

JACOB NOTI-VICTOR

Benjamin N. Cardozo School of Law
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CURRENT APPOINTMENT

Benjamin N. Cardozo School of Law

Professor of Law, 2025-Present

Associate Professor of Law, 2022-2025

Teaching: Copyright; Trademarks; Property; Intellectual Property and Information Law
Colloquium

EDUCATION

Yale Law School, J.D., June 2014

Yale Law Journal, Essays Editor

Coker Fellow in Constitutional Law

OutLaws, Faculty Outreach Coordinator

Harvard College, A.B. *magna cum laude* in Social Studies, June 2009

CLERKSHIP

Hon. Pierre Leval, U.S. Court of Appeals, Second Circuit, 2015–2016

PUBLICATIONS

Articles

Anticompetitive Acquiescence, forthcoming FLORIDA LAW REVIEW (2026) (with Mark Lemley)

Regulating Hidden AI Authorship, 111 VIRGINIA LAW REVIEW 139 (2025)

- Winner, Best Paper Prize, 4th Machine Lawyering Conference

Antitrust Regulation of Copyright Markets, 101 WASHINGTON UNIVERSITY LAW REVIEW 851 (2024) (with Xiyin Tang)

- Winner, 2025 Antitrust Writing Award: Intellectual Property Category

Copyright's Law of Dissemination, 44 CARDOZO LAW REVIEW 1769 (2023)

Utility-Expanding Fair Use, 105 MINNESOTA LAW REVIEW 1887 (2021) (published under Jacob Victor)

Reconceptualizing Compulsory Copyright Licenses, 72 STANFORD LAW REVIEW 915 (2020) (published under Jacob Victor)

Consent-Based Humanitarian Intervention: Giving Sovereign Responsibility Back to the Sovereign, 46 CORNELL INTERNATIONAL LAW JOURNAL 499 (2013) (with Oona Hathaway, Julia Brower, Ryan Liss & Tina Thomas) (published under Jacob Victor)

Shorter Works

Innovation Policy and the Press, in THE FUTURE OF PRESS FREEDOM (RonNell Andersen Jones & Sonja West eds., Cambridge University Press, 2025) (with Christina Koningisor)

Statutory Licenses, in ELGAR ENCYCLOPEDIA OF INTELLECTUAL PROPERTY LAW (Paul Torremans, Irini Stamatoudi, Peter K. Yu & Bernd Justin Jütte eds., Edward Elgar Publishing, 2025)

Regulating Sexual Orientation Change Efforts: The California Approach, Its Limitations, and Potential Alternatives, 123 YALE LAW JOURNAL 1532 (2014) (student note) (published under Jacob Victor)

Garcia v. Google and a ‘Related Rights’ Alternative to Copyright in Acting Performances, 124 YALE LAW JOURNAL FORUM 80 (2014) (published under Jacob Victor)

The EU General Data Protection Regulation: Toward a Property Regime for Protecting Data Privacy, 123 YALE LAW JOURNAL 513 (2013) (student comment) (published under Jacob Victor)

Popular Writing

Ending ‘Gay Conversion’ for Good, NEW YORK TIMES, Feb. 13, 2014, at A27

Works in Progress

Substantial Similarity in the Age of Generative AI

Press Policy Pluralism (with Christina Koningisor)

Recentering the Consumer in American Copyright Law

Structural Separations in Copyright Markets

ADDITIONAL EXPERIENCE

Yale Law School Information Society Project

Affiliated Fellow, 2020–Present

New York University School of Law

Visiting Adjunct Professor, 2025-2026

Acting Assistant Professor, Lawyering Program, 2018–2020

Fellow, Engelberg Center on Innovation Law and Policy, 2018–2020

Teaching: Copyright

Fordham Law School

Visiting Adjunct Professor, Spring 2023

Teaching: Copyright

Rutgers Law School (Newark Campus)

Assistant Professor, 2021-2022

Teaching: Property

Albany Law School

Assistant Professor, 2020–2021

Teaching: Property

Kirkland & Ellis LLP, Associate, Intellectual Property Litigation, 2016–2018

Boies, Schiller & Flexner LLP, Associate, General Litigation, 2014–2015

CONFERENCES AND PRESENTATIONS (SELECTED)

Conferences Organized

Inaugural Cardozo Metropolitan Area Junior Scholars Workshop (September 2024)

Junior Intellectual Property Scholars Association Summer Workshop (August 2024)

Cardozo Roundtable on Copyright and Industry Regulation (April 2023)

Paper and Project Presentations

Anticompetitive Acquiescence (with Mark Lemley)

- IP Scholars Conference, DePaul Law School (expected August 2025)
- IP Workshop, Temple University Law School (February 2025)

Regulating Hidden AI Authorship

- IP Workshop, Boston University Law School (October 2024)
- Junior Faculty Forum for Law and STEM, University of Pennsylvania Law School (October 2024)
- IP Scholars Conference, Berkeley Law School (August 2024) (opening plenary speaker)
- Machine Lawyering Conference, Chinese University of Hong Kong (May 2024) (keynote speaker and best paper prize winner)
- Copyright Scholarship Roundtable, University of Pennsylvania Law School (May 2024)
- Legal Scholars Roundtable on Artificial Intelligence, Emory Law School (April 2024)
- Works in Progress in IP Colloquium, Santa Clara Law School (February 2024)

