

MICHAEL D. MURRAY
UNIVERSITY OF KENTUCKY
J. DAVID ROSENBERG COLLEGE OF LAW
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TEACHING EXPERIENCE

University of Kentucky College of Law

June 2018-present: **Assistant Professor of Legal Writing**

August 2016-June 2017: **Visiting Professor of Law**

Courses: Legal Writing I and II, Advanced Legal Research and Writing, Professional Responsibility, Visual Art and the Law (Honors College). Appointments: Curriculum Committee, Academic Status Committee, Ad hoc Committee on Institutional Compliance; Lewis Honors College Faculty Appointment; advisor to the BLSA Moot Court Team

University of Massachusetts School of Law

August 2017-June 2018: **Full Time Lecturer**

Courses: Legal Skills I and II. Appointments: Academic Standards Committee, Institutional Planning and Assessment Committee, UMass-Suffolk Faculty Speaker Exchange Spr. 2018

University of Michigan Law School

August 2015-June 2016: **Visiting Clinical Assistant Professor in the Legal Practice Program**

August 2015-June 2016: Awarded one of three university-wide **Telluride Faculty Fellowships** at the University of Michigan.

Courses: Legal Practice I and II

Valparaiso University School of Law

August 2009-July 2015: **Associate Professor of Law**

June 2010-July 2010: **Director of the 2010 London-Cambridge Program**

August 2008-June 2009: **Visiting Associate Professor of Law**

Courses: Art Law, Damages and Equity (Remedies), Employment Law, International Art Law, International and Comparative Freedom of Expression, Legal Profession (Professional Responsibility), Legal Writing and Reasoning 1 and 2, Legal Writing for the LL.M. Degree, and Praxis 2. Appointments: Chair of the Law School Curriculum Committee, 2009-2010, 2010-2011, 2011-2012; elected to the Valparaiso University Graduate Educational Policy Committee (GEPC), 2011-2013; faculty advisor for the Dual Degree Program; advisor to the Ferrell Human Rights, Harish-Mumbai, Jessup, and Price-Oxford international law moot court teams; AALS Art Law Section, Executive Board

University of San Diego School of Law

May 2009-June 2009, May 2007-June 2007: **Visiting Professor of Law**

Taught International Art Law in San Diego's summer 2009 and summer 2007 international and comparative law program in Florence, Italy

University of Illinois College of Law

April 2005-July 2008: **Lecturer of Law and Professor of Legal Research and Writing**

August 2002-April 2005: **Visiting Assistant Professor of Law**

Courses: Art Law, Civil Procedure, First Amendment and Censorship, International Art and

Cultural Heritage, International and Comparative Freedom of Expression, International Civil Liberties, Introduction to Advocacy, Legal Research and Writing, Legal Writing and Analysis, and Professional Responsibility. Appointments: Advisor to the Jessup Moot Court Team and the Chicago Bar Association Moot Court Team

Saint Louis University School of Law

August 1998-July 2002: **Director of Moot Court, Instructor of Legal Research and Writing Courses**; Legal Research and Writing I and II and Moot Court I and II. Appointments: Advisor to the National Moot Court Team, Saul Lefkowitz IP Moot Court Team, and Frederick Douglass Moot Court Team

Columbia Law School, Professor Jack Weinstein

August 1988-May 1989: **Teaching Assistant, Research Assistant**
Worked with Professor and United States District Judge Jack Weinstein in Fall 1988 to create teaching materials for a seminar on complex litigation, and assisted in the teaching of the seminar for Columbia Law School and Brooklyn Law School students in Spring 1989

Fudan University, Department of World Economics, Shanghai, China.

January 1986-June 1986: **Visiting Foreign Expert in English**
Taught English to undergraduate students in the Department of World Economics

EDUCATION

Columbia Law School, New York, NY. J.D., May 1990

Harlan Fiske Stone Scholar; Journal of Transnational Law, Notes Editor; Jessup International Law Moot Court Team (U.S. National Champions, 1988; Program Coordinator, 1988-89; Advisor, 1989-90); Columbia International Law Society, Executive Board

Loyola College, Baltimore, MD. B.A., *Summa Cum Laude*, Political Science, May 1987

Winner of the Whelan Medal, Political Science Medal, Theology Honors Essay Contest

Fudan University, Shanghai, China. Graduate Certificate, Chinese History and Language, June 1986

OTHER PROFESSIONAL EXPERIENCE

TBC Foundation (St. Louis) - Chairman Jan. 2003-Jan. 2006

I chaired a 3.5 million dollar charitable trust foundation and was responsible for overseeing the budget, donations, and distributions from the foundation

