

# BARBARA LAURIAT

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## EDUCATION:

Doctor of Philosophy in Law, Balliol College, University of Oxford, 2013

Juris Doctor, *cum laude*, Boston University School of Law, 2004

Bachelor of Arts, *magna cum laude* in Classical Civilizations *with Distinction* and History, Boston University, 2001

Associate of Arts, *with Highest Honours*, Liberal Arts and Sciences, Mount Wachusett Community College, Gardner, MA, 1998

## ACADEMIC EXPERIENCE:

**Professor of Law, Dean's Scholar in Intellectual Property**, Texas Tech University School of Law, Lubbock, TX, September 2025-Present; **Associate Professor**, August 2023–September 2025

**Visiting Associate Professor and Frank H. Marks Fellow**, George Washington University Law School, Washington, DC, November 2021–July 2023

**Senior Lecturer (Associate Professor)**, King's College London, The Dickson Poon School of Law, London, UK, September 2015–August 2022; **Lecturer**, January 2011–September 2015

**Career Development Fellow in Intellectual Property Law**, Faculty of Law, University of Oxford, Oxford, UK; **Fellow by Special Election**, St. Catherine's College, August 2008–October 2010

## BAR ADMISSIONS:

Massachusetts (2004)

New Hampshire (2005)

Called to the Bar of England and Wales (Inner Temple) (2018)

## OTHER ACADEMIC APPOINTMENTS AND HONORS:

**Fulbright U.S. Scholar, LUISS Guido Carli, Rome, Italy**

Fulbright LUISS Research Lecturer, September 2025-December 2025

**University of California, Berkeley, Haas School of Business and the Berkeley Center for Law & Technology**, Berkeley, California (non-residential)

Fellow, The Berkeley Fellowship Program on The Impact of IP Policy on Innovation, Economic Growth, and National Competitiveness, January 2025–Present

**The Honourable Society of the Inner Temple**, Inns of Court, London, UK

Associate Academic Fellow, January 2017–January 2021

Academic Fellow, November 2013–December 2016

**Notre Dame Institute for Advanced Study, University of Notre Dame, Indiana**

Faculty Fellow, August 2020–May 2021

**Berkman Klein Center for Internet & Society, Harvard University, Massachusetts**

Faculty Associate, August 2020–August 2021

**Oxford Intellectual Property Research Centre (OIPRC), University of Oxford, UK**

Research Fellow, June 2014–December 2019

**New Zealand Centre of International Economic Law, Victoria University of Wellington, NZ**

Visiting Senior Research Fellow, January–February 2017; July–August 2019

**University of Notre Dame, London Law Center, UK**

Adjunct Professor, January 2016–August 2017; Adjunct Associate Professor, January 2015–January 2016

**New York University School of Law**, New York  
Hauser Global Research Fellow, August 2013–December 2013

**University of British Columbia**, Vancouver, BC, Canada  
Visiting Scholar in the Faculty of Law, December 2006–December 2007

#### **OTHER LEGAL EXPERIENCE:**

Legal Practice and Consulting, The Law Office of Dr Barbara Lauriat, New Salem, MA, November 2020–Present

Scholar-in-Residence, WilmerHale, London, UK, March–April 2017; May–June 2022

Law Clerk, New Hampshire Superior Court, New Hampshire, August 2004–August 2006

#### **SELECTED PUBLICATIONS:**

##### **Academic Articles**

*Classical Credentials for Copyright* (forthcoming 2026).

*Borrowing Goodwill*, 67 B.C. L. REV. \_\_ (forthcoming, March 2026).

*Cancelling Copyrights*, 49 COLUM. J. L. & ARTS \_\_ (forthcoming, January 2026).

*FRAND Arbitration Will Destroy FRAND*, 30 MICH. TECH. L. REV. (2024).

*“Pay No Attention to the Comparable Behind the Curtain!”—The Harms of Opacity in Standard Essential Patent Licensing*, 38 BERK. TECH. L. J. 463 (2023).

*Literary and Dramatic Disputes in Shakespeare’s Time*, 9 J. INT’L DISP. SETTLEMENT 45 (2018).

*Free Trade in Books: The 1878 Royal Commission on Copyright*, 61(4) J. COPYR. SOC. U.S.A. 635 (2014). (Winner of 2015 Seton Award).

