

about us

The Journal of Law, Economics & Policy (JLEP)

JLEP is a recently launched journal. Its focus is on publishing creative, original, ground-breaking articles bearing on important questions of legal and economic policy and appealing to both academics and practitioners. The journal is student-edited and peer-reviewed, ensuring that published articles are of the highest quality. One issue each year is devoted to a specialized symposium and the second issue is a peer-reviewed compendium of articles submitted by individual authors. For more information about the journal, subscriptions or article submissions, please visit www.gmu.edu/org/jlep.

The Critical Infrastructure Protection Program (CIPP)

The CIP Program is directed by John A. McCarthy, a member of the faculty at George Mason University School of Law. The CIP Program works in conjunction with James Madison University and seeks to fully integrate the disciplines of law, policy, and technology for enhancing the security of cyber-networks, physical systems and economic processes supporting the nation's critical infrastructures. The CIP Program is funded by a grant from The National Institute of Standards and Technology (NIST).

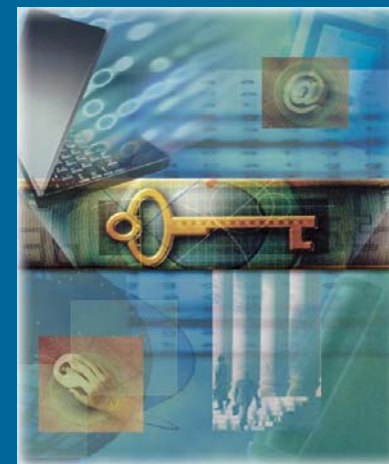


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The **JOURNAL**
of LAW, ECONOMICS & POLICY

The CIP Program & Symposium

Property Rights on the Frontier



*The Economics of Self-Help and
Self-Defense in Cyberspace*

Friday, September 10, 2004



program description

Program Overview

This one-day symposium will explore current issues of self-help and self-defense in cyberspace, including:

- reflecting on how the legal and economic history of self-help has shaped the current environment;
- inquiring into the effects of various legislation on self-help measures;
- comparing and contrasting traditional forms of property with property in cyberspace;
- studying the feasibility of self-help; and
- examining the social costs of deploying digital rights management systems to protect copyrighted content.

The symposium will be filed for 6 Virginia Continuing Legal Education (CLE) credits. Filing status will be posted on the JLEP website.

Logistics

Date: Friday, September 10, 2004

Location: GMU School of Law
3301 North Fairfax Drive
Arlington, VA
(Just 2 miles from downtown Washington, DC)

Time: Check-in begins at 8:00 a.m.
Discussions begin at 9:00 a.m.

Parking: As parking is limited, participants are encouraged to travel by metro. Take the orange line to the Virginia Square/GMU metro stop. Please see www.law.gmu.edu/geninfo/directions for more detailed directions to the school.



registration

Target Audience

Academics, law and public policy students, private practitioners and government officials engaged in the daily struggle of formulating the rules governing the virtually boundless internet space.

The symposium is free of charge.

Easy Online Registration

Space is limited. Participants will be taken on a first-come-first-served basis. Register **Online** with the registration form provided on the JLEP website:

www.gmu.edu/org/jlep/main_symposium.html. Or send an e-mail with the appropriate information to JLEPinfo@gmu.edu.



Registered participants will receive a confirmation email in September.

Please register by September 1, 2004.

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agenda

AM

- **8:00 Check-in** and Continental Breakfast
- **9:00 – 9:15 Opening Remarks**
- **9:15 – 10:00 Richard A. Epstein** (The University of Chicago School of Law): *A Legal and Economic History of Self-Help*
- **10:00 – 10:45 Neal K. Katyal** (Georgetown Law): *The Selfishness of Self-Help in Cyberspace*
- **11:00 – 11:45 Henry E. Smith** (Yale Law School): *Self-Help and the Nature of Property*
- **11:45 – 12:30 David McGowan** (University of Minnesota Law School): *The Trespass Trouble and the Metaphor Muddle*
- **12:30 – 1:45 Lunch – Remarks by Adam R. Fox** (Squire, Sanders & Dempsey L.L.P.)

