DAY 1: Thursday, February 11, 2021

3:30 - 4:00 p.m. EST: OPENING — Welcome and Instructions
Irene Calboli, Texas A&M University School of Law
Jorge Contreras, S.J. Quinney College of Law, University of Utah
Christine Haight Farley, American University Washington College of Law
J. Glynn Lunney, Texas A&M University School of Law

GROUP PICTURE

4:00 - 6:00 p.m. EST: PLENARY SESSION 1 — Race, Gender, and IP
Dan Burk, University of California, Irvine School of Law
  Racial Bias in Algorithmic IP
Ann Bartow, University of New Hampshire Franklin Pierce School of Law
  Ruth Bader Ginsburg’s Copyright Jurisprudence (with Ryan Vacca)
Dalindyebo Shabalala, University of Dayton School of Law
  Solomon Linda Traditional Knowledge Pirate? Mbube, “The Lion Sleeps Tonight”
  and Traditional Knowledge
Bita Amani, Queen’s University Faculty of Law
  Law, Race, and Alchemy: Exclusion(s), Existential Crises, and the Transformative Possibilities of Intellectual Properties
Carys Craig, Osgoode Hall Law School, York University (with Anupriya Dhonchak)
  A Feminist Theory of Moral Rights: Creative Agency and Voices from the Margin
Moderator: J. Glynn Lunney, Texas A&M University School of Law

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DAY 2: Friday, February 12, 2021

12:00 - 2:00 p.m. EST: PARALLEL SESSION 1

SESSION 1.A. — Patents
Dean Alderucci, Carnegie Mellon University, Center for AI and Patent Analysis,
    *On the Complex Automation of Patent Scope*
Luz Sanchez Garcia, University of Murcia
    *Can an Artificial Agent Be Considered an Inventor*
Keith Robinson, SMU Dedman School of Law
    *Enabling Artificial Intelligence*
Jeremy Bock, Tulane University Law School
    *Widening the Channel between Patents and Trade Secrets*
Dennis Crouch, School of Law, University of Missouri
    *Moving Toward Corporate Inventions*

SESSION 1.B. — Trademarks
Christine Farley, American University Washington College of Law
    *Brand New World*
Ed Timberlake, Trademark Attorney, Adjunct Professor
    *Searching for Understanding in Trademark Law*
Lisa Ramsey, University of San Diego School of Law
    *Trademarks, Free Speech, and Expressive Merchandise*
Peter Karol, New England Law
    *Albrecht Durer and the Aesthetic Roots of Trademark Law*
Betsy Rosenblatt, University of Tulsa College of Law
    *Legendary Houses: Voguing, Trademarks, and Transformation*

2:00 - 3:00 p.m. EST: LUNCH BREAK
3:00 - 4:15 p.m. EST: Plenary Session 2 — The Impact of “Impact” in IP Scholarship: Citations, Downloads and Why We (Should/Don’t) Care
Gregory N. Mandel, Temple University Beasley School of Law
Leah Chan Grinvald, Suffolk University Law School
Kimberlee Weatherall, The University of Sydney Law School
Paul Heald, University of Illinois College of Law
Moderator: Christine Haight Farley, American University Washington College of Law

4:15 - 4:30 p.m. EST: BREAK

4:30 - 6:30 p.m. EST: Parallel Session 2

Session 2.A. — IP Theory/Innovation
Ryan Vacca, University of New Hampshire School of Law & Peter Menell, School of Law, University of California, Berkeley
   Improving Intellectual Property Percolation
Rachel Sachs, Washington University in St. Louis School of Law
   The Accidental Innovation Policymakers
Brian Frye, University of Kentucky. Rosenberg College of Law
   Everything You Always Wanted to Know About Conceptual Law, But Were Afraid to Ask
Brenda Simon, California Western School of Law
   Preserving the Fruits of Labor: Impediments to University Inventor Mobility
Christopher Seaman, Washington and Lee University School of Law (with Thuan Tran)
   Intellectual Property and Tabletop Gaming: A Case Study in Innovation
SESSION 2.B. — Copyrights

Cathay Smith, University of Montana Blewett School of Law
   Weaponizing Copyright

Xiyin Tang, UCLA School of Law
   The Third Enclosure Movement and Restricting Access by License

