

HANNIBAL TRAVIS

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Professor of Law
Florida International University College of Law
11200 S.W. 8th Street, Miami, FL 33199

EDUCATION

- J.D., 1999 **Harvard Law School**, Cambridge, MA
- *magna cum laude*
 - *Harvard Human Rights Journal* (line editor)
- B.A., 1996 **Washington University**, St. Louis, MO
- *summa cum laude* in Philosophy, Phi Beta Kappa

PROFESSIONAL EXPERIENCE

- 2005- (Associate) Professor of Law, **Florida International University College of Law**, Miami, FL
- Taught Intellectual Property, (Comp. &) Internet Law, Antitrust Law, Business Law, Copyright Law, (Sports &) Entertainment Law, and International/Compar. Law
 - University Faculty Senate Tech. Committee (2007-2018, intermittently) and as Chair, Coll. of Law Tech. Committee (2018-2020), Appointments Chair (2013-16)
 - AI Concepts Quality Enhancement Plan subcommittee for SACS re-accreditation (2020); Cybersecurity Emerging Preeminent Program Work Group (2017-2018)
 - Textbook Affordability Task Force (2009-2019)
- 2017 (Fall) Irving Cypen Visiting Professor, **Univ. of Florida Levin College of Law**, Gainesville
- 2009 Visiting Fellow, Oxford Internet Institute, **Univ. of Oxford**, Oxford, United Kingdom
- 2008 (Fall) Visiting Associate Professor, **Villanova Univ. School of Law**, Villanova, PA
- 2001-2004 Associate (Litigation Group), **Debevoise & Plimpton**, New York, NY
- 2000-2001 Law Clerk, **United States Dist. Court for the Central Dist. of Calif.**, Los Angeles, CA
- 1999-2000 Associate (Litigation), **O'Melveny & Myers**, San Francisco, CA
- 1997-1998 Teaching Fellow, **Harvard College**, Cambridge, MA
- 1999 (Spr.) Graduate Student Instructor, **University of California, Berkeley**, Berkeley, CA

SELECTED PUBLICATIONS

Internet Law Publications

- 2018 COPYRIGHT CLASS STRUGGLE: CREATIVE ECONOMIES IN A SOCIAL MEDIA AGE (Cambridge University Press)
- 2013 CYBERSPACE LAW: CENSORSHIP AND REGULATION OF THE INTERNET (Routledge) (editor and chapter contributor)
- 2020 *Crypto Coin Offerings and the Freedom of Expression*, --- CHAPMAN L. REV. ---- (forthcoming), https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3670993
- 2020 *Intelligent Entertainment: Analyzing the Algorithmic Generation and Regulation of Creative Works across Three Major Themes*, 14 FIU L. REV. ---- (forthcoming)
- 2020 *Trademarks, Legal Remedies, and Social Injustices*, in RESEARCH HANDBOOK ON INTELLECTUAL PROPERTY AND SOCIAL JUSTICE --- (Lateef Mtima & Stephen Jamar eds.) (forthcoming)
- 2019 *Enjoining the Cloud: Equity, Irreparability, and Remedies*, 64 VILLANOVA L. REV. 393-457, reprinted in INTELLECTUAL PROPERTY LAW REVIEW 2019 (Karen Tripp ed., Thomson Reuters/West Group, forthcoming 2020)
- 2017 *Counter-IP Conspiracies: Patent Alienability and the Sherman Antitrust Act*, 71 MIAMI L. REV. 758
- 2016 *The Economics of Mass Digitization and the Google Books Litigation*, in RESEARCH HANDBOOK ON ELECTRONIC COMMERCE LAW 117-137 (John Rothchild ed., Elgar)
- 2016 *Free Speech Institutions and Fair Use: A New Agenda for Copyright Reform*, 33 CARDOZO ARTS & ENTERTAINMENT L.J. 673
- 2015 *Myths of the Internet as the Death of Old Media*, 43 AMERICAN INTELLECTUAL PROPERTY LAW ASSOCIATION QUARTERLY J. 1
- 2015 *Patent Alienability and Its Discontents*, 17 TULANE JOURNAL OF INTELLECTUAL PROPERTY & TECH. L. 107
- 2013 *WIPO and the American Constitution: Thoughts on a New Treaty Relating to Actors and Musicians*, 26 VANDERBILT J. OF ENT. & TECH. L. 45
- 2012 *YouTube from Afghanistan to Zimbabwe: Tyrannize Locally, Censor Globally*, in TRANSNATIONAL CULTURE IN THE INTERNET AGE 76-106 (Sean Pager and Adam Can-deub eds., Elgar)
- 2011 *The FCC's New Theory of the First Amendment*, 51 SANTA CLARA L. REV. 417

