

AARON PERZANOWSKI

PROFESSOR OF LAW
CASE WESTERN RESERVE UNIVERSITY

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APPOINTMENTS

CASE WESTERN RESERVE UNIVERSITY SCHOOL OF LAW / CLEVELAND, OHIO
Oliver C. Schroeder Jr. Distinguished Research Scholar / 2019 to present
Professor / 2015 to present
Associate Professor / 2013 to 2015

UNIVERSITY OF NOTRE DAME LAW SCHOOL / NOTRE DAME, INDIANA
Visiting Associate Professor / 2012

WAYNE STATE UNIVERSITY LAW SCHOOL / DETROIT, MICHIGAN
Assistant Professor / 2009 to 2012

UC BERKELEY SCHOOL OF LAW / BERKELEY, CALIFORNIA
Microsoft Research Fellow / 2008 to 2009

UC BERKELEY SCHOOL OF INFORMATION / BERKELEY, CALIFORNIA
Lecturer / 2007 to 2008

Courses: Copyright, Intellectual Property & Social Norms, Intellectual Property Survey, Internet Law, Property, Telecommunications, Trademark & Unfair Competition

EDUCATION

UC BERKELEY SCHOOL OF LAW / JD / 2006
Berkeley Technology Law Journal
California Law Review

KENYON COLLEGE / AB / PHILOSOPHY / 2001

BOOKS

CREATIVITY WITHOUT LAW
CHALLENGING THE ASSUMPTIONS OF INTELLECTUAL PROPERTY
NYU Press 2017 (with Kate Darling)

THE END OF OWNERSHIP
PERSONAL PROPERTY IN THE DIGITAL ECONOMY
MIT Press 2016 (with Jason Schultz)

BOOK CHAPTERS

RESALE MARKETS FOR DIGITAL MUSIC
OXFORD HANDBOOK OF MUSIC LAW AND POLICY
Oxford University Press 2020 (Sean O'Connor ed.)

OWNING THE BODY: CREATIVE NORMS IN THE TATTOO INDUSTRY
CREATIVITY WITHOUT LAW
NYU Press 2017

DIGITAL COPYRIGHT EXHAUSTION & PERSONAL PROPERTY
RESEARCH HANDBOOK ON IP EXHAUSTION AND PARALLEL IMPORTS
Edward Elgar Publishing 2016 (Irene Calboli & Edward Lee eds.)

ARTICLES

ABANDONING COPYRIGHT

In progress (with Dave Fagundes)

THE TETHERED ECONOMY

87 George Washington Law Review 783 (2019)
(with Chris Jay Hoofnagle & Aniket Kesari)

CLOWN EGGS

94 Notre Dame Law Review 1314 (2019) (with Dave Fagundes)

THE LIMITS OF COPYRIGHT OFFICE EXPERTISE

32 Berkeley Technology Law Journal 733 (2018)

WHAT WE BUY WHEN WE "BUY NOW"

165 University of Pennsylvania Law Review 315 (2017)
(with Chris Jay Hoofnagle)

RECONCILING PERSONAL & INTELLECTUAL PROPERTY

90 Notre Dame Law Review 1213 (2015)
(with Jason Schultz)

TATTOOS & IP NORMS

98 Minnesota Law Review 511 (2013)

COPYRIGHT EXHAUSTION AND THE PERSONAL USE DILEMMA

96 Minnesota Law Review 2067 (2012)
(with Jason Schultz)

DIGITAL EXHAUSTION

58 UCLA Law Review 889 (2011)
(with Jason Schultz)
Reprinted in Intellectual Property Law Review (West 2012)

FIXING RAM COPIES

104 Northwestern University Law Review 1067 (2010)

UNBRANDING, CONFUSION & DECEPTION

24 Harvard Journal of Law & Technology 1 (2010)

RETHINKING ANTICIRCUMVENTION'S INTEROPERABILITY POLICY

42 UC Davis Law Review 1549 (2009)

THE PENUMBRAL PUBLIC DOMAIN:

CONSTITUTIONAL LIMITS ON QUASI-COPYRIGHT LEGISLATION

10 University of Pennsylvania Journal of Constitutional Law 1081 (2008)

THE MAGNIFICENCE OF THE DISASTER:

