

GREG R. VETTER

Associate Professor of Law • Co-Director, Institute for Intellectual Property & Information Law (IPIL)
University of Houston Law Center, 100 Law Center, Houston, Texas 77204
(713) 743-3596 (*office*) • (713) 213-0360 (*cell*) • gvetter@uh.edu • www.law.uh.edu/faculty/gvetter

LEGAL PROFESSION EXPERIENCE

2002-
present

UNIVERSITY OF HOUSTON LAW CENTER

Associate Professor of Law / Co-Director, Institute for Intellectual Property & Information Law

- Subjects: Intellectual Property Survey • Patent Law • Property International Intellectual Property • Internet Law • Licensing
- Teaching innovations: courses accompanied by self-administered class web page with electronic materials and links to internet-streamed audio recordings of class sessions
- Law Center service activities:
 - 2009-10 committees: Graduate Legal Studies, Judicial Clerkships (Chair), Foreign Studies & Exchange
 - 2008-09 committees: Appointments, Graduate Legal Studies, Judicial Clerkships
 - 2007-08 committees: Graduate Legal Studies
 - 2006-07 committees: visiting at UT Law in Austin; no committee assignments
 - 2005-06 committees: Appointments, Student Affairs & Judicial Clerkships
 - 2004-05 committees: Teaching
 - 2003-04 committees: Appointments, Ambassador
 - 2002-03 committees: first year at the Law Center; no committee assignments
- Association of American Law Schools:
 - 2006-07: Chair, Law and Computers Section
 - 2005-06: Chair-Elect, Law and Computers Section
 - 2004-05: Executive Committee member, Law and Computers Section
- IPIL activities and service:
 - Organizer for the Sixteenth Annual Ronald A. Katz Foundation lecture by Professor Greg Mandel of Temple University Law School, October 2009
 - Moderator and conference organizer for the June 2009 IPIL/Houston Santa Fe Conference, *Intellectual Property in International Perspective*, a national conference held regularly by IPIL in Santa Fe, New Mexico
 - Organizer for the Fifteenth Annual Katz-Kiley lecture by Professor Margo Bagley of Virginia Law School, November 2008
 - Moderator and conference organizer for the June 2008 IPIL/Houston Santa Fe Conference, *Patent Law in Perspective*
 - Organizer for the Fourteenth Annual Katz-Kiley lecture by Professor Clarisa Long of Columbia Law School, November 2007
 - Presentation on Open Source Software to the IPIL Advisory Council, May 2007
 - Organizer for the Thirteenth Annual Katz-Kiley lecture by Professor John F. Duffy of George Washington University Law School, November 2006
 - Co-organizer for the Third Annual Baker Botts lecture by the Honorable Arthur J. Gajarsa of the United States Court of Appeals for the Federal Circuit, March 2006
 - Co-facilitator of a town hall meeting by the United States Patent and Trademark Office (PTO) at the University of Houston Law Center, March 2006
 - Co-organizer for the Second Annual Baker Botts lecture by Professor Scott Kieff of Washington University-St. Louis, February 2005
 - Organizer for a presentation concerning international copyright enforcement by a representative from the Association of American Publishers, November 2004

- Moderator and conference organizer for the June 2004 IPIL/Houston Santa Fe Conference, *Trademark in Transition*
- Organizer of presentations by a representative of WIPO at the Law Center and to the local Houston Intellectual Property Bar, January 2004
- Student academic advising for IPIL courses; LL.M. in IPIL thesis advising; student advising for intellectual property career concerns and professional development, including web-based student resources

2006-2007 **UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW**

Visiting Assistant Professor of Law

- Subjects: Introduction to Intellectual Property • Patents • Property

2001-2002 **U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT**, Washington, D.C.

