

EXHIBIT A

ROBERT SPOO

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Education

J.D. Yale Law School. 2000.
Executive Editor, *The Yale Law Journal*, Volume 109.
Michael Egger Prize for best student Note on current social problems in *The Yale Law Journal*, Volume 108.
James T. Babb Scholarship; Brandes Scholarship.
Ph.D., English. Princeton University. 1986.
Whiting Fellowship in the Humanities.
M.A., English. Princeton University. 1984.
Princeton University Graduate Fellowship.
B.A.; *magna cum laude*. Lawrence University. 1979.
Phi Beta Kappa.

Academic Employment

2008-present Associate Professor of Law (tenured). University of Tulsa.
2004-2006 Adjunct Professor of English and Law. University of Tulsa.
1994-2000 Associate Professor of English (tenured). University of Tulsa.
1988-94 Assistant Professor of English. University of Tulsa.
1984-88 Lecturer in English; Teaching Assistant. Princeton University.
1987-88 Assistant for Graduate English Studies. Princeton University.
1979-81 Admissions Counselor. Lawrence University.

Research and Teaching Interests

Copyrights and Intellectual Property. Media and Entertainment Law. Internet Law. Obscenity Law and Civil Forfeiture. Law and Literature. Property. Contracts. Modern British, Irish, and American authors. Literary and historical theory. Textual editing. 20th-century war literature.

Legal Employment and Experience

2008-present Of Counsel. Doerner, Saunders, Daniel & Anderson, LLP. Tulsa, OK.
2006-2008. Attorney. Howard Rice Nemerovski Canady Falk & Rabkin, P.C. San Francisco, CA.
2003-2006. Attorney. Doerner, Saunders, Daniel & Anderson, LLP. Tulsa, OK.
2001-02 Law Clerk. The Honorable Sonia Sotomayor, U.S. Court of Appeals for the Second Circuit.
2000-01 Attorney. Debevoise & Plimpton. New York, NY.
1999 Summer Associate. Dewey Ballantine LLP. New York, NY.
1998 & 1999 Summer Associate. Doerner, Saunders, Daniel & Anderson LLP. Tulsa, OK.

Areas of Legal Practice

Copyright and intellectual property advice and litigation. Clients in the U.S. and abroad have included universities, academic journals, scholars and authors, libraries, governmental entities, filmmakers, publishers and entertainment media, and software technology companies.

Bar Memberships

State Bars of California, New York, and Oklahoma
United States Courts of Appeals for the Ninth and Tenth Circuits
United States District Court for the Northern and Central Districts of California

United States District Courts for the Southern and Eastern Districts of New York
United States District Courts for the Northern and Western Districts of Oklahoma

Other Professional Positions

2007-present Committee Member, Modernist Studies Association Task Force on Fair Use.
2004-present General Legal Counsel for the International James Joyce Foundation
2004-present Copyrights Editor, *Twentieth Century Literature*
2004-present Copyrights Editor, *Working Papers in Irish Studies*
2000-present Copyrights Editor, *James Joyce Quarterly*
2000-present Copyrights Editor, *Journal of Modern Literature*.
1999-present External Advisor, Modernist Journals Project (Brown Univ. and Univ. of Tulsa).
1989-2000 Editor-in-Chief, *James Joyce Quarterly*. University of Tulsa.
1996-2000 Trustee, International James Joyce Foundation.
1996-2000 Modern Language Association Executive Committee, 20thc English Literature.
1994-97 Founding Advisor, The H.D. (Hilda Doolittle) Society
1993-95 President, American Conference for Irish Studies, Southern Region.

