

# JOHN TEHRANIAN

3050 Wilshire Blvd. • Los Angeles, California 90010  
jtehranian@swlaw.edu

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## EDUCATION

**YALE LAW SCHOOL**, New Haven, Connecticut J.D., 2000

- *Yale Law Journal*, editor
- *Yale Law and Policy Review*, senior editor
- *Yale Journal of Law & Humanities*, editor
- Temporary Restraining Order Project for Battered Women

**HARVARD UNIVERSITY**, Cambridge, Massachusetts A.B., *magna cum laude*, Government, 1995

- Rank I. Graduated in three years.
- Phi Beta Kappa. National Merit Scholar.
- Palfrey Exhibition Prize for the most distinguished scholar in the senior class.
- John Harvard Scholarship and Detur Prize for academic performance of the highest distinction.
- Hekimian, Lamont, and Loeb Scholarships for outstanding character and overall achievement.

## ACADEMIC APPOINTMENTS

### Course Coverage

Constitutional Law I • Constitutional Law II • Intellectual Property (Trademark, Copyright, Patent & Trade Secrets)  
Copyright Law • Trademark and Unfair Competition Law • Entertainment and Media Law  
Cyberlaw and the Law of E-Commerce • Race and the Law • Law & Literature

**UNIVERSITY OF CALIFORNIA AT LOS ANGELES**, Los Angeles, California 2023  
*Visiting Professor of Law (2023)*

**SOUTHWESTERN LAW SCHOOL & BIEDERMAN ENTERTAINMENT AND MEDIA LAW INSTITUTE**, Los Angeles, California 2011-present  
*Paul W. Wildman Chair and Professor of Law (2016-present)*  
*Co-Interim Director, Biederman Entertainment and Media Law Institute (2018)*  
*Irwin R. Buchalter Professor of Law (2011-2015)*

- Editorial Board, JOURNAL OF INTERNATIONAL MEDIA AND ENTERTAINMENT LAW
- Inaugural Kenneth & Harle Montgomery Foundation Faculty Scholar

**RUTGERS UNIVERSITY, SCHOOL OF LAW**, Newark, New Jersey 2021-present  
*Affiliated Faculty, Center for Security, Race and Rights*

**CHAPMAN UNIVERSITY, SCHOOL OF LAW**, Orange, California 2008-2011  
*Professor of Law*  
*Director, Entertainment Law Center*

- 2010 & 2011 Law School selection, Valerie Scudder Award for Excellence in Teaching, Research & Service
- 2009 & 2011 Law School selection, Faculty Excellence in Scholarly/Creative Activity Award

**LOYOLA UNIVERSITY, SCHOOL OF LAW**, Los Angeles, California 2007-2008  
*Visiting Professor of Law*

**UNIVERSITY OF UTAH, S.J. QUINNEY COLLEGE OF LAW**, Salt Lake City, Utah 2002-2008  
*Professor of Law (2007-2008)*  
*Associate Professor of Law (2002-2007)*

- Granted tenure and promoted to rank of full professor, July, 2007

- Awarded Virgil C. Aldrich Fellowship in the Humanities, Tanner Humanities Center (2008)

**CHAPMAN UNIVERSITY, SCHOOL OF LAW**, Orange, California

2001

*Adjunct Professor of Law*

- *Entertainment Law in the Information Age: Intellectual Property, Cyberspace, and the New Media*

**YALE UNIVERSITY**, New Haven, Connecticut

1996-2000

*Teaching Fellow, Department of Economics*

- *Economics 150a: The Theory of Resource Allocation and Its Application*
- *Economics 251a: Portfolio Theory and Financial Markets*
- *Economics 252b: (Corporate) Finance*

*Teaching Fellow, Department of Political Science*

- *Political Science 393b: The Politics of Identity*

*Teaching Fellow, Department of Women's Studies.*

- *Women's Studies 295b: Introduction to Women's Studies and Feminist Thought*

*Research Fellow, Program on Agrarian Studies.*

## PUBLICATIONS

### BOOKS

THE SECRET LIFE OF COPYRIGHT: INTELLECTUAL PROPERTY AND INEQUALITY IN THE DIGITAL AGE  
(Cambridge University Press, 2024) (under contract and forthcoming)

- Employing the methodology of critical theory and drawing on a series of case studies (from crested macaques, peeping toms and Navy SEALs to celebrity social media, Wall Street statues and Broadway musicals), THE SECRET LIFE OF COPYRIGHT provides a systematic analysis of the ways in which courts have negotiated privilege and participation in the digital age by adjudicating the vesting, scope and enforcement of copyright interests and examines how these doctrinal developments have propped up, and even exacerbated, inequalities along racial, gender and socioeconomic lines, thereby both harming already marginalized communities and impoverishing the law's role in the promotion of progress in the arts.

INFRINGEMENT NATION: COPYRIGHT 2.0 AND YOU (Oxford University Press, 2011)

- “Could *you* be committing \$4.5 billion in copyright infringements every year? John Tehranian's witty, engaging book suggests that the answer might be *yes*, and explains why the fault lies not with you, but with the copyright laws.”  
—Mark A. Lemley, William H. Neukom Professor of Law, Stanford University
- “Somewhere along the line copyright became a law everyone breaks. Why that happened and what might be done is the topic of this lively and thoughtful work. Highly recommended.”  
—Tim Wu, Professor of Law, Columbia University
- “Professor Tehranian examines how the current copyright regime too often undermines the place of the individual in the cultural landscape, through subtle motions in policy and precedent. In an era when people routinely illustrate their sense of self with collections of quotes or streaming music on online profiles, Tehranian issues a call for a productive re-evaluation of the effect of copyright law, not just by industry, but by individuals themselves.”  
—Jonathan Zittrain, Professor of Law, Professor of Computer Science & Co-Founder and Faculty Co-Director, Berkman Center for Internet & Society, Harvard University
- “Tehranian presents an insightful critique of the copyright regime, including its underappreciation of non-transformative works and its hierarchy of protection that privileges sophisticated, repeat players. The book concludes with suggested reforms that might restore the copyright regime to its role as a stimulator of creativity. Infringement Nation offers unique insight into the perils of a future in which harsh sanctions and

overbroad infringement claims continue to diverge from societal norms, and makes a convincing case for immediate reform of the copyright regime.”

—*Harvard Law Review*

WHITEWASHED: AMERICA’S INVISIBLE MIDDLE-EASTERN MINORITY (New York University Press, 2009)

- A "consistently informative" work that "covers fresh legal and social territory"  
—*Publisher's Weekly*
- “A learned, witty, and analytically biting analysis of race politics and race jurisprudence. A brilliant case that race is understood through performance and is hostage to the politics of fear. Tehranian's legal and intellectual thriller is hard to put down.”  
—James C. Scott, Sterling Professor of Political Science and Anthropology, Yale University
- "Tehranian has written a compelling account of discrimination against those of Middle Eastern descent. His book is an important addition to the literature on race in America and could not be more timely."  
—Erwin Chemerinsky, Founding Dean and Distinguished Professor of Law, University of California, Irvine, School of Law
- “Superb. . . [O]ught to be read by any Critical Race scholar, and ought to be part of many undergraduate courses ranging from the specific, such as Middle Eastern culture in the U.S., to the very general, such as an introductory Ethnic Studies course. . . . [C]ompelling personal narratives throughout the book . . . should appeal to the mainstream reader.”  
—Steven Bender, author of *Greasers and Gringos: Latinos, Law, and the American Imagination*
- “A crisply-written manuscript on a timely and important subject.”  
—Kevin R. Johnson, Dean, Professor of Law, and Mabie-Apallas Public Interest Law Chair, University of California at Davis

## JOURNAL ARTICLES (Non-Symposium)

*Attributive Use: Toward a New Fair Use Standard and the Closing of Copyright's Crediting Gap*, 96 SOUTHERN CALIFORNIA LAW REVIEW 1 (2022).

*The Subject Strikes Back: Intellectual Property Law, Visual Pleasure and Resistance in the Arts*, 71 AMERICAN UNIVERSITY LAW REVIEW 1367 (2022).

*Paternalism, Tolerance & Acceptance: Modeling the Evolution of Equal Protection in the Constitutional Canon*, 62 WILLIAM & MARY LAW REVIEW 1615 (2021).

*Is Kim Kardashian White (And Why Does It Matter Anyway)? Racial Fluidity, Identity Mutability and the Future of Anti-Discrimination Law*, 58 HOUSTON LAW REVIEW 151 (2020).

*Changing Race: Fluidity, Immutability and the Evolution of Equal-Protection Jurisprudence*, 22 UNIVERSITY OF PENNSYLVANIA JOURNAL OF CONSTITUTIONAL LAW 1 (2019).

*Copyright's Male Gaze: Authorship and Inequality in a Panoptic World*, 41 HARVARD JOURNAL OF LAW & GENDER 343 (2018).

