

## Curriculum Vitae

### **Eric B. Easton, J.D., Ph.D.**

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### **Current Employment/Service**

- 2018 Professor of Law Emeritus
- 1993-2018 Professor of Law, University of Baltimore School of Law  
(Communications Law, Media Law Seminar, Cyberspace Law Seminar, Legal Analysis, Research & Writing, Introduction to Lawyering Skills, Introduction to Advocacy, Contracts, Torts, Constitutional Law, Law of the United States)
- Senior Research Associate, UB Center for Internat'l & Comparative Law; Coordinator, China Programs
- 2009-present Editor, *Journal of Media Law & Ethics* (University of Baltimore)
- 2015-present Member, Int'l Legal Education Committee
- 2016-present Member, Md. State Bar Ass'n, Int'l Law Committee
- 2016-present Co-author, *The Law of Advertising*, LexisNexis
- Member: Legal Writing Section, AALS; Ass'n of Legal Writing Directors; Legal Writing Institute; American Bar Association; Maryland State Bar Association; Ass'n for Education in Journalism & Mass Communication; International Communication Ass'n; Wranglers Law Club.

### **Other Recent Service**

- 2012-2017 Director, LL.M. in Law of the United States Program
- 2000-2017 Sponsor, Asian-Pacific Law Students Association
- 2015-2016 Member, Law School Dean's Advisory, Faculty R&D, Sabbatical & Summer Stipend Committees
- 2014-2015 Member, Bar Admissions Task Force, Maryland Professionalism Center
- 1995-2015 Member, Maryland-Anhui Sister State Committee; Maryland-China Business Council

1993-2014 Sponsor/Co-sponsor, Nat'l Telecommunications Moot Court Team

2011-2014 Chair, UB Institutional Review Board

2012-2014 Member, UB Digital Advisory Board

2013 Consultant to Legal Writing Program, University of LaVerne L.S.

2011-2013 Member, UB21 Technology, Online Education Committees

2009-2013 Chair, Md. State Bar Ass'n Sec. on Legal Ed. & Adm'n to the Bar

2008-2013 Member, Editorial Advisory Board, *The Daily Record* (Baltimore)

2011-2012 Chair, Law School Faculty R&D Committee

2011-2012 Member, UB Writing Program Organizing, Director Search Com.

2012 Member, Law Library Director Search Committee

1993-2011 Director/Co-director, Legal Skills Program, University of Baltimore

2010-2011 Pooh-Bah, The Wranglers Law Club, Baltimore, Md.

2010-2011 Chair, Law School Admissions Committee

2008-2010 Member, Law School Curriculum Committee

2009 Consultant to Legal Writing Program, Franklin Pierce Law Center, Concord, N.H.

2008-09 Chair, University Data Policy Advisory Group

2004, 2005, 2006, 2009, 2012, 2014 Member, ABA Accreditation Site Teams

2004-2005, 2007 Chair, Curriculum Committee, UB School of Law

2004-2005 Distinguished Consultant of Legal Writing, St. Thomas University School of Law, Miami, Florida

2003-2005 Chair, Communications Skills Committee, American Bar Association

2003-2005 Secretary & Board Member, Maryland-China Business Council

2003-2005 Member, Advisory Committee to the Circuit Court of Baltimore City Business & Technology Case Management Program

2003-2004 Chair, Mass Communications Law Section, Assn. of Amer. Law Schools

2002-2003 Chair, UB Information Management Advisory Committee

- 1999-2002 Secretary-Treasurer, Assn. of Legal Writing Directors, Board Member, 2006-2008
- 1999-2000 President, University of Baltimore Faculty Senate
- 1996 Visiting Scholar, Institute of Journalism, Chinese Academy of Social Sciences, Beijing, P.R. China

### **Concurrent Teaching**

- 2012-13 UB-Hofstra University Intersession Program, Curaçao (Comparative Cyberlaw)
- 2002 Visiting Scholar, Shandong University Law School, Ji'nan, P.R. China (Copyright Law, Constitutional Law)
- 2000 UB-Aberdeen University Summer Program, Scotland (Comparative Media Law)

### **Previous Employment**

- 1991-1993 Adjunct Professor, University of Baltimore School of Law (Legal Writing)
- 1990-1993 Adjunct Professor, Loyola University Maryland, Dept. of Writing & Media (Reporting, Copy Editing, Media Law)
- 1972-1993 Executive Vice President & Publisher, Business Publishers, Inc., Silver Spring, Maryland

Served as reporter, editor, editorial director, vice president-marketing, and, ultimately, executive vice president and publisher during 21-year career with prominent Washington newsletter publisher. At its peak, the company published approximately 50 titles, covering legislation, regulation, and litigation, with 70 editorial employees accredited to the House and Senate Periodical Press Galleries. The company was sold in April 2005 and again in June 2006, and no longer exists as an independent entity.