- 2010 *The Principles of the Law of Software Contracts: At Odds with Copyright, Consumers, and European Law?*, 83 TULANE L. REV. 1557, reprinted in INTELLECTUAL PROPERTY LAW REVIEW 2010 (Karen Tripp ed., Thomson Reuters, 2011)
- 2010 *Estimating the Economic Impact of Mass Digitization Projects on Copyright Holders: Evidence from the Google Book Search Litigation*, 57 JOURNAL OF THE COPYRIGHT SOCIETY OF THE USA 907 (peer-reviewed), <http://ssrn.com/abstract=1634126> (peer-reviewed)
- 2010 *An Uncomfortable Fit? Intellectual Property Policy and the Administrative State*, 14 MARQUETTE INTELLECTUAL PROPERTY L. REV. 441 (invited panel presentation)
- 2009 *The Future According to Google: Technology Policy from the Standpoint of America's Fastest-Growing Technology Company*, 11 YALE J. OF L. & TECH. 209 (symposium), later published in INTELLECTUAL PROPERTY LAW REVIEW 2008 (Karen Tripp ed., Thomson Reuters/West Group)
- 2008 *Opting Out of the Internet in the United States and European Union: Copyright, Safe Harbors, and International Law*, 83 NOTRE DAME L. REV. 331, excerpted in GOOGLE ET LES NOUVEAUX SERVICES EN LIGNE (Alain Strowel ed., Editions Larcier)
- 2007 *Of Blogs, eBooks, and Broadband: Access to Digital Media as a First Amendment Right*, 35 HOFSTRA L. REV. 1519 (symposium)
- 2006 *Google Book Search and Fair Use: iTunes for Authors, or Napster for Books?*, 61 MIAMI L. REV. 87, <http://ssrn.com/abstract=944048>
- 2006 *Wi-Fi Everywhere: Universal Broadband Access as Antitrust and Telecommunications Policy*, 55 AMERICAN UNIVERSITY L. REV. 1697
- 2006 *Building Universal Digital Libraries: An Agenda for Copyright Reform*, 33 PEPPERDINE L. REV. 761, http://ssrn.com/abstract_id=860784
- 2005 *The Battle for Mindshare: The Emerging Consensus that the First Amendment Protects Corporate Criticism and Parody on the Internet*, 10 VIRGINIA J. OF LAW & TECH. 3
- 2000 *Pirates of the Information Infrastructure: Blackstonian Copyright and the First Amendment*, 15 BERKELEY TECH. L. JOURNAL 777 (winner, Comment Competition)

Financial Regulation

- 2017 *United States [Banks' Duty of Care]*, in A BANK'S DUTY OF CARE (Danny Busch & Cees van Dam eds., Hart Publishing, 2017) (with George Harris and Sabrina Larson)
- 2016 *Poverty and Financial Regulation: Socioeconomic Human Rights in the Obama Era*, in POVERTY IN AMERICA 344-368 (Max Skidmore ed., Westphalia Press), prior version published as *President Obama's "Pivot" to Jobs: Lessons from Comparative Law and America's Rivals*, 3 POVERTY AND PUBLIC POLICY No. 3 (2012), www.psocommons.org

2007 *Are Issuers of and Dealers in Securities Immune from Lawsuits Arising under Federal and State Antitrust Laws?*, 34 ABA PREVIEW OF UNITED STATES SUPREME COURT CASES 296

Human Rights and International Law

2012 GENOCIDE, ETHNONATIONALISM, AND THE UNITED NATIONS: EXPLORING THE CAUSES OF MASS KILLING SINCE 1945 (Routledge)

2010 GENOCIDE IN THE MIDDLE EAST: THE OTTOMAN EMPIRE, IRAQ, AND SUDAN (Carolina Academic Press)

2019 *The Right of Return to Iraq: Conceptualizing Insecurity, State Fragility, and Forced Displacement*, in TRANSITIONAL JUSTICE AND FORCED MIGRATION: PERSPECTIVES FROM THE GLOBAL SOUTH 158-190 (Nergis Canefe ed., Cambridge Univ. Press) (with Shamiran Mako)

