

CAMILLA ALEXANDRA HRDY
University of Akron School of Law
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RESUME

EDUCATION

J.D. University of California, Berkeley School of Law, Berkeley, CA

J.D., Law & Technology Certificate, June 2010

Honors: Prosser Prize in Securities Regulation; Prosser Prize in Advanced Legal Research

M.Phil. University of Cambridge, Cambridge, U.K.

M.Phil. in History & Philosophy of Science, *First Class Distinction*, July 2007

Honors: Redhead Prize for Best Performance on M.Phil. Essays

B.A. Harvard University, Cambridge, MA

B.A. in History of Science, Cum Laude in Field, June 2005

Honors: Hoopes Prize for Senior Thesis, *The Weight of the World*

TEACHING AREAS

Intellectual Property (Patents, Trademarks, Trade Secrets, Copyrights)

Patents

Trade Secrets

Trademarks and Unfair Competition

Civil Procedure

Local Government Law

PUBLICATIONS

The General Knowledge, Skill, and Experience Paradox, BOSTON COLLEGE LAW REVIEW.
(forthcoming 2019).

Should Dissimilar Uses of Trade Secrets Be Actionable?, U. PENN. L. REV. ONLINE (2019).

Erie, Remedies, & Trade Secrets, ConLawNOW (2019).

Intellectual Property and the End of Work, 70 FLA. L. REV. 1 (2019).

The Reemergence of State Anti-Patent Law, 89 U. COLO. L. REV. 101 (2018), recipient of
the 2018 Thomas G. Byers Outstanding Faculty Scholarly Publication.

Getting Patent Preemption Right, 24 J. INTELL. PROP. L. 305 (2017), Symposium Essay produced in conjunction with the 2017 AALS Panel on “IP & Federalism.”

Patent Nationally, Innovate Locally, 31 BERKELEY TECH. L. J. 1302 (2017).

Cluster Competition, 20 LEWIS & CLARK L. REV. 981 (2016), recipient of the 2017 Thomas G. Byers Memorial Award for Outstanding Faculty Scholarly Publication.

The ALA Is Not a Taking: A Response to Dolin & Manta, 72 WASH. & LEE L. REV. ONLINE 472 (2016) (w/ Ben Picozzi).

Commercialization Awards, 2015 WIS. L. REV. 13 (2015), selected for republication in Critical Concepts in Intellectual Property Law, *Intellectual Property and Innovation*, Volume II (2017, ed. Shubha Ghosh)

Claim Construction or Statutory Construction?: A Response to Chiang & Solum, YALE L.J. F. (2014) (w/ Ben Picozzi).

State Patents as a Solution to Underinvestment in Innovation, 62 U. KAN. L. REV. 101 (2014).

The Trespass Fallacy’s Limits, 65 FLA. L. REV. F. 42 (2014) (w/ Ben Picozzi).

Dissenting State Patent Regimes, 3 IP THEORY 78 (2013).

State Patent Laws in the Age of Laissez-Faire, 28 BERKELEY TECH. L.J. 45 (2013).

WORKS IN PROGRESS

Expired Secrets

The Trade Secrecy Standard for What Counts as Patent Prior Art (w/Sharon Sandeen)

Innovation Or Jobs? An Inconvenient Truth About Public Financing for Innovation

Illegitimate “Legitimate Interests”: Using Non-Competes to Enforce Unenforceable Trade Secrets (with Bryan Whipkey)

ACADEMIC APPOINTMENTS

University of Akron School of Law, Akron, OH

Associate Professor of Law
Director of Faculty Research & Development
Gay Straight Law Alliance, Faculty Advisor
Assistant Professor of Law (August 31 2016-May 1, 2019)

Courses: Civil Procedure I (Fall 2016, Fall 2017, Fall 2018, Fall 2019); Intellectual Property Survey (Fall 2017, Fall 2018, Fall 2019); Trade Secrets (Fall 2016, Spring 2018, Spring 2019); Trademarks and the Law of False Advertising (Spring 2017, Spring 2018, Spring 2019)

Penn Law Center for Technology Innovation & Competition, Philadelphia, PA

CTIC Fellow and Adjunct Faculty, August 2014 – August 2016

Courses: Patent Law (w/ Professor R. Polk Wagner) (Spring 2015, Fall 2015); Trade Secrets (Spring 2016); Writing About the Law (w/ Professor Kim Roosevelt) (Spring 2016)