Antitrust Regulation of Copyright Markets (with Xiyin Tang)

- IP Scholars Conference, Cardozo Law School (August 2023)
- Cardozo Summer Faculty Workshop (June 2023)

- Copyright Scholars Scholarship Roundtable, University of Pennsylvania Law School (May 2023)
- Cardozo Roundtable on Copyright and Industry Regulation (April 2023)
- Junior IP Scholars Association Workshop, UCLA Law School (January 2023)

Copyright and the Ethical Consumer

- Works in Progress in IP Colloquium, Suffolk Law School (February 2023)
- Art Law Works In Progress Colloquium (June 2022)

Copyright's Law of Dissemination

- Society for Economic Research on Copyright Issues Conference (September 2022)
- George Washington University Law School IP Series (October 2021)
- IP Scholars Conference (August 2021)
- New Frontiers in Copyright Law, SEALS Conference (July 2021)
- Yale Law School ISP Law and Tech Series (March 2021)
- Works in Progress in IP Colloquium (February 2021)

Utility-Expanding Fair Use

- IP Scholars Conference (July 2020)
- Zoom IP Occasional Workshop (April 2020)
- Works in Progress in IP Colloquium, Santa Clara Law School (February 2020)
- LMU IP Conference, Ludwig Maximilian University of Munich (July 2019)

Reconceptualizing Compulsory Copyright Licenses

- IP Scholars Conference, DePaul University College of Law (August 2019)
- Information Society Project Summer Workshop, Yale Law School (July 2019)
- Works in Progress in IP Colloquium, University of Houston Law Center (February 2019)
- Lawyering Scholarship Colloquium, NYU School of Law (October 2018)

Other Presentations and Panels

Use and Disclosure of AI in IP, Northeastern Law School (April 2025)

Panelist, Emerging Copyright Issues in Art Law, Maryland Law Review Symposium, University of Maryland Law School (February 2025)

Panelist, Regulating AI: Healthcare, Employment, Intellectual Property, and Ethical Implications in the Law, Seton Hall Law School (October 2024)

Panelist, New Frontiers for Protecting the Press Function, Knight First Amendment Institute at Columbia University (May 2024)

Moderator, Implications of *Warhol Foundation v. Goldsmith*, Cardozo Law School (February 2024)

Panelist, Rise of the Machines: The Intersection of Generative Artificial Intelligence and Intellectual Property Law, Federal Bar Council (February 2024)

Moderator, Comedy Writers' Battle for Royalties, Fordham Law School (January 2023)

Panelist, Automation in the Law: YouTube’s DMCA System, William and Mary Law School (April 2022)

Panelist, Intellectual Property Law 101, Rutgers Law School (February 2022)

Discussant, Tri-State Region IP Workshop, NYU School of Law (January 2022)

Discussant, Tri-State Region IP Workshop, NYU School of Law (January 2021)

MEDIA (SELECTED)

Kate Knibbs, *Meta Wins Blockbuster AI Copyright Case—but There’s a Catch*, WIRED (June 25, 2025) (quoted)

Bill Donahue, *The Taylor Swift Deepfakes Were Awful. How Do We Stop the Next One?*, BILLBOARD (Jan. 31, 2024) (quoted)

Chris Dalla Riva, *Copyright Law is Living in the Past*, SLOW BORING: A BLOG BY MATTHEW YGLESIAS (Dec. 15, 2023) (scholarship discussed)

Matt O’Brien & Wyatte Grantham-Phillips, *Clone or Competitor? Users and Lawyers Compare Twitter and Threads*, ASSOCIATED PRESS (July 7, 2023) (quoted)

Kyle Jahner, *Narrow ‘Bad Spaniels’ Ruling Leaves Wiggle Room for Lower Courts*, BLOOMBERG LAW (June 16, 2023) (quoted)

Isaiah Poritz, *Ed Sheeran Win Assuages Music Creators Fearing Litigation Frenzy*, BLOOMBERG LAW (May 5, 2023) (quoted)

Tiffany Hu, *Ed Sheeran Trial Shows Mashups Are Hardly A ‘Smoking Gun’*, LAW360 (May 4, 2023) (quoted)

Kyle Jahner, *Justices Search for Middle Way in Warhol-Prince Fair Use Fight*, BLOOMBERG LAW (October 17, 2022) (quoted)

Brian Frye, *Jacob Victor on Utility-Expanding Fair Use*, IPSE DIXIT (June 23, 2020) (podcast interview)

Camilla Hrdy, *Jacob Victor: Should Royalty Rates in Compulsory Licensing of Music Be Set Below the Market Price?* WRITTEN DESCRIPTION (July 8, 2019) (review of article)

SERVICE

Academic Community

Co-Chair, Junior Intellectual Property Scholars’ Association (2023-Present)

Cardozo Law School

Co-Organizer, Junior Faculty Workshop (2023-2024)

Educational Policy & ABA Reaccreditation Committee (2025-2026)

Appointments Committee (2024-2025)

Adjuncts Committee (2022-2023, 2023-2024)

Rutgers Law School

Advisor, *Rutgers Computer and Technology Law Journal* (2021-2022)

BAR ADMISSIONS

New York (2015)

Southern District of New York (2017)

Eastern District of New York (2017)

Ninth Circuit (2017)