

Daniel R. Cahoy  
Professor of Business Law  
Dean's Faculty Fellow in Business Law  
Smeal College of Business  
Pennsylvania State University

Curriculum Vitae

310 Business Building  
Penn State University  
University Park, PA 16802

February 2019  
DanCahoy@psu.edu  
Tel: (814) 865-6205  
Fax: (814) 865-6284

**ACADEMIC APPOINTMENTS**

2001-Present      The Smeal College of Business  
                         Pennsylvania State University  
                         Professor of Business Law, 2013-Present  
                         Dean's Faculty Fellow in Business Law, 2012-Present  
                         Associate Professor of Business Law, 2007-2013  
                         Assistant Professor of Business Law, 2001-2007

2008-Present      Affiliate Law School Faculty  
                         Penn State Law School  
                         Pennsylvania State University

Fall 2009            Visiting Fulbright Chair in International Humanitarian Law  
                         School of Law  
                         University of Ottawa

**RESEARCH EXPERTISE**

**INTELLECTUAL PROPERTY LAW:** international perspectives on intellectual property rights; innovation and the economy; government takings or expropriation; acquisition and valuation of intangible assets; antitrust restrictions on intellectual property rights

**SUSTAINABILITY AND LAW:** clean technology invention landscapes; legal issues in hydraulic fracturing; intersection of human rights and access to sustainable technology

**PHARMACEUTICAL REGULATION:** human rights perspectives on access to medicines; FDA procedures; generic and innovator company interactions; Hatch-Waxman reform.

**EMPIRICAL LEGAL ANALYSIS:** patent landscaping and other characterization of intellectual property environments; jury studies.

**PUBLICATIONS**

**Articles in Refereed and Equivalent Publications**

Cahoy, Daniel & Lynda Oswald (2018). *Complexity and Idiosyncrasy at the Federal Circuit*. 19 COLUMBIA SCIENCE AND TECHNOLOGY LAW REVIEW 216, pp. 216-246.

Cahoy, Daniel, Zhen Lei, Yuxi Meng & Seth Blumsack, (2017). *Global Patent Chokepoints*. 20 STANFORD TECHNOLOGY LAW REVIEW 213, pp. 213-247.

Hayter, Christopher S. and Daniel R. Cahoy (2017). *Toward a Strategic View of University Social Responsibilities: A Dynamic Capabilities Approach*. STRATEGIC ORGANIZATION (Article first published online: December 9, 2016; DOI: <https://doi.org/10.1177/1476127016680564>).

**Articles in Refereed and Equivalent Publications (cont.)**

- Cahoy, Daniel R., Anthony Kwasnica, & Luis Lopez (2016), *The Role of Auctions in University Intellectual Property Transactions*, DUQUESNE LAW REVIEW, Vol. 54, No. 1, pp. 53-80 (invited).
- Kleit, Andrew N. & Daniel R. Cahoy (2016). *Contingent Efficiency in Natural Gas Leases*, TEXAS JOURNAL OF OIL, GAS AND ENERGY LAW, Vol. 11, No. 1, pp. 89-113.
- Cahoy, Daniel R. (2015). *Toward a Fair Social Use Framework for University Intellectual Property*. JOURNAL OF COLLEGE AND UNIVERSITY LAW, Vol. 41, No. 3, pp. 485-530.
- Bird, Robert C. and Daniel R. Cahoy (2015). *Human Rights, Technology and Food: Coordinating Access and Innovation for 2050 and Beyond*, AMERICAN BUSINESS LAW JOURNAL, Vol. 52, No. 3 pp. 435-500.
- Bird, Robert C., Daniel R. Cahoy, Lucien Dhooge (2014). *Corporate Voluntarism and Liability for Human Rights in a Post-Kiobel World*, KENTUCKY LAW JOURNAL, Vol. 102, No. 3, pp. 601-651.
- Cahoy, Daniel R., Joel Gehman & Zhen Lei (2013). *Fracking Patents: The Emergence of Patents as Information Containment Tools in Shale Drilling*, MICHIGAN TELECOMMUNICATIONS AND TECHNOLOGY LAW REVIEW, Vol. 19, No. 2, pp. 279-330.
- Bubela, Tania, E. Richard Gold, Gregory D. Graff, Daniel R. Cahoy, Dianne Nicol & David Castle (2013). *Patent Landscaping for Life Sciences Innovation: Toward Consistent and Transparent Practices*, NATURE BIOTECHNOLOGY, Vol. 31, No. 3, pp. 202-206.
- Cahoy, Daniel R. (2012). *Inverse Enclosure: Abdicating the Green Technology Landscape*, AMERICAN BUSINESS LAW JOURNAL, Vol. 49, No. 4, pp. 805-857.
- Cahoy, Daniel R., *Breaking Patents*, MICHIGAN JOURNAL OF INTERNATIONAL LAW, Vol. 32, No. 3, 2011, pp. 461-509.
- Bouchard, Ron A., Daniel R. Cahoy, Bengt Domeij, Graham Dutfield, Tom Faunce, Aidan Hollis, Paul Jones, Feroz Ali Khader, Joel Lexchin, Heesob Nam & Juan Luis Serrano (2011). *Structure-Function Analysis of Global Pharmaceutical Linkage Regulations*, MINNESOTA JOURNAL OF LAW, SCIENCE & TECHNOLOGY, Vol. 12, No. 2, pp. 391-457.
- Cahoy, Daniel R. & Leland Glenna (2009). *Private Ordering and Public Energy Innovation Policy*, FLORIDA STATE UNIVERSITY LAW REVIEW, Vol. 36, No. 3, pp. 416-458.
- Glenna, Leland & Daniel R. Cahoy (2009). *Agribusiness Concentration, Intellectual Property, and the Prospects for Rural Economic Benefits from the Emerging Biofuel Economy*, SOUTHERN RURAL SOCIOLOGY, Vol. 24, No. 2, pp. 111-129.
- Cahoy, Daniel R. (2008). *Addressing the North-South Divide in Pharmaceutical Counterfeiting*, WAKE FOREST INTELLECTUAL PROPERTY LAW JOURNAL, Vol. 8, No. 3, pp. 407-432.
- Bird, Robert C. & Daniel R Cahoy (2008). *The Impact of Compulsory Licensing on Foreign Direct Investment: A Collective Bargaining Approach*, AMERICAN BUSINESS LAW JOURNAL, Vol. 45, No. 2, pp. 283-330.
- Cahoy, Daniel R. (2007). *Confronting Myths and Myopia on the Road from Doha*, GEORGIA LAW REVIEW, Vol. 42, No. 1, pp. 131-192.

