

DR. HIRAM A. MELÉNDEZ-JUARBE

787.415.5192

<http://melendezjuarbe.com/contact>

Hiram Meléndez-Juarbe is Professor at the University of Puerto Rico Law School where he teaches (or has taught) constitutional law, copyright law, jurisprudence, cyberlaw, privacy and technology, administrative law and advanced legal research and methodology. Dr. Meléndez-Juarbe is a leading copyright and constitutional law scholar in Puerto Rico. His research explores interconnections between constitutional law and intellectual property. He is also a Member of the Puerto Rico Civil Rights Commission, has vast public policy experience and has served in academic leadership positions as Associate Dean of the UPR Law School and as Special Advisor to the UPR-Rio Piedras Chancellor.

EDUCATION

2013

New York University, *JSD*

Doctoral Dissertation: *Copyright Law, Personal Use and the First Amendment: A Public Discourse Perspective*

Dissertation explores the place to the user in the copyright system from a First Amendment perspective. *JSD Supervisor*: Diane Zimmerman

2008

New York University, *LL.M.*

Intellectual Property, Innovation Policy, Art Law, Entertainment Law, Cyberlaw

2002

Harvard Law School, *LL.M.*

Constitutional law, civil rights litigation, legal theory and history

2000

University of Puerto Rico Law School, *Juris Doctor*

1997

**University of Puerto Rico, Faculty of Social Sciences, Río Piedras Campus, *B.A.*,
(Political Science)**

RESEARCH INTERESTS AND PUBLICATIONS

Constitutional law, copyright law, free speech, law and technology.

Books

Derecho al Derecho: Intersticios y grietas del poder judicial en Puerto Rico (with Érika Fontáñez Torres) (Editora Educación Emergente, 2012)

For a review see: Pedro Reina Pérez, *Citizen Voices and the Law*, at ReVista: the Harvard Review of Latin America (Spring 2014), at <https://revista.drclas.harvard.edu/book/citizen-voices-and-law>

Book Chapters

Intermediarios y Libertad de Expresión: Apuntes para una conversación (2012), Centro de Estudios en libertad de Expresión y Acceso a la Información, Universidad de Palermo, Buenos Aires

Tecnopolítica y Derechos de Autor, at *El Constitucionalismo en Transición* (YALE 2011)

Peer Reviewed Publications

In the Red: Puerto Rico's Fiscal and Democratic Deficits Laid Bare, in *Quaderni costituzionali*, Rivista italiana di diritto costituzionale, 3/2017, pp. 645-650, doi: 10.1439/87427

Vida privada, reputación y libertad de expresión en un entorno digital: Los intermediarios desde el marco normativo de Estados Unidos, (forthcoming) *Revista Derecho, Comunicaciones y Nuevas Tecnologías*, No. 16, julio – diciembre de 2017 (Universidad de Los Andes, Colombia).

Mercados, Propiedad, Expresión y Uso Personal: El sistema de derechos de autor, en *Derecho*, y *Crítica Social* 1(1) 109-138. ISSN 0719-5680 (2015)

El menosprecio como objetivo constitucionalmente ilegítimo: La constitucionalidad de la Ley 54 después de Pueblo v. Leandro Ruiz Martínez; 1.09 InDret Constitucional 594 (2009) (Barcelona)

Law Reviews

El Derecho a la Intimidad, Nuevas Tecnologías y la Jurisprudencia del Juez Hernández Denton: Lo Público de lo Público, 83 *Revista Jurídica UPR* 1035 (2014)

Derecho al Derecho: una apuesta por la democratización radical de lo jurídico, 83 *Revista Jurídica Digital UPR* 230 (2014) (with Érika Fontáñez Torres)

Creative Copyright for Creative Business, 1 *UPR Business L. J.* 137 (2010)

DRM Interoperability, XV *B.U. J. Sci. Tech. L* 181 (2009)

Privacy in Puerto Rico and The Madman's Plight: Decisions, 9 *Georgetown J. Gen. & L.* 1 (2008)

La Constitución en Ceros y Unos: Un Acercamiento Digital al Derecho a la Intimidad y la Seguridad Pública, 77 *Rev. Jur. UPR* 45 (2008)

Creative Commons Puerto Rico y la Agenda de Contenido Libre, 69 *Revista Colegio Abogados de PR* 151 (2008)

Notes and Other Publications

Estado, Religión y Derecho: Una Reflexión Multidisciplinaria, 84 *Revista Jurídica UPR* 531 (2015)

Derecho Constitucional, 75 *Rev. Jur. UPR* 29 (2006)

Derecho Administrativo, 74 *Rev. Jur. UPR* 531 (2005)

Derecho Administrativo, 73 *Rev. Jur. UPR* 509 (2004)

Book in Progress

Copyright Law, Personal Use and the First Amendment: A Public Discourse Perspective

PROFESSIONAL EXPERIENCE

Academic Appointments

University of Puerto Rico School of Law

Full Professor 2017-present

*Associate Professor 2007-2017 **

Assistant Professor 2003-2007

**on leave Fall 2007 - Spring 2011 (graduate studies).*

Courses:

