

APPOINTMENTS	Northeastern University School of Law Associate Professor of Law	2023 –
	Harvard Law School Petrie-Flom Center for Health Law Policy, Biotechnology, & Bioethics Research Fellow & Lecturer on Law	2021 – 2023
	George Washington University Law School Visiting Associate Professor & Frank H. Marks Intellectual Property Fellow	2020 – 2021
	University of Kansas School of Law Visiting Assistant Professor	2019 – 2020
	Hanken School of Economics Fellow	2019 – 2020
EDUCATION	University of Cambridge, Trinity College Ph.D., Law, Cambridge International Scholar (full merit scholarship & stipend)	2019
	Harvard Law School LL.M.	2011
	Chicago-Kent College of Law J.D., Order of the Coif, High Honors (Top 5%)	2008
	University of Michigan B.A., High Distinction, Political Science & Philosophy (minor)	2005
INTERESTS	Primary Interests Drug & Device Law, Health Law, Intellectual Property, Torts Secondary Interests Administrative Law, Law & Philosophy, Private Law Theory	
LAW REVIEW PUBLICATIONS	<ol style="list-style-type: none"><i>On Copyright Utilitarianism</i> (with Patrick Goold) 99 INDIANA LAW JOURNAL __ (forthcoming 2024)<i>Off-Label Speech</i> 72 EMORY LAW JOURNAL 549 (2023)<i>Copyright, Moral Rights, and the Social Self</i> 34 YALE JOURNAL OF LAW & THE HUMANITIES __ (forthcoming 2023)<i>Off-Label Innovation</i> 56 GEORGIA LAW REVIEW 701 (2022)<i>Trademark Law & Consumer Safety</i> 72 FLORIDA LAW REVIEW 673 (2020) <p style="text-align: center;">└ covered by Camilla Hardy, WRITTEN DESCRIPTION BLOG, July 30, 2020</p>	

6. *Analogies in IP: Moral Rights*
21 **YALE JOURNAL OF LAW & TECHNOLOGY** 337 (2019)
 7. *The Confusion Trap: Rethinking Parody in Trademark Law*
88 **WASHINGTON LAW REVIEW** 1021 (2013)
 - ┆ cited in Appellant's Brief in VIP Products LLC, Plaintiff-counter-defendant - Appellant, v. Jack Daniel's Properties, Inc., 2018 WL 5907101 (9th Cir. 2018)
 8. *An Empirical Analysis of Fair Use Decisions Under the Uniform Domain-Name Dispute-Resolution Policy*,
53 **BOSTON COLLEGE LAW REVIEW** 65 (2012)
 - ┆ cited in JAMES GRIMMELMANN, *INTERNET LAW: CASES AND PROBLEMS* (11th ed. 2021)
 - ┆ covered by *MANAGING IP MAGAZINE* in two articles (including interview)
 9. *Explaining the Supreme Court's Shrinking Docket* (with Ryan J. Owens)
53 **WILLIAM & MARY LAW REVIEW** 1219 (2012)
 10. *Culture, Creativity, & Copyright*
28 **CARDOZO ARTS & ENTERTAINMENT LAW JOURNAL** 279 (2011)
 11. *Reasonable Perception and Parody in Copyright Law*
2010 **UTAH LAW REVIEW** 779 (2010)
 - ┆ cited in AIPLA Amicus Curiae Brief in Supp. of Neither Party on Writ of Cert. to the U.S. Supreme Court, Andy Warhol Found. for the Visual Arts, Inc., v. Goldsmith, 2022 WL 2288959 (U.S.)
 12. *In Search of (Maintaining) the Truth: The Use of Copyright Law by Religious Organizations*
16 **MICHIGAN TELECOMMUNICATIONS & TECHNOLOGY LAW REVIEW** 355 (2010)
 13. *Teaching Without Infringement: A New Model for Educational Fair Use*
20 **FORDHAM INTELLECTUAL PROPERTY, MEDIA & ENTERTAINMENT LAW JOURNAL** 453 (2010)
 14. *Mo' Money, Mo' Problems: Should Appellate Courts Have Nonparty Jurisdiction Over Lawyers' Appeals From Nonmonetary Sanctions?*
78 **UNIVERSITY OF CINCINNATI LAW REVIEW** 183 (2009)
 15. *Register Trademarks and Keep the Faith: Trademarks, Religion, and Identity*
49 **IDEA** 233 (2009)
 - ┆ 1st Place, IDEA Student Writing Competition
 - ┆ cited in *Sovereign Military Hospitaller v. Florida Priory of Knights Hospitallers*, 816 F. Supp. 1290 (S.D. Fla. 2011)
 - ┆ cited in Brief in Support of Petition for Certiorari to the U.S. Supreme Court, *Universal Church, Inc. v. Toellner*, 2019 WL 1556321 (U.S.)
- PEER REVIEWED & SHORTER WORKS**
16. *Lucky IP* (with Patrick Goold)
OXFORD JOURNAL OF LEGAL STUDIES gqac006 (2022) (peer reviewed)
 17. *Skating the Line Between Wellness Products and Regulated Devices: Strategies and Implications* (with I. Glenn Cohen & Carmel Shachar)
9 **JOURNAL OF LAW & BIOSCIENCES** 1 (2022) (peer reviewed)

