

Silverstein, David (Full Professor)

Refereed Journal Articles

- Silverstein, D., Hohler, D. C. (2010). A Rule-of-Law Metric for Quantifying and Assessing the Changing Legal Environment of Business. *American Business Law Journal*, 47(4), 795-853. www.alsb.org
- Silverstein, D. (2010). New Rules for Computing U.S. Patent Terms After *Wyeth v. Kappos*. *Business Law Review*, 43(1), 151-164. www.narbla.org
- Silverstein, D. (2009). The Capsizing of Small Business in a "Perfect Storm" of Patent Reform. *Southern Law Journal*, XIX(1), 153-177. www.salsb.org
- Silverstein, D., Geurden, R. M. (2007). Series LLCs as an Alternative to Corporations for a Services/Financial/Internet-Based Economy. *Business Law Review*, 40, 59-81.
- Silverstein, D. (2006). Exploring Uncharted Waters: The Still Evolving Long-Arm Jurisdiction Dimensions of Electronic Commerce. *Business Law Review*, 39, 161-181.
- Silverstein, D., Breiman, G. (2002). Profiting from Another's Creative Workproduct: How Historical Antecedents Will Shape the Outcomes of Current E-Commerce Controversies. *Business Law Review*, 35, 141-163.
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- Silverstein, D. (1998). New Legal Remedies Against Unfair Competition in Int'l Trade: Converting a Customs Action Against an Importer Into Private Action Against the Foreign Manufacturer of Improperly Marked Component Parts. *Business Law Review*, 31, 129-143.
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- Silverstein, D., Diamond, B. (1991). Buchwald v. Paramount Pictures Corp.: The Assault on Freedom of Contract Continues. *Business Law Review*, 24, 129-149.
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- Silverstein, D. (1988). The Changing Legal and Social Environment of Labor Relations: Lessons of Two Case Studies. *Business Law Review*, 21, 254-269.
- Silverstein, D. (1987). Country-of-Origin Marking Requirements Under Sec. 304 of the Tariff Act: An Importer's Map Through the Maze. *American Business Law Journal*, 25, 285-300.
- Silverstein, D. (1987). Managing Corporate Social Responsibility in a Changing Legal Environment. *American Business Law Journal*, 25, 523-566.
- Silverstein, D. (1987). Polaroid Corporation v. Eastman Kodak Company: American Business Rediscovered the Patent System. *Business Law Review*, 20, 198-217.
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- Silverstein, D. (1990). Managing Labor Relations in a Changing Legal Environment. *Labor Law Journal*, 41(9), 611-621.
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Book Chapters

- Silverstein, D. (1999). Balance of Trade Considerations in the U.S.-China Conflict Over Intellectual Property Piracy: When Low-Tech Chinese Imports Must Be Paid For With High-Tech U.S. Exports. In Nigel Campbell (Ed.), *International Studies in Pacific Basin Economics and Finance*. London, England: JAI Press, Ltd..
- Silverstein, D. (1994). Intellectual Property Rights, Trading Patterns and Practices, Wealth Distribution, Development and Standards of Living: A North-South Perspective on Patent Law Harmonization. In G. R. Stewart et al. (Ed.), *International Trade and Intellectual Property: The Search for a Balanced System* (pp. 155-179). Boulder, Colorado: Westview Press.
- Silverstein, D. (1994). Managing Contract Relations in a Changing Legal, Ethical and Social Environment. In D. Whitman (Ed.), *Selected Readings on Business and the Law* (pp. 13-27). New York, New York: McGraw Hill.

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Silverstein, D., Meagher, R. F. (1988). Law and Social Change. In Robert F. Meagher (Ed.), *Law and Social Change* (pp. 1-40). Bombay, India: Indian Law Institute.

Silverstein, D. (1988). Managing Corporate Social Responsibility in a Changing Legal Environment. In Bruce Fisher (Ed.), *The Legal Environment of Business, 3rd Ed.*. Minneapolis, Minnesota: West Publishing Co..

Non-Refereed Journal Articles

Silverstein, D. (1998). Balance of Trade Considerations in the U.S.-China Conflict Over Intellectual Property Piracy: When Low-Tech Chinese Imports Must Be Paid For With High-Tech U.S. Exports. --- *Petition removed* ---, 6.

Silverstein, D. (1995). The Impact of International Patent Harmonization on Global Competitiveness. --- *Petition removed* ---, 5, 25-36.

Silverstein, D. (1994). The Impact of International Patent Harmonization on Global Competitiveness. --- *Petition removed* ---, 2, 21-30.

Silverstein, D. (1988). The Litigation Audit: Preventive Legal Maintenance for Management. -- *Petition removed* ---, 31(6), 34-42.

Silverstein, D. (1993). The Fall and Rise of the U.S. Patent System. --- *Petition removed* ---, 17-22.

Other Intellectual Contributions

Other

Silverstein, D. (2003). In David Silverstein (Ed.), *Managing in the Ethical and Legal Environment - Publisher Customized Readings for MBA-680*. New York, New York: McGraw Hill.

Silverstein, D. (1999). In David Silverstein (Ed.), *Managing in the Ethical, Legal and Global Environment - Publisher Customized Readings for MBA-730*. New York, New York: McGraw Hill.

