



## SEAN MICHAEL FIIL-FLYNN

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AMERICAN UNIVERSITY WASHINGTON COLLEGE OF LAW, *Professorial Lecturer, Director*, Program on Information Justice and Intellectual Property

UNIVERSITY OF AMSTERDAM, INSTITUTE FOR INFORMATION LAW, *Visiting Scholar*

UNIVERSITY OF CAPE TOWN, IP UNIT, *Senior Research Associate*

### Sponsored Research

- Copyright and the Right to Research in International Copyright, Arcadia Foundation (2020-2023, \$3.8m)
- Global Expert Network on Copyright User Rights, Open Society Foundations, International Development Research Centre (2014-2020, \$1.4m)
- Global Congress on Intellectual Property and the Public Interest, Open Society Foundations, Ford Foundation, International Development Research Centre (2011-2020, \$1.15m)
- PIJIP Impact Gift Fund (2011-2022: \$1.1m)
- Human Rights and Intellectual Property, Open Society Institute (2007-2010) (\$380k); Ford Foundation (2008-09) (\$150k); Forum on Democracy and Trade (2006-2011) (\$500k).

### Teaching

- Copyright and the Right to Research (Current)
- Advanced Legal Writing Seminar: Intellectual Property & Technology (Current)
- International Intellectual Property Law
- Intellectual Property and Access to Medicines Practicum
- Intellectual Property, Human Rights & Development

### Degree and Certificate Administration

- LLM in Intellectual Property and Technology (2015-current)
- Intellectual Property Summer Sessions (2008-current)
- Academy of Exchange and Judicial Studies, Judicial Training on Neuroscience, Biotechnology and the Law (2012-current)
- JD Admissions Committee (2021)
- Program on International Organizations Law and Diplomacy, Geneva, Switzerland, Director (2018-19), Course Director, IP in the Multilateral System Summer Course, Geneva, Switzerland (2017-19)

### Leadership and Membership

- Global Expert Network on Copyright User Rights (Chair, 2011-current)
- Global Congress on Intellectual Property and the Public Interest (Chair 2011; 2015)
- American Branch of the International Law Association, International Intellectual Property Subcommittee (Co-Chair, 2018-current)
- Editor-in-Chief [www.infojustice.org](http://www.infojustice.org); PIJIP Research Paper Series
- Board of Faculty Advisors, AM UNIV INT'L L REV (2009-current)
- International Association for the Advancement of Teaching and Research in Intellectual Property (ATRIP)
- Society for Economic Research on Copyright Issues
- Board of Directors, Frameworks Institute (2009-2014)