### **Articles in Refereed and Equivalent Publications (cont.)**

- Bird, Robert C. and Daniel R. Cahoy (2007). *The Emerging BRIC Economies: Lessons from Intellectual Property Negotiation and Enforcement*, NORTHWESTERN JOURNAL OF TECHNOLOGY AND INTELLECTUAL PROPERTY, Vol. 5, No. 3, pp. 400-425.
- Cahoy, Daniel R. (2006). *Medical Product Information Incentives and the Transparency Paradox*, INDIANA LAW JOURNAL, Vol. 82, No. 2, pp. 623-671.
- Cahoy, Daniel R. & Min Ding (2006). *The Stakes Matter: Empirical Evidence of Hypothetical Bias in Case Evaluation and the Curative Power of Economic Incentives*, ST. JOHN'S LAW REVIEW, Vol. 80, No. 4, pp. 1275-1305.
- Cahoy, Daniel R. (2006). *An Incrementalist Approach to Patent Reform Policy*, N.Y.U. JOURNAL OF LEGISLATION & PUBLIC POLICY, Vol. 9, No. 2, pp. 587-661.
- Cahoy, Daniel R. (2005). *Patent Fences and Constitutional Fence Posts: Property Barriers to Pharmaceutical Importation*, FORDHAM INTELLECTUAL PROPERTY, MEDIA & ENTERTAINMENT LAW JOURNAL, Vol. 15, No. 3, pp. 623-708.
- Cahoy, Daniel R., & Min Ding (2004). *Using Experimental Economics to Peek into the "Black Box" of Jury Behavior: A Proposal for Jury Research Reform*, SO. CAL. INTERDISCIPLINARY LAW JOURNAL, Vol. 14, No. 1, pp. 33-66.
- Cahoy, Daniel R. (2003). *Oasis or Mirage?: Efficient Breach as a Relief to the Burden of Contractual Recapture of Patent and Copyright Limitations*, HARVARD JOURNAL OF LAW & TECHNOLOGY, Vol. 17, No. 1, pp. 135-178.
- Cahoy, Daniel R. (2003). *Changing the Rules in the Middle of the Game: How the Prospective Application of Judicial Determinations Related to Intellectual Property can Promote Economic Efficiency*, AMERICAN BUSINESS LAW JOURNAL, Vol. 41, No. 1, pp. 1-66.
- Cahoy, Daniel R. (2002). *Treating the Legal Side Effects of Cipro®: A Reevaluation of Compensation Rules for Government Takings of Patent Rights*, AMERICAN BUSINESS LAW JOURNAL, Vol. 40, No. 1, pp. 125-175.
- Cahoy, Daniel R. (1998). *Comment, New Legislation Regarding On-Line Service Provider Liability for Copyright Infringement: A Solution in Search of a Problem?* IDEA: THE JOURNAL OF LAW & TECHNOLOGY, Vol. 38, No. 2, pp. 335-360.

### **Articles in Non-Refereed Publications**

- Cahoy, Daniel R. & Lynda Oswald (2016). *What do Cheerleader Uniforms and Smartphones have in Common?* THE CONVERSATION, Oct. 30, 2016, <https://theconversation.com/what-do-cheerleader-uniforms-and-smartphones-have-in-common-67500>
- Cahoy, Daniel R., & Lynda J. Oswald (2016). *Are Trade Secrets a Weak Link in Your Supply Chain?*, INSIDE SUPPLY CHAIN MANAGEMENT, Vol. 27, No. 1, pp. 10-11
- Cahoy, Daniel R. (2016). *Ask the Ethicist: Profiting from a Cure*. PENN STATE TODAY, April 8, 2016, <http://news.psu.edu/story/402673/2016/04/08/research/ask-ethicist-profiting-cure>.

### **Books**

- Pagnattaro, Marisa Ann, Daniel R. Cahoy, Julie Manning Magid, Peter J. Shedd, THE LEGAL AND REGULATORY ENVIRONMENT OF BUSINESS (18<sup>th</sup> Ed., McGraw-Hill, 2018).

### **Books (Cont.)**

- Pagnattaro, Marisa Ann, Daniel R. Cahoy, Julie Manning Magid, O. Lee Reed, Peter J. Shedd, THE LEGAL AND REGULATORY ENVIRONMENT OF BUSINESS (17<sup>th</sup> Ed., McGraw-Hill, 2015)
- Cahoy, Daniel R. and Jamison Colburn (eds.), LAW AND THE TRANSITION TO BUSINESS SUSTAINABILITY (Springer, 2014).
- Bird, Robert C., Daniel R. Cahoy and Jamie Darin Prekert (eds.), LAW BUSINESS AND HUMAN RIGHTS: BRIDGING THE GAP (Edward Elgar, 2014).
- Cahoy, Daniel. R. & Lynda Oswald (eds.), THE CHANGING FACE OF AMERICAN PATENT LAW AND ITS IMPACT ON BUSINESS STRATEGY (Edward Elgar, 2013)
- Reed, O. Lee, Marisa Anne Pagnattaro Daniel R. Cahoy, Peter J. Shedd & Jere Morehead, THE LEGAL AND REGULATORY ENVIRONMENT OF BUSINESS (16<sup>th</sup> Ed., McGraw-Hill, 2012)

