

Miriam A. Smith

Associate Professor, Department of Broadcast and Electronic Communication Arts
San Francisco State University
1600 Holloway Avenue
San Francisco, California 94132

EDUCATION

Master of Arts in Communications Management, Annenberg School for Communication,
University of Southern California, Los Angeles, California, 1991.

Juris Doctor, J. Reuben Clark Law School, Brigham Young University, Provo, Utah, 1985.

Bachelor of Arts in European Studies, *summa cum laude* and *Valedictorian nomine*,
Brigham Young University, Provo, Utah, 1980.

Associate of Science, *High Honors* and *Co-Valedictorian*, College of Eastern Utah, Price,
Utah, 1978.

PROFESSIONAL EXPERIENCE (Academia and Media Law)

SAN FRANCISCO STATE UNIVERSITY, San Francisco, California.

Broadcast and Electronic Communication Arts Department.

Associate Professor, 2004 – present.

Assistant Professor, 1998 – 2004.

Undergraduate Courses Taught (1998 to present)

Law and Regulation of the Electronic Media

Economic Aspects of the Electronic Media

Electronic Media Management

Mobile Electronic Media

Ethics and Responsibility in the Electronic Media

Introduction to Electronic Communication

Close Up on Los Angeles Seminar

Internship in Broadcast and Electronic Communication Arts

Supervising Instructor for Projects in Teaching in the Broadcast and Communication Arts

Special Study

Graduate Courses Taught (1998 to present)

Ethics and Responsibility in the Electronic Media

Directed Experience in BECA Education

Readings for the Written Comprehensive Examination

Special Study

College of Extended Learning (Summer 1999, Summer 2010, Summer 2012)

Legal Aspects of the Music Recording Industry
Law and Regulation of the Electronic Media
Economics Aspects of the Electronic Media

DaCORSI & CORT, Of Counsel Attorney, Woodland Hills, California, 1991-1998.

Areas of practice: entertainment and sports, intellectual property, business transactions and litigation (incl. bankruptcy litigation). Highlights: National Football League Players Association arbitration (2nd chair); successful federal appeals (9th Circuit Court of Appeals; U.S. District Court, bankruptcy appeal; Bankruptcy Appellate Panel of the 9th Circuit; and, U.S. Bankruptcy Court trial (2nd chair)) and 3 week jury trial (Superior Court, verdict for client).

ABC ENTERTAINMENT, Business Affairs and Contracts Extern, Los Angeles, California, 1992.

Drafted contracts and agreements including development, acquisition and network licensing; prepared comment letters; analyzed contractual rights.

WARNER BROTHERS TELEVISION, Business Affairs intern through the Academy of Television Arts and Sciences, Burbank, California, Summer 1989.

Drafted deal memos and issue memos; legal research. Worked with members of the business affairs and legal affairs departments.

THE SUN ADVOCATE, Special Feature Writer, Price, Utah, Summer 1981.

Wrote feature stories for twice-weekly local newspaper; provided photographs to accompany stories.

THE DESERET NEWS, Assistant Regional Correspondent, Salt Lake City, Summer 1980.

Newspaper correspondent for two-county area (Carbon and Emery Counties); reported all news events; wrote feature stories; provided photographs to accompany stories.

INTERNATIONAL PRESENTATIONS (Lectures and Seminars)

United States Agency for International Development, Rule of Law Program in Jordan, Media Law Expert Consultancy, Amman, Jordan. June 2011.

Media and judicial program organized by the Center for Defending Freedom of Journalists (Amman, Jordan).

Presenter at workshop, Amman, Jordan: *Legal and Judicial Challenges in Dealing with Electronic Media: Reality and Legal Applications in Dealing with News Websites—Media Law in the United States*, June 15, 2011.

Participant at workshop, Kempinski Ishtar Hotel, Dead Sea, Jordan: *Media and Judiciary Forum*, June 16, 2011.

Judicial Institute of Jordan, Amman, Jordan: *Media Law in the United States*, June 14, 2011.

Stuttgart Media University, Stuttgart, Germany: *Media Management and Law* (3 weeks), June 2008.

IMED Faculdade Meridional, Passo Fundo, Brazil: *The Lion King Goes to Court*, August, 2006.

University of Flensburg, Flensburg, Germany: *Media Management and Law* (3 weeks), June 2006.

Moscow State University, Moscow, Russia: *International Internet Governance*, September 14, 2005.

Shanghai International University, Shanghai, China: *The U.S. Television Industry*, October 22, 2004.