*It'll Break Your Heart Every Time: Race, Romanticism and the Struggle for Civil Rights in Litigating Baseball's Antitrust Exemption*, 46 HOFSTRA LAW REVIEW 947 (2018).

*Sex, Drones & Videotape: Rethinking Copyright's Authorship-Fixation Conflation in the Age of Performance*, 68 HASTINGS LAW JOURNAL 1319 (2017).

*The New ©ensorship*, 101 IOWA LAW REVIEW 245 (2015).

*Derivative Works 2.0: Reconsidering Transformative Use in the Age of Crowdsourced Creation*, 109 NORTHWESTERN UNIVERSITY LAW REVIEW 383 (2015) (co-authored with Jacqueline Lipton).

*Playing Cowboys and Iranians: Selective Colorblindness and the Legal Construction of White Geographies in the Age of Obama*, 86 UNIVERSITY OF COLORADO LAW REVIEW 1 (2015).

- An Intersystemic View of Intellectual Property and Free Speech*, 81 *GEORGE WASHINGTON LAW REVIEW* 1 (2012) (co-authored with Mark Bartholomew).
- Towards a Critical IP Theory: Copyright, Consecration & Control*, 2012 *B.Y.U. LAW REVIEW* 1237 (2012).
- Parchment, Pixels and Personhood: Users Rights and the IP (Identity Politics) of IP (Intellectual Property)*, 82 *UNIVERSITY OF COLORADO LAW REVIEW* 1 (2011).
- The Emperor Has No Copyright: Registration, Cultural Hierarchy, and the Myth of American Copyright Militancy*, 24 *BERKELEY TECHNOLOGY LAW JOURNAL* 1397 (2009).
- The Last Minstrel Show? Racial Profiling, the War on Terrorism and the Mass Media*, 41 *CONNECTICUT LAW REVIEW* 781 (2009).
- Compulsory Whiteness: Towards a Middle-Eastern Legal Scholarship*, 82 *INDIANA LAW JOURNAL* 1 (2007).
- The Secret Life of Legal Doctrine: The Divergent Evolution of Secondary Liability in Trademark and Copyright Law*, 21 *BERKELEY TECHNOLOGY LAW JOURNAL* 1363 (2006) (co-authored with Mark Bartholomew).
- Whither Copyright? Transformative Use, Free Speech and an Intermediate Liability Proposal*, 2005 *B.Y.U. LAW REVIEW* 1201 (2005).
- Et Tu, Fair Use? The Triumph of Natural-Law Copyright*, 38 *U.C. DAVIS LAW REVIEW* 465 (2005).
- All Rights Reserved? Reassessing Copyright and Patent Enforcement in the Digital Age*, 72 *UNIVERSITY OF CINCINNATI LAW REVIEW* 45 (2003).
- Sanitizing Cyberspace: Obscenity, Miller, and the Future of Public Discourse on the Internet*, 11 *JOURNAL OF INTELLECTUAL PROPERTY LAW* 1 (2003).
- Optimizing Piracy: Achieving Efficient Management of Intellectual Property Portfolios*, in *I CONGRESO INTERNACIONAL DE LA SOCIEDAD DE LA INFORMACION (CISIC) 2003 ANNUAL PROCEEDINGS* (2003).
- The Creation of Legal Identities Proper to the State: The Case of the Permanent Family Surname*, 44 *COMPARATIVE STUDIES IN SOCIETY AND HISTORY* 4 (2002) (co-authored with James C. Scott and Jeremy Mathias).
- A New Segregation? Race, Rice v. Cayetano, and the Constitutionality of Hawaiian-Only Education and the Kamehameha Schools*, 23 *UNIVERSITY OF HAWAII LAW REVIEW* 109 (2000).
- Performing Whiteness: Naturalization Litigation and the Construction of Racial Identity in America*, 109 *YALE LAW JOURNAL* 817 (2000).
- The Economics of Delayed Access: Developing Nations and Satellite Technology*, 17 *TELECOMMUNICATIONS POLICY* 517 (1993) (co-authored with Meheroo Jussawalla).

## **JOURNAL ARTICLES (Symposium)**

- Guantanamo's Greatest Hits: The Semiotics of Sound and the Protection of Performer Rights under the Lanham Act*, 16 *VANDERBILT JOURNAL OF ENTERTAINMENT & TECHNOLOGY LAW* 41 (2013) (invited symposium on *Performer Rights*).
- Critical Legal Activism and Netroots Movements*, 31 *CARDOZO ARTS & ENTERTAINMENT LAW JOURNAL* 624 (2013) (invited symposium on *Critical Legal Studies and the Politicization of Intellectual Property and Information Law*) (transcript of speech).
- Curbing Copyblight: Three Modest Proposals*, 14 *VANDERBILT JOURNAL OF ENTERTAINMENT & TECHNOLOGY LAW* 993 (2012) (invited symposium issue on *Copyright & Creativity*) (selected by Thomson Reuters (West) as one of the best law review articles in the field of intellectual property published in 2012 and republished in the *INTELLECTUAL PROPERTY LAW REVIEW* (Thomson Reuters (West) 2013)).

*Selective Racialization: Middle-Eastern Identity and the Faustian Pact with Whiteness*, 40 CONNECTICUT LAW REVIEW 1201 (2008) (invited symposium issue on *Unconscious Racism: Celebrating the 20<sup>th</sup> Anniversary of Charles Lawrence's The Id, the Ego and Equal Protection*).

*Infringement Nation: Copyright Reform and the Law/Norm Gap*, 2007 UTAH LAW REVIEW 537 (2007) (editor of special symposium issue on *Fixing Copyright: Proposals for Change from Leading Theorists*, featuring articles by Dan Burk, Wendy Gordon, Peter Jaszi, David Nimmer, Pamela Samuelson, and Rebecca Tushnet, among others).

## BOOK CHAPTERS

*Statutory Damages*, in ENCYCLOPEDIA OF INTELLECTUAL PROPERTY LAW (Marco Ricolfi, Irini Stamatoudi, Paul Torremans & Peter Yu, eds.) (Edward Elgar Publishing) (forthcoming).

*Load, Aim & Shoot: Subject Rights and the Law of the Camera*, in ART LAW: CASES AND CONTROVERSIES, 113-145 (Paul E. Bain, ed. 2022) (LexisNexis).

*The Middle Easterner as the Other*, in PRIVILEGE: A READER (Michael S. Kimmel and Abby L. Ferber eds.; Westview Press 2016, 4<sup>th</sup> Ed.) (anthologization).

*The Changing Landscape of Trademark Law in Tinseltown: From Debbie Does Dallas to The Hangover*, in HOLLYWOOD AND THE LAW (Paul McDonald, Eric Hoyt, Emily Carman, and Philip Drake eds. 2015) (Palgrave Macmillan/British Film Institute Press) (co-authored with Mark Bartholomew).

*Dangerous Undertakings: Sacred Texts and Copyright's Myth of Aesthetic Neutrality*, in THE SAGE HANDBOOK OF INTELLECTUAL PROPERTY 418 (Matthew David & Debora Halbert eds. 2014) (Sage Publications).

*From Friendly Foreigner to Enemy Alien*, in THE MEANING OF DIFFERENCE: AMERICAN CONSTRUCTIONS OF RACE, SEX AND GENDER, SOCIAL CLASS, SEXUAL ORIENTATION, AND DISABILITY (Karen Rosenblum & Toni-Michelle Travis eds., 2012) (McGraw-Hill Ryerson) (anthologization).

*Racial Categories Are Social Constructions*, in RACE RELATIONS (Karen Miller ed.; Greenhaven Press, 2011) (anthologization).

*The Last Minstrel Show*, in NATIONAL SECURITY, CIVIL LIBERTIES AND THE WAR ON TERROR 265 (M. Katherine Baird Darmer & Richard Fybel, eds.; Prometheus Books, 2011) (anthologization).

*The Creation of Legal Identities Proper to the State*, in NEW CRITICAL WRITINGS IN POLITICAL SOCIOLOGY, VOLUME ONE: POWER, STATE AND INEQUALITY (Adam Scott, Kate Nash & Anna Marie Smith, eds.; Ashgate Publishing, 2009) (co-authored with James C. Scott and Jeremy Mathias) (anthologization).

*Et Tu, Fair Use?*, in FAIR USE – A COPYRIGHT DEFENSE (A.V. Narshimha Rao ed.; Icfai University Press, 2009) (anthologization).

*Government Surnames and Legal Identities*, in NATIONAL IDENTIFICATION SYSTEMS: ESSAYS IN OPPOSITION 11 (Carl Watner, ed.; McFarland & Co., 2004) (co-authored with James C. Scott and Jeremy Mathias) (anthologization).

