

LARS STUART SMITH

Professor and Samuel J. Stallings Chair in Law University
of Louisville Louis D. Brandeis School of Law

PERMANENT ACADEMIC APPOINTMENTS

University of Louisville Louis D. Brandeis School of Law, Louisville, KY 2000 – Present
Professor and Samuel J. Stallings Chair in Law (2007-Present)
Associate Dean for Experiential Education (2023-Present)
Interim Dean (July to December 2017, June 2021- June 2022)
Associate Dean for Academic Affairs (2016-2021)
Associate Professor (2006-2007)
Assistant Professor (2000-2006)

LONG TERM VISITS

University of Mississippi College of Law, Oxford, MS 2022-2023
Courses Taught: Secured Transactions, Intellectual Property Survey, Trademark Law, Bankruptcy

Fulbright Scholar - Zhongnan University of Economics and Law, Wuhan, P.R. China Spring 2011
Courses Taught: Survey of U.S. Intellectual Property Law, Trademark Moot Court Team

Franklin Pierce Law Center, Concord, NH 1999-2000
Courses Taught: Creativity and Innovation Clinic, Trademark Law,
Trademark Registration Practice

CONSULTING AND SHORT-TERM TEACHING

Zhongnan University of Economics and Law, Wuhan, P.R. China 2019, 2015, 2014
Courses Taught: Survey of U.S. Intellectual Property Law, Trademark Law

Northwest University of Economics and Law, Xi'an, China 2012
Project: Research Project on Intellectual Property and the Economic
Development of Cultural Industries in Western China
Sponsored by the China International Talent Exchange Foundation

Turku University, Turku, Finland 2003, 2007
Course: Selected Issues in the US Legal System
Topic: Issues in American Property Law

Franklin Pierce Law Center, Concord, NH 1997-2003
Courses: Trademark Registration Practice (Spring 1999, Summer 1999,
2000, 2002, 2003), Attorney Advisor to Innovation Clinic (Spring 1998)

LAW PRACTICE EXPERIENCE

Getman, Stacey, Tamposi, Schulthess & Steere, Bedford, NH 1998-1999
Associate, Corporate/Intellectual Property Department

Kassler & Feuer, Boston, MA 1994-1997
Associate, Business Group

Sheehan, Phinney, Bass + Green, Manchester, NH 1992 -1994
Associate, Corporate Division.

OTHER WORK EXPERIENCE

Security Pacific Financial Services , Manchester, CT Branch Manager (1988-1989), Assistant Branch Manager (1987-1988)	1987-1989
BayBank , Waban, MA Senior Customer Service Representative	1986-1987

EDUCATION

Franklin Pierce Law Center , Concord, NH LL.M. (Intellectual Property)	1999
New England School of Law , Boston, MA J.D. <i>Summa Cum Laude</i> Valedictorian Senior Technical Coordinating Editor, NEW ENGLAND LAW REVIEW	1992
Colby College , Waterville, ME A.B., Economics, <i>with Distinction</i>	1986

COURSES TAUGHT

Business Planning	Intellectual Property Negotiation
Business Torts	Law and Economics
Contracts	Property
Creativity and Innovation Clinic	Rights of Publicity
Entrepreneurship Law Clinic (Advisor)	Survey of Intellectual Property Law
Federal Trademark Registration	Secured Transactions
Franchising Law	Trademark and Unfair Competition Law
In-House Counsel Externship	University of Louisville Law Clinic

