

# MICHAEL P. GOODYEAR

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## ACADEMIC APPOINTMENTS

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### NEW YORK LAW SCHOOL

Associate Professor

Incoming July 2025

### UNIVERSITY OF AKRON SCHOOL OF LAW

Scholar, IP Policy Institute (IPPI)

2025–Present

### NEW YORK UNIVERSITY SCHOOL OF LAW

Acting Assistant Professor, Lawyering

2023–2025

Fellow, Engelberg Center on Innovation Law and Policy

2023–2025

### UNIVERSITY OF MICHIGAN

Graduate Student Instructor, Sociology

2019–20

## EDUCATION

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### UNIVERSITY OF MICHIGAN LAW SCHOOL, J.D. (*cum laude*)

2020

*Michigan Technology Law Review*, Editor-in-Chief

*Michigan Journal of International Law*, Executive Editor

*RefLaw*, Articles Editor

Salzburg Lloyd N. Cutler Fellow

Research Assistant to Adam Pritchard, James C. Hathaway, and Gregor Bachmann

Outlaws, Fellowship Gala Chair

### UNIVERSITY OF CHICAGO, A.B. (honors)

2016

History & Near Eastern Languages & Civilizations

Minor in Latin American & Caribbean Studies

Phi Beta Kappa

Howell Murray Alumni Association Award (top leadership award)

Maroon Key Society (academic leadership honorary society)

## TEACHING AND RESEARCH INTERESTS

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**PRIMARY:** Intellectual Property Law; Law & Tech; Internet Law; Civil Procedure; Torts

**SECONDARY:** Social Media Law; Art Law; Privacy Law; Contracts

## PUBLICATIONS

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- [\*Artificial Infringement\*](#), 77 UC LAW JOURNAL (HASTINGS LAW JOURNAL) \_\_ (forthcoming).
- [\*Dignity and Deepfakes\*](#), 57 ARIZONA STATE LAW JOURNAL \_\_ (forthcoming).
- [\*Common Law Notice-and-Takedown\*](#), 15 NYU JOURNAL OF INTELLECTUAL PROPERTY & ENTERTAINMENT LAW \_\_ (forthcoming) (solicited).

- [\*Infringing Information Architectures\*](#), 58 UC DAVIS LAW REVIEW 1959 (2025).
- [\*Queer Trademarks\*](#), 2024 UNIVERSITY OF ILLINOIS LAW REVIEW 163.
  - Interviewed by [Slate's Outward Podcast](#) (Apr. 24, 2024).
  - Recommended reading on [The TTABlog](#) (Feb. 6, 2024).
  - Featured in [World Trademark Review](#) (June 21, 2023).
  - Cited in JANE C. GINSBURG, JESSICA LITMAN, MARY KEVLIN & REBECCA TUSHNET, TRADEMARK AND UNFAIR COMPETITION LAW CASES AND MATERIALS (7th ed. 2024).
- [\*The Server Test Quandary and Embedding Permission Culture\*](#), 75 OKLAHOMA LAW REVIEW 263 (2023).
  - Quoted in *Bowery v. Best Little Sites*, 671 F. Supp. 3d 1297 (D. Utah 2023).
  - Cited in Brief for Amici Curiae, *Hunley v. Instagram LLC*, No. 22-15293 (9th Cir. Oct. 11, 2022), ECF No. 32.
- [\*Culture and Fair Use\*](#), 32 FORDHAM INTELLECTUAL PROPERTY, MEDIA & ENTERTAINMENT LAW JOURNAL 334 (2022).
- [\*Synchronizing Copyright and Technology: A New Paradigm for Sync Rights\*](#), 87 MISSOURI LAW REVIEW 95 (2022).
- [\*Inherent Powers and the Limits of Public Health Fake News\*](#), 95 ST. JOHN'S LAW REVIEW 319 (2022).
- [\*Returning to the Start? Federal BIPA Claims After TransUnion v. Ramirez\*](#), 2022 UNIVERSITY OF ILLINOIS LAW REVIEW ONLINE 10 (2022).
- [\*Circumscribing the Spider: Trademark Law and the Edge of Data Scraping\*](#), 70 KANSAS LAW REVIEW 295 (2021).
- [\*Adapting Indian Copyright: Bollywood, Indian Cultural Adaptation, and the Path to Economic Development\*](#), 23 VANDERBILT JOURNAL OF ENTERTAINMENT & TECHNOLOGY LAW 517 (2021).
- [\*Heaven or Earth: The Hagia Sophia Re-Conversion, Turkish and International Law, and the Special Case of Universal Religious Sites\*](#), 19 UCLA JOURNAL OF ISLAMIC & NEAR EASTERN LAW 51 (2021).
- [\*Priam's Folly: United States v. Alvarez and the Fake News Trojan Horse\*](#), 73 STANFORD LAW REVIEW ONLINE 194 (2021).
  - Winner, 2021 Stanford Law Review Student Essay Competition
- [\*Going Global: An International Human Rights Approach to Russian LGBTQ+ Law and Practices\*](#), 61 VIRGINIA JOURNAL OF INTERNATIONAL LAW 631 (2021).
  - Winner, 2020 Virginia Journal of International Law Human Rights Essay Contest
- [\*A Rising Tide Lifts All Consumers: Penumbra of Foreign Data Protection Laws in the United States\*](#), 27 RICHMOND JOURNAL OF LAW & TECHNOLOGY 1 (2021).
- [\*Is There No Way to the Truth? Copyright Liability as a Model for Restricting Fake News\*](#), 34 HARVARD JOURNAL OF LAW & TECHNOLOGY 279 (2020).

- Reprinted in ENTERTAINMENT, PUBLISHING AND THE ARTS HANDBOOK 57 (Thomson Reuters (West), 2021).
- [\*Fair Use, the Internet Age, and Rulifying the Blogosphere\*](#), 61 IDEA: INTELLECTUAL PROPERTY LAW REVIEW 1 (2020).
  - First Place, 2020 IDEA Student Intellectual Property Writing Competition
- [\*A Shield or a Solution: Confronting the New Copyright Troll Problem\*](#), 21 TEXAS REVIEW OF ENTERTAINMENT & SPORTS LAW 77 (2020).
- [\*Keeping the Barbarians at the Gates: The Promise of the UNESCO and UNIDROIT Conventions for Developing Countries\*](#), 41 MICHIGAN JOURNAL OF INTERNATIONAL LAW 581 (2020).
- [\*The Dark Side of Videoconferencing: The Privacy Tribulations of Zoom and the Fragmented State of U.S. Data Privacy Law\*](#), 10 HOUSTON LAW REVIEW OFF THE RECORD 76 (2020).
- [\*Transfixed in the Camera's Gaze: Foster v. Svenson and the Battle of Privacy and Modern Art\*](#), 11 HARVARD JOURNAL OF SPORTS & ENTERTAINMENT LAW 41 (2020).
- [\*Helping David Fight Goliath: Preserving the WTO in the Trump Era\*](#), 11 TRADE, LAW & DEVELOPMENT 372 (2019).

## WORKS IN PROGRESS

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- *Disentangling Indigenous Authenticity*
- *Protecting the Queer Internet*
- *Illegitimate E-Commerce Injunctions*

## PRIOR EXPERIENCE

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### WEIL, GOTSHAL & MANGES LLP

Associate, Complex Commercial Litigation and Intellectual Property & Media 2020–23

- Represented Alibaba, Meta, and Samsung in IP infringement litigation
- Counseled Alibaba, eBay, Meta, Pinterest, and Spotify on copyright and trademark issues relating to, *inter alia*, secondary liability, fair use, metaverse, NFTs, data scraping, notice and takedown, and personal jurisdiction
- Represented Invesco and Serta Simmons Bedding in breach of contract disputes

Summer Associate

2018, 2019

### GIBSON, DUNN & CRUTCHER LLP

Summer Associate

2019

## PRESENTATIONS

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### *Disentangling Indigenous Authenticity*

- 2025 Junior Intellectual Property Scholars Association (JIPSA) Workshop (July 31, 2025, University of Wisconsin Law School).
- NYU Lawyering Scholarship Colloquium (Apr. 1, 2025).

*Protecting the Queer Internet*

- The Impact of Technology on Law and Society Panel, AALS Annual Meeting (Jan. 6, 2026, New Orleans).

*Illegitimate E-Commerce Injunctions*

- Chicago-Kent Law Review Symposium (Sept. 26, 2025).
- Thirty-First Annual Intellectual Property Law & Policy Conference (Apr. 5, 2024, Fordham Law School).

*Dignity and Deepfakes*

- Twenty-Fifth Annual Intellectual Property Scholars Conference (IPSC) (Aug. 7, 2025, DePaul University College of Law).
- Freedom of Expression Scholars Conference 13 (Apr. 26, 2025, Yale Law School).
- Fourth Annual Legal Scholars Roundtable on Artificial Intelligence (Apr. 10, 2025, Emory University School of Law).
- Cardozo Arts & Entertainment Law Journal Symposium (Apr. 7, 2025).
- Law and Technology Workshop (March 21, 2025, virtual).
- Charleston Law Review Seventeenth Annual Law & Society Symposium (Feb. 21, 2025).
- Fifteenth Annual Tri-State Region IP Workshop (Jan. 17, 2025, NYU School of Law).
- NYU Lawyering Scholarship Colloquium (Nov. 20, 2024).
- Tenth Annual Mosaic IP Conference (Nov. 1, 2024, Marquette University Law School).
- NYU Information Law Institute Privacy Research Group (Sept. 25, 2024).
- Deepfakes & the Law: Global Perspectives (May 17, 2024, City, University of London) (keynote).

*Artificial Infringement*

- Fifth Annual Machine Lawyering Conference (May 29, 2025, Chinese University of Hong Kong).
- CS&Law 2025: Fourth ACM Symposium on Computer Science and Law (Mar. 26, 2025, Munich, Germany).
- Digital Life Seminar (Feb. 13, 2025, Cornell Tech).
- Seventh Junior Faculty Forum for Law and STEM (Sept. 28, 2024, University of Pennsylvania Carey Law School).
- Twenty-Fourth Annual Intellectual Property Scholars Conference (IPSC) (Aug. 8, 2024, University of California, Berkeley School of Law).
- NYU ACP Scholarship Clinic (Apr. 15, 2024).
- Thirty-First Intellectual Property Law & Policy Conference (Apr. 5, 2024, Fordham Law School).
- NYU Lawyering Scholarship Colloquium (Feb. 20, 2024).

*Common Law Notice-and-Takedown*

- Twenty-Second Annual Works in Progress for Intellectual Property Scholars Colloquium (WIPIP) (Jan. 31, 2025, William S. Boyd School of Law at University of Nevada, Las Vegas).

*Infringing Information Architectures*

- NYU Lawyering Scholarship Colloquium (July 24, 2024).

- Eleventh Annual Governance of Emerging Technologies and Science Conference (May 16, 2024, Sandra Day O'Connor College of Law, Arizona State University).
- Columbia Science and Technology Law Review (Apr. 9, 2024, Columbia Law School).
- NYU Engelberg Center on Innovation Law & Policy Research Meeting (Apr. 4, 2024).
- Regulating the Decentralised Autonomous Organisation Conference (Jan. 25, 2024, University of Liverpool School of Law and Social Justice).
- Thomas Edison Innovation Law and Policy Fellowship Workshop (Jan. 17, 2024).
- Fourteenth Annual Tri-State Region IP Workshop (Jan. 12, 2024, NYU School of Law).
- Intellectual Property Emerging Scholars Panel, AALS Annual Meeting (Jan. 6, 2024, Washington, D.C.).
- NYU Lawyering Scholarship Colloquium (Oct. 23, 2023).
- NYU Information Law Institute Privacy Research Group (Oct. 11, 2023).
- Thomas Edison Innovation Law and Policy Fellowship Workshop (Sept. 8, 2023).
- Thomas Edison Innovation Law and Policy Fellowship Workshop (Mar. 9, 2023).