*Famine and the Rule of Law: Freedom of the Press, Regime Consolidation and the Politics of Starvation. A Study of the 1982-1985 Droughts in Ethiopia, Kenya and Zimbabwe*, in NOT BY BREAD ALONE: FOOD SECURITY AND GOVERNANCE IN AFRICA 145 (Ade Ogundiran et al. eds., 1999).

*Foreword* to TELECOMMUNICATIONS: BRIDGE TO THE 21ST CENTURY (Meheroo Jussawalla ed., 1995) (co-authored with Meheroo Jussawalla).

## PERIODICAL ARTICLES

*©ensored: Copyright's Festering Free-Speech Problem*, 9:5 ABA LANDSLIDE (May-June 2017).

*Constitutionalizing Infringement: Balancing Copyright and Free Speech*, COPYRIGHT & NEW MEDIA LAW QUARTERLY (Fall 2016).

*Copyright Law Has a Free Speech Problem*, THE RECORDER (March 10, 2016).

*Copyright in the 21st Century: The Heart of Every Matter*, DAILY JOURNAL (Aug. 5, 2011).

*Sometimes White, Sometimes Not: Colorblindness, Diversity and the Middle-Eastern American Question*, THE CHRONICLE OF HIGHER EDUCATION (Sept. 26, 2008) (special supplement on “Diversity in Academe”).

*Aloha, Section 1981: Reconsidering Race Neutrality, Equal Opportunity and Civil Rights Litigation*, THE LEGAL TIMES (June 19, 2006).

*Copyright Liability After Grokster*, CALIFORNIA LAWYER 37 (Nov. 2005).

*The High Court in Cyberspace: MGM v. Grokster, Digital Copyright, and Secondary Infringement Theories*, 47:4 ORANGE COUNTY LAWYER 22 (Apr. 2005), reprinted in 18:2 UTAH BAR JOURNAL 24 (Mar./Apr. 2005).

## BOOK REVIEWS

*Transforming Africulture*, 35 JOURNAL OF MODERN AFRICAN STUDIES 757 (1997) (reviewing JOHN H. SANDERS ET AL., THE ECONOMICS OF AGRICULTURAL TECHNOLOGY IN SEMIARID SUB-SAHARAN AFRICA (1997)).

Meheroo Jussawalla and John Tehranian, *Christiano Antonelli's The Diffusion of Advanced Telecommunications in Developing Countries*, 5 INFORMATION ECONOMICS AND POLICY 197 (1993) (book review) (co-authored with Meheroo Jussawalla).

## NOTABLE CASE LAW AND SUPREME COURT-RELATED CITATIONS

- *Oklahoma Association of Broadcasters, Inc. v. City of Norman*, 390 P.3d 689 (Okla. 2016) (citing John Tehranian, *The New ©ensorship*, 101 IOWA L. REV. 245 (2015) for the proposition that copyright status should not prevent a party from using copyrighted material as an exhibit in a legal proceeding).
- Brief for Petitioner, *Kirtsaeng v. John Wiley & Sons, Inc.*, No. 15-375 (S. Ct. 2016) (citing John Tehranian, *Curbing Copyblight*, 14 VAND. J. ENT. & TECH. L. 993 (2012) to establish that lower courts have continued to apply a ‘dual standard’ in the assessment of fees under section 505 of the Copyright Act, in contravention of the Supreme Court’s holding in *Fogerty v. Fantasy, Inc.*, 510 U.S. 517 (1994)).
- *Petrov v. Hebert Research, Inc.*, 2015 WL 4508708 (W.D. Wash. July 24, 2015) (citing John Tehranian, *Performing Whiteness*, 109 YALE L. J. 817, 825-827 (2000), as persuasive authority supporting federal district court’s decision to recognize Slavs as an identifiable class upon which a section 1981 violation based on allegations of race discrimination can be supported).
- *Beastie Boys v. Monster Energy Co.*, 66 F.Supp.3d 424 (S.D.N.Y. 2014) (citing John Tehranian, *Guantanamo’s Greatest Hits: The Semiotics of Sound and the Protection of Performer Rights Under the Lanham Act*, 16 VAND. J. ENT. & TECH. L. (2013) as persuasive authority as to why Beastie Boys’ claims for false endorsement should be allowed to move forward to a jury trial)
- *U.S. v. Richards*, 755 F.3d 269 (5<sup>th</sup> Cir. 2014) (citing John Tehranian, *Sanitizing Cyberspace*, 11 J. INTELL. PROP. L. 1, 6 (2003), as persuasive authority in Fifth Circuit’s decision to reverse the dismissal of indictments, on First Amendment grounds, for the creation and distribution of animal ‘crush’ videos in violation of federal statute amended after the Supreme Court’s decision in *United States v. Stevens* (2010))
- *Leone v. Commissioner, Indian Bureau of Motor Vehicles*, 933 N.E.2d 1244 (Ind. 2010) (citing James C. Scott, John Tehranian and Jeremy Mathias, *The Creation of Legal Identities Proper to the State: The Case of the Permanent Family Surname*, 44 COMPARATIVE STUDIES IN SOCIETY AND HISTORY 4 (2002)).

## LITIGATION EXPERIENCE

<b>ONE LLP</b> , Newport Beach and Beverly Hills, California <i>Founding Partner</i> (2009-present)	2009-present
<b>TURNER GREEN LLP</b> , Costa Mesa, California <i>Partner</i> (2009) <i>Of Counsel</i> (2004-2008)	2004-2009
<b>APPELLATE DEFENDERS, INC.</b> , San Diego, California <i>Public Defender for the State of California, California Court of Appeal, Fourth District</i>	2003-2004
<b>O'MELVENY &amp; MYERS LLP</b> , Newport Beach, California <i>Litigation Associate, Intellectual Property &amp; Technology Department.</i>	2000-2002
<b>MUNGER, TOLLES &amp; OLSON LLP</b> , Los Angeles, California <i>Summer Associate</i>	1999
<b>GREENBERG GLUSKER FIELDS CLAMAN &amp; MACHTINGER LLP</b> , Century City, California <i>Summer Associate</i>	1999
<b>CADES, SCHUTTE, FLEMING &amp; WRIGHT</b> , Honolulu, Hawaii <i>Summer Associate</i>	1998

Practice Focus:

- Litigating, counseling and providing crisis management in the areas of intellectual property, entertainment and constitutional law.
- Handling high-profile copyright, trademark, right of publicity and First Amendment disputes involving numerous legends from the worlds of music (Bootsy Collins, Don Henley, B.B. King, Madonna), film (Luis Bunuel, Harold Lloyd), fashion (Jeremy Scott), theater (Stephen Sondheim), photography (David LaChapelle, Annie Leibovitz), literature (John Fante, Ernest Hemingway, Frank Herbert, Jules Verne) and athletics (Oscar de la Hoya, Tony Parker, Dean Potter).

Reported Cases:

- *Ventura Content, Ltd. v. Motherless, Inc.*, 885 F.3d 597 (9<sup>th</sup> Cir. 2018) (obtaining binding authority on the metes and bounds of the DMCA safe harbor's takedown, repeat infringer, right-and-ability-to-control and knowledge standards)
- *Mavrix Photographs LLC v. LiveJournal, Inc.*, 853 F.3d 1020, amended by 873 F.3d 1045 (9<sup>th</sup> Cir. 2017) (successfully obtaining unanimous reversal of summary judgment grant for defendant and finding there were genuine issues of material fact on whether LiveJournal qualified for the DMCA safe harbor, including whether infringing content was "posted at the direction of users," whether LiveJournal possessed actual or red-flag knowledge of infringement and whether LiveJournal lacked the right and ability to control infringements from which it financially benefitted; remand for trial on the merits)
- *Direct Technologies, LLC v. Electronic Arts, Inc.*, 836 F.3d 1059 (9<sup>th</sup> Cir. 2016) (successfully obtaining unanimous reversal of summary judgment grant for defendant and finding there were genuine issues of material fact on plaintiff's copyright infringement claim regarding the non-functionality and originality of the flash-drive design for *The Sims* video game and whether plaintiff qualified as a joint author thereof; remanded for trial on the merits)
- *Mavrix Photo, Inc. v. Brand Technologies, Inc.*, 647 F.3d 1218 (9<sup>th</sup> Cir. 2011) (successfully obtaining unanimous reversal of a dismissal of an Internet-based copyright infringement case on personal jurisdiction grounds)
- *Henley v. DeVore*, 733 F. Supp. 2d 1144 (C.D. Cal. 2010) (splitting a summary judgment ruling in a copyright and trademark dispute between renowned rock musician Don Henley and a California politician running for the United States Senate)
- *McCormick v. Amir Const. Inc.*, 279 Fed. Appx. 470 (9<sup>th</sup> Cir. 2008) (successfully obtaining the affirmance of the dismissal of a suit against client for alleged architectural copyright infringement involving two multi-million dollar Tuscan-style mansions on the grounds that plaintiffs lacked standing and legal or beneficial interest in the relevant copyright to pursue their claims)
- *Rainwater v. Alarcon*, 268 Fed. Appx. 531 (9<sup>th</sup> Cir. 2008) (successfully obtaining overturning of a grant of summary judgment against client on Fourteenth Amendment grounds in a civil rights suit against the State of California for the administration of medication to civilly committed individuals without informed consent)
- *Fusion Entertainment v. Josh Agle, Inc.*, 2007 Copr.L.Dec. P 29,493 (D. Colo. 2008)

