

ZAHR K. SAID
4293 Memorial Way NE
Seattle WA 98195 ♦ (434) 409-0149 ♦ zahr@uw.edu

EMPLOYMENT

UNIVERSITY OF WASHINGTON, SCHOOL OF LAW, SEATTLE, WA
Charles I. Stone Professor of Law (2019—); *Associate Dean for Research and Faculty Development* (2019-2022); *Associate Professor* (2015-2019); *Assistant Professor* (2011-2015); *Lead Faculty Director, CASRIP* (Center for Advanced Study and Research of Innovation Policy) (2016-2018)

STANFORD LAW SCHOOL, PALO ALTO, CA
Visiting Professor of Law (January-June 2018)

UNIVERSITY OF VIRGINIA, SCHOOL OF LAW, CHARLOTTESVILLE, VA
Visiting Professor of Law (2008-2011)

ROPES & GRAY, LLP, CORPORATE/TAX, BOSTON, MA
Associate (May-August 2007; April-June 2008)

HARVARD UNIVERSITY, CAMBRIDGE, MA
Lecturer, History and Literature Program (2004-2006)
Tutor in History and Literature (1999-2003); *Head Teaching Fellow* (2001-2003)

PFIZER INC, LEGAL DIVISION, NEW YORK, NY
Legal Intern (May-August 2006)

COLUMBIA LAW SCHOOL, NEW YORK, NY
Research Assistant for Professors Ginsburg, Ferguson and Brooks (2004-2007)

MIDDLEBURY COLLEGE, SCHOOL OF ARABIC, SUMMER IMMERSION PROGRAM
Faculty Intern (1998)

EDUCATION

COLUMBIA UNIVERSITY SCHOOL OF LAW, *J.D.*, 2008
Kent Scholar; Journal of Law and the Arts, Articles Editor; Qanun (Middle Eastern Law Students' Association), President

HARVARD UNIVERSITY, *Ph.D. in Comparative Literature*, 2003

UNIVERSITY OF CALIFORNIA, BERKELEY, *B.A. in Comparative Literature*, December 1996
Magna Cum Laude, Phi Beta Kappa

SELECTED HONORS AND AWARDS

- Affiliate, Center for an Informed Public (“CIP”), January 2023-present
- CIP Innovation Fund Grant March 2023 (for development of course and related resources, “Litigating Bullshit: A Legal Toolkit for fighting Disinformation with Tort Law”)
- UW Global Innovation Fund Grantee (for Global Innovation weeklong Seminar in Asia) (2017)
- UW Law Pro Bono Faculty Award (2017) (for 200 hours of board service for non-profit) (2017)
- UW Law Philip A. Trautman 1L Professor of the Year Award (2016)
- UW Law Faculty Scholarship Award for Excellence in Law Review Articles (2015)
- Advertising Education Foundation, Visiting Professor Fellowship (June 2013)
- Andrew D. Fried Prize for Best Note, Journal of Law and the Arts (Columbia Law School) (2006)
- John Clive Teaching Prize in History and Literature (awarded annually to one Lecturer at Harvard University) (2006)
- Young B. Smith Prize for Excellence in Torts (Columbia Law School) (2004)
- Joseph R. Levenson Teaching Prize (awarded annually to one graduate student instructor at Harvard University) (2003)
- Fulbright Grant, Morocco (1998)
- Cook Lyric Poetry Award (U.C. Berkeley) (1995)
- G. Thompson French Award (Mills College) (1994)