#### *Queer Trademarks*

- Ninth Annual Mosaic IP Conference (Oct. 28, 2023, University of Illinois Chicago School of Law).
- Queering Private Law Workshop (Sept. 12, 2023, University College London).
- Thirteenth Annual Tri-State Region IP Workshop (Jan. 13, 2023, NYU School of Law).

#### *Selected Other Presentations*

- *Roundtable: OECD Online Marketplace Guidelines* (June 5, 2025, U.S. Patent and Trademark Office) (speaker).
- *Contextualizing Elster within the First Amendment*, Thirty-Second Annual Intellectual Property Law & Policy Conference (Apr. 24, 2025, Fordham Law School).
- *Pride Overcoming Prejudice: Charting LGBTQ+ Paths in IP, I <3 Trademarks* Conference 2025 (Mar. 18, 2025) (New York, NY) (panelist).
- *AI and Intellectual Property*, 2025 Stetson Business Law Review Symposium (Feb. 7, 2025) (Tampa, FL) (panelist).
- *AI and the Arts*, A&HG 4174: Law and the Arts (Oct. 7, 2024, Columbia University Teachers College).
- *Regulating & Advising Generative AI Use in Film & Video*, Columbia Entertainment, Arts, and Sports Law Society Spring Symposium (Apr. 17, 2024) (panelist).
- *AI Crash Course*, International Trademark Association (INTA) The Business of AI Conference (Mar. 20, 2024, New York, NY) (panelist).
- *Copyright & AI*, LunchGPT Series (Feb. 16, 2024, virtual).
- *The Law and Policy of Generative AI and Creativity*, University of Chicago Alumni Club of New York (Jan. 23, 2024, Polsinelli, New York, NY) (panelist).
- *At the Intersection of Copyright & Generative AI*, Data Science 290: Modern Data Applications (Nov. 16, 2023, University of California, Berkeley School of Information).
- *IP & AI: Current Issues & Careers*, Rutgers Intellectual Property Law Society (Nov. 14, 2023).
- *Careers in Entertainment Law*, NYU Intellectual Property and Entertainment Law Society (Nov. 13, 2023) (panelist).

- *Entertainment Law Through AI and Copyright*, New York Law School Media, Entertainment, and Fashion Law Association (Nov. 6, 2023).
- *Reading the Registration Tea Leaves: Tam, Brunetti . . . Elster?*, Section Two Small: Exploring the New Constitutional Limits on Trademark Law (Nov. 3, 2023, University of New Hampshire Franklin Pierce School of Law).
- *The Future of Entertainment: AI Takes the Stage*, FAME Center and Cardozo Entertainment Law Society (Oct. 16, 2023) (panelist).
- *Emerging Issues in Copyright Law*, Seton Hall Intellectual Property Students Association (Oct. 4, 2023).

## AFFILIATIONS & FELLOWSHIPS

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|---|--------------|
| Fellow, Università degli Studi di Milano Information Society Law Center   | 2023–Present |
| Faculty Affiliate, University of North Carolina Center for Information, Technology, and Public Life (CITAP)   | 2023–Present |
| American Registry for Internet Numbers (ARIN) 55 Fellowship   | 2025         |
| Scholar, Center for Intellectual Property x Innovation Policy (C-IP <sup>2</sup> ) at Antonin Scalia Law School, George Mason University  | 2024–25      |
| Thomas Edison Innovation Law and Policy Fellow, Center for Intellectual Property x Innovation Policy (C-IP <sup>2</sup> ) at Antonin Scalia Law School, George Mason University | 2023–24      |