PUBLICATIONS

- MASTERING TRADEMARK AND UNFAIR COMPETITION LAW (2d ed.) (Carolina Academic Press, 2024) (co-authored with Llewellyn J. Gibbons)
- Review of the Recently Enacted Kentucky Name, Image and Likeness Legislation*, KENTUCKY BAR ASSOC. BENCH AND BAR MAGAZINE, July/August 2022, at 20 (co-authored with Matthew Banker).
- Legal Challenges Associated with Bitcoins*, LOUISVILLE BAR ASSOC. BAR BRIEFS, Dec. 2015, at 8.
- MASTERING TRADEMARK AND UNFAIR COMPETITION LAW (Carolina Academic Press, 2013) (co-authored with Llewellyn J. Gibbons)
- Trademark Law and Trade Secret Law*, in FRANCHISING: CASES, MATERIALS, AND PROBLEMS 27-88, 147-183 (American Bar Association, 2013) (Alexander Meiklejohn, ed.)
- Trademark Law*, in 3 THE HANDBOOK OF TECHNOLOGY MANAGEMENT 823-41 (John Wiley & Sons, Inc., 2010) (Hosein Bidgoli, ed.)
- RFID in the Supply Chain: Panacea or Pandora's Box?* 51 COMMUNICATIONS OF THE ACM 127-131 (2008) (co-authored with Dr. Brian L. Dos Santos).
- Distinctive Designs and Functional Products: Limitations on the Protection of Trade Dress under Trademark Law*, 3 INTELLECTUAL PROPERTY AND INFORMATION WEALTH 323-44 (Praeger, 2007) (Peter K. Yu, ed.)
- RFID and Embedded Technology: Who Owns the Data?* 22 SANTA CLARA COMPUTER & HIGH TECH. L. J. 695-757 (2006)
- Trade Distinctiveness: Solving Scalia's Tertium Quid Trade Dress Conundrum*, 2005 MICHIGAN STATE LAW REVIEW 243-308

General Intangible or Commercial Tort: Moral Rights and State Based Intellectual Property as Collateral Under UCC Revised Article 9, 22 EMORY BANKRUPTCY DEVELOPMENTS JOURNAL 95-156 (2005)

Some Comments to Professor Port's Response, 94 TRADEMARK REPORTER 893-98 (2004)

Developing a Registration System for Famous Trademarks, 93 TRADEMARK REPORTER 1097-1152 (2003)

Trade Secrets in Commercial Transactions and Bankruptcy, 40 IDEA 549-80 (2000)

Has New Jersey Cleared the Air for More Smokers' Litigation? A Review of Dewey v. R.J. Reynolds Tobacco Co., 26 NEW ENGLAND LAW REVIEW 611-35 (1991)

PUBLICATIONS – WORKS IN PROGRESS

Comparison Of UCC Article 9 To the Cape Town Convention as Applied to Security Interests in Aircraft

Evaluating Dilution by Tarnishment Under the Supreme Court's Recent First Amendment Trademark Cases (co-authored with Llewellyn J. Gibbons)

MASTERING LICENSING OF INTELLECTUAL PROPERTY (Carolina Academic Press, expected 2025) (co-authored with Llewellyn J. Gibbons, Elizabeth Lai Featherman and Barbara Nielsen)

HONORS

University of Louisville Distinguished Faculty Award in Teaching 2012

Fulbright Scholar Award, Distinguished Lectureship 2011
Zhongnan University of Economics and Law, Wuhan, China

Excellence in Teaching Award, Louis D. Brandeis School of Law 2008

Article *Trade Distinctiveness: Solving Scalia's Tertium Quid Trade Dress Conundrum*, 2006
selected as one of the leading articles on intellectual property published in 2005, republished at 38
INTELLECTUAL PROPERTY LAW REVIEW 305-370 (West 2006) (Karen Tripp, Ed.)

