies v. CQG, Inc.* (Fed. Cir., filed July 18, 2016) (co-authored with Robert Sachs).
- *Amicus* brief on behalf of 13 law professors in support of Petition for Certiorari, *MCM Portfolio v. Hewlett-Packard Co.* (U.S. Supreme Court, filed May 27, 2016).
- *Amicus* brief on behalf of 19 law professors in support of Petition for Certiorari, *Sequenom, Inc. v. Ariosa Diagnostics* (U.S. Supreme Court, filed April 20, 2016) (co-authored with Dr. Kevin Noonan).
- “Weighing the Patent System: It Is Time to Confront the Bias Against Patent Owners in Patent ‘Reform’ Legislation,” *Washington Times* (Mar. 24, 2016) (<http://www.washingtontimes.com/news/2016/mar/24/adam-mossoff-weighing-the-patent-system/>).
- *Amicus* brief on behalf of 23 law professors in support of a Petition for Rehearing En Banc *Ethicon Endo-Surgery v. Covidien* (Fed. Cir., filed March 14, 2016).
- *Amicus* brief in support of a Petition for Certiorari, *Cooper v. Lee* (U.S. Supreme Court, filed Feb. 29, 2016).
- *Amicus* brief in support of neither party, *Halo Electronics, Inc. v. Pulse Electronics* (U.S. Supreme Court, filed Dec. 16, 2015). (co-authored with Matthew Dowd).
- “Repetition of Junk Science & Epithets Does Not Make Them True,” *IPWatchdog* (Nov. 19, 2015), <http://www.ipwatchdog.com/2015/11/19/repetition-of-make-them-true/id=63302/>.
- *Amicus* brief on behalf of 23 law professors in support of a Petition for Rehearing En Banc *Ariosa v. Sequenom* (Fed. Cir., filed August 27, 2015) (co-authored with Dr. Kevin Noonan).
- “Don’t Pull Up the Ladder: Congressional Inventors Should Oppose Weakening Patents,” *IPWatchdog* (June 10, 2015), <http://www.ipwatchdog.com/2015/06/10/congressional-inventors-should-oppose-weakening-patents/id=58525/> (with Mark Schultz).
- “Why Intellectual Property Rights? A Lockean Justification,” *Law & Liberty* (April 2015) (invited essay at online scholarly website run by the Liberty Fund), <http://www.libertylawsite.org/liberty-forum/why-intellectual-property-rights-a-lockean-justification/>.

- “Intellectual Property and Economic Prosperity: Friends or Foes?,” *AEI Tech Policy Daily*, August 27, 2014, <http://www.techpolicydaily.com/technology/intellectual-property-economic-prosperity-friends-foes/> (with Mark Schultz).
- “Tesla’s New Patent Policy: Long Live the Patent System!,” *Investor’s Business Daily*, June 19, 2014 (<http://news.investors.com/ibd-editorials-perspective/061914-705435-tesla-exercising-its-patent-rights-in-giving-away-its-patents.htm>).
- “Thomas Edison was a ‘Patent Troll,’” *Slate*, May 19, 2014 (http://www.slate.com/articles/technology/history_of_innovation/2014/05/thomas_edison_charles_goodyear_and_elias_howe_jr_were_patent_trolls.html).
- “The Sewing Machine Patent Wars,” *Slate Future Tense*, December 3, 2013 (http://www.slate.com/articles/technology/future_tense/2013/12/sewing_machine_patent_wars_of_the_1850s_what_they_tell_us_about_the_patent.single.html).
- “A Brief History of Software Patents (and Why They’re Valid),” White Paper for the Center for the Protection of Intellectual Property, September 2013 (<http://cpip.gmu.edu/wp-content/uploads/2013/08/A-Brief-History-of-Software-Patents-Adam-Mossoff.pdf>).
- “A Century-Old Form of Patent,” *New York Times Room for Debate*, June 6, 2013 (<http://www.nytimes.com/roomfordebate/2013/06/06/can-the-human-blueprint-have-owners/a-century-old-form-of-patent>).
- “Patented Innovation and Patent Wars: Some Historical Perspective,” *IBM A Smarter Planet Blog*, January 11, 2013 (<http://asmarterplanet.com/blog/2013/01/patented-innovation-and-patent-wars-some-historical-perspective.html>).
- “Policy Debates Should Focus on Facts, Not Rhetoric,” *Forbes.com*, December 18, 2012 (available at <http://www.forbes.com/sites/realspin/2012/12/18/policy-debates-on-patents-should-focus-on-facts-not-rhetoric/>).
- “Copyright Does Not Limit Online Speech,” *Austin Statesman*, September 16, 2012.
- Guest Blogger, *The Volokh Conspiracy*, April - May 2009.
- *Amicus* brief on behalf of 28 law professors in support of a Petition for Writ of Certiorari in *Zoltek Corporation v. United States*.
- *Amicus* brief on behalf of Virginia Wineries Association in *Granholm v. Heald*, 544 U.S. 460 (2005) (co-authored with Daniel D. Barnhizer and ten law professors joined the brief, including Paul Finkelman and Richard Epstein).
- “Michigan Prohibition on Interstate Shipment of Wine is Unconstitutional Discrimination,” *Detroit Free Press*, December 6, 2004 (with Daniel D. Barnhizer).