PM

- **1:45 – 2:30 Bruce P. Smith** (The University of Illinois College of Law): *Hacking, Poaching, and Counterattacking*
- **2:45 – 3:30 Orin S. Kerr** (The George Washington University Law School): *The Misunderstood Relationship Between Law and Cyber Security*
- **3:30 – 4:15 Douglas G. Lichtman** (The University of Chicago School of Law): *Removing Legal Impediments to Self-Help*
- **4:30 – 5:15 Dan L. Burk** (University of Minnesota Law School): *Legal and Technical Standards in Digital Rights Management*
- **5:15 – 5:30 Closing Remarks**
- **5:30 – 6:30 Reception** sponsored by Squire, Sanders & Dempsey L.L.P.

The above agenda is subject to revisions. Visit the following website for updates:

www.gmu.edu/org/jlep/main_symposium.html





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Symposium



JLEP proudly held its inaugural Symposium, *Property Rights on the Frontier: The Economics and Self-Help and Self-Defense in Cyberspace*, on Friday, September 10, 2004, in conjunction with sponsorship from the Critical Infrastructure Protection Program.

George Mason University School of Law's **Dean Dan Polsby** kicked the event off by speaking about how the Journal's vision fits into that of the School of Law's and the appropriateness of the topic. The event then featured discussions of papers by eight distinguished professors:

- (Click for bios)
- [Richard A. Epstein](#) of the University of Chicago School of Law (Self-Help: From the Stone Age to the Internet Age) ,
- [Neal K. Katyal](#) of Georgetown University Law Center (The Selfishness of Self-Help in Cyberspace and Community Self-Help),
- [Henry E. Smith](#) of Yale Law School (Self-Help and the Nature of Property),
- [David McGowan](#) of the University of Minnesota Law School (The Trespass Trouble and the Metaphor Muddle),
- [Bruce P. Smith](#) of the University of Illinois College of Law (Hacking, Poaching, and Counterattacking),
- [Orin S. Kerr](#) of George Washington University Law School (Deterring Computer Crime Outside of Criminal Law: A Skeptical View of Civil Liability Self-Help and Architectural Solutions),
- [Douglas G. Lichtman](#) of the University of Chicago School of Law (How the Law Responds to Self-Help), and
- [Dan L. Burk](#) of the University of Minnesota Law School (Legal and Technical Standards in Digital Rights Management). After each professor presented his paper ideas, lively question and answer sessions followed.



Attorney [Adam R. Fox](#) delivered lunchtime remarks to the event participants and **Emily Frye**, the CIP Program Associate Director for Law and Economics Programs, delivered poignant closing remarks. The day also concluded with a networking reception sponsored by [Squire Sanders & Dempsey LLP](#).

Close to 100 participants took part in the event, including professors, law students, government officials and private practitioners. Among the organizations represented were the following:

- [Federal Trade Commission](#)
- [United States Patent and Trademark Office](#)
- [National Defense University](#)

QUICK LINK
- [JLEP Symposium 2004](#)



New! Recap of the symposium and photos [\[more...\]](#)

QUICK LINK
- [New JLEP Members](#)



Welcome to the following new JLEP members [\[more...\]](#)

- [Internal Revenue Service](#)
- [Air Force Office of Scientific Research](#)
- [The World Bank](#)
- [Cyber Security Industry Alliance](#)
- [MicroStrategy](#)
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- [Progress & Freedom Foundation](#)
- [Carter Ledyard & Milburn LLP](#)
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- [Law Office of Rajeev S Khanna PC](#)
- [Howard University](#)
- [University of Illinois at Urbana-Champaign](#)
- [University of Wisconsin Law School](#)

Licensed Virginia attorneys had the opportunity of earning 6, pre-approved Continuing Legal Education (CLE) Credits.



Thank you to all those who participated and for those who missed it we hope to see you at our Symposium next year (date and topic to be announced)! Watch for **JLEP's** first issue in February 2005, which will include the papers from this Symposium. Please [contact JLEP](#) if you are interested in subscribing to the journal or are interested in submitting papers for possible future publication.

Click to view pictures from the symposium:
(a single popup window will appear)

