

CURRICULUM VITAE

Name and Surname: Bernardo Calabrese

Place and Date of Birth: Lugo (RA), 26/11/1984

Current Position: Associate Professor in Commercial Law, at University of Verona, Department of Law

ACADEMIC EDUCATION

- University 2nd-level Degree in Law at “Alma Mater Studiorum” University of Bologna, Faculty of Law – class 110/110, cum laude, defended on 24th March 2009 (in due course; thesis subject: Pharmaceutical Patents)
- University 2nd-level LL.M. “Master for International Lawyers” (held in English), at “Alma Mater Studiorum” University of Bologna, year 2010
- Ph.D. in EU and Public Comparative Law, EU Law curriculum, at University of Udine, defended on 7th November 2014 (in due course; thesis subject: Research and Development Agreements in EU Competition Law)

LANGUAGE CERTIFICATION

- International Legal English Certificate (ILEC), European level C1 [pass with merit], taken at Cambridge Academy of English in Cambridge, UK, year 2009

RESEARCH ACTIVITY

- Participation to Research Project PRIN 2008, “L’Unione per il Mediterraneo: verso uno spazio economico integrato”, at University of Udine, year 2010/2012
- Research grant 18-month at “Alma Mater Studiorum” University of Bologna, Law Department, for the Project “Gli accordi di ricerca e sviluppo con particolare riferimento alla regolamentazione legale e pattizia della proprietà intellettuale”, year 2015/2016
- Research grant 18-month, extended further 9-month, at “Alma Mater Studiorum” University of Bologna, Law Department, for the Project “Ambito applicativo della disciplina sulle invenzioni universitarie”, year 2016/2018
- Visiting scholar 4-month at Max Planck Institute for Innovation and Competition in Munich (Germany), year 2017
- Research grant 5-month at “Alma Mater Studiorum” University of Bologna, Law Department, for the Project “Tutela e sfruttamento dei diritti di privativa sulle varietà vegetali in ambito universitario”, year 2019
- Participation to Department Excellence Project “Diritto, cambiamenti e tecnologie”, at University of Verona, Department of Law, year 2019/2022
- Participation to Research Project PRIN 2020, “Dell’Origine. Identità, autenticità e contraddizioni del cibo”, at University of Verona, year 2021-present

TEACHING ACTIVITY

- Tutor in Commercial Law at “Alma Mater Studiorum” University of Bologna, Faculty of Law – Course of Intellectual and Industrial Property Law, Competition Law, year from 2009 to 2011
- Tutor in Commercial Law at “Alma Mater Studiorum” University of Bologna (campus of Ravenna), Faculty of Law – Course of Intellectual and Industrial Property Law, Competition Law, year from 2011 to 2015
- Teaching module in Antitrust Law (30 hours), in the context of Course of Competition Law, at “Alma Mater Studiorum” University of Bologna (campus of Ravenna), Faculty of Law, year 2018/2019
- Teaching course in Basic of Commercial Law (54 hours), at Università degli studi di Verona, School of Foreign Languages and Literature, year 2019/2020
- Teaching course in Industrial Property and Competition Law (54 hours), Università degli studi di Verona, School of Economy, year 2019/2020
- Teaching course in Basic of Commercial Law (30 hour-module), at Università degli studi di Verona, School of Foreign Languages and Literature, year 2020/2021
- Teaching course in Industrial Property and Competition Law (36 hours), at Università degli studi di Verona, School of Foreign Languages and Literature, year 2020/2021
- Teaching course in Intellectual Property Law (48 hours), at Università degli studi di Verona, School of Biotechnology, year 2020/2021
- Teaching course in Industrial Property and Competition Law (36 hours), at Università degli studi di Verona, School of Foreign Languages and Literature, year 2021/2022
- Teaching course in Intellectual Property Law (36 hours), at Università degli studi di Verona, School of Foreign Languages and Literature, year 2021/2022
- Teaching course in Intellectual Property Law (48 hours), at Università degli studi di Verona, School of Biotechnology, year 2021/2022
- Teaching module “*Digital Markets and Intellectual Property*” (8 hours) at Pravni Fakultet - University of Rijeka (Croatia), year 2022

