# Courtney M. Cox Associate Professor of Law, Fordham University 150 W. 62<sup>nd</sup> Street • New York, NY 10023

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#### EDUCATION

### University of Chicago Law School, Chicago, IL

J.D., Order of the Coif, Highest Honors, June 2014, GPA 182.24
 Honors: Rubenstein Scholarship (full tuition, merit-based); Law Review;
 Kirkland & Ellis Scholar (top 5% 1L class); The Edwin F. Mandel Award for Exceptional Contributions to the Law School's Clinical Education Program

#### Corpus Christi College, University of Oxford, Oxford, UK

D.Phil. in Philosophy, May 2012 (advisor: John Broome)
B.Phil. in Philosophy, *Distinction*, June 2009
Honors: Clarendon Scholar; Corpus Christi A E Haigh Scholarship; Sidgwick Prize

#### Fudan University, Shanghai, China

Visiting Yale Fox Fellow for research in International Relations, 2006–2007

#### Yale University, New Haven, CT

B.A. in Ethics, Politics & Economics; and Engineering Sciences, Electrical, *magna cum laude with Distinction*, May 2006, GPA 3.88

Honors: Phi Beta Kappa; Francis Gordon Brown Memorial Prize; Jewett Foundation Fellowship; John M. Olin Fellowship; Richard U. Light Fellowship

## LEGAL EXPERIENCE

## Ropes & Gray LLP, Boston, MA

Associate, 2015–2019 (Summer Associate, 2013)
 Practice: Intellectual Property Litigation, Supreme Court & Appellate Litigation
 Honors: Pro Bono Innovation Award 2019

**The Honorable Sandra L. Lynch, U.S. Court of Appeals for the First Circuit,** Boston, MA Law Clerk, 2014–2015

**Young Center for Immigrant Children's Rights, Univ. Chicago Law School, Chicago**, IL Student Member & Child Advocate, 2013–2015

• Served as best interests guardian *ad litem* for unaccompanied minors from southern China

#### Miller Shakman & Beem LLP, Chicago, IL Summer Associate, 2012 & 2013

## AREAS OF RESEARCH & TEACHING INTEREST

Primary:	Law & Philosophy (including jurisprudence); Intellectual Property (patents, trade secrets, copyright, & false advertising); Private Law (property, torts, & civil procedure)
Secondary:	Professional Ethics; Criminal Law; Evidence; Federal Courts

#### PUBLICATIONS

*This Is a Chapter About Deception*, in Samuel L. Bray, John C.P. Goldberg, Paul B. Miller, & Henry E. Smith, eds., <u>INTERSTITIAL PRIVATE LAW</u> (Oxford forthcoming)

Download of the Week, Lawrence Solum, LEGAL THEORY BLOG (Feb. 10, 2024) ("Highly recommended. Download it while it's hot!")

The Uncertain Judge, <u>90 U. CHI. L. REV. 739</u> (2023)

Article of the Year, AALS Jurisprudence Section 2024

Reviewed by: Felipe Jiménez, *Inescapable Uncertainty and the Judicial Role*, JOTWELL (Dec. 14, 2022)

"Highly recommended. Download it while it's hot!" –Lawrence Solum, LEGAL THEORY BLOG (Mar. 1, 2021)

Legitimizing Lies, <u>90 GEO. WASH. L. REV. 297</u> (2022)

Honorable Mention, AALS Scholarly Papers Competition 2022 (blind peer review)

Selected for Harvard|Stanford|Yale Junior Faculty Forum 2020 (blind peer review)

"Highly recommended." –Lawrence Solum, LEGAL THEORY BLOG (Mar. 11, 2021)

Featured by: Camilla Hrdy, <u>*Courtney Cox on Trade Secrets and Lying*</u>, WRITTEN DESCRIPTION (Oct. 10, 2021)

Risky Standing: Deciding on Injury, <u>8 NE. U. L.J. 75</u> (2016)

Review of Bruce Ackerman's The Civil Rights Revolution, 125 ETHICS 1178 (2015)

Only Time Can Tell: Unethical Research & the Passage of Time, APA NEWSL. PHIL. & L. (2005)

## WORKS IN PROGRESS

Automating the Uncertain Judge

Super-Dicta

#### PRESENTATIONS

- *On Judging*, Workshop on the Completeness and Incompleteness of Preference and Value, University of Texas at Austin, Austin, TX (Jan. 27, 2024)
- Super-Dicta, NYU Colloquium in Legal, Political, and Social Philosophy, NYU School of Law, New York, NY (Nov. 16, 2023)
- Super-Dicta, Harvard Private Law Workshop, Harvard Law School, Boston, MA (Oct. 25, 2023)
- Commentator, *David Opderbeck's Copyright in AI Training Data: Humanizing Fair Use*, Colloquium on Philosophical Methods in Intellectual Property, NYU School of Law, New York, NY (June 5, 2023)
- *The Uncertain Judge and Its Implications*, Seminar of the Philosophy of Law Research Group, University of Girona Law School, Girona, Spain (May 12, 2023)

