

## **curriculum vitae**

### **Jessica M. Silbey**

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## **employment**

Professor of Law, Suffolk University Law School (2011 – present)

Associate Professor of Law, Suffolk University Law School (2007 – present)

Assistant Professor of Law, Suffolk University Law School (2004-2007)

*Courses:* Constitutional Law, Copyright Law, Trademark Law

*Service:* Hiring Committee (2008-2011, Co-Chair 2010-2011), Dean Search Committee 2006-2007 (elected member), Faculty Advancement Committee (subcommittee for Law and Society Speaker Series), Clerkship Committee, LLM Committee (2008-2010), S.J.D. Admissions Committee (2010), Clinical Committee (2005-2008, 2009-2010), Grading Committee (2008-2010), Advisor to NWLSA (2008 – 2011).

*Professional Activities:* Chair, AALS Section on Law and Humanities (2011-12), Program Chair, AALS Section on Law and Humanities (2009-2010); Editorial Board (International Journal for the Semiotics of Law 2009-2012); Executive Committee, AALS Section on Law and Interpretation; Chair, AALS Section on Art Law, Executive Committee (2007-2008); Organizing Committee, Association of Law, Culture and Humanities (2007-2010); On-Site Coordinator of Annual Conference, Association of Law, Culture and Humanities (2009), Program Committee, Association of Law, Culture and Humanities (2008); Outside reviewer and manuscript referee (Yale Univ. Press, Cambridge Univ. Press, Stanford U. Press, Routledge).

Litigation Associate, Foley Hoag LLP, Boston, 2001 – 2004

Law Clerk, Judge Levin H. Campbell, United States Court of Appeals for the First Circuit, 2000 – 2001

Law Clerk, Judge Robert E. Keeton, United States District Court, MA, 1999 - 2000

## **education & honors**

University of Michigan, Ph.D. (comparative literature) 1999

*Dissertation:* The Subjects of Trial Films

Program Fellowship, 1993 - 1999

Rackham Predoctoral Fellow, 1998 - 1999

Lloyd Hall Scholars Fellowship, 1996 - 1998

Dean's Candidacy Fellowship, 1997

University of Michigan Outstanding Graduate Student Instructor Award, 1997-1998

Twice voted University of Michigan's top teaching assistant (top 10%) by students

University of Michigan, J.D. *cum laude*, 1998

Articles Editor, University of Michigan Journal of Race & Law

Stanford University, A.B. *with honors* in comparative literature, 1992

Humanities Honors Program

Represented Stanford at Helsinki Accord Conference on Human Diversity in Moscow, 1991

Awarded grant to work on emerging grass-roots women's organizations in USSR, 1991

**publications: law review articles**

Harvesting Intellectual Property, 'Inspired Beginnings and 'Work Makes Work': Two Stages in the Creative Process of Artists and Innovators, 86 Notre Dame L. R. 101 (forthcoming 2011)

Comparative Tales of Origins and Access: The Future of Intellectual Property Law, 61 Case Wes. Res. L. R. 195 (2011)

Reasoning from Literature, 22 Yale J. L. Hum. 339 (2010)

Evidence Verité and the Law of Film, 31 Cardozo L. R. 1257 (2010)

Cross-Examining Film, 8 U. Md. J. Race, Religion & Gender & L. 101 (2009)  
(symposium issue: documentary and law)

Mythical Beginnings of Intellectual Property, 15 Geo. Mason L. R. 319 (2008)  
(selected for re-publication by the Berkeley Center for Law and Technology)

Truth Tales and Trial Films, 40 Loyola L. R. 551 (2007)

Criminal Performances: Film, Autobiography and Confession, 37 New Mex. L. R. 189 (2007)

Videotaped Confessions and the Genre of Documentary, 16 Ford. Intell. Prop. Media & Ent. L. J. 789 (2006) (reprinted in REDEFINING DOCUMENTARY FILMS (ICFAI University Press, India 2009) and MEDIA AND LAW (AMICUS Books, India 2009))

Filmmaking in the Precinct House and the Genre of Documentary Film, 29 Colum. J. L. & Arts. 107 (2005)

Judges as Film Critics: New Approaches to Filmic Evidence, 39 Mich. J. L. Reform 493 (2004)

What We Do When We Do Law and Popular Culture, 27 Law & Soc. Inquiry 139 (2002)

Patterns of Courtroom Justice, 28 J. Law & Soc'y 97 (2001)

**publications: book chapters, book reviews & other**

Persuasive Visions: Film and Memory, \_\_ Law, Culture & the Humanities \_\_ (forthcoming 2011).

Envisioning Justice: A Book Review (reviewing "Representing Justice: Invention, Controversy and Rights in City-States and Democratic Courtrooms" by Judith Resnik and Dennis Curtis) in

Journal of Legal Education (forthcoming 2011).