Recent Community Service

2007 Volunteer Instructor, Legal Employment Action Program (LEAP) (a program that trains and places low-income individuals in the legal field). San Francisco, CA
2004-2005 Board Member, Tulsa Opera, Tulsa, OK
2004-06, 2008-present Advisory Board, *Nimrod: International Journal of Prose and Poetry*

Additional Academic Honors, Fellowships, Prizes

- Lucia R. Briggs Distinguished Achievement Award (for "outstanding contributions and achievements in a career field"), Lawrence University, Appleton, WI. June 2008.
- University of Tulsa College of Law Summer Research Grant. 2008
- Elected Editor-in-Chief, *Tulsa Law Journal*, Volume 34, University of Tulsa College of Law (resigned upon transferring to the Yale Law School). 1998.
- Kenneth L. Brune Award for highest grade in Property, University of Tulsa College of Law. 1997-98.
- Corpus Juris Secundum Award for Scholastic Excellence in Property, University of Tulsa College of Law, 1997-98.
- CALI Excellence for the Future Awards in: Civil Procedure II; Property; Legal Authorities; Legal Reasoning and Writing; Introduction to Advocacy, University of Tulsa College of Law. 1997-98.
- Donald C. Gallup Fellowship in American Literature, Beinecke Library, Yale Univ. 1995.
- University of Tulsa Summer Fellowship. 1993.
- National Endowment for the Humanities Summer Fellowship. 1989.

Publications

Legal Scholarship (in both law and humanities publications)

Books, Monographs

Modernism's Copyright Laws: James Joyce, Ezra Pound, and Attitudes Toward Literary Property (working title for book in progress).

Copyright and Joyce. Litigating the Word: James Joyce in the Courts (Dublin, Ireland: James Joyce Centre, 2008). [26 pages + illustrations.]

Three Myths for Aging Copyrights: Tithonus, Dorian Gray, Ulysses (Dublin, Ireland: National Library of Ireland Joyce Studies Series, No. 6, 2004). [42 pages. Also featured on Prof. Dennis Karjala's website, "Opposing Copyright Extension,"

[http://homepages.law.asu.edu/~dkarjala/OpposingCopyrightExtension/.](http://homepages.law.asu.edu/~dkarjala/OpposingCopyrightExtension/)]

Law Journal Publications

"Toward a First Amendment-Based Copyright Misuse." Article with David S. Olson; in progress.

"Ezra Pound's Copyright Statute: Perpetual Rights and the Problem of Heirs." Forthcoming in *The UCLA Law Review*, Vol. 56 (August 2009).

"'No Word Is an Island': Textualism and Aesthetics in Akhil Reed Amar's *The Bill of Rights*." (Essay.) *University of Richmond Law Review*, Vol. 33, No. 2 (1999): 537-78. [Special issue on Akhil Amar's *The Bill of Rights*.]

"Copyright Protectionism and Its Discontents: The Case of James Joyce's *Ulysses* in America." (Note.) *The Yale Law Journal*, Vol. 108, No. 3 (1998): 633-67. [Winner of YLJ's Egger Prize (see above). Cited in *Nimmer on Copyright* § 7.23[E][1], at 7-225 n. 27.1 (2004).]

"Fair Use of Unpublished Works: Scholarly Research and Copyright Case Law Since 1992." (Comment.) *Tulsa Law Journal*, Vol. 34, No. 1 (1998): 183-200.

Other Articles and Essays

"Pound and the Law." *Ezra Pound in Context*, ed. Ira B. Nadel. Volume under consideration at Cambridge Univ. Press.

"For God's sake, publish; only be sure of your rights": Virginia Woolf, Copyright, and Scholarship." Forthcoming in *Editing Woolf/Woolf Editing: Selected Papers from the 18th Annual Conference on Virginia Woolf*, ed. Wayne Chapman (Clemson: Clemson Univ. Press).

"Ezra Pound's Copyright Statute: Perpetual Rights and Unfair Competition with the Dead." Accepted for *Modernism and Copyright*, ed. Paul Saint-Amour, to be submitted to Oxford University Press.

"Intellectual Property and Vietnam's Higher Education System" (with Dao Anh Tuan). Forthcoming in *Reforming Higher Education in Vietnam: Challenges and Priorities*, ed. Grant Harmon et al. (Dordrecht, The Netherlands: Springer, 2009.)