Bryan Cave LLP, St. Louis, MO. May 1990-Aug. 1990, and Jun. 1991-Jul. 1998. Associate
Commercial, products liability, and intellectual property litigation

U.S. District Judge John F. Nangle, St. Louis, MO. Aug. 1990-Jun. 1991. Law Clerk

Willkie, Farr & Gallagher, New York, NY. May 1989-Apr. 1990. Summer Associate; Intern

Professor Louis Henkin, Columbia Law School. Jun. 1988-Aug. 1988. Research Assistant
Researched and edited portions of the RESTATEMENT (THIRD) OF THE FOREIGN RELATIONS LAW OF

THE UNITED STATES, FOREIGN AFFAIRS AND THE U.S. CONSTITUTION, and CONSTITUTIONALISM
AND RIGHTS: THE INFLUENCE OF THE U.S. CONSTITUTION

PUBLICATIONS

ARTICLES:

- **Mise en Scène and the Decisive Moment of Visual Legal Rhetoric**, 68 U. KAN. L. REV. 241 (2019)
- **The Sharpest Tool in the Toolbox: Visual Legal Rhetoric**, 68 J. LEGAL EDUC. 64 (2018)
- **Getting Visual**, 82 KY. BENCH & BAR 24 (2018) (short essay)
- **The Ethics of Visual Legal Rhetoric**, 13 LEGAL COMM. & RHETORIC: JALWD 107 (2016)
- **Visual Rhetoric: Topics of Invention and Arrangement and Tropes of Style**, 21 LEGAL WRITING 185 (2016)
- **Leaping Language and Cultural Barriers with Visual Legal Rhetoric**, 49 U.S.F.L. REV. 61 (2015) (Law Review Forum)
- **Post-Myriad Genetics Copyright of Synthetic Biology and Living Media**, 10 OKLA. J.L. & TECH. 71 (2014)
- **Reconstructing the Contours of the Copyright Originality and Idea-Expression Doctrines regarding the Right to Deny Access to Works**, 1 TEX. A & M L. REV. 921 (2013-2014 Intellectual Property Symposium)
- **The Promise of Parentheticals: An Empirical Study of the Use of Parentheticals in Federal Appellate Briefs**, 10 LEGAL COMM. & RHETORIC: JALWD 229 (2013)
- **DIOS MIO: The KISS Principle of the Ethical Approach to Copyright and Right of Publicity Law**, 14 MINN. J.L. SCI. & TECH. 89 (2013)
- **For the Love of Parentheticals – The Story of Parenthetical Usage in Synthesis, Rhetoric, Economics, and Narrative Reasoning**, 38 U. DAYTON L. REV. 175 (2012)
- **After the Great Recession: Law and Economics’ Topics of Invention and Arrangement and Tropes of Style**, 58 LOY. L. REV. 897 (Winter 2012)
- **The Great Recession and the Rhetorical Canons of Law and Economics**, 58 LOY. L. REV. 615 (Fall 2012)
- **The Ethics of Intellectual Property: An Ethical Approach to Copyright and Right of Publicity Law**, ETHICS CORE ENCYCLOPEDIA, National Center for Professional & Research Ethics (2012)
- **What is Transformative? An Explanatory Synthesis of the Convergence of**

Transformation and Predominant Purpose in Copyright Fair Use Law, 11 CHIC.-KENT J. INTELL. PROP. 260 (2012)

- **Explanatory Synthesis and Rule Synthesis: A Comparative Civil Law and Common Law Analysis**, 83-84 BAHÇEŞEHİR ÜNİVERSİTESİ HUKUK FAKÜLTESİ-KAZANCI HUKUK DERGİSİ 139 (2011)
- **Rule Synthesis and Explanatory Synthesis: A Socratic Dialogue Between IREAC and TREAT**, 8 LEGAL COMM. & RHETORIC: JALWD 217 (2011)
- **Copyright, Originality, and the End of the Scènes à Faire and Merger Doctrines for Visual Works**, 58 BAYLOR L. REV. 779 (2006)
- **The Positive Pedagogy of Presentations to Partners**, 21 SECOND DRAFT 11 (Dec. 2006) (Short essay)
- **Communicating Explanatory Synthesis**, 14 PERSP. 136 (Spring 2006) (Short essay)
- **Jurisdiction Under the Foreign Sovereign Immunities Act for Nazi War Crimes of Plunder and Expropriation**, 7 N.Y.U. J. LEGIS. & PUB. POL'Y 223 (2004)
- **Stolen Art and Sovereign Immunity: The Case of Altmann v. Austria**, 27 COLUM. J. L. & ARTS 301 (2004)
- **Audience Directed Teaching: Presentation of Writing, Research and Analysis Just in Time**, 18 SECOND DRAFT 14 (Dec. 2003) (Short essay)