Yale Law School Information Society Project, New Haven, CT

Resident Fellow, August 2013 – August 2014
Visiting Fellow, August 2012 – August 2013
Affiliated Fellow – Present

Courses: *Reading Group*, “Patent Law from the Law & Economics Perspectives,” Yale Law School (Fall 2013). Participants and Distinguished Visitors included: Victoria Cundiff (Paul Hastings), Prof. B.J. Ard, Prof. T.J. Chiang, Prof. Greg Dolin, Prof. Ed Kitch, Prof. Adam Mossoff, Prof. Lisa Larrimore Ouellette, and Prof. Nicholson Price

Berkeley Center for Law & Technology at Berkeley Law, Berkeley. CA

Visiting Scholar, August 2011 – August 2012
Conducted research on early state patent laws, supervised by Professor Robert P. Merges.

AWARDS & GRANTS

- 2018 recipient of the Thomas G. Byers Outstanding Faculty Scholarly Publication, for *The Reemergence of State Anti-Patent Law*, May 18, 2018
- 2017 recipient of an Akron Law Summer Research Grant for *General Knowledge, Skill, and Experience*, Summer 2017
- 2017 recipient of the Thomas G. Byers Memorial Award for Outstanding Faculty Scholarly Publication, Akron Law, for *Cluster Competition*, May 19, 2017
- 2017 recipient of an Akron Law Summer Research Grant for *Technological Un/employment*, Summer 2017
- 2014–2016 recipient of a Thomas Edison Innovation Fellowship and Grant, Center for the Protection of Intellectual Property, George Mason University
- 2012–2014 recipient of a Thomas Edison Innovation Fellowship and Grant, Center for the Protection of Intellectual Property, George Mason University

CLERKSHIPS & JUDICIAL INTERNSHIPS

U.S. District Court, Southern District of Texas, Corpus Christi, TX

Law Clerk for the Honorable Janis Graham Jack, August 2010 – August 2011

U.S. District Court, Southern District of Texas, Houston, TX

Summer Intern for the Honorable Lee Rosenthal, June 2009 – August 2009

Samuelson Law, Technology & Public Policy Clinic, Berkeley, CA

Clinic Intern, working on behalf of Creative Commons, Spring Term 2009

BLOGGING & OTHER MEDIA

WRITTEN DESCRIPTION—regular blogger on Professor Lisa Larrimore Ouellette’s IP scholarship blog; selected posts include:

- Anthony Levandowski: Is Being a Jerk a Crime? (Sunday, September 8, 2019)
- Jacob Victor: Should Royalty Rates in Compulsory Licensing of Music Be Set Below the Market Price? (Monday, July 8, 2019)
- Inevitable Disclosure Injunctions Under the DTSA: Much Ado About §1836(b)(3)(A)(i)(1)(I) (Monday, May 20, 2019)
- Likelihood of Confusion: Is 15% The Magic Number? (May 17, 2019)
- Fromer: Machines as the Keepers of Secrets (May 3, 2019)
- Beebe and Fromer: Study on the Arbitrariness of 2(a) Immoral or Scandalous Refusals (April 18, 2019)
- What Was the Promise Doctrine? (April 11, 2019)
- Foreign Meaning Matters: Brauneis and Moerland on Trademark's Doctrine of Foreign Equivalents (Feb. 17, 2019)
- Bruno Latour, Mario Biagioli, and the Rhetoric of "Balance" in IP Law (and Climate Change) (Jan. 14, 2019)
- Adam Mossoff: Are Property Rights Created By Statute "Public Rights"? (Dec. 10, 2018)
- Recent Critiques of Post-Sale Confusion: Is Materiality the Answer? (Nov. 11, 2018)
- The Trade Secret-Contract Interface (July 20, 2018)
- Mark McKenna: Trademark Counterfeiting And The Problem Of Inevitable Creep (May 16, 2018)
- Sapna Kumar: The Fate Of Innovation Nationalism In The Age Of Trump (March 9, 2018)
- Intellectual Property And Jobs (March 5, 2018)
- The Extraterritorial Reach Of The Defend Trade Secrets Act: How Far Did Congress Go? (Jan. 4, 2018)
- Do Machines, And Women, Need A Different Obviousness Standard? (Nov. 12, 2017)
- Tejas Narechania: Is The Supreme Court Against "Patent Exceptionalism" Or In Favor of "Universality"? (Oct. 8, 2017)