"Archival Foreclosure: A Scholar's Lawsuit Against the Estate of James Joyce." *The American Archivist*, Vol. 71 (Fall/Winter 2008): 544-51.

"Litigating the Right To Be a Scholar." *Joyce Studies Annual 2008*, ed. Philip Sicker & Moshe Gold (Bronx: Fordham Univ. Press, 2008): 12-21

"James Joyce: Copyright, Fair Use, and Permission—Frequently Asked Questions" (with Paul Saint-Amour, Carol Loeb Shloss, and Michael Groden). *James Joyce Quarterly*, Vol. 44 (Summer 2007): 753-84. Also found at <http://english.osu.edu/organizations/ijjf/FAQs.htm>.]

"Copyrights and 'Design-Around' Scholarship." *James Joyce Quarterly*, Vol. 44 (Spring 2007): 563-85. [Review essay on *Ulysses: The New Reader's Edition*, ed. Danis Rose (Houyhnhnm Press, 2003; Bruce Arnold, *The Scandal of "Ulysses"* (Liffey Press, 2004), and *Joyce Studies Annual 2003*, ed. Thomas F. Staley.]

"Why Public Performances of James Joyce's Works Are Not a Thing of the Past." *James Joyce Quarterly*, Vol. 41 (Summer 2004): 619-25; *International James Joyce Foundation Newsletter* (Summer 2006): 4-6; *James Joyce Literary Supplement*, Vol. 20 (Spring 2006): 2-3. Also found at <http://english.osu.edu/organizations/ijjf/publicperformances.htm>.]

"Copyright, Fair Use, Fair Dealing, and Scholarship." *Bloomsday 100* (Hyper Media, 2005 [Proceedings of the centennial Bloomsday week in Dublin, Ireland, June 2004.]

"The Weight of Intangible Property and its Laws." *James Joyce Literary Supplement*, Vol. 19 (Spring 2005). [Review essay on Paul K. Saint-Amour, *The Copywrights: Intellectual Property and the Literary Imagination* (Ithaca: Cornell UP, 2003.)

"Ulysses, Bloomsday, and Copyright." *Yes I Said I Will. Yes* (New York: Vintage Books, 2004).

"A Rose Is a Rose Is a Roth: New/Old Theories of Legal Liability in the Joyce World." *James Joyce Literary Supplement*, Vol. 16 (Spring 2002): 3-5.

"Current Copyright Law and Fair Use." *Journal of Scholarly Publishing*, Vol. 33 (2002): 125-41. [Based on keynote address, Council of Editors of Learned Journals, MLA Convention 2000.]

"Fair Use of Unpublished Works: Scholarly Research and Copyright Case Law Since 1992," in Abigail Byman & Randolph Geller, eds., *Intellectual Property in Higher Education: A Legal Compendium* (2d ed. Washington, D.C.: National Association of College and University Attorneys, 2001). [Reprinted from the *Tulsa Law Journal*, below.]

"Injuries, Remedies, Moral Rights, and the Public Domain." *James Joyce Quarterly*, Vol. 37 (2000): 333-51. [Introduction to special issue on "Joyce and the Law."]

"Copyright Law and Archival Research." *Journal of Modern Literature*, Vol. 24, No. 2 (Winter 2000/2001): 205-12.

"Deluxe Editions and the Copyright Monopoly." *James Joyce Literary Supplement*, Vol. 14 (Spring 2000): 7-8. [Review essay on James Joyce, *Ulysses* (London: Folio Society, 1998).]

"Copyright and the Ends of Ownership: The Case for a Public-Domain *Ulysses* in America." *Joyce Studies Annual 1999*: 5-62.

"Copyright and the Public Domain." *James Joyce Quarterly*, Vol. 34 (1997): 250-54. [Discussion of European Union copyright law.]