BOOKS AND TREATISES:

Advocacy, Legal Research, and Legal Writing

- **ADVANCED LEGAL WRITING AND ORAL ADVOCACY: TRIALS, APPEALS, AND MOOT COURT** (Foundation Press 2009) (with DeSanctis)
- **ADVANCED LEGAL WRITING AND ORAL ADVOCACY: TRIALS, APPEALS, AND MOOT COURT 2D** (Foundation Press 2014) (with DeSanctis)
- **ADVANCED LEGAL WRITING AND ORAL ADVOCACY: TRIALS, APPEALS, AND MOOT COURT 2D COURSE GUIDE** (Foundation Press 2014) (with DeSanctis)
- **ADVERSARIAL LEGAL WRITING AND ORAL ARGUMENT** (Foundation Press 2006) (with DeSanctis)
- **APPELLATE ADVOCACY AND MOOT COURT** (Foundation Press 2006) (with DeSanctis)
- **LEGAL RESEARCH AND WRITING** (Foundation Press 2005) (with DeSanctis)

- **LEGAL RESEARCH AND WRITING ACROSS THE CURRICULUM: PROBLEMS AND EXERCISES** (Foundation Press 2009) (with DeSanctis)
- **LEGAL RESEARCH AND WRITING PROBLEMS AND EXERCISES** (Foundation Press 2005) (with DeSanctis)
- **LEGAL RESEARCH METHODS** (Foundation Press 2006) (with DeSanctis)
- **LEGAL RESEARCH METHODS – INTERACTIVE CASEBOOK EDITION** (Foundation Press 2009) (with DeSanctis)
- **LEGAL RESEARCH METHODS 2D** (Foundation Press 2015) (with DeSanctis)
- **LEGAL RESEARCH METHODS 2D COURSE GUIDE** (Foundation Press 2015) (with DeSanctis)
- **LEGAL WRITING AND ANALYSIS** (Foundation Press 2009) (with DeSanctis)
- **LEGAL WRITING AND ANALYSIS 2D** (Foundation Press 2015) (with DeSanctis)
- **LEGAL WRITING AND ANALYSIS 2D COURSE GUIDE FOR INTERNATIONAL LL.M. AND J.D. COURSES** (Foundation Press 2015) (with DeSanctis)
- **LEGAL WRITING AND ANALYSIS 2D COURSE GUIDE FOR J.D. COURSES** (Foundation Press 2015) (with DeSanctis)
- **LEGAL RESEARCH, WRITING, AND ANALYSIS** (Foundation Press 2006) (with DeSanctis)
- **OBJECTIVE LEGAL WRITING AND ANALYSIS** (Foundation Press 2006) (with DeSanctis)

Art Law and Intellectual Property Law

- **ART LAW: CASES AND MATERIALS** (Aspen-Wolters Kluwer 2d ed. 2017) (with DuBoff)
- **ART LAW IN A NUTSHELL** (West 5th ed. 2017) (with DuBoff and King)
- **THE DESKBOOK OF ART LAW** (Oxford University Press 2004-2015) (with DuBoff and King)
- **ART LAW DESKBOOK: ARTISTS' RIGHTS IN INTELLECTUAL PROPERTY, MORAL RIGHTS, AND FREEDOM OF EXPRESSION** (Lexis Nexis 2017) (Lead Author) (with DuBoff, King)
- **ART LAW DESKBOOK: INTERNATIONAL AND AMERICAN ART LAW ON THE PRESERVATION AND MOVEMENT OF ART AND CULTURAL PROPERTY** (Lexis Nexis, forthcoming, 2021) (with DuBoff, King)

- **ART LAW DESKBOOK: THE LAW OF THE BUSINESS OF ART FOR ARTISTS, GALLERIES, COLLECTORS, AND MUSEUMS** (Lexis Nexis 2018) (with DuBoff, King)
- **A SHORT AND HAPPY GUIDE TO COPYRIGHT** (West 2017)
- **RIGHT OF PUBLICITY IN A NUTSHELL** (West 2018)

Civil Procedure

- **CIVIL RULES PRACTICE 3D (MISSOURI PRACTICE SERIES VOL. 15)** (Thomson West 2005)
- **JURISDICTION, VENUE, AND LIMITATIONS 3D (MISSOURI PRACTICE SERIES VOL. 12)** (Thomson West 2005)