(successfully obtaining dismissal of a copyright declaratory relief claims against client for lack of personal jurisdiction)

- *X17, Inc. v. Mario Lavandeira (dba Perez Hilton)*, 563 F.Supp. 2d 1102 (C.D. Cal. 2007)  
(successfully obtaining the denial of motion to dismiss against client's complaint for 'hot news' misappropriation of celebrity photographs; first case to ever extend "hot news" misappropriation cause of action to photographs and first reported federal case to rule on the continued viability of the 'hot news' tort under California law despite potential federal preemption concerns under the 1976 Copyright Act)
- *Tehrani v. Hamilton Medical, Inc.*, 331 F.3d 1355 (Fed. Cir. 2003)  
(reversing a multi-million dollar patent infringement verdict and related grant of attorneys' fees)
- *Taylor v. Delatoore*, 281 F.3d 844 (9<sup>th</sup> Cir. 2002)  
(successfully obtaining reversal the lower court's dismissal of client's civil rights claims and affirming the right of a mentally and physically disabled indigent to proceed in forma pauperis and have his suit adjudicated on the merits)

## EXPERT WITNESS EXPERIENCE

### Intellectual Property

- *Heavenly Couture, Inc. v. Julia Brufke Wenger et al.*, No. 11-04021 (C.D. Cal.) (case involving alleged infringement of successful retail brand's trademarks)
- *Vander Music, Inc. v. Azteca International Corp.*, No. 08-08184 JHN (RCx) (C.D. Cal.) (case involving alleged infringement of sound recordings by Mexican broadcasting company)
- *Data Mechanix v. Interdata Recovery Systems et al.*, No. 8-06CV-00607 (C.D. Cal) (case involving alleged infringement of computer source code)
- *Candle Warmers Etc., Inc. v. Pro-Mark, Inc. et al.*, No. 1-03CV-00153 TS (D. Utah) (case involving alleged infringement of product labeling and instructions for home appliance manufacturer)
- *Techni-Graphic Services, Inc. v. Majestic Homes, Inc. et al.*, No. 2-02CV-923 DAK (D. Utah) (case involving alleged infringement of architectural works and construction designs under the Architectural Works Copyright Protection Act)

### Civil Rights

- *Wilson et al. v. The Pepsi Cola Bottling Group, Inc. et al.*, No. 1-07CV-1030 (N.D. Ga.) (case involving alleged civil rights violations under 42 U.S.C. § 1981 for defendant's preferred pricing deals for convenience store owners on the basis of Ismaili status)

## HONORS

- Named one of the top music lawyers by *Billboard Magazine* (2016)
- Named one of *Variety's* top 50 entertainment lawyers in the world in its annual *Legal Impact Report* (2013)
- Named a "Super Lawyer" by *Southern California Super Lawyers* (2014-present)
- Named a "Rising Star" by *Southern California Super Lawyers* (2012, 2013)
- Named one of Orange County's "Top Lawyers" and one of Orange County's "Top Five Intellectual Property Lawyers" (2009-present) and "Top Five Litigators" (2010) by the *Orange County Register/Orange Coast Magazine (Metro Magazine)*
- Awarded *The Wiley W. Manuel Award for Pro Bono Legal Services* by the Board of Governors of the State Bar of California in recognition of pro bono work on behalf of low-income clients (2007)

## BOARDS AND PROFESSIONAL AFFILIATIONS

- American, California, and Orange County Bar Associations.
- American Intellectual Property Law Association (Copyright Law Committee, Education Committee, Patent Litigation Committee).
- Los Angeles Copyright Society
- International Association for the Study of Popular Music, Fair Use Committee
- Court Admissions:
  - All California state courts (2000)
  - United States District Court for the Central District of California (2000)
  - United States Court of Appeals for the Ninth Circuit (2000)



- United States District Court for the Northern District of California (2001)
- United States Court of Appeals for the Federal Circuit (2002)
- United States District Court for the District of Colorado (2007)
- United States District Court for the Southern District of Indiana (2010)
- United States District Court for the Central District of Illinois (2017)
- United States Supreme Court (2018)
- United States District Court for the Western District of Texas (2019)
- United States District Court for the Southern District of California (2021)
- National Board of Advisors, Iranian American Bar Association (2009-present)
- Member, Board of Directors, Congo BioMed (2008-present)

## **COMMUNITY SERVICE**

- Volunteer Attorney, Pro Bono Project, United States Court of Appeals for the Ninth Circuit
- Volunteer Attorney, Constitutional Rights Foundation, Peer Court Program (2000-2002)
- Special Prosecutor for the City of Redondo Beach, California (2001-2002)
- Volunteer Mock Trial Coach at Trabuco Hills High School, Mission Viejo, California (2001-2002)
- Pro Bono Attorney, Public Counsel, Los Angeles, California (2001-present)
- Fellow, Leigh Steinberg Leadership Institute at the Anti-Defamation League of B'nai B'rith (2002-2003)
- Volunteer Educator on Intellectual Property Rights, Utah Council for Citizen Diplomacy (2003-2007)
- Volunteer Mock Trial Coach at Laguna Beach High School, Laguna Beach, California (2006-2007)

## **UNIVERSITY SERVICE**

### Southwestern Law School

- Faculty Tenure, Retention and Promotion Committee (2014-present)
- Faculty Development Committee (2011-present)
- Faculty Hiring Committee (Entry Level and Laterals) (2020-2021)
- Placement Committee (2019-2020)
- Entertainment Law Society, Faculty Advisor (2017-present)
- Planning Committee, 16<sup>th</sup> Annual Entertainment and Media Law Conference (Southwestern Law School & Media Law Resources Council)
- Interim Co-Director, Biederman Entertainment and Media Law Institute (2018)
- Co-Director, London Summer International Entertainment Law Program (2018)
- Standing Committee on Sabbatical (Faculty Research) Leaves (2014-2016, 2022-present)
- Keck (KGI) Advisory Committee (2012-2014)
- Externship Committee (2011-2014)

### Chapman University

- Founder and Director, Entertainment Law Center (2008-2011)
- Founder, Distinguished Entertainment and Sports Law Speaker Series (2008-2011)
- Faculty Advisor, Chapman Entertainment and Sports Law Society (2008-2011)
- Law School Faculty Appointments Committee (2008-2009)
- Law School Long-Term Planning Committee (2009-2010)
- Law School Committee on Teaching, Education and Speakers (2009-2010)
- Faculty Advisor, *Chapman Law Review* (2010-2011)
- Law School Dean Search Committee (2010-2011)

### University of Utah

- Founding Faculty Advisor, Student Intellectual Property Law Association (2002-2008)
- Founding Faculty Advisor, Student Sports and Entertainment Law Forum (2003-2008)
- Faculty Advisor, Giles Rich Moot Court Competition in Patent Law (2003-2008)
- Faculty Advisor, Saul Lefkowitz Moot Court Competition in Trademark Law (2003-2008)
- College of Law Admissions Committee (2002-2003)
- College of Law Curriculum Committee (2003-2004)
- College of Law Faculty Appointments/Hiring Committee (2004-2005, 2007-2008)

- College of Law Computer Steering Committee (2005-2006)
- College of Law Readmissions Committee (2005-2006)
- College of Law Competitions Committee (2005-2006)
- College of Law Awards Committee (2006-2007)
- School of Business Academic Misconduct Appeals Committee (2006-2008)
- Helped to establish Technology Commercialization Office Clinic (2006-2007)

## **PRESENTATIONS, LECTURES, PANEL AND FORUM PARTICIPATION**

*Domestic and Global Solidarity: Understanding Critical Race Theory, Systemic Inequities, and Intersectional Allyship*

- Iranian American Bar Association, Los Angeles, California, October 25, 2022.

*The Subject in Copyright/The Copyright in Subjects*

- Annual Meeting of the Law and Society Association, Lisbon, Portugal, July 14, 2022.

*Armenian Cultural Patrimony and the Nagorno-Karabakh Conflict: Race, Heritage and Human Rights*

- Conference on Human Rights & Accountability: The Aftermath of War, Center for Truth & Justice, American University of Armenia, Yerevan, Armenia, June 1, 2022.

*The Socio-Legal Construction of White Geographies: MENA and the Debate over Racial Classification*

- Global Citizenship Lecture Series, Santa Monica College, Santa Monica, California, March 8, 2022.