2019 *Genocide and Other International Crimes by Unincorporated Groups: Will There Be Loopholes for Them in the African Court?*, in THE AFRICAN COURT OF JUSTICE AND HUMAN AND PEOPLES' RIGHTS IN CONTEXT: DEVELOPMENT AND CHALLENGES 285-313 (Charles Jalloh, Kamari Clarke, & Vincent Nmehielle eds., Cambridge Univ. Press)

2018 *To What Extent Has Intervention in Darfur Been Successful?*, in MODERN GENOCIDE DATABASE (Carlin, Bartrop & Jacobs eds., ABC-CLIO) (peer-reviewed)

2017 *Causes of the Darfur Genocide: Role of the Government of Sudan*, in DARFUR GENOCIDE: THE ESSENTIAL REFERENCE GUIDE (Alexis Herr ed., ABC-CLIO) (peer-reviewed)

2017 THE ASSYRIAN GENOCIDE: CULTURAL AND POLITICAL LEGACIES (Hannibal Travis ed., Routledge) (editor and chapter contributor)

2017 *Causes of the Darfur Genocide: Role of the Government of Sudan*, in MODERN GENOCIDE DATABASE (Carlin, Bartrop & Jacobs eds., ABC-CLIO) (peer-reviewed)

2017 *Genocide by Deportation into Poverty: Western Diplomats on Ottoman Christian Killings and Expulsions, 1914–24*, in GENOCIDE IN THE OTTOMAN EMPIRE: ARMENIANS, ASSYRIANS, AND GREEKS 354-402 (George Shirinian ed., Berghahn Books)

2016 *Genocide, Counterinsurgency, and the Self-Defense of UN Member States Before the International Criminal Court*, 22 UC DAVIS JOURNAL OF INT'L L. & POLICY 139

2016 *When the UN Refuses to Prevent Genocide: Legal, Political, and Religious Factors*, in THE UNITED NATIONS AND GENOCIDE 146-185 (Deborah Mayersen ed., Palgrave)

2015 *Reparations for Mass Atrocities as a Path to Peace: After Kiobel v. Royal Dutch Petroleum, Can Victims Seek Relief at the International Criminal Court?*, 40 BROOKLYN INT'L L.J. 547

- 2015 *Counterinsurgency as Genocidal Intent: From the Ottoman Christians to the Bosnian Muslims*, in *THE ARMENIAN GENOCIDE LEGACY 149-164* (Alexis Demirdjian ed., Palgrave Macmillan)
- 2013 *Constructing the 'Armenian Genocide': How Scholars Unremembered the Assyrian and Greek Genocides in the Ottoman Empire*, in *HIDDEN GENOCIDES: POWER, KNOWLEDGE, AND MEMORY 170-192* (Alex Hinton, Douglas Irvin-Erickson & Thomas LaPointe eds., Rutgers University Press)
- 2013 *Wargaming the 'Arab Spring': Predicting Likely Outcomes and Planning U.N. Responses*, 46 *CORNELL INTERNATIONAL LAW JOURNAL* 75
- 2012 *On the Original Understanding of the Crime of Genocide*, 6 *GENOCIDE STUDIES AND PREVENTION* 30 (peer-reviewed), translated into Spanish in 12 *REVISTA DE ESTUDIOS SOBRE GENOCIDIO* 101, 128 (2017), <https://revistas.untref.edu.ar>
- 2012 *The International Arms Trade and the Prevention of Genocide: The Law and Practice of Arming Genocidal Governments*, in *IMPEDIMENTS TO THE PREVENTION AND INTERVENTION OF GENOCIDE 195-222* (Samuel Totten & Robert Hitchcocke, eds., New Transaction Publishers)
- 2009 *Genocide in Sudan: The Role of Oil Exploration and the Entitlement of the Victims to Reparations*, in *TOP TEN GLOBAL JUSTICE LAW REVIEW ARTICLES OF 2008*, at 107-161 (Amos Guiora ed., Oceana/Oxford Univ. Press), previously published in 25 *ARIZONA J. OF INT'L AND COMPARATIVE L.* 1 (2008)
- 2009 *United States Law and Policy Regarding Iraqi Refugees, 2003-2008*, 55 *WAYNE L. REV.* 1009