Selection of Workshops, Works-in-Progress Conferences, and Lectures:

- “Whither *Oil States*? The Future of Patents as Property Rights,” *IP Lecture Series*, John Marshall Law School, March 2019.
- “How to Make IP a Higher Priority for Everyone,” Intellectual Property Awareness Summit of the Center for IP Understanding, Columbia University, November 2018.
- “Institutional Design Choice in Patent Systems,” Convergence and Divergence in Private Law Theory, Classical Liberal Institute at NYU School of Law, November 2018.

- “Statutes, Common-Law Rights, and the Mistaken Classification of Patents as Public Rights,” Administering Patent Law Symposium, University of Iowa College of Law, October 2018.
- “The Role of Intellectual Property in a Thriving Innovation Economy,” Hayek Lecture Series, Duke University, September 2017
- “Trademark as a Property Right,” Intellectual Property Scholars Conference, Cardozo Law School, August 2017
- “Trademark as a Property Right,” IP in the Trees Speaker Series, Lewis & Clark Law School, February 2017
- “Trademark as a Property Right,” Property Works in Progress Conference, Boston University School of Law, September 2016
- “Trademark as a Property Right,” Research Symposium Philosophical Issues in IP, May 2016
- “O’Reilly v. Morse,” The History of Patented Innovation and Creativity Conference, George Mason University School of Law, September 2014.
- “A Brief History of Software Patents (and Why They’re Valid),” IP Scholars Conference, UC-Berkeley, August 2014.
- “O’Reilly v. Morse,” CPIP Summer Law Institute, Colorado, July 2014.
- “O’Reilly v. Morse,” IP² Conference, Hoover Institution (Stanford University), May 2014.
- “Empirical Studies in Trademark Data Workshop,” U.S. Patent & Trademark Office, September 2013 (Discussant: “Trademarks & British Dominance in Consumer Goods, 1876-1914”).
- “Patents as Property Rights: The Uniquely American Constitutional Mandate for Promoting Innovation,” Constitution Day Talk, Marymount University, September 13, 2013.
- “Copyright and Commercialization: A Case Study in Academic Publishing,” IP Scholars Conference, August 2013.
- “What Hath Tawney Wrought? Reevaluating the Famous Case of *O’Reilly v. Morse*,” IP Colloquium Speaker Series, Marquette University, March 2013.
- “Patent Wars from Sewing Machines to Smart Phones,” Smithsonian Institution, Museum of American History, January 2013.
- “Patent Assertion Entities,” FTC-DOJ Workshop, Washington, D.C., December 2012 (panelist at invite-only conference on “Possible Efficiencies of PAE”).
- “The Trespass Fallacy in Patent Law,” Levy Workshop, George Mason University School of Law, August 2012.
- “The Trespass Fallacy in Patent Law,” Property Works-in-Progress Conference, Fordham University School of Law, June 1-3, 2012.
- “What Hath Tawney Wrought? Reevaluating the Famous Patent Case of *O’Reilly v. Morse*,” George Washington University Intellectual Property Speakers Series, October 2011.

