

# *Hamline Law Review*

## SPRING 2010 SYMPOSIUM

### PRESENTATIONS AND SPEAKER INFORMATION

*Use and Value in Common Law and the Uniform Trade Secrets Act*  
Professor Eric R. Claeys, George Mason University School of Law



Eric R. Claeys is a Professor at George Mason University School of Law. He has also taught at Saint Louis University School of Law and the University of Chicago Law School. Before teaching, he practiced appellate and tort litigation and clerked for the Hon. Melvin Brunetti, United States Court of Appeals for the Ninth Circuit, and the Hon. William Rehnquist, Chief Justice of the United States.

Professor Claeys' scholarship focuses on the moral and conceptual foundations of American property and constitutional law. He teaches Property, Torts, and Trade Secrets.

*A Comprehensive Analysis of UTSA Displacement of Other State Laws*  
Professor John T. Cross, University of Louisville, Louis D. Brandeis School of Law



John T. Cross is the Grosscurth Professor of Intellectual Property Law at the University of Louisville Louis D. Brandeis School of Law. Professor Cross joined the Louisville faculty after several years in private practice in Minneapolis, and has taught and published in a wide variety of areas, ranging from the first-year course in Civil Procedure to Native American Law. In recent years, however, he has increasingly focused his efforts in two broad areas: intellectual property law (both domestic and international), and adjectival law (Civil Procedure, Conflicts, Federal Jurisdiction, and Comparative Systems). Because of his exemplary work in the intellectual property field, John was named the Grosscurth Chair in Law in

2005.

Professor Cross currently oversees the intellectual property curriculum at Louisville, and teaches many of the courses in that curriculum, including the Intellectual Property Survey, Copyright Law, Competition Law, Authors' and Performers' Rights, International Intellectual Property Law, Law and Computers, and Design Protection Law.

His current research has delved into various issues - both historic and contemporary - in intellectual property. For example, a 2007 article explores whether the growing legal protection for "moral rights" can be reconciled with the limits of the First Amendment's free speech clause. Another looks at the historic roots of federal power to regulate intellectual property, arguing that the Supreme Court has made a number of historic missteps in interpreting that power.

Because of the broad scope of John's research, his work has been recognized both in the United States and abroad. Most significantly, in 2006 he was awarded the degree of Doctor of Laws *H.C.* from the University of Turku in Finland, in recognition of his significant contributions to legal scholarship. He has also received two Fulbright awards (the maximum allowable), one in Finland (1995), the other in Ireland (2000). John has been invited to teach classes and/or give lectures in a number of foreign locales, including institutions in Argentina, Canada, Germany, England, Finland, Japan, the Netherlands, Norway, and Sweden. In January of 2008, he was a visiting professor at the University of Western Ontario.

### ***The Covert Life of Trade Secrets***

**Professor Eric E. Johnson, University of North Dakota School of Law**



**Eric E. Johnson** is an Assistant Professor of Law at the University of North Dakota School of Law where he teaches Torts, Intellectual Property, and Media & Entertainment Law. He is a 2000 graduate of Harvard Law School and a 1994 graduate of the University of Texas at Austin.

Prior to entering academia, Professor Johnson was an associate in the litigation and intellectual-property litigation practices at Irell & Manella in Los Angeles, where his clients included Paramount, MTV, CBS, Touchstone, Immersion Corporation,

and the bankruptcy estate of eToys.com. Professor Johnson also served as in-house counsel to Fox Cable Networks in Los Angeles, drafting and negotiating deals for Fox Sports Net (“FSN”) and Fox College Sports.

Outside of his legal career, Professor Johnson was a consultant with an early-stage internet start-up, a top-40 radio disc jockey, and a stand-up comic. And in 2005, he was awarded a patent on a headrest he invented for patients suffering from Parkinson’s Disease.

Professor Johnson authors two blogs, [Pixelization](#), concerning intellectual property and entertainment law, and [The Backbencher](#), a humorous take on the law, lawyering, and life as a law professor.

***What Can the Uniform Trade Secrets Act Learn from the Bayh-Dole Act?***  
**Professor David S. Levine, Elon University School of Law**



David S. Levine is a Professor of Law at Elon University School of Law in Greensboro, North Carolina. He is a non-resident fellow at the Center for Internet and Society at Stanford Law School (CIS), and focuses his scholarship on the operation of intellectual property law at the intersection of technology and public life and intellectual property law's impact on public transparency.

Levine founded and hosts Hearsay Culture on KZSU-FM (Stanford University), a technology and intellectual property law interview radio show/podcast that was chosen as one of the top five podcasts in the American Bar Association's Blawg 100

of 2008.

Prior to becoming a law professor, Levine gained extensive intellectual property, entertainment and commercial litigation experience as an associate in the Manhattan offices of Pryor Cashman LLP and Windels Marx Lane & Mittendorf LLP and as an assistant corporation counsel for the City of New York. Levine served as a resident fellow at CIS and as an assistant professor at Charlotte School of Law. He holds a bachelor of science degree in industrial and labor relations from Cornell University and a juris doctor degree from Case Western Reserve University School of Law.

## ***The Role of the Uniform Trade Secrets Act in a Harmonized International Intellectual Property Regime***

**Professor Ruth L. Okediji, University of Minnesota Law School**



Ruth L. Okediji is the William L. Prosser Professor of Law at the University of Minnesota Law School where she teaches contracts, copyright, trademarks, patents and global aspects of intellectual property law. She is an internationally renowned expert on international intellectual property law with a special emphasis on indigenous innovation systems, technology transfer, copyright and new technologies.