SELECTED PRESENTATIONS

- 2020 *Developments in Injunctive Relief and Damages (Especially for Small and Medium-Sized Enterprises)*, **IP Summit**, Miami, FL
- 2020 *Connections and Boundaries between Intellectual Property and Data Privacy*, **INTA/FIU College of Law**, Miami, FL
- 2019 *Intelligent Entertainment (Concluding Remarks)*, **FIU Law Review 25th Annual Symposium**, Miami, FL, <https://collections.law.fiu.edu/lawreview>
- 2019 *The Legal Profession's Interest in Information Assurance*, **FIU Engineering & Computing College**, Miami, FL
- 2019 *Trademarks, Legal Remedies, and Social Injustices*, **Mosaic Symposium on Intellectual Property**, **Howard University School of Law**, Washington, DC
- 2019 *Enjoining Precisely: Intellectual Property Injunctions and eBay v. Mercexchange*, **AALS Annual Meeting, Section of Remedies Panel**, New Orleans, LA

- 2019 *Common-law and Statutory Remedies for Insider Trading in Cryptocurrencies*, **AALS Annual Meeting**, New Orleans, LA
- 2019 *The First Amendment and Social Media Content Regulation (Roundtable)*, **AALS Annual Meeting Federalist Society Symposium**, New Orleans, LA
- 2018 *The Case of the Missing Consumer Surplus: The Complex Economics of Digital Music Royalties*, **Global Congress on Intellectual Property and the Public Interest**, hosted by **American University Washington College of Law**, Washington, DC
- 2018 *We're Gonna Need a Bigger Sandbox: Light Touch Regulation of Initial Coin Offerings*, **American Bar Association Section on Business Law Annual Meeting**, Austin, TX
- 2018 *The Case of the Missing Consumer Surplus: The Complex Economics of Digital Music Royalties*, **Mosaic Conference on Intellectual Property**, **University of New Hampshire Law School**, Concord, NH (speaker)
- 2018 *How (Much) Artists Are Getting Paid in the Digital Age*, **Intellectual Property Institute of the California Lawyers Association**, San Jose, CA
- 2018 *Supreme Court Update (II: Statutory and Administrative Law) (moderator)*, **Southeast Association of Law Schools Annual Meeting 2006**, Palm Beach, FL
- 2018 *Introduction to Intellectual Property in International Trade*, **Global Security & Public Policy Executive Certificate Course**, **Sch. of Int'l and Pub. Affairs**, **FIU**, Miami, FL
- 2018 *Cybersecurity Considerations in Finance and Real Estate*, **Broward Attorneys Real Estate Council**, Plantation, FL
- 2018 *The Path of CoinLaw: The Cost of Possibilities*, **American Bar Association Section on Business Law Mid-Year Meeting**, Orlando, FL
- 2018 *Strategic Considerations in Adopting Guidelines on Unobjectionable Fanworks*, **Copyright Society of the USA Mid-Winter Meeting**, Savannah, GA (panel organizer)
- 2017 *Counter-IP Conspiracies: Patent Alienability and the Sherman Antitrust Act*, **University of Miami-FIU Faculty Exchange Program**, Coral Gables, FL
- 2017 *Myths of the Internet as the Death of Old Media*, **Southeast Association of Law Schools Annual Meeting IP Roundtable**, Boca Raton, FL
- 2017 *Sovereign Wealth Funds and Human Rights*, **University of Texas School of Law**, Austin, TX
- 2016 *Cybersecurity Summit (The Dark Web: Liberty, Privacy, and Security)*, **School of International and Public Affairs**, **Florida International University**, Miami, FL
- 2015 *Cybercrime and the Trademark Practitioner*, **International Trademark Association/FIU College of Law Roundtable**, Miami, FL

