

Stephen Yelderman
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Notre Dame, IN 46556
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EXPERIENCE

Notre Dame Law School

Professor of Law, 2018-present

Associate Professor of Law, 2013-2018

- Courses: Copyright, Information Privacy, Intellectual Property Survey, Patent Law, Remedies

Hon. Neil M. Gorsuch, Supreme Court of the United States

Law Clerk, 2019-2020

United States Department of Justice, Antitrust Division

Attorney, Telecommunications & Media Division, 2011-2013

Hon. Neil M. Gorsuch, U.S. Court of Appeals for the Tenth Circuit

Law Clerk, 2010-2011

Ocean Tomo Intellectual Property Auctions

Patent Analyst, 2006-2007

Fenwick & West

Patent Agent, 2005-2006

EDUCATION

University of Chicago Law School

J.D. with High Honors, June 2010

- Kirkland & Ellis Scholar
- John M. Olin Fellow in Law and Economics

Stanford University

M.S. in Electrical Engineering, March 2005

Stanford University

B.S. in Electrical Engineering, June 2004

PUBLICATIONS

Articles

The Supreme Court's Fragile Copyright Law (in progress)

Causing Profits (in progress)

Damages for Privileged Harm, 106 Virginia Law Review 1569 (2020)

Prior Art in the District Court, 95 Notre Dame Law Review 837 (2019)

Prior Art in Inter Partes Review, 104 Iowa Law Review 2705 (2019) (invited symposium contribution)

Proximate vs. Geographic Limits on Patent Damages, 7 IP Theory (2018) (invited contribution)

The Value of Accuracy in the Patent System, 84 University of Chicago Law Review 1217 (2017)

Do Patent Challenges Increase Competition?, 83 University of Chicago Law Review 1943 (2016)

Coordination-Focused Patent Policy, 96 Boston University Law Review 1565 (2016)

Improving Patent Quality with Applicant Incentives, 28 Harvard Journal of Law & Technology 77 (2014)

International Cooperation and the Patent-Antitrust Intersection, 19 Texas Intellectual Property Law Journal 193 (2011)

Other Writing

Amicus Curiae Brief of Law Professor Stephen Yelderman in Support of Petitioner, WesternGeco LLC v. ION Geophysical Corp. (No. 16-1011) (March 1, 2018)

- Cited by Petitioner, Respondent, and Solicitor General

Negotiating IP's Boundaries in an Evolving World, 92 Notre Dame Law Review 1421 (2017) (symposium introduction)

SELECTED TALKS AND PRESENTATIONS

IP Scholars Conference, "The Supreme Court's Fragile Copyright Law" (Cardozo, August 2021)

Notre Dame Remedies Roundtable, "Causing Profits" (June 2019)

Federalist Society Junior Scholars Colloquium, “Damages for Privileged Harm” (June 2019)

Haug Family Innovation Lecture, “Irrational Ignorance: A View from the District Court” (April 2019) (respondent)

Notre Dame Law School, Faculty Workshop, “Damages for Privileged Harm” (February 2019)

Iowa Law Review Symposium on Administering Patent Law, “Prior Art in Inter Partes Review” (October 2018)

Supreme Court IP Review, “International Damages after *WesternGeco*” (Chicago Kent, September 2018)

SEALS Annual Conference, “Secret Prior Art” (August 2018)

George Mason Center for the Protection of Intellectual Property Works-in-Progress Conference, “Prior Art in the District Court” (July 2018)

Notre Dame Remedies Roundtable, “Damages for Privileged Harm” (June 2018)

Patent Scholars Conference, “Prior Art in the District Court” (San Diego, March 2018)

IP Scholars Conference, “Prior Art in the District Court” (Cardozo, August 2017)

American Law and Economics Association Annual Meeting, “The Value of Accuracy in the Patent System” (Yale, May 2017)

Patent Scholars Conference, “The Value of Accuracy in the Patent System” (Northwestern, April 2017) (selected for plenary session)

George Washington University Law School, IP Workshop, “The Value of Accuracy in the Patent System” (November 2016)

United States Patent and Trademark Office Patent Quality Conference, “Feedback Loops in Patent Quality” (Santa Clara, September 2016)

Federal Circuit Bar Association Bench & Bar Conference (John Marshall, April 2016)

Patent Scholars Conference, “Do Patent Challenges Increase Competition?” (Boston College, April 2016)

Notre Dame Law School, Faculty Workshop, “Do Patent Challenges Increase Competition?” (April 2016)

George Mason University School of Law, Faculty Workshop, “Do Patent Challenges Increase Competition?” (February 2016)