- └ covered in MEDTECH INSIGHT, *JAMA: 'General Wellness' Apps Could Pose Patient Safety Quandary*
- 18. *Should Alexa Diagnose Alzheimer's?: Legal and Ethical Issues With At-Home Consumer Devices* (with Barbara Evans, Carmel Shachar, and I. Glenn Cohen)
3 **CELL REPORTS MEDICINE** 1 (2022) (peer reviewed)
 - └ covered in INVERSE, *Alexa Could Diagnose Alzheimer's and Other Brain Conditions – Should It?*
- 19. *Unsettled Liability Issues for "Pre-diagnostic" Wearables and Health-Related Products* (with I. Glenn Cohen & Carmel Shachar)
JOURNAL OF THE AMERICAN MEDICAL ASS'N (2022) (peer reviewed)
- 20. *At-Home Diagnostics and the Device vs Wellness Line* (with I. Glenn Cohen & Carmel Shachar)
327 **JOURNAL OF THE AMERICAN MEDICAL ASSOCIATION** 523 (2022) (peer reviewed)
- 21. *The Hospital-at-Home Presents Novel Liabilities for Physicians, Hospitals, Caregivers, and Patients* (with I. Glenn Cohen, Anaeze Offodile, & Celynne Balatbat)
NATURE MEDICINE (2022) (peer reviewed)
- 22. *Patient Data Ownership: Who Owns Your Health?* (with Kathleen Liddell & Anneke Lucassen)
8 **JOURNAL OF LAW & BIOSCIENCES** 1 (2021) (peer reviewed)
 - └ received the Hanken Foundation (Stiftelsen Svenska handelshögskolan) Scholarly Award
- 23. *Telehealth to Address Health Disparities: Potential, Pitfalls, and Paths Ahead* (with Carmel Shachar)
49 **JOURNAL OF LAW, MEDICINE & ETHICS** 415 (2021) (invited)
- 24. *Taxing the Poor Through Real Estate Transfers*
2020 **ILLINOIS LAW REVIEW ONLINE** 29 (2020)
- 25. *A Legal Stimulus*
NORTHWESTERN UNIVERSITY LAW REVIEW OF NOTE (2020)
- 26. *Legal Realism Now?*
107 **KENTUCKY LAW JOURNAL ONLINE** 1 (2019) (invited response)
- 27. *Information Capacity, Regulation, & Certification Marks*, in **CAMBRIDGE HANDBOOK ON THE LAW & ECONOMICS OF TRADEMARKS** (Glynn Lunney ed., forthcoming 2023)
- 28. *Physician & Manufacturer Liability for Remote Patient Monitoring* (with Aaron S. Kesselheim), in **DIGITAL AT HOME DIAGNOSTICS: ETHICAL, LEGAL, AND REGULATORY ISSUES** (Julia Adler-Milstein, I. Glenn Cohen, Daniel Kramer, and Carmel Shachar eds., Cambridge University Press forthcoming 2023)
- 29. *Assessing Public and Private Rights of Action to Regulate Health Data*, (with I. Glenn Cohen & Carmel Shachar) in **DATA SHARING IN HEALTH SCIENCES AND LAW** (Marcelo Compañucci & Timo Missen, eds., Springer forthcoming 2024)

