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The First of Its Kind



Tsai Center welcomes new faculty

The Tsai Center is delighted to welcome two new science and technology faculty members to SMU Dedman School of Law. For more about these accomplished professors and their unique perspectives, experience, and dedication to legal education, [see page 3](#).

ABOUT HALFWAY INTO THE FIRST SESSION of the Food & Drug Law Scholars Retreat, Nathan Cortez, co-director of the Tsai Center, knew the idea he'd kicked around for a decade would deliver on his vision. "The level of the discussion was off the charts," Cortez, the inaugural Callejo Endowed Professor of Law at SMU, said. "Everyone in the room could feel it, and I could see people getting antsy to get in the queue to add a comment or question."

To get in the queue, Cortez asked participants to stand their name cards vertically, and soon after the first paper was presented, Cortez could see the workshop would be a success. "Note cards started flying up around the table, and it was clear there was going to be no dead space — we would have discussion the entire time," he said.

SEE FIRST OF ITS KIND ON PAGE 4



Prof. Ehrman



Prof. Mazzurco

Tsai Team

CO-DIRECTORS AND EXECUTIVE BOARD

Lackland H. Bloom, Jr., Larry and Jane Harlan Senior Research Fellow and Professor of Law

Nathan Cortez, Co-Director of Tsai Center for Law, Science and Innovation and Adelfa Botello Callejo Endowed Professor of Law in Leadership and Latino Studies

Chris Jenks, Professor of Law

Orly Mazur, Associate Professor of Law

Jason P. Nance, Judge James Noel Dean and Professor of Law, ex officio

Carla L. Reyes, Associate Professor of Law

Meghan J. Ryan, Co-Director of Tsai Center for Law, Science and Innovation, Altshuler Distinguished Teaching Professor, and Professor of Law

David O. Taylor, Co-Director of the Tsai Center for Law, Science and Innovation, Robert G. Storey Distinguished Faculty Fellow, and Professor of Law

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TSAI CENTER

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From the Co-Directors

THE TSAI CENTER had an exciting 2022–2023 year. With three co-directors now on board, we have been expanding our umbrella and operations—something we are continuing to do into this next academic year. Here is just a sampling of some of our events and sponsorships over the past year: We hosted our nineteenth annual IP symposium, which focused on “Intellectual Property and the Business of Innovations.” We welcomed Food and Drug Law scholars from across the country to a retreat in Colorado as part of our first Tsai Summit, where participants shared and refined their captivating scholarship. The Tsai Center also continued support for our very own *Fed Circuit Blog*, as well as the *SMU Science & Technology Law Review’s* annual symposium, which explored the topic of Antitrust and Big Tech. Further, along with UCLA Law, the Center co-sponsored a symposium on Mainstreaming Reproductive Health in Health Law, Policy, and Ethics with UCLA Law.

WE INVITE YOU TO READ ON to learn more about the Tsai Center’s recent activities. And don’t miss this year’s Alumni Spotlight, featuring Monika U. Ehrman, J.D. '05, who we recently welcomed as a full professor at the Law School. We look forward to this next academic year and anticipate continuing to support research and activities at the cutting edge of law, science, and innovation.

Nathan Cortez

CO-DIRECTOR OF THE TSAI CENTER FOR LAW, SCIENCE AND INNOVATION AND PROFESSOR OF LAW

Meghan J. Ryan

CO-DIRECTOR OF THE TSAI CENTER FOR LAW, SCIENCE AND INNOVATION AND PROFESSOR OF LAW

David O. Taylor

CO-DIRECTOR OF THE TSAI CENTER FOR LAW, SCIENCE AND INNOVATION AND PROFESSOR OF LAW



Nathan Cortez



Meghan J. Ryan

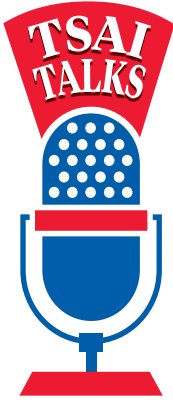


David O. Taylor

FIRST TSAI SOCIAL



The Tsai Center hosted its first Tsai Social on October 5, where law students and professors who have an interest in law and innovation were able to meet.



2022-2023

The Tsai Center sponsors periodic presentations and discussions at the SMU Dedman School of Law by professors, judges, and attorneys on topics at the intersection of law, science, and innovation. Organized by the Tsai Center Scholars and typically occurring over lunch, these presentations and discussions—often

responding to hot topics and current events—bring the real world into the classroom.

