
Curriculum vitae

Prof. Dr. Fabiola Massa

Present position:

Assistant Professor at “Tor Vergata” University of Rome, Department of “Management and Law”, where she teaches in the areas of Commercial Law and Intellectual Property Law, with particular attention to pharmaceutical patent protection.

Research:

From 1st March 2018 to 31st August 2019 - Principal Investigator of the Research Project “SustainCO - Sustainability measures at Company level: a national survey for better implementation” financed by “Tor Vergata” University.

- From January to September 2019 - researcher for the Horizon 2020 Research Project “OLