

# JACOB NOTI-VICTOR

55 5<sup>th</sup> Avenue, Room 506, New York, NY 10003  
jacob.notivictor@yu.edu

## CURRENT APPOINTMENT

---

### **Benjamin N. Cardozo School of Law**

Associate Professor, 2022-Present

*Teaching:*

Copyright (Spring 2023)

Intellectual Property and Information Law Colloquium (Spring 2023)

## EDUCATION

---

### **Yale Law School, J.D., June 2014**

*Yale Law Journal*, Essays Editor

*Yale Journal of International Law*, Articles Editor

Coker Fellow in Constitutional Law

OutLaws, Faculty Outreach Coordinator

**Harvard College**, A.B. *magna cum laude* in Social Studies, June 2009

## CLERKSHIP

---

**Hon. Pierre Leval, U.S. Court of Appeals, Second Circuit**, 2015–2016

## PUBLICATIONS

---

### **Articles**

*Antitrust Regulation of Copyright Markets*, forthcoming WASHINGTON UNIVERSITY LAW REVIEW (2024) (with Xiyin Tang)

*Copyright's Law of Dissemination*, forthcoming CARDOZO LAW REVIEW (2023)

*Utility-Expanding Fair Use*, 105 MINNESOTA LAW REVIEW 1887 (2021) (published under Jacob Victor)

*Reconceptualizing Compulsory Copyright Licenses*, 72 STANFORD LAW REVIEW 915 (2020) (published under Jacob Victor)

*Consent-Based Humanitarian Intervention: Giving Sovereign Responsibility Back to the Sovereign*, 46 CORNELL INTERNATIONAL LAW JOURNAL 499 (2013) (with Oona Hathaway, Julia Brower, Ryan Liss & Tina Thomas) (published under Jacob Victor)

## Shorter Works

*Statutory Licenses*, in ELGAR ENCYCLOPEDIA OF INTELLECTUAL PROPERTY LAW (Paul Torremans, Irini Stamatoudi, Peter K. Yu & Bernd Justin Jütte eds., Edward Elgar Publishing, forthcoming 2024)

*Regulating Sexual Orientation Change Efforts: The California Approach, Its Limitations, and Potential Alternatives*, 123 YALE LAW JOURNAL 1532 (2014) (student note) (published under Jacob Victor)

*Garcia v. Google and a ‘Related Rights’ Alternative to Copyright in Acting Performances*, 124 YALE LAW JOURNAL FORUM 80 (2014) (published under Jacob Victor)

*The EU General Data Protection Regulation: Toward a Property Regime for Protecting Data Privacy*, 123 YALE LAW JOURNAL 513 (2013) (student comment) (published under Jacob Victor)

## Popular Writing

*Ending ‘Gay Conversion’ for Good*, NEW YORK TIMES, Feb. 13, 2014, at A27

## Works in Progress

*Copyright and the Ethical Consumer*

*IP as Consumer Protection in the Age of Generative AI*

*Structural Separations in Copyright Markets: Paramount Revisited*

*Trade Secret Signals*

## ADDITIONAL EXPERIENCE

---

### Yale Law School Information Society Project

Affiliated Fellow, 2020–Present

### Fordham Law School

Visiting Adjunct Professor, Spring 2023

*Teaching:*

Copyright (Spring 2023)

### Rutgers Law School (Newark Campus)

Assistant Professor, 2021–2022

*Teaching:*

Property (Fall 2021, Spring 2022)

### Albany Law School

Assistant Professor, 2020–2021

*Teaching:*

Property (Fall 2020, Spring 2021)

**New York University School of Law**

Acting Assistant Professor, Lawyering Program, 2018–2020

Fellow, Engelberg Center on Innovation Law and Policy, 2018–2020

*Teaching:*

Lawyering (Fall 2018, Spring 2019, Fall 2019, Spring 2020)

**Kirkland & Ellis LLP**, Associate, Intellectual Property Litigation, 2016–2018

**Boies, Schiller & Flexner LLP**, Associate, General Litigation, 2014–2015

**U.S. Department of State, Office of the Legal Adviser**, Research Assistant, 2009–2011

**CONFERENCES AND PRESENTATIONS (SELECTED)**

---

**Conferences Organized**

Cardozo Roundtable on Copyright and Industry Regulation (April 2023)