### **Book Chapters**

- Cahoy, Daniel R., *Intellectual Property Exchanges and Auctions: Non-Traditional Mechanisms for Technology Transfer*, in Jacob Rooksby (ed.), RESEARCH HANDBOOK ON INTELLECTUAL PROPERTY AND TECHNOLOGY TRANSFER. Northampton, MA., Edward Elgar (forthcoming 2019),
- Cahoy, Daniel R., *Feeding the World Beyond 2050: A Coordinated Approach to Preserving Agricultural Innovation and the Human Right to Food*, in Robert Bird, Daniel R. Cahoy and Jamie Prekert (eds.), LAW, BUSINESS AND HUMAN RIGHTS: BRIDGING THE GAP. Northampton, MA., Edward Elgar (2014), pp. 213-235.
- Cahoy, Daniel R., Joel Gehman and Zhen Lei, *The Emerging Trend of Patents as Information Containment Tools: A Consideration of the Use of Hydraulic Fracturing Patents in the Marcellus Shale*, in Daniel R. Cahoy & Lynda Oswald (eds.). THE CHANGING FACE OF AMERICAN PATENT LAW AND ITS IMPACT ON BUSINESS STRATEGY, Northampton MA, Edward Elgar (2013), pp. 159-182.
- Bird, Robert C. and Daniel R. Cahoy, 2009. *The Vulnerability of Middle Developed Countries to Changes in Foreign Direct Investment Arising from Intellectual Property Appropriation*. in INTERNATIONAL PROTECTION OF INTELLECTUAL PROPERTY RIGHTS, Subhash C. Jain & Robert C. Bird, eds., Northampton, MA, Edward Elgar (2009), pp. 213-235.

### **Journal Editorials**

- Cahoy, Daniel R., *Editor's Corner: Assembling a Special Issue on Law as a Source of Strategic Advantage*, AMERICAN BUSINESS LAW JOURNAL, Vol. 47, No. 4, 2010, pp. v-vii (overview article describing oversight of special issue).
- Cahoy, Daniel R., *Editor's Corner: Considerations in the Rise of Empirical Legal Scholarship*, AMERICAN BUSINESS LAW JOURNAL, Vol. 47, No. 3, 2010, pp. v-ix.

### **Published Panel Transcripts**

- The American Business Law Journal at Fifty: Past, Present and Future, Academy of Legal Studies in Business Annual Conference, Kansas City, KS. Transcript published in AMERICAN BUSINESS LAW JOURNAL, Vol. 50, No. 1, 2013, pp. 159- 200.

### **Published Panel Transcripts (Cont.)**

Patent System Major Issues Conference, Franklin Pierce Law Center, April 2006, Manchester NH. Transcript published in 47 IDEA 1 (2006).

### **Works in Progress**

Cahoy, Daniel R. & Lynda Oswald, *A Serendipitous Experiment in Percolation of Intellectual Property Doctrine*. A comparison of doctrinal development regimes between those that have cross-circuit persuasion and those that are isolated (under submission)

Cahoy, Daniel R., *Patently Uncertain*, A consideration of the various ways in which uncertainty in patent law can impact innovator behavior (under submission).

Cahoy, Daniel R. & Lynda Oswald, *Why Harmonize: The Counter-Case of Second-Tier Patent Rights*. An investigation of the impact of recent increases in utility model patent protection across the globe.

Cahoy, Daniel R. & Lynda Oswald, *Intellectual Property Law in the Global Setting*. Textbook on intellectual property with a global point of view.

Gehman, Joel, Zhen Lei, Daniel R. Cahoy & Siavash Varasteh, *From Information Spillovers to Externality Containment: The Case of Hydraulic Fracturing Patents, 2000-2013*. This project involves an empirical investigation of the authors' theory of information containment through patents in the context of hydraulic fracturing.

### **INVITED ACADEMIC PRESENTATIONS**

Atlantic Council, Scowcroft Center for Strategy and Security, May, 2018. Shaping the Future of the Human Technology Systems Frontier, *Deep Uncertainty in Innovation* (featured speaker at workshop co-sponsored with Penn State College of Business and College of Engineering).

Ross School of Business, University of Michigan, March 2017, *Intellectual Property and Access to Medicines*.

University of Bergen (Norway) School of Law, UiB-PennState Seminar on Intellectual Property Law, March 2017. *Patenting Information Technology in the U.S.*

Duquesne Law School, Intellectual Property and The University Academic Roundtable, March 2015. *"The Place for Auctions in University Intellectual Property Transactions"*

Wharton School of Business at the University of Pennsylvania, Legal Studies & Business Ethics Department Speaker Series, April 2014. *"Patents as Information Containment and Market Control Tools in Sustainable Technologies: The Case of Natural Gas Extraction."*

BIO Intellectual Property Counsels Conference (IPCC), November 2013. *"Biosimilars War Games – Business and Regulatory Considerations."*

University of Connecticut School of Business, Bridging the Gap between Business and Human Rights. May 2013. *"The Future of Food: Balancing Agribusiness Innovation and Human Rights."*

University of New Hampshire, Franklin Pierce Center for Intellectual Property, The Constitution and Intellectual Property. September 2012. *"Evolution of Patent Takings Jurisprudence and the Impact on Incentives."*

### **INVITED ACADEMIC PRESENTATIONS (CONT.)**

Value Added through Genomics (VALGEN) Consortium, Managing Knowledge in Synthetic Biology: The Creation of Tools for Stronger Intellectual Property Analysis. Edinburgh, Scotland, June 2012. *"IP Landscaping in Knowledge Management."*

Centre for Society and Genomics, Delft University of Technology and Kluyver Center for Genomics of Industrial Fermentation, The Road to Durban: Workshop on Technology Transfer and Climate Change, Amsterdam, Netherlands, November 2011. *"Licensing Mechanisms for the Green Climate Fund."*

University of New Hampshire, Franklin Pierce Center for Intellectual Property, IP Conference and Center Opening, September 2011. Session commentator and contributor to roundtable on patent reform.