- “Saving Locke from Marx: Two Conceptions of Value in Intellectual Property Theory,” Social Philosophy & Policy Center Conference, April 2011.
- “Saving Locke from Marx: Two Conceptions of Value in Intellectual Property Theory,” Cardozo Law School, January 2011.
- “*O’Reilly v. Morse*: Reevaluating a Foundational Patent Case in Historical Context,” Intellectual Property Scholars Conference, UC-Berkeley, August 2010.
- “The Rise and Fall of the First American Patent Thicket,” DOJ/FTC/PTO Seminar Series, June 2010.
- “Trespass, Patents, and the Failure of Land-Based Metrics in Patent Law,” Faculty Colloquium, Louisiana State Law Center, March 2010.
- “Individual Rights, Property and Intellectual Property,” Social Philosophy & Policy Center at Bowling Green State University, March 2010.
- “The Rise and Fall of the First American Patent Thicket: The Sewing Machine War of the 1850s,” Association for Law, Property & Society, Georgetown University Law Center, March 2010.
- “The Rise and Fall of the First American Patent Thicket: The Sewing Machine War of the 1850s,” Distinguished Professor Presentation at the John Marshall Law School, February 2010.
- “Land Patents: The Myth and Reality of Patents as Property,” Intellectual Property Scholars Conference, Cardozo Law School, August 2009.
- “Property Myths in Patent Law,” Works in Progress in Property, University of Colorado at Boulder School of Law, June 2009.
- “Sewing Machines, Patent Thickets and Patent Pools,” Legal History Roundtable, George Mason University School of Law, April 2009.
- “Sewing Machines, Patent Thickets and Patent Pools,” IP Colloquium, Columbia Law School, March 2009.
- “Rethinking the Labor Theory of Property,” University of Texas at Austin (Philosophy Department), April 2008.
- “Patents, Property and Property Theory,” Washington & Lee University School of Law, February 2008.
- “Patents, Property and Property Theory,” George Mason University School of Law, January 2008.
- “Patents, Property and Property Theory,” University of San Diego School of Law, November 2007.
- “Patents as Property: Rethinking the Role of Property Theory in American Patent Law,” Academic Workshop, University of Chicago Law School, November 2007.
- “Patents as Property: Rethinking the Role of Property Theory in American Patent Law,” Works-in-Progress Intellectual Property Colloquium, Washington College of Law at American University, September 2007.