PUBLICATIONS

Monographic volumes

- *Concorrenza e innovazione negli accordi di ricerca e sviluppo*, Milano, Giuffrè, 2017, pp. 1- 347
- *La certificazione come impresa: mercato, marchio e indipendenza*, Napoli, ESI, 2021, pp. 1-608

Chapters in books

- *Il tempo come tradizione nel diritto delle indicazioni geografiche*, in M.A. Lupoi (a cura di), *Il tempo nel diritto, il diritto nel tempo*, Bologna, Bonomo Editore, 2020, pp. 373-390
- *Rebreeding geographical indications beyond agriculture: of ‘genotype’ and ‘phenotype’ in territorial products*, in D.J. Gervais (ed.), *The Future of Intellectual Property*, Cheltenham, Edward Elgar Publishing, 2021, pp. 304-321
- *Denominazioni di origine e indicazioni geografiche protette: traiettorie evolutive della tutela per evocazione*, in M. Torsello – G. Guerra (a cura di), *Prospettive e temi per un corso di diritto agroalimentare transnazionale e comparato*, Napoli, ESI, 2022, pp. 51-74

- *Una rilettura “qualitativa” del dialogo sistematico tra indicazioni geografiche e marchi nel mercato unico europeo*, in S. Troiano - M. Schimdt-Kessel (a cura di), *Diritto e società in trasformazione: le sfide per il giurista europeo / Recht und Gesellschaft im Wandel: Herausforderungen für den europäischen Juristen*, Napoli, ESI, 2023, pp. 165-177

Articles in Journals

- *Nomina sunt consequentia rerum: of descriptive trademarks and secondary meaning*, in *Actas de Derecho Industrial*, vol. 31, 2010-2011, pp. 643-656 (article)
- *Sull'applicabilità della disciplina antitrust agli organismi di diritto pubblico*, in *Giurisprudenza commerciale*, 2012, II, pp. 626-639 (case comment)
- *Pubblicità su internet tramite parole chiave e tutela del marchio che gode di rinomanza*, in *Giurisprudenza commerciale*, 2012, II, pp. 1139-1156 (case comment)
- *Boicottaggio concorrenziale concertato e autotutela privata antitrust al vaglio della Corte di Giustizia dell'Unione europea*, in *Diritto comunitario e degli scambi internazionali*, 2014, pp. 153-180 (case comment)
- *La responsabilità antitrust dello Stato in materia di fissazione dei prezzi: soluzioni consolidate e problemi latenti nel controllo di compatibilità concorrenziale sulla legislazione nazionale*, in *Diritto comunitario e degli scambi internazionali*, 2015, pp. 87-115 (case comment)
- *Product and process functionality in shapes necessary to obtain a technical result under EU trademark law*, in *Revista Lex Mercatoria*, no. 2, 2016, pp. 4-11 (case comment)
- *La protezione dei nomi geografici nei regimi di qualità dei prodotti agricoli e alimentari: criteri oggettivi e soggettivi della tutela per evocazione*, in *Diritto comunitario e degli scambi internazionali*, 2016, pp. 273-302 (case comment)
- *Applicazione informatica di trasporto condiviso e concorrenza sleale per violazione di norme pubblicistiche*, in *Giurisprudenza commerciale*, 2017, II, pp. 202-223 (case comment)
- *L'assetto delle competenze europee e nazionali in materia di proprietà industriale ed intellettuale con particolare riferimento alle indicazioni geografiche*, in *Diritto comunitario e degli scambi internazionali*, 2017, pp. 539-591 (case comment)
- *European patent with unitary effect but with variable law: regulating the right to patent for transnational inventions*, in *Revista Lex Mercatoria*, no. 8, 2018, pp. 29-37 (article)
- *Le indicazioni geografiche non agroalimentari come diritto di proprietà industriale: prospettive di riforma e implicazioni di sistema*, in *Rivista di diritto industriale*, 2018, I, pp. 475-511 (article)
- *Subfornitura tra gruppi di società e abuso di dipendenza economica*, in *Giurisprudenza commerciale*, 2019, II, pp. 840-860 (case comment)
- *Marchio di certificazione e tutela merceologica tra servizio e prodotto*, in *Rivista di diritto industriale*, 2019, II, pp. 401-422 (case comment)
- *Medicinali off-label, informazioni di farmacovigilanza e nuove frontiere della concorrenza basata sui meriti*, in *Giurisprudenza commerciale*, 2019, II, pp. 979-1004 (case comment)
- *Sulla dimensione imprenditoriale e societaria degli organismi di ricerca a fini di text and data mining*, in *Contratto e impresa*, 2020, pp. 1598-1637 (case comment)
- *Preminenza del brevetto europeo e autonomia del brevetto italiano*, in *Giurisprudenza commerciale*, 2020, II, pp. 574-593 (case comment)
- *Natura generica e potenziale evocativo dei singoli termini di una denominazione geografica composta*, in *Giurisprudenza commerciale*, 2021, II, pp. 699-717 (case comment)
- *Scientific TDM exception and communication to the public: did Italians do it better ... or at least not worse?*, in *Journal of Intellectual Property Law & Practice*, 2022, pp. 399-406 (article)