PUBLICATIONS

- ENTRY: *Scènes à Faire*, Encyclopedia of Law and Literature (Editors: Robert Spoo, Simon Stern, Elgar, forthcoming 2023)
- CHAPTER, *Collegiality Costs: Trademark Scarcity and Beer Name Norms in Seattle’s Craft Brewing* (qualitative empirical research showing how craft breweries’ collegial ethos may worsen existing trademark scarcity problem) (invited chapter in *The Law and Economics of Trademark Law*, ed. Glynn Lunney) (Elgar Press, forthcoming 2023)
- ARTICLE, *Jury-Related Errors in Copyright* (describing copyright’s “user-unfriendliness” and proposing jury-related reform framework), 98 INDIANA LAW JOURNAL 749 (2023)
- CHAPTER, *Fables of Scarcity in IP* (invited chapter in *Scarcity, Abundance, and Regulation*, eds. Deven Desai and Mark Lemley) (Frontier Publishing, 2023), <https://doi.org/10.3389/frma.2022.974154>
- TORT LAW: A 21ST-CENTURY APPROACH, 2D ED. (CALI eLangdell free open-source casebook series) (adopting revisionist approach centering tort law on issues of race and social justice with features consistent with remote instruction best practices such as quizzing, reflection questions and real-time feedback for students to assess their own learning) (2022)
- ESSAY, *Attitudes Towards IP Present Among Seattle Craft Breweries*, 52 U. PAC. L. REV. 763 (2021) (invited essay in first-ever symposium edition dedicated to the law of craft beer)
- CHAPTER, *Hollering to Be Heard: Copyright Doctrines and the Aesthetics of Voice* (invited essay in: *Hamilton (The Musical): Is This a Legal Matter?*, ed. Lisa Tucker) (Cornell University Press (2020)
- CHAPTER, *Methodologies from Law and Literature as Applied in IP* (invited chapter in: *Handbook on Methodologies in IP Scholarship*, Oxford University Press) (2020)

- ARTICLE, *Craft Beer and The Rising Tide Effect: An Empirical Study of IP Norms and Collaboration Among Seattle's Craft Breweries*, 23 LEWIS & CLARK L. REV. 347 (2019) (qualitative empirical research study drawing on 22 interviews with key figures from Seattle's craft breweries to describe attitudes, practices and norms, and finding evidence of widespread "coopetition") (2016-2018)
- ESSAY, *Narrative Topoi in the Digital Age*, 68 J. LEGAL. ED. 1 (2019) (with Jessica Silbey)
- *A Transactional Theory of the Reader in Copyright Law*, 102 IOWA L. REV. 605 (2017)
- ESSAY, *Copyright's Illogical Exclusion of Conceptual Art*, 39 COLUM. J. L. & ARTS. 335 (2016)
- ARTICLE, *Reforming Copyright Interpretation*, 28 HARV. J.L. TECH. 469 (2015)
- ARTICLE, *Fixing Copyright in Characters: Literary Perspectives on a Legal Problem*, CARDOZO L. REV. 769 (2013) (republished in *Entertainment, Publishing and the Arts Handbook* (West) (2014))
- ESSAY, *Only Part of the Picture: A Response to Rebecca Tushnet's "Worth A Thousand Words: The Images of Copyright"*, 125 HARV. L. REV. 683 (2012)" 16 STANFORD TECH. L. REV. 2 (2013)
- ARTICLE, *Mandated Disclosure in Literary Hybrid Speech*, 88 WASH. L. REV. 419 (2013)
- ESSAY, *Incorporating Literary Methods in Teaching Tort Law*, 3 CALIF. L. REV. CIRCUIT 170 (2012)
- *Embedded Advertising and the Venture Consumer*, 89 N. CAR. L. REV. 99-170 (2010)
- ESSAY, *Rethinking the Arab-African Novel: A Case for Thematization*, in TEACHING THE AFRICAN NOVEL: MLA OPTIONS IN TEACHING SERIES (2009)
- NOTE, *'Po-Mo Karaoke' or Postcolonial Pastiche? What Fair Use Analysis Could Draw from Literary Criticism*, 31 COLUM. J. L. & ARTS 43 (2007)
- ESSAY, *The Politicization of Shakespeare in Arabic in Youssef Chahine's Film Trilogy*, 47 ENGLISH STUDIES IN AFRICA 41 (2004) (Refereed journal)
- DISSERTATION, THE ARAB TAKES ON SHAKESPEARE: ALLUSION, ADAPTATION AND THE STRUGGLE FOR ARTISTIC IDENTITY IN EGYPT (1890-1990) (unpublished manuscript) (2003)