*The Phantom MENA: Racial Classification, Diversity and the Representation of Individuals of Middle-Eastern/North African (“MENA”) Descent in the Media*

- Colloquium on Race, Racism, and American Media, Georgetown University School of Law & University of Houston Law Center, Washington D.C, February 26, 2022.

*Asynchronous Education Content and Intellectual Property Ownership: Balancing the Rights of Professors and Institutions*

- AALS Technology, Law & Legal Education Section, Annual Meeting of the American Association of Law Schools, New York, New York, January 7, 2022.

*Race, Religion and Liberty: Sahar Aziz’s The Racial Muslim: When Racism Quashes Religious Freedom*

- Center on Race, Law & Justice, Fordham University School of Law, New York, New York, November 30, 2021.

*Is the World’s Most Famous (Armenian-American) Reality Star White (And Why Does It Matter Anyway)? A Conversation on Diversity, Racial Fluidity and the MENA Classification*

- Armenian Bar Association, California Lawyers Association: Racial Justice Committee, Arab American Lawyers Association of Southern California, National Arab American Bar Association, and Multi-Cultural Bar Alliance, Los Angeles, California, October 13, 2021.

*Is Kim Kardashian White (And Why Does It Matter Anyway)?*

- Institute of Communities and Society, University of Brunel, London, United Kingdom, September 15, 2021.

*Law, Racial Fluidity and the Politics of the Body in the Body Politic: The Curious Case of Kim Kardashian*

- Annual Meeting of the Law and Society Association, Chicago, Illinois, May 28, 2021.

*Copyright’s White Gaze and the Ownership of Representations of Indigenous Bodies*

- Intellectual Property and Cultural Appropriation, The Copyright Society of the U.S.A. & Roger Williams School of Law, Providence, Rhode Island, March 31, 2021.

*How Close Is Too Close? The Fight over Substantial Similarity in Entertainment Works (Moot Court Argument Representing Plaintiff in Screenplay Infringement Suit)*

- 18<sup>th</sup> Annual Entertainment and Media Law Conference, Medial Law Resource Center, Los Angeles, California, March 3, 2021.

*A Conversation with John Tehranian*

- (emphasis added) Podcast (One Hour Interview), University of Houston Law Center, Houston, Texas, December 21, 2020.

*Campaign Music, Tear Gas & What It Means to Be American*

- Top of Mind with Julie Rose, BYU Radio, Sirius XM 143, July 2, 2020.

*Racial Identity and Authenticity: A Fireside Chat with John Tehranian*

- Hogan Lovells LLP, July 17, 2020.

*Changing Race: Fluidity, Immutability and Equal Protection*

- National Conference of Constitutional Law Scholars, University of Arizona School of Law, Tucson, Arizona, March 20, 2020 (invited speaker but conference cancelled due to COVID-19 pandemic).

*Hate Speech and Its Consequences: The Costs & Benefits of the First Amendment*

- Constitutional Rights Foundation, 38<sup>th</sup> Annual Law Day Conference, Orange, California, March 3, 2020.

*Changing Race: Fluidity, Immutability and Equal Protection*

- American Constitutional Society Constitutional Law Scholars Forum, Barry University School of Law, Orlando, Florida, February 28, 2020.

*Transracialism: Rethinking the Immutability Assumption in Equal-Protection Jurisprudence*

- Critical Race Studies Program, University of California at Los Angeles, School of Law, Westwood, California, February 3, 2020.

*Transracialism: Rethinking the Immutability Assumption in Equal-Protection Jurisprudence*

- Annual Conference of the Law and Society Association of Australia and New Zealand, Southern Cross University, Gold Coast, Australia, December 5, 2019.

*Navigating Disruption: Instagram and Copyright Confusion*

- Digital Media Licensing Association Annual Conference, Marina del Ray, California, October 29, 2019.

*Practicing Entertainment Law from the OC*

- Dale S. Fowler School of Law, Chapman University, Orange, California, October 24, 2019.

*Intellectual Property, Identity & Innovation Policy*

- University of San Diego School of Law, San Diego, California, October 21, 2019.

*White Today, Gone Tomorrow: Racial Fluidity, Doctrinal Immutability and the Evolution of Equal-Protection Jurisprudence*

- Annual Meeting of the Law and Society Association, Washington, D.C., June 1, 2019.

*The Law and Politics of Diversity and Inclusion Policies in the Era of Trump*

- Iranian American Bar Association Annual Conference, Beverly Hills, California, November 17, 2018.

*Colin Kaepernick and the First Amendment*

- Colin Kaepernick and the First Amendment Take a Knee, American Civil Liberties Union of Southern California Pasadena/Foothills Chapter Forum, Glendale, California, August 14, 2018.

*Copyright's Male Gaze*

- Annual Meeting of the Law and Society Association, Toronto, Canada, June 9, 2018.

*Everything You Always Wanted to Know about Whiteness but Were Afraid to Ask, Part II: Selective Colorblindness and the Evolving Geographies of Whiteness*

- Goldberg Kohn Ltd., Chicago, Illinois, June 7, 2018.

*Judicial Myopia and Racial Animus*

- Racial Animus Symposium, Stetson University College of Law, Gulfport, Florida, April 20, 2018.

*White Today, Gone Tomorrow? Selective Colorblindness, the Legal Construction of Race and the Debate over a New Middle Eastern North African (MENA) Category on the U.S. Census*

- Eastern European Bar, Armenian Bar Association, Arab American Lawyers and Iranian American Bar Association Joint Conference, Los Angeles, California, March 29, 2018.

*The DMCA's Thin Blue Line: ©ensorship, Rights Enforcement and the Future of the Safe Harbor*

- The DMCA at 20 Symposium, Texas A&M University School of Law, Fort Worth, Texas, March 23, 2018.

*The Role of Ethnic Bar Associations in the Post-Obama Era*

- Iranian American Bar Association Annual Gala, Los Angeles, California, March 15, 2018.

*Trademark Law and the First Amendment*

- 42<sup>nd</sup> Annual IP Institute, State Bar of California Intellectual Property Law Section, Newport Beach, California, November 2, 2017.

*Rethinking Authorship*

- Annual Meeting of the Law and Society Association, Mexico City, Mexico, June 20, 2017.

*The DMCA, YouTube and You: Charting the Future of Music Online*

- Music Business Association Annual Conference ("Music Biz 2017"), Nashville, Tennessee, May 15, 2017.

*Navigating the YouTube Safe Harbor and the Dispute over "User-Generated" Content*

- South by Southwest (SXSW), Austin, Texas, March 16, 2017.

*Understanding the DMCA as a Content Owner, Creator, and User*

- National Association of Music Merchants (NAMM), Anaheim, California, January 22, 2017.

*Selective Colorblindness and the Evolving Geographies of Whiteness*

- 2016 Conference of the Law & Society Association of Australia and New Zealand: *Disruption, Temporality, Law: The Future of Law & Society Scholarship*, Griffith University, School of Law, Brisbane, Australia, December 3, 2016.

*Sex, Drones and Videotape: Copyright's Problematic Creation-Fixation Conflation*

- Whittier Law Review Symposium on *Emerging Dilemmas in Entertainment Law: Resolving Technology's New Ethnical Concerns*, Whittier School of Law, Costa Mesa, California, November 11, 2016.

*Performance Anxiety: Rethinking Copyright's Authorship Doctrine*

- Corporate Innovation and Legal Policy, University of San Diego, School of Law, San Diego, California, October 26, 2016.

*Managing and Protecting IP Across Borders*

- GetGobal 2016, Los Angeles, California, October 20, 2016.

*Racial Injustice Roundtable*

- Loyola Law School, Los Angeles, California, August 30, 2016.

*Copyright and New Technologies: Re-Examining the DMCA Safe Harbor*

- 2016 Cutting Edge Entertainment Law Seminar, New Orleans, Louisiana, August 26, 2016.

*An Update on the Fair Use Doctrine and the Myth of Aesthetic Neutrality: What Gone with the Wind, J.D. Salinger and Appropriationist Art Can Teach Us*

- 2016 Cutting Edge Entertainment Law Seminar, New Orleans, Louisiana, August 26, 2016.

*The New ©ensorship*

- Annual Meeting of the Law and Society Association, New Orleans, Louisiana, June 4, 2016.

*©ensored: Copyright's Free-Speech Problem*

- Legal Frontiers in Digital Media, Media Law Resource Center and Berkeley Center for Law & Technology, Mountain View, California, May 19, 2016.

*Changing Race in a Selectively Colorblind Society: Second-Class Citizenship and the Evolving Geographies of Whiteness*

- *Citizenship in Times of Crisis* Symposium, Center for Law, Culture and History, University of Southern California Law School, Los Angeles, California, April 1, 2016.

*Copyright Litigation and Careers in Entertainment Law*

- Intellectual Property Law Association, School of Law, University of San Diego, San Diego, California, March 7, 2016.