The Yacos Prize for Excellence in Commercial Law, Franklin Pierce Law Center 1998

Amos L. Taylor Award for Excellence in Scholarship, New England School of Law 1992

SERVICE (SELECTED)

University

NIL Curricular Workgroup 2023-24

University of Louisville Athletic Association, Faculty Board Member 2016-19, 2022-23

Committee on Academic Performance (ULAA Board Subcommittee) 2016-19, 2022-23

Budget Model Workgroup 2019-21

UofL Digital Transformation Team 2019-21

Provost's Covid Academic Response Committee 2020-21

Advisory Board to Delphi Center for Teaching and Learning 2013-20

Provost Search Committee 2019-20

Task Force on Tuition and Fee Setting 2016-17

University Faculty Grievance Committee 2012-16

Provost's Budget Advisory Committee 2008-16

Law School

ABA Self Study Committee (Chair)	2024-2025
Personnel Committee (Chair, 2016-22)	2016-2024
Academic Standards Committee (Chair)	2023-2024
Curriculum Committee (Co-Chair, 2019-20, Chair 2016-19)	2016-2021
Admissions Committee	2015-2021
Hiring Committee (Chair)	2008, 2021
Law School Strategic Planning Committee (Co-Chair)	2006-07, 2016-17
Law School Student Grievance Committee (Chair)	2012-13

Community

Leadership Louisville, Class of 2017	2016-2017
Fellow, The Brandeis Partners for Justice Fellowship, Legal Aid Society of Louisville	2010

Professional

ACC Academic Leadership Network	2018-19
Association of American Law Schools, Privacy and Defamation Section Chair	2005

PRESENTATIONS

Professional Presentations

<i>Do Free Speech Protections Limit Dilution by Tarnishment?</i>	May 2024
14 th Annual Conference on Innovation and Communications Law University Leeds School of Law, Leeds, England	
<i>Copyright Law Issues in Online Teaching</i>	July 2020
Delphi U – Delphi Center for Teaching and Learning, University of Louisville	
<i>Copyright Law Issues in Online Teaching</i>	May 2018
Delphi U – Delphi Center for Teaching and Learning, University of Louisville	
<i>Copyright Law Issues in Online Teaching</i>	May 2017
Delphi U – Delphi Center for Teaching and Learning, University of Louisville	
<i>Cryptocurrency, Blockchain, and the Law</i>	October 2017
The Business Law Network CLE University of Mississippi School of Law, Oxford, MS	
<i>U.S. Regulation of New Technologies: The Bitcoin Example</i>	May 2016
8 th Annual Conference on Innovation and Communications Law University of Eastern Finland, Joensuu, Finland	
<i>Copyright Law Issues in Online Teaching</i>	April 2016
Delphi U – Delphi Center for Teaching and Learning, University of Louisville	
<i>U.S. Patent and Trade Secret Law Update</i>	April 2016
China University of Political Science and Law, Beijing, P.R. China	
<i>U.S. Regulation of New Technologies: The Bitcoin Example</i>	April 2016
2016 IPR Nanhu Forum: International Conference on “Judicial Protection of IPR and Construction of a Power Country,” Beijing, P.R. China	
<i>U.S. Regulation of New Technologies: The Bitcoin Example</i>	July 2015
7 th Annual Innovation & Communications Law Conference Xiamen University, Xiamen, P.R. China	