RECONSTRUCTING THE SONY BMG ROOTKIT INCIDENT

22 Berkeley Technology Law Journal 1157 (2007)
(with Deirdre Mulligan)

RELATIVE ACCESS TO CORRECTIVE SPEECH:

A NEW TEST FOR REQUIRING ACTUAL MALICE

94 California Law Review 833 (2006)

SHORT ARTICLES

YOU BUY IT, YOU BREAK IT

74 Washington & Lee Law Review 527 (2017)

THE INTERACTION OF EXHAUSTION AND THE GENERAL LAW

102 Virginia Law Review Online 8 (2016)
(with Ariel Katz & Guy Rub)

LEGISLATING DIGITAL EXHAUSTION

28 Berkeley Technology Law Journal 1535 (2015)
(with Jason Schultz)

AFTERWORD: CONFERRING ABOUT THE CONFERENCE

52 Houston Law Review 679 (2015)
(with Jessica Silbey & Marketa Trimble)

IN DEFENSE OF INTELLECTUAL PROPERTY ANXIETY

94 Minnesota Law Review Headnotes 85 (2010)

**EVOLVING STANDARDS & THE FUTURE OF THE DMCA ANTICIRCUMVENTION
RULEMAKING**

10 Journal of Internet Law 1 (2007)

PROMETHEUS RADIO PROJECT V. FCC: THE PERSISTENCE OF SCARCITY

20 Berkeley Technology Law Journal 743 (2005)

**USER CHOICES AND REGRET: UNDERSTANDING USERS' DECISION PROCESS
ABOUT CONSENSUALLY ACQUIRED SPYWARE**

2 I/S: Journal of Law & Policy 283 (2006)
(with Nataniel Good, Jens Grossklags, David Thaw & Deirdre Mulligan)

BRIEFS & FILINGS

BRIEF OF INTELLECTUAL PROPERTY PROFESSORS

Capitol Records v. ReDigi (No. 16-2321) (2d Cir. 2017)

**BRIEFS OF INTELLECTUAL PROPERTY PROFESSORS & AMERICAN ANTITRUST
INSTITUTE**

Impression Products v. Lexmark 581 U.S. ___ (2017)
Impression Products v. Lexmark (No. 15-1189) (in support of certiorari)
Lexmark v. Impression Products, 816 F.3d 721 (Fed. Cir. 2016)

COMMENT OF INTELLECTUAL PROPERTY PROFESSORS

Software-Enabled Consumer Products Study, US Copyright Office (2016)

BRIEF OF TWENTY-FIVE INTELLECTUAL PROPERTY LAW PROFESSORS

Kirtsaeng v. John Wiley & Sons, 568 U.S. 519 (2013)

**BRIEF OF THIRTY-ONE INTELLECTUAL PROPERTY AND CONSTITUTIONAL LAW
PROFESSORS**

United States v. Martignon, 492 F.3d 140 (2d Cir. 2007)

BRIEF OF LAW PROFESSORS WITH EXPERTISE IN INTERNET LAW

Barrett v. Rosenthal, 40 Cal. 4th 33 (Cal. 2006)

COMMENT OF EDWARD FELTEN & J. ALEX HALDERMAN

Rulemaking on Exemptions from Prohibition on Circumvention of
Technological Measures, US Copyright Office (2006)

**BRIEF OF SIXTY INTELLECTUAL PROPERTY AND TECHNOLOGY LAW PROFESSORS
AND THE UNITED STATES PUBLIC POLICY COMMITTEE OF THE ASSOCIATION FOR
COMPUTING MACHINERY**

Metro-Goldwyn-Mayer Studios v. Grokster, 545 U.S. 13 (2005)
Reprinted in 20 BerkeleyTech. L.J. 535 (2005)

BRIEF OF CONSUMERS UNION AND PUBLIC KNOWLEDGE Davidson &
Associates v. Jung, 422 F.3d 630 (8th Cir. 2005)

PRESENTATIONS

ABANDONING COPYRIGHT

University of Pittsburgh / Three Rivers IP Colloquium / January 30, 2020
DePaul College of Law / IP Scholars Conference / August 8, 2019
University of Houston / Works in Progress IP / February 9, 2019