*Intellectual Property, Design and Branding Protection in Fashion*

- 2016 MAGIC Fashion Convention, Las Vegas, Nevada, February 17, 2016.

*3D Printing and Digital Videos in the Age of Body Cams and Periscope*

- Copyright Society of the USA, Mid-Winter Meeting, New Orleans, Louisiana, February 13, 2016.

*A Preview of Fisher v. University of Texas at Austin: Affirmative Action Teeters on the Brink*

- First Monday in October Supreme Court Preview, American Constitutional Society and Federalist Society, Southwestern Law School, Los Angeles, October 5, 2015.

*The New ©ensorship*

- 12<sup>th</sup> Annual International Conference on Law, Athens Institute for Education and Research, Athens, Greece, July 14, 2015.

*The Creation of a New MENA (“Middle Eastern or North African”) Category on the United States Census*

- Expert Forum on Ethnic Groups from the Middle East and North Africa, United States Census Bureau, Suitland, Maryland, May 29, 2015.

*Selective Colorblindness and the Legal Construction of White Geographies*

- Association for Law, Property & Society Sixth Annual Meeting, University of Georgia School of Law, Athens, Georgia, May 1, 2015.

*Celebrity and Privacy Rights*

- Moderator, Second Annual Online Privacy Conference, Donald E. Biederman Entertainment and Media Law Institute, Southwestern Law School, Los Angeles, California, April 17, 2015.

*Who’s Afraid of Hussein? Racialization and the War on Terrorism in the Age of Obama*

- Post-9/11 Racialization of Middle Eastern and South Asian Communities, Critical Race Studies Program, University of California at Los Angeles, Westwood, California, April 1, 2015.

*Copyright, Censorship and the Crafting of a Federal Anti-SLAPP Statute*

- Fifth Annual Internet Law Works-in-Progress Conference, High Tech Law Institute, Santa Clara University School of Law, Santa Clara, California, March 7, 2015.

*A New York Times v. Sullivan for Copyright Law: Creative Properties and First Amendment Restraints on Intellectual Property Enforcement*

- Creative Properties Intellectual Property, University of California at Irvine Creative Economies Center, Center in Law, Society and Culture, School of the Humanities and School of Law, Irvine, California, February 20, 2015.

*Dangerous Undertakings: Sacred Texts and Copyright’s Myth of Aesthetic Neutrality*

- SBA Faculty Research Series, Southwestern Law School, Los Angeles, California, February 11, 2015.

*The History of Whiteness: Everything You Always Wanted to Know about Race But Were Afraid to Ask*

- Fox Entertainment Group, Century City, California, January 28, 2015.

*Infringement Liability, Aereo and the Future of Cloud Computing and Technological Innovation*

- New Media Legal Publishing One-Hour Videotaped CLE Program for distribution through West Group, Katten, Muchin Rosenman LLP, Century City, California, January 14, 2015.

*Up in the Air for Aereo: The Supreme Court Decision and the Latest Developments*

- Beverly Hills Bar Association (Entertainment Law Section and IP, Internet & New Media Law Section) and Federal Communications Bar Association, Beverly Hills, California, August 27, 2014.

*An Entertainment and Intellectual Property Primer from a Litigation Perspective*

- Iranian American Bar Association National Conference, Los Angeles, California, August 23, 2014.

*Protecting Talent's Brand*

- Bloom Hergott Diemer Rosenthal LaViolette Feldman Schenkman & Goodman, LLP, CLE Lecture, Beverly Hills, California, May 19, 2014.

*The New Censorship*

- Association for Law, Property & Society Annual Meeting, University of British Columbia, Vancouver, Canada, May 3, 2014.

*Pathways to Success: Career Networking*

- University of California at Los Angeles School of Law, Westwood, California, March 19, 2014.

*The New Censorship*

- Arizona State University Legal Scholars Workshop, Sandra Day O'Connor College of Law, Temple, Arizona, March 15, 2014.

*Selective Colorblindness: White Geographies in the Age of Obama*

- 2014 Asian-American Law Journal Annual Symposium: Strangers & Stereotypes, University of California at Berkeley School of Law, Berkeley, California, March 13, 2014.

*Playing Cowboys and Iranians: Selective Colorblindness, Middle Eastern Identity, and the Geographies of Whiteness*

- National Endowment for the Humanities Bridging Cultures Lecture Series, California State University at Fresno (Fresno State), California, November 18, 2013

*Demystifying Intellectual Property Law*

- Folk Alliance Region West Annual Conference, Irvine, California, October 11, 2013.

*Protecting Talent's Brand*

- Sloane, Offer, Weber & Dern LLP, CLE Lecture, Beverly Hills, California, October 3, 2013.

*Dangerous Undertakings: Copyright's Myth of Aesthetic Neutrality*

- Institute for Advanced Studies, Durham University, Durham, United Kingdom, June 30, 2013.

*The Aereo Litigation and the Future of Broadcast Television*

- New Media Legal Publishing One-Hour Videotaped CLE Program for distribution through West Group, Munger Tolles & Olson LLP, Los Angeles, California, May 17, 2013.

*Critical Intellectual Property Theory*

- Annual Symposium of the Cardozo Arts & Entertainment Law Journal: Critical Legal Studies and the Politicization of Intellectual Property and Information Law, Benjamin N. Cardozo School of Law, Yeshiva University, New York, New York, April 7, 2013.

*The Internet, Baseball and Judicial Romanticism*

- Third Annual Internet Law Works-in-Progress Conference, High Tech Law Institute, Santa Clara University School of Law, Santa Clara, California, March 16, 2013.

*White Geographies, Colorblindness and Race in the Age of Obama*

- Arizona State University Legal Scholars Workshop, Sandra Day O'Connor College of Law, Temple, Arizona, March 9, 2013.

*Changing the [Law School] Curriculum to Keep Pace with Technology*

- Moderator, Annual Symposium of the Chapman Law Review on The Future of Law, Business, and Legal Education: How to Prepare Students to Meet Corporate Needs, Chapman University School of Law, Orange, California, February 1, 2013.

*Performer Rights in Music*

- Annual Symposium of the Vanderbilt Journal of Entertainment & Technology Law, Performers' Rights, Vanderbilt University School of Law, Nashville, Tennessee, January 25, 2013.

*Who's Afraid of Hussein? The Trope of Colorblindness in the Age of Obama*

- International Conference on the Iranian Diaspora, Iranian Alliances Across Borders, University of California at Los Angeles, Westwood, California, October 13, 2012.

*Control and Consecration in Cultural Reproduction: Towards a Critical Copyright Theory*

- Critical Legal Conference, Royal Institute of Technology, Stockholm, Sweden, September 14, 2012.

*Remedying Copyblight*

- Annual Meeting of the Law and Society Association, Honolulu, Hawai'i, June 7, 2012.

*Copyright Trolls? Rethinking Intellectual Property Asset Management and Investment Companies*

- American Intellectual Property Law Association Annual Spring Meeting, Austin, Texas, May 10, 2012.

*Selective Racialization and the Politics of Whiteness*

- Alliant International University, Alhambra, California, April 10, 2012.

*The Meaning of Public Domain: The Wizard of Oz, Betty Boop and the Intersection of Copyright and Trademark Law*

- Media Law Resource Center, California Chapter, Los Angeles, California, March 21, 2012.

*Curbing Copyblight*

- Arizona State University Legal Scholars Workshop, Sandra Day O'Connor College of Law, Temple, Arizona, March 17, 2012.

*Remedying Copyright Overreach*

- Annual Symposium of the Vanderbilt Journal of Entertainment & Technology Law, Copyright & Creativity: Perspectives on Originality, Authorship, and Expression, Vanderbilt University School of Law, Nashville, Tennessee, January 27, 2012.

*Patent Monetization*

- Utah State Bar – Intellectual Property Law Section, Salt Lake City, Utah, January 19, 2012.

*IP and the iPhone: Balancing the Interests of Users and Intellectual Property Rightsholders in a Mobile Era*

- 29<sup>th</sup> Annual Law Review Symposium: The Law of the Smart Phone, Center for Intellectual Property Law and the Whittier Law Review, Whittier Law School, Costa Mesa, California, November 4, 2011.

*Whitewashed*

- Distinguished Speaker Series, University of Toledo School of Law, Toledo, Ohio, September 26, 2011.

*Racial Profiling, Race Discrimination and the Trope of Colorblindness*

- 3<sup>rd</sup> Annual Southwest Criminal Law Conference, University of California, Irvine School of Law & Chapman University School of Law, Orange, California, September 16, 2011.

*Derivatives 2.0*

- 11<sup>th</sup> Annual Intellectual Property Scholars Conference, DePaul University College of Law, Center for Intellectual Property Law & Information Technology, Chicago, Illinois, August 12, 2011.