- “Conceptualizing Patents as Property: Property Theory and Exclusive Rights in Patent Law,” Property Works-in-Progress Conference, University of Colorado Law School, June 2007.
- “Patents as Property: Rethinking the Exclusive Right in Patent Law,” Anthem Workshop on Law at the University of Texas at Austin, Philosophy Department, April 2007.
- “Patents as Property: Rethinking the Exclusive Right in Patent Law,” Colloquium on Technology, Innovation, and Technology Policy at University of Arizona James E. Rogers College of Law, October 2006.
- “Patents as Property: Rethinking the Exclusive Right in Patent Law,” Intellectual Property Scholars Conference, Boalt Hall School of Law, UC-Berkeley, August 2006.
- “Who Cares What Thomas Jefferson Thought About Patents: Reconsidering the Patent ‘Privilege’ in Historical Context,” Edward D. Manzo Scholar in Advanced Concepts in Patent Law Seminar, DePaul University School of Law, April 2006.
- “Who Cares What Thomas Jefferson Thought About Patents: Reconsidering the Patent ‘Privilege’ in Historical Context,” Santa Clara University School of Law, March 2006.
- “Who Cares What Thomas Jefferson Thought About Patents: Reconsidering the Patent ‘Privilege’ in Historical Context,” Case Western University School of Law, February 2006.
- “Who Cares What Thomas Jefferson Thought About Patents: Reconsidering the Patent ‘Privilege’ in Historical Context,” Whittier Law School, January 2006.
- “Who Cares What Thomas Jefferson Thought About Patents: Reconsidering the Patent ‘Privilege’ in Historical Context,” Intellectual Property Speakers Series, George Washington University School of Law, October 2005.
- “Who Cares What Thomas Jefferson Thought About Patents: Reconsidering the Patent ‘Privilege’ in Historical Context,” Works-in-Progress Intellectual Property Colloquium, Washington University School of Law in St. Louis, October 2005.
- “Patents, Prices, and Property: Drug Patents and the Takings Clause,” Works-in-Progress Intellectual Property Colloquium, Washington University School of Law in St. Louis, October 2005 (with co-author, Eric R. Claeys).
- “Patents, Prices, and Property: Drug Patents and the Takings Clause,” Health Law Scholars Workshop, St. Louis University School of Law, September 2005 (with co-author, Eric R. Claeys).
- “Patents, Prices, and Property: Drug Patents and the Takings Clause,” Intellectual Property Scholars Conference, Benjamin N. Cardozo School of Law, August 2005 (with co-author, Eric R. Claeys).
- “Patents, Prices, and Property: Drug Patents and the Takings Clause,” Loyola University Chicago School of Law, April 2005 (with co-author, Eric R. Claeys).
- “Who Cares What Thomas Jefferson Thought About Patents? Reconstructing the Origins of American Patent Doctrine.” Academic Workshop, University of Chicago Law School, November 2004.
- “Who Cares What Thomas Jefferson Thought About Patents? Reconstructing the Origins of American Patent Doctrine.” Works-in-Progress Intellectual Property Colloquium, Boston University School of Law, September 2004.

- “Who Cares What Thomas Jefferson Thought About Patents? Reconstructing the Origins of American Patent Doctrine.” Intellectual Property Scholars Conference, DePaul University College of Law, August 2004.
- “The Rise and Fall of Property Rights in America,” University of Illinois—Urbana-Champaign, April 2004.
- “Spam—Oy, It’s Such a Nuisance!,” Michigan State University—DCL College of Law, Intellectual Property Roundtable, February 2004.
- “Spam—Oy, It’s Such a Nuisance!,” Tulane Law School, Works-in-Progress Intellectual Property Colloquium, October 2003
- “The Relevance of Property Theory to Patent Law,” University of Chicago Law School, November 2002.
- “What is Property: Putting the Pieces Back Together,” Northwestern University School of Law, February 2002.
- “What is Property: Putting the Pieces Back Together,” University of Chicago Law School, February 2002.
- “The Relevance of Natural Rights in Intellectual Property Today,” The George Washington University Law School, February 2002.
- “What is Property,” Zodiac Property Law Workshop, Northwestern University School of Law, December 2001.
- “The Historical Development of the Legal Doctrine of Patents and Natural Rights Philosophy: Rediscovering Their Relationship,” Second Renaissance Conferences, July 2000.
- “Pragmatism, Justice Holmes, and Contemporary Legal Philosophy,” Harvard University, April 1999.
- “Understanding Kant’s Copernican Revolution in its Philosophical Context,” University of Michigan, November 1997.
- “Natural Law and Natural Rights: An Intellectual History,” New York City, February 1997.
- “The Nature of Individual Rights,” New York City, February 1997.
- “Natural Law and Natural Rights: An Intellectual History,” Toronto, November 1996.
- “The Nature of Individual Rights,” Toronto, November 1996.
- “The Death of Natural Law,” New York City, February 1995.