THE RIGHT TO REPAIR, IP, AND INNOVATION

IP & Innovation Conference / Suffolk University / October 29, 2019

THE TETHERED ECONOMY

Arizona State University College of Law / Governance of Emerging Technologies / May 23, 2019
Yale Law School / (Im)Perfect Enforcement / April 6, 2019

TRADEMARK CONFUSION & CONSUMER CREDULITY

USPTO / Roundtable on Empirical Methods in IP / April 13, 2019

FAIR USE & CONTROLLED DIGITAL LENDING

CWRU / Fair Use Week / February 13, 2019

IP EXHAUSTION & POST-SALE RESTRICTIONS

AALS Annual Meeting / New Orleans / January 4, 2019

INTELLECTUAL PROPERTY'S ECONOMIC FOUNDATIONS

BYU Copyright & Trademark Symposium / October 18, 2018

CLOWN EGGS

University of Tulsa College of Law / October 15, 2018
Wayne State University School of Law / September 17, 2018
CWRU / Works in Progress IP / February 17, 2018
Case Downtown / City Club of Cleveland / October 18, 2017
Cardozo Law School / IP Scholars Conference / August 11, 2017
Boston University / Works in Progress IP / February 11, 2017

THE INTERNET OF THINGS YOU DON'T OWN

Law & Society / Toronto ON / June 9, 2018

HOW SCIENTOLOGY & PORN SHAPED THE INTERNET

RightsCon / Toronto ON / May 17, 2018

RESALE MARKETS FOR DIGITAL MUSIC

New Music Ecosystem / University of Washington & KEXP / May 4, 2018

THE LIMITS OF COPYRIGHT OFFICE EXPERTISE

UC Berkeley School of Law / Administrative Law of IP / April 12, 2018

THE END OF OWNERSHIP

University of Windsor / Windsor ON / April 6, 2018
Civil Law Congress / University of Chile / March 13, 2018
CopyCamp / Warsaw PL / September 28, 2017
SXSW Interactive / Austin TX / March 15, 2017
UC Berkeley School of Law / BCLT / February 2, 2017
R Street Institute / Washington DC / December 2, 2016
Harvard University / Berkman Klein Center / November 15, 2016
Yale Law School / Information Society Project / November 3, 2016
Electronics Reuse Conference / Houston TX / October 24, 2016
Chicago-Kent College of Law / October 19, 2016
DRI Intellectual Property Seminar / Nashville TN / May 5, 2016
UC Berkeley School of Law / Software IP / April 15, 2016
University of Denver College of Law / Future World IP / February 4, 2016
CWRU School of Law / Barrister's Lecture / October 10, 2015
University of Hawaii School of Law / Faculty Colloquium / April 30, 2015
City Club of Cleveland / March 18, 2015
Lewis & Clark Law School / IP in the Trees / March 6, 2015
US Patent & Trademark Office / Works in Progress IP / February 6, 2015

WORKS IN PROGRESS IP

Conference Organizer / CWRU School of Law / February 16-17, 2018

GLOBAL PATENT LICENSING POST-LEXMARK

Patents in Global Perspective / Stanford Law School / October 20, 2017

DIGITAL LENDING WORKSHOP

Internet Archive / San Francisco CA / May 24, 2017

WHAT WE BUY WHEN WE "BUY NOW"

