

## **James S. Heller**

Director of the Law Library  
Professor of Law and Professor of Public Policy

The College of William & Mary  
School of Law  
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### **Education**

University of Michigan (Ann Arbor)  
B.A. Social Studies, Secondary Teaching Credential  
December 1971

University of San Diego School of Law  
J.D. Cum Laude, May 1976  
Staff Writer, University of San Diego Law Review

University of California (Berkeley)  
School of Library and Information Studies  
M.L.S., June 1977

### **Professional Employment**

College of William & Mary School of Law  
Williamsburg, Virginia  
Director of the Law Library and Professor of Law  
August 1988 to present  
Courses taught: Advanced Research; Law and Film; Law and Public Policy

University of Idaho College of Law  
Moscow, Idaho  
Director of the Law Library and Associate Professor of Law  
May 1983 to July 1988  
Courses taught: Legal Research; Legal Writing; Appellate Advocacy

United States Department of Justice  
Civil Division Library  
Washington, D.C.  
Director  
March 1980 - April 1983

George Washington University National Law Center  
Jacob Burns Law Library  
Washington, D.C.  
Associate Law Librarian - Head of Reader Services  
September 1977 - February 1980

### **Memberships in Professional Organizations**

American Association of Law Libraries (AALL):  
Member since 1977  
Awards Committee: Member 1989-92; Chair 1991-92  
Call for Papers Committee: Member 2007-09; Chair 2008-09  
Centennial Celebration Committee: Vice Chair, 2002-06  
Copyright Committee: Member 1980-85, 1993-97; 2000-01  
Chair 1982-83, 1993-94, 1996-97, 2000-01  
Education Committee: Vice Chair, 1993-94; Chair 1994-95  
Hospitality for Overseas Participants Special Committee, 2001-02  
Local Arrangements Chair, 1991 AALL Winter Institute  
Nominations Committee: Member 1987-89  
President, 1998-99  
Program Chair, 1995 AALL Annual Meeting  
Vice President, 1997-98

American Civil Liberties Union Moscow/Latah County (Idaho):  
Member of the Board of Directors, 1984-88  
Vice President, 1987-88

California State Bar: Admitted 1976 (Inactive)

Consortium of Southeastern Law Libraries:  
Member of the Board of Directors and Secretary, 1990-92  
Member of the Board of Directors, 2005-07

District of Columbia Bar: Admitted 1978 (Inactive)

Idaho Law Foundation:  
Member, Legal Technology Committee 1986-88

Law Librarians' Society of Washington, D.C.:  
Member, 1977-83  
Member, Law Library Lights (Newsletter) Committee 1980-83

Northwest Consortium of Law Libraries:  
Chair, Organizational Committee, 1984-85  
Member, Board of Directors, 1985-88  
Chair, 1987-88

Oxford University Press Library Advisory Committee  
Member, 2013-14

Roundtable of Washington, D.C.-Area Academic Law Libraries:  
Chair, 1977-79

Southeastern Chapter, American Association of Law Libraries:  
Member since 1988  
Annual Meeting Local Arrangements Committee: Chair, 2009-10  
Bylaws Committee: Chair, 1997-98  
Education Committee: Chair, 1989-91  
Golden Anniversary Committee: Chair, 2002-03  
Nominations Committee: Member, 1991-93; 2000-02  
President, 1996-97  
Program Committee: Chair 1995-96; Member 2002-06  
Service to SEAALL Committee: Member 2004-05; Chair 2005-06  
Scholarship Committee: Member, 1998-99; 2007-09  
Vice President, 1995-96

Virginia Association of Law Libraries:  
Member since 1988  
President, 1994-95  
Grants Committee: Chair, 2001-02  
Recruitment Committee: Chair, 2007-08  
Vice President, 1993-94

Western Pacific Chapter of AALL (Westpac):  
Member, 1983-88  
Program Chair, 1988 Annual Meeting