- Super-Dicta, Philosophy & Private Law Discussion Group (May 9, 2023)
- This Is a Chapter About Deception, Legal Theory Workshop, UCLA School of Law, Los Angeles, CA (Apr. 13, 2023)
- Automating the Uncertain Judge, NYC IP Law & Philosophy Workshop, Fordham Law School, New York, NY (Mar. 31, 2023)
- Commentator, *Mala Chatterjee's The Extended Self: A Framework of Information Rights*, North American Workshop on Private Law Theory, UCLA School of Law, Los Angeles, CA (Feb. 24, 2023)
- Automating the Uncertain Judge, WIPIP, Suffolk University Law School, Boston, MA (Feb. 3, 2023)
- *The Uncertain Judge*, Jurisprudence Roundtable: Legal Reasoning and Decisionmaking, University of Edinburgh, Edinburgh, Scotland, UK (Dec. 8, 2022)
- *This Is a Chapter About Deception*, Interstitial Private Law Workshop, University of Notre Dame Program on Private Law & Harvard Law School's Project on the Foundations of Private Law, Notre Dame Global Gateway Campus, Rome, Italy (Nov. 4, 2022)
- *The Uncertain Judge*, Center for Law & Philosophy Workshop, USC Gould School of Law, Los Angeles, CA (Oct. 11, 2022)
- Automating the Uncertain Judge, Intellectual Property & Innovation Conference Scholars' Workshop, Suffolk University Law School, Boston, MA (Oct. 1, 2022)
- Automating the Uncertain Judge, Intellectual Property Scholars Conference, Stanford University, Stanford, CA (Aug. 12, 2022) (selected for closing plenary)
- Automating the Uncertain Judge, Junior IP Scholars Association Workshop, U.C. Berkeley School of Law, Berkeley, CA (Aug. 9, 2022)
- *Useful Bullsh\*t*, Fordham Law School Faculty Retreat 10/10 Series, New York, NY (May 24, 2022)
- *The Uncertain Judge*, Judging Hard Cases Symposium, University of Virginia School of Law, Charlottesville, VA (May 13, 2022)
- Legitimizing Lies, Digital Life Initiative Research Seminar, Cornell Tech, New York, NY (Apr. 28, 2022)
- *The Uncertain Judge*, Hon. Edward D. Re Faculty Workshop Series, St. John's University School of Law, New York, NY (Apr. 11, 2022)
- *Legitimizing Lies*, Advanced IP Seminar, University of Montana Alexander Blewett III School of Law, Missoula, MT (Mar. 28, 2022)
- *Legitimizing Lies*, Intellectual Property Colloquium, Hofstra University Maurice A. Deane School of Law, Hempstead, NY (Feb. 7, 2022)
- Commentator, *Chris Morten's Publicizing Corporate Secrets for Public Good*, Tri-State IP Workshop, Engelberg Center on Innovation Law & Policy, NYU School of Law, New York, NY (Jan. 14, 2022)

- Confronting Normative Uncertainty, NYC IP Law & Philosophy Workshop, St. John's University School of Law, New York, NY (Dec. 2, 2021)
- Legitimizing Lies, GW Law IP Speaker Series, George Washington University Law School, Washington, D.C. (Nov. 9, 2021)
- *Confronting Normative Uncertainty*, North American Workshop on Private Law Theory, Brooklyn Law School, New York, NY (Oct. 30, 2021)
- *Confronting Normative Uncertainty*, Legal Theory Workshop, UCLA School of Law, Los Angeles, CA (Sept. 30, 2021)
- *Confronting Normative Uncertainty*, <u>THE PRIVATE LAW PODCAST</u>, <u>Season 2</u>, <u>Episode 1</u> (Felipe Jiménez ed., Sept. 22, 2021)
- Confronting Normative Uncertainty, Fordham Law School Faculty Workshop, New York, NY (Sept. 9, 2021)
- Deceptive Precautions, Intellectual Property Law & Policy Conference, Fordham IP Institute, Fordham Law School, New York, NY (Apr. 9, 2021)
- Legitimizing Lies, IPSE DIXIT PODCAST #688 (Brian L. Frye ed., Mar. 8, 2021)
- *The Power of Non-Words: Protecting Deception as Intellectual Property*, AALS Annual Meeting, Session on Intellectual Property and Culture cosponsored by the Section on Intellectual Property, the Section on Art Law, and the Section on Law and the Humanities (Jan. 7, 2021)
- Can the Law Force You to Lie?, Harvard/Stanford/Yale Junior Faculty Forum, Stanford University, Stanford, CA (July 22, 2020)
- Can the Law Force You to Lie?, Tenth Annual Tri-State IP Workshop, Engelberg Center on Innovation Law & Policy, NYU School of Law, New York, NY (Jan. 10, 2020)
- Scientific Realism & The Lanham Act, Intellectual Property Scholars Conference, DePaul University College of Law, Chicago, IL (Aug. 8, 2019) (with Peter Brody)
- Can the Law Force You to Lie? The Use of Deceptive Precautions to Protect Trade Secrets, Intellectual Property Scholars Conference, UC Berkeley School of Law, Berkeley, CA (Aug. 9, 2018)
- Commentator, *Gideon Yaffe's Neuroscience and Free Will*, Law & Philosophy Conference, University of Chicago Law School, Chicago, IL (Apr. 11, 2014)
- Panelist, What to Do About the Future? Responding to Imminent Resource and Climate Shocks, Clarendon Talking Heads Lecture Series, University of Oxford, Oxford, UK (Mar. 2, 2011)
- Dynamic Ethics, Fairness, & The Neutral Level, Ockham Society, Faculty of Philosophy, University of Oxford, Oxford, UK (June 8, 2010)
- *Dynamic Ethics*, Ockham Society, Faculty of Philosophy, University of Oxford, Oxford, UK (Nov. 3, 2009)