Law Clerk • The Honorable Arthur J. Gajarsa

1999-2001 **KILPATRICK STOCKTON**, Raleigh, North Carolina

Associate • Technology Law Group

1997-1998 **GORDON & GLICKSON**, Chicago, Illinois

(summers) **MARSHALL, GERSTEIN & BORUN**, Chicago, Illinois

RESEARCH

Articles

- *Commercial Free and Open Source Software: Knowledge Production, Hybrid Appropriability, and Patents*, 77 *FORDHAM L. REV.* 2087 (2009)
- *Slouching Toward Open Innovation: Free and Open Source Software (FOSS) for Electronic Health Information*, 30 *WASH. U. J.L. & POL'Y* 179 (2009)
- *Claiming Copyleft in Open Source Software: What if the Free Software Foundation's General Public License (GPL) had been Patented?*, 2008 *MICH. ST. L. REV.* 279
- *Open Source Licensing & Scattering Opportunism in Software Standards*, 48 *B.C. L. REV.* 225 (2007)
- *Exit & Voice in Free & Open Source Software Licensing: Moderating the Rein over Software Users*, 85 *OR. L. REV.* 183 (2006)
- *"Infectious" Open Source Software: Spreading Incentives or Promoting Resistance?*, 36 *RUTGERS L.J.* 53 (2004)
- *The Collaborative Integrity of Open Source Software*, 2004 *UTAH L. REV.* 563 (2004)
- *Command Responsibility of Non-Military Superiors in the International Criminal Court*, 25 *YALE J. INT'L L.* 89 (2000)
- *Is a Personality Test a Pre-Job-Offer Medical Examination under the ADA?*, 93 *NW. U. L. REV.* 597 (1999)

Other Publications

- *Patent Law* chapters for *INTELLECTUAL PROPERTY LAW* (intellectual property survey course casebook forthcoming from LexisNexis)
- *Embedding Thickets in Information Security?: Cryptography Patenting and Strategic Implications for Information Technology*, solicited chapter in *HARBORING DATA: INFORMATION SECURITY, LAW AND THE CORPORATION* (Andrea M. Matwyshyn ed., forthcoming Stanford University Press)
- *Exit and Voice in Free and Open Source Software (FOSS)*, solicited chapter in a book by ICFAI University Press entitled *OPEN SOURCE SOFTWARE: EMERGING ISSUES* (G Usha ed., 2008)

- *Perspectives on Patent Licensing Language Appearing in Free & Open Source Software (FOSS) Licensing*, 45th Annual Conference on Intellectual Property Law, Institute for Law and Technology at the Center for American and International Law (2007)
- *Open Source Software and Information Wealth*, solicited chapter in a four volume treatise by Praeger/Greenwood entitled INTELLECTUAL PROPERTY AND INFORMATION WEALTH: ISSUES AND PRACTICES IN A DIGITAL AGE (Peter K. Yu ed., 2006)
- *Trademark in Transition*, 41 HOUS. L. REV. 707 (2004) (introductory commentary and prologue for the June 2004 IPIL/Houston Santa Fe Conference, *Trademark in Transition*)
- *Free & Open Source Software*, 17th Annual Intellectual Property Law Course, Texas State Bar (2004)

EDUCATION

- 1996-1999 **NORTHWESTERN UNIVERSITY SCHOOL OF LAW**, Chicago, Illinois
Juris Doctorate, May 1999
- *Magna Cum Laude* graduate, Order of the Coif
 - One of only five in my class to graduate *Magna Cum Laude* • Top 2% in class rank
 - NORTHWESTERN LAW REVIEW • Associate Articles Editor
 - Law Review Article awarded the Lowden-Wigmore Second Prize for Legal Scholarship
 - Jessup International Moot Court Team member and Board member
 - Co-Chair of the SBA Committee for Faculty Appointments
- 1991-1994 **ROCKHURST UNIVERSITY**, Kansas City, Missouri
Master of Business Administration, December 1994
- *Summa Cum Laude* • GPA: 3.93 / 4.0 • Evening program while working full-time
- 1987-1991 **UNIVERSITY OF MISSOURI - KANSAS CITY**, Kansas City, Missouri
Master of Science in Computer Science, May 1991
- *Summa Cum Laude* • GPA: 3.84 / 4.0 • Evening program while working full-time
 - Master's Thesis: *Supervisory Process Control using MMS*
- 1982-1987 **UNIVERSITY OF MISSOURI - ROLLA**, Rolla, Missouri
Bachelor of Science in Electrical Engineering, May 1987
Minor in Speech Communications, May 1987
- *Summa Cum Laude* graduate • GPA: 3.85 / 4.0
 - Varsity Wrestling, team captain
 - Phi Kappa Theta Fraternity, President and Secretary

PRESENTATIONS & EVENTS

- November, 2009 Moderator for a panel including three Federal Circuit judges for the symposium entitled *The Future of the Patent System* held by the Institute for Intellectual Property & Information Law (IPIL) in association with the visit of the U.S. Court of Appeals for the Federal Circuit to Houston to hear cases at the Law Center
- November, 2009 *Software Protection and Patentability of Business Methods* presentation for the UNIVERSITY OF ST. GALLEN (Switzerland) program at the UNIVERSITY OF TEXAS AT AUSTIN for the St. Gallen Postgraduate Program Executive Masters in European and International Business Law (M.B.L.-HSG)