- 1968-1972 United States Army

### **Education**

- 2011 Doctor of Philosophy in Journalism & Public Communications, The Philip Merrill College of Journalism, University of Maryland-College Park
- 1989 Juris Doctor, Honors, Francis King Carey School of Law, University of Maryland-Baltimore
- 1970 Certificate (Mandarin Chinese), Defense Language Institute
- 1968 B. S., Medill School of Journalism, Northwestern University

## Academic Publications

“Copyright” chapter in James Astrachan et al., *Intellectual Property for Maryland Business and Litigation Lawyers: What You Need to Know but Didn't Know to Ask*, Maryland State Bar Ass'n (forthcoming 2018).

*New York Times v. Sullivan*: Documentary Supplement, Twelve Tables Press (forthcoming 2018).

“Lawyer for *The Masses*: The Role of Gilbert Roe in *Masses Publ. Co. v. Patten*,” Arizona State Law Journal (forthcoming 2018).

*Defending The Masses: A Progressive Lawyer's Battles for Free Speech*, University of Wisconsin Press (2018).

“Privacy Protection Act, 41 U.S.C. §2000aa et seq.,” annotation in *Privacy Rights in the Digital Age* (Christopher T. Anglim, ed. 2015).

*A Theory of Shield Laws: Journalists, Their Sources, and Popular Constitutionalism*, 24 L. & Pol. Book Rev. 513 (2014) (invited book review).

“Copyright” chapter in James Astrachan et al., *Patent, Copyright, Trade Secret, Right of Publicity, Trademark Handbook for Business and Litigation Lawyers*, Maryland State Bar Ass'n (2013).

*Mobilizing the Press: Defending the First Amendment in the Supreme Court*, Vandephas Publishing Co. (2012).

*Ten Years After: Bartnicki v. Vopper as Laboratory for First Amendment Analysis and Advocacy*, 50 U. Louisville L. Rev. 287 (2011).

*The Free Press Crisis of 1800: Thomas Cooper's Trial for Seditious Libel*, 21 L. & Pol. Book Rev. 486 (2011)(invited book review).

*LRW Program Design: A Manifesto for the Future*, 61 Mercer L. Rev. 39 (2010) (symposium transcript); 16 Leg. Writing 1 (2010).

*A House Divided: Earl Caldwell, the New York Times, and the Quest for a Testimonial Privilege*, 2009 Utah L. Rev. 1293 (2009).

*The Colonel's Finest Campaign: Robert R. McCormick & Near v. Minnesota*, 60 Fed. Comm. L. J. 183 (2008).

*The Press as an Interest Group: Mainstream Media in the United States Supreme Court*, 14 UCLA Ent. L. Rev. 247 (2007).

*Sourcebook on Legal Writing Programs*, 2d Ed., American Bar Association (general editor) (September 2006).

*Of Secrets and Spies: Strengthening the Public's Right to Know About the CIA*, 17 Stan. L. & Policy Rev. 353 (2006) (with Martin Halstuk, Ph.D.) .

*Who Owns the 'First, Rough Draft of History'?* *Reconsidering Copyright in News*, 27 Colum. J.L. & Arts 521 (2004).

*Public Importance: Balancing Proprietary Rights and the Right to Know*, 21 Cardozo Arts & Ent. L.J. 139 (2003).

*The 'Right to Know' in American Jurisprudence*, 1 Const. and Admin. L. J. 140 (2002) (Shandong U. Law School, Ji'nan, P.R. China).

*Law Schools Explore Three-Semester Writing Programs*, 34 Syllabus 8 (Sept. 2002).

*Current Developments in Cyberspace*, 9 U. Balt. Intell. Prop. L.J. 181 (2001).

*An Orchestra of Voices, Making the Argument for Greater Speech and Press Freedom in the People's Republic of China*, Sun Xupei (Elizabeth Michel & Eric Easton, eds.), Praeger (2001).

*Annotating the News: Mitigating the Effects of Media Convergence and Consolidation*, 23 U. Ark. Little Rock L. Rev. 143 (2000). Abridgement presented at Symposium on "Media Law and Ethics Enter the 21<sup>st</sup> Century," UALR, April 2000.

*The First Amendment in Cyberspace* in *Learning Law in Cyberspace*, published on line in August 1999 at <http://www.cyberspacelaw.org>.