WORKS-IN-PROGRESS

- *Reclassifying Scènes à Faire*, Annual Symposium, __ HOUSTON L. REV. __ (considering copyright doctrine's history and operation and proposing taxonomy to clarify proper role) (forthcoming 2023)
- *Scènes à Faire: A Critical Genealogy* (considering copyright doctrine's origins and impacts on disseminating racial and gendered stereotypes)
- ENTRY: *Characters*, Encyclopedia of Intellectual Property (Editors: Paul Torremans, Irini Stamatoudi, Peter K. Yu, Bernd Justin Jütte, Elgar, 2023)
- *Jury Instructions as Policy Levers in Copyright Law* (surveying case law and jury instructions, describe asymmetric patterns inclining towards expanding the scope of copyright protection, and urging reforms)
- *Translating Copyright Law for the Jury* (demonstrating the gap in scholarship about jury instructions in copyright law, surveying existing reform proposals, and proposing application of translation theory)

SELECTED PRESENTATIONS AND INVITED TALKS

- *Reclassifying Scènes à Faire*, Annual Symposium hosted by the University of Houston Law Review at Santa Fe, HOUSTON L. REV. (June 2023); Mezzanine 3 IP Workshop, University of Miami School of Law (May 2023)

- *Scènes à Faire: A Critical Genealogy*, Race + IP Workshop, University of Pittsburgh School of Law (March 2023)
- *Evil Twin Debate (with Bruce Boyden)* (February 2023)
- *Shotgun Damages, 20th Annual Works in Progress, Intellectual Property Conference (WIPIP)*, Suffolk University Law School (February 2023)
- Scholarship Panel for the AALS Workshop for Pretenured Law School Teachers of Color (Panelist), AALS (January 2023)
- Remedies in the Restatements, Panel Co-Sponsored by the Intellectual Property section and the section on Torts and Compensation Systems (Moderator) AALS, (January 2023)
- *Building a Better Memory Palace: Incorporating Race and Gender into the Teaching of Tort Law*, SALT Legal Teaching Conference (2022)
- *Discussions with Leading Lights in the Intersection of Law, Markets, and Justice in the Digital World* (featured speaker), Online Platforms and Popular Technologies 2022: Legal and Regulatory Responses to Technology Innovations and Uses, Practicing Law Institute (2022)
- *The Next Stage of Your Scholarly Career* (panelist), Asian-American, Pacific Islander, Middle-Eastern and North African Women in the Legal Academy Second Annual Symposium, U.C. Davis Law School (2022)
- *Prediction as Defamation: Is Predictive AI Asserting a Fact or Expressing an Opinion?* (Respondent for Hideyuki Matsumi), We Robot, University of Washington School of Law (2022)
- Copyright Examiners, 22nd Annual IPSC, Stanford Law School (2022)
- *Fables of Scarcity in IP*, Scarcity, Abundance and Regulation Symposium, Stanford Law School (2022)
- *Incorporating Race into the Legal Curriculum*, Symposium, University of Virginia Law School (2022)
- *Collegiality Costs: Trademark Scarcity and Beer Naming Norms in Seattle's Craft Brewing*, "The Law and Economics of Trademarks" at Texas A & M (2021)
- *Attitudes Towards IP Present Among Seattle Craft Breweries*, McGeorge School of Law, Beer Law Symposium (2021)
- *Close and Distant Reading in Copyright Cases*, University of Pittsburgh Humanities Center (2019), AALS Section on Interpretation (2020)
- *Hollering to Be Heard: Copyright and the Aesthetics of Voice*, for Law and Hamilton! The Musical, Law and Society Virtual Conference (2020)
- *Copyright's Statutory Damages* (Respondent), Remedies in Complex Litigation Symposium, University of Texas Law School (2020)
- *Presentations from Copyright Law and Jury Research*, University of New Hampshire IP Roundtable (2019), University of Akron IP Symposium (2019), Faculty Workshop University of Pittsburgh School of Law (2019), University of Houston (2019); Boston College Law School Faculty Workshop (2018); Cardozo Faculty Workshop (2018); Stanford Law School Faculty Workshop (2018); Third Annual Copyright Roundtable, University of Pennsylvania School of Law (2018); *Works in Progress, Intellectual Property Conference (WIPIP)*, Boston University School of Law (2017); IP Scholars Asia, Singapore Management University (2017); Asia Pacific IP Forum, Kanazawa University (2017)