*Revisiting the Royal Commission on Copyright*, 17 J. WORLD I.P. 47 (2014).

*Semi-Formal Copyright? The Past and Future of Orphan Works*, 17 ART, ANTIQ. & L. 293 (2012).

*The “Shilly-Shally” Affair*, 72 PRINCETON U. LIB. CHRON. 713-732 (2011).

Republished in an abridged form in Issue 93 of TROLLOPIANA (Autumn 2012).

*“The Examination of Everything”: Royal Commissions in British Legal History*, 31 STATUT. L. REV. 24 (2010).

*Charles Reade’s Roles in the Drama of Victorian Dramatic Copyright*, 33 COLUM. J. L. & ARTS 1 (2009).

##### **Edited Collection**

IMPROVING INTELLECTUAL PROPERTY: A GLOBAL PROJECT (Susy Frankel, Margaret Chon, Graeme Dinwoodie, Barbara Lauriat & Jens Schovsbo, eds. 2023).

##### **Book Chapters**

*“Samsung v. Apple,”* in LEADING CASES IN FRAND (Edward Elgar) (forthcoming January 2026).

*Navigating Public, Private, National, and Global: International Commercial Arbitration of Patent Disputes*, in IMPROVING INTELLECTUAL PROPERTY: A GLOBAL PROJECT (Margaret Chon, Graeme Dinwoodie, Susy Frankel, Barbara Lauriat & Jens Schovsbo, eds.) (2023).

*Walter v. Lane [1900]*, in LANDMARKS IN INTELLECTUAL PROPERTY LAW 149 (2017).

*“Passing Off, the Internet, and the Global Marketplace”* in THE INTERNET AND THE EMERGING IMPORTANCE OF NEW FORMS OF INTELLECTUAL PROPERTY 59 (2016).

*Copyright History in the Advocate’s Arsenal*, in HISTORY OF COPYRIGHT LAW: A HANDBOOK OF CONTEMPORARY RESEARCH 7 (2015).

## Book Reviews and Shorter Pieces

“*Robinson and Roberts v. Wheble*: A New “First” Trademark Case at Common Law, *The Docket* (blog associated with *Law and History Review*) (2024), available at: <https://lawandhistoryreview.org/article/barbara-lauriat-a-first-case-at-common-law/>.

Review: *Circulation and Control: Artistic Culture and Intellectual Property in the Nineteenth Century*, (Marie-Stéphanie Delamaire and Will Slauter, eds) (2021), 66 *VICTORIAN STUDIES* 154 (2023).

Review: *Law in Politics, Politics in Law*, 16 *KING’S L. J.* 330 (2015).

Opinion: *Copyright for Art’s Sake?* [2014] *E.U.I.P. REV.* 275.

*A Design Change: Copyright Law in the UK Enterprise and Regulatory Reform Act*, *THE COMMONWEALTH LAWYER* (Summer 2013).

Review: *Mortar of Morals, STONES OF LAW, BRICKS OF SHAME, NARRATING IMPRISONMENT IN THE VICTORIAN AGE*, J. Alber & F. Lauterbach, eds., 60(4) *ESSAYS IN CRITICISM* 361 (2010).

## Journalism

“IP Disputes Key to Sino-American Trade Clash,” *The American Journal of Transportation* (11 February 2019).

“Copyright Law Changes ‘Hinder Free Competition’” *The Times*, London (2 May 2013).

“Unpublished Manuscripts May Soon Enter Public Domain,” *The Times*, London (1 December 2012).

“European Directive on Orphan Works,” *The Times*, London (6 November 2012).

“Rewriting Copyright,” *The Times*, London (19 December 2011).

“Librarians Seeking Orphans,” *The Times*, London (19 September 2011).