### **University Committees**

William & Mary - Law School Committees:  
Academic Status: Member, 1994-99  
Building: Member since 1989; chair 2011-15  
Capital Campaign Priorities: Member, 1996-97  
Committee on Writing, Lawyering Skills, and Professional Formation: Member, 2009-10  
Curriculum: Member, 2014-15  
Dean Search: Member, 2008-09  
Dean's Advisory: Member, 1990-94, 2002-09  
Disciplinary: Member, 1990-92  
Faculty Appointments: Member, 2009-10  
Library: Member, 1988-00 (ex officio)  
Office of Career Services Associate Dean Search: Member, 2011-13  
Self Study: Member, 2000-01; 2008-09; 2015-16  
Strategic Planning: Member, 2008-09  
Technology in Teaching: Member, 1994-99

Technology Policy: Member, 1998-00  
World Wide Web: Member, 1994-99  
Writing, Lawyering Skills, and Professional Formation: Member, 2009-11

William & Mary - University Committees:

Associate Provost for Information Technology Search: Member, 1996-97  
Combined Virginia Campaign: Member, 2009-11  
Dean of University Libraries Search: Member, 1996-97, 2009-10, 2010-11  
Faculty Compensation Board: Member, 2011-12  
Judicial Council: Member, 2000-10  
Library Policy Advisory: Member since 1988 (ex officio)  
Parking Advisory: Member, 2013-14  
Publications Council: Member, 2010-15  
Residency Status Appeals: Consultant, 1991-93  
Student Conduct Council: Member 2011-14  
Public Policy Program: Executive Committee, 2011-15  
Traffic Appeals Board: Member, 1993-94; Chair 1994-96  
VIMS Librarian Search: Member, 2003-04  
Warren Burger Archivist Search: Member, 1996-97; 2000-01

University of Idaho:

Law School Library Committee: Member, 1983-88  
University Instructional Media Services Advisory Committee: Member, 1984-88;  
Chair, 1986-88  
University Promotions Review Committee: Member, 1987

**Presentations at Scholarly or Professional Meetings**

American Association of Law Libraries (AALL):

Coordinator and Moderator, "Copyright Law and the Section 108 Five-Year Review,"  
1982 Annual Meeting.  
Coordinator and Moderator, "Copyright Law for Librarians," 1983 Annual Meeting.  
Speaker, "Fee or Free: Fee-Based Library Services," 1985 Annual Meeting.  
Speaker, "Rural Law Libraries," 1986 Annual Meeting.  
Moderator, "Enhancing Service Through Cooperation," 1991 Winter Institute.  
Speaker, "Making the Most of Your Appropriation," 1991 AALL Institute.  
Coordinator, Moderator and Speaker, "Copyright Issues in Law Libraries," 1992  
Workshop.  
Coordinator and Moderator, "The National Conference on Legal Information  
Issues," 1994 Annual Meeting.  
Coordinator and Moderator, "Who Owns the Law (and Other Copyright Issues):  
A Debate," 1995 Annual Meeting.  
Coordinator and Moderator, "All the News That's Fit: A Look Inside the Major News  
Media Libraries," 1999 Annual Meeting.  
Presenter, "Copyright Law Workshop," Provo, UT, June 2001; St. Petersburg, FL,  
September 2001; Washington, DC, February 2002.

Coordinator and Speaker: "Legal Research Meets Darwin: The Evolution of Legal Research Courses at Two Law Schools," 2002 Annual Meeting.  
Speaker, "Cutting to the Core," 2004 Annual Meeting.  
Coordinator and Moderator: "Legal Publishing in the 21<sup>st</sup> Century," 2007 Annual Meeting.  
Speaker, "Evolving Fair Use Policies in the Private Law Firm," 2008 Annual Meeting.  
Coordinator and Moderator: "The Librarian as Author," 2009 Annual Meeting.  
Coordinator and Speaker, "Writer's Workshop," 2009 Annual Meeting  
Speaker, "Ten Things Every Librarian Needs to Know About Copyright," 2010 Annual Meeting.  
Speaker, "What Do You Cut When You've Already Cut to the Bone?," 2011 Annual Meeting

American Bar Association – Bricks and Bytes Conference:

Speaker, "Public and Student Spaces," San Diego, CA, March 2012.

