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ACADEMIC APPOINTMENTS

Vanderbilt Law School
2020–present *Professor of Law*
2018–2020 *Associate Professor of Law*
2015–2018 *Assistant Professor of Law*

2013–2015 Harvard Law School
Climenko Fellow and Lecturer on Law

EDUCATION

2009 Harvard Law School, J.D., *cum laude*
Laylin Prize
Harvard International Law Journal, Executive Online Editor

2006 University of Cambridge, M.Phil., Musicology
Thesis: *A Monument Stands Over Babi Yar: Dmitri Shostakovich's Thirteenth Symphony as Holocaust Memorial*

2005 Harvard College, A.B., *magna cum laude* with highest honors, Music and Religion
Thesis: *The Collective Memory of a Memorial: The American Reception of Dmitri Shostakovich's Second Piano Trio in E Minor, Op. 67* (awarded the Thomas T. Hoopes Prize)

PUBLICATIONS

Authoring Prior Art (with Kristelia Garcia) [ssrn]

75 VANDERBILT LAW REVIEW 1159 (2022)

Reviewed in Lisa Larrimore Ouellette, *Prior Art in Copyright*, JOTWELL (February 17, 2022)

Originality's Other Path

109 CALIFORNIA LAW REVIEW 861 (2021) [ssrn]

Reviewed in Laura Pedraza-Fariña, *Rediscovering Patents' and Copyrights' Common Origin Story*, JOTWELL (October 20, 2020)

Tonal Concept and Feel (invited symposium contribution)

38 CARDOZO ARTS & ENTERTAINMENT LAW JOURNAL 655 (2021) [ssrn]

Derivable Works

67 UCLA LAW REVIEW 122 (2020) [ssrn]

The Future of Music Trademarks Under Dastar

Chapter in THE OXFORD HANDBOOK OF MUSIC LAW AND POLICY (Sean O'Connor, ed., 2020) [ssrn]

Similar Secrets (with Deepa Varadarajan)

167 UNIVERSITY OF PENNSYLVANIA LAW REVIEW 1051 (2019) [ssrn]

Reviewed in Pamela Samuelson, *What Copyright Might Teach Trade Secrecy*, JOTWELL (February 5, 2019)

Selected as one of the year's best intellectual property articles and reprinted in the INTELLECTUAL PROPERTY LAW REVIEW (Thomson Reuters 2020)

Music as a Matter of Law

131 HARVARD LAW REVIEW 1861 (2018) [ssrn]

Discussed by the High Court of New Zealand in *Eight Mile Style, LLC v. N.Z. Nat'l Party*, [2017] HC (N.Z.), CIV-2014-485-11220

Selected for the Stanford/Yale/Harvard Junior Faculty Forum

Selected as one of the year's best intellectual property articles and reprinted in the INTELLECTUAL PROPERTY LAW REVIEW (Thomson Reuters 2019)

Honest Copying Practices

93 NOTRE DAME LAW REVIEW 267 (2017) [ssrn]

The Copy Process

91 NEW YORK UNIVERSITY LAW REVIEW 855 (2016) [ssrn]

Creating Around Copyright

128 HARVARD LAW REVIEW 1333 (2015) [ssrn]

Copyright Infringement and the Separated Powers of Moral Entrepreneurship
51 AMERICAN CRIMINAL LAW REVIEW 359 (2014) [ssrn]

Locating the International Interest in Intranational Cultural Property Disputes
35 YALE JOURNAL OF INTERNATIONAL LAW 347 (2010) [ssrn]

AWARDS

- 2017 Vanderbilt University Provost Research Studios Award
- 2010 Sponsored Scholarship Grant from the University of Houston Law Center, Institute for Intellectual Property & Information Law

OTHER EXPERIENCE

- 2011–2013 Jenner & Block, New York, NY
Associate
- 2010–2011 U.S. District Court for the Southern District of New York, New York, NY
Law clerk, Judge Miriam Goldman Cedarbaum
- 2009–2010 U.S. Court of Appeals for the First Circuit, Concord, NH
Law clerk, Judge Jeffrey R. Howard
- Oct. 2008– Feb. 2009 Suffolk County District Attorney’s Office, Boston, MA
Legal extern
- Summer 2008 Gibson, Dunn & Crutcher, Washington, DC
Summer associate
- Summer 2007 Citizens’ Watch, Saint Petersburg, Russia
Legal intern

PRESENTATIONS

- June 2022 Commentator on *Fair Use and Fair Price* (Gideon Parchomovsky and Roy Baharad), Seventh Copyright Scholarship Roundtable, Columbia Law School
- Mar. 2022 Panelist, *Music Copyright Infringement in the United States*, Music Copyright Infringement: Global Perspectives, The George Washington University Law School
- Feb. 2022 Moderator, *Music Panel*, Symposium: Perspectives on Equity in Entertainment, Vanderbilt Law School