- Adam Mossoff: Trademarks as Property (Sept. 5, 2017)
- Jeanne Fromer: Should We Regulate Certification Marks, (June 12, 2017)
- Major Issues in Trade Secrecy: Part I (April 28, 2017)
- Dan Brean and Bryan Clark: Casting Aspersions in Patent Trials (March 25, 2017)
- IP and Federalism: An Expanding Field (Jan 10, 2017)
- Sandeen and Seaman: Toward a Federal Jurisprudence of Trade Secret Law (Sept. 6, 2016)
- Rebecca Tushnet: The Inconsistent and Confusing Role of Registration in American Trademark Law (July 25, 2016)
- Rachel Sachs: Prizing Insurance (May 31, 2016)
- Stephen Yelderman: Do Patent Challenges Increase Competition? (Feb. 26, 2016)
- Christopher Funk: Protecting Trade Secrets In Patent Litigation (Jan. 29, 2016)
- Patents and Antitrust: Hovenkamp on the Rule of Reason and the Scope of the Patent (Mar. 23, 2015)
- Kenney & Mowery: Public Universities and Regional Growth (Oct. 14, 2014)
- Robert Cooter: “Growth Economics” and Intellectual Property Rights (June 30, 2014)
- Chris Seaman: The Case Against Federalizing Trade Secrecy (Apr. 30, 2014)
- Amy Kapczynski on the Future of “Beyond IP” Scholarship (Apr. 1, 2014)
- Shubha Ghosh: IP Federalism (Feb. 6, 2014)
- Sichelman & O’Connor: Can Patents Promote Competition? (Dec. 3, 2013)
- Peter Lee: Patents and the University (Oct. 7, 2013)
- Nicholson Price: Making Do in Making Drugs (Sept. 28, 2013)
- Kitch & O’Connor: Should Crowdfunding Be Regulated? (Sept. 4, 2013)
- Moretti & Wilson: Do State Incentives for Innovation Work? (Aug. 23, 2013)

PATENTLY-O—leading patent law blog; guest posts include:

- *Hrdy: A Response to ‘Innovation Kills Jobs’* (March 15, 2018), responding to *Prof Hrdy: When Inventions Kill Jobs* (March 5, 2018)
- *The ALA, Inter Partes Review, and Takings Law* (May 3, 2016)
- *The Interpretation-Construction Distinction in Patent Law* (Dec. 30, 2014)
- *What is Happening in Vermont? Patent Law Reform from the Bottom Up* (Mar. 27, 2013)

AMERICAN BAR ASSOCIATION

- ABA Preview of United States Supreme Court Cases: TC Heartland, LLC D/B/A Heartland Food Products Group v. Kraft Foods Group Brands LLC., 16-341 (2017) (with Daniel Harris Brean)

THE IPKAT

- *State patents vs US patents: could addition by subtraction be the best bet for dissatisfied US inventors?* (May 4, 2013), posted by Stefano Barraza, discussing my article, “Dissenting State Patent Regimes”

BALKINIZATION—constitutional law blog; guest posts include:

- *Cluster Competition* (Mar. 17, 2015)
- *Local Commercialization Incentives* (Mar. 11, 2014)

CREATIVE COMMONS WIKI

- *An Empirical Analysis of Learning Promoting Fair Use Case Law*, report prepared for Creative Commons by the Samuelson Law, Technology & Public Policy Clinic University of California, Berkeley, School of Law, May 12, 2009 (with David Christopher Marty), available at: https://wiki.creativecommons.org/images/4/4b/Samuelson_fair_use_study_.pdf.

PODCASTS

- Guest on *Ipse Dixit*, Legal Scholarship Blog, to discuss *The General Knowledge, Skill, and Experience Paradox*; May 2, 2019; pod cast available at <https://shows.pippa.io/ipse-dixit>
- Guest on Intellectual Property Practice Group Teleforum, The Federalist Society, July 13, 2016, available at <https://www.fed-soc.org/events/detail/taking-private-property-examining-the-patent-review-process>

PAPER PRESENTATIONS AT ACADEMIC CONFERENCES

Paper Title: *Expired Secrets*

- Trade Secrets Roundtable, Washington & Lee (*upcoming, Jan. 31, 2020*)
- Intellectual Property Scholars Conference, DePaul, Chicago, ILL August 9, 2019
- Junior Intellectual Property Scholars Association (JIPSA) Semi-Annual Workshop, George Washington University, May 28-29, 2019