"Statement Regarding Scholarly Use of Twentieth-Century Literary Materials." *James Joyce Quarterly*, Vol. 33 (1995): 13-16. [Co-signed with Karen Lawrence, Morris Beja, Thomas F. Staley, Zack Bowen, and Fritz Senn.]

Governmental Reports

"Protection and Exploitation of Intellectual Property Rights Within Vietnamese Higher Education Institutions." [Report prepared for the Vietnam Ministry of Education and Training, Preparation for Second Higher Education Project (2006) (formerly found at <http://www.tahep2.edu.vn/english/>).]

"Legislation and Practices Affecting the Ownership and Exploitation of Intellectual Property in the Higher Education Systems of the Republic of Korea and the United States." [Report prepared for the Vietnam Ministry of Education and Training, Preparation for Second Higher Education Project (2006) (formerly found at <http://www.tahep2.edu.vn/english/>).]

"Summary of Interviews (Seminars) Conducted to Obtain Feedback for Intellectual Property Reports." [Report prepared for the Vietnam Ministry of Education and Training, Preparation for Second Higher Education Project (2006) (formerly found at <http://www.tahep2.edu.vn/english/>).]

"Best Practices for Teaching, Protecting, and Exploiting Intellectual Property in Vietnamese Scientific Disciplines." [Report prepared for the Vietnam Ministry of Education and Training, Preparation for Second Higher Education Project (2006) (formerly found at <http://www.tahep2.edu.vn/english/>).]

Professional Legal Publications

"Fair Use of Copyrighted Works in the Digital Age." *California Business Law Practitioner*, Vol. 23 (Spring 2008): 37-47.

"Recent Developments Concerning Anti-SLAPP Motions." Coauthored with Sean M. SeLegue and Rebecca M. Kahan. *California Lawyer* (Dec 2007): 39-42.

"Recent Decision in Copyright Case Could Have Broad Implications." Coauthored with Carole F. Barrett. Howard Rice Client Alert (Oct 2007). [Discussion of *Golan v. Gonzales* (10th Cir. 2007).]

"Who Owns Copyright for Work Created in the Employment Setting?" *Oklahoma Employment Law Letter*, Vol. 11, No. 5 (May 2003): 5-6

"Grandma, What Big Damages You Have! Downloading and File-Swapping in the Employment Setting." *Oklahoma Employment Law Letter*, Vol. 12, No. 9 (Sept 2004).

Literary Scholarship and Criticism

Books, Monographs, Scholarly Editions

James Joyce and the Language of History: Dedalus's Nightmare (New York & Oxford: Oxford Univ. Press, 1994). [xii + 195 pages. Reviewed in: *TLS* (Dec 20 '96) and scholarly journals.]

Ezra and Dorothy Pound: Letters in Captivity, 1945-1946 (with Omar Pound) (New York & Oxford: Oxford Univ. Press, 1999). [xvi + 398 pages. Reviewed in: *Wall Street J* (Feb 5 '99); *NYT Bk Rev* (Mar 14 '99); *Wash Post* (Mar 29 '99); *TLS* (Jul 16 '99); *Denver Rocky Mtn News* (Feb 7 '99); *St. Petersburg Times* (Feb 14 '99); *Weekly Standard* (Mar 15 '99); *Detroit News* (Mar 20 '99); *Memphis Commercial Appeal* (Jul 11 '99); and scholarly journals.]

H.D. (Hilda Doolittle), *Kora and Ka* (New York: New Directions, 1996). [With introduction and textual note. xv + 102 pages.]

H.D., *Asphodel* (Durham & London: Duke Univ. Press, 1992). [Edited, with introduction, textual note, and biographical appendix. xxi + 215 pages. Reviewed in: *Chronicle of Higher Ed* (Sept 16 '92); *NYT Bk Rev* (Sept 20 '92); *Denver Post* (Sept 20 '92); *Village Voice* (Mar 16 '93); *London Observer* (Apr 18 '93); *TLS* (June 27 '93); and scholarly journals.]