SEMINARS AND COURSES

- *“Gli accordi europei di ricerca e sviluppo tra innovazione, concorrenza e conoscenza”*, in the context of Ph.D Seminars (III edition) *“Ordinamento nazionale e ordinamenti europei: poteri degli Stati, disciplina del mercato e tutela dei diritti”* at University of Udine, on 27 January 2012
- *“The Google case law on trademark infringement in keyword advertising”*, in the context of the Joint International Doctoral (Ph.D.) course in Law, Science and Technology at “Alma Mater Studiorum” University of Bologna, CIRSFID Department, on 17 March 2014
- *“The Unitary Patent Protection and the Unified Patent Court: a new step for EU Intellectual Property”*, in the context of International LLP Programme *“Consumers’ Rights and Market Regulation in the European Union”*, at University of Udine, on 28 July 2014
- *“The Notion “Human Embryo” within the meaning of Directive 98/44/EC on the legal protection of biotechnological inventions”*, in the context of Jean Monnet Course *“EU Family Law”*, at University of Udine, on 1 April 2015
- *“Scope and limits of protection of three-dimensional trademarks in EU case law”*, in the context of International LLP Programme *“Consumers’ Rights and Market Regulation in the European Union”*, at University of Udine, on 24 July 2015
- *“Biotechnological inventions and the legal notion of “human embryo” – A comparison between EU and US Patent Law”*, held in the context of Jean Monnet Course *“EU Family Law”*, at University of Udine, on 18 April 2016
- *“Copyright and the right of communication to the public in the digital world: EU Law evolution [or revolution?]”* (in English), in the context of ELSA Final Conference *“International Focus Programme on Media Law”*, at ELSA Trieste, on 20 May 2016
- *“The UberPop cases across Europe: unfair competition or unfit regulation?”* (in English), in the context of International LLP Programme *“Consumers’ Rights and Market Regulation in the European Union”* at University of Udine, on 18 July 2016
- *“Il regime antitrust degli accordi di ricerca e sviluppo e di trasferimento tecnologico”*, in the context of the course *“Proprietà intellettuale e tutela dell'innovazione d'impresa”* at Fondazione Forense Bolognese, on 3 November 2016
- *“Disruptive technologies: prospettive di compatibilità de iure condito e prospettiva di riforma de iure condendo in materia di sharing economy”*, in the context of the Joint Doctoral (Ph.D.) course in Legal Studies at University of Udine, on 31 January 2017
- *“Diritto d'autore e accesso alla conoscenza nella giurisprudenza comunitaria”*, in the context of seminar courses at Fondazione Forense Bolognese, on 19 April 2017
- *“Il diritto d'autore nei social network”*, in the context of *“Le false verità dei social network: diritto di informazione tra verità e post verità”* organized by Emilia-Romagna Journalist Guild in collaboration with ELSA Bologna and Young Committee UNESCO Regione Emilia- Romagna at Municipality of Bologna, on 3 May 2017
- *“Concorrenza ed esclusive nel settore agroalimentare: le indicazioni geografiche”*, in the context of the professional course *“Diritto agroalimentare transnazionale e comparato”* at University of Verona, on 12 May 2017
- *“Il potere di (e sul) mercato tra uso e abuso”*, in the context of the seminar *“Mercati tecnologici e concorrenza tra tutela ed organizzazione”* organized by Fondazione Forense Bolognese at Federazione Banche di Credito Cooperativo Emilia-Romagna, on 19 May 2017
- *“Profili applicativi del diritto antitrust europeo nel settore dell'innovazione tecnologica”*, in the context of the seminars organized by Law Department at University of Udine, on 18 April 2018
- *“The patent protection of biotechnological inventions”*, in the context of the Joint International Doctoral (Ph.D.) course in Law, Science and Technology at “Alma Mater Studiorum” University of Bologna, CIRSFID Department, on 17 May 2018