Paper Title: *The General Knowledge, Skill, and Experience Paradox*

- Yale Law School, Information Society Project, “Ideas Lunch” (*upcoming October 31, 2019*)
- New York Law School, Innovation Center for Law & Technology, IP Lunch Talk, Feb. 26, 2019
- Cleveland Intellectual Property Law Association, Jan. 31, 2019
- Junior Intellectual Property Scholars Association (JIPSA) Semi-Annual Workshop, William & Mary School of Law, Thursday-Saturday, Jan. 24-26, 2019

Paper Title: *Innovation Or Jobs?: An Inconvenient Truth About Public Financing For Innovation*

- George Mason University Antonin Scalia School of Law, November 3, 2018, Washington, D.C.
- IP Scholars Conference, August 9-10, 2018, Berkeley, California
- Works In Progress Conference, Center For Protection Of Intellectual Property, Antonin Scalia School of Law, George Mason University, Beaver Creek, CO, July 8-11, 2018

Paper Title: *Intellectual Property and the End of Work*

- George Washington University Law School, Oct. 31, 2018
- SEALS Conference, August 5-8, 2018
- University of Kentucky, May 1, 2018
- New York University Law School, March 1, 2018
- Works In Progress In Intellectual Property (WIPIP), Case Western School of Law, February 2018, *Selected Plenary Talk*
- University of Michigan Law School, Nov. 30, 2017
- Marquette University Law School, Sept. 29, 2017
- IP Scholars, Cardozo Law School, New York, August 10-12, 2017
- Yale Information Society Project, Challenges of Advanced Technology and Artificial Intelligence in the 3A Era of "Dark Mirror", June 12, 2017

Paper Title: *Getting Patent Preemption Right*

- American Association of Law Schools (AALS) IP & Federalism Panel, Jan. 7, 2017
- Northeast Ohio Faculty Colloquium, Dec. 9, 2016

Paper Title: *The Reemergence of State Anti-Patent Law*

- Yale Law School Information Society Project, Ideas Lunch Presenter, Oct. 5, 2017
- Junior IP Scholars Workshop, Ohio State University, Jan 20-21 (2017)
- PatCon, Boston College School of Law, April 8, 2016, *Selected Plenary*
- George Mason University Thomas Edison Workshop, Captiva, Florida, Jan. 28, 2016
- George Mason University School of Law Thomas Edison Innovation Fellowship Roundtable, Mar. 25-27, 2015

Paper Title: *Patent Nationally, Innovate Locally*

- University of Iowa Innovation, Business & Law Colloquium, Nov. 19, 2015
- IP Roundtable at Texas A&M School of Law, October 7-9, 2015
- IP Scholars 2015 Conference at DePaul University College of Law, Aug. 7-8, 2015
- Works-in-Progress Intellectual Property Colloquium, United States Patent & Trademark Office, Feb. 6-7, 2015

Paper Title: *Cluster Competition*

- Yale Law School Innovation Beyond IP2, Conference at Yale Law School, Mar. 28-29, 2015

Paper Title: *Claim Construction or Statutory Construction?: A Response to Chiang & Solum*

- University of California, Berkeley School of Law, Mar. 17, 2015

Paper Title: *Commercialization Awards*

- Penn Law, Advanced Topics in Intellectual Property Seminar, Nov. 10, 2014
- IP Scholars Conference, University of California, Berkeley School of Law, Aug. 7-8, 2014
- George Mason University School of Law Thomas Edison Innovation Fellowship Roundtable, Feb. 6-7, 2014

Paper Title: *Local Commercialization Incentives*

- Innovation Beyond IP Conference at Yale Law School, Mar. 31, 2014
- Cyberscholars Working Group, Harvard, Berkman Center for Internet & Society at Harvard University, Mar. 27, 2014
- Yale Law School Information Society Project Ideas Lunch, Mar. 12, 2014
- IP Scholars Conference, Cardozo Law School, Aug. 8-9, 2013

Paper Title: *State Patent Laws in the Age of Laissez-Faire*

- “IP, Meet the Constitution” Junior Scholars Workshop at Columbia Law School, Oct. 18, 2013