**Paper and Project Presentations**

Antitrust Regulation of Copyright Markets (with Xiyin Tang)

- IP Scholars Conference, Cardozo Law School (August 2023)
- Cardozo Summer Faculty Workshop (June 2023)
- Copyright Scholars Scholarship Roundtable, University of Pennsylvania Law School (May 2023)
- Cardozo Roundtable on Copyright and Industry Regulation (April 2023)
- Junior IP Scholars Association Workshop, UCLA Law School (January 2023)

Copyright and the Ethical Consumer

- Works in Progress in IP Colloquium, Suffolk Law School (February 2023)
- Art Law Works In Progress Colloquium (June 2022)

Copyright's Law of Dissemination

- Society for Economic Research on Copyright Issues Conference (September 2022)
- George Washington University Law School IP Series (October 2021)
- IP Scholars Conference (August 2021)
- New Frontiers in Copyright Law, SEALS Conference (July 2021)
- Yale Law School ISP Law and Tech Series (March 2021)
- Works in Progress in IP Colloquium (February 2021)

Utility-Expanding Fair Use

- IP Scholars Conference (July 2020)

- Zoom IP Occasional Workshop (April 2020)
- Works in Progress in IP Colloquium, Santa Clara Law School (February 2020)
- LMU IP Conference, Ludwig Maximilian University of Munich (July 2019)

#### Reconceptualizing Compulsory Copyright Licenses

- IP Scholars Conference, DePaul University College of Law (August 2019)
- Information Society Project Summer Workshop, Yale Law School (July 2019)
- Works in Progress in IP Colloquium, University of Houston Law Center (February 2019)
- Lawyering Scholarship Colloquium, NYU School of Law (October 2018)

#### Other Presentations and Panels

Moderator, Comedy Writers' Battle for Royalties, Fordham Law School (January 2023)

Panelist, Automation in the Law: YouTube's DMCA System, William and Mary Law School (April 2022)

Panelist, Intellectual Property Law 101, Rutgers Law School (February 2022)

Discussant, Tri-State Region IP Workshop, NYU School of Law (January 2022)

Discussant, Tri-State Region IP Workshop, NYU School of Law (January 2021)

#### **MEDIA (SELECTED)**

---

Matt O'Brien & Wyattte Grantham-Phillips, *Clone or Competitor? Users and Lawyers Compare Twitter and Threads*, ASSOCIATED PRESS (July 7, 2023) (quoted)

Kyle Jahner, *Narrow 'Bad Spaniels' Ruling Leaves Wiggle Room for Lower Courts*, BLOOMBERG LAW (June 16, 2023) (quoted)

Isaiah Poritz, *Ed Sheeran Win Assuages Music Creators Fearing Litigation Frenzy*, BLOOMBERG LAW (May 5, 2023) (quoted)

Tiffany Hu, *Ed Sheeran Trial Shows Mashups Are Hardly A 'Smoking Gun'*, LAW360 (May 4, 2023) (quoted)

Kyle Jahner, *Justices Search for Middle Way in Warhol-Prince Fair Use Fight*, BLOOMBERG LAW (October 17, 2022) (quoted)

Brian Frye, *Jacob Victor on Utility-Expanding Fair Use*, IPSE DIXIT (June 23, 2020) (podcast interview)

Camilla Hrdy, *Jacob Victor: Should Royalty Rates in Compulsory Licensing of Music Be Set Below the Market Price?* WRITTEN DESCRIPTION (July 8, 2019) (review of article)

#### **SERVICE**

---

#### **Academic Community**

Co-Chair, Junior Intellectual Property Scholars' Association (2023-Present)

**Cardozo Law School**

Co-Organizer, Junior Faculty Workshop (2023-2024)

Adjuncts Committee (2022-2023, 2023-2024)

**Rutgers Law School**

Co-Advisor, *Rutgers Computer and Technology Law Journal* (2021-2022)

**BAR ADMISSIONS**

---

New York (2015)

Southern District of New York (2017)

Eastern District of New York (2017)

Ninth Circuit (2017)