The Semiotics of Film in U.S. Supreme Court Jurisprudence, in VISUAL SEMIOTICS AND LAW (Springer Press, forthcoming 2011) (eds. Anne Wagner & Richard Sherwin)

Language and Culture in Intellectual Property Law: A Book Review (reviewing Jessica Reyman's "The Rhetoric of Intellectual Property: Copyright and the Regulation of Digital Culture"), The IP Law Book Review Vol. 1, No. 1. (2010).

The Politics of Law and Film Study: An Introduction to the Symposium on Legal Outsiders in American Film, 42 Suffolk L. R. 755 (2009)

A History of Representations of Justice: Coincident Preoccupations of Law and Film, in REPRESENTATIONS OF JUSTICE 131-152 (eds. Antoine Masson & Kevin O'Connors) (2008)

A Witness to Justice, in SPECIAL EDITION OF STUDIES IN LAW, POLITICS AND SOCIETY ON LAW AND FILM: ESSAY ON THE STATE OF THE FIELD (eds. Austin Sarat et. al) (2008)

Justices Taken in By Illusion of Film, Opinion Editorial, BALTIMORE SUN, May 13, 2007 (2007)

Orit Kamir's Framed: Women in Law and Film, 17:4 BIMONTHLY REVIEW OF LAW BOOKS (July/Aug. 2006) (book review)

### **presentations**

"Making Do and Legal Disruption: Two Stages in Harvesting Intellectual Property, Analysis of a Qualitative Study," Interdisciplinary Perspectives on Intellectual Property, Golden Gate University Law School, November 4-5, 2011

"Making Do and Legal Disruption: How Creators and Innovators Engage Intellectual Property," 2011 Intellectual Property Scholars Conference, DePaul University Law School, August 10-11, 2011

"Harvesting Intellectual Property: Understanding How and Why Artists and Innovator's Create," MCLE 14th Annual IP Law Conference, June 16, 2011

"The Google Book Search," Discussion at the BBA Section of Arts and Entertainment Law Luncheon, May 21, 2011

"The Courts, The Closet and The Press," The Masterman Institute at Suffolk University Law School, Moderator (on panel with Dahlia Litwick, Hon. Nancy Gertner, Professor Pamela Karlan), March 10, 2011

"IP Interventions: Stories of IP's Role in the Lives of Artists and Scientists," Drexel University School of Law, March 3, 2011

"Law, Film and Memory: Visual Persuasions and Persuasive Visions," USC Center for Law, History & Culture, 10th Anniversary Conf., On Law and Memory, February 25-26, 2011

“A History of Law and Film,” Penn State Comparative Literature Program, December 1, 2010

“Harvesting Intellectual Property: Creative Culture and Innovating Ways, An Empirical Study of IP Stories” Notre Dame Law School, November 19, 2010 (Symposium on Law and Creativity)

Short Course Presenter on Trademark Law, Advanced Legal Studies, Suffolk University Law School, October 14, 2010

Invited moderator, “Motive and Meaning: Legal Understandings and Line Drawing,” Northeast Law and Society Association, Amherst, Massachusetts, October 1, 2010

Invited Commenter, International Society for the History and Theory of Intellectual Property, American University Washington College of Law, Sept. 24-25, 2010

Commenter, INTA Academic Day, Boston, Massachusetts, May 24, 2010

Moderator and Chair, Derivative Works in Copyright Law, Donahue Lecture, Suffolk University Law School, April 14, 2010

“Comparative Tales of Origins and the Commons: The New Future for Intellectual Property,” Intellectual Property Colloquium, University of Indiana Law School, Bloomington, April 8, 2010

“Rules for Innovation: Intellectual Property Norms, Law and Culture,” Faculty Workshop, University of Minnesota Law School, April 1, 2010

“Persuasive and Documentary Filmmaking: Legal Films and Legal Fictions,” at Law, Culture and Humanities Conference, Brown University, March 19-20, 2010

“Reasoning from Literature,” Chair and Discussant for AALS Section on Law and Humanities, January 9, 2010, New Orleans

“Cross-Examining Film, Videotaped Evidence and Police Misconduct,” at the Practicing Law Institute, Section 1983 Civil Rights Litigation 26th Anniversary Program, New York City, October 29, 2009 (teaching faculty)

“Comparative Tales of Origins and the Commons: The New Future for Intellectual Property,” Works-In-Progress on Intellectual Property Conference, Seton Hall Law School, October 2-3, 2009

“Cross-Examining Film,” at the Pennsylvania Bar Association, Annual Bench Bar Conference, September 21, 2009 (teaching faculty)

“Comparative Tales of Origins and the Commons: The New Future for Intellectual Property,” Intellectual Property Scholars Conference, Cardozo Law School, August 6-7, 2009

“Evidence Verité and the Law of Film,” Suffolk University Law School Faculty Workshop, July 23, 2009

“Cross-Examining Film,” Federal Judiciary Center, Section 1983 Symposium, June 8-10, 2009 (teaching faculty)

“Evidence Verité and the Law of Film,” Cardozo Law School, Symposium Film In/On Trial, May 7-8, 2009