- BOOK CHAPTERS**
30. *Information Capacity, Regulation, & Certification Marks*, in **CAMBRIDGE HANDBOOK ON THE LAW & ECONOMICS OF TRADEMARKS** (Glynn Lunney ed., forthcoming 2023)
 31. *Physician & Manufacturer Liability for Remote Patient Monitoring* (with Aaron S. Kesselheim), in **DIGITAL AT HOME DIAGNOSTICS: ETHICAL, LEGAL, AND REGULATORY ISSUES** (Julia Adler-Milstein, I. Glenn Cohen, Daniel Kramer, and Carmel Shachar eds., Cambridge University Press forthcoming 2023)
 32. *Assessing Public and Private Rights of Action to Regulate Health Data*, (with I. Glenn Cohen & Carmel Shachar) in **DATA SHARING IN HEALTH SCIENCES AND LAW** (Marcelo Compañucci & Timo Missen, eds., Springer forthcoming 2024)
- OTHER WRITING**
33. **DIAGNOSING IN THE HOME: THE ETHICAL, LEGAL, AND REGULATORY CHALLENGES AND OPPORTUNITIES OF DIGITAL HOME HEALTH**
Petrie-Flom Center White Paper (forthcoming 2022)
 34. *The Devil is in the Details with Biden's Free COVID Testing Plan*
BILL OF HEALTH, (Dec. 3, 2021)
 35. *Pandemic Diagnostics: Present and Future Implications of Self-Testing Reimbursement*
BILL OF HEALTH, (July 14, 2021)
 36. *Legal Scholarship Highlight: An Empirical Analysis of the Court's Shrinking Docket* (with Ryan Owens)
SCOTUSBLOG (June 20, 2012)
 37. *Application of Deterrence Assessment Methodologies to Commercial Ferry Attack Scenario* (contributor)
CENTER FOR ADVANCED DEFENSE STUDIES (2005)
- BOOKS**
38. **A PATIENT'S GUIDE TO THORACIC OUTLET SYNDROME** (2018)
- WORKS-IN-PROGRESS**
- Off-Label Preemption*
 - The Other FDA*
 - Devices as Billboards*
 - Preemptive Innovation or Innovating Preemption?*
 - The Grammar of Law*
 - The Legal and Policy Landscape of Drug Repurposing* (with Jonathan Darrow & John Liddicoat)
 - Liability Issues for Validating and Implementing New Remote Patient Monitoring Technology in Hospital Care* (with Tobi Loddenkemper & Alan Leviton)