<i>Three Dimensional Marks Under U.S. Law</i> China University of Political Science and Law, Beijing, P.R. China	April 2015
<i>U.S. Regulation of New Technologies: The Bitcoin Example</i> 2015 IPR Nanhu Forum: International Conference on “Building a Powerful IPR Country” Nanjing, P.R. China	April 2015
<i>Bitcoins in Secured Transactions: There Is No Spoon</i> 2015 Intellectual Property Scholars Roundtable, Drake University Law School, Des Moines, IA	March 2015
<i>IP, Commerce Clause and The Affordable Care Act Case</i> Fifth Annual Conference on Innovation and Communications Law, Glen Arbor, Michigan	May 2013
<i>Boundaries of Patent Liability and Cloud Computing, Searching for the</i> Boundaries of Intellectual Property Law Conference Hong Kong University, Hong Kong	December 2012
<i>IP, Commerce Clause and The Affordable Care Act Case</i> University of New Hampshire School of Law, Concord, NH	September 2012
<i>SOPA and PIPA: What’s All the Fuss?</i> Government Issues & Access to Information Program Special Library Association, Kentucky Chapter Louis D. Brandeis School of Law, University of Louisville, Louisville, KY	August 2012
<i>Patents and Cloud Computing</i> 4th Annual Conference on Innovation and Communications Law, Turku, Finland	May 2012
<i>Patents and Cloud Computing</i> 2012 IPR Nanhu Forum: International Conference on “Intellectual Property Rights: System Improvement and Industrial Development” Shenzhen, P.R. China	May 2012
<i>Patents and Cloud Computing</i> 2012 Intellectual Property Scholars Roundtable, Drake University Law School, Des Moines, IA	March 2012
<i>Patents and Cloud Computing</i> UNH Law School, Concord, NH	September 2011
<i>IP and Cloud Computing</i> Louisville Bar Association Intellectual Property Section, Louisville, KY	September 2011
<i>Intellectual Property and US/China Relations,</i> University of Science and Technology of China, Hefei, P.R. China	June 2011
<i>Intellectual Property and US Foreign Policy,</i> Wuhan University, Wuhan, P.R. China	April 2011
<i>Intellectual Property and US/China Relations</i> United International College, Zhuhai, P.R. China	April 2011
<i>Updating the Remedies Sections of the Lanham Act</i> The University of Louisville Law Review Symposium on Intellectual Property Law, Louis D. Brandeis School of Law, Louisville, KY	November 2010
<i>The Role of Exclusive IP Rights in Research</i> Climate Change and Intellectual Property Rights Conference, Sønderborg, Denmark	May 2010
<i>The Role of Exclusive IP Rights in Research,</i> 2010 Intellectual Property Scholars Roundtable, Drake University Law School, Des Moines, IA	March 2010

<i>Basic Property Law Issues</i> Legal Aid Society of Louisville, Louisville, KY	March 2010
<i>Trade Secrets as a Method of Information Dissemination,</i> Association of Teachers and Researchers in Intellectual Property Annual Meeting University of Vilnius, Vilnius, Lithuania	September 2009
Moderator, <i>Panel on Trademarks and Geographical Indications,</i> Second Annual Conference in Innovation and Communications Law, Louisville, KY	August 2009
<i>RFID: Who Owns the Data?</i> 2009 IPR Nanhu Forum, South China University of Technology, Guangzhou, P.R. China	May 2009
<i>Are Dilution Laws Necessary or Beneficial in Developing Nations?</i> Presentation at Branding the Land: Trademarks, Geographical Indicators and the Advancement of Third World Development Conference, John Marshall Law School, Chicago, IL	April 2008
<i>How the Internet Helps Preserve Lesser Spoken Languages</i> Cultural Rights in the Internet Age, Law and Society Annual Meeting, Berlin, Germany	July 2007
<i>The Benefits and Costs of Adopting the U.S. Form of Trade Secret Protection</i> Association of Teachers and Researchers in Intellectual Property Annual Meeting, Faculty of Law, University of Buenos Aires, Argentina	July 2007
<i>The Effect of eBay Inc. v. MercExchange, L.L.C. on Obtaining Injunctions in Trademark Cases</i> Louisville Bar Association Intellectual Property Section, Louisville, KY	June 2007
<i>What if eBay Inc. v. MercExchange, L.L.C. Had Been a Trademark Case?</i> The 4th Annual Intellectual Property Conference, MSU College of Law, East Lansing, MI	March 2007
<i>RFID and The Supply Chain: Who Owns the Data?</i> Louisville Bar Association Intellectual Property Section, Louisville, KY	September 2006
Panelist, "RFID and Surveillance" Symposium: Privacy in The Information Age: Databases, Digital Dossiers, and Surveillance, sponsored by the Santa Clara University School of Law Computer and High Technology Law Journal. Presented paper, <i>RFID Tags and Other Embedded Technologies: Who Owns the Data?</i> San José, CA	January 2006
<i>Tracked, Profiled and Identified: Privacy and the Linkage of Data to Individuals</i> Moderator, Association of American Law Schools Annual Meeting, Washington, DC	January 2006
<i>RFID - Intellectual Property and Tracking Devices</i> Louisville Bar Association Intellectual Property Section, Louisville, KY	September 2005
<i>RFID - Intellectual Property and Tracking Devices</i> Law and Society Conference, Las Vegas, NV	June 2005
<i>Brand: Comparison of Marketing Executive and Lawyer's view of Brands and Marks</i> IP Scholars Roundtable Discussion, MSU College of Law, East Lansing, MI	February 2005
<i>How Intellectual Property Laws Designed to Encourage Innovation Can Limit Business Development</i> IP Scholars Roundtable Discussion, MSU College of Law, East Lansing, MI	February 2004
<i>Should Everyone be a Criminal? A Debate on Downloading Music off the Internet</i> Louisville Bar Association Intellectual Property Section, Louisville, KY	November 2003

