

**SHYAMKRISHNA BALGANESH**

University of Pennsylvania Law School  
3400 Chestnut Street, Gittis 202,  
Philadelphia, PA 19104  
(215) 573-7780  
sbalganesh@law.upenn.edu

**ACADEMIC POSITIONS**

**University of Pennsylvania Law School**, Philadelphia, PA  
*Assistant Professor of Law*, 2009-present

**University of Chicago Law School**, Chicago, IL  
*Bigelow Fellow & Lecturer in Law*, 2007-2009

**OTHER EXPERIENCE**

**Cravath, Swaine & Moore LLP**, New York, NY  
*Summer Associate*, 2006

**World Bank**, Washington, D.C.  
*Legal Consultant*, 2005

**Hon. V.N. Khare, Supreme Court of India**, New Delhi, India  
*Law Clerk*, January-March 2002

**EDUCATION**

**Yale Law School**, New Haven, CT  
*J.D.*, 2007  
*Yale Law Journal*, Articles & Essays Editor, 2006-07; Editor, 2005-06  
Information Society Project (ISP), Student Fellow  
Research Assistant, Professor Yochai Benkler  
Yale University, Teaching Fellow

**Balliol College, Oxford University**, Oxford, U.K.  
*M.Phil.*, 2005; *B.C.L.* (Distinction), 2004  
Rhodes Scholar, 2003-2005  
*Oxford University Commonwealth Law Journal*, Editor, 2004-05; Associate  
Editor, 2003-04

**National Law School of India University**, Bangalore, India  
*B.A., LL.B.* (Hons.), 2003  
Graduated first in class; Gold Medals for Highest GPA, Intellectual  
Property and Professional Ethics  
Faculty Honors List for Exceptional Academic Achievement  
Council of Student Scholars for Excellence (Honors Society), President  
*Student Bar Review*, Chief Editor

## **PUBLICATIONS**

### **Edited Volumes**

INTELLECTUAL PROPERTY AND THE COMMON LAW (Cambridge University Press, forthcoming 2012).

### **Articles**

“Hot News”: The Enduring Myth of Property in News, 111 *Columbia Law Review* 419 (2011).

The Pragmatic Incrementalism of Common Law Intellectual Property, 63 *Vanderbilt Law Review* 1543 (2010).

Tiered Originality and the Dualism of Copyright Incentives, 95 *Virginia Law Review In Brief* 67 (2009).

Foreseeability and Copyright Incentives, 122 *Harvard Law Review* 1569 (2009).

Debunking Blackstonian Copyright, 118 *Yale Law Journal* 1126 (2009).

Demystifying the *Right to Exclude*: Of Property, Inviolability, and Automatic Injunctions, 31 *Harvard Journal of Law & Public Policy* 593 (2008).

Rethinking Copyright: Property Through the Lenses of Unjust Enrichment and Unfair Competition, 156 *University of Pennsylvania Law Review PennUmbra* 345 (2008).

The Social Costs of Property Rights in Broadcast (and Cable) Signals, 22 *Berkeley Technology Law Journal* 1303 (2008).

Common Law Property Metaphors on the Internet: The Real Problem with the Doctrine of Cybertrespass, 12 *Michigan Telecommunications & Technology Law Review* 265 (2006).

Property along the Tort Spectrum: Trespass to Chattels and the Anglo-American Doctrinal Divergence, 35 *Common Law World Review* 135 (2006).

Copyright and Free Expression: The Convergence of Conflicting Normative Frameworks, 4 *Chicago-Kent Journal of Intellectual Property* 45 (2004).

Systems of Protection for Geographical Indications of Origin: A Review of the Indian Regulatory Framework, 6 *Journal of World Intellectual Property* 191 (2003).

## **Works in Progress**

Wrongful Copying

The Normative Structure of Copyright Law

Unfair Competition at the Property-Tort Boundary (with Gideon Parchomovsky)

The Forgotten Genius of the Common Law in Intellectual Property

The Uneasy Case Against Copyright Trolls

Copyright from an Internal Point of View: Unbundling the Wrong of Copying

Quasi-Property

Tort Law as Public Law in India (with Neel Maitra)

## **TEACHING**

*Property*: Fall 2009, Fall 2010, Fall 2011

*Copyright*: Spring 2011

*Copyright Theory*: Spring 2009 (University of Chicago), Spring 2010, Spring 2011

*Property Theory*: Fall 2011

## **SYMPOSIA**

Organizer, *Symposium: Intellectual Property and the Common Law*, University of Pennsylvania Law School, May 6-7, 2011.

## **PRESENTATIONS**

### **2011**

Chicago-Kent Intellectual Property Colloquium

Loyola Los Angeles IP Theory Colloquium

Penn Internet & Media Program (IMP) Lunchtime Talk

### **2010**

UC-Berkeley Intellectual Property Scholars Conference (IPSC)

Google Policy Talk

UCLA Media, Entertainment, and Intellectual Property Law Colloquium

Indiana University-Maurer School of Law

Wharton Business School Legal Studies Workshop

Penn Law Faculty Workshop

Association of Law, Property & Society Annual Meeting (ALPS)

### **2009**

University of Chicago Law School

GW Law School  
University of Michigan Law School  
NYU Law School  
Stanford Law School  
University of Pennsylvania Law School  
Cornell Law School  
University of Virginia Law School  
Emory Law School  
Harvard Law School

**2008**

Yale Law School  
Duke Law School  
Boston University School of Law  
Cardozo Law School  
USC-Gould School of Law  
Chicago-Kent College of Law  
UC-Irvine Law School  
University of Chicago Summer Works-in-Progress Workshop  
Stanford Intellectual Property Scholars Conference (IPSC)  
Drake IP Scholars Roundtable

**2007**

GW Law School Intellectual Property Workshop Series  
DePaul Intellectual Property Scholars Conference (IPSC)