“Mythical Beginnings of Intellectual Property and the Access Movements,” Suffolk University Law School Faculty Colloquium, November 20, 2008

“The Access Movements and the Future of Intellectual Property,” at the Cyberlaw Workshop, American University Washington College of Law, November 7-8, 2008

“Imaging the Law,” at the Northeast Law and Society Association, Amherst, Massachusetts, October 30, 2008

“Cross-Examining Police Films,” at the Practicing Law Institute, Section 1983 Civil Rights Litigation 25th Anniversary Program, New York City, October 29, 2008 (teaching faculty)

“Film and Law,” at the Connecticut Bar Association, Annual Bench Bar Conference, September 19, 2008 (teaching faculty)

Moderator of Panel “Color of Justice” at Law, Culture and Humanities Conference, Boalt Hall, March 28-29, 2008

Moderator of Panel “Visions of Law” at Law, Culture and Humanities Conference, Boalt Hall, March 28-29, 2008

“Cross-Examining Film,” at University of Maryland Law School Symposium: What Documentary Films Teach Us about the Criminal Justice System, February 29, 2008

“The TTAB Comes to Boston” at Suffolk University Law School, sponsored by the Trademarks and Unfair Competition Committee of the Boston Patent Law Association, October 26, 2007

“Mythical Beginnings of Intellectual Property” at New England IP Scholars Forum (hosted by Northeastern School of Law) October 24, 2007

“Representations of Law in Film,” Federal Judicial Center Conference, Suffolk University Law School, June 23, 2007

“The CSI Effect: Litigation Strategies and Courtroom Dynamics,” Suffolk University Law School, Continuing Legal Education Program, May 10, 2007 (Host, Co-Organizer and Chair of conference)

“Origin Stories and Other Tales: Mythical Beginnings of Intellectual Property,” University of Iowa College of Law, April 12, 2007

“Criminal Performances: Film, Autobiography and Confession,” Law, Culture and Humanities Conference, Georgetown Law Center, March 23-24, 2007

“Origin Stories and Gendered Tales ” Fourth Annual Symposium on IP/Gender: The Unmapped Connections at Washington College of Law, American University, March 23, 2007

“Filmed Confessions, Criminal Performances and Documentary Filmmaking in the 21st Century,” Rider University, New Jersey, October 2006 (keynote speaker)

“Origin Stories and Other Tales: Mythical Beginnings of Intellectual Property,” Intellectual Property Scholars Conference, University of California Berkeley, August 2006

“Origin Myths and Authenticity,” A Response to Susan Scafidi’s *Who Own’s Culture* at Law and Society Conference, Baltimore, Maryland, July 2006

"Criminal Performances and Filmed Confessions, "Impact of Film on Law, Lawyers and Legal Practice, Symposium at University of Maryland School of Law, April 2006

“Filmmaking in the Precinct House and the Genre of Documentary Film” First Annual Suffolk University Conference: Discovering Boundaries and Connections, Boston, March 30, 2006

“Filmmaking in the Precinct House and the Genre of Documentary Film” Association for the Study of Law, Culture & Humanities, University of Syracuse, March

“Legal Evidence and Documentary Film,” Panel on Law and Popular Culture, American Political Science Association, September 2005 March

“Filmmaking in the Precinct House and the Genre of Documentary Film, ”Workshop on Law and Documentary Films, Fordham Law School, May 2005 March

“Filmic and Legal Epistemologies,” Association for the Study of Law, Culture & Humanities, University of Connecticut, March 2004 March

“The Screening of Law,” Short Course Presenter, American Political Science Association Annual Conference, August 26, 2003 March

“A History of the Trial on Film,” Concluding Remarks, Law’s Moving Image, Amherst College April 11, 2003

“Judges as Film Critics II: Personal Injury to Expert Testimony,” Association for the Study of Law, Culture & Humanities, Cardozo Law School, March 8, 2003

“Judges As Film Critics I: Surveillance and Crime Scene Footage,” Association for the Study of Law, Culture & Humanities, University of Pennsylvania Law School, March 12, 2002

“The Gender of the Trial Film Genre,” Association for the Study of Law, Culture & Humanities, Georgetown Law Center, March 10, 2000

“Truth Tales and Trial Films,” Association for the Study of Law, Culture & Humanities, Wake Forest University School of Law, March 13, 1999

“*The Accused* and the Big Dan Rape Trial,” Association for the Study of Law, Culture & Humanities, Georgetown Law Center, March 28, 1998

“Devastating Heroes: Oliver Stone's JFK and the Remaking of a Presidential Identity,” National Conference of Teachers of English, Detroit, November 21, 1997

“Filmed Trials and Filmic Trials,” Law, Literature and Culture Conference, University of Southern California, March 1, 1997

“Before the Law of Genre: Legal Authority and Judicial Dissents,” Law & Society Annual Conference, June 3, 1995

“Sexuality as a Site of Critical Transformation: The Case of Glast'nost Cinema,” Conference on Society and Social Thought, University of Michigan, April 1993