Jiao Tong University, Shanghai, China: *The U.S. Television Industry*, October 20, 2004.

University of St. Gallen (Switzerland), mcm institute, Executive MBA in Media and Communication: *Media Law Seminar* (3-day seminar), May 2004.

University of St. Gallen (Switzerland), mcm institute, Executive MBA in Media and Communication: *Media Law Seminar* (3-day seminar), May 2003.

NATIONAL PRESENTATIONS

AEJM = Association for Education in Journalism and Mass Communication

BEA = Broadcast Education Association

BEA 2012 Panel Producer and Presenter: *Always Get It in Writing: Production Agreements for Today's Academic Studio*.

BEA 2011 Panel Producer and Presenter: *The Mostly Complete Guide to Legal Affairs for the Academic Studio: A Few Basic Agreements, i.e. Contracts*.

BEA 2010 Scholar-to-Scholar Poster Session Presenter: *Glenn Beck Did Not Rape and Murder a Young Girl in 1990: Humorous Speech and the First Amendment*.

BEA 2008 Panel Presenter: *An International Frontier: Identifying and Reporting Women's Global Issues: Using New and Emerging Media to Explore Women's Global Issues*.

BEA 2007 Panel Presenter: *International Exchange: Expanding Your Horizons Through the Fulbright Program*: Fulbright German Studies Seminar: Visual Culture and Media in Germany.

BEA 2007 Panel Presenter: *Crossing the Line: Separating Fact from Opinion in Contemporary Documentaries*: Docu-ganda: The Perfect Ethical Storm.

AEJMC 2006 Invited Paper Presenter: *Leading Webcasters in Leading Broadband Markets in the World: Emerging Business Models and Webcasting Industry Outlook*: Webcasting Business Models in Germany.

BEA 2006 Panel Presenter: *Webcasting Worldwide: Business Models of a Global Emerging Medium*: Webcasting Business Models in Germany.

BEA 2006 Panel Moderator: *Law and Policy Division Meeting.*

Media Convergence: Cooperation, Collisions and Change 2005 Panel Presenter: *Webcasting Worldwide: A Study of Convergence, Innovation and Business Models Among Leading Webcasters in 13 Countries*: Webcasting in Germany.

BEA 2005 Panel Producer and Moderator: *When Worlds Collide: An International Exploration of the Interaction of Art, Broadcasting & New Media.*

BEA 2004 Panel Producer and Presenter: *The Indispensable Guide to the International Television Market*: International Television and the Law.

BEA 2003 Panel Producer and Presenter: *The Indispensable Guide to the Internet*: The Latest in Internet Law.

BEA 2003 Panel Presenter: *Telecom Update*: Recent Developments in Intellectual Property Law.

BEA 2002 Scholar-to-Scholar Poster Session Presenter: The First Thing We Do, Let's Kill All The Lawyers Or Six Cases That Shaped The Internet In 2001.

BEA 2002 Panel Producer and Presenter: *Everything Writers/Producers Always Wanted to Know About Entertainment Law But Were Afraid to Ask*: Other Laws Affecting Writers/Producers.

BEA 2001 Panel Presenter: *The Internet Goes to Court*: Will Your Web Site Land You in Jail? Libel & the Internet.

BEA 2001 Roundtable Presenter: Teaching Students the Basics of Legal Analysis.

BEA 2001 Paper Presenter: What If Everybody Really Does Know Your Name? *Wendt v. Host International, Inc.* and its Impact on the Publicity Rights of Celebrities and the Exploitation Rights of Copyright Holders.

BEA 2000 Paper Presenter: You Have the Right to Remain Anonymous: The Constitutional Dimensions of the Right to Anonymity in the Digital Age.

REGIONAL and LOCAL PRESENTATIONS

Kansas City Art Institute, Guest Lecturer 2012: *Law for the Visual Artist and Media and the Global Village.*

San Francisco State Asilomar Faculty Retreat Panelist 2005: *Toward the Goal of Internationalization at SFSU: Rethinking Education.*

Sino-American Media Symposium Presenter 2003: The Internet and Traditional Media (Newspapers, Radio & Television).

San Francisco State Asilomar Faculty Retreat Panelist 2003: *Internationalizing SFSU: Opportunities for Faculty Involvement.*

San Francisco State Asilomar Faculty Retreat Panelist 1999: *Sex, Lies and Audio-Tapes.*

PROFESSIONAL PUBLICATIONS

Smith, M.A. (2002, December) Seven Cases that Shaped the Internet in 2001 or The First Thing We Do, Let's Kill All the Lawyers, Part III. Utah Bar Journal.