## Editorial Appointments

*Arbitration International*, Editor, 2018-Present

*King’s Law Journal*, Analysis Editor, 2012-2019

*Copinger & Skone James on Copyright*, Academic Consultant, 2017-2019

*Oxford University Standard for the Citation of Legal Authorities, (OSCOLA)*, Advisory Committee 2010-2012

*Oxford University Commonwealth Law Journal*, Associate Editor 2006–2007, General Editor (*Editor-in-Chief*) 2007–2008

*Boston University Law Review*, Staff Member 2002–2003, Editor 2003-2004

## SELECTED PRESENTATIONS AND PANELS:

“Justice and Injustice in Intellectual Property Registration Systems,” 43<sup>rd</sup> Annual ATRIP Congress, University of Copenhagen, Denmark, June 23, 2025

“Baseball’s Role in the Development of Personality Protection and Unfair Competition Laws in the United States,” Cooperstown Symposium on Baseball and American Culture, NY, May 29, 2025

“*Fama Volat*: Protecting Well-Known Marks in Structurally Disparate Trademark Regimes,” *Change and Continuity in the Global Intellectual Property Order* Symposium, Texas A&M University School of Law, March 29, 2025

“Trademark History in *Vidal v. Elster*,” 8<sup>th</sup> Annual Texas A&M Intellectual Property Scholars Roundtable, November 8, 2024; also delivered at Central States Law Schools Association 2024 Annual Conference, Texas Tech, Lubbock, TX, September 6, 2024

Invited participant: “Borrowing Goodwill: The True History of American Trademark Law,” 2024 Trademark and Unfair Competition Scholarship Roundtable, co-hosted by Harvard, NYU, and the University of Pennsylvania, Harvard Law School, October 18-19, 2024

Panelist: “The First Amendment in Trademark Law After *Vidal v. Elster*,” Federalist Society Webinar, August 14, 2024

“Two Nations Divided by a Common Trademark Law,” Intellectual Property Scholars Conference, Berkeley, CA, August 8, 2024

“Historical Tort Doctrines and Ethical Innovation in the Age of Generative AI,” 42<sup>nd</sup> Annual ATRIP Congress, LUISS Guido Carli, Rome, Italy, July 2, 2024

Fellow, “Marks and Fame,” University of Houston Law Center, Institute for Intellectual Property & Information Law Annual Symposium, Sante Fe, NM, June 7-8, 2024

Invited Speaker, “Goodwill Transactions and Social History,” CREATE Trade Mark Seminar Series, University of Glasgow, UK [Virtual], March 13, 2024

“The First Trademark Case at Common Law: *Robinson & Roberts v. Wheble* (1771),” *A Decade of Growth and Innovation in Intellectual Property Law* Symposium, Texas A&M University School of Law, February 24, 2024

“Cancelling Copyrights,” (with Robert Brauneis), Presentation at Intellectual Property Scholars Conference (IPSC), Cardozo Law School, NY, August 4, 2023

“Borrowing Goodwill,” Paper Presented at International Society for the History and Theory of Intellectual Property (ISHTIP) Conference, Tel Aviv, Israel, June 20, 2023

“Cancelling Copyrights,” Talk for Program Fellows Workshop, George Washington University Law School, April 12, 2023

Invited Speaker, IP Polycentrism Panel, DreyFEST, New York University School of Law, NY, March 24, 2023

Invited Panelist for NYU-Berkeley Symposium on the Impact of the Patent System on Markets for Technology, Berkeley, CA, February 23, 2023

“The IP of Pilates,” Talk for Intellectual Property Law Society and Sports and Entertainment Law Association, Boyd School of Law, Law Vegas, Nevada, 20 October 2022

“FRAND Arbitration Will Destroy FRAND,” Intellectual Property Scholars Conference 2022, Stanford Law School, California, August 11, 2022

Invited Panelist for “Thinking Internationally About IP and Dispute Resolution: What Every Lawyer & Corporate Counsel Should Know,” Webinar Organized by UIC Law, Intellectual Property Office of Singapore, and WIPO Arbitration & Mediation Center, August 11, 2022

Invited Discussant for Panel: “Competition, IP and Innovation Debates in the Digital Markets” at Competition and IP in the Digital Markets: A Comparative and Interdisciplinary Perspective, Maastricht University Campus Brussels, June 24, 2022

“Public Relations and Patents,” 40<sup>th</sup> ATRIP Congress [Virtual] June 22, 2022

“FRAND Arbitration Will Destroy FRAND” Centre for IP and Information Law, University of Cambridge, May 12, 2022

“William Robert Grove: The First Modern Patent Judge,” Association of American Patent Judges [Virtual], May 6, 2022