Freedom of Expression

- **FIRST AMENDMENT AND CENSORSHIP** (Oxford University Press 2006) (with DuBoff and King)

Other

- **THE LAW (IN PLAIN ENGLISH®) FOR HEALTH CARE PROFESSIONALS** (Sourcebooks/Sphinx 2008) (with DuBoff and King)
- **MISSOURI PRODUCTS LIABILITY 2D (MISSOURI PRACTICE SERIES)** (Thomson West 2002) (with King)

RECENT PRESENTATIONS AND PROFESSIONAL ACTIVITIES (Last 8 years)

- **Arizona State University School of Law—Global Legal Skills Conference XIV**, Phoenix, AZ, December 13, 2019; presented **Of Comic Book Contracts and Photographic Briefs - Xtreme Legal Communication without Words**
- **USC School of Law and Criminology—Graphic Justice: Drawing the Human Conference**, Sippy Downs, Queensland, Australia, November 28, 2019; presented **The Universal Visual Language of Law**
- **Melbourne Law School—Global Legal Skills Conference XIII**, Melbourne, Australia, December 12, 2018; presented **The Universal Legal Language**
- **Legal Writing Institute Biennial National Conference 2018**, Milwaukee, WI, July 13, 2018; presented **Mise en Scène and the Decisive Moment of Visual Legal Rhetoric**
- **SCRIBES National Conference**, Chicago, IL, April 13, 2018; presented **The Power of Visual Legal Rhetoric**

- **Suffolk University School of Law**, Boston, MA, March 22, 2018; presented **Mise en Scène and the Decisive Moment of Visual Legal Rhetoric**
- **AALS Annual Meeting 2018**, San Diego, CA, January 4, 2018, Graduate Programs for Non-U.S. Lawyers Section; presented **Crossing the Divide: Teaching Narrative Reasoning and Explanatory Synthesis to Civil Law-Trained Lawyers and LL.M.s**
- **AALS Annual Meeting 2018**, San Diego, CA, January 4, 2018, AALS Open Source Program on Visual and Popular Culture Imagery in Legal Education; presented **The Sharpest Tool in the Toolbox: Visual Legal Rhetoric**, <https://ssrn.com/abstract=3040952>
- **Indiana University-McKinney School of Law, Central States LRW Conference**, Indianapolis, IN, September 16, 2017; presented **The Sharpest Tool in the Toolbox: Visual Legal Rhetoric and Narrativity**, <https://ssrn.com/abstract=3040952>
- **Applied Legal Storytelling Conference VI**, Washington D.C. July 13, 2017; presented **The Sharpest Tool in the Toolbox: Visual Legal Rhetoric and Narrativity**, <https://ssrn.com/abstract=3040952>
- **Facultad Libre de Derecho de Monterrey, Global Legal Skills Conference XII**, Monterrey, Mexico, March 17, 2017; presented **The Sharpest Tool in the Toolbox: Visual Legal Rhetoric and Narrativity**, <https://ssrn.com/abstract=3040952>
- **Applied Legal Storytelling Conference V**, Seattle, WA, July 23, 2015; presented **Visual Rhetoric and Narrativity in Contemporary Advocacy**, <https://ssrn.com/abstract=2491911>
- **Northwestern Law School, Global Legal Skills Conference X**, Chicago, IL, May 22, 2015; presented **The Healing of the Eyes: Visual Rhetoric and International Humanitarian Law** (with Professor Edward Gaffney)
- **Stanford Law School, Western Regional Legal Writing Conference**, Stanford, CA, September 19, 2014; presented **Visual Legal Rhetoric for Cross-Cultural Communication**, <http://ssrn.com/abstract=2496736>
- **Legal Writing Institute Biennial National Conference 2014**, Philadelphia, PA, June 30, 2014; presented **Visual Rhetoric and Visual Narrativity in Five Sections of a Brief** (Scholars Track Presentation), <http://ssrn.com/abstract=2460357>
- **Texas A&M Law Review Intellectual Property Symposium**, Fort Worth, TX, October 25, 2013; presented **Reconstructing the Contours of the Copyright Originality and Idea-Expression Doctrines regarding the Right to Deny Access to Works**
- **University of Kansas School of Law, Central States Legal Writing Conference**, Lawrence, KS, September 28, 2013; presented **Putting Storytelling into Practice: Visual Rhetoric and Visual Narrativity in Five Sections of a Brief**, <http://ssrn.com/abstract=2460357>
- **University of Kansas School of Law, Scholars Conference of the Central States Legal**