- **Luke McLeroy** of Avanci shared his expertise on the Internet of Things with law students and professors.
- **Aaron Pirouznia '17** of Fish & Richardson shared his insights in a session entitled “Recent Topics in A.I.”
- **Mark Rasmussen** of Jones Day, who served as the first ever court-appointed receiver in an enforcement action involving cryptocurrency, spoke with students and faculty members on developments in Crypto, Web3, and blockchain.
- **SMU Law Professor Monika Ehrman '05** discussed her research on The Clean Energy Transition in Indian Country and shared advice for law students.
- **Bethany McGaha '10**, UT Southwestern Medical Center’s Director and Managing Attorney-Healthcare Transactions, shared some of her experiences as in-house counsel during the Covid-19 pandemic.
- **Darren Nicholson**, a partner at Burns Charest LLP, discussed representing Parkland Hospital and other medical centers in a lawsuit involving opioid manufacturers seeking to recoup some expenses incurred in treating opioid-related addiction over the past 20 years.
- **Amy Yeager '93**, Executive Vice President and Chief Legal Officer at Children’s Health, shared advice for law students and discussed transitioning from a law firm to in-house in the healthcare field.



Tsai Center Welcomes New Science & Technology Law Faculty



Monika U. Ehrman '05, Professor of Law

Professor Ehrman’s areas of expertise include natural resources, energy, property, and environmental law & policy. Her scholarship has been published or is forthcoming in *Georgia Law Review*, *UC Irvine Law Review*, *Georgetown Environmental Law Review*, and *UCLA Environmental Law Review*. Prior to joining SMU, Professor Ehrman taught at the University of North Texas at Dallas and at the University of Oklahoma, where she led the energy and natural resources program and served as the faculty director of the Oil & Gas, Natural Resources, and Energy Center at the College of Law. Read more about Monika on page 7 in the Alumni Spotlight.



Sari Mazzurco, Assistant Professor of Law

Professor Mazzurco’s teaching and scholarship focus on law, technology, and intellectual property. She writes on the role and limits of law in addressing social, political, and cultural issues associated with digital technologies, information markets, and creative expression. Professor Mazzurco’s work has appeared or is forthcoming in *Indiana Law Journal*, *Boston University Law Review*, *Fordham Intellectual Property, Media, and Entertainment Law Journal*, *Columbia Journal of Law and the Arts*, *European Intellectual Property Review*, and *Federal Circuit Bar Journal*. Professor Mazzurco joins SMU Dedman Law from Yale University, where she earned a Ph.D. in Law and was a resident fellow at the Yale Information Society Project.

SMU SCIENCE AND TECHNOLOGY LAW REVIEW SYMPOSIUM

Antitrust and Big Tech

On February 17, SMU Law **Professor C. Paul Rogers, III** served as the faculty chair for the 2023 SMU Science and Technology Law Review Symposium, “Antitrust and Big Tech.” Speakers included Roger Alford, Professor of Law at Notre Dame; Dr. Cristina Caffara of Keystone Europe; Bradley C. Weber, co-chair of the Antitrust Practice Group of Locke Lord; James Lloyd, Associate Deputy Attorney General for Civil Litigation, Texas Attorney General; and Ashley Baker, Director of Public Policy, The Committee for Justice: Topics discussed included the role of the



State Attorneys General in challenging Big Tech and the likely impact of the new State Antitrust Enforcement Venue Act, the application of hub-and-spoke conspiracy analysis to so-called “big data driven” pricing algorithms that are used to determine the prices for goods and services, the question of whether the Federal Trade Commission is being overly aggressive in expanding its antitrust enforcement activities, the state of U.S. Supreme Court antitrust jurisprudence, and the key differences between the approaches of the European Union and the United States in challenging Big Tech dominance.

CoverStory

First of Its Kind

CONTINUED FROM THE COVER

Cortez spent eight months planning for that moment and thinking about every aspect of the experience. That process began with deciding on which scholars to invite. “It’s a nice position to be in, but it’s also a bit daunting,” Cortez said. “First and foremost, my priority was to get true FDA scholars, people who do most of their work in the field, people who have deep knowledge of the area.” Participants came from universities across the country — American University, Elon University, the University of Florida, Harvard University, Penn State University, St. Louis University, the University of Pennsylvania, and the University of Utah. Cortez was intentional about the size and format of the event, ensuring that each had not only time to workshop their research, but also get to know each other beyond their work.