Selection of General Conferences, Roundtables, Podcasts and Debates:

- “Intellectual Property, Technology Transfer and Licensing,” WIPO-CEIPI Conference, University of Strasbourg, June 2019 (teaching patent licensing policy and patent law courses).
- “How the U.S. Lost Its Gold Standard Patent System and How to Get it Back,” Institute for Policy Innovation World IP Day Celebration, April 2019.
- “LeadersHIP,” Washington, D.C., March 2019 (panelist, “The IP Policy Landscape: US and The World”)

- “Reforming Patent Reform,” University of Southern California School of Law, February 2019 (panelist, “Did *eBay* Go Too Far?”).
- “Time to Call 911 (Emergency!) on 101: Is Patent Eligibility Doctrine Undermining U.S. Leadership in Innovation?,” IPO Annual Meeting, September 2018.
- “Administrative Cancellation of Patents: Regulatory Overreach at the Patent Office?,” Sixth Annual Executive Branch Review Conference, Federalist Society, April 2018.
- “The Administrative-Private Law Interface in IP,” Harvard Law School, March 2018 (panelist, “*Oil States* and the Constitutionality of Administrative Adjudication”).
- “Naples Patent Roundtable,” Leahy Institute of Advanced Patent Studies, February 2018 (panelist, “Lexmark and Patent Exhaustion”).
- “Perspectives on the PTAB: The New Role of the Administrative State in the Innovation Economy,” conference co-sponsored by CPIP and CSAS, November 2017 (organizer and moderator of panels).
- “The Future of Constitutional Liberty in America,” Liberty Fund Roundtable, November 2017.
- “Real IP Reform,” CPIP Fifth Annual Conference, October 2017 (presentation, “Divorcing Patent Law From Antitrust Law”).
- “Is Administrative Review of Granted Patents Constitutional?,” Duke Law School Center for Innovation Policy, September 2017 (panelist, “*Oil States* Impact on the Administrative State”).
- “America as a Place of Innovation: Great Inventors and the Patent System,” Smithsonian National Museum of American History, February 2017 (organizer and panelist).
- “Congress vs. Courts: What is a Patentable Invention?,” Federalist Society National Lawyers Convention, November 2016 (organizer and panelist).
- “Web 3.0,” CPIP Roundtable, November 2016 (organizer and participant).
- “Cycles of Innovation and Litigation,” CPIP Annual Conference, October 2016.
- “Solutions to the 101 Problem,” CPIP Summer Institute, August 2016 (organizer and panelist).
- “Section 101 and the Life Sciences,” Advanced Patent Law Institute at U.S. Patent & Trademark Office, March 2016 (panelist speaking on the *Sequenom* case).
- “Thomas Edison Innovation Fellowship,” CPIP, November 2014 – January 2016 (organizer & commentator for the Edison Fellows over four conference meetings).
- “Section 101 Working Group,” CPIP Roundtable, George Mason University School of Law, December 2015 (organizer & discussant).
- “Patented Innovation in the Pharmaceutical and Biotech Industries,” CPIP Roundtable, Hilton Head, South Carolina, May 2015 (organizer & discussant).
- “Section 101 Working Group,” CPIP Roundtable, George Mason University School of Law, December 2015 (organizer & discussant).
- “Copyright’s Republic: The Contribution of Copyright to Culture, Freedom, and Human Flourishing,” CPIP Roundtable, Nashville, TN, October 2014 (organizer & discussant).