Writing Conference, Co-Director, Lawrence, KS, September 27, 2013

- **DePaul University College of Law, Post-Myriad Genetics Copyright of Synthetic Biology and Living Media**, August 13, 2013
- **Intellectual Property and Communications Law Conference**, Glen Arbor, MI, May 14, 2013; presented **Reconstructing the Contours of the Copyright Originality and Idea-Expression Doctrines regarding the Right to Deny Access to Works**
- **Global Legal Skills Conference VIII**, San Jose, Costa Rica, March 12, 2013; presented **Visual Rhetoric: Demonstration and Narrative**, <http://ssrn.com/abstract=2333679>
- **Global Legal Skills Conference VIII**, San Jose, Costa Rica, March 11, 2013; presented **Methods for Teaching U.S. Law and Legal Reasoning**
- **American University, Washington College of Law, Scholars Conference of the Capital Area Legal Writing Conference**, Peer Reviewer and Moderator, Washington DC, March 1, 2013
- **American University, Washington College of Law, Capital Area Legal Writing Conference**, Washington DC, March 1, 2013; presented **The Promise of Parentheticals: An Empirical Study of the Use of Parentheticals in Federal Appellate Briefs**
- **Regional Scholars Conference**, Peer Reviewer, Valparaiso-Hyde Park Campus, Chicago, IL, February 22, 2013
- **Valparaiso University Undergraduate and Graduate Summer Research Program**, Valparaiso, IN, June 13, 2012; presented **Empirical Research in Law: Parenthetical Usage in the United States Supreme Court**
- **Legal Writing Institute Biennial National Conference 2012**, Palm Desert, CA, June 1, 2012; presented **The Promises (and Pitfalls) of Parentheticals**
- **Global Legal Skills Conference VII**, San Jose, Costa Rica, March 12, 2012; presented **Synthesis: Civilian and Common Law Rhetoric and Legal Discourse**
- **Global Legal Skills Conference VII**, San Jose, Costa Rica, March 12, 2012; presented **Pura Vida Publishing of Legal Books**
- **AALS Annual Meeting 2012**, Washington DC, January 7, 2012, Graduate Programs for Non-U.S. Lawyers Section, presented **Synthesis and the Civilian Lawyer: Common Law Legal Analysis for Civilian-Trained Lawyers**
- **John Marshall Law School, Central States Legal Writing Conference**, Chicago, IL, September 17, 2011; presented **Are Sally and Johnny Ready to Practice Law? A Capstone Model to Assess First-Year Students' Progress Toward Practice-Ready Status**
- **National Intellectual Property Scholars Conference 2011**, DePaul University School of

Law, Chicago, IL, August 12, 2011; presented **What is Transformative? An Explanatory Synthesis of the Convergence of Transformation and Predominant Purpose in Copyright Fair Use Law**

- **21st Century Legal Skills Conference**, Bahçeşehir Üniversitesi, Istanbul, Turkey, June 6-9, 2011; presented **Explanatory Synthesis and Rule Synthesis: A Comparative Civil Law and Common Law Analysis**; the article is published in 83-84 Bahçeşehir Üniversitesi Hukuk Fakültesi-Kazancı Hukuk Dergisi 139 (2011)
- **St. John's University Law School, Empire State Legal Writing Conference**, New York, NY, May 13, 2011; presented **Explanatory Synthesis: Rhetorical Parentheticals**
- **St. John's University Law School, Scholars Conference of the Empire State Legal Writing Conference**, Peer Reviewer and Presenter, New York, NY, May 12, 2011; presented **What is Transformative? An Explanatory Synthesis of the Convergence of Transformation and Predominant Purpose in Copyright Fair Use Law**
- **George Washington University Law School, Capital Area Legal Writing Conference**, Washington DC, February 25, 2011; presented **Behavioral Science and Explanatory Synthesis: A Rhetorical Analysis**
- **George Washington University Law School, Scholars Conference of the Capital Area Legal Writing Conference**, Peer Reviewer and Presenter, Washington DC, February 25, 2011; presented **Rule Synthesis and Explanatory Synthesis: A Socratic Dialogue Between IREAC and TREAT**
- **AALS Annual Meeting 2011**, San Francisco, CA, January 8, 2011, Legal Writing, Reasoning, and Research Section: Moderated and presented a panel entitled, **The Substance of Legal Writing and Reasoning: Rhetoric and Persuasion**, featuring professors of rhetoric, law and psychology, law and sociology, and narrative reasoning theory from George Washington, Temple, Drake, Wyoming, and Valparaiso. The paper that I presented at the session was entitled, **Rule Synthesis and Explanatory Synthesis: A Socratic Dialogue Between IREAC and TREAT**, 8 Legal Comm. & Rhetoric 217 (2011)