- October, 2009 *Patent Law's Unpredictability Doctrine & the Software Arts* presentation at the DEPAUL UNIVERSITY COLLEGE OF LAW's Center for Intellectual Property Law and Information Technology (CIPLIT[®]) 9th Annual CIPLIT Symposium: *Cyberlaw 2.0: Legal Challenges of an Evolving Internet*
- October, 2009 *Intellectual Property and Free Software* presentation to a group at RICE UNIVERSITY in affiliation with its Baker Institute for Public Policy and the Rice Department of Computer Science
- August, 2009 Moderator for the panel *Evaluating Copyright's Role in Educating Society* for the SECOND ANNUAL CONFERENCE IN INNOVATION AND COMMUNICATION LAW program held at the UNIVERSITY OF LOUISVILLE SCHOOL OF LAW
- July, 2009 *The Law and Economics of Intellectual Property* presentation for the MASTER OF BUSINESS LAW program at FRIENDS UNIVERSITY
- February, 2009 *Commercial Free and Open Source Software* presentation for the SPRING 2009 INTELLECTUAL PROPERTY WORKSHOP SERIES by the DEAN DINWOODIE CENTER FOR INTELLECTUAL PROPERTY STUDIES at the GEORGE WASHINGTON UNIVERSITY LAW SCHOOL
- January, 2009 *Cryptography Patenting and Strategic Implications for Information Technology* presentation for the INFORMATION SECURITY BEST PRACTICES 2009 program at the WHARTON SCHOOL AT THE UNIVERSITY OF PENNSYLVANIA for the DEPARTMENT OF LEGAL STUDIES AND BUSINESS ETHICS and the WHARTON INTERACTIVE MEDIA INITIATIVE
- November, 2008 *Commercial Free and Open Source Software* presentation at the symposium entitled WHEN WORLDS COLLIDE: INTELLECTUAL PROPERTY LAW AT THE INTERFACE BETWEEN SYSTEMS OF KNOWLEDGE CREATION, sponsored by the FORDHAM LAW REVIEW at the FORDHAM UNIVERSITY SCHOOL OF LAW
- November, 2008 *Software Protection and Patentability of Business Methods* presentation for the UNIVERSITY OF ST. GALLEN (Switzerland) program at the UNIVERSITY OF TEXAS AT AUSTIN for the St. Gallen Postgraduate Program Executive Masters in European and International Business Law (M.B.L.-HSG)
- October, 2008 Discussion leader for the Open Source Software breakout group of the Information Law substantive session at the UNIVERSITY OF OTTAWA hosting of the NORTH AMERICAN CONSORTIUM ON LEGAL EDUCATION (NACLE) 2008 Annual Workshop
- August, 2008 *Career Trajectories: Intellectual Property Law and Practice* presentation for the POSTDOCTORAL ASSOCIATION at the UNIVERSITY OF TEXAS MD ANDERSON CANCER CENTER
- July, 2008 *The Law and Economics of Intellectual Property* presentation for the MASTER OF BUSINESS LAW program at FRIENDS UNIVERSITY
- May, 2008 Presenter, Panel Organizer and Moderator for the panel entitled: *Law, Regulation, and Software Licensing for the Electronic Medical Record*, a program at the COMPUTERS, FREEDOM, AND PRIVACY 2008 conference, held annually by the ASSOCIATION OF COMPUTING MACHINERY (ACM) in conjunction with the YALE LAW AND MEDIA PROJECT and the YALE INFORMATION SOCIETY PROJECT