Value Added through Genomics (VALGEN) Consortium, Intellectual Property in the ABC World, Banff, Canada, January 2011. *"Effective Patent Landscaping: Making Sense of the Information Overload."*

Value Added through Genomics (VALGEN) Consortium and Canada-EU Trade Environment Technology Exchange (TETE), CETA's Regulatory Implications for the Bioenergy Sector, University of Saskatchewan, October 2010. *"Driving Green Technology: Legal and Regulatory Incentives for Bio-Energy."*

University of Ottawa, Centre for Human Rights Research and Education Center, December 2009. Panel Participant and Moderator, *"Access to 21st Century Technologies: Can Human Rights Improve Access for Vulnerable Populations?"*

University of Ottawa, Center for Law & Technology and International Law Section Joint Lecture, October 2009. *"Calibrating the Balance: The Utility of a Human Rights Framework in the Access to Medicines Debate"*

University of Michigan, Ross School of Business, February 2009. *"Pharmaceutical Counterfeiting in China: Bridging the North-South Divide."*

Summer Institute in Intellectual Property, Biotechnology and Agricultural Sciences, Intellectual Property Law Center, Drake University, May 2008. *Patent Ownership and Consolidation in Essential Biofuel Technology.* Presented research demonstrating trend toward industry consolidation and the predicted impact on patent environments in emerging technologies.

University of Connecticut, Center for International Business Education and Research (CIBER), *The Impact of Intellectual Property Rights on Innovation, Knowledge Diffusion, and Foreign Direct Investment in the Global Economy*, May, 2007.

Center for Law, Technology & Communications, Thomas Jefferson School of Law, *The Evolution and Reform of U.S. Patent Law*, November 2005. *"An Incrementalist Approach to Patent Reform Policy."* Presented research demonstrating the dangers of radical reform and the need for measured, consensus-derived reform efforts.

Fordham University School of Law, *Thirteenth Annual Conference on International Intellectual Property Law & Policy*, April 2005. *"Secondary Legal Hurdles to Pharmaceutical Importation: Contractual and Property Issues."* Presented research on the convergence of patents and secondary legal rights as barriers to pharmaceutical importation.

University of Texas, McCombs School of Business, *Ballentyne Lecture*. February 2005. *"Patent Fences and Constitutional Fence Posts."* Presented research underlying recent article to business law faculty.

### **INVITED ACADEMIC PRESENTATIONS (CONT.)**

- University of Michigan, Ross School of Business, November 2003 & 2004.  
“*Pharmaceutical Patent Law.*” Presented lecture on advanced legal topic to interested faculty as well as 2<sup>nd</sup>-year MBA students enrolled in an intellectual property law class.
- New York Times Knowledge Network (October 2004). Participated on panel with author Barry Meier for a discussion of his book, PAIN KILLER: A WONDER DRUG’S TRAIL OF ADDICTION AND DEATH.
- Academy of Legal Studies in Business, Technology Law Section Symposium, August 2002.  
Presented “*The Importance of Giving Your Students a Basic Understanding of the Legal and Ethical Environment of Biotechnology Instructional Issues in Technology Law.*”

### **PRESENTATIONS AT ACADEMIC CONFERENCES**

- Cahoy, Daniel R. & Lynda Oswald, *A Serendipitous Experiment in Percolation of Intellectual Property*, European Policy for Intellectual Property, Annual Conference, Berlin, Germany, 2018 (Lynda Oswald presenting).
- Cahoy, Daniel R. & Lynda Oswald, *A Serendipitous Experiment in Percolation of Intellectual Property*, Annual Meeting of the Academy of Legal Studies in Business, Portland, OR, 2018.
- Cahoy, Daniel & Lynda Oswald. *Complexity and Idiosyncrasy at the Federal Circuit*. Big Ten Business Law Research Symposium, Pennsylvania State University, University Park, PA, 2018.
- Cahoy, Daniel R. & Lynda Oswald, *Nuanced or Obscure: The Impact of Court Specialization on the Impact of U.S. Patent Doctrine*, Society of Legal Scholars, Dublin, Ireland, 2017.
- Cahoy, Daniel R. & Lynda Oswald, *Nuanced or Obscure: The Impact of Court Specialization on the Impact of U.S. Patent Doctrine*, Annual Meeting of the Academy of Legal Studies in Business, Savannah, GA, 2017.
- Cahoy, Daniel R. & Lynda Oswald, *Nuanced or Obscure: The Impact of Court Specialization on the Impact of U.S. Patent Doctrine*, The Dark Sides of the Law in Common Law Countries, Pantheon-Assas University, Paris, France. 2017
- Gehman, Joel, Zhen Lei, Daniel Cahoy & Siavash Varasteh, *Patently Secret? Hydraulic Fracturing Patents and the Containment of Public Risk Information*, Big Ten Business Law Research Symposium, University of Maryland, Baltimore, MD, 2017.
- Cahoy, Daniel R., Zhen Lei, Yuxi Meng & Seth Blumsack, *Global Patent Chokepoints*, Annual Meeting of the Tri-State Academy of Legal Studies in Business, Rochester, MI, 2016
- Cahoy, Daniel R., Zhen Lei, Yuxi Meng & Seth Blumsack, *Global Patent Chokepoints*, Annual Meeting of the Academy of Legal Studies in Business, San Juan, Puerto Rico, 2016
- Hayter, Christopher S. and Daniel R. Cahoy, *Toward a Strategic View of University Social Responsibilities: A Dynamic Capabilities Approach*, Big Ten Business Law Research Symposium, Indiana University, Bloomington, IN, 2016
- Cahoy, Daniel R., Tony Kwasnica & Luis Lopez, *The Place for Auctions in University Intellectual Property Transactions*, Annual Meeting of the Academy of Legal Studies in Business, Philadelphia, PA, 2015.