Andrew Gilden, Willamette University College of Law
   Capacity and Copyright

Sean O’Connor, George Mason University, Antonin Scalia Law School
   Copyright, Science, and Federalism

Graham Reynolds, Peter A. Allard School of Law, University of British Columbia
   Copyright as (Progressive) Property

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DAY 3: Saturday, February 13, 2021

12:00 - 2:00 p.m. EST: PARALLEL SESSION 3

SESSION 3.A. — Health Law

Lisa Ouellette, Stanford Law School (with Daniel Hemel)
   Valuing the Vaccine

Ajoy Jose, Indian Institute of Technology Kharagpur (with Padmavathi M.)
   Traditional Medicinal Knowledge Protection under Biological Diversity Legislation in India

David Simon, George Washington University Law School
   Off Label Innovation

Bhupinder Singh, Christ (Deemed to be University) Delhi NCR
   TRIPS Regime and Public Healthcare: A Comparative Analysis

Laura Pedraza-Farina, Northwestern University, Pritzker School of Law
   The Intellectual Property Turn in Global Health
SESSION 3.B. — Trade Secrets and Employee Restrictions
Orly Lobel, University of San Diego School of Law
   The Contract Thicket
Camilla Hrdy, University of Akron School of Law
   The Value in Secrecy
David Levine, Elon University School of Law
   Compulsory Trade Secret Licenses
Christopher Morten, NYU School of Law
   Regulatory Whistleblowers: A Case for Reviving Federal Regulators’ Power to Disclose Corporate Secrets
Sharon Sandeen, Mitchell Hamline School of Law & Tanya Aplin, Dickson Poon School of Law, King’s College London
   Trade Secrets as Barriers to Data Access in the U.S. and EU

2:00 - 3:00 p.m. EST: LUNCH BREAK

3:00 - 5:00 p.m. EST: PARALLEL SESSION 4

SESSION 4.A. — Digital Law and Copyright
Peter Mezei, University of Szeged
   Criminal Copyright Liability and Music ‘Piracy’: Capitol Records v. Thomas-Rasset
Hannah Bloch-Wehba, Texas A&M University School of Law
   Content Moderation as Surveillance
Jacob Victor, Albany Law School
   Copyright's Law of Dissemination
Joanna Banasiuk, University of Bialystok
   Towards a Modern, More European Copyright Framework: How the European Union Creates Itself as a Leader in Copyright in the Digital Environment
Rebecca Curtin, Professor of Law, Suffolk University Law School
   The Art (History) of Bleistein v. Donaldson Lithographing Co.
SESSION 4.B. — Patents

Paul Gugliuzza, Temple University Beasley School of Law & Jonas Anderson, American University Washington College of Law

*Federal Judge Seeks Patent Cases*

Karen Sandrik, Willamette University College of Law

*An Empirical Study: How District Courts Adjudicate Willful Infringement and Enhanced Damages*

Amy Semet, University at Buffalo School of Law

*An Empirical Study Comparing Patent Validity Challenges at the Patent Trial and Appeal Board vs. the Federal District Courts*

James Hicks, UC Berkeley School of Law

*Informative Patents? Predicting Invalidity Decisions with the Text of Claims*

Jason Rantanen, Iowa College of Law

*Who Appeals Patent Cases*

5:00 - 5.15 p.m. EST: BREAK

GAME NIGHT 1

5:30 - 6:45 p.m. EST: ESCAPE FROM WIPIP CASTLE — ROUND ONE

7:00 - 8:15 p.m. EST: ESCAPE FROM WIPIP CASTLE — ROUND TWO

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END OF THE FIRST WEEK OF THE CONFERENCE
DAY 4: Thursday, February 18, 2021

12:00 - 2:00 p.m. EST: PARALLEL SESSION 5

SESSION 5.A. — Copyrights
Ned Snow, University of South Carolina School of Law

The Tension Between Science and Creativity in the Copyright Clause

Stefania Fusco, University of Notre Dame Law School

The Enduring Value of the International Copyright Harmonization: A Response to Professor Asay

Sean Flynn, American University Washington College of Law

The Right to Research in Copyright: A Global Comparison of Statutory Limitations and Exceptions