Smith, M.A. (2002, November). The first thing we do, let's kill all the lawyers or six cases that shaped the Internet in 2001. Journalism and communication (monthly). (Published in the People's Republic of China.)

Smith, M.A. (2002, August/September) Seven Cases that Shaped the Internet in 2001 or The First Thing We Do, Let's Kill All the Lawyers, Part II. Utah Bar Journal.

Smith, M.A. (2002, April) Seven Cases that Shaped the Internet in 2001 or The First Thing We Do, Let's Kill All the Lawyers, Part I. Utah Bar Journal.

Smith, M.A. (1990). The Impact of Law on the Diffusion of Telecommuting. International Teleconferencing Association 1990 Yearbook.

Numerous newspaper articles: *The Hollywood Independent*, Los Angeles, California; *The Deseret News*, Salt Lake City, Utah; *The Sun-Advocate*, Price, Utah; *The Eagle*, College of Eastern Utah, Price, Utah.

OTHER

“What is a commercial” – a project with KMTP, a non-profit television station in San Francisco, regarding guidelines for differentiating unacceptable commercial material from acceptable underwriting messages. Prepared comprehensive report of student research undertaken regarding commercials and public broadcasting in various countries. Report filed with the Federal Communications Commission in connection with a relevant proceeding. (April 2005).

CREATIVE WORKS (Works Relevant to Area of Expertise)

Executive Producer and Curator, Breaking Barriers: Clog America in China, a documentary by Barbara Grandvoinet, Vanessa Pinheiro and Jade Wu.

Producer–Legal Affairs, The Work and the Story, a film by Nathan Smith Jones.

Copyright Consultant, Gabriel's Oboe, a CD featuring the work of Holly Gornik, oboe and English Horn.

MEDIA INTERVIEWS

Sacramento Bee, Sacramento, California (and other McClatchy Company newspapers, such as, *Kansas City Star*, *Wichita Eagle* and *Lexington Herald-Leader*), interviewed for story “West Coast Viewers Find Olympic TV Schedule Maddening,” by Gina Kim, February 17, 2010.

KGO-TV ABC 7, San Francisco, California, ABC 7 News at 6 p.m., interviewed for story on Pete Wilson and his conflicting roles as news anchor and talk radio host, October 2006.

Philadelphia Gay News, Philadelphia, Pennsylvania, interviewed for story “Logo,” June 24, 2005.

State of Events (SFSU-produced news program broadcast on EATV Cable Channel 27), San Francisco, interviewed for story on media coverage of Terri Schiavo matter, April 1, 2005.

Swiss Radio DRS (Swiss National Public Radio), interviewed for story on PBS, April 1, 2005.

KCBS-AM, San Francisco, California, live news radio interview, re proposed increases in fines for indecent broadcasts, February 16, 2005.

San Antonio Express-News, San Antonio, Texas, interviewed for story “Satellite Radio Among Advances That May Cause Static For Clear Channel,” by L.A. Lorek (not quoted in story), January 24, 2005.

Fox News.com [<http://www.foxnews.com/story/0,2933,133080,00.html>], interviewed for story “Battle Brews Over Web, Channel Surfing” (news story on the impact of new technology on media economics), September 22, 2004.

Tech TV, San Francisco, California, interviewed for “Tech Live” news story on privacy, April 2004.

CNBC Europe, London, England, live television interview (by phone) for “Today’s Business” news story on shareholder unhappiness with Disney and Michael Eisner, March 4, 2004 (March 5, 2004 in the U.K. and Europe).

KGO-TV ABC 7, San Francisco, California, ABC 7 News at 6 p.m., interviewed for story on proposed Comcast-Disney merger, February 11, 2004.

KTVU Fox 2, Oakland, California, Fox 2 News at 6 p.m., interviewed for story on proposed change in media ownership rules, June 1, 2003.

Golden Gate [X]press, San Francisco State University, San Francisco, California, interviewed for article “Senate rules for diverse media” (re FCC and Congressional actions on media ownership rules), September 25, 2003.

World Journal (a Chinese language daily serving Chinese-Americans in North America), interviewed for article on libel lawsuit/political scandal in Taiwan, December 2002.

Golden Gate [X]press, San Francisco State University, San Francisco, California, interviewed for article “Big music, big rip off” (re settlement of record label price fixing lawsuit), October 10, 2002.