Pulling it together

To do that, he selected 10 scholars and devoted an hour to each one’s research, with 10 minutes of introduction by the researcher, another 10 minutes of reactions by an assigned commentator, and the remaining 40 minutes for open discussion. “I really enjoyed getting to connect with other FDA nerds over a few intensive days that let us dive deeply into our own scholarship and each other’s,” said Holly Fernandez Lynch, an assistant professor of medical ethics at the University of Pennsylvania. “The retreat gave me an opportunity and motivation to come back to a piece of scholarship that had really fallen by the wayside during the pandemic, with some great feedback to push it across the finish line.”

Daniel Aaron, an associate professor of law at the University of Utah, presented his research on the second day and said that other participants were engaged, offering suggestions for deepening his research on cancer prevention. “The level of expertise and the small-group environment made the retreat distinct and especially conducive to participation and discussion,” he said.



Cortez was also intentional about inviting a mix of both established scholars and young academics. “I thought the young people could benefit from being with some of the luminaries in the field, and I thought exposing the senior scholars to new ideas might shake up their way of thinking because young scholars tend to be pretty bold and ambitious with their work.” One of those luminaries was Peter Barton Hutt, former Chief Counsel for the FDA, a senior counsel in the Washington, DC law firm Covington & Burling LLP, a lecturer at Harvard Law School, and “the godfather of food and drug law,” according to Cortez. Hutt’s presence added to the retreat’s luster. “Professor Hutt created programs and ideas and procedures that federal agencies have been using for half a century, and I’ve been teaching these things my whole career,” Cortez said.

Hutt also delivered one of Cortez’s favorite moments from the retreat. During Hutt’s presentation he asked: “Should I write an article detailing my four years as head attorney for the FDA, and can I do it in a way that is not self-indulgent but useful to scholars and practitioners?” Cortez found it touching because “he was genuinely asking young scholars who had just entered the field if he should pursue this.” Of course, everyone said yes. And for Cortez it demonstrated the effectiveness of what he had created. “There were no hierarchies,” he said. “You have some giants in the field, but everyone’s comments had equal weight in the room.”

Community-building played a key role in Cortez’s vision for the event, as did his desire to create something very different from other conferences. “As academics, we get used to the typical venues and formats, and I

wanted to shake it up a bit and provide a memorable introduction to the series and an introduction to the Tsai Center,” he says. So, in addition to picking a stunning destination in Vail, Colorado, he also built in time for participants to share meals and enjoy downtime for conversations.

The results are in

Participants praised those efforts and provided further proof he delivered on his goals. Lewis Grossman, a professor of law at American University, tweeted his gratitude, writing, “Kudos for putting together the Food and Drug Law Scholars retreat, one of the greatest academic gatherings I’ve ever attended. An amazing intellectual experience and community-building event.”

For Glenn Cohen, one of the world’s leading experts on bioethics and law at Harvard, the conversations over dinner counted as his favorite part of the retreat. “This was not just an opportunity to discuss food and drug law in a law-nerd sort of way, but an opportunity to really catch up and welcome some newer folks into the field,” he said. “Everybody was extremely present. The fact that it was a small group meant that we could really focus on each paper presented in-depth, and just about everyone spoke at almost every session.”

Beyond praise for the scholarship, the thoughtful conversations, and the chance to build community, participants also shared another collective insight: “We hope this becomes a regular event.” So does Cortez, who is working on building partnerships with other institutions to ensure the program returns. “This is the very first one, and there has been pent-up demand,” he said. “Hopefully this is the germination of a longstanding series and people will look back and say, ‘I was there at the first one in Vail.’”

Faculty Updates



● **Hillel J. Bavli, Associate Professor of Law:** Prof. Bavli received a grant from the Tsai Center for his research on Character Evidence as a Conduit for Implicit Bias. With the grant's funding, he is conducting a large-scale randomized controlled trial to test how jurors use character evidence in determining a verdict, including an experiment to investigate whether the use of character evidence causes jurors to rely more heavily on their implicit biases in reaching a verdict.

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● **Nathan Cortez, Co-Director of the Tsai Center for Law, Science and Innovation and Adelfa Botello Callejo Endowed Professor of Law in Leadership and Latino Studies:** Prof. Cortez published

Food and Drug Law: Cases and Materials (co-authored). He also published *Hortatory Mandates* (co-authored, *Geo. Wash. L. Rev.*), *The Disembodied First Amendment?* (*Wash. U. L. Rev.*), *The Law of Licensure and Quality Regulation* (*New Eng. J. Med.*), *Navigating a Path Towards Routine Recording in the Operating Room* (*Annals Surg.*), *Returning Individual Research Results from Digital Phenotyping in Psychiatry* (*Am. J. Bioethics*), and *Machine MD: The Law and Ethics of Health-Related AI Case Study 1: The OR Black Box* (co-authored, *Can. Inst. Adv. Res.*).