- “Patent Rights and Remedies,” CPIP Research Symposium, George Mason University School of Law, June 2014 (organizer & discussant).
- “Patented Innovation in Software and Software-Related Technology,” CPIP Roundtable, Cape Coral, FL, May 2014 (organizer & discussant).
- “The Internet and IP Rights: Friends or Foes?,” Hudson Institute, May 2014 (invited speaker).
- “The History of Patents,” LeadersHIP Conference, March 2014 (invited panelist speaker).
- “Thomas Edison Innovation Fellowship,” CPIP, July 2013 – February 2014 (organizer & commentator for the Edison Fellows over three conference meetings).
- “Patentable Subject Matter,” CPIP Roundtable, Fenwick & West (Silicon Valley), January 2014 (organizer & discussant).
- “Innovation, IP and Jobs: The Economic and Innovation Role of the U.S. Patent System,” Washington, D.C., September 2013 (invited panelist speaker and interviewer of Judge Kathleen O’Malley).
- “Copyright, Creativity, and Commercialization,” CPIP Roundtable, Laguna Cliffs, CA, June 2013 (organizer & discussant).
- “Standard-Setting Organizations and Standard-Essential Patents,” CPIP Roundtable, George Mason University School of Law, June 2013 (organizer & discussant).
- “A Discussion with Chief Judge Randall Rader,” Moderated Teleforum, April 2013.
- “Patents in an Age of Software,” Roundtable Participant, George Washington University School of Law, March 2013 (invited participant).
- “Patented Inventions and Promoting Innovation,” CPIP Roundtable, California, March 2013 (organizer & discussant).
- “Invention and the Mobile Economy,” Brookings Institution, March 5, 2013 (panelist).
- “Are Patents Property Rights or Regulatory Entitlements?” Debate with Professor Mark Lemley, Federalist Society at Stanford University Law School, January 2013.
- “Is the Patent System Working or Broken? A Discussion Between Judge Posner and Judge Michel,” Federalist Society Teleforum, December 19, 2012 (organizer and moderator).
- “Software Patents: Boon or Bane for Technological Innovation?,” Federalist Society Teleforum, November 6, 2012 (panelist).
- “A Primer on Trade Secrets,” The America Invents Act: How the Legal Implications of the AIA Will Affect Best Business Practices – A Survival Manual conference, IEEE-USA, October 22, 2012 (speaker).
- “Patent Rights: A Spark or Hindrance for the Economy?,” Federalist Society Teleforum with Professor Richard A. Epstein, October 17, 2012 (organizer and moderator).
- “Will Billions in Patent Lawsuits Kill Smartphone and Tablet Innovation?,” speaker on panel for congressional briefing organized by Advisory Committee to the Congressional Internet Caucus, October 16, 2012 (audio available at <http://www.netcaucus.org/audio/2012/20121016mobilepatents.mp3>).

- “Free Speech and Intellectual Property Rights,” Free Speech Dialogues, UT-Austin, September 2012 (spoke on panel with Neal Netanal and Robert Levine).
- “What do Sewing Machines and Smart Phones Have in Common?,” Patent & Trademark Office, July 2012 (invited presentation by PTO Director David Kappos).
- “Patent Aggregators,” at the Patent Disputes 2012: Patent Reform and New Models for a New Market Conference, Washington, D.C., June 19, 2012 (panelist).
- “Promoting Innovation from Sewing Machines to Smart Phones,” World IP Day Conference (co-sponsored by Licensing Executives Society and the PTO), Patent & Trademark Office, April 26, 2012.
- “Supreme Court’s Decision in *Mayo v. Prometheus*,” Federalist Society SCOTUSCast Podcast, March 26, 2012.
- “Post-Oral Argument Analysis in *Mayo v. Prometheus*,” Federalist Society SCOTUSCast Podcast, December 16, 2011.
- “First to File,” Intellectual Property Owners (IPO) PTO Day Conference, Washington, D.C., December 5-6, 2011 (panelist with Robert Armitage and Dale Lazar).
- Federalist Society Supreme Court Preview Panel, National Press Club, September 2011 (discussing *Mayo v. Prometheus* and *Golan v. Holder*).
- “Supreme Court’s Decision in *Microsoft v. i4i*,” Federalist Society SCOTUSCast Podcast, June 2011.
- “The America Invents Act: First to File versus First to Invent?,” Federalist Society Podcast, June 2011 (panelist with Professors Timothy Holbrook, F. Scott Kieff, and David Olson).
- “Just a Minor Fix in Patent Reform? Qui Tam Actions and the False Marking Statute,” Federalist Society Podcast, April 8, 2011 (organizer and moderator of panel).
- “Patent Term Adjustment: The Next Chapter from *Novartis v. Kappos*,” Intellectual Property Owners Association Podcast, August 2010 (panelist).
- “Patents in the Supreme Court: *Bilski v. Kappos*,” Federalist Society Podcast Debate, August 2010 (organizer and moderator of debate between Professors David Olson and John Duffy).
- “Normative Foundations of Intellectual Property: Two Viewpoints,” American Philosophical Association Annual Meeting, December 2009 (Paper Presentation: “A Value-Based Theory of Intellectual Property”).
- “Patent Licensing in a Post-*Quanta* World,” Federalist Society Podcast, August 2009 (organizer and moderator of panel discussion with Richard A. Epstein, Mark A. Lemley, F. Scott Kieff, and Fred von Lohmann).
- “Supreme Court’s Grant of Certiorari in *Bilski v. Doll*,” Federalist Society SCOTUSCast Podcast, June 2009 (Moderator of debate between Professor Michael Risch and Professor Joshua Sarnoff).
- “Legal Scholarship Symposium: The Scholarship of Richard A. Epstein,” University of Tulsa College of Law, March 2009 (Paper Presentation: “Simple Rules for Complex Innovation”).