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Conference Proceedings

- Silverstein, D. (1998). *Unfair Competition in International Trade: Private Actions Under Sec. 43(a) of the Lanham Trademark Act Against the Foreign Manufacturers of Improperly-Marked Imported Goods*. Academy of Legal Studies in Business Conference.
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- Silverstein, D. (1995). *Economic Perspectives on International Patent Harmonization: Fair Trade or Trade Barriers?*. Eastern Economic Association.
- Silverstein, D. (1995). *Ethical Issues in Defining the Scope of Intellectual Property Rights: A Paradigm for Balancing Business and Ethics in a Market Economy*. International Conference Promoting Business Ethics: From the Universities in the Marketplace - The Business Ethics Journey/St. John's University.
- Silverstein, D. (1993). *Intellectual Property Rights, Trading Patterns and Practices, Wealth Distribution, Development and Standards of Living - A North-South Perspective*. Conference on Intellectual Property and International Trade, Faculty of Law - University of Windsor, Canada.
- Silverstein, D. (1988). *The International Legal Environment of Business: A Methodology and Model for Interdisciplinary Professional Education*. Conference on Multinational Culture: Social Impacts of a Global Economy/Hofstra University.
- Silverstein, D. (1988). *United States Intellectual Property Laws: The New Trade Barriers*. Conference on Business Regulation and Its Impact on the World Economy/University of Illinois.
- Meagher, R. F., Silverstein, D. (1983). *Law and Social Change: Toward a New Paradigm*. Indo-U.S. Subcommittee on Education and Culture/Law and Social Change Symposium.
- Silverstein, D. (1980). *Trademarks: An Adjunct to Protecting Proprietary Information and Stimulating Commercial Innovation*. Babson College/Seminar Series on Entrepreneurship.

Presentations

- Silverstein, David, Geurden, Robert M., "Series LLCs as an Alternative to Corporations for a Services/Financial/Internet-based Economy," North Atlantic Regional Business Law Association Conference, Salem, Massachusetts. (March 2007).
- Silverstein, David, "Exploring Uncharted Waters: The Still Evolving Long-arm Jurisdiction Dimensions of Electronic Commerce," North Atlantic Regional Business Law Association Conference, Wellesley, Massachusetts. (April 2006).
- MacLean, Tammy L., Silverstein, David, "Alternative Approaches to Teaching Business Ethics," Suffolk University Academic Conference, Boston, Massachusetts. (March 2006).
- Silverstein, David, "Assessing Porter and Kramer's 'Competitive Advantage' Model of Corporate Philanthropy," Academy of Legal Studies in Business Conference, San Francisco, California. (August 2005).

- Silverstein, David, "Quantitative Methodology for Assessing the Legal Environment of Business," North Atlantic Regional Business Law Association Conference, Waltham, Massachusetts. (April 2005).
- Silverstein, David, "Toward a Metric for Quantifying 'Rule of Law' and Evaluating the Legal Environment of Business in Emerging Economies," Academy of International Business Conference, Stockholm, Sweden. (July 2004).
- Silverstein, David, "Integrating Social Assessment/Stakeholder Analysis into a Legal Environment of Business Course," North Atlantic Regional Business Law Association Conference, Chestnut Hill, Massachusetts. (April 2004).
- Silverstein, David, "Reassessing Intellectual Property Harmonization in Emerging Markets and Transition Economies," Academy of International Business Conference, Monterey, California. (July 2003).
- Silverstein, David, "Legal and Ethical Issues in Corporate Philanthropy: Assessing Porter and Kramer's 'Competitive Advantage' Model," North Atlantic Regional Business Law Association Conference, Boston, Massachusetts. (April 2003).
- Silverstein, David, "Profiting from Another's Creative Workproduct: How Historical Antecedents will Shape the Outcome of Current E-Commerce Controversies," Academy of Legal Studies in Business Conference, Las Vegas, Nevada. (July 2002).
- Silverstein, David, Breiman, Gil, "Profiting from Another's Creative Workproduct: How Historical Precedents are Shaping the Outcomes of Current E-Commerce Cases," North Atlantic Regional Business Law Association Conference, Boston, Massachusetts. (April 2002).
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- Silverstein, David, "Ethical Issues in Defining the Scope of Intellectual Property Rights: A Paradigm for Balancing Business and Ethics in a Market Economy," Academy of Legal Studies in Business Conference, Quebec, Canada. (August 1996).
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- Silverstein, David, "Disqualification of Part-Time Employees From Benefits Under the 'Available for Work' Provision of the Unemployment Compensation Statute: Time for Change?," Academy of Legal Studies in Business Conference, Charleston, South Carolina. (August 1992).

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- Wheeler, David, Silverstein, David, "The Global Patent Wars: Superconductor Marketing Implications," World Business Congress Conference, Halifax, Nova Scotia, Canada. (April 1992).
- Silverstein, David, "Current Developments in Patent Law," Academy of Legal Studies in Business Conference, Portland, Maine. (August 1991).
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- Silverstein, David, "If You Test the Waters, Watch the Clock: Restrictions on Market Testing Under Sec. 102(b) of the Patent Act," Academy of Legal Studies in Business Conference, Toronto, Canada. (August 1990).
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