Copyright Law, Constitutional Law, Cyber Law, Jurisprudence, Privacy Law, Foundations of Intellectual Property, Administrative Law, Legal Clinic: New Technologies, IP and Information Society; Advanced Legal Research Seminar

University of Ottawa

Visiting Professor (January 2014, 2015, 2017)

Course:

Foundations of Intellectual Property

University of Florida Levin College of Law

Visiting Professor (March 2014)

Course:

Speech and Copyright in a Digital Environment: Theoretical and Practical Aspects

University Leadership Appointments

University of Puerto Rico, Río Piedras Campus

March 2017 – May 2017

Special Assistant on Legal Affairs to Interim Chancellor Carmen H. Rivera Vega

Close advisor to the Chancellor on myriad policy and legal issues. Helped the Chancellor steer the institution at a moment of deep economic and social crisis in Puerto Rico and had the opportunity to navigate a complex and challenging academic environment at one of the most difficult moments in the 114-year history of the institution (issues included Title IV affairs, MSCHE accreditation and crisis management strategy).

University of Puerto Rico School of Law

2015 – 2017

Associate Dean

At the University of Puerto Rico Law School the Associate Dean is Vice Dean and Dean of Academic Affairs. Some of the special projects under my purview included:

- Chaired the UPR Law School's curriculum review process
- Developed the learning outcomes assessment strategy for the law school
- Co-chaired a year-and-a-half long collaborative self-assessment process for reaccreditation by the American Bar Association and the Association of American Law Schools, and co-wrote Self Assessment documentation
- Spearheaded efforts to review bar exam assessment process
- Established multiple student-centered learning initiatives at the Law School, such as assessment faculty training, small sections program, clinical and legal writing assessment strategies, among others
- Redesigned programs to facilitate academic integration of incoming students with law school curriculum and to promote informed course selection

Boards and Commissions

Puerto Rico Civil Rights Commission

2015 – present

Member

Five-person independent government Commission tasked with investigating violations of citizens' human rights, promote human rights education and evaluate and consider appropriate policies. Website: <http://www.cdc.pr.gov>

Puerto Rico Commission for the Comprehensive Audit of the Public Credit

2016 – 2017

Member

Multi-sector Commission created under Puerto Rico Law Num. 97 of 2015 with the mandate of auditing the legality and constitutionality of the island's multibillion dollar public debt.

Puerto Rico Electoral Commission (CEE), Technical Advisory Board

July 2012 – December 2012

Member

Created by law, the TAB evaluates all technical projects and information services at the CEE from a technological and policy standpoint.

Other Professional Experience

Puerto Rico Telecommunications Board

2014–2015

Legal Advisor to the President

Advisor on special Internet policy projects.

Municipality of San Juan, Puerto Rico

2014–2015

Legal Advisor

Puerto Rico Institute of Statistics

2013–2014

Legal Advisor

Advisor to the Director on special projects relating to government open data policies.

Department of Justice of Puerto Rico

2005 - 2007

Special Advisor to the Secretary of Justice

Close advisor on public policy and constitutional law.

Governmental Advisory Committee, Internet Corporation for Assigned Names and Numbers

June 2006 – June 2007

Commonwealth of Puerto Rico Representative

The GAC provides advice to ICANN on issues of public policy, and especially where there may be an interaction between ICANN's activities or policies and national laws or international agreements.

Department of Justice, Office of the Solicitor General

2002-2003

Assistant Solicitor General

Appellate litigation on behalf of the Commonwealth of Puerto Rico.

Supreme Court of Puerto Rico

2000-2001

Clerk, Hon. Federico Hernández-Denton, Associate Judge.

OTHER PROFESSIONAL AND ACADEMIC ACTIVITIES

SELA

Member of Yale Law School's, Seminar in Latin America on Constitutional and Political Theory (SELA)

SELA is an annual academic gathering that brings together scholars from Argentina, Brazil, Chile, Colombia, Cuba, Ecuador, Jamaica, Mexico, Paraguay, Peru, Puerto Rico, Spain, and the United States. More information at <https://law.yale.edu/centers-workshops/yale-law-school-latin-american-legal-studies/sela/program-overview>

Creative Commons

Co-Lead of the *Creative Commons Puerto Rico Affiliate*

Revista de Ciencias Sociales

Board of Directors Member, *Revista de Ciencias Sociales*, University of Puerto Rico

Association of American Law Schools

Executive Committee Member of the 2010 Internet and Computer Law Section (2010-2011)

University of Puerto Rico Law Review

Board of Advisors Member

University of Puerto Rico Business Law Journal

Board of Advisors Member

Puerto Rico Bar Association Committee on Intellectual Property

Member 2012-2013

Derecho al Derecho

Founder and Contributor of Puerto Rican Blog www.derechoalderecho.org.

BAR ADMISSIONS

Commonwealth of Puerto Rico

Federal Circuit Court for the First Circuit

Federal District Court, Puerto Rico