PARTICIPATION ON PANELS & CLE’S

- Panelist, Chicago Kent Supreme Court IP Review (SCIPR), Chicago, Ill (*upcoming Friday, September 20, 2019*)
- Led a CLE Seminar on Trade Secret Law for the Northern District of Ohio Chapter of the Federal Bar Association, entitled “Trade Secrets, The General Knowledge, Skill and Experience Paradox Seminar,” May 13, 2019 at the Carl B. Stokes U.S. Federal Court House Cleveland, Ohio; panel members included U.S. Magistrate Judge Parker; Stephen Jett, Partner, Ulmer & Berne LLP; James Irwin, Cleveland Clinic; and Teresan Gilbert, Lubrizol
- Panel Moderator, “The Role and Influence of Patent Blogs” at PatCon9 at University of Kansas School of Law. Panelists included Jason Rantanen, Co-Author of Patently-O; Kevin Noonan, Co-Founder and Co-Author of PatDocs; and Lisa Ouellette, Founder and Co-Author of Written Description, Friday, April 5, 2019, Lawrence, Kansas.
- Gave a CLE presentation on trade secret law for the Cleveland IP Law Association (CIPLA), entitled “Trade Secret Law: The General Knowledge, Skill, and Experience Paradox,” Akron Law, Jan. 31, 2019
- Gave a CLE Presentation on trade secret law for the Cleveland Intellectual Property Law Association (CIPLA), entitled “Trade Secrets Post-DTSA”, Akron Law, Feb. 8, 2018
- Panelist, John Marshall Law School, 61st Annual IP Conference, Friday, Nov. 3., 2017, Chicago, ILL, *participated by Skype*
- Panel Moderator, Defend Trade Secrets Act Panel, Annual IP Symposium, Akron Law, Akron, OH, March 20, 2017
- Panelist, American Association of Law Schools (AALS) IP & Federalism Panel, Jan. 7, 2017
- Panelist, Taking Private Property? Examining the Patent Review Process
- Panel Moderator, Defend Trade Secrets Act Panel, Penn Law, Philadelphia, PA, March 17, 2016
- Panelist, Innovation Law and Policy Roundtable at the Drones & Aerial Robotics Conference at New York University School of Law, Speaker, Oct. 12, 2013
- Panel Moderator, The Commercial Function of Patents in Today’s Innovation Economy, Conference at George Mason School of Law Center for Intellectual Property, Panel Moderator, Sept. 12-13, 2013

CONFERENCES ORGANIZED

- Co-organizer (with incoming Akron Law Professor Mark Schultz), *Akron Law IP Scholars Forum*, Dec. 5-6, 2019
- Co-organizer (with Akron Law Professors Bernadette Genetin and Tracy Thomas), *Erie At Eighty*, Civil Procedure Conference, Sep. 13-14, 2018
- Co-Organizer and Moderator (with Yale Law student Rebecca Lee), Net Neutrality Panel at Yale Law School, New Haven, CT, Nov. 18, 2014
- Co-Organizer (with ISP Director Margot Kaminski, Professor Amy Kapczynski, and ISP Fellow Lisa Larrimore Ouellette), Yale Law School Innovation Beyond IP2, Conference at Yale Law School, Mar. 28-29, 2015, co-Organizer
- Co-Organizer (with ISP Fellow Lisa Larrimore Ouellette), Yale Law School Innovation Beyond IP, Conference at Yale Law School, Mar. 31, 2014

OTHER CONFERENCES, SYMPOSIA, & WORKSHOPS

- Attendee, Proving IP Conference, NYU School of Law from May 16 to May 17, 2019.
- Attendee, Boston University IP Law Symposium on Extraterritoriality, Feb. 15, 2019
- Attendee, Northeast Ohio Scholarship Colloquium, Nov. 30, 2018
- Participated in the Public Choice and the Law Workshop for Law Professors, George Mason University Antonin Scalia School of Law, November 1-3, 2018
- Workshop Participant, Trade Secrets Conference, Mitchell Hamline School of Law, April 19-21, 2017
- Workshop Participant, Thomas Edison Innovation Fellowship, George Mason University Center for Protection of Intellectual Property Law, 2014-2015, 2015-2016
- Workshop Participant, Law & Economics Center Economics Institute for Law Professors, George Mason University, Steamboat Colorado, Sunday, June 15 - Friday, June 27, 2014
- Symposium Participant, George Mason Center for Intellectual Property Research Symposium on Patent Valuation, Scottsdale, Arizona, Oct. 28-30, 2015
- Symposium Participant, Research Symposium: Patent Rights and Remedies, George Mason University School of Law, Washington, DC, June 12-13, 2014
- Workshop Participant, Annual CPIP Summer Institute, Center For Protection of Intellectual Property, 2014, 2015, 2016, 2017

INN OF COURT

Scanlon/Bell Inn of Court, Akron, Ohio

BAR ADMISSION

California, December 2010