Ezra Pound and Margaret Cravens: A Tragic Friendship, 1910-1912 (with Omar Pound) (Durham & London: Duke Univ. Press, 1988). [xvii + 181 pages. Reviewed in: *NYT Bk Rev* (Nov 27 '88); *NY Rev of Bks* (Nov 9 '89); *London Rev of Bks* (Jan 11 '90); *Parnassus* 16:2 ('90); *TEXT* 7 ('94); and scholarly journals.]

Other Editions and Collections

Introduction. *Omar Shakespear Pound: A Bibliography*. Compiled by Cameron McWhirter and Randall Ericson (Clinton, NY: Hamilton College Library, 2008).

James Joyce and the Subject of History (with Mark Wollaeger & Victor Luftig) (Ann Arbor: Univ. of Michigan Press, 1996). [Essays by various scholars, with introduction; two contributions by me (see below). x + 248 pages.]

Introduction and Selection. *The Dying Sorcerer: Poems by Omar Pound* (Nova Scotia: Tarlane

Press, 1985). [Drawings by H. Gaudier-Brzeska and Dorothy Pound. xiv + 79 pages.]

Journal Articles and Essays in Collections

"Patronage of the Arts." *The Ezra Pound Encyclopedia* (Greenwood Publishing, 2005).

"Margaret Cravens." *The Ezra Pound Encyclopedia* (Greenwood Publishing, 2005).

"Uncanny Returns in 'The Dead.'" *Dubliners: New Casebooks Series*, ed. Andrew Thacker (London: Macmillan-Palgrave, 2005). [Reprinted in revised form from *Joyce: The Return of the Repressed*, below.]

"In Memoriam John Dixon." *James Joyce Quarterly*, Vol. 39 (2002): 214-15.

"Genders of History in 'Nestor.'" *"Ulysses": Engendered Perspectives*, eds. Kimberly Devlin & Marilyn Reizbaum (Columbia, SC: Univ. of South Carolina Press, 1999).

"Joyce Scholars, Editors, and Imaginary Readers." (Review Essay on *Ulysses: A Reader's Edition*, ed. Danis Rose [Picador, 1997] and Christine Froula, *Modernism's Body: Sex, Culture, and Joyce* [Columbia Univ. Press, 1996].) *College English*, Vol. 60 (1998): 330-35.

"*Ulysses* and the Ten Years War: A Survey of Missed Opportunities." *TEXT: An Interdisciplinary Annual of Textual Studies*, Vol. 10 (1997): 107-118.

"'Manifestly Wrong': A Schoolmaster's Edition of *Ulysses*." (Review Essay on Danis Rose's edition of *Ulysses*.) *James Joyce Literary Supplement*, Vol. 11 (Fall 1997): 3-4.

"H.D. Prosed: The Future of an Imagist Poet." *The Future of Modernism*, ed. Hugh Witemeyer (Ann Arbor: Univ. of Michigan Press, 1997): 201-221.

"'Nestor' and the Nightmare: The Presence of the Great War in *Ulysses*." *Joyce and the Subject of History*, eds. Mark Wollaeger, Victor Luftig, & Robert Spoo (Ann Arbor: Univ. of Michigan Press, 1996): 105-24.

"A Bibliography of Criticism on Joyce and History." *Joyce and the Subject of History* (see preceding): 211-39.

"Unpublished Letters of Ezra Pound to James, Nora, and Stanislaus Joyce." *James Joyce Quarterly*, Vol. 32 (1995): 533-81. [25 letters, annotated, with introduction.]

"Editing H.D.'s *Asphodel*: Selected Emendations and Notes." *Sagetrieb*, Vol. 14 (1995): 13-26. [A fuller account, "Editing H.D.'s *Asphodel*: A Table of Emendations," is on file at Yale University's Beinecke Library and University of Tulsa's Special Collections. 60 typescript pages.]