*The Ins and Outs of Clearances. . . Celebrities and More*

- Licensing University, Licensing International Expo of the International Licensing Industry Merchandising Association, Las Vegas, Nevada, June 15, 2011.

*Fair or Fared? Comparing First Amendment Defenses in Copyright, Right of Publicity and Trademark Cases*

- Annual Meeting of the Law and Society Association, San Francisco, California, June 2, 2011.

*Freedom of Speech at Military Funerals and Other Solemn Events*

- Constitutional Rights Foundation's 29<sup>th</sup> Annual Law Day Conference, Whittier Law School, Costa Mesa, California, May 17, 2011.

*The Coming Copyright Termination Crisis*

- Orange County Patent Lawyers Association, Irvine, California, April 21, 2011.

*What Nirvana, Harriet Beecher Stowe and Nirvana Can Teach Us About Copyright Law*

- Entertainment and Sports Law Society, Chapman University School of Law, Orange, California, April 19, 2011.

*Infringement Nation: Copyright 2.0 and You*

- Association for the Study of Law, Culture & the Humanities, 14<sup>th</sup> Annual Conference, University of Nevada, Las Vegas, William S. Boyd School of Law, Las Vegas, Nevada, March 12, 2011.

*Comparative International Privacy Law*

- Paparazzi Law in a Flash: Examining California's Past, Present and Future, Loyola of Los Angeles Entertainment Law Review, Loyola Law School, Los Angeles, California, February 25, 2011 (co-moderator).

*Paparazzi Law in a Flash: The Past Historical and Legal Framework*

- Loyola of Los Angeles Entertainment Law Review, Loyola Law School, Los Angeles, California, February 25 2011.

*Infringement Nation: Copyright 2.0 and You*

- Southwestern University, Los Angeles, California, February 17, 2011.

*The Coming Copyright Termination Crisis*

- American Intellectual Property Law Association Online Seminar/CLE, February 16, 2011.

*Copyright Litigation and Legal Process*

- Industry Content Protection Retreat, Beverly Hills, California, February 7, 2011.

*Copyright, Consecration and Control: Towards a Critical Intellectual Property Theory*

- 17<sup>th</sup> Annual Conference of Asian Pacific American Law Faculty (CAPALF)/Western Law Teachers of Color (WLTC), Honolulu, Hawai'i, December 12, 2010.

*Rebellious Intellectual Property Lawyering*

- Society of American Law Teachers Bi-Annual Teaching Conference, University of Hawai'i, William S. Richardson School of Law, Honolulu, Hawai'i, December 11, 2010.

*Users Rights and the Identity Politics of Intellectual Property*

- 10<sup>th</sup> Annual Intellectual Property Scholars Conference, Berkeley Center for Law & Technology, University of California at Berkeley, Boalt Hall School of Law and Stanford Program in Law, Science and Technology, Stanford Law School, Berkeley, California, August 13, 2010.

*Selective Racialization: Middle Eastern Identity and the Law*

- Examining the Experiences of Iranian-American Youth: An Ecological Approach, American Psychological Association Annual Convention, San Diego, California, August 12, 2010.

*The Emperor Has No Copyright: Registration, Cultural Hierarchy and the Myth of American Copyright*

- Annual Meeting of the Law and Society Association, Chicago, Illinois, May 28, 2010.

*Fair Use, Lies and Videotape: Lucas Hilderbrand's Inherent Vice*

- Southern California Intellectual Property Law Professors Conference, University of California at Irvine School of Law, Irvine, California, May 13, 2010.

*Visual Rights to the City: Billboards and the First Amendment*

- MAK Center for Art and Architecture at the Schindler House and the Library Foundation of Los Angeles, Los Angeles, California, March 24, 2010.

*Locating the User in Copyright's Theoretical Skein*

- Faculty Workshop, Arizona State University School of Law, March 15, 2010.

*Intersectionality and Intellectual Property: Applying Critical Theory to Copyright*

- 4<sup>th</sup> Annual Critical Race Studies Symposium, University of California at Los Angeles, March 12, 2010.

*United States Census Town Hall Meeting: Stand Up and Be Counted (Los Angeles)*

- United States Census 2010, Los Angeles, California, February 11, 2010.



*Ethnic Politics in the Age of Obama*

- Iranian American Bar Association, Annual Fundraiser, San Diego, California, February 6, 2010.

*Practicing Entertainment Law*

- American Bar Association, Law Student Division, 9<sup>th</sup> Circuit Spring Meeting and Governor Election, February 5, 2010.

*Dismantling the Axis of Evil: Reforming Middle Eastern Representations in Hollywood and Seeking Sounder Public Policy after 9/11 in the Age of Obama*

- Levantine Cultural Center, Los Angeles, California, November 10, 2009.

*The Last Minstrel Show? The War on Terrorism, Mass Media and the Middle Eastern Question*

- Pacific Council on International Policy, Los Angeles, California, November 9, 2009.

*Liberating Copyright: Moving Beyond Free Speech (Commentator)*

- UCLA Entertainment, Media and Intellectual Property Colloquium Workshop, University of California at Los Angeles Law School, Westwood, California, November 8, 2009.

*United States Census Town Hall Meeting: Stand Up and Be Counted (Orange County)*

- United States Census 2010, Irvine, California, November 5, 2009.

*Re-Inventing the Enemy Within: Anti-Arab and Islamophobic Legal Discourse and Practice Beyond September 11<sup>th</sup>*

- Critical Race Studies Program, University of California at Los Angeles School of Law, Westwood, California, November 4, 2009.

*Protecting Your Intellectual Property: Copyright and Trademark Basics for Writers and Filmmakers*

- California Lawyers for the Arts, Film & Media Seminar Series 2009, Santa Monica, California, October 28, 2009.

*The Future of Intellectual Property Practice*

- Los Angeles Intellectual Property Law Association and University of California at Los Angeles School of Law, Westwood, California, October 14, 2009.

*Whitewashed: America's Invisible Middle Eastern Minority*

- American Constitutional Society, Eugene, Oregon, October 12, 2009.

*The Emperor Has No Copyright: Registration, Cultural Hierarchy and the Myth of American Copyright Militancy*

- Lectures and Awards Speaker Series 2009-2010, University of Oregon, College of Law, Eugene, Oregon, October 12, 2009.

*Movies and Multiracial Imaginaries: Identity and Sovereignty Between and Beyond Legal Borders*

- Fourteenth Annual LatCrit Conference, American University, Washington College of Law, Washington, D.C., October 2, 2009.

*What Every Talent Agent Should Know about Copyright Law: Copyright Ownership, Reversion and Termination*

- International Creative Management (ICM), MGM Studios, Los Angeles, California, September 29, 2009.

*The ABCs of Intellectual Property Law*

- California Lawyers for the Arts, Santa Monica, California, July 15, 2009.

*Stare Decisis and the Risks of Romanticism: Curt Flood and the Civil Rights Movement*

- Trust, Antitrust, and Curt Flood, Baseball and Freedom III: 21<sup>st</sup> Annual Cooperstown Symposium on Baseball and American Culture, National Baseball Hall of Fame and Museum, Cooperstown, New York, June 3, 2009.

*Author Meets Reader: Whitewashed*

- Annual Meeting of the Law and Society Association, Denver, Colorado, May 29, 2009.

*Form over Function: Privileged Texts and the Copyright Act*

- Conference on the 100<sup>th</sup> Anniversary of the 1909 Copyright Act, Berkeley Center for Law & Technology, University of California at Berkeley School of Law and High Technology Law Institute, Santa Clara University School of Law, Santa Clara, California, April 30, 2009.

*Colorblind Race Formations: Law, Foreign Policy and the Making of Terrorists*

- Association of Asian American Studies Annual Conference, Honolulu, Hawai'i, April 24, 2009.

*Classifying a Community: Definitions of Race and Ethnic Identity*

- 4<sup>th</sup> Annual International Conference on the Iranian Diaspora, Iranian Alliances Across Borders, University of California at Berkeley, Berkeley, California, April 4, 2009.

*The Hapa Presidency*

- 15<sup>th</sup> Annual Conference of Asian Pacific American Law Faculty (CAPALF), University of California at Davis School of Law, Davis, California, March 28, 2009.

*Legal Practice and the Academy*

- Whittier Law School, Costa Mesa, California, March 25, 2009.

*Et Tu, Fair Use? Copyright Law and the Academy in the Digital Age,*

- Digital Humanities Lecture Series, Academic Technology and Digital Media Program, Chapman University, Orange, California, March 19, 2009.

*Whiteness in American History*

- ARPA Institute, Sherman Oaks, California, December 11, 2008.

*Regimes and Politics of Whiteness*

- Re-Orienting Whiteness Conference, School of Historical Studies, Monash University, and Australia Critical Race and Whiteness Studies Association, Melbourne, Australia, December 4, 2008.