- “*Copyright on the internet: from the information society to the digital single market*”, in the context of International LLP Programme “Consumers’ Rights and Market Regulation in the European Union”, at University of Udine, on 20 July 2018
- “*Antitrust e regolatorio nel settore farmaceutico*”, in the context of Master LLM course in Diritto della concorrenza e dell’innovazione, at LUISS – Libera Università Internazionale degli Studi Sociali, Rome, on 12 January 2019
- “*I “nuovi” diritti nell’Europa digitale*”, in the context of European Union Law course, at University of Udine, on 6 May 2019
- “*Public-Private Research Agreements after the New Exception for Text and Data Mining*”, in the context of the joint seminar “Intellectual Property and Contracts” organized by University of Zurich and “Alma Mater Studiorum” University of Bologna, Law Department, in Bologna, on 1 June 2019
- *Discussant* to the presentation “Attivo, pro-attivo o iper-attivo? Il regime della responsabilità dei prestatori di servizi di condivisione online nella nuova direttiva sul diritto d’autore nel mercato unico digitale” by Prof. Giorgio Spedicato, in the context of the programme “Seminari e Convegni di Diritto Commerciale” at “Alma Mater Studiorum” University of Bologna, on 9 July 2019
- “*Certification marks in the reform of EU Trademark Law*”, in the context of International LLP Programme “Consumers’ Rights and Market Regulation in the European Union”, at University of Udine, on 19 July 2019
- “*La nuova direttiva UE sul copyright e il futuro dei mercati digitali. Riflessioni sulle nuove eccezioni e limitazioni, sul diritto dell’editore e sulla responsabilità del provider*”, in the context of Excellence Project in Diritto, Tecnologie e Cambiamenti (Department of Law), at University of Verona, Campus of Vicenza, on 15 November 2019
- “*Antitrust e regolazione nel settore farmaceutico*”, in the context of Master LLM course in Diritto della concorrenza e dell’innovazione, at LUISS – Libera Università Internazionale degli Studi Sociali, Rome, on 30 November 2019
- “*La riforma dei marchi d’impresa: novità operative e sistematiche dopo il d.lgs. n. 15/2019*”, in the context of Excellence Project in Diritto, Tecnologie e Cambiamenti (Department of Law), at University of Verona, on 6 December 2019
- “*I contratti relativi alla PF*”, in the context of Master LLM course for Giuristi e Consulenti di Impresa, at University of Roma Tre, on 28 March 2020 (online)
- “*Quality as a commercial service: conformity assessment and consumers expectation in the EU internal market*”, in the context of International LLP Programme “Consumers’ Rights and Market Regulation in the European Union”, at University of Udine, on 12 October 2020 (online)
- “*La riforma dei marchi d’impresa: novità operative e sistematiche dopo il d.lgs. n. 15/2019*”, Excellence Project in Diritto, Tecnologie e Cambiamenti (Department of Law), at University of Verona, Campus of Vicenza, on 19 October 2020 (online)
- “*Copyright to the pandemic proof: scientific and commercial interests in text and data mining exception*”, in the context of the Italian-German Seminar jointly organized with University of Bayreuth at Department of Law, University of Verona, on 6th November 2020 (online)
- “*Antitrust e regolazione nel settore farmaceutico*”, in the context of Master LLM course in Diritto della concorrenza e dell’innovazione, at LUISS – Libera Università Internazionale degli Studi Sociali, Rome, on 27 November 2020 (online)
- “*Denominazioni di origine e indicazioni geografiche protette*”, in the context of the professional course “Diritto agroalimentare transnazionale e comparato” at University of Verona, on 4 December 2020 (online)
- “*Il brevetto*”, in the context of Master course for per Giuristi e Consulenti di Impresa, at University of Roma Tre, on 26 March 2021 (online)
- “*Brevetto: ratio incentivante dell’istituto tra innovazione e concorrenza, rapporto dialettico con i segreti commerciali, procedimento di brevettazione, principio di territorialità e nuovo sistema del*