San Francisco Chronicle, San Francisco, California, interviewed for “NBC May Lose Viewers on the Way to San Jose” (re purchase of KNTV by NBC), December 18, 2001.

Tech TV, San Francisco, California, “CyberCrime,” interviewed for news story, on www.zodiackiller.com, June 2001.

KCBS-AM, San Francisco, California, live news radio interview re verdict for the plaintiff in the Jenny Jones case, May 1999.

HONORS AND AWARDS

2010 Scholar-to-Scholar Poster Session Selection, BEA 2010 Law and Policy Division Paper Competition, Open Category, Glenn Beck Did Not Rape and Murder a Young Girl in 1990: Humorous Speech and the First Amendment.

2004 Fulbright Award, Fulbright German Studies Seminar, “Visual Culture in Germany: Film, Television and the Internet.”

2004 San Francisco State University Office of International Programs Outstanding Faculty Award.

2003 Distinguished Alumnae Award, College of Eastern Utah, Price, Utah.

2002 Academy of Television Arts and Sciences Faculty Seminar

- 2002 Scholar-to-Scholar Poster Session Selection, BEA 2002 Law and Policy Division Paper Competition, Open Category, The First Thing We Do, Let's Kill All the Lawyers or Six Cases that Shaped the Internet in 2001.
- 2001 Second Place, BEA 2001 Law and Policy Division Paper Competition, Open Category, What If Everybody Really Does Know Your Name? *Wendt v. Host International, Inc.* and its Impact on the Publicity Rights of Celebrities and the Exploitation Rights of Copyright Holders.
- 2000 Included in: Who's Who of American Women, Millennium Edition
- 2000 First Place, BEA 2000 Law and Policy Division Paper Competition, Debut Category, You Have the Right to Remain Anonymous: The Constitutional Dimensions of the Right to Anonymity in the Digital Age.
- 2000 NATPE Faculty Fellow.
- 1990 Graduate Fellowship, University of Southern California, Los Angeles, California.
- 1989 Academy of Television Arts and Sciences Intern in Business Affairs, assigned to Warner Brother Television, Los Angeles, California.
- 1989 Honor Scholarship, Annenberg School for Communication, USC, Los Angeles, California.
- 1985 BYU Faculty of Law Award for Meritorious Achievement and Distinguished Service, Brigham Young University, Provo, Utah.
- 1985 Local winner, Mock Trial Competition, Association of Trial Lawyers of America, Provo, Utah.
- 1984 Merit Scholar, J. Reuben Clark Law School, Brigham Young University, Provo, Utah.
- 1983 Merit Scholar, J. Reuben Clark Law School, Brigham Young University, Provo, Utah.
- 1980 Merit Scholar, J. Reuben Clark Law School, Brigham Young University, Provo, Utah.
- 1980 Valedictorian nominee, Brigham Young University, Provo, Utah.
- 1980 Phi Kappa Phi, national scholastic honor society, Brigham Young University, Provo, Utah.
- 1979 Presidential Scholar, Brigham Young University, Provo, Utah.
- 1978 Presidential Scholar, Brigham Young University, Provo, Utah.
- 1978 Valedictorian, College of Eastern Utah, Price, Utah.
- 1978 High Honors graduate, College of Eastern Utah, Price, Utah.
- 1978 Outstanding Student, College of Eastern Utah, Price, Utah.
- 1978 Outstanding Life Science Student, College of Eastern Utah, Price, Utah.
- 1978 Outstanding Journalism Student, College of Eastern Utah, Price, Utah.

- 1978 Outstanding Softball Player, College of Eastern Utah, Price, Utah.
- 1977 Outstanding Freshman Woman, College of Eastern Utah, Price, Utah.
- 1976 Honors at Entrance Scholarship, College of Eastern Utah, Price, Utah.
- 1970 Contributor to nationally syndicated column, "Tell Me Why" (submitted question, "What are plastics?" which was answered in the column).

PROFESSIONAL AFFILIATIONS

State Bar of California (1990-present)

Utah State Bar (1985-present)

J. Reuben Clark Law Society

Chair, San Francisco/East Bay Chapter (2003-2008)

Broadcast Education Association

Chair, Law and Policy Division (2004-2006)

Vice-Chair and Paper Competition Chair, Law and Policy Division (2002-2004)

Newsletter Editor, Law and Policy Division (2000-2002)

Advisor to the Worldwide Association of Performing Artists, South Jordan, Utah

Electronic Media Specialist for the Bay Area Multi-Stake Public Affairs Council of the
Church of Jesus Christ of Latter-day Saints