<i>Security Interests in State Based Intellectual Property Rights under Revised Article 9</i> Central States Law School Association, University of Toledo, Toledo, OH	September 2003
<i>Tertium Quid: Understanding Trade Dress Protection for Services in Light of the Wal-Mart Decision</i> Law and Society Association Annual Meeting, Pittsburgh, PA	June 2003
<i>Tertium Quid: Trade Dress Protection for Services after Wal-Mart</i> Central States Law School Association, University of Kentucky, Lexington, KY	September 2002
Panelist, "Teaching Law and Entrepreneurship" Southeastern Conference of Association of American Law Schools, Kiawah, SC	August 2002
<i>Recent Developments in Intellectual Property Law</i> Righting Your IP Rights, and Recent Developments on Redressing IP Wrongs Louisville Bar Association, Louisville, KY	May 2002
<i>Joint Ventures between Law and Other Departments</i> Legal Educators Meeting, Kauffman Center for Entrepreneurial Leadership Kansas City, MO	April 2002
<i>Copyright Basics for Musicians and Performers</i> Southern Arts Foundation Conference, Louisville, KY	October 2001
<i>Publish, Perish or Patent: The Intersection of Medical Research, Public Disclosure and Patent Law</i> Research! Louisville, Louisville, KY	October 2001
<i>Protecting and Litigating Intellectual Property Rights in Cyberspace</i> Panel Discussion, Kentucky Bar Association Annual Convention, Lexington, KY	June 2001
<i>Intellectual Property Issues in Electronic Commerce</i> Small Business Development Center, Nashua, NH	September 1999
<i>Copyright Protection for Photographs</i> New Hampshire Archives Group, Plymouth, NH	May 1999
<i>How to Finance the Small Business</i> Course: Counseling the Small Business Client in New Hampshire National Business Institute, Nashua, NH	May 1999
Guest Lectures	
<i>Lecture: Overview of Intellectual Property Law</i> Course: Entrepreneurship Clinic Brandeis School of Law	Fall 2013-2016, 2022-24
<i>Copyright Law in the Hyper Digital Age</i> Course: Ethical Issues in Communications, Dr. Gail Henson Bellarmine University, Louisville, KY	April 2017
<i>Basic Copyright and Trademark Law</i> Course: Portfolio Development in Graphic Design, Professor Leslie Friesen Allen R. Hite Art Institute, University of Louisville, Louisville, KY	April 2017
<i>Lecture: Overview of Intellectual Property Law</i> Course: Entrepreneurship 402 University of Louisville College of Business	September 2016
<i>Lecture: Copyright Law in the Digital Age</i> Course: Ethical Issues in Communications, Dr. Gail Henson	March 2014