*Sovereign Indignity? Values, Borders and the Internet: A Case Study*, 21 Seattle University Law Review 441 (1998). Abridgement presented at Communication and Culture: China and the World Entering the 21<sup>st</sup> Century, Beijing University, August 1996, and republished in *Critical Studies* 12 (*Rodopi* 1998) and in 4 *Journalism & Mass Commun.* 95 (1997), Institute of Journalism, Chinese Academy of Social Science (in Chinese).

*Two Wrongs Mock a Right: Debunking the Cohen Maledicta That Bar First Amendment Protection for Newsgathering*, 58 Ohio State L.J. 1135 (1997).

*Protecting Intellectual Property Rights Through Civil Litigation*, 5 U. Balt. Intell. Prop. L.J. 1 (1997). Abridgement presented at International Law School Deans Conference on Legal Education in the 21<sup>st</sup> Century, China University of Political Science and Law, Beijing, May 1999, and published in conference proceedings (English and Chinese).

*Legal Research & Writing Taught by Supervised Adjuncts*, in *The Politics of Legal Writing: Proceedings of a Conference for Legal Research and Writing Program Directors* (West 1995) (with Sharon Reich).

*Closing the Barn Door After the Genie is Out of the Bag: Recognizing a 'Futility Principle' in First Amendment Jurisprudence*, 45 De Paul Law Review 1 (1995).

*United States v. Harvey: Are Criminal Defense Fees More Vulnerable Than Necessary*, Note, 47 Md. L. Rev. 322 (1988).

## **Recent Journalism**

“Collateral Damage in the War on Leaks,” *The Daily Record* (Baltimore, MD), June 11, 2013.

“Welcome, Dean Weich,” *The Daily Record* (Baltimore, MD), June 12, 2012.

“Good for UB, Good for UB Law,” *The Daily Record* (Baltimore, MD), Oct. 18, 2011.

“Fight Wikileaks Case in Court, Not in Cyberspace,” *The Daily Record* (Baltimore, MD), Dec. 26, 2010.

“Libel Tourism and Maryland,” *The Daily Record* (Baltimore, MD), Aug. 29, 2010.

“First Amendment Scores Two Maryland Victories,” *The Daily Record* (Baltimore, MD), April 27, 2009.

“Whither Newspapers? Wither Newspapers?” *The Daily Record* (Baltimore, MD), April 13, 2009.

“Congress Should Pass the Shield Law,” *The Daily Record* (Baltimore, MD), Sept. 2, 2008.

“Transparency in China,” *The Faculty Voice* (College Park, MD), May 2008

“Hooray for Sinclair Broadcasting!” *The Daily Record* (Baltimore, MD), Nov. 19, 2004.

“Journalists May Face Contempt for Protecting Sources,” *The Daily Record* (Baltimore, MD), Feb. 13, 2004.

“When is the ‘Right to Know’ Right?” *The Daily Record* (Baltimore, MD), May 23, 2003.

“Dissolving the Shadows,” *The Daily Record* (Baltimore, MD), Nov. 23, 2002.

## **Honors**

Faculty Scholarship Award for Traditional Research, 2017-18, University of Baltimore School of Law.

Faculty Member of the Year, 2012-13, Black Law Students Ass’n, University of Baltimore School of Law.

AALS Legal Writing, Reasoning, and Research Section Award, 2008.

Teacher of the Year, 2003-2004, University of Baltimore School of Law.

Teacher of the Year, 1997, Women’s Bar Association, University of Baltimore School of Law.

Order of the Coif, University of Maryland School of Law, 1989.

Elizabeth Maxwell Carroll Chesnut Prize, University of Maryland School of Law, 1989

## Grants

Project Director, “University of Baltimore-Shandong University Rule of Law Partnership,” United States Information Agency/Department of State, 1999-2004.

Project Director, “Protecting Intellectual Property Rights Through Civil Litigation,” United States Information Agency, 1996.

## Selected Presentations (not listed above)

“Defending the Masses,” Philip Merrill College of Journalism, University of Maryland, College Park, April 16, 2018.

“Poisoned at the Source: AP’s Fake News of the West Virginia Coal Wars,” in *The Historical Context of Fake News: A Panel Discussion*, Joint Journalism and Communication History Conference, New York City, March 10, 2018.

“The Role of Gilbert Roe, The Masses Attorney,” in “A Decision for the Ages: A Symposium Marking the Centenary of *Masses Publishing Co. v. Patten*,” New York University, Oct. 20, 2017.