-
- April, 2008 *Slouching Toward Open Innovation: Free and Open Source Software (FOSS) for Electronic Health Information?* presentation at the symposium entitled OPEN-SOURCE AND PROPRIETARY MODELS OF INNOVATION: BEYOND IDEOLOGY, sponsored by THE CENTER FOR RESEARCH ON INNOVATION & ENTREPRENEURSHIP (CRIE) at the WASHINGTON UNIVERSITY SCHOOL OF LAW
- January, 2008 *Section Chair - Law and Computers Section, Commentator and Moderator* for the panel entitled: *Protecting Data, Protecting Privacy?*, a section joint program (with the Defamation and Privacy section) at the ASSOCIATION OF AMERICAN LAW SCHOOLS (AALS) 2008 Annual Meeting
- November, 2007 *Software Intellectual Property Protection in a Network Environment* presentation for the UNIVERSITY OF ST. GALLEN (Switzerland) program at the UNIVERSITY OF TEXAS AT AUSTIN for the St. Gallen Postgraduate Program Executive Masters in European and International Business Law (M.B.L.-HSG)
- November, 2007 Presenter for the *IP Transactions and Licensing* session at the 45TH ANNUAL INTELLECTUAL PROPERTY LAW CONFERENCE organized by the INSTITUTE FOR LAW AND TECHNOLOGY of the CENTER FOR AMERICAN AND INTERNATIONAL LAW
- May, 2007 *Perspectives on Patent Licensing Language in Free/Open Source Software* presentation for the AUSTIN INTELLECTUAL PROPERTY LAW ASSOCIATION
- March, 2007 *What if the GPL Had Been Patented?* presentation at the symposium entitled WHAT IF'S AND OTHER ALTERNATIVE IP & CYBERLAW STORIES, sponsored by the INTELLECTUAL PROPERTY AND COMMUNICATIONS LAW PROGRAM at the MICHIGAN STATE UNIVERSITY COLLEGE OF LAW
- February, 2007 *Some Perspectives on Patent Licensing Language Appearing in Free and Open Source Licensing* presentation for the 8TH ANNUAL INTELLECTUAL PROPERTY symposium sponsored by the Texas Intellectual Property Law Journal at the UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW
- February, 2007 Moderator for the *Patent Law Reform* panel at the 8TH ANNUAL INTELLECTUAL PROPERTY symposium sponsored by the Texas Intellectual Property Law Journal at the UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW
- November, 2006 Moderator for the *Patent Reform* panel at the FRONTIERS OF IP conference sponsored by the UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW and its CENTER FOR LAW, BUSINESS, & ECONOMICS (CLBE)
- October, 2006 Presenter on the *Open Source* panel at the 21ST ANNUAL COMPUTER AND INFORMATION LAW INSTITUTE sponsored by the UNIVERSITY OF HOUSTON LAW CENTER'S INSTITUTE FOR INTELLECTUAL PROPERTY AND INFORMATION LAW
- June, 2006 Commentator providing analysis of a draft paper by Professor Andrew Chin of the University of North Carolina School of Law, entitled: *Software Licensing and Market Power in the Age of the Virtualized Computer*, at the ASSOCIATION OF AMERICAN LAW SCHOOLS (AALS) 2006 Mid-Year Meeting and Workshop on Intellectual Property
- March, 2006 *Open Source Licensing and Scattering Opportunism in Software Implemented Standards* presentation for the Open Source panel at the OWNING STANDARDS symposium sponsored by THE EMERGING ENTERPRISES AND BUSINESS LAW PROGRAM at BOSTON COLLEGE LAW SCHOOL