- EDUCATION** HARVARD LAW SCHOOL, J.D., *magna cum laude*, 1999  
Honors: Hankin Fund General University Scholar; Frederick Sheldon Fellowship; Irving Kaufman Fellowship  
Leadership: Board of Student Advisors; Founder, Project on Law and Organizing
- PITZER COLLEGE, B.A., honors, Political Studies, 1992
- CLERKSHIPS** HON. RAYMOND C. FISHER, U.S. COURT OF APPEALS FOR THE NINTH CIRCUIT, 2001-02
- HON. CHIEF JUSTICE ARTHUR CHASKALSON, PRESIDENT, CONSTITUTIONAL COURT OF SOUTH AFRICA, 2000
- FELLOWSHIP** J. William Fulbright Foreign Scholarship, South Africa (1999-2002)
- PRIOR EMPLOYMENT** SPIEGEL & MCDIARMID, Washington, D.C.  
*Associate*, Municipal Telecom Group, 2004-2006
- CONSUMER PROJECT ON TECHNOLOGY, Washington, D.C.  
*Senior Attorney*, 2002-04
- OFFICE OF THE ASS'T ATT'Y GEN FOR CIVIL RIGHT, U.S. DEPT OF JUSTICE  
*Congressional Liaison*, 1994-96
- BAR MEMBERSHIPS** U.S. Supreme Court  
U.S. Court of Appeals, First Circuit  
U.S. Court of Appeals, Second Circuit  
U.S. Court of Appeals, Federal Circuit  
Court of Appeals of Maryland  
District of Columbia Court of Appeals
- SELECTED PUBLICATIONS** Sean Flynn et al, *Research Exceptions in Comparative Copyright* , (PIJIP/TLS Res. Paper Series no. 75, 2022) (work in progress).  
**(SSRN)**
- Sean Flynn et. al., *Enabling Text and Data Mining Research Through Legal Reform*, SCIENCE MAGAZINE (in peer review 2022).
- Sean Flynn et al, *Non-Patent Intellectual Property Barriers to COVID-19 Vaccines, Treatment and Containment*. (PIJIP/TLS Res. Paper Series no. 71, 2021), Flynn, S., Nkrumah, E. and Schirru, L. (2022), 29 African Journal of Information and Communication 1 (2022).
- Sean Flynn et al, *Implementing User Rights for Research in the Field of Artificial Intelligence: A Call for International Action*, 42 EUROPEAN INTELLECTUAL PROPERTY REVIEW 393 (2020).
- Sean Flynn & Michael Palmedo, *The User Rights Database: Measuring the Impact of Opening Copyright Exceptions*, PIJIP/TLS Research Paper Series no. 2018-01/
- Sean Flynn, *ACTA's Constitutional Problem*, in ACTA AND THE PLURILATERAL ENFORCEMENT AGENDA: GENESIS AND AFTERMATH 157 (Pedro Roffe & Xavier Seuba eds., Cambridge U. Press, 2014)

Sean Flynn, *Special 301 and Global Administrative Law*, in *BALANCING WEALTH AND HEALTH: THE BATTLE OVER INTELLECTUAL PROPERTY AND ACCESS TO MEDICINES IN LATIN AMERICA* 225 (Rochelle C. Dreyfuss & César Rodríguez-Garavito eds., Oxford U. Press, 2014).

Sean Flynn et al, *The U.S. Proposal for an Intellectual Property Chapter in the Trans-Pacific Partnership Agreement*, 28 AM. U. INT'L L. REV. 105 (2013).

*The Washington Declaration on Intellectual Property and the Public Interest*, 28 AM. U. INT'L L. REV. 1 (2013)

Joe Karaganis & Sean Flynn, *Networked Governance and the USTR*, in *MEDIA PIRACY IN EMERGING ECONOMIES* 75 (Joe Karaganis ed., Social Science Research Council, 2011).

Sean Flynn, *Using Competition Law to Promote Access to Knowledge*, in *ACCESS TO KNOWLEDGE IN THE AGE OF INTELLECTUAL PROPERTY* 451 (Gaëlle Krikorian & Amy Kapczynski eds., Zone Books, 2010).

Sean Flynn et al, *An Economic Justification for Open Access to Essential Medicine Patents in Developing Countries*, 37 J. L. MED. & ETHICS 184 (2009).

**SELECTED BRIEFS  
AND SUBMISSIONS  
(LEAD AUTHOR)**

[Evaluating the Benefits of Fair Use](#): A Response to the PWC Report on The Costs and Benefits of “Fair Use” (filed Apr. 15, 2016) (unpublished manuscript) (on file with the Australia Productivity Commission)

[Joint Academic Submission](#) to the UN Secretary-General’s High Level Panel on Access to Medicines (filed Feb. 29, 2016) (unpublished manuscript) (on file with the U. N. D. P.)

[Submission of Legal Academics](#), In The Matter of 2016 Special 301 Review: Identification Of Countries Under Section 182 Of The Trade Act Of 1974 (submitted Feb. 5, 2016) (unpublished manuscript) (on file with the U.S. Trade Representative)

[Submission of 76 NGOs and Seven Professors to USTR Asking the U.S. to Publish TTIP Negotiating Proposals](#) (filed Oct. 22, 2015) (unpublished manuscript) (on file with the U.S. Trade Representative)

[Joint Academic Comments on the South African Copyright Amendment Bill](#) (filed Sept. 17, 2015) (unpublished manuscript) (on file with the Dep’t of Trade and Industry, S. Afr.)