Bellarmino University, Louisville, KY	
<i>Basic Copyright and Trademark Law</i>	March 2014
Course: Portfolio Development in Graphic Design, Professor Leslie Friesen Allen R. Hite Art Institute, University of Louisville, Louisville, KY	
<i>Copyright Law in the Digital Age</i>	April 2013
Course: Ethical Issues in Communications, Dr. Gail Henson Bellarmino University, Louisville, KY	
<i>SOPA and PIPA: What's All the Fuss?</i>	December 2012
Zhongnan University of Economics and Law, Wuhan, China	
<i>Intellectual Property and the Trans-Pacific Partnership Agreement</i>	December 2012
Zhongnan University of Economics and Law, Wuhan, P.R. China	
<i>SOPA and PIPA: What's All the Fuss?</i>	December 2012
Northwest University of Politics and Law, Xi'an, P.R. China	
<i>Intellectual Property and the Trans-Pacific Partnership Agreement</i>	December 2012
Northwest University of Politics and Law, Xi'an, China	
<i>Lecture on Copyright Law</i>	September 2011
Course: Upper Level Drawing Course, Instructor Sharon Leightty Department of Fine Arts, University of Louisville, Louisville, KY	
<i>Lecture on Copyright Law</i>	January 2011
Course: Upper Level Drawing Course, Instructor Sharon Leightty Department of Fine Arts, University of Louisville, Louisville, KY	
<i>Copyright Law in the Digital Age</i>	April 2010
Course: Ethical Issues in Communications, Dr. Gail Henson Bellarmino University, Louisville, KY	
<i>Basic Copyright and Trademark Law</i>	March 2010
Course: Portfolio Development in Graphic Design, Professor Leslie Friesen Allen R. Hite Art Institute, University of Louisville, Louisville, KY	
<i>Lecture on Copyright Law and Legality of Downloading</i>	April 2008
Course: Children and Media, Dr. Gail Henson Bellarmino University, Louisville, KY	
<i>Lecture on Copyright Law and Legality of Downloading</i>	April 2008
Course: Children and Media, Dr. Gail Henson Bellarmino University, Louisville, KY	
<i>Lecture on Copyright Law</i>	March 2008
Course: Portfolio Development in Graphic Design, Professor Leslie Friesen Allen R. Hite Art Institute, University of Louisville, Louisville, KY	
<i>Issues in American Property Law</i>	December 2007
Course: Selected Issues in the US Legal System Turku University, Turku, Finland	
<i>Lecture on Copyright Law and Legality of Downloading Music</i>	Spring 2003-2007
Course: Communication Ethics, Dr. Gail Henson Bellarmino University, Louisville, KY	

<i>RFID and Other Embedded Technologies: Who Owns the Data?</i> Course: InfoSec Seminar Series, Dr. S. Srinivasan College of Business, University of Louisville, Louisville, KY	February 2006
<i>Lecture on Copyright Law</i> Course: Corporate Identity Systems, Professor Leslie Friesen Allen R. Hite Art Institute, University of Louisville, Louisville, KY	March 2003
<i>Introduction to Intellectual Property</i> Course: Property Law, Professors Williams and Reed-Huff Louis D. Brandeis School of Law, University of Louisville, Louisville, KY	April 2002
<i>Introduction to Patent Law</i> Course: Business Torts, Professor Cross Louis D. Brandeis School of Law, University of Louisville, Louisville, KY	April 2002
<i>Invention and the Patent Law</i> Course: Chemical Engineering Seminar Series Speed Scientific School, University of Louisville	March 2002
<i>Lecture on Intellectual Property</i> Course: Business Plan Development – Integrative MBA Program, Professor Clouse College of Business and Public Administration, University of Louisville	April 2001

PROFESSIONAL MEMBERSHIPS

Admitted to Practice – Massachusetts, New Hampshire (inactive status in both jurisdictions)

American Bar Association

Intellectual Property Section

Business Law Section

Association of Teachers and Researchers in Intellectual Property (2005-2017)

American Intellectual Property Law Association

Louisville Bar Association

New Hampshire Bar Association