United States Patent & Trademark Office / April, 18 2017

University of Washington / Art & Science of the IP Deal / April, 8 2017

University of Pennsylvania / Law Review / November, 29 2016

Stanford Law School / IP Scholars Conference / August 11, 2016

Federal Trade Commission / April 5, 2016

University of Washington / Works in Progress IP / February 19, 2016

White House / Office of Science & Technology Policy / December 14, 2015

New America / Open Technology Institute / December 14, 2015

Indiana University Maurer School of Law / IP Seminar / October 22, 2015

Michigan State University College of Law / IP Seminar / October 13, 2015

DePaul College of Law / IP Scholars Conference / August 7, 2015

Ohio State University College of Law / Faculty Colloquium / July 23, 2015

COPYRIGHT SMALL CLAIMS ROUNDTABLE

UC Berkeley School of Law / BCLT / February 3, 2017

THE PSYCHOLOGY AND SOCIOLOGY OF CREATIVITY AND IP

Stanford Law School / September 9-10, 2016

DECEPTION ROUNDTABLE

University of Notre Dame Law School / May 20, 2016

SOFTWARE-ENABLED CONSUMER PRODUCTS STUDY

United State Copyright Office / May 18, 2016

WORKSHOP ON CYBERSECURITY RESEARCH

UC Berkeley School of Law / April 9-10, 2015

INTERNATIONAL IP EXHAUSTION

CWRU School of Law / The Digital Border / March 20, 2015

CREATIVITY WITHOUT LAW

Conference Organizer / CWRU School of Law / November 7, 2014

Cosponsored by the Harvard Berkman Center for Internet & Society

RECONCILING PERSONAL & INTELLECTUAL PROPERTY

Northeast Ohio Faculty Colloquium / October 31, 2014

University of British Columbia / ALPS / May 2, 2014

Santa Clara Univ. School of Law / Works in Progress IP / February 8, 2014

Indiana University McKinney School of Law / January 28, 2014

Cardozo Law School / IP Scholars Conference / August 8, 2013

RECALIBRATING COPYRIGHT

Fellow / University of Houston IPIL National Conference / May 31, 2014

U.S. PATENT AND TRADEMARK OFFICE COPYRIGHT GREEN PAPER ROUNDTABLE

Panelist / Vanderbilt University Law School / May 21, 2014

LEGISLATING DIGITAL EXHAUSTION

UC Berkeley School of Law / The Next Great Copyright Act / April 3, 2014

INTELLECTUAL PROPERTY NORMS IN THE TATTOO INDUSTRY

University of Idaho College of Law / March 10, 2014

Cleveland Intellectual Property Law Association / January 9, 2014

CWRU School of Law / Student Scholarship Lecture / November 20, 2013

University of Akron School of Law / Colloquium / February 27, 2013
University of Notre Dame Law School / Colloquium / November 20, 2012
Whittier Law School / IP Colloquium / September 20, 2012
Stanford Law School / IP Scholars Conference / August 10, 2012

ALTAI @ 21 ROUNDTABLE

UC Berkeley School of Law / BCLT / October 25, 2013

INTELLECTUAL PROPERTY V. PERSONAL PROPERTY

Computers, Freedom & Privacy / June 25, 2013

THE FUTURE OF COPYRIGHT'S FIRST SALE DOCTRINE

Columbia University / American Assembly / May 17, 2013

GENERALIZING IP NORMS

University of Notre Dame Law School / Knockoff Economy Roundtable /
January 18, 2013

READERS AS OWNERS

New York Law School / In re Books / October 26, 2012

IS COPYRIGHT'S FIRST SALE DOCTRINE DYING?

American Bar Association / Section of IP Law / June 28, 2011

TECHNOLOGICAL TRANSPARENCY AND ACCOUNTABILITY

UC Berkeley School of Law / Samuelson Clinic Tenth Anniversary /
April 1, 2011

DIGITAL EXHAUSTION

UC Berkeley School of Law / IP Scholars Conference / August 12, 2010

UNBRANDING, CONFUSION & DECEPTION

University of Michigan Law School / IP Workshop / March 24, 2010

FIXING RAM COPIES

Cardozo Law School / IP Scholars Conference / August 6, 2009

RETHINKING ANTICIRCUMVENTION'S INTEROPERABILITY POLICY

Microsoft Corporation / December 16, 2008

Stanford Law School / IP Scholars Conference / August 7, 2008

EXEMPTION PROPOSAL TESTIMONY

US Copyright Office / Anticircumvention Rulemaking / March 31, 2006

MEDIA

Featured in outlets including The Wall Street Journal, The New Yorker,
The Economist, LA Times, Bloomberg, Forbes, Playboy, Slate, Variety,
Vice, Vox, Wired, la Repubblica, BBC, CNBC, CBC, NBC, and NPR

LEGAL PRACTICE

FENWICK & WEST LLP

Litigation Associate / 2006 to 2008 / San Francisco & Mountain View CA

ELECTRONIC FRONTIER FOUNDATION

Legal Intern / 2006 / San Francisco CA

SAMUELSON LAW, TECHNOLOGY & PUBLIC POLICY CLINIC

Student Attorney / 2004 to 2006 / UC Berkeley School of Law