Akshat Agrawal, Delhi High Court

Access to Culture Dialogues: Remodelling Copyright for “Substantive” Equality in Cultural Discourse

Zvi Rosen, Southern Illinois University School of Law

Examining Copyright

SESSION 5.B. — Patents
Samantha Zyontz, Stanford Law School

Who Builds on Uncertain Patents? Innovation During the CRISPR Patent Interference Proceedings

Michael Meurer, Boston University School of Law

A Comparison of Life Science and Hi-Tech Patent Licenses (with Jorge Contreras)

Samuel F. Ernst, Golden Gate University School of Law

Literary Tropes and Rhetoric in the Supreme Court’s Patent Law Opinions

Sam Halabi, University of Missouri-Columbia School of Law

The Coming Constitutionalization of Patentability

Kristen Osenga, University of Richmond School of Law

We Need a Vaccine, Not a Promise or a Pledge
2:00 - 3:00 p.m. EST: LUNCH BREAK

3:00 - 4:15 p.m. EST: PLenary Session 3 — Why American WIP’ers Should Care About International Law
Jane Ginsburg, Columbia Law School, Columbia University
Jerome H. Reichman, Duke Law School, Duke University
Rochelle Dreyfuss, New York University School of Law
Jorge Contreras, S. J. Quinney College of Law, University of Utah
Moderator: Irene Calboli, Texas A&M University School of Law

4:15 - 4:30 p.m. EST: BREAK

4:30 - 6:30 p.m. EST: Parallel Session 6

SESSION 6.A. — Competition and Antitrust
BJ Ard, University of Wisconsin Law School
   Competition With and Without IP in the Video Game Industry
Giuseppe Colangelo, University of Basilicata & Stanford Law School
   Enforcing Copyright through Antitrust? The Strange Case of News Publishers Against Digital Platforms
Nikolas Guggenberger, Yale Information Society Project, Yale University
   Essential Platforms
Liza Vertinsky, Emory University School of Law
   Artificial Intelligence, Patents and Competition
Joy Xiang, Peking University, School of Transnational Law
   IP Licensing, Antitrust Law, and Access to Essential Technologies
SESSION 6.B. — Copyrights
Glynn Lunney, Texas A&M University School of Law
   The Copyright Tax
Avishek Chakraborty, School of Law, Christ University
   To Copyright or Not to Copyright Application Programming Interfaces: A Never-Ending Tussle?
Nina Srejovic, Georgetown University Law Center
   DNA: A Second Chance at a Logical Framework for Copyright in Information Technologies
Mark Lemley, Stanford Law School
   Disappearing Content
Arunima Shastri, Kalinga University, Raipur
   Analyzing the Intellectual Property Rights Framework of Visual Art with Special Reference to Graffiti and Street Art in Common Law Countries

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DAY 5: Friday, February 19, 2021

2:00 - 3:00 p.m. EST: Plenary Session 4 — Judicial Perspectives on Patent Jurisdiction
Judge Alan Albright, Western District of Texas
Judge Cathy Bencivengo, Southern District of California
Chief Judge Leonard Stark, District of Delaware
Moderators: Jonas Anderson, American University Washington College of Law,
   Paul Gugliuzza, Temple University Beasley School of Law & Sapna Kumar,
   University of Houston Law Center

3:00 - 3:15 p.m. EST: BREAK
3:15 - 5:15 p.m. EST — PARALLEL SESSION 7

SESSION 7.A. — Trademarks
Jeanne Fromer & Barton Beebe, NYU School of Law

The Future of Trademark Depletion in a Global, Multilingual Economy: Evidence and Lessons from the European Union

Jake Linford, Florida State University College of Law

An Information Theory of Bad Faith Trademark Use

Brad Biddle, Arizona State University College of Law (with Jorge Contreras & Vigdis Bronder)

Certification (and) Marks – Understanding Usage and Practices Among Standards Organizations