American Council of Learned Societies, Conference of Administrative Officers:

Speaker, "Questions of Copyright in the Electronic Publishing Environment," Miami, FL, November 1993.

American Library Association:

Speaker, "Audio-Visual Issues in Copyright", 1991 Annual Meeting, Atlanta, GA.

Armed Forces Staff College, National Defense University:

Presenter, "Copyright and Educational Uses," Norfolk, VA, June 2000

Army Library Institute:

Speaker, "Copyright Issues and Federal Libraries," San Antonio, TX, April 1993.

British and Irish Association of Law Libraries:

Speaker, "The National Conference on Legal Information Issues," Manchester, England, September 1995.

Speaker, "From Oxford to Williamsburg: The Evolution of Legal Education and Law Libraries Across the Pond," Belfast, Northern Ireland, June 2012.

Canadian Association of Law Libraries:

Speaker, "Digital Copyright, Licensing, and the Threat to Fair Use. 2001 Annual Meeting, London, Ontario.

Chinese and American Forum on Legal Information and Law Libraries (CAFLL):

Third International Conference, Shanghai, China, June 2013:

Presenter, "Copyright in Libraries: 21<sup>st</sup> Century Challenges and Opportunities."

Fifth International Conference, Hangzhou, China, June 2017

Presenter, "Building the 21<sup>st</sup> Century Library" (forthcoming).

College of William & Mary:

Speaker: "Copyright Conversations," April 2012.

Council of Spokane Area Libraries:

Speaker: "Fee or Free: Information Access in Libraries," Spokane, WA, May 1985.

ECPI College of Technology:

Speaker, "A Copyright Snapshot," Virginia Beach, VA, November 2003.

George Washington University Library/Division of Continuing Education Joint Program:

Keynote Speaker, "The Copyright Challenge: Intellectual Property in a Multimedia Age," Washington, D.C., May 1988.

Greater Philadelphia Law Library Association:

Speaker, "Copyright Compliance in Law Firm Libraries," Wilmington, DE, March 1993.

Hampton University:

Presenter, "Copyright for Educators in the Digital Millennium," Hampton, VA, January 2003.

Houston Chapter, American Association of Law Libraries:

Presenter, Workshop on "Copyright Law in Libraries," Houston, TX, March 1998.

Idaho Law Foundation:

Coordinator and Speaker, "Law Office Technology," Continuing Legal Education Programs, Boise, ID and Spokane, WA, April 1987.

Idaho Library Association:

Co-presenter, Workshop on "Legal Research Fundamentals," 1987 Annual Meeting.

Speaker, "The Copyright Law and What it Means for Librarians," 1987 Annual Meeting.

Joint Forces Staff College, National Defense University:

Presenter, "Introduction to Copyright Law: Educational Uses and Fair Use," Norfolk, VA, August 2003; November, 2005; August 2011.

Law Librarians' Society of Washington, D.C.:

Speaker, "Effective Budgeting," 1989 Annual Meeting, October 1989.

Louisiana Library Association, New Orleans Chapter of AALL, & Louisiana/Mississippi Chapter, Special Libraries Association:

Presenter, "Copyright Compliance: A Workshop for Librarians and Library Users," New Orleans, LA, March 1993.

Medical Library Association:

Presenter, Workshop on "Applying Copyright Law in Libraries," 1995 (Washington, D.C.), 1996 (Kansas City), 1997 (Seattle), and 2000 (Vancouver, BC) Annual Meetings. 1999 and 2000 Annual Meetings of the Mid-Atlantic Chapter of the MLA (Wilmington, NC and Roanoke, VA).

Midcontinent Association of Law Schools:

Speaker, "Law School Computers for Student Use," 1987 Annual Meeting, Sun Valley, ID.

