

## Works in Progress Intellectual Property Colloquium 2006

### Conference Program

All conference events will take place at the University of Pittsburgh School of Law, 3900 Forbes Avenue, Pittsburgh, PA 15260; (412) 648-1400

Friday, October 6, 2006

11:30 a.m. -  
12:30 p.m.

**Registration [box lunches will be available] [Room 113]**

12:30 p.m. -  
1:00 p.m.

**Introduction, Dean's Welcome, and Administrative Announcements [Room 113]**

1:00 p.m. -  
2:30 p.m.

#### Panel 1 / Room 113

**Jane Winn**

University of Washington  
*Legitimate Authority in the FOSS Community*

**Bruce Boyden**

Washington & Lee University  
*Copyright's Middle Ground: The Role of the Player in Creating Video Game Audiovisual Displays*

**Jay Kesan**

University of Illinois  
*Intellectual Property Rights Legislation and Incentives and R&D Investment in Agricultural Biotechnology: United States and Argentina*

#### Panel 2 / Room 111

**Eddan Katz**

Yale Information Society Project  
*Copyright Contraband: The Criminalization of Technology in Cyberspace*

**Irene Calboli**

Marquette University  
*A Critical Analysis of the Doctrine of Naked Licenses in Trademark Law*

**Mark McKenna**

St. Louis University  
*Trademarks and Contextual Meaning*

2:30 p.m. -  
3:00 p.m.

**Break**

3:00 p.m. -  
4:30 p.m.

#### Panel 1 / Room 113

**Christopher Holman**

University of Missouri Kansas City  
*Do Exclusionary Settlements of Hatch-Waxman Patent Suits Violate Antitrust Law?*

**Mark Lemley**

Stanford University  
*The (Unnoticed) Death of the Doctrine of Equivalents*

**Michael Meurer**

Boston University  
*If You Can't Tell the Boundaries, It Ain't Property*

#### Panel 2 / Room 111

**Dan Cahoy**

The Pennsylvania State University  
*Confronting Myths and Myopia on the Road from Doha*

**Srividhya Ragavan**

University of Oklahoma  
*Of the Unequals of the Uruguay Round*

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4:30 p.m. -

Break

5:00 p.m.

5:00 p.m. -

#### Panel 1 / Room 113

**Brett Frischmann**

Loyola University Chicago  
and **Michael Madison**  
University of Pittsburgh  
*IP, Pooling Arrangements, and  
Constructed Environments*

**Gaia Bernstein**

Seton Hall University  
*In the Shadow of Innovation*

**Michael Carroll**

Villanova University  
*Intellectual Property in the Twenty-  
First Century*

#### Panel 2 / Room 111

**Peter Yu**

Michigan State University  
*Reconceptualizing Intellectual  
Property Rights in the Human  
Rights Framework*

**David Welkowitz**

Whittier Law School  
*Privatizing of Human Rights? The  
Application of the European Con-  
vention on Human Rights to Intel-  
lectual Property*

**Andrew Torrance**

University of Kansas  
*An Extinction Bar To Patentability*

6:30 p.m.  
onward

Drinks and Dinner in the Law School's Alcoa Room

Saturday, October 7, 2006

8:30 a.m. -

Coffee, juice, fruit, and bagels

9:30 a.m.

9:30 a.m. -

#### Panel 1 / Room 113

**Scott Boone**

Appalachian School of Law  
*On Virtual Property and Copyright*

**Peter Winn**

Office of the U.S. Attorney, W.D.  
Washington, and University of  
Washington  
*Unauthorized Access, Computer  
Trespass and Privacy*

**David Levine**

Stanford Center for Internet and  
Society  
*Secrecy and Unaccountability:  
Trade Secrets in the Public Infra-  
structure*

#### Panel 2 / Room 111

**Kelly Casey**

University of Maryland  
*Courts as Machines? Legal Uncer-  
tainty in Patent Law*

**Dennis Crouch**

Boston University  
*The Patent Lottery: Exploiting Be-  
havioral Economics for the Com-  
mon Good*

**Frank Pasquale**

Seton Hall University  
*How Innovation Can Undermine  
Equity and Efficiency: The Rise of  
Primarily-Position-Enhancing Infor-  
mation*

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Saturday, October 7, 2006

11:00 a.m. -  
11:30 a.m.

Break

11:30 a.m. -  
1:00 p.m.

#### Panel 1 / Room 113

##### Jacqueline Lipton

Case Western Reserve University  
*Gripe Sites and Parodies in Cyberspace: Framing a Domain Name Policy to Facilitate Free Speech*

##### Rebecca Tushnet

Georgetown University  
*My Fair Ladies: Sex, Gender, and Transformative Use in Copyright* (forthcoming, American Univ. J. Gender, Social Policy & the Law (2007).

##### Eric Goldman

Santa Clara University  
*Online Word of Mouth and Its Implications for Trademark Law*

#### Panel 2 / Room 111

##### Elizabeth Townsend Gard

Seattle University  
*Unpublished Works in the Public Domain: The Opening of a New Frontier*

##### Christine Galbraith

University of Maine  
*A Panoptic Approach to Information Policy: Utilizing a More Balanced Theory of Property in Order to Ensure the Existence of a Prodigious Public Domain*

##### Michael Landau

Georgia State University  
*Intellectual Property and the Demise of Exclusive Rights*

1:00 p.m. -  
1:30 p.m.

Break [box lunches will be available]

1:30 p.m. -  
3:00 p.m.

#### Panel 1 / Room 113

##### Susan Richey

Pierce Law  
*Wages for the Sin of Omission in the Trademark Office: Should Applicants Be Under a Duty to Disclose?*

##### Sean Pager

Seattle University  
*Creeping Genericide: The Dilemma of Geographical/Process Certification Marks*

##### Jasmine Abdel-khalik

University of Missouri Kansas City  
*Timing is Everything: Of Trademark Applications, Self-Disparagement, and Post-Registration Limitations to Scandalous and Disparaging Trademarks*

#### Panel 2 / Room 111

##### Laura Heymann

College of William & Mary  
*The Trademark/Copyright Divide*

##### Eileen Kane

The Pennsylvania State University  
*Patentable Subject Matter: Border Conflicts Revisited*

##### Gerard Magliocca

Indiana University -- Indianapolis  
*Blackberries and Barnyards: Patent Trolls and the Dilemma of Hybrid Information*