PRESENTATIONS	The Grammar of Law AALS Jurisprudence Junior Scholars Workshop	2023
	Off-Label Preemption American Society of Law, Medicine, & Ethics Annual Law Professors Conference University of Maryland Francis King Carey School of Law	2023 2023
	Law & Biosciences Workshop Stanford Law School	
	The Other FDA American Society of Law, Medicine, & Ethics Annual Law Professors Conference Arizona State University Sandra Day O'Connor College of Law	2011 2022
	6th Annual Regulation and Innovation in the Biosciences (RIBS) Workshop University of Iowa College of Law	2022
	Law & Biosciences Workshop Stanford Law School	2022
	Works-in-Progress Intellectual Property (WIPIP) Colloquium University of St. Louis School of Law	2022
	Northeastern University School of Law Faculty Colloquium (invited)	2021
	On Copyright Utilitarianism Eighth Copyright Scholarship Roundtable University of Pennsylvania Carey Law School (selected)	2023 2023
	Works-in-Progress Intellectual Property (WIPIP) Colloquium Suffolk University Law School	2023
	Intellectual Property Scholars Conference Stanford Law School	2022
	Society for Empirical Research in Copyright Annual Congress University of Colorado Law School	2022
	Who Owns the Content of Generative AI? Weill Cornell Medicine-Qatar	2023
	The Unexamined Foundations of Moral Rights in Copyright Law Art Law Roundtable (selected) New England Law Boston	2023
	Drug Reimbursement by Public Payors in the U.S. C-Path Institute CURE Drug Repurposing Collaboratory (invited)	2023
	Should Alexa Diagnose Alzheimer's? Virtual Advanced Healthcare at Home Summit (invited) Digital Medicine Society (invited)	2023 2022
	Devices as Billboards Regulation and Innovation in the Biosciences (RIBS) Workshop (invited) University of Iowa College of Law	2022
	The Legal and Policy Landscape of Drug Repurposing C-Path Institute CURE Drug Repurposing Collaboratory (invited)	2022
	Informational Capacity, Regulation, and Certification Marks Trademark and Unfair Competition Scholarship Roundtable (selected) Harvard Law School, U. Pennsylvania Law School, NYU School of Law	2022
	International Trademark Association Scholarship Symposium The Law & Economics of Trademarks Conference (invited) Texas A&M U. School of Law	2022 2021

Emerging Trends in In-Home Digital Diagnostics Loyola University Chicago School of Law Seminar (invited)	2021
Lucky IP Intellectual Property Roundtable University of New Hampshire School of Law (selected)	2021
Off-Label Speech Wiet Life Science Law Scholars Workshop (selected) Loyola University Chicago School of Law	2021
ASLME 44th Annual Health Law Professors Conference Northeastern U. School of Law	2021
Fifth Annual Health Law Works-in-Progress Retreat (selected) Seton Hall Law School	2021
Off-Label Innovation University of Cambridge, Faculty of Law (invited)	2021
18th Annual Works-in-Progress Intellectual Property Colloquium American University Washington College of Law, University of Utah S.J. Quinney College of Law, & Texas A&M U. School of Law	2021
New Voices in IP, American Association of Law Schools Junior Scholars Workshop	2020
Intellectual Property Scholars Conference Stanford Law School	2020
Drug Reimbursement: On- and Off-Label Critical Path Institute's CURE Drug Repurposing Collaboratory (invited)	2020
Provider-Based Solutions to Problems with Off-Label Prescriptions Third Annual IP & Innovation Researchers of Asia Conference	2021
Innovation, Off-Label Prescribing, and Intellectual Property Regimes Hanken School of Economics (invited)	2020
The Syntactic Structure of Legal Rights Political Philosophy Workshop University of Cambridge	2020
H.L.A. Hart Seminar University of Surrey Faculty of Law	2021
Copyright's Memory-Based Rights The Sixth Annual Intellectual Property Mosaic Conference Marquette University Law School	2019
Colloquium on Philosophical Approaches to Intellectual Property (invited) George Mason Law School	2019
A Structural Analysis of Intellectual Property Law Seminar on Intellectual Property Theory University of Kentucky College of Law (invited)	2019
Problems in Theory: Intellectual Property 17th Annual Works-in-Progress IP Colloquium Santa Clara University School of Law	2020
Hanken School of Economics, Helsinki, Finland (invited) The Fourth Annual Intellectual Property Mosaic Conference University of New Hampshire School of Law	2019 2019

