

PERSONAL INFORMATION

Maria José Schmidt-Kessen, PhD

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I am Assistant Professor at the Legal Studies Department of the Central European University in Vienna. I hold a PhD from the EUI in the area of IP and EU Competition Law. I have taught law courses in Brazil, the UK, and Copenhagen and I cherish international research and teaching environments. My post-PhD research has expanded into areas beyond IP and competition law in digital markets, such as labour protection, consumer protection, blockchain and smart contracts, and the regulation of illegal online content.

ACADEMIC POSITIONS

Nov 2021-present

Assistant Professor

International Business Law Programme, Legal Studies Department, Central European University, Vienna

Sep 2021 – Mar 2022

Visiting Scholar

Max Planck Institute for Competition and Innovation, Munich

Jan 2019-Aug 2021

Assistant Professor in EU Commercial Law

Copenhagen Business School, CBS Law, Department of Management, Politics, and Philosophy

May-Dec 2018

Postdoctoral Researcher / Teaching Associate

Queen Mary University London, Centre for Commercial Law Studies

Feb-July 2017

Fellow at the Centre for Law & Economics

Fundacao Getúlio Vargas (FGV) School of Law, Rio de Janeiro, Brazil
Funded by FGV Fellows in Rio Programme

EDUCATION

2013 –2018

PhD Researcher

European University Institute Department of Law, Florence (Italy)

Fully funded by Grant of German Academic Exchange Service (DAAD)

Title: *The IP-competition Interface in EU Law Through Five Judicial Lenses* (defended on 21 May 2018)

Panel: Prof. Alison Jones, Prof. Inge Govaere, Prof. Urska Sadl, Prof. Giorgio Monti (supervisor)

Aug-Dec 2015

Visiting Scholar

Columbia Law School, New York City (United States)

2010–2011

LL.M. Law in a European and Global Context

Católica Global School of Law, Lisbon (Portugal)

LL.M. Thesis: *The Case of a European Union Intellectual Property Court*

2007–2010

LL.B. European Law School ELT

Maastricht University, Maastricht (Netherlands)

RESEARCH FUNDING

Sept 2022 – Jan 2023

CEU Teaching Development Grant

EUR 2250 to develop teaching in comparative IP law through the computer game Minecraft

March 2023 – Feb 2026

Fair MusE Horizon 2020

EUR 99 125 for CEU as Beneficiary, total consortium budget EUR 3 026 734

The project studies how to promote fairness for music creators and stakeholders in digital music markets

TEACHING

2022-now

Central European University

2022-now: full trimester course *Comparative Intellectual Property Law*, teaching and course administration, 36h

2022-now: full-trimester course *International Business and Human Rights*, teaching and course administration, 24h

2022-now: Organization of *iLab Start Up Clinic*, teaching and course coordination

2022-now: full-trimester course on *Introduction to Contracts and Torts Civil Law*, teaching and course administration, 24 h

Fall 2022: Full-trimester course on *Comparative Antitrust Law*, teaching and course administration, 36h

2019-2021

Assistant Professor Programme Copenhagen Business School

Danish two-year mandatory training in university pedagogy for assistant professors, including a minimum of 500 hours of teaching, observation and feedback of lectures, examinations, supervision, and at least 8 days of courses in pedagogy.

2019-2021

Copenhagen Business School

spring 2019 – spring 2021: full-semester course *Advanced EU Competition Law and Industrial Economics* (MSc Business Law and Economics) - teaching and course administration, 72h

spring 2020 – spring 2021: full-semester course *Regulation of Markets* (MSc Business Law and Economics) – teaching and course administration, 72h

fall 2019: full-semester course *International Economic Law* (MSc Course offered across study programmes) – teaching and examination, 72 h

fall 2019 – fall 2020: intense quarter course *Competition Law* (LL.B. Business Law) – teaching and course administration, 171h

2018

Queen Mary University London

fall 2018: three lectures in full-semester course *Cybercrimes* – teaching, 9h

2017

Fundacao Getúlio Vargas (FGV) School of Law

spring 2017: full-semester course, *Law and Economics of Contracts* (Law degree – licenciatura em direito) – teaching and course administration, 30h

PUBLICATIONS (Selection)

Maria José Schmidt-Kessen, Helen Eenmaa, Maya Mitre (2022). "Machines that Make and Keep Promises - Lessons for contract automation from algorithmic trading on financial markets", *Computer Law and Security Review* 46