- brevetto europeo con effetto unitario*”, in the context of Master LLM course in Diritto ed Economia delle Attività Produttive e Logistiche, at University of Salento, on 16 April 2021 (online)
- “*La riforma del diritto d'autore nella sua applicazione alle digital humanities*”, in the context of Excellence Project in Digital Humanities (Department of Foreign Languages and Literatures), at University of Verona, on 25 May 2021 (online)
 - “*Intellectual property in time of pandemic: the role of patents in a globalized market system*”, in the context of International LLP Programme “Consumers’ Rights and Market Regulation in the European Union”, at University of Udine, on 23 July 2021
 - “*Il regime delle indicazioni geografiche di provenienza*”, in the context of professional course “Alta Formazione in Diritto Agroalimentare” organized by Fondazione Forense Bolognese, on 16 October 2021 (online)
 - “*Principi generali di diritto antitrust con focus sugli accordi di distribuzione verticale*”, in the context of professional course “L’applicazione della legge antitrust nazionale e comunitaria alle integrazioni tra imprese”, organized by RP Legal & Tax, on 17 December 2021 (online)
 - “*Il brevetto*”, in the context of Master course for per Giuristi e Consulenti di Impresa, at University of Roma Tre, on 26 March 2022
 - Scientific Organization of the seminar “*Artificial Intelligence and Intellectual Property*”, hosting members of University of Zurich and Max Planck Institut for Innovation and Competition (Munich), at University of Verona, Department of Law, on 12-15 November 2021, with presentation titled “*Artificiality of copyright protection and its legal foundations*” (in English)
 - “*Il quadro normativo sull'appartenenza delle innovazioni in ambito universitario*”, in the context of the seminar “Di chi sono le invenzioni generate dalla ricerca universitaria?” organized by Istituto di Studi Avanzati (ISA) at Alma Mater Studiorum – University of Bologna, on 24 February 2022
 - Presentation at the webinar “*The national transpositions of the DSM Directive: JIPLP Special DSM Issue*”, of the article “*Scientific TDM exception and communication to the public: did Italians do it better ... or at least not worse?*” (in English), organized by *Journal of Intellectual Property Law & Practice*, on 8 June 2022 (online)
 - “*Strategie di protezione della proprietà intellettuale*”, in the context of the workshop “Settimana delle Start-up” organizzato by Agenzia Lavoro Sviluppo & Impresa, on 24 October 2022 (online)
 - “*Free riding and free use in services and beyond: 'brand' new Geographical Indications in EU?*” (in lingua inglese), in the context of the Italian-German Seminar jointly organized by University of Verona at Rechts- und Wirtschaftswissenschaftliche Fakultät, Universität Bayreuth, on 3 November 2022
 - “*Antitrust e regolazione nel settore farmaceutico*”, in the context of Master LLM course in Diritto della concorrenza e dell’innovazione, at LUISS – Libera Università Internazionale degli Studi Sociali, Rome, on 19 November 2022
 - “*Certification Marks and Geographical Indications at the interface between private and public quality*”, in the context of Master LLM course in European Intellectual Property Law, at Stockholm University (Sweden), on 26 November 2022 (online)
 - “*Dati archeologici e titolarità dei contenuti proteggibili tra legge e contratto*”, in the context of workshop “La produzione dei dati e dei contenuti archeologici tra linee guida per l’archeologia preventiva, diritto d’autore e codice dei contratti pubblici”, organized by Wikimedia Italia at Accademia di Agricoltura, Scienze e Lettere di Verona, on 20 January 2023