**PRESENTATIONS AT ACADEMIC CONFERENCES (CONT.)**

- Cahoy, Daniel, R., *Toward a Fair Social Use Framework for University Intellectual Property*, Big Ten Business Law Research Symposium, University of Michigan, Ann Arbor, MI, 2015.
- Cahoy, Daniel R., *Thwarting Patent Trolls and other IP Bullies to the Detriment of University Stakeholders*, Annual Meeting of the Academy of Legal Studies in Business, Seattle, WA, 2014.
- Bird, Robert C. & Daniel R. Cahoy, *Human Rights, Technology and Food: Coordinating Access and Innovation for 2050 and Beyond*, Annual Meeting of the Northeast Academy of Legal Studies in Business, Lenox, MA, 2014.
- Bird, Robert C., & Daniel R. Cahoy, *Human Rights, Technology and Food: Coordinating Access and Innovation for 2050 and Beyond*. Annual Meeting of the Mid-Atlantic Academy of Legal Studies in Business, Baltimore, MD 2014.
- Cahoy, Daniel R., *Eating Beyond 2050: A Coordinated Approach to Preserving Food Innovation and Access*. Annual Meeting of the Academy of Legal Studies in Business, Boston, MA, 2013.
- Cahoy, Daniel R., (panel member). *Demystifying the ABLJ and Establishing A Productive Research Agenda*, Annual Meeting of the Academy of Legal Studies in Business, Boston, MA, 2013.
- Cahoy, Daniel R., (panel member). *Intellectual Property Strategic Behavior: Have Patent Trolls Finally Met Their Waterloo?*, Annual Meeting of the Academy of Legal Studies in Business, Boston, MA, 2013.
- Cahoy, Daniel R., (panel member). *Symposia Colloquia and Workshops: Models for Increasing Research Fora in the Academy*, Annual Meeting of the Academy of Legal Studies in Business, Boston, MA, 2013.
- Cahoy, Daniel R., (panel member). *Perspective on Measuring the Value and Impact of Legal Research*, Annual Meeting of the Academy of Legal Studies in Business, Boston, MA, 2013.
- Bird, Robert C., Daniel R. Cahoy and Lucien Dhooge, *Corporate Voluntarism and Liability for Human Rights in a Post-Kiobel World*, Annual Meeting of the Mid-Atlantic Academy of Legal Studies in Business, Philadelphia, PA, 2013.
- Cahoy, Daniel R. *Fracking Patents: The Emergence of Patents as Information Containment Tools in Shale Drilling*, Annual Meeting of the Academy of Legal Studies in Business, Kansas City, Mo. 2012.
- Cahoy, Daniel R., *Inverse Enclosure: Abdicating the Green Technology Landscape*, Annual Meeting of the Academy of Legal Studies in Business, New Orleans, LA, 2011.
- Cahoy, Daniel. R., *Breaking Patents*, Annual Meeting of the Academy of Legal Studies in Business, Richmond, VA, 2010.
- Cahoy, Daniel R., *Breaking Patents*, Annual Meeting of the Mid-Atlantic Academy of Legal Studies in Business, Philadelphia, PA, 2010.
- Cahoy, Daniel R., *Breaking Patents*, Western Law IP Academy Conference, Toronto, Canada, 2009.
- Cahoy, Daniel R., *Away from the Streetlight: Using Examiner Rejections to Create More Relevant Patent Citation Networks*, Annual Meeting of the Academy of Legal Studies in Business, Denver, CO, 2009.



**PRESENTATIONS AT ACADEMIC CONFERENCES (CONT.)**

- Cahoy, Daniel R., *Away from the Streetlight: Using Examiner Rejections to Create More Relevant Patent Citation Networks*, Thirteenth Annual Huber Hurst Research Symposium, Boston, MA, 2009.
- Cahoy, Daniel R. & Leland Glenna, Cahoy, Daniel R., *Forecasting Alternative Energy Patent Environments in View of Private Ordering Trends*, Annual Meeting of the Academy of Legal Studies in Business, Long Beach, CA, 2008.
- Cahoy, Daniel R., *Using Examiner Rejections to Create More Relevant Patent Citation Networks*, Intellectual Property Scholars Roundtable, Drake University Law School, Des Moines, IA, 2008.
- Cahoy, Daniel R. and Raghu Garud, *Diachronic Patent Value and the Sociology of Contention*, Works-in-Progress Intellectual Property, Annual Conference, American University School of Law, Washington, DC, 2007.
- Cahoy, Daniel R. and Raghu Garud, *The Sociology of Patenting*, Annual Meeting of the Academy of Legal Studies in Indianapolis, IN, 2007.
- Cahoy, Daniel R. and Robert C. Bird, *The Impact of Compulsory Licensing on Foreign Direct Investment: A Collective Bargaining Approach.*, Annual Meeting of the Academy of Legal Studies in Business, Indianapolis, IN, 2007.
- Cahoy, Daniel R. and Robert C. Bird, *The Impact of Compulsory Licensing on Foreign Direct Investment: A Collective Bargaining Approach.*, Annual Meeting of the Mid-Atlantic Academy of Legal Studies in Business, Baltimore, MD, 2007.
- Cahoy, Daniel R., *Confronting Myths and Myopia on the Road from Doha*, Works-in-Progress Intellectual Property, Annual Conference, University of Pittsburgh School of Law, Pittsburgh, PA, 2006.
- Cahoy, Daniel R., *Confronting Myths and Myopia on the Road from Doha*, Annual Meeting of the Academy of Legal Studies in Business, St. Petersburg, FL, 2006.
- Cahoy, Daniel R., *Medical Product Information Incentives and the Transparency Paradox*, Annual Meeting of the Mid-Atlantic Academy of Legal Studies in Business, Baltimore, MD, 2006.
- Cahoy, Daniel R. and Lisa L. Posey, *Incentives to Create and Disclose Information in the Pharmaceutical and Medical Device Industries*, Annual Meeting of the Academy of Legal Studies in Business, San Francisco, CA, 2005.
- Cahoy, Daniel R., *Rethinking Patents for Optimal Health Care Innovation*, Annual Meeting of the Mid-Atlantic Academy of Legal Studies in Business, Philadelphia, PA, 2005.
- Cahoy, Daniel R., *Optimal Patent Characteristics for Innovation in Health Care: An Incentive Alignment Approach*, Ninth Annual Huber Hurst Research Symposium, Gainesville, FL, 2005.
- Cahoy, Daniel R., *Property Barriers to Pharmaceutical Importation*, Annual Meeting of the Academy of Legal Studies in Business, Ottawa, Canada, 2004.
- Cahoy, Daniel R., and Min Ding, *Using Experimental Economics to Peek into the Black Box of Jury Behavior*. Annual Meeting of the Mid-Atlantic Academy of Legal Studies in Business, College Park, MD, 2004.
- Cahoy, Daniel R., *Oasis or Mirage?: Efficient Breach as a Relief to the Burden of Contractual Recapture of Patent and Copyright Limitations*. Annual Meeting of the Academy of Legal Studies in Business, Nashville, TN, 2003.