Max Huffman & Maria José Schmidt-Kessen (2022). "Algorithmic Pricing – A Blackbox for Antitrust Analysis", *Competition Policy International TechREG Chronicle, March 2022*

Maria José Schmidt-Kessen (2021). "CK Telecoms v Commission (Three/O2) – A New Chapter on the Standard of Proof for Unilateral Effects in Horizontal Mergers", *European Competition Law Review* 42(3)

Maria José Schmidt-Kessen, Rafaela Nogueira and Marta Cantero Gamito (2020). "Success or Failure? : Effectiveness of Consumer ODR Platforms in Brazil and in the EU", *Journal of Consumer Policy* 43, 659–686

Maria Jose Schmidt-Kessen; Christian Bergqvist; Catherine Jacqueson; Yvette Lind; Max Huffman (2021). "I'll call my Union!, Said the Driver : Collective Bargaining of Gig Workers under EU Competition Rules." *Europarättslig tidskrift* nr 2 2021; Copenhagen Business School CBS LAW Research Paper, No. 20-43
<https://ssrn.com/abstract=3744177>

Helen Eenmaa-Dimitrieva and Maria José Schmidt-Kessen (2019). "Creating Markets in No-trust Environments : The Law and Economics of Smart Contracts", *Computer, Law and Security Review*, Vol 35, No. 1, 2019, p. 69-88

Julia Hömle, Maria José Schmidt-Kessen, Alan Littler, and Eranjan Padumadasa (2019) "Regulating Online Advertising for Gambling – once the Genie is out of the Bottle..." *Information and Communications Technology Law*, Vol. 28, No. 3, 10.2019, p. 311-334

Maria José Schmidt-Kessen (2018). "The EU Digital Single Market Strategy, Digital Content and Geo-Blocking: Costs and Benefits of Partitioning the EU's Internal Market", *Columbia Journal of European Law*, Vol. 24, No 3, Fall 2018

Maria José Schmidt-Kessen (2018). "Selective Distribution Systems in EU Competition and EU Trademark Law: Resolving the Tension", *Journal of European Competition Law and Practice*, Vol. 9, No. 5 (2018), 304-316

Maria José Schmidt-Kessen (2017). "Policing Trademark Infringement on Online Selling Platforms: An Account of Tensions between ISP Liability, Trademark Protection and Competition Law in the EU". In Benja Anglés Juanpere et al. (eds.), *Managing Risk in the Digital Society: Proceedings of the 13th International Conference on Internet, Law & Politics* (pp. 56-72). Huygens Editorial.
http://symposium.uoc.edu/file_manager/getfile/15222

Maria José Schmidt-Kessen (2016). "Germany". In: Ronan Condon and Barend van Leeuwen, "Bottom Up or Rock Bottom Harmonization? Francovich State Liability in National Courts", *Yearbook of European Law*, Vol. 35, No. 1 (2016), pp. 244-248

Maria José Schmidt-Kessen (2016). "Germany" In: Giorgio Monti (ed.). "EU Law and Interest on Damages for Infringements of Competition Law: A Comparative Report" EUI Department of Law Research Paper No. 2016/11, Available at SSRN: <https://ssrn.com/abstract=2753528> or <http://dx.doi.org/10.2139/ssrn.2753528>

Marianne Grabrucker and Maria José Schmidt-Kessen (2013). "Neues zur Einzelhandelsdienstleistungs-marke: Schutz für Handel mit Dienstleistungen und für das Ladengeschäft?" *Gewerblicher Rechtsschutz und Urheberrecht*, 115(9), 865-873.

PEER REVIEW ACTIVITIES

Since 2018

Peer reviewer for article submissions:

- International Journal of Law and Information Technology;
- European Journal for Risk Regulation (EJRR);
- Studies in Law, Politics and Society
- Computer, Law & Security Review

Peer reviewer for book proposal submissions to Oxford University Press (academic/law)

LANGUAGES

Mother tongue(s)

German, Spanish

Other language(s)

	UNDERSTANDING		SPEAKING		WRITING
	Listening	Reading	Spoken interaction	Spoken production	
English	C2	C2	C2	C2	C2
French	C1	C1	C1	C1	C1
DALF C1 (2012)					
Portuguese	C1	C1	C1	B2	B2
Dutch	B2	B2	B2	B2	B2
Italian	C2	C2	C2	C2	C2
Danish	B2	B2	B2	B2	B2