-
- March, 2006 Moderator for the *Patent Law* panel at: *Beyond the Basics: Advanced Legal Topics in Open Source and Collaborative Development in the Global Marketplace*, a conference by the SHIDLER CENTER FOR LAW, COMMERCE & TECHNOLOGY at the UNIVERSITY OF WASHINGTON SCHOOL OF LAW
- February, 2006 *Embedding Thickets in Information Security?: Cryptography Patenting and Strategic Implications for Information Technology* presentation at DATA DEVOLUTION, a conference by the CENTER FOR INFORMATION RESEARCH at the LEVIN COLLEGE OF LAW at the UNIVERSITY OF FLORIDA
- October, 2005 *Exit and Voice in Free and Open Source Software Licensing: Moderating the Rein over Software Users* presentation at the WORKS-IN-PROGRESS INTELLECTUAL PROPERTY COLLOQUIUM 2005 co-sponsored by the WASHINGTON UNIVERSITY SCHOOL OF LAW and SAINT LOUIS UNIVERSITY SCHOOL OF LAW
- April, 2005 *"Infectious" Open Source Software: Spreading Incentives or Promoting Resistance?* presentation sponsored by the INSTITUTE FOR SOFTWARE RESEARCH INTERNATIONAL at the CARNEGIE MELLON UNIVERSITY SCHOOL OF COMPUTER SCIENCE
- March, 2005 Commentator providing a public choice jurisprudential analysis of a draft paper by Professor Carl Moy entitled: *Altruism versus Self-Interest: The Relative Roles of Persuasion and Coercion in the Federal Circuit*, at the UNIVERSITY OF PITTSBURGH SCHOOL OF LAW'S symposium: WHERE IP MEETS IT: TECHNOLOGY AND THE LAW
- October, 2004 Commentary on the CHICAGO-KENT COLLEGE OF LAW'S 8TH ANNUAL CHARLES GREEN LECTURE IN LAW AND TECHNOLOGY, presented by the HONORABLE ARTHUR J. GAJARSA of the U.S. COURT OF APPEALS FOR THE FEDERAL CIRCUIT on *The Role of En Banc Review at the Federal Circuit*
- September, 2004 Presenter on the *Open Source* panel at the 19TH ANNUAL COMPUTER AND INFORMATION LAW INSTITUTE sponsored by the UNIVERSITY OF HOUSTON LAW CENTER'S INSTITUTE FOR INTELLECTUAL PROPERTY AND INFORMATION LAW
- August, 2004 U.S. STATE DEPARTMENT INTERNATIONAL VISITOR PROGRAM, Houston, Texas
- Invited presenter on the legal implications of open source software to a visiting group of intellectual property officials from various developing countries
- June, 2004 IPIL/HOUSTON SANTA FE CONFERENCE: TRADEMARK IN TRANSITION, Santa Fe, New Mexico
- IPIL Co-Director organizer and moderator for this annual institute conference
- May, 2004 *Understanding Free and Open Source Software* presentation at the 17TH ANNUAL COMPUTER AND TECHNOLOGY LAW INSTITUTE sponsored by the UNIVERSITY OF TEXAS AT AUSTIN SCHOOL OF LAW
- March, 2004 *Open Source, Open Contents: Solutions or Problems?* panel presentation at the conference on INTELLECTUAL PROPERTY, SUSTAINABLE DEVELOPMENT, AND ENDANGERED SPECIES: UNDERSTANDING THE DYNAMICS OF THE INFORMATION ECOSYSTEMS sponsored by the INTELLECTUAL PROPERTY AND COMMUNICATIONS LAW PROGRAM at the MICHIGAN STATE UNIVERSITY COLLEGE OF LAW
- March, 2004 *Open Source Software Issues* presentation at the 17TH ANNUAL INTELLECTUAL PROPERTY LAW AND LITIGATION IN THE HIGH TECH INDUSTRY CONFERENCE sponsored by the INTELLECTUAL PROPERTY LAW SECTION OF THE STATE BAR OF TEXAS

- March, 2003 U.S. STATE DEPARTMENT INTERNATIONAL VISITOR PROGRAM, Houston, Texas
- Invited presenter on the legal implications of open source software to a visiting group of intellectual property officials from various developing countries
- February, 2001 UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL SCHOOL OF LAW
- Invited presenter for law student training sessions on intellectual property and licensing law as part of a larger student-organized effort to establish a technology pro bono clinic

GRANTS

University of Houston System New Faculty Research Program 2002-2003 Grant competitively awarded to support research on the legal implications of open source software.

OTHER PROFESSIONAL EXPERIENCE AND EMPLOYMENT

- 1996-1999 **MANAGEMENT CONSULTANT**, Chicago, Illinois
- Management, marketing, software product development, custom software development, and customer support operations; intermittent part-time engagements during law school
- 1994-1996 **CONTROL SYSTEMS INTERNATIONAL, INC. (CSI)**, Lenexa, Kansas (Kansas City area)
- Director of Marketing**
- Managed all marketing activities, budget and staff
 - Administered performance and salary reviews, hired new employees
 - Retained the *Product Manager* duties described below
 - Worked with CSI's outside counsel on contractual and intellectual property matters
- 1990-1994 **Product Manager**
- Responsible for management and distribution of CSI's flagship software product, VXL
 - Managed CSI's Software Product Customer Support group
 - Software design and supervised software development
- 1987-1989 **SUNRISE SYSTEMS**, Kansas City, Missouri • **Project Manager**

PROFESSIONAL MEMBERSHIPS AND LICENSURE

BAR ADMISSIONS

- North Carolina State Supreme Court
- United States Court of Appeals for the Federal Circuit
- United States Patent and Trademark Office – Registered Patent Attorney
- North Carolina Bar Association

LEGAL PROFESSION MEMBERSHIPS

- American Bar Association
- American Intellectual Property Law Association
- Federal Circuit Bar Association

OTHER PROFESSIONAL AFFILIATIONS

- Institute of Electrical and Electronics Engineers

PERSONAL INFORMATION

- Born October 19, 1963 • grew up in Jefferson City, Missouri • married to Pamela “Christy” Parham-Vetter, M.D.
- Interests include bicycling, running, tennis, hiking, wine tasting, computers, programming and travel