### **PRESENTATIONS AT ACADEMIC CONFERENCES (CONT.)**

Cahoy, Daniel R. and Min Ding, *The Impact of Hypothetical and Self-Interest Bias on Jury Research in Complex Intellectual Property Cases*. Annual Meeting of the Academy of Legal Studies in Business, Nashville, TN, 2003.

Cahoy, Daniel R., *Is Efficient Breach the Solution to Contractual Restraint of Intellectual Property Limitations?* Annual Meeting of the Mid-Atlantic Academy of Legal Studies in Business, College Park, MD, 2003.

Cahoy, Daniel R., *Don't Change the rules in the middle of the game!: How the Prospective Application of Judicial Determinations Related to Intellectual Property can Promote Economic Efficiency*, Holmes-Cardozo Award Presentation, Annual Meeting of the Academy of Legal Studies in Business, Las Vegas, NV, 2002.

Cahoy, Daniel R., & Sharp, Jeffery M., *Content Lock-Down: Can Patents Be Used to Eliminate the Last Trace of Fair Use Under the DMCA?*, Annual Meeting of the Academy of Legal Studies in Business, Las Vegas, NV, 2002.

Cahoy, Daniel R., *The Retroactive Effect of Court Decisions on Patent Value*, Annual Meeting of the Mid-Atlantic Academy of Legal Studies in Business, Philadelphia, PA 2002.

### **COLLOQUIUM AND SYMPOSIUM PARTICIPATION**

Big Ten Business Law Research Seminar, University Park, PA, January, 2018, Chair and Discussant.

Big Ten Business Law Research Seminar, Baltimore, MD, January, 2017, Discussant.

Big Ten Business Law Research Seminar, Bloomington, IN, January, 2016, Discussant.

Big Ten Business Law Research Seminar, Ann Arbor, MI, January, 2015, Discussant.

Big Ten Business Law Research Seminar, Indianapolis, IN, November, 2013, Co-Chair and Discussant.

Law and the Transition to Business Sustainability, University Park, PA, October 2013. Co-Chair and Discussant.

American Business Law Journal Invited Scholars Colloquium, Boston, MA, August 2013. Discussant .

The Changing Face of American Patent Law and Its Impact on Business Strategy, Ann Arbor, MI, May 2012. Co-Chair and Presenter.

Risk and Catastrophic Events, Risk Management Departmental Symposium, University Park, PA, April 2012. Co-Chair.

13<sup>th</sup> Annual Huber Hurst Research Symposium, University of Florida, Gainesville, FL, February 2012. Discussant.

American Business Law Journal Invited Scholars Colloquium, New Orleans, LA, August 2011. Chair and Discussant.

American Business Law Journal Invited Scholars Colloquium, Richmond VA, August 2010. Discussant.

## **JOURNAL EXPERIENCE**

### **Editorial Board**

*The American Business Law Journal*, Academy of Legal Studies in Business

**Editor-in-Chief (2009-2010)**

**Managing Editor (2008-2009)**

**Senior Articles Editor (2008-2009)**

**Articles Editor (2006-2008)**

*IDEA: The Journal of Law and Technology*, Franklin Pierce Law Center

**Editor-in-Chief (1997-1998)**

**Editor (1996-1997)**

### **Manuscript Review**

*The American Business Law Journal*, Academy of Legal Studies in Business

*Stanford Law Review* (ad hoc)

*Yale Journal of Health Policy Law and Ethics* (ad hoc)

*The Journal of Law, Medicine and Ethics*, Am. Soc. of Law, Med. and Ethics (ad hoc)

*The Atlantic Law Journal*

## **SCHOLARLY AWARDS AND HONORS**

THOMAS EDISON INNOVATION FELLOW, Center for the Protection of Intellectual Property, Antonin Scalia School of Law, George Mason University (2018).

FULBRIGHT CHAIR IN INTERNATIONAL HUMANITARIAN LAW, University of Ottawa, US-Canada Fulbright Program (2009).

THE JUNIOR FACULTY AWARD OF EXCELLENCE, Academy of Legal Studies in Business (2007).

THE RALPH J. BUNCHE BEST PAPER AWARD, International Section, Academy of Legal Studies in Business (2007).

THE HOLMES-CARDOZO AWARD FOR OUTSTANDING CONFERENCE PAPER, Academy of Legal Studies in Business (2007).

OUTSTANDING PAPER AWARD, Mid-Atlantic Academy of Legal Studies in Business (2005).

THE RALPH C. HOEBER AWARD FOR EXCELLENCE IN RESEARCH, Academy of Legal Studies in Business (2003).

OUTSTANDING PAPER FOR JUNIOR FACULTY AWARD, Mid-Atlantic Academy of Legal Studies in Business (2003).

THE HOLMES-CARDOZO AWARD FOR OUTSTANDING CONFERENCE PAPER, Academy of Legal Studies in Business (2002).

OUTSTANDING PAPER FOR JUNIOR FACULTY AWARD, Mid-Atlantic Academy of Legal Studies in Business (2002).

SECOND PLACE AWARD, BOSTON PATENT LAW ASSOCIATION STUDENT WRITING COMPETITION (1998).

NATIONAL CHAMPION, GILES SUTHERLAND RICH MOOT COURT COMPETITION, American Intellectual Property Law Association (1997).

## **FUNDED PROJECTS AND GRANTS**

SMEAL SUSTAINABILITY RESEARCH GRANT, 2014-2015 (\$6500 for research assistance).

SOCIAL SCIENCE RESEARCH INSTITUTE, PENN STATE UNIVERSITY, 2013 (\$4000 conference support)

SMEAL SUSTAINABILITY GRANTS PROGRAM, 2012 (\$5000 conference support)

SMEAL COMPETITIVE RESEARCH GRANTS PROGRAM, Summers 2010-2011 (general research support).