## **OTHER WRITINGS & PRESENTATIONS**

- *The Kindness of Criticism*, in Molly Worthen & Justin Zaremby, eds., A COMMONPLACE BOOK FOR CHARLES HILL (2021)
- Moderator, *The New Normal in the Art of Cinema and the Stage*, Seventh Annual Media & Entertainment Law Symposium, Fordham Law School, New York, NY (Feb. 2021)
- Moderator, *The Law and Ethics of Neuroscientific Development*, Cutting-Edge Developments in Neuroscience and Law, Fordham Law School, New York, NY (Feb. 2020)
- *Trial & Appeals*, CLE Presentation, Ropes & Gray LLP, Boston, MA (July 2019) (with S. Pepe and S. Brenner)
- Briefing Your Case & Cases for Your Brief, CLE Presentation, Ropes & Gray LLP, Boston, MA (May 2019)
- Science, Data, and Peer Review: Avoiding False Advertising and Copyright Pitfalls, Client CLE Presentation, Cambridge, MA (Sept. 2018) (with P. Brody)
- Briefing Your Case & Cases for Your Brief, CLE Presentation, Ropes & Gray LLP, Boston, MA (July 2018)
- Intellectual Property Indemnification, Client CLE Presentation, New York, NY (Apr. 2018) (with S. Brenner)
- Wilful Infringement: Consequences & Best Practices, INTELLECTUAL PROPERTY MAGAZINE (Dec./Jan. 2017) (with D. Chun)
- Life After Halo: An Objectively High Risk of Willfulness?, CLE Presentation, Ropes & Gray LLP, New York, NY (Oct. 2016)
- Remote Monitoring and Secure Communications, U.S. DEP'T ENERGY/CHINESE INST. ATOMIC ENERGY TECH. DEMONSTRATION (Oct. 2005) (with D. Glidewell et al., Sandia Nat'l Labs./NM)

## ADDITIONAL TEACHING & OTHER EXPERIENCE

**University of Oxford (Hertford College),** Oxford, UK Lecturer in Philosophy (Ethics, Metaphysics, Ethics for Engineers), 2010–2011

**University of Oxford (Magdalen College),** Oxford, UK Teaching Assistant (Logic), 2009–2010

## YUE International Music Festival, Huangshan, China

Co-founder and Executive Director, 2007–2009

• Founded a classical music cultural exchange, begun as the Yale-China Music Exchange

Sandia National Laboratories, Albuquerque, NM Summer Intern, Global Security Engagements & International Safeguards, 2005 & 2006

## SERVICE

Co-founder, Juniors' Roundtable, Fordham Law School (2019–present) Teaching Committee, Fordham Law School (2023–present) Diversity Committee, Fordham Law School (2024–present) Co-organizer, Junior IP Scholars' Association Workshop (Summer 2023) Coordinator, Fordham Intellectual Property & Information Law Concentration (2019–2023) Convener, Fordham Legal Theory Workshop (2020–2022) Scholarship & Colloquia Committee, Fordham Law School (2019–2022) Online Pedagogy Working Group, Fordham Law School (Spring 2020) Career Planning Committee, Fordham Law School (2019–2020)

## PROFESSIONAL & CIVIC MEMBERSHIPS

Bar Admissions	Commonwealth of Massachusetts; State of Rhode Island U.S. Court of Appeals for the First, Second, Third, Ninth, & Federal Circuits U.S. District Court for the District of Massachusetts, the District of Rhode Island, and the Eastern District of Texas
Professional Memberships	Rhode Island Bar Association; American Intellectual Property Law Association; ChIPs; American Philosophical Association (associate member); Tomorrow's Women Today (until 2020)
Civic Memberships	Cambridge Symphony Orchestra (bassoon) (until 2020) Yale Alumni Schools Committee Program, Interviewer

## LANGUAGES

English (native speaker); Mandarin Chinese (conversant); French (basic intermediate)