*A War on Terror and Law's Imperial Legacy: Examples from Race, Space and Resources*

- Thirteenth Annual LatCrit Conference, Seattle University School of Law, Seattle, Washington, October 4, 2008.

*Infringement Nations*

- Intellectual Property, Innovation, and the Marketplace, Joint Annual Meetings of the Law and Society Association and Canadian Law and Society Association, Montreal, Canada, May 31, 2008.

*Re-examining Licensing Opportunities*

- Licensing Executives Society, Orange County Chapter, Irvine, California, May 20, 2008.

*The Law of Art, the Art of Law: What Every Artist Needs to Know about Copyright*

- Mountain West Conference on the Arts, Utah Arts Council, Salt Lake City, Utah, May 8, 2008.

*Legacies: When is the Past Really Past?*

- Joint Conference of the Western Law Teachers of Color (WLTC) and Conference of Asian Pacific American Law Faculty (CAPALF), University of Denver, Sturm College of Law, Denver, Colorado, April 25, 2008.

*Panel Discussion on Recent Intellectual Property and Cyberlaw Decisions with Judge Carlos Bea, United States Court of Appeals for the Ninth Circuit*

- Jurist-in-Residence Program, Chapman University, School of Law, Orange, California, April 18, 2008.

*Performing Orientalism, Inscribing Whiteness*

- Critical Race Studies Program, University of California at Los Angeles, School of Law, Los Angeles, California, April 9, 2008.

*Persian Identity: Perspectives from the Inside and Out*

- Book Reading, Iranian American Bar Association, Los Angeles, California, March 15, 2008.

*To Be or Not To Be 'White': Racial Identification and Classification of People of Color in 21<sup>st</sup> Century America*

- Symposium: Should "People of Color" Become a United Coalition? Legal and Political Challenges for 21<sup>st</sup> Century America, New York University School of Law, New York, New York, March 4, 2008.

*The (D)evolution of Publicity Rights*

- Publicity Rights in Bytes: Contemporary Issues in Entertainment & Sports Law, Chapman Law Review 2008 Annual Symposium, Chapman University, School of Law, Orange, California, February 8, 2008.

*Thinking about Law School*

- Iranian American Bar Association, University of California at Los Angeles Los Angeles, California, January 24, 2008.

*Law, Race and the Construction of Middle-Eastern Identity*

- Iranian Law Student Association, Loyola Law School, Loyola University, Los Angeles, California, November 6, 2007.

*Selective Racialization: Unconscious Discrimination and the Faustian Pact with Whiteness*

- Unconscious Racism Symposium, Connecticut Law Review, University of Connecticut, Hartford, Connecticut, November 2, 2007.

*Re-examining the Meaning of the Ninth Amendment*

- Federalist Society, Loyola Law School, Loyola University, Los Angeles, California, October 9, 2007.

*Whitewashed: America's Invisible Middle Eastern Minority*

- Race in Multi-Racial America, Law and Society in the 21<sup>st</sup> Century: The Joint Annual Meetings of the Law and Society Association and Research Committee on Sociology of Law (International Sociology Association), Humboldt University, Berlin, Germany, July 26, 2007.

*The Newest Immigrants and the Media*

- Film and Immigration Symposium, Media and Public Interest Institute, Chapman University, Dodge College of Media and Fine Arts, Orange, California, April 28, 2007.

*Domestic Enforcement of Foreign Copyright Violations*

- International Intellectual Property: Recent Developments and Future Trends, 3<sup>rd</sup> Annual Symposium, Center for Global Trade & Development, Chapman University, School of Law, Orange, California, April 19, 2007.

*Smells Like Copyright Spirit: What Nirvana, Uncle Tom's Cabin and Seinfeld Can Teach Us About Intellectual Property Law*

- Jackie Chiles Society, University of Utah, S.J. Quinney College of Law, Salt Lake City, Utah, March 27, 2007.

*Current Legal Issues Facing the Music and Movie Industries*

- Entertainment and Sports Law Society, Chapman University, School of Law, Orange, California, March 22, 2007.

*Intellectual Property and the High-Tech Entrepreneur: Emerging Legal Issues*

- Faculty Seminar, University of Utah, Department of Bioengineering, February 26, 2007.

*Trademarks in Cyberspace: Domain Names, Metatags and Online Infringement*

- Continuing Legal Education Seminar, Clark County Bar Association, Las Vegas, Nevada, January 26, 2007.

*Charting Secondary Liability Theories in Trademark and Copyright Law*

- 6th Annual Intellectual Property Scholars Conference, Berkeley Center for Law & Technology, University of California at Berkeley, Boalt Hall School of Law and Stanford Program in Law, Science and Technology, Stanford Law School, Berkeley, California, August 10, 2006.

*Intellectual Property Rights, Technological Innovation and the Future of Health Care*

- Guest Lecturer for BSH 5000: Behavioral Science and Health Senior Capstone Course, University of Utah, Behavioral Science and Health Program, March 21, 2006.

*Competing with Free Media: Lessons from the Music Industry*

- 16<sup>th</sup> Annual Los Angeles County Bar Association Entertainment Industry Labor and Employment Law Conference: Key Issues Facing the Music, Sports and Motion Picture Industries, Los Angeles, California, December 2, 2005.

*Reformulating Defenses to Third Party Liability in Intellectual Property Law*

- Conference on Third Party-Liability on Intellectual Property, High Tech Law Institute, Santa Clara University School of Law, Santa Clara, California, October 7, 2005.

*Expanding Access to Proprietary Data Sources*

- 5<sup>th</sup> Annual Policy Summit of the Future of Music Coalition and Social Science Research Council Data Consortium Initiative, Washington, D.C., September 12, 2005.

*Transcending Copyright's Infringement/Fair Use Dichotomy*

- UC-Berkeley Center for Law & Technology and University of Wisconsin Institute for Legal Studies History of Copyright Workshop, Napa Valley, California, May 21, 2005.

*International Law in American Constitutional Jurisprudence: Roper v. Simmons and the Juvenile Death Penalty*

- The Peter M. Elliott American Inn of Court, Newport Beach, California, May 12, 2005.

*Copyright, Moral Rights, and User Rights: The Manipulation of Protected Content in the Digital Age*

- The A. Sherman Christensen American Inn of Court, Provo, Utah, January 23, 2005.

*Lawrence v. Texas: The Right to Sexual Privacy and Its Implications*

- The Warren J. Ferguson American Inn of Court, Orange, California, November 8, 2004.

*Third Annual Preview of the Supreme Court: An Update of Intellectual Property Law*

- Orange County Patent Law Association and Chapman University School of Law, Orange, California, October 12, 2004.

*Copyright's Transformative Use Doctrine and the Jurisprudence of Post-Modern and Appropriationist Art*

- Intellectual Bar Section, Utah State Bar Association, Law & Justice Center, Salt Lake City, Utah, April 7, 2004.

*Et Tu, Fair Use? Natural Law Copyright and the First Amendment*

- Utah Supreme Court and Court of Appeals 2004 Annual Judicial Conference, St. George, Utah, March 9, 2004.

*Copyright in the Early Years: Utilitarianism and the Heuristics of the Infringement Calculus*

- Utah State Bar Association Downtown CLE Lecture Series, Salt Lake City, Utah, November 18, 2003.

*Removing the Welcome Mat? Political Asylum Litigation and America's War on Terror*

- Middle East and Central Asia Politics, Economics, and Society Conference, University of Utah, Department of Political Science, Salt Lake City, Utah, October 17, 2003.

*Content Protection in the Entertainment Industry in the Post-Napster Era*

- High Tech Law Institute, Santa Clara University School of Law, Santa Clara, California, December 4, 2002.

*The Constitutionality of Proposition 21: Trying Teenagers as Adults in California*

- Constitutional Rights Foundation, Law Day, Costa Mesa, California, May 3, 2002.

*The Manipulation of Mores: An Economic Analysis of the Quest for an Intellectual Property Morality*

- Center for Law, Technology, and Communications, Thomas Jefferson School of Law, San Diego, California, December 3, 2001.

*Optimizing Piracy: The Uses and Limits of Intellectual Property Right Enforcement in the Cyberage*

- Center for the Study of Law, Science, and Technology, Arizona State University, College of Law, Tempe, Arizona, November 29, 2001.
- Institute for Intellectual Property and Information Law, University of Houston Law Center, Houston, Texas, November 30, 2001.
- Center for Intellectual Property Law, Whittier Law School, Costa Mesa, California, January 11, 2002.
- University of Michigan Law School, Ann Arbor, Michigan, January 21, 2002.

*Creating the White Republic: Assimilation, Naturalization and the Law*

- University of Utah, S.J. Quinney College of Law, Salt Lake City, Utah, November 27, 2001.

*Litigating Race at the Supreme Court: Past, Present and Future*

- University of California, Hastings College of the Law, San Francisco, California, November 6, 2001.