- “Foundations of Intellectual Property Reform,” University of Pennsylvania Law School, January 2009 (Paper Presentation: “The Use and Abuse of IP at the Birth of the Administrative State”).
- “State-Building and Citizenship in America, 1763-1920,” Legal History Roundtable at Georgetown University Law Center, September 2008. (Moderator for Panel: Customs and Commerce in Antebellum America).
- “Patents and the Commercialization of Innovation,” George Mason University School of Law, May 2008 (Paper Presentation: “Commercializing Property Rights in Inventions: Lessons for Modern Patent Theory from Classic Patent Doctrine”).
- “Intellectual Property/Property,” UC-Berkeley Law, October 2007. (Paper Presentation: “Conceptualizing Patents as Property: How Property Defines the Exclusive Right(s) in Patent Law”).
- “Is Intellectual Property ‘Property’? Pharmaceutical Patents and Regulatory Takings,” Debate at the University of Richmond School of Law, February 2007 (debated Professor Shubha Ghosh).
- “Patent Law: Recent Developments and Proposals for Reform,” conference co-hosted by Berkeley Center for Law and Technology and the High Tech Law Institute at Santa Clara University School of Law, October 2006 (speaker).
- “Eminent Domain, Intellectual Property, and Small Business.” National Bar Association Annual Meeting, Detroit, Michigan, August 2006.
- “Intellectual Property and Property: Marriage or Misfit?” AALS Mid-Year Meeting, June 2006. (Presentation: “Patents, Property, and the Right to Exclude”).
- “Property Law, Takings and Health Law,” Health Law Teachers Conference, University of Maryland School of Law, June 2006. (Presentation: “First, Do No Harm: Canadian Drug Imports, Innovation, and the Design Limits of Patent Law” (with co-author, Eric R. Claeys)).
- “By Any Other Name: Intellectual Property as ‘Property’” at the conference, “Intellectual Property: Back to Basics,” hosted by the Federalist Society, Washington, D.C., June 2006.
- “The History of Intellectual Property Rights.” American Society for Legal History, November 2005. (Presentation: “Who Cares What Thomas Jefferson Thought About Patents: Reconsidering the Patent ‘Privilege’ in Historical Context”).
- “Life, Liberty, and Intellectual Property.” Debate hosted by Federalist Society Intellectual Property Practice Group, October 2005. Debate Opponent: Professor Tom W. Bell.
- “Public Use Strikes Back: Eminent Domain after *Hathcock* and *Kelo*.” Hot Topics Panel, AALS Annual Meeting, January 2005 (Panel Moderator and Organizer).
- “The Federalist Papers.” Liberty Fund Colloquium, December 2004.
- “The Death of *Poletown*: The Future of Eminent Domain and Urban Development After *County of Wayne v. Hathcock*.” Michigan State University College of Law, November 2004. Symposium issue published: 2004 Mich. St. L. Rev. 897 (Conference Organizer).
- “Intellectual Property.” Panel at Law & Society Association Conference, Chicago, May 2004 (Presentation: “Demystifying Justice in Patent Law”).