## SELECTED SHORTER WORKS

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- *Right of Publicity*, in ELGAR CONCISE ENCYCLOPEDIA OF ARTIFICIAL INTELLIGENCE AND THE LAW (Ryan Abbott & Elizabeth Rothman, eds., forthcoming 2025).
- *Obscenity Law*, in ELGAR CONCISE ENCYCLOPEDIA OF ARTIFICIAL INTELLIGENCE AND THE LAW (Ryan Abbott & Elizabeth Rothman, eds., forthcoming 2025).
- [\*Artificial Infringement \(Short\)\*](#), CSLAW '25: PROCEEDINGS OF THE SYMPOSIUM ON COMPUTER SCIENCE AND LAW 26 (ACM Mar. 25, 2025).
- [\*Who Is Responsible for AI Copyright Infringement?\*](#), 41 ISSUES IN SCIENCE AND TECHNOLOGY 31 (Fall 2024).
- [\*Intellectual Property's NFT Gap: Twentieth-Century Copyright Law Could Limit Viable Uses of Blockchain\*](#), TECH POLICY PRESS (May 7, 2024).
- [\*The Surprising Result of the Supreme Court Case that Allowed Slurs in Brands\*](#), SLATE (Feb. 13, 2024).
- [\*Comment in Response to the U.S. Copyright Office's Artificial Intelligence Study\*](#), 88 FEDERAL REGISTER 59942 (Aug. 30, 2023).
- [\*Tracking Change and Continuity in Twenty-First Century Copyright Fair Use\*](#), JOTWELL (June 2, 2021) (review of Barton Beebe, *An Empirical Study of U.S. Copyright Fair Use Opinions Updated, 1978-2019*, 10 N.Y.U. J. INTELL. PROP. & ENT. L. 1 (2020)).

- [\*As Online Shopping Explodes, So Do Product Liability Claims Against E-Commerce Platforms\*](#), NEW YORK LAW JOURNAL (May 14, 2021) (with Jared Friedmann).
- [\*FTC Orders Destruction of Algorithms Created From Unlawfully Acquired Data\*](#), 4 JOURNAL OF ROBOTICS, A.I. & LAW 423 (2021) (with Randi Singer).
- [\*Information for Submitting Articles to Specialty & Non-Flagship Law Journals\*](#), SSRN (Aug. 28, 2020).
  - Featured as a resource by numerous law schools, including Harvard, Stanford, Cornell, Georgetown, Texas, and Minnesota
- [\*Stay-at-Home, Videoconferencing, and a Baptism of Fire for the California Consumer Privacy Act\*](#), NORTHWESTERN UNIVERSITY LAW REVIEW BLOG (Apr. 21, 2020).
- [\*Imperial Women at the Twilight of the Roman Empire\*](#), ANTIQVVS 31 (Winter 2020).
- [\*The Historical Memory of Constantinople, 567 Years After the Fall\*](#), GREEK REPORTER (May 29, 2020).
- [\*Life on the Byzantine-Arab Frontier\*](#), 126 MEDIEVAL MAGAZINE 26 (2019).
- [\*Syrian-Armenians and the Legal Snares of Armenian Citizenship\*](#), ARMENIAN WEEKLY (May 30, 2019).

## PROFESSIONAL SERVICE AND ACTIVITIES

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| Peer Reviewer, <i>Journal of Intellectual Property Law &amp; Practice</i>    | 2024–Present |
| Peer Reviewer, <i>Oxford Intersections: AI in Society</i>                    | 2024–Present |
| Committee Member, AALS Art Law Section                                       | 2025–Present |
| Committee Member, AALS Intellectual Property Law Section                     | 2025–Present |
| Coordinator, Lawyering Scholarship Colloquium                                | 2024–Present |
| Founder, NYU Law Review-Lawyering Scholarship Colloquium Workshop Series     | 2023–2024    |
| Secretary, University of Chicago Alumni Club of New York City                | 2023–Present |
| Careers Committee Member, University of Chicago Alumni Club of New York City | 2021–23      |
| Member, New York City Bar Association Entertainment Law Committee            | 2023–Present |
| Member, University of Chicago Alumni PRIDE Board                             | 2022–Present |

## BAR ADMISSIONS

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New York; Illinois; Southern District of New York