CONFERENCES AND WORKSHOPS

- Presenting at “Second Workshop for Junior Researcher in IP Law”, paper titled “*European patent with unitary effect but with variable law: the issue of initial ownership and the right to (first) application*”, jointly organized by Centre for IT and IP Law (Leuven), Max Planck Institute for

Innovation and Competition (Munich) e SciencesPo Law School (Paris), in Munich (Germany), on 8-9 June 2017

- Presenting at IX Convegno annuale dell'Associazione Italiana dei Professori Universitari di Diritto Commerciale "Orizzonti del Diritto Commerciale", paper titled "*Le indicazioni geografiche non agroalimentari come diritto di proprietà industriale: prospettive di riforma e implicazioni di sistema*", organized in Rome, on 23-24 February 2018
- Presenting at international conference "(Re)-imagining intellectual property", paper titled "*Geographical indications for non-agricultural products: the (re)quest for founding principles*", organized by University of Exeter, School of Law, in Exeter (UK), on 16-17 April 2018
- Presenting at international conference "Cyberspace", paper titled "*Artificial Intelligence and Copyright: a Competition Law Approach*", organized by Institute of Law and Technology, Faculty of Law in cooperation with Faculty of Social Studies, Masaryk University, in Brno (Czech Republic), on 30 November – 1 December 2018
- Presenting at conference "Il tempo nel diritto, il diritto nel tempo" with topic "*Il tempo come tradizione nel diritto delle indicazioni geografiche*", organized by School of Law and Law Department at "Alma Mater Studiorum" University of Bologna, Campus of Ravenna, on 15 March 2019
- Participating at the workshop "*Recent trends and the future of consumer protection in Europe*", organized by the International LLP Programme "Consumer's Rights and Market Regulation in the European Union", at University of Udine, on 19 July 2019
- Presenting at ATRIP Conference, 38th edition, paper titled "*Rebreeding Geographical Indications beyond Agriculture: of 'Genotype' and 'Phenotype' in territorial products*", held at Vanderbilt University, Nashville (USA), on 25-28 August 2019
- Presenting at XI Convegno annuale dell'Associazione Italiana dei Professori Universitari di Diritto Commerciale "Orizzonti del Diritto Commerciale", paper titled "*Modelli organizzativi e text and data mining nel mercato unico digitale: la dimensione imprenditoriale e societaria degli organismi di ricerca*", organized in Rome, on 14-15 February 2020
- Participating at the workshop "*The impact of the Covid-19 outbreak on consumer protection*", organized by the International LLP Programme "Consumer's Rights and Market Regulation in the European Union", at University of Udine, on 23 October 2020 (online)
- Participating at the workshop "*The digital response to the Covid-19 crisis. Consumer protection and market regulation issues*", organized by the International LLP Programme "Consumer's Rights and Market Regulation in the European Union", at University of Udine, on 23 July 2021
- Presenting at EPIP Conference "Opening up IP for a better world?", paper titled "*Opening Up EU Copyright Law for Private Text and Data Mining*", organized by European Policy for Intellectual Property, at University of Cambridge - Faculty of Law, in Cambridge (UK), on 14-16 September 2022
- Presenting at IPIRA Conference (*IP & Innovation Researchers of Asia Conference*), paper titled "*A change of 'formula' in EU protection of GIs for processed and manufactured products*", organized at Nanyang Technological University (Singapore), on 1-3 marzo 2023 (online)