Music Library Association:

Speaker, "Copyright Law and the Music Library," Pullman, WA, April 1985.

Newport News Public Library:

Speaker, "A Baker's Dozen: Thirteen Copyright Questions in the Digital Age," May 2009.

National Conference of Law Reviews:

Panelist, "Copyright Issues," 1996 Annual Meeting, Lexington, KY.

North Carolina Library Staff Development Program:

Speaker, "Serials: The Next Generation," Research Triangle Park, NC, April 1991.

Northeast Regional Law Library Conference:

Speaker, "Developing a Copyright Policy for Private Law Libraries," Toronto, Canada, October 1996.

Richmond Academic Library Consortium/Richmond Area Film and Video Cooperative:

Speaker, "Copyright and Video Use," Richmond, VA, October, 1991.

Second Conference on Fee-Based Research in College and University Libraries:

Speaker, "Fee-Based Document Delivery: Permissible Activities Under U.S. Copyright Law," Ann Arbor, MI, May 1987.

Southeast Library Service Area (Washington State):

Co-presenter, Workshop on "Legal Research Fundamentals," Walla Walla, WA, March 1987.

Southeastern Chapter, American Association of Law Libraries:

Panelist, "Planning a Program for a Professional Meeting," 1989 Annual Meeting.

Coordinator, Moderator and Speaker, "Copyright In Libraries: Issues for the 90's," 1991 Institute.

Speaker, "Developments in Copyright Law," 1993 Annual Meeting.

Coordinator and Moderator, "2001: A Space Odyssey - Planning and Justifying Space in the 21st Century," 1996 Annual Meeting.

Speaker, Collection Development: Separating the Wheat from the Chaff," 2000 Annual Meeting.

Speaker, "Sharing Information: Document Delivery and Copyright in a Digital World," 2002 Annual Meeting.

Speaker, "Finding a New Balance: Technical Services a la Mephisto," 2002 Annual Meeting.

Speaker, "Licensing Digital Collections," 2004 Annual Meeting.

Speaker, "Budgeting and Collection Development in Lean Times," 2005 Annual Meeting.

Coordinator and Moderator, "Legal Publishing in the 21<sup>st</sup> Century," 2007 Annual Meeting.

Coordinator and Speaker, "Licensing and Copyright," 2007 Annual Meeting.

Speaker, "Copyright, Licensing, and Interlibrary Loan," 2009 Annual Meeting Institute.

Speaker, "Gimme Shelter: Building the 21<sup>st</sup> Century Library Facility," 2010 Annual Meeting.

Southwestern Chapter, American Association of Law Libraries:

Presenter, "Copyright, Interlibrary Loan, & Document Delivery: A Half Century of Mystery, Intrigue, & Confusion." 1998 Annual Meeting, Houston, TX.

Speaker, "Licensing and Copyright," 2007 Annual Meeting, Tempe, AZ.

Special Libraries Association:

Speaker, "Fair Use and Copyright: Today and Tomorrow," 1991 Annual Meeting, San Antonio, TX.

Speaker, "Applying Copyright Law in Libraries" and "Introduction to Copyright Issues," InfoTech '94, Dallas, TX, January 1994.

Speaker, "Managing Copyright in the Digital Age" Webinar, December 7, 2010.

St. Mary's University Law School:

Presenter, "Copyright for Librarians and Educators," San Antonio, TX, May 2006.

University of Richmond, Austin Owen Symposium and Lecture: E-Business, E-Commerce, and the Law:

Speaker: "The Uniform Computer Information Transactions Act: Still Not Ready for Prime Time," Richmond, VA, September 2000.

Speaker: "Coping with UCITA: Consumer Views" at Symposium on The Uniform Computer Information Transactions Act: The Future of Software Licensing in Virginia Richmond, VA, March 2001.

Virginia Administrative Codes and Registers Section:

Speaker: "Regulating in the 90's," Richmond, VA, October 1992.