Brief Amici Curiae of Law Professors and Scholars in Support of Respondents, *Am. Broad. Cos. v. Aereo, Inc.*, 134 S. Ct. 2498 (2014) (No. 13-461), 2014 WL 1348472 (Counsel of Record)

[Letter](#) from 50 Law Professors to Senate on the Constitutional Role of the Senate in ACTA Ratification (May 16, 2012) (on file with the U.S. Senate)

Brief of AARP & Nat’l Legislative Assoc. on Prescription Drug Prices as Amici Curiae in Support of Petitioners, *Sorrell v. IMS Health, Inc.*, 131 S. Ct. 2653 (2011) (No. 10-779), 2011 WL 771333

Submission of 30 Law Professors to USTR on Constitutionality of ACTA as a Sole Executive Order, In the Matter of Notice and Comment on the Anti-Counterfeiting Trader Agreement (filed Feb. 15, 2011) (unpublished manuscript) (on file with the U.S. Trade Representative)

Joint Submission to the UN Universal Periodic Review on behalf of the Health Global Access Project and European Community Advisory Board (filed Apr. 19, 2010) (unpublished manuscript) (on file with the Ninth Session of the Human Rights Council UPR Working Group).

**RECENT ACADEMIC  
PRESENTATIONS**

*The Right to Research in Comparative Copyright: Toward a Longitudinal Data Set for Impact Research*, Society for Economic Research on Copyright Issues, University of Colorado School of Law (Forthcoming Sept. 9-10, 2022)

*Research Exceptions in Comparative Copyright*, University of Amsterdam, Institute for Information Law Distinguished Lecture Series, Amsterdam, Neth. (Nov. 4, 2021)

*USTR and the Copyright Amendment Bill*, Copyright Indaba, University of Witwatersrand, Johannesburg, S. Afr. (Dec. 2, 2019)

*Copyright and the Right to Research and Education*, 13° Congresso de Direito de Autor e Interesse Público, Federal University of Paraná, Curitiba, Braz. (Nov. 4, 2019)

*The Economic Impact of Copyright User Rights*, Society for the Economic Research of Copyright Issues, University of Montpellier, Montpellier, Fr. (July 10, 2019)

*Decolonizing Copyright*, University of Cape Town, Cape Town, S. Afr. (June 22, 2019)

*Limitations and Exceptions Agenda at WIPO*, Creative Commons Global Summit, Lisbon, Port. (May 1, 2019)

*The Human Right to Fair Use*, Vanderbilt Law School, Tenn., U.S. (Jan. 25, 2018)

**RECENT MEETINGS &  
CONFERENCES  
ORGANIZED**

*Copyright and the Right to Research*, European Policy for Intellectual Property, Cambridge, U.K. (Forthcoming Sept. 10-14, 2022)

*Copyright Exceptions and Text and Data Mining Research*, World Intellectual Property Organization, Geneva, Switz. (May 10, 2022)

*Annual Meeting and Symposium of the Global Expert Network on Copyright User Rights: The Right to Research in International Copyright*, American University, D.C., U.S. (Apr. 20-22, 2022)

*Debating the WTO TRIPS Waiver for COVID*, Fordham Law School, American Branch Int'l Law Assoc, N.Y., U.S. (Oct. 28, 2021); World Trade Organization (Sept. 28, 2021)

*Mapping Copyright User Rights*, Creative Commons Global Summit (Sept. 22, 2021)

*A WTO Waiver for Intellectual Property for COVID?*, American Branch Int'l Law Assoc, U.S. (Nov. 19, 2020)