“Impartial Observers or Embedded Activists? Examining the Press as a Political Interest Group in Media History & Law,” Panel Presentation, Annual Conference, Ass’n for Education in Journalism & Mass Communication, Chicago, Ill. Aug. 10, 2017 (forthcoming).

“Trump and the Press,” in “The Law According to Trump: How the New President May Seek to Transform the Legal Landscape,” Panel Discussion, University of Baltimore School of Law, Jan. 19, 2017.

“Comparative Law in the Classroom: Internationalizing Your Instruction,” Panel Presentation, Annual Conference, AEJMC, Minneapolis, Aug. 3, 2016.

“Impartial Observers? Embedded Activists? Recent Scholarship Examines the Press as a Political Interest Group in Law and History,” Panel Presentation, Annual Conference, Law & Society Ass’n, New Orleans, June 2, 2016.

“Interdisciplinary Scholarship,” in “The Fate of Scholarship in American Law Schools,” University of Baltimore School of Law, Panel Moderator, March 31-April 1, 2016.

“Lawyer for *The Masses*: The Life and Career of Gilbert ErNSTein Roe, a Pioneer for Freedom of Speech,” in “Red Talks: Research Engagement Day,” University of Baltimore, Langsdale Library, Feb. 4, 2016.

“Lawyer for *The Masses*: The Life and Career of Gilbert ErNSTein Roe, a Pioneer for Freedom of Speech,” Joint Conference of Journalism Historians Association

and History Division, AEJMC, New York, N.Y., March 21, 2015.

“American Trade Secret Law,” Enterprises Legal Risk Study Ass’n of Shandong Province, Ji’nan, P.R.C., Nov. 9, 2014.

“Greater than the Sum of Its Parts: Integrating LRW & Doctrinal Instruction in a First Semester Course,” ALWD 2013 Biennial Conference, Milwaukee, Wis., June 27, 2013.

“Plenary Address: New Legal Writing Teachers Workshop,” Ass’n of American Law Schools, Washington, D.C., June 19, 2013.

“Mobilizing the Press: Defending the First Amendment in the Supreme Court,” University of Baltimore, March 27, 2013.

“Topolino Giornalista: A Crusading Journalist in Mussolini’s Italy,” Joint Journalism and Communication History Conference, AJHA and AEJMC History Division Joint Spring Meeting, John Jay College, New York City, March 10, 2012. (refereed)

“Wikileaks and Other Free Speech Questions,” Panel Discussion, Maryland Public Television and Philip Merrill College of Journalism, University of Maryland-College Park, April 25, 2011.

“Globalization of the Legal Profession,” Xiamen University; Shandong University, Ji’nan; Shandong Economic University, Ji’nan; Ocean University, Qingdao, China, March 2011.

“Legal Research for Journalism Professors,” Law & Policy Division, Association for Education in Journalism & Mass Communication, Denver, Colo., August 2010.

“*New York Times v. Sullivan*” (lecture), Renmin (People’s) University Journalism School, and Beijing Foreign Studies Institute, Journalism Department, Beijing, PRC, March 2010. Sponsored by U.S. Embassy, Beijing.

“Legal Writing Pedagogy in the United States” (lecture), Korea University Law School, Seoul, South Korea, March 2010.

“Legal Education in the United States” (lecture), Ocean University Law School, Qingdao, and Shandong University Law School, Ji’nan, PRC, March 2010.

“How Can [Legal Writing] Directors Protect Academic Freedom” (panelist), Ass’n of Legal Writing Directors, Kansas City, Mo., July 2009.

“Secrecy in the Name of Security” (panelist), Assn. of American Law Schools, Washington, D.C., January 2007.

“The Press as Interest Group: Mainstream Media in the United States Supreme Court,” Assn. for Educ. in Journalism & Mass Commun., San Francisco, August 2006.

“Legal Challenges in Digital China” (Commenter), Digital Silk Road: A Look at the First Decade of China’s Internet Development and Beyond, Third Annual Chinese Internet Research Conference, Michigan State University, May 2005.



“Tenure & 405(c) Issues: Writing Effective Review Letters for Legal Writing Faculty,”  
Legal Writing Institute, July 2004.

“Commercial Speech Doctrine After *Nike v. Kasky*” (Moderator), AALS Annual  
Conference, January 2004.

“Media Law in the People’s Republic of China” (Moderator), AALS Annual Conference,  
January 2004.

“China and the Internet: Technology, Economy, and Society in Transition”  
(Commenter), First Annual Chinese Internet Research Conference, University of  
Southern California, May 2003.