- *Craft Beer and IP Norms*, University of Michigan Faculty Workshop (2018), 17th Annual IPSC, Cardozo Law School, selected for Plenary Session (2017); University of Florida Faculty Workshop (2017); UCLA Entertainment, Media and IP Law Symposium (2017); Willamette College of Law Faculty Workshop (2017); King County Bar Association IP Section (2017); Texas A & M IP Symposium (2016)
- *Translating Copyright for the Jury*, U.C. Irvine Law School: “The Discursive Turn in Copyright Law” (2017)
- *Copyright’s Illogical Exclusion of Conceptual Art*, “Copyright Outside the Box,” Kernochan Center Symposium, Columbia University Law School (2015)
- *A Transactional Theory of Copyright’s Reader*, BYU IP Colloquium (2016); Cardozo IP Colloquium (2016); IP Colloquium, Loyola Law (2016); First Annual Copyright Roundtable, University of Pennsylvania (2016); Law and Society Conference, Seattle, Washington (2015)
- *Reforming Copyright Interpretation*, 14th Annual IPSC, U.C. Berkeley (2014); Junior Scholars in Intellectual Property Workshop (“JSIP”) (2014); Chicago IP Colloquium (2015); Penn Center for Technology and Innovation (“CTIC”) Workshop (2015); Northwest Copyright Society Presentation (2015)
- *Copyright in Characters: A Literary Perspective*, Loyola University Los Angeles (2016); Lewis & Clark (2012); 10th Annual IPSC, Boalt Law School (2010); New England IP Scholars Workshop (2010); Univ. of Toronto, Law and Literature Speaker Series (2010); Third Annual Conference on Innovation and Communications Law, La Trobe University, Melbourne, Australia (2011)
- *Incorporating Literary Methods and Texts in Teaching Tort Law*, Panel on Pedagogical Approaches to the Humanities in Law Schools, AALS (2012)
- *Teaching Advertising in the Context of Tort Law*, Workshop on Advertising Law, University of Tulsa Law School (2011)
- *Copyright and The Ethics of Nonfiction*, 11th Annual IP Scholars Conference, De Paul Law School (2011); *Association for the Study of Law, Culture and Humanities Conference*, University of Nevada, Las Vegas (2011), *Law and Society Conference*, Honolulu, Hawaii (2012)
- “The Kindle Advertiser: E-books, Advertising, and the Evanescent Edition,” (Sponsored by the Group on Textual Studies and Bibliography) and “Sponsor-Generated Content: A Regulatory Approach to the Problem of Hybrid Speech,” (Cosponsored by the Law as Literature Group and the Division on Twentieth-Century Literature), *Modern Languages Association Conference*, Los Angeles (2011)
- *Embedded Advertising and the Venture Consumer*, JSIP, Michigan State University (2010); IP Roundtable, Drake University (2010); IP Series, George Washington University (2009); 9th Annual IPSC, Cardozo (2009)

REVIEWS AND PODCASTS

- PODCAST, my scholarship on craft brewing and IP norms featured: <https://podcasts.apple.com/au/podcast/zahr-said-on-the-craft-beer-industry/id1437836289?i=1000444335001> (2019)