- 2015 *Debunking Copyright Myths*, **Copyright Society of the USA Chapter**, Miami, FL
- 2015 *Myths of the Internet as the Death of Old Media*, **Association for the Study of Law and Property/University of Georgia**, Athens, GA
- 2015 *Why Was Benghazi Saved, But Sinjar Allowed to Be Destroyed?*, **Austrian Academy of Sciences (June)**, Vienna, Austria
- 2015 *Counterinsurgency as/and Genocidal Intent: From the Ottoman Christians to the Bosnian Muslims*, **Netherlands Institute for War Documentation/Hague Institute for Global Justice (Mar.)**, The Hague, the Netherlands
- 2013 *WIPO and the American Constitution*, **Vanderbilt Journal of Entertainment and Technology; Vanderbilt Law School**, Nashville, TN
- 2012 *Are Social Media Undermining Human Rights?*, **St. Thomas University School of Law, Intercultural Human Rights Law Review Symposium**, Miami Gardens, FL
- 2012 *Estimating the Economic Impact of Mass Digitization Projects on Copyright Holders: Evidence from the Google Book Search Litigation*, **Association of American Law Schools Annual Meeting**, Washington, DC
- 2012 *Cultural and Symbolic Reparations for the Ottoman Christian Genocide*, **Harvard University**, Department of Near Eastern Languages and Literatures Naby Lecture Series, Cambridge, MA
- 2011 *The Anticompetitive and Censorial Impact of Corporate-Drafted Norms Restricting Internet Content*, **Association of American Law Schools Annual Meeting, Section on the Computers and the Law**, San Francisco, CA
- 2010 *Estimating the Economic Impact of Mass Digitization Projects on Copyright Holders*, **University of the Pacific, McGeorge School of Law, Faculty Speaker Series**, Sacramento, CA
- 2010 *Journalism in the World of Social Media, Twitter & Facebook*, **Florida Bar Media Law Conference**, Miami, FL
- 2010 *Copyright Basics and the Web*, **American Bar Association Conference on Legal Issues in Museum Administration**, Miami, FL
- 2010 *Cold War Genocides: Failures of Global Justice in Nigeria and Pakistan*, **University of Melbourne, Untold Stories of War Crimes Trials**, Melbourne, Victoria, Australia
- 2009 *The FCC's Involvement in Copyright-Related Rulemakings: Administrative Expertise or in Excess of Jurisdiction?*, **Southeast Association of Law Schools**, Palm Beach, FL

- 2009 *Opting Out of the Internet in the U.S. and the E.U.: Copyright and Safe Harbors*, **Oxford University, Dept. of Social Sciences, Oxford Internet Institute**, Oxford, United Kingdom
- 2009 *The Political Struggle for Mosul: Constitutionalism and Transitional Justice in the Shadow of War and Ethnosectarian Conflict*, **Middle East Studies Association Annual Meeting**, Boston, MA
- 2009 *The Bond that Divides: Transitional Justice and Human Rights in the Republic of Iraq*, **London School of Economics, “Civil Society and Reconciliation in Comparative Perspective”**, London, United Kingdom
- 2009 *Broadcast and Internet Neutrality: Towards a Theory of Constitutional (Digital) Media Regulation*, **Univ. of North Carolina School of Law, First Amendment Law Rev. Symposium on “Cyberspeech”**, Chapel Hill, NC
- 2008 *Opting Out of the Internet in the U.S. and the European Union: Copyright, Safe Harbors, and International Law* **Stanford Law School, Intellectual Property Scholars Conf.**, Palo Alto, CA
- 2008 *The Future According to Google: Technology Policy from the Standpoint of America's Fastest-Growing Technology Company*, **Yale Law School, Computers, Freedom, and Privacy 2008 Conf.**, New Haven, CT
- 2008 *U.S. Law and Policy with Respect to Iraqi Refugees, 2003-2008*, **Middle East Studies Association 2008 Annual Meeting**, Washington, DC
- 2008 *Genocide in Sudan: Should Reparations for the Victims Be Administered by the United Nations, or by U.S. Courts?*, **Yale Law School, Symposium on Corporate Social Responsibility in the Extractive Industries**, New Haven, CT
- 2007 *Federalism, Autonomy and National Reconciliation in Iraq*, **Association of American Law Schools 2007 Annual Meeting**, Washington, DC
- 2006 *Google Book Search and Fair Use: iTunes for Authors, or Napster for Books?*, **Association of American Law Schools Mid-Year Meeting on Intellectual Property**, Vancouver, Canada

MEMBERSHIPS

- 2019- *American Intellectual Property Association Quarterly Journal*, Editorial Advisory Board
- 2017-2018 Copyright Society of the USA, Mid-Winter Meeting Committee service
- 2011-2013 *Genocide Studies and Prevention, an International Journal*, Editorial Advisory Bd.
- 2009-2012 *Journal of Genocide Research*, Book Review Panel and Int'l Advisory Bd.
- 2008-2014 Middle East Studies Association
- 2006- Association of American Law Schools, Sections on Computers and the Law, and IP
- 2002- New York Bar 1999- California Bar