Virginia Association of Museums:

Speaker: "Introduction to Copyright," Williamsburg, VA 2009.

Virginia Association of Law Libraries:

Presenter, "Copyright Issues in Law Libraries," Williamsburg, VA, November 1991.

Presenter, "Copyright, Interlibrary Loan and Document Delivery at the Millennium," 1998 Annual Meeting.

Speaker, "Collection Development and Weeding a la Versace," 2000 Annual Meeting.

Speaker, "Negotiating Digital Licenses," 2002 Annual Meeting.

Speaker, "The Virginia Supreme Court Digital Records and Briefs Project," 2006 Annual Meeting.

Speaker, "Library Directions in Tough Economic Times," Lexington, VA, May, 2009

Virginia Community College System:

Presenter, "Copyright Workshop for Librarians and Educators," Alexandria, VA, January 1995.

Presenter, "Copyright and Multimedia Works," Charlottesville, VA, February 1995.

Presenter, "Fair Use and Licensing in the Digital Age: A Copyright Snapshot for Librarians and Educators," Roanoke, VA, November 2001.

Presenter, "A Copyright Snapshot for Educators," Virginia Beach, VA, October 2003.

Presenter, "Copyright, Fair Use, and Distance Education," Tidewater Community College, Chesapeake, VA, August 2004.



Virginia Library Association:

Presenter, Workshop on "Applying Copyright Law in Libraries," 1994 and 2002 VLA Annual Meetings, and 1995 VLA Paraprofessional Forum Annual Meeting.

Speaker, "Copyright Law Today: Beyond the Basics," 2001 Annual Meeting.

Speaker, "Copyright Law and Fair Use," 2012 Annual Meeting.

Speaker, "Wythepedia: Using a Wiki to Open New Doors to Special Collections in Virginia," 2014 Annual Meeting.

Virginia Poverty Law Center:

Speaker, "Library Organization," 1988 Statewide Legal Aid Conference, Virginia Beach, VA.

Virginia Tidewater Consortium:

Presenter, Workshop on "Applying Copyright Law in Libraries," Hampton, VA, June 2003

Washington State Library Association:

Speaker, "Copyright for Librarians" and "Copyright in Educational Institutions," Coeur d'Alene, ID, August 1988.

Western Pacific Chapter, American Association of Law Libraries:

Coordinator and Moderator, "The Law of the West," 1988 Annual Meeting.

William Patterson University:

Speaker, "Copyright, Fair Use, and the University," Wayne, NJ, November 2004.

## **Publications**

### Books:

The Librarian's Copyright Companion, 2<sup>nd</sup> ed. (with Paul Hellyer and Ben Keele), Wm. S. Hein & Co. (2012).

The Librarian's Copyright Companion, Wm. S. Hein & Co. (2004).

Copyright Handbook, James Heller and Sarah Wiant. Published for the American Association of Law Libraries by Fred B. Rothman & Co. (1984).

### Book Chapters:

"Additions and Renovations" in Designing Law and Other Academic Libraries: Building upon Change. William S. Hein & Co. (2017).

"Library Director as Negotiator/Horse Trader" in Academic Law Library Director Perspectives: Case Studies, Future Directions, and General Advice, edited by Michelle Wu. Wm. S. Hein & Co. (2015).

"Collection Development, Licensing, and Acquisitions," in Law Librarianship in the 21<sup>st</sup> Century. Scarecrow Press (2006).

"America's First Law School Library: History of the College of William and Mary's Marshall-Wythe Law Library, 1779-1995," in Law Librarianship: Historical Perspectives, Laura Gasaway & Michael Chiorazzi, eds. Published for the American Association of Law Libraries by Fred B. Rothman & Co. (1996). Reprinted in Virginia Law Books: Essays and Bibliographies. American Philosophical Society (2000).