- REVIEW, Marta Iljadica's *Owning Ideas: Copyright Beyond Law: Regulating Creativity in the Graffiti Subculture*, IP LAW BOOK REVIEW (2017)
- PODCAST, my co-authored essay with Jessica Silbey featured on *Oral Argument Legal Scholarship* podcast, <https://player.fm/series/oral-argument-1952318/episode-194-topoi> (2018)
- PODCAST, my scholarship on craft brewing and IP norms featured on *The Spoon*, a podcast devoted to technology and the future of food, <http://thespoon.tech/podcast-what-does-it-mean-for-a-beer-brewer-when-their-product-becomes-digitized/> (2017)
- PODCAST, my scholarship on copyright's reading practices featured on *Oral Argument Legal Scholarship* podcast, <http://oralargument.org/136> (2017)
- FOREWORD, *Fair Use in the Digital Age: Campbell at 21*, 90 WASH. L. REV. 579 (2015)
- REVIEW, *Defending Deference: A Reply to Professor Sylvain's Disruption and Deference*, 74 MD. L. REV. 77 (2015)
- REVIEW, *Coming of Age in IP: What Goods, Infrastructures, and Property Theory Suggest about The Flourishing of Intellectual Property Scholarship*, 49 TULSA L. REV. 515 (Fourth Annual Book Review Volume) (2014)

SELECTED NEWS AND MEDIA INTERVIEWS

- (defamation) <https://www.redding.com/story/news/local/2023/02/02/shastas-vote-to-drop-dominion-may-help-companys-suit-against-fox-news/69864334007/> (Shasta's Vote to Drop Dominion May Help Company's Suit Against Fox News)
- (copyright and AI) <https://tinyurl.com/2p8nnyyy> (First AI Art Generator Lawsuits Threaten Future of Emerging Tech)
- (copyright and AI) <https://www.cnn.com/2022/10/21/tech/artists-ai-images/index.html> (<https://www.cnn.com/2022/10/21/tech/artists-ai-images/index.html>)
- (defamation) <https://www.justsecurity.org/82447/8-top-experts-on-strength-of-a-dominion-defamation-case-against-donald-trump/> (8 Top Experts on Strength of Dominion Suing Trump for Defamation, If It Wants To)
- (copyright, non-fiction/memoir) <https://www.law360.com/articles/1429830> (Bad Copyright Friend: When Can't Art Imitate Life?)
- (trademark) (<https://www.seattletimes.com/business/amazon/amazon-files-13-lawsuits-against-alleged-counterfeiters/>)
- (defamation) [Defamation of companies in election-fraud claims](#)
- (copyright, AI) <https://www.gizmodo.com.au/2020/05/the-internet-furry-drama-raising-big-questions-about-artificial-intelligence/>
- (copyright, publishing) <https://www.thestranger.com/slog/2019/09/13/41380718/cascadia-weekly-accused-of-stealing-film-reviews-for-over-a-decade>
- (defamation/First Amendment): http://www.dailyuw.com/news/article_dd14bf34-c5f6-11e8-a705-cf14683d53a3.html
- (craft beer) <https://www.law.uw.edu/news-events/news/2019/craft-brewing>
- (craft beer) <https://www.kuow.org/stories/have-we-reached-peak-brewery>

- (copyright, design) <https://kuow.org/stories/when-copyright-law-falls-short-public-shaming-can-help/>
- (copyright, music) <https://www.king5.com/article/news/local/did-bremerton-hip-hop-artist-inspire-song-in-adam-sandlers-netflix-special/281-610211761>
- (copyright, design) <http://archive.kuow.org/post/artist-spots-stolen-seahawks-design-has-little-recourse>
- (trademark, copyright, design) <https://www.thestranger.com/slog/2018/03/27/25958836/the-hoodwitch-accuses-starbucks-of-ripping-her-off>

AFFILIATIONS AND OTHER INFORMATION

- Massachusetts Bar Admission (2008-present)
- AALS Intellectual Property Section, Executive Committee Member (2013-2015); Chair (2015-2016)
- WIPIP (Works in Progress Intellectual Property Conference) Planning Board (2015-2021)
- Member of the Law and Society Association and Society of American Law Teachers (SALT)
- Yoga Behind Bars, Board of Directors, Director (May 2016-November 2016); Vice President (November 2016-December 2017)
- Yoga Alliance RT-200 (May 2014-present) (teaching weekly at Be Luminous Yoga)