- Oct. 2021 *Authoring Prior Art*, Sixth Copyright Scholarship Roundtable, University of Pennsylvania Law School
- Sept. 2020 Panelist, *What Is the Scope of a Musical Composition?*, The Evolving Music Ecosystem Conference, Antonin Scalia Law School
- Mar. 2020 Moderator, *Music Panel*, Symposium: Lay Listeners, Sheet Music, & Chord Progressions: The Future of Copyright Infringement Analysis in Music, University of Colorado Law School
- Feb. 2020 Panelist, Symposium: *The Roles of Technology Expertise in Law and Policy*, UC Berkeley School of Law
- Nov. 2019 *Originality's Other Path*, Intellectual Property Workshop, University of Michigan Law School
- Nov. 2019 *Originality's Other Path*, IP Speaker Series, The George Washington University Law School
- Aug. 2019 *The Derivative Right: Lessons from the Film Industry*, 38th Annual Congress of the Association for the Advancement of Teaching and Research in Intellectual Property, Vanderbilt Law School
- June 2019 *Derivable Works*, Fourth Copyright Scholarship Roundtable, University of Pennsylvania Law School
- May 2019 Moderator, *Proving Similarity*, Proving IP Symposium, New York University School of Law
- Mar. 2019 *Similar Secrets*, Innovation Policy Colloquium, New York University School of Law
- Nov. 2018 *Music as a Matter of Law*, Faculty Workshop, Maurice A. Deane School of Law at Hofstra University
- Oct. 2018 Discussant, Roundtable on Glynn Lunney's *Copyright's Excess*, Notre Dame Law School
- Aug. 2018 *Similar Secrets*, 18th Annual Intellectual Property Scholars Conference, UC Berkeley School of Law (plenary presentation)
- May 2018 *Similar Secrets*, Junior Scholars in Intellectual Property Workshop, Michigan State University College of Law
- May 2018 Panelist, *New Frontiers in Branding*, The New Music Ecosystem Conference, University of Washington School of Law
- Apr. 2018 *Similar Secrets*, Faculty Workshop, University of Virginia Law School
- Mar. 2018 *Similar Secrets*, Faculty Speaker Series, University of Houston Law Center
- Sept. 2017 *Music as a Matter of Law*, Law & Technology Faculty Workshop, University of Pennsylvania Law School
- Aug. 2017 *The Sequel Subsidy*, 17th Annual Intellectual Property Scholars Conference, Cardozo Law School

- June 2017 *Music as a Matter of Law*, Stanford/Harvard/Yale Junior Faculty Forum, Stanford Law School
- May 2017 *Music as a Matter of Law*, Junior Scholars in Intellectual Property Workshop, Michigan State University College of Law
- Apr. 2017 *The Sequel Subsidy*, Fourth Annual Vanderbilt Intellectual Property Scholars Roundtable, Vanderbilt Law School
- Mar. 2017 Distinguished Hosier Lecture, DePaul University College of Law
- Dec. 2016 *The Sequel Subsidy*, 7th Emerging Markets Finance Conference, Mumbai
- Sept. 2016 *Music as a Matter of Law*, Intellectual Property Law Colloquium, BYU Law School
- Aug. 2016 *Music as a Matter of Law*, 16th Annual Intellectual Property Scholars Conference, Stanford Law School
- July 2016 Discussant, Neil Netanel, *From Maimonides to Microsoft*, 19th International Conference of the Jewish Law Association, Tel Aviv University
- June 2016 *Honest Copying Practices*, 35th Annual Congress of the Association for the Advancement of Teaching and Research in Intellectual Property, Jagiellonian University
- May 2016 *Music as a Matter of Law*, Intellectual Property Committee Meeting, Nashville Bar Association
- Apr. 2016 *Music as a Matter of Law*, 3rd Annual Vanderbilt Intellectual Property Scholars Roundtable, Vanderbilt Law School
- Mar. 2016 *The Copy Process*, Illinois IP Colloquium, University of Illinois College of Law
- Nov. 2015 *The Copy Process*, 1st Annual Copyright Scholarship Roundtable, University of Pennsylvania Law School
- Aug. 2015 *The Copy Process*, 15th Annual Intellectual Property Scholars Conference, DePaul University College of Law
- Nov. 2014 *Creating Around Copyright*, Media, Entertainment, and Intellectual Property Law Colloquium, UCLA School of Law
- Aug. 2014 *Creating Around Copyright*, 14th Annual Intellectual Property Scholars Conference, UC Berkeley School of Law
- June 2014 *Creating Around Copyright*, Munich Conference on Innovation and Competition, The Max Planck Institute for Innovation and Competition and ETH Zurich (plenary presentation)

Mar. 2006 *The Collective Memory of a Memorial: The American Reception of Dmitri Shostakovich's Second Piano Trio*, Trajectories of Memory: Intergenerational Representations of the Holocaust in History and the Arts, Bowling Green State University

PROFESSIONAL ACTIVITIES

Coauthor, Brief Amici Curiae of 19 Intellectual Property Professors in Support of Petitioner Led Zeppelin, *Skidmore v. Led Zeppelin* (9th Cir. 2019) (en banc)

Refereed manuscripts for *Cambridge University Press*, *University of Chicago Press*, *Yale Law Journal*, and *Jazz Perspectives*

Member, International Association for the Advancement of Teaching and Research in Intellectual Property

BAR ADMISSIONS

2012 U.S. District Court for the Eastern District of New York
2012 U.S. District Court for the Southern District of New York
2010 New York