Distributing IP Lecture on Intellectual Property (invited) Hanken School of Economics	2019
Trademark Law & Consumer Safety Intellectual Property Scholars Conference DePaul College of Law	2019
Rx Marks (invited) DePaul College of Law	2018
Early Moral Rights Theorists in Copyright Law University of Cambridge, Faculty of Law	2012
Aspects of Intellectual Property Law and Licensing in the U.S. and Europe European School of Economics (invited)	2012
The Confusion Trap: Rethinking a Defense for Parody in Trademark Law Oxford Intellectual Property Discussion Group Oxford University	2011
An Empirical Analysis of Fair Use Decisions Under the Uniform Domain-Name Dispute-Resolution Policy Intellectual Property Scholars Conference DePaul College of Law	2011
Empirical Analysis of Law Seminar Harvard Law School	2011
Culture, Creativity, & Copyright 8th Annual Works in Progress Intellectual Property Colloquium Boston University School of Law	2010
Reasonable Perception and Parody in Copyright Law Intellectual Property Scholars Roundtable Drake University Law School	2009
Teaching Without Infringement: A New Model for Educational Fair Use 7th Annual Works in Progress Intellectual Property Conference Seton Hall Law School	2009
In Search of (Maintaining) the Truth: The Use of Copyright Law by Religious Organizations Intellectual Property Scholars Conference Cardozo Law School	2009

MEDIA

The Bruce Willis Deepfake Is Everyone's Problem, WIRED, October 2022
More At-Home Tests Are Heading Your Way, NEO.LIFE, September 2022
Alexa Could Diagnose Alzheimer's and Other Brain Conditions – Should It?, INVERSE, July 2022
FTC resurrects a decade-old rule as a guardrail on the health app explosion, THE VERGE, Sept. 22, 2021
Your Property Taxes Are Likely Still Due, But Your Lender Might Have You Covered, FORBES, April 15, 2020
The messy legal scrap to bring celebrities back from the dead, WIRED, Nov. 17, 2019

COURSES TAUGHT	<p>Northeastern University School of Law Torts (Fall 2021, 2023) Drug and Device Innovation (Fall 2024) Administrative Law (Spring 2025)</p> <p>Harvard Law School Drug and Device Innovation (Spring 2023)</p> <p>George Washington University Law School Trademark Law (Spring 2021)</p> <p>University of Kansas School of Law Tort Law (Fall 2019) Patent Law (Spring 2020) Criminal Law (Spring 2020)</p>	
LEGAL EXPERIENCE	<p>Simon Law Group LLC 2016 – 2020 Attorney and Managing Member</p> <p>Harvard Law School 2012 – 2013 Visiting Researcher</p> <p>University of Navarra Law School Spring 2012 Visiting Professor of Intellectual Property Law</p> <p>Harvard College, Department of Government 2011 – 2012 Teaching Fellow</p> <p>Harvard Law School 2011 Summer Academic Fellow</p> <p>Hon. Martin Ashman, U.S. District Court, Northern District of Illinois 2008-2009 Judicial Law Clerk (18 months)</p> <p>Dahl & Bonadies 2008 Associate Attorney</p> <p>Brinks, Hofer, Gilson & Lionie 2007 Summer Associate</p>	
SERVICE	<p>Peer Reviewer Food & Drug Law Journal JAMA Journal of Intellectual Property Law & Practice Journal of Law, Medicine & Ethics Jurimetrics Preceptor, Capstone of Joint JD-MPH Students at Northeastern University School of Law CURE Drug Repurposing Collaboratory (CDRC) – Member (2021 – present) Organizer Junior Scholars Conference (Northeastern University School of Law) New England Health Law Roundtable (Northeastern University School of Law) Member, Direct-to-Consumer Microbiome-Based Tests Multidisciplinary Working Group (2022) Student Mentor, Petrie-Flom Center for Health Law Policy, Biotechnology, & Bioethics (2021–present) Commentator, 6th Annual Health Law Works-in-Progress Retreat (2022) Food & Drug Law Journal – Editorial Board (2022 – present)</p>	

Junior Scholars Workshop – Organizer
Lawyers for the Creative Arts – Pro Bono Attorney
Illinois Real Estate Lawyer’s Association – Member
Illinois State Bar Association – Member
Moot Court Honor Society – Member
Saul Lefkowitz Trademark Moot Court Team – Participant and Coach

BAR ADMISSIONS Illinois (2009)
District of Columbia (2009) (retired/inactive)