LEADERSHIP

Associate Dean for Research and Faculty Development (2019—2022) (administrative appointment including extensive experience in institutional crisis management during the COVID-19 pandemic emergency; increasing integration of issues of diversity, equity and inclusion; responsibility for quarterly Convocations; and ongoing faculty advocacy and scholarship including mentorship untenured faculty)

CASRIP Lead Faculty Director (Center for the Advanced Study and Research of Innovation Policy) (2016-2018) (part-time administrative appointment included directing UW faculty team dedicated to IP and innovation law; creating a weeklong study abroad program in Asia; organizing two conferences annually; designing and implementing substantial curricular reform; hiring a Policy Fellow and Executive Director; leading the launch of a USPTO Pro Bono Patent Program; developing relationships with alumni and potential partners and engaging in community outreach locally and internationally as well as assisting with IP LLM recruitment)

Vice President and Board Member, Yoga Behind Bars (2016-2018) (served on executive committee, assisted in updating mission statement, reviewed and updated various legal policies, participated in outreach and fundraising, planned annual strategic retreat)

SERVICE

Service at the University of Washington

- Special Committee (Tri-Campus) on Merit Review (2022)

- Working Group on Perspectives Course on Diversity, Equity, and Inclusion (2020-2023)
- Law School Executive Council (2012-2014, 2022-2024)
- Gates Fellowship Selection Committee (2016-2017; 2020-2023)
- Center for an Informed Public Advisory Board (*ex officio*) (2019-2022)
- Intellectual Life and Faculty Workshop Committee Chair (2019-2021)
- Faculty Operations Ad Hoc Crisis Response Committee and Community Wellness Ad Hoc Crisis Response Group (2020)
- Colloquium Committee (2011-2012; Chair 2014-2015)
- UW School of Law Dean Search Advisory Committee (2017-2018)
- UW Law School Ph.D. Program Committee (2012-2016)
- Ph.D. Graduate Admissions Committee, Chair (2015-2016)
- Library Director Search Committee (2015-2016)
- University Faculty Senate Representative from the Law School (2014-2016)
- Doctoral Supervisor of candidates in law and in law and communications
- Peer reviews for the Cambridge University Press, the *Journal of Law and Society*, *Law and Social Inquiry* and Harvard Law Review, Stanford Law Review, Yale Law Journal, and other law reviews

Service to the Profession

- Member, AALS Program Committee (2021-2022)
- Founder of 1Lnow google group, listserv dedicated to teaching the 1L curriculum in more inclusive, progressive, and anti-racist ways (July 2020—)
- Volunteer Teacher of Torts University of Miami Summer Legal Academy (7/14-7/16 July 2020 and 2021)
- AALS IP Section Chair (including two service initiatives: implementing proposal of prior Chair, Colleen Chien, to create (still-active) teaching resources database for IP professors and adding service panel to help non-IP professors navigate IP law to publish and teach from their own materials) (2015-2016)
- WIPIP (“Works in Progress in Intellectual Property”) Board Member (2015-2020) (light service annually other than the year in which board member’s school hosts WIPIP, the second largest conference in IP, which we hosted at UW in 2016)

Participation in National Conferences on Legal Education

- Panelist, *Incorporating Race into the Legal Curriculum*, Symposium, University of Virginia Law Review Online Symposium (2/18/2022)
- Planning Committee and Panel Moderator on Faculty and Staff Wellness, *Leaning Into Uncertainty: Ensuring Quality Legal Education During Coronavirus*, ABA-Drexel University Conference (5/26-5/27/2020)
- Panel Moderator on Torts, *Creating an Anti-Racist Climate in Law Schools* (7/10/2020)

- Panel Moderator on Faculty and Staff Wellness, *Law School Logistics in the COVID-19 World*, University of Utah S.J. Quinney College of Law (7/17/2020)