Articles:

"Do Androids Dream of Electric Books?," 18 AALL Spectrum 23 (September/October 2013)

"The Hunger Games," Law Technology News 11 (June 2012)

"From Oxford to Williamsburg: Part 2 – The College of William & Mary Law School and Wolf Law Library," Legal Information Management: Journal of the British and Irish Association of Law Libraries 290 (2012 #12)

"Pretty Woman Meets the Man Who Wears the Star: Fair Use After *Campbell v. Acuff-Rose Music* and *American Geophysical Union v. Texaco*." (with Anne Forkener and Patrick Speice), 54 Jl. of the Copyright Society of the USA 719 (2007).

"51, 36, 127, Hike: Justifying a Law Library Renovation and Expansion Project," 14 Trends in Law Library Management and Technology (issues 1 & 2) (2003).

"Federalism, U.S. Style," 3 Legal Information Management 162 (2003).

"Finding a New Balance: Technical Services Meets Adidas," 7 AALL Spectrum 14 (November 2002).

"Copyright, Fair Use, and the For-Profit Sector," 6 Information Outlook 6 (May 2002). (Abridged version republished as "Copyright and Fair Use in Law Office Libraries," 51 Virginia Lawyer 33 (December 2002).

"Collection Development a la Versace: Fashioning a Policy for Your Library," 6 AALL Spectrum 12 (February 2002). (Winner of the 2002 "AALL Spectrum Article of the Year" Award).

"Digital Information, Licensing, and the Threat to Fair Use," 26 Canadian Law Libraries 145 (Autumn 2001).

"UCITA: Still Crazy After All These Years, and Still Not Ready for Prime Time," 8 Richmond Journal of Law and Technology 5 (Fall 2001) at [www.law.richmond.edu/jolt/](http://www.law.richmond.edu/jolt/) (Earlier versions published as: "The Uniform Computer Information Transactions Act (UCITA): Still Not Ready for Prime Time," 7 Richmond Journal of Law and Technology 14 (Symposium 2000) and "Coming Soon to Your State (But Not Ready for Prime Time): UCITA," 5 AALL Spectrum 4 (2000).

"Where Have You Gone, Fair Use: Document Delivery in the For-Profit Sector." Information Outlook (January 2000).

"The Impact of Recent Litigation on Interlibrary Loan and Document Delivery Activities," 88 Law Library Journal 158 (1996). (Winner of the 1996 "Law Library Journal Article of the Year" Award). Reprinted in Growing Pains: Adapting Copyright for Libraries, Education, and Society, Laura Gasaway, editor. Fred B. Rothman & Co. (1997).

"The National Conference on Legal Information Issues: Charting the Course of the Legal Information Revolution," 26 The Law Librarian 518 (1995).

"Copyright Law and American Law Libraries: A 1994 Status Report," 25 The Law Librarian 128 (1994).

"The Public Performance Right in Libraries: Is There Anything Fair About It?" 84 Law Library Journal 315 (1992). Reprinted in 1994 Video Law Annual 21).

"Copyright Essentials for Librarians," 49 North Carolina Libraries 5 (1991).

"Fee-Based Document Delivery: Permissible Activities Under United States Copyright Law," in Fee-Based Services: Issues & Answers (Proceedings of the Second Conference on Fee-Based Research in College and University Libraries (1987).

"Copyright and Fee-Based Library Services," 47 College & Research Libraries 28 (1986).

"Questions and Answers," 76 Law Library Journal 414 (1983).

"Questions and Answers," 75 Law Library Journal 552 (1982).

"Report to the Copyright Office by the American Association of Law Libraries," 75 Law Library Journal 438 (1982).

#### Book Reviews:

Wrote more than 40 reviews from 1988-1999, primarily for American Reference Books Annual,

#### **ABA/AALS Site Inspections**

Northern Illinois University: March 1989.

Oklahoma City University: March 1992.

## **Miscellaneous**

HeinOnline Focus Group Coordinator, 2005-06.

Law.com Advisory Board, 2000-01.

Clark Boardman/Callaghan Publishing, Member, Law School Advisory Board, 1990-93.

Outstanding Law Librarian for 1991 - Legal Information Alert.