Professor Okediji's scholarship has focused primarily on international intellectual property issues with an emphasis on the geo-political relationship between multilateral trade law and intellectual property policy. She has written, lectured and published extensively in the area of international intellectual property regulation and harmonization. She has served as a consultant to various international organizations including the United Nations Development Program's (UNDP) flagship project on Innovation, Culture, Biogenetic Resources, and Traditional Knowledge; the United Nations Conference on Trade and Development (UNCTAD)-ICTSD Capacity Building Project on Intellectual Property Rights and Sustainable Development; and as TRIPS Advisor to various countries under the auspices of the Commercial Law Development Program in the U.S. Department of Commerce. In addition to many articles, book chapters and monographs, Professor Okediji is the author of the forthcoming book *Global Perspectives on Intellectual Property* (Oxford, 2010) and coauthor of the leading copyright casebook, *Copyright in a Global Information Economy* (Aspen, 2<sup>nd</sup> Ed 2006).

## ***A Failure of Uniform Laws***

**Professor Michael Risch, West Virginia University College of Law**



Michael Risch is an Associate Professor of Law at West Virginia University College of Law, where he also directs the Entrepreneurship, Innovation, and Law Program. Professor Risch's teaching and scholarship focus on intellectual property and cyberspace law, with an emphasis on patents, trade secrets and information access. His articles have appeared in the *Indiana Law*

Journal, Tennessee Law Review, and Harvard Journal of Law & Technology, among other journals.

Prior to joining the WVU faculty in 2007, Professor Risch was an Olin Fellow in Law at Stanford Law School from 2006-2007, and a partner at intellectual property boutique Russo & Hale LLP in Palo Alto, California. He remains of counsel at Russo & Hale; his practice centers around intellectual property litigation, licensing, auditing and protection; complex civil litigation; start-up and entrepreneurial counseling, and alternative dispute resolution.

Risch is also an avid computer programmer, and has customized, installed, and maintained portal web sites for both his own academic pursuits (<http://www.casesofinterest.com>) and for Russo & Hale LLP. He also developed an electronic mail plug-in that allowed early versions of Novell Groupwise email software to seamlessly use Pretty Good Privacy encryption; Network Associates, the maker of PGP software purchased the software in 1998. Risch is a co-author of a book on software development for Novell Groupwise.

Professor Risch graduated from Stanford University with honors and distinction in public policy and with distinction in quantitative economics; he was a national merit scholar there. He earned his law degree at the University of Chicago, where he graduated with high honors and was an Olin Fellow in Law & Economics and a Bradley Fellow in Law & Economics. He is a member of the state bars of West Virginia and California, the Northern District of California, and the Ninth and Federal Circuit Courts of Appeal.

### ***Digital Misappropriation and the UTSA: Is There Value in Requiring Reasonable Efforts?***

**Professor Elizabeth Rowe, University of Florida, Levin College of Law**



**Elizabeth Rowe** is an Associate Professor of Law at the University of Florida, Levin College of Law. She received her J.D., *cum laude*, from Harvard Law School.

Professor Rowe is a former partner at the law firm of Hale and Dorr, LLP in Boston (now WilmerHale), where she practiced complex commercial litigation including intellectual property, and employment litigation.

Professor Rowe teaches Trademark Law, Patent Law, and Trade Secret Law. Her scholarship focuses on trade

secrets and workplace intellectual property disputes. She is the author of numerous law review articles and a contributor on several books. Her work appears in such journals as the *Boston College Law Review*, *George Mason Law Review*, *Hastings Law Journal*, *Wisconsin Law Review*, and *Wake Forest Law Review*. She recently received the Jack Wessel Research Excellence Award from the University of Florida. Professor Rowe is a frequent speaker at national conferences on intellectual property and also serves as an expert witness in litigation matters.

### ***The Evolution of Trade Secret Law***

**Professor Sharon K. Sandeen, Hamline University School of Law**



**Sharon Sandeen** is a Professor of Law at Hamline University School of Law and specializes in U.S. and International Intellectual Property Law, Computer and Internet Law, Unfair Trade Practices, Information Privacy Law. Prior to joining the Hamline Law faculty, Professor Sandeen practiced law in Sacramento, California for more than 12 years, focusing her practice on trademark and trade secret law and intellectual property litigation. Professor Sandeen has taught a wide-

variety of intellectual property law courses, including Intellectual Property Law survey courses, Trademark Law, Copyright Law, Computer & Internet Law, Transnational Intellectual Property Law, and Information Privacy Law. A prolific writer, Professor Sandeen has recently focused her scholarship on U.S. and international trade secret law.

Upon graduating from law school, Professor Sandeen focused her practice on trademark and trade secret law and intellectual property litigation. An active member of the federal bar during her years of practice, Professor Sandeen served on the Civil Justice Advisory Group for the U.S. District Courts, Eastern District of California, and as a lawyer representative to the Ninth Circuit Judicial Conference.

She was a founding member of the Intellectual Property Section of the Sacramento County Bar and a former member of the Executive Committee of the State Bar of California, Intellectual Property Law Section. She currently co-chairs the Intellectual Property Desk Book Working Group of the Intellectual Property Committee of the Section of Business Law of the American Bar Association.

A native of Northern California, Professor Sandeen earned a B.A. at the University of California, Berkeley; a J.D. at the University of the Pacific, McGeorge School of Law; and a LL.M. at the University of California, Berkeley School of Law.