Indiana University Maurer School of Law, Faculty Workshop, “Do Patent Challenges Increase Competition?” (January 2016) (junior faculty exchange)

Institute for Advanced Study in Toulouse, “Coordination-Focused Patent Policy” (December 2015)

American Law and Economics Association Annual Meeting, “Competition and Innovation: A Framework for the Patent-Antitrust Conflict” (Columbia University, May 2015) (respondent)

Northwestern University School of Law, Faculty Workshop, “Coordination-Focused Patent Policy” (January 2015) (junior faculty exchange)

Notre Dame Law School, Faculty Workshop, “Coordination-Focused Patent Policy” (September 2014)

IP Scholars Conference, “Coordination-Focused Patent Policy” (University of California, Berkeley, August 2014)

George Mason University, Conference on Patent Rights and Remedies (June 2014)

Midwest Law and Economics Association Annual Meeting, “Improving Patent Quality with Applicant Incentives” (University of Illinois, October 2013)

IP Scholars Conference, “Improving Patent Quality with Applicant Incentives” (Cardozo, August 2013)

OTHER SERVICE AT CONFERENCES, LECTURES, AND WORKSHOPS

Commentator, Jonathan Barnett (USC), *Innovators, Firms, and Markets* (January 2021)

Panelist, Day One Project USPTO Workshop (October 2020)

Commentator, Glynn Lunney (Texas A&M), *Copyright’s Excess: Money and Music in the U.S. Recording Industry* (October 2018)

Commentator, Junior Scholars in IP (Michigan State, May 2018)

Commentator, Woodrow Hartzog (Northeastern), *Privacy’s Blueprint: The Battle to Control the Design of New Technologies* (April 2018)

Commentator, Pamela Samuelson (University of California, Berkeley), “Functional Compilations” (March 2017)

Commentator, Guy Rub (Ohio State), “Copyright Survives: The Copyright-Contracts Conflict Revisited” (January 2017)

Commentator, Erik Hovenkamp (Northwestern) & Jorge Lemus (University of Illinois), “Reverse Settlement and Holdup at the Patent Office” (October 2016)

Commentator, Lee Petherbridge (Loyola Los Angeles) & R. Polk Wagner (U. Penn.),
“*Teva and the Process of Claim Construction*” (April 2016)

Commentator, Laura Pedraza-Fariña (Northwestern), “Scaffolding Innovation” (March
2016)

Commentator, Abraham Drassinower (University of Toronto Faculty of Law), *What’s
Wrong with Copying?* (November 2015)

Commentator, Greg Dolin (Baltimore), “Dubious Patent Reform” (November 2014)

Commentator, Jessica Silbey (Suffolk), *The Eureka Myth: Creators, Innovators, and
Everyday Intellectual Property* (November 2014)

Commentator, Keith N. Hylton (Boston University), “Competition and Innovation: A
Framework for the Patent-Antitrust Conflict” (November 2014)

Guest Lecturer, Notre Dame Law & Economics Workshop, “Coordination-Focused
Patent Policy” (September 2014)

Commentator, Michael D. Frakes (Cornell) & Melissa F. Wasserman (Illinois), “Does
the U.S. Patent & Trademark Office Grant Too Many Bad Patents?: Evidence
from a Quasi-Experiment” (February 2014)

Commentator, Niva Elkin-Koren (Haifa Law School) & Eli Salzberger (Haifa Law
School), *The Law and Economics of Intellectual Property in the Digital Age: The
Limits of Analysis* (London, December 2013)

Commentator, Daniel J. Solove (George Washington) & Woodrow Hartzog (Samford),
“The FTC and the New Common Law of Privacy” (December 2013)

OTHER PROFESSIONAL SERVICE

University of Notre Dame, University Committee on Intellectual Property
(2017-2019)

Notre Dame Law School Curriculum Committee (2020-2021)
Notre Dame Law School Clerkships Committee (2013-2014, 2015-2016, 2020-2021,
2021-2022)

Notre Dame Law School Appointments Committee (2018-2019)
Notre Dame Law School Admissions Committee (2017-2018)
Notre Dame Law School Public Interest Fellowship Committee (2016-2017)
Notre Dame Law School Colloquium Committee (2015-2016)
Notre Dame Law School Graduate Programs Committee (2014-2015)

Referee, *Journal of College and University Law*
Peer Reviewer, *Yale Law Journal*
Peer Reviewer, *Columbia Law Review*

Judge, Kirby & Weber Awards

Faculty Advisor, Journal on Emerging Technologies

BAR ADMISSIONS

Illinois
U.S. Court of Appeals for the Tenth Circuit
Supreme Court of the United States
United States Patent and Trademark Office