SMEAL COMPETITIVE RESEARCH GRANTS PROGRAM, Summer 2009, for “*Using Examiner Rejections as a Weighting Mechanism in Patent Citation Networks.*”

SMEAL COMPETITIVE RESEARCH GRANTS PROGRAM, Summer 2008, for “*Using Examiner Rejections to Create More Relevant Patent Citation Networks.*”

SMEAL COMPETITIVE RESEARCH GRANTS PROGRAM, Summer 2007, for “*Optimal Stakeholder Strategy in International Patent Compulsory Licensing.*”

SMEAL COMPETITIVE RESEARCH GRANTS PROGRAM, Summer 2006, for “*The Sociology of Patenting.*”

SMEAL COMPETITIVE RESEARCH GRANTS PROGRAM, Summer 2006, for “*The Impact of Patent Compulsory License Compensation Structure on Innovation in the Pharmaceutical and Biotechnology Industries.*”

## **FUNDED PROJECTS AND GRANTS (CONT.)**

SMEAL COMPETITIVE RESEARCH GRANTS PROGRAM, Summer 2004, for “*Describing and Analyzing the Impact of Legal Revision of Patent Rights on Innovation in the Pharmaceutical and Biotechnology Industries.*”

SMEAL SMALL RESEARCH GRANT, Fall 2003 & Spring 2004, for “*The Impact of Hypothetical and Self-Interest Bias on Jury Research in Complex Intellectual Property Cases.*”

WILLIAM H. DONNER FOUNDATION, INC., Nov. 25, 2002 (renewed), for “*Support of Marketing Surveys, Course and Internship Development for Combined Science BS and MBA.*”

## **PATENT APPLICATIONS**

Cahoy, Daniel R. and Min Ding, *Method of Reducing Hypothetical Bias in Jury Studies*.  
Patent Pub. No. US 2006/0036464 A1 (filed Aug. 2005) (abandoned).

## **CITATION OF WORK IN JUDICIAL OPINIONS AND COURT BRIEFS**

Systems Unlimited, Inc. v. Cisco Systems, Inc., 228 Fed.Appx. 854, 859 (11th Cir. 2007)

Epson Respondents’ Brief in Opposition, NineStar Tech. Co. v. ITC, 2013 WL 476274 (Fed. Cir. Feb. 4, 2013 (No. 12-552).

Intervenors’ Response to Petition for Rehearing En Banc, NineStar Tech. Co. v. ITC, 2012 WL 2120503, \*1 (Fed. Cir., May 15, 2012) (No. 2009-1549).

Brief of Health Law, Policy, and Ethics Scholars as Amici Curiae in Support of Respondents, Mayo Collaborative Svs. V. Prometheus Labs., Inc., 2011 WL 5544807, \*1 (U.S. Supreme Court, Nov 07, 2011) (No. 10-1150).

Lufthansa Systems Infratech GmbH’s Reply Brief in Support of Its Motion for Summary Judgment, Lufthansa Sys. Infratec GMBH v. Wi-Sky Inflight Inc., 2011 WL 6193908, \*1 (E.D. Va. Nov. 2, 2011) (No. 3:10-CV-745).

### **CITATION OF WORK IN JUDICIAL OPINIONS AND COURT BRIEFS (CONT.)**

Plaintiff's Memorandum of Law in Opposition to Defendants' Motion for Partial Summary Judgment, Pegasus Imaging Corp. v. Allscripts Healthcare Solutions Inc., 2010 WL 1556764, \*1556764 (M.D. Fla. Jan 19, 2010) (NO. 808-CV-1770-T-30EAJ).

Petition For A Writ of Certiorari, MuniAuction, Inc. v. Thomson Corp., 2008 WL 5467602, \*5467602 (U.S. Supreme Court, Dec. 22, 2008) (No. 08-842).

Brief for the National Legislative Association on Prescription Drug Prices et al., Biotechnology Indus. Org. v. District of Columbia, 2006 WL 3846637, \*3846637+ (Fed.Cir. Nov 06, 2006) (No. 2006-1593).

Plaintiff's Non-Confidential Post Trial Brief, Jazz Photo Corp. v. US, (ITC, Oct. 20, 2004) (No. 04-00494)

Brief of Amici Curiae BMG Music et al, Costar Group, Inc. v. Loopnet Inc., 2003 WL 25464025, \*25464025 (4th Cir. Oct 23, 2003) (No. 03-1911).

### **TEACHING EXPERIENCE**

#### **Graduate**

#### **BLAW 525, Business Law for Innovation and Competition (2003- present).**

MBA elective class addressing the nature of patents, trademarks, copyrights and trade secrets as well as valuation and management strategies and antitrust limitations. 10-20 students per year.

#### **BA 536, Global Immersion (2011)**

Executive MBA segment (1/3 of class) that addressed nature of international law and global intellectual property rights, with a particular focus on Chile. 45 students.

#### **IBIOS 571, Current Issues in Biotechnology (2007—present).**

Biotechnology Masters segment (one-day unit) that addressed pharmaceutical/biologic regulation and intellectual property. 25 students per year.

#### **Undergraduate**

#### **BLAW 445, Advanced Intellectual Prop. & Competition Law (2003-present).**

Elective class providing basic legal principles and strategies related to patents, trademarks, trade secrets, copyrights, antitrust law and privacy. 70-100 students per year.

#### **BLAW 341, Business Law I, Intro to Contracts, Liability Issues & Intell. Prop. (New in 2012).** Required class addressing basic business law concepts. 360 students (expected).

#### **BA 241, Legal Environment of Business (2003-2008).**

Required class addressing contracts, torts and property. 360 students per year.

#### **BA 243, Legal, Social & Ethical Environment of Business (2001-2003).**

Segment of required class that addressed basic contract law. 700 students per year (in 2 sections).

#### **Advising**

Honors Advisor and Thesis Advisor, Business Law (2002-present).