● **Monika Ehrman, Professor of Law:** Prof. Ehrman published *Hidden Resources* (*U.C.I. L. Rev.*), *Absence as Governance: Property Ownership Relating to Outer Space Resources Extraction* (*Ga. L. Rev.*), and *A Giant in the Field: A Tribute to John S. Lowe* (*SMU L. Rev.*). Among other accomplishments, she presented on the "Sustainable Business" panel at the Yale New Directions in Environmental Law Conference and served as guest editor for the *Progress in Energy Journal* for an issue on "Energy Justice in the Energy Transition."

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● **Orly Mazur, Associate Professor of Law:** Prof. Mazur presented her co-authored article, *Cooperative Federalism and the Digital Tax Impasse at the Stetson Business Law Review: Tax Law*

Symposium and at the University of Florida Levin College of Law Tax Colloquium. She also presented her co-authored article, *Cooperative Federalism and the Digital Tax Impasse* at the Law and Society Annual Meeting. Prof. Mazur taught a day-long International Tax course at the 58th Academy of American and International Law to participants from around the world.



● **Seema Mohapatra, MD Anderson Foundation Endowed Professor in Health Law and Professor of Law:** Prof. Mohapatra published *Feminist Judgments: Health Law Rewritten* (co-authored)—a book that was celebrated at the

Mainstreaming Reproductive Health in Health Law, Policy and Ethics Conference. She also published *Reproductive Technologies and the Law* (3rd ed.) (co-authored) and has forthcoming book chapters on surrogacy and uterine transplantation. Prof. Mohapatra spoke at several symposia, addressing topics such as structural racism and health, assisted reproduction and the law, and the aftermath of the *Dobbs* decision.



● **Carla Reyes, Associate Professor of Law:** Prof. Reyes testified before the U.S. House Energy and Commerce Committee's Innovation, Data, and Commerce Subcommittee on

"Building Blockchains: Exploring Web3 and Other Applications for Distributed Ledger Technologies." She published *Emerging Technology's Language Wars: Cryptocurrency* (*Wm. & Mary L. Rev.*) and *Emerging Technology's Language Wars: Artificial Intelligence in Criminal Justice* (*J.L. & Innovation*). Her op-ed, "Crypto's Future Is at Stake in a Dispute Over Commercial Law's Definition of Money" (co-authored), was featured in *Barron's*, and her books, *Artificial Intelligence & Law* (co-authored) and *The Cambridge Handbook of Artificial Intelligence and the Law* (co-authored) are forthcoming.



● **Meghan J. Ryan, Co-Director, Tsai Center for Law, Science and Innovation, Gerald J. Ford Research Fellow, Altschuler Distinguished Teaching Professor, and Professor of Law:** Prof. Ryan's work has focused on how innovations

in the criminal justice space affect convictions and conditions of punishment. For example, one of her recent articles, *Understanding Criminal Justice Innovations* (*J.L. & Innovation*)

examines how "administrative," "surveillant," and "predictive" innovations, if used carefully and with full knowledge of their pitfalls, can improve criminal justice outcomes. Her other work focuses on seeking justice in response to discoveries—through DNA or other evidence—that individuals have been wrongfully convicted and on shining a light on the tragedies of certain modern conditions of confinement. Meghan has also been working on artificial intelligence matters and presented on the topic at the Dallas Bar Association in June.



● **David O. Taylor, Co-Director of the Tsai Center for Law, Science and Innovation and Professor of Law:** Prof. Taylor accepted an offer to publish his most recent work regarding

the Federal Circuit and the Patent Trial and Appeal Board in the *Journal of the Patent and Trademark Office Society*, spoke at events held by George Mason University and the U.S. Patent and Trademark Office, was an invited participant in meetings held by the Global Innovation Policy Center of the U.S. Chamber of Commerce and the Classical Liberal Institute at New York University, served as a member of the Small Claims Patent Court Consultative Group organized by the Administrative Conference of the United States, organized the Law School's annual intellectual property symposium, completed his term as Chair of the Intellectual Property Law Section of the Dallas Bar Association, and continued to serve as Editor of *Fed Circuit Blog*. His most recent work focuses on textualism in the context of patent law.