"The Making of Modern American Poetry: Four Aspects." *Princeton University Library Chronicle*, Vol. 55 (1994): 365-86. [Special issue on modern and contemporary American poetry.]

"Uncanny Returns in 'The Dead': Ibsenian Intertexts and the Estranged Infant." *Joyce: The Return of the Repressed*, ed. Susan Stanford Friedman (Ithaca & London: Cornell Univ. Press, 1993): 89-113.

"The Letters of Ezra Pound and Vladimir Dixon." *James Joyce Quarterly*, Vol. 29 (1992): 533-56.

"H.D.'s Dating of *Asphodel*: A Reassessment." *H.D. Newsletter*, Vol. 4, No. 2 (1991): 31-40.

"A Bibliography of Criticism on Joyce and History." *James Joyce Quarterly*, Vol. 28 (1991): 903-933. [Special issue on Joyce and History. Expanded version in *Joyce and the Subject of History* (see above).]

"Tropics of Joycean Discourse: Representations of the Historical Process in *The Critical Writings*." *James Joyce Quarterly*, Vol. 28 (1991): 819-25. [Special issue on Joyce and History.]

"Pound's Cavalcanti and Cravens's Carducci." *Paideuma*, Vol. 20 (1991): 77-88.

"'Authentic Sisters': H.D. and Margaret Cravens." *H.D. Newsletter*, Vol. 3, No. 1 (1990): 35-43.

"Rival Confessors in *Chamber Music*: Meaning and Narrative in Joyce's Lyric Mode." *James Joyce Quarterly*, Vol. 26 (1989): 493-98.

"Teleology, Monocausality, and Marriage in *Ulysses*." *ELH*, Vol. 56 (1989): 439-62.

"Jules Laforgue and the Nightmare of Stephen Dedalus." *James Joyce Quarterly*, Vol. 26 (1989): 445-49.

"'Usurper': A Word on the Last Word in 'Telemachus.'" *James Joyce Quarterly*, Vol. 26 (1989): 450-51.

"Four Women on the Margins: Books and Manuscripts from the McFarlin Library Special Collections Relating to Lucia Joyce, Stevie Smith, Natalie Barney, and Romaine Brooks." [Program notes for a Special Collections exhibition at the Symposium on "Redefining Marginality," University of Tulsa, 1989.]

"Rose Macaulay." *An Encyclopedia of British Women Writers*, eds. Paul & June Schlueter (New York: Garland Press, 1988).

"Joyce's Attitudes Toward History: Rome, 1906-07." *Journal of Modern Literature*, Vol. 14 (1988): 481-97.

"'Una Piccola Nuvoletta': Ferrero's *Young Europe* and Joyce's Mature *Dubliners* Stories." *James Joyce Quarterly*, Vol. 24 (1987): 401-410.

"'Nestor' and the Nightmare: The Presence of the Great War in *Ulysses*." *Twentieth Century Literature*, Vol. 32 (1986): 137-53. [Nominated for *TCL*'s annual prize. Revised version in *Joyce and the Subject of History* (see above).]

Reviews

Michael North, *The Political Aesthetic of Yeats, Eliot, and Pound* (Cambridge Univ. Press, 1991). *Paideuma*, Vol. 24 (1995): 251-54.

James Fairhall, *James Joyce and the Question of History* (Cambridge Univ. Press, 1993). *Journal of English and Germanic Philology*, Vol. 49 (1995): 427-29.

Richard Sieburth, ed., *A Walking Tour in Southern France: Ezra Pound Among the Troubadours* (New Directions, 1992). *Paideuma*, Vol. 23 (1994): 259-62.

Reed Way Dasenbrock, *Imitating the Italians: Wyatt, Spenser, Synge, Pound, Joyce* (The Johns Hopkins Univ. Press, 1991). *English Language Notes*, Vol. 32 (Dec. 1994): 78-81.

Susan Stanford Friedman, *Penelope's Web: Gender, Modernity, H.D.'s Fiction* (Cambridge Univ.