- “Conceptualizing Foundational Metrics.” The Association of Law, Culture, and the Humanities, University of Connecticut School of Law, March 2004 (Presentation: “Enjoying the Fruits of One’s Labors”).
- “Black Acre and Black Beauty: Strange Bedfellows or A Happy Marriage.” Intellectual Property, Sustainable Development, and Endangered Species: Understanding the Dynamics of the Information Ecosystem, Michigan State University College of Law, March 2004 (Presentation: “Property Policy and Patents”).
- “Natural Rights and Copyright.” Promoting Markets in Creativity: Copyright in the Internet Age, a conference hosted by the Progress & Freedom Foundation and the George Mason University Tech Center, June 2003 (Presentation: “Is Copyright Property? A Comment on Richard Epstein’s ‘Liberty vs. Property’”).
- Politics, Law and Property Conference, Ashland University, March 2003 (Paper Presentation: “The Development and Meaning of the Modern Concept of Property”).
- Student Conference on Philosophy and Law, Benjamin N. Cardozo School of Law, October 1993 (Paper Presentation: “Discovering Legal Obligation through Raz-Colored Lenses”).

Courses Taught:

- Patent Law
- Property
- Trademark Law
- Trade Secrets
- Cyberlaw / Internet and Online Law
- Advanced Topics in Patent Law: Patentable Subject Matter
- Remedies
- Property Theory Seminar
- Jurisprudence Seminar
- Estates & Trusts

Non-Academic Writing Activities:

- Blogger, *Center for the Protection of Intellectual Property*, January 2013 – 2018.
- Blogger, *Truth on the Market*, 2012 – 2017.

Professional Associations:

- Hudson Institute, Senior Fellow & Chair of Forum for IP, 2019 - present
- The Heritage Foundation, Visiting Intellectual Property Fellow, 2019-2020
- Center for the Protection of Intellectual Property, Antonin Scalia Law School, Co-Founder, Director (differing roles), and Senior Scholar, 2012-2019

- American Intellectual Property Law Association (appointed by AIPLA President to Amicus Committee, 2014-2016)
- Federal Circuit Bar Association
- Giles S. Rich American Inn of Court
- Licensing Executives Society, Member of Public Policy Committee
- IEEE-USA Intellectual Property Committee, Co-Chair, 2014, Vice Chair, 2013
- ANSI, Member of Intellectual Property Rights Policy Committee, 2018 - present
- Federalist Society
 - Member, Executive Committee for the IP Practice Group, 2007 – present
 - Chair, Executive Committee for the IP Practice Group, 2016 – 2018
 - Chair, IP Working Group in the Regulatory Transparency Project, 2016 – present
- American Conservative Union, Policy Fellow on Intellectual Property
- American Philosophical Association

Legal Work Experience:

The Hon. Jacques L. Wiener, Jr., U.S. Court of Appeals, 5th Circuit, 2002 – 2003
Law Clerk

Sidley & Austin, Chicago, IL, 2000 (summer)
Summer Associate

The Hon. Susan S. Beck, Massachusetts Appeals Court, 1999 (summer)
Judicial Intern

Weiner, Millo & Morgan, New York, NY, 1997 – 1998
Paralegal/Legal Assistant

Cap Gemini America, Inc., New York, NY, 1995 – 1997
Legal Assistant, Office of General Counsel

Moroze, Sherman, Gordon & Gordon, New York, NY, 1993 – 1995
Paralegal

Bar Admission:

- Illinois (inactive)