● **Jenia Turner, Amy Abboud Ware Centennial Professor in Criminal Law and Gerald J. Ford Research Fellow:** Prof. Turner and her

co-authors published a new edition of *Criminal Procedures: Cases, Statutes, and Executive Materials* and a 2023 Supplement to the book. She also published *Victims as a Check on Prosecutors: A Comparative Assessment* (*Calif. L. Rev.*) and *Neglected Discovery* (*Duke L.J.*) (co-authored). Her articles, *Sentencing in an Era of Plea Bargains* (co-authored, *N.C. L. Rev.*) and *Criminal Procedure in the Digital Age: A U.S. Perspective* (*Zeitschrift für die gesamte Strafrechtswissenschaft*), are forthcoming.

Alumni Spotlight

A steward of natural resources

Monika U. Ehrman '05 Joins SMU Dedman School of Law Faculty

NATURAL RESOURCES—how to protect, extract, use, litigate, teach, and enjoy them—serve as a defining reference point for SMU Law Professor Monika U. Ehrman, J.D. '05. They inform her research, professional career, and personal life, and they fuel her imagination. She marvels at the evolution of natural resources law—from a utilitarian, extractive mindset to, in the last five years, one that is more comprehensive in its scope. “The evolution has been stunning,” she said, noting the shift from the idea of the public as conventional users to the modern trend of the public as recreational users and now as stewards.

Ehrman’s expertise in this field has earned her a long list of accolades and titles—SMU alumna, award-winning teacher, Alfred P. Sloan Foundation grant recipient, chair and creator of the Natural Resources Law Teachers Workshop, Yale Law School alumna, and editorial board member of the *Journal of World Energy Law & Business* (to name a few). The Sloan grant project, “Native Nations in the Energy Transition: An Interdisciplinary Research Project to Support Tribal Decision-Making,” seeks to answer the question: What does a just transition mean with respect to decision-making tools available to Native American communities? Ehrman serves as principal investigator of the multidisciplinary, 10-member team that includes a petroleum historian and focuses on engaging Native American communities to ensure they pursue questions those communities seek to answer. “This type of grant work is not traditional in law,” she said, adding that the law side is looking at issues of sovereignty and justice.



Professor Ehrman shares her expertise and love of natural resources with SMU Law students.

Support from SMU

Ehrman emphasizes the importance SMU has played in her work, noting the tremendous support offered by both Law Dean Jason P. Nance and SMU Provost Elizabeth G. Loba. With such support, Ehrman is also working to formalize an Energy, Environment and Natural Resources Program at the Law School. “This program in these fields is critical to Texas but also to the nation,” she said. “We have this amazing faculty, courses, and our alumni who go out into the field and practice, so we are working to formalize it and create programming, research, and student opportunities.”

A petroleum engineer by training, Ehrman grew up in Alberta, Canada, which she calls the “Texas of Canada” thanks to its historic petroleum industry that contributes greatly to the well-being and prosperity of the province. She landed an internship in high school at a pipeline company and graduated with a petroleum engineering degree from the

University of Alberta. A lover of national parks and Precambrian rocks, she once enjoyed the opportunity to explore a safe but abandoned mine site. Ehrman and her husband seek out experiences to foster their three daughters’ appreciation and enjoyment of the outdoors. This summer they traveled to Norway’s Lyngen Alps to hike, and, wherever they travel, she tries to include a geology field trip to identify landscapes and think about the area’s history. “My husband and I are both Canadians, and we grew up hiking and backpacking,” she said. “This defines us and is complimentary to the area I’m in. I just love being outside.”

Although Ehrman always thought about pursuing a law degree, the collapse of Enron in 2001 and the disruption it caused the industry pushed her to act on that goal earlier than she imagined. “My company laid off 800 people on a Monday,” she said. “We were all gone, and it was really difficult.” When she was accepted to SMU Law School, her negative experience in the energy industry

CONTINUED FROM THE PREVIOUS PAGE

made her want to pursue a different area of law. But Professor Emeritus John S. Lowe's Oil & Gas course made her reconsider that impulse, and she credits him with helping her to earn a position as an associate in Locke Lord's Dallas office after graduation.

Before joining SMU's faculty, Ehrman earned her Master of Laws degree at Yale and held academic appointments at the University of Oklahoma's College of Law and its College of Business and at University of North Texas at Dallas College of Law. She served as a visiting professor in 2022 at SMU Law and became a tenured, full professor this year. She teaches Property, Water Law, Remedies, and a Natural Resources Law seminar. And, in those classes, she prioritizes infusing practice into the study of doctrine. "The important challenge in law is to prepare students to engage critically and thoughtfully in their fields of study but also to prepare them with the skills necessary for them to be outstanding lawyers," she said.