### **SELECTED NATIONAL SERVICE**

EXECUTIVE COMMITTEE OF THE ACADEMY OF LEGAL STUDIES IN BUSINESS, 2012-Present

- **Secretary-Treasurer**, 2012-2013 (elected)
- **Vice President**, 2013-2014 (elected)
- **President-Elect and National Conference Chair**, 2014-2015 (elected)
- **President**, 2015-2016 (elected)

PRESIDENT, MID-ATLANTIC ACADEMY OF LEGAL STUDIES IN BUSINESS, 2005-2006

VICE-CHAIR, TECHNOLOGY LAW SECTION, ACADEMY OF LEGAL STUDIES IN BUSINESS, 2005-2006.

### **SELECTED COLLEGE AND UNIVERSITY SERVICE**

SMEAL UNDERGRADUATE CURRICULUM REVIEW/RENEWAL COMMITTEE (CHAIR), 2015-present

OMBUDSPERSON FOR SMEAL COLLEGE (elected),, 2013-Present

FACULTY ADVISORY COMMITTEE (FAC) FOR SMEAL COLLEGE (elected), 2013-Present

SMEAL SUSTAINABILITY COUNCIL, 2010-Present

SMEAL COMPETITIVE RESEARCH COMMITTEE, 2012-2016.

FACULTY SENATOR, UNIVERSITY FACULTY SENATE (elected),Sept. 2010-Sept. 2011.

### **SELECTED COLLEGE AND UNIVERSITY SERVICE**

COMMITTEE MEMBER, MEMBER, AD-14 REVIEW COMMITTEE (Jan. 2011 - March 2011).

SCHREYER HONORS COLLEGE FACULTY ADVISORY COMMITTEE, Jan. 2009-Sept. 2011.

SMEAL COLLEGE STRATEGIC PLANNING COUNCIL, Jan.-Sept. 2008.

### **MEDIA APPEARANCES**

- Matt Fair, *Toxic Tort Claims Over Fracking Create IP Discovery Risk*, LAW360, April 24, 2015.
- Brian Ownes, *Questions Raised about Whether Compulsory Licenses Get Best Prices*, NATURE MEDICINE, Vol. 21, p. 300, April 2015.
- Joel Berg, *Redefining In-House Counsel*, RISK & INSURANCE, October 15, 2014.
- Eric Lane, *Will Patents Hamper Testing of the Environmental Impact of Fracking*, GREEN PATENT BLOG, August 12, 2013.
- Tim Stuhldreher, *Political, business worlds await Corbett's Pa. Supreme Court pick*, CENTRAL PENNSYLVANIA BUSINESS JOURNAL, May 10, 2013.
- Gayathri Vaidyanathan, *Flurry of Patents Could Hinder Chemical Research, Legal Experts Warn*, ENERGYWIRE, July 23, 2012
- Peter Hall, *LSI suit: Barnes & Noble's Nook Uses Stolen Technology*, ALLENTOWN MORNING CALL, July 2011
- Sarah Fister Gale, *A Bridge Too Far*, ENVISAGE, Jan. 2008.
- *Study Urges Drug Patent Licensing Revision*, UNITED PRESS INTERNATIONAL, July 10, 2007
- *Bloomberg on the Money: Prempro Litigations*, BLOOMBERG RADIO NEWS (radio interview with Phil Gregory, Aug. 21, 2006)
- *Trials Begin over Wyeth Menopause Drug*, LOS ANGELES TIMES, Aug. 21, 2006
- Shannon Pettypiece and Sophia Pearson, *Wyeth Vows to Fight All Menopause Drug Suits*, INTERNATIONAL HERALD TRIBUNE, Aug. 21 2006

### **MEDIA APPEARANCES (CONT.)**

- *Pennsylvania Inside Out: Pharmaceutical Importation*, WPSU TELEVISION, Dec. 16, 2004.
- *Pennsylvania Researchers Say The Importation Of Low-Cost Drugs From Canada Is Far More Difficult Than Many Realize*, UNITED PRESS INTERNATIONAL, Oct. 25, 2004.
- Denis Crouch, *States May Face Liability for Importing Drugs*, PATENTLY-O, Oct. 18, 2004.
- *Fast Food and Fat Lawsuits*, WTAJ-TV, Jun. 2003

### **MEMBERSHIP AND PARTICIPATION IN PROFESSIONAL AND LEARNED SOCIETIES**

The Mid-Atlantic Academy of Legal Studies in Business (Past President)  
The Academy of Legal Studies in Business (past *ex officio* member of Executive Committee)  
The American Intellectual Property Law Association

### **OTHER PROFESSIONAL MEMBERSHIPS, LICENSES AND CERTIFICATIONS**

The Bar of the United States Court of Appeals for the Federal Circuit  
The Bar of the U.S. District Court for the Western District of New York  
The Bar of the U.S. District Court for the Eastern District of New York  
The Bar of the U.S. District Court for the Southern District of New York  
The State Bar of New York  
Patent Attorney, U.S. Patent & Trademark Office, Reg. No. 40,936

### **PROFESSIONAL EMPLOYMENT**

- 1998-2001     FITZPATRICK, CELLA, HARPER & SCINTO (Venable), New York, NY, Attorneys and Counselors-at-law, Associate
- Intellectual Property Counseling
  - Patent Litigation
- 1992-1995     THE UNIVERSITY OF IOWA COLLEGE OF MEDICINE, Iowa City, IA, Department of Physiology and Biophysics
- Molecular biology research related to basic signal transduction and the mechanism of insulin resistance in type II diabetes

### **EDUCATION**

- 1998     UNIVERSITY OF NEW HAMPSHIRE (FRANKLIN PIERCE LAW CENTER), Concord, NH  
Juris Doctor  
Intellectual Property Summer Institute (1996)
- 1991     THE UNIVERSITY OF IOWA, Iowa City, IA  
Bachelor of Arts (Major: Biology)

### **LEGAL INTERNSHIPS**

- Summer 1996     NEW HAMPSHIRE SUPERIOR COURT, Office of Chief Justice Joseph P. Nadeau, Concord, NH; Legal Intern