Jessica Kiser, Gonzaga University School of Law

The Reasonably Prudent Consumer of Alcohol

Alexandra Roberts, University of New Hampshire Franklin Pierce School of Law

Mark Talk: Making Secondary Meaning

SESSION 7.B. — Patents
Sean Tu, West Virginia University College of Law

Patent Examination and Examiner Interviews

Muhammad Zaheer Abbas, Faculty of Law, Queensland University of Technology


Mason Marks, Gonzaga University School of Law/Harvard Law School

Returning Patent Law to Its Social Justice Roots

Christa Laser, Cleveland-Marshall College of Law

Patent Law’s Path Dependence

Yaniv Heled, Georgia State University College of Law (with Ana Santos Rutschman and Liza Vertinsky)

The Need for the Tort Law Necessity Defense in Intellectual Property Law
SESSION 7.C. — Copyrights
James Heller, State University of New York Empire State College

What is the Appropriate Role of Juries in Copyright Trials?
Thomas Cotter, University of Minnesota Law School

Extra Territorial Damages in Copyright Law
Dmitry Karshetd, George Washington University Law & Sean Pager, Michigan State University College of Law

Volition and Intent in the Law of Direct Copyright Infringement
Emma Perot, University of the West Indies, St Augustine

The Conflict Between the Copyright of Paparazzi and the Right of Publicity of Celebrities
Tim McFarlin, Samford University, Cumberland School of Law

The Rhythm of Copyright

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DAY 6: Saturday, February 20, 2021

12:00 - 2:00 p.m. EST: PARALLEL SESSION 8

SESSION 8.A. — IP Theory
Tabrez Ebrahim, California Western School of Law

Right to Exclude in Islamic Property Law as Applied to Western Legal Systems
Nikola Datzov, University of North Dakota School of Law

After Nearly a Decade of Fruitless Wandering in Wonderland: Is Alice Lost or Presumed Dead?
Ester van Zimmeren, University of Antwerp

Exploring Trust Building Mechanisms for Specialized Intellectual Property Courts
Michael Carroll, American University Washington College of Law

The Right to Research in Intellectual Property Law
Eric Johnson, University of Oklahoma College of Law

An Intellectual Property Fix for Platformer Sales-jacking
SESSION 8.B. — Patents

Megan La Belle, Catholic University

(Im)Partial Patent Judges

Jonas Anderson, American University Washington College of Law

Boundary Issues: What Real Property Can Teach Patent Law about Boundary Disputes

Sarah Burstein, University of Oklahoma College of Law (with Saurabh Vishnubhakat)

Design Patents Across Institutions

Jorge Contreras, S.J. Quinney College of Law, University of Utah

The Open COVID Pledge at One Year: Update, Analysis and Prospects

Saurabh Vishnubhakat, Texas A&M University School of Law

Patent Office Hierarchy and Its Discontents

2:00 - 3:00 p.m. EST: LUNCH BREAK

3:00 - 5:00 p.m. EST: PARALLEL SESSION 9

SESSION 9.A. — Patents

Janet Freilich, Fordham University School of Law

Downstream Distortion

Andrew Michaels, University of Houston Law Center

Benefits of the Invention in Patent Law

Dana Beldiman, UC Hastings Law & Bucerius Law School

The Right to Repair: Towards an Environmental Justification

Leah Chan Grinvald, Suffolk University Law School and Ofer Tur-Sinay, One Academic College

Repairing Medical Equipment in the Time of Pandemic

Elizabeth Winston, Catholic University of America, Columbus School of Law

Bargaining for Innovation
SESSION 9.B. — Copyrights

Peter Lee, UC Davis School of Law

Autonomy, Copyright, and the Structure of Creative Production

Giovanni Maria Riccio, University of Salerno (with Federica Pezza)

Conservation and Restoration of Street Art: Striking the Line Between Protectable Common Goods and Inadmissible Musealization of Urban Spaces

Justin Koo, University of the West Indies, St Augustine

Protecting Works of Mas – Contemplating the Protection of Carnival Costumes

Derek Miller, Harvard University Faculty of Arts and Science

On Typographical Copyright, with Examples from Modern Drama

Annemarie Bridy, Google & Yale Information Society Project

Testing the Server Test: Embedded Images and the Changing Scope of Online Public Display

5.00 - 5.15 p.m. EST: BREAK

GAME NIGHT 2

5:15 - 6:45 p.m. EST: FACULTY FEUD

6:45 - 8:00 p.m. EST: GAME RECAP, AWARDS, CONCLUSION

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END OF THE CONFERENCE