“Examining the Unintended Consequences of Arbitrating FRAND Licensing Disputes on a Global Scale” PatCon 10, Boston College Law School, 1 April 2022. Also delivered at Works in Progress in Intellectual Property Scholars Conference at St. Louis University School of Law February 17, 2022; 39th ATRIP Congress [Virtual] November 8, 2021

“An International Introduction to Standard Essential Patents,” Notre Dame Law School, September 10, 2020

“Copyright, Left, and Centre: Examining Political Ideologies and Copyright Policy in Historical Context,” (with Jingwen Guo) Centre for IP and Information Law, University of Cambridge, [Virtual] June 25, 2020

Chair, Panel on “EU Copyright: In Turmoil?” at the 38<sup>th</sup> ATRIP Congress, Vanderbilt University Law School Nashville Tennessee, August 27, 2019

“Historical Approaches to Copyright Reform—Lessons from the Past” as part of the NZCIEL Copyright in Review Lecture Series, Victoria University Wellington, New Zealand, July 17, 2019

Presentation on “Historical Research in Copyright” for European IP Institutes Network Interdisciplinary Research Week, CEIPI, University of Strasbourg, France, June 28, 2019

Guest on *Guardian* Tech Podcast “Chips with Everything” on Elizabethan literary and dramatic disputes, January 11, 2019

Chair, Panel on “Gender, Identity, and IP in a Networked Environment” at the 37<sup>th</sup> ATRIP Congress, Helsinki, Finland, August 6, 2018

“Overlapping Incentives and the Persistent Conundrum of Free Trade in Intangibles – ISDS and International IP” at the 36<sup>th</sup> ATRIP Congress, Wellington, New Zealand, October 25, 2017

“Robert Andrew Macfie: Fighter for Free Trade and IP Abolition in Victorian Edinburgh” sponsored by Terra Firma Chambers, Advocates Library, Parliament House, Edinburgh, Scotland, October 2, 2017

“Arbitrating FRAND Disputes” WilmerHale, London, May 17, 2017

Public Lecture, “The Origins of Originality: The True Story of *Walter v Lane*” delivered at Jindal Global Law School, India, 23 February 2017, The Centre for Law and Business, National University of Singapore, 17 February 2017, and New Zealand Centre of International Economic Law, Victoria University Wellington, New Zealand, February 2, 2017

Seminar on the history of copyright law for the New Zealand Ministry of Business, Innovation and Employment, Wellington, New Zealand, February 9, 2017

Panelist for “IP as Investment,” International Law Weekend, American Branch of the International Law Association (ABILA), Fordham Law School, New York, October 28, 2016

Faculty talk on “The Implications and Challenges of Arbitrating International Intellectual Property Disputes,” Engelberg Center, New York University School of Law, New York, October 27, 2016

Lecture on “IP and Arbitration” for *Consiglio Nazionale Forense*, “Business Internationalisation between European Law and Global Law,” King’s College London, July 28, 2016

“International IP Arbitration and Legal Pluralism—Infinite Variety?” 35<sup>th</sup> ATRIP Congress, Jagiellonian University, Krakow, Poland, June 27, 2016

Panelist for IP Masterclass at Live Cinema UK Conference, London, May 27, 2016

Invited talk “Passing Off, the Internet, and the Global Marketplace” at NZCIEL Conference “Intellectual Property on the Internet: Is There Life Outside the Big Three,” Wellington, NZ, November 17, 2014

“Nineteenth Century Copyright in Artistic Works: Lessons from History,” at Institute of Art and Law Study Forum, London, UK, October 18, 2014

“Revisiting the Royal Commission on Copyright,” Presentation of award-winning essay at 33rd ATRIP Congress, Montpellier, France, July 7, 2014

“Free Trade and the 1878 Royal Commission on Copyright,” Engelberg Center Meeting, New York University School of Law, New York, NY, USA, October 25, 2013

“Copyright, Left & Center: Studies of Anglo-American Copyright in a Political Context,” Boston University School of Law, IP Workshop, Boston, MA, USA, October 15, 2013, and New York University School of Law Global Fellows Forum, New York, NY, USA, October 8, 2013.

Appeared on ITV News discussing “Happy Birthday” copyright case, June 14, 2013

Guest on BBC London Radio Breakfast Show discussing trademark case, June 12, 2013

“Classical Credentials for Copyright: Uses of Roman Authority in Copyright Law and Legal Writing,” British Legal History Conference, Glasgow, Scotland July 11, 2013. Also delivered in an earlier form as “Classical Credentials for Copyright — Roman Law in Copyright Treatises,” 31<sup>st</sup> Annual ATRIP

Congress, Chicago, IL, USA, July 30, 2012

“Recent Developments in Copyright in Artistic Works,” at Institute of Art and Law Study Forum, London, UK, June 29, 2013

Invited Participant in Oxford Workshop on Digital Resources for Copyright Studies, Merton College, Oxford, UK, May 3, 2013

Chair, Panel on “Information, Privacy, and Wikileaks,” at the Commonwealth Law Conference, Cape Town, South Africa, April 16, 2013

Guest lecture on Copyright and Digital Humanities, for the Masters in Digital Culture and Society, King’s College London, UK, March 5, 2013

“Pirates at the Tea Party: Copyright’s Strange Bedfellows,” Oxford IP Discussion Group, Oxford, UK, February 5, 2013. Also delivered at Copyright History Roundtable, George Washington University Law School, Washington, DC, USA, March 30, 2012; the London Legal History Seminar, Institute for Advanced Legal Studies, London, UK, November 25, 2011; and the Society for Legal Scholars Conference, Cambridge, UK September 6, 2011

“The Many Meanings of Originality in Copyright,” ALSCW Conference, Boston University, Boston, MA, USA, October 16, 2011

“Trollope and the Rights of Authors,” Trollope Society, London, UK, February 9, 2011

“The History of Copyright in Music,” guest lecture for King’s College London/SOAS LLM Legal Regulation of the Music Industry, Institute for Advanced Legal Studies, London, November 15, 2010

“Cobdenism and Copyright,” Cambridge Legal History Colloquium, Cambridge, UK, July 10, 2010

“Free Trade in Books: Victorian Political Economy and Copyright,” Brunel Intellectual Property Seminar, London, December 2, 2009

“‘The Examination of Everything’: Royal Commissions in British Legal History,” British Legal History Conference, Exeter, UK, July 11, 2009

“Victorian Copyright Reform and the Royal Commission on Copyright,” Intellectual Property Scholars Conference 2008, Stanford Law School, California, August 7, 2008

“Countless Copies and Perpetual Copyrights: The Legal Privileges of British Universities,” Society for the History of Authorship, Readership, and Publishing (SHARP) conference, Oxford Brookes University, Oxford, UK, June 25, 2008

“The Drama of Victorian Dramatic Copyright,” Oxford Intellectual Property Research Centre Seminar, Oxford, UK, 20 May 2008. Also delivered at University of Auckland Faculty of Law Seminar, Auckland, New Zealand, August 1, 2007

“The ‘Crises’ in Victorian Copyright,” talk given at LUISS Guido Carli, Faculty of Law, Rome, Italy, November 16, 2007

#### **SELECTED GRANTS AND AWARDS:**

Texas Tech Scholarship of Teaching and Learning Mini-Grant, 2024

King’s Partnership Fund Grant, 2017

Seton Award, Copyright Society of the USA, 2015

First Prize, ATRIP Essay Competition, 2013

Research Grant, Princeton University Library, 2008

Alpha Phi Foundation Graduate Scholarship, 2007

Project Grant, Brackenbury Fund, Balliol College, 2007, 2008

Nathan Burkan Memorial Competition, First Prize, BU School of Law 2004

Sadie Lipner Schulman Scholarship, BU School of Law, 2001–2004.

Harold C Case Scholarship (*for academic achievement and contributions to the university Community*), Boston University, 2000

Alice M. Brennan Humanities Award, BU Center for the Humanities, 1999

Trustee Scholarship (*full tuition merit scholarship*), Boston University, 1998-2001

Presidents Key Award, Mount Wachusett Community College, (*for highest GPA among graduating full-time students*) 1998

**PROFESSIONAL MEMBERSHIPS:**

American Society for Legal History

Selden Society

International Association for the Advancement of Teaching and Research in Intellectual Property (ATRIP)

International Society for the History and Theory of Intellectual Property (ISHTIP)