A teacher who cares

Ehrman, who was awarded the Foundation for Natural Resources and Energy Law's Clyde O. Martz Teaching Award for her contributions to teaching natural resources law, also develops students' ability to work in groups and to provide current, relevant experiences. "The students love it," she said. "Group work is really important because they will work in groups the rest of their careers." In her Remedies course, for example, she has assigned students an in-class pleading that they worked on in groups. Then, she enlisted ChatGPT to craft a pleading in real time for the class. "They could see in a matter of minutes what this looked like compared to what they took much time to do and see what was wrong with the output AI had written," she said.

And when one of her students comes to her office to ask for a letter of recommendation, advice, or just to meet, Ehrman thinks about all the support her professors and administrators at SMU Law gave her when she was an international student from Canada. "I owe so much to SMU Law School for everything it did for me — not only providing this amazing education, but in its absolute support of me as a student, then as an alumna, and now as an academic," she said. "Every time I meet a student, I think of everything my professors at SMU gave to me, and I try to pay it forward."

Digital Frontiers Explored

IN FEBRUARY, the Tsai Center organized the Law School's 19th intellectual property symposium: Intellectual Property and the Business of Innovations.

The symposium kicked off with a foray into cutting-edge, other-worldly landscapes—the Metaverse and video games—and how they are forcing brands, content creators, and courts to reconsider copyright and trademark doctrines.

"The way that trademarks could work in the Metaverse and even in these video games can mirror greatly how they work in the real world, which raises a lot of interesting questions," said **Lucas Osborn**, Professor of Law at Campbell University. As an example, Osborn noted how it is possible to copyright a painting of a shovel—but not the shovel itself—because the painting is not a useful artifact. But what about a shovel or an article of clothing in the Metaverse? "Is a shovel a shovel in the Metaverse, or is it more like a painting?"

Jeanette Zimmer, Trademark Counsel at PepsiCo/FritoLay, offered examples of how virtual and augmented realities provide ways for brands to engage with consumers, offer immersive experiences, and secure advertising revenue. She also shared how these new frontiers create challenges that brands are struggling to understand.

John Cone, an attorney at Ferguson Braswell Fraser Kubasta PC, posed a question about someone creating an avatar in the Metaverse dressed up as Chester the Cheetah that said things antithetical to FritoLay's values. Noting the issue's importance, **Natalie Remien**, Senior Counsel at Clark Hill PLC, emphasized the best practice of employing watch services to scour the Metaverse for infringement.

The second panel tackled how businesses manage innovation, including how to create an environment and develop strategies that foster innovation. **Joe Ethridge**, Chief Technical Officer at Encino Environmental Services, said he thought the Metaverse might be a great tool to create collaborative teams across the globe, alleviate time and language barriers, and allow meetings to be recorded and replayed.



"It's hard enough to wrangle a group of R&D staff to evaluate the disclosures coming through, but to get the additional time required to put together a team to go back and have conversations with the inventors and improve on their ideas is a big ask," said **Alex Bridge**, Counsel, Patents at Hewlett Packard Enterprise. At a company with 45,000 employees, he said his goal is to identify innovative sparks—people with much entrepreneurial spirit—and put them together with the goal of creating a blaze of innovation.

A lunch featured a keynote presentation by **Chief Judge Rodney Gilstrap** of the U.S. District Court for the Eastern District of Texas. He set the stage for the final panel, which explored modern challenges and approaches to licensing patents in a world increasingly dominated by industry standards. This panel unpacked the work of standard-setting organizations, discussing patent hold up and hold out along with patent pools.

"It's an incredibly important area because these standards form the backbone for our everyday tech lives," said **Bernard Chao**, Professor of Law at the University of Denver. "And it's an area that many people don't understand in terms of how important it is to our society."

"If there is a problem in this area to think about fixing," said **Luke McLeroy**, Senior Vice President at Avanci LLC, "it's getting more efficient dispute resolution processes together to take out some of the gamesmanship and the potential for either patent owners or licensees to try and use those inefficiencies to get away from fair, reasonable, and non-discriminatory licensing obligations and get a better deal."

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TsaiEvents

COMING IN 2024



FRIDAY, FEBRUARY 16, 2024

20th Symposium on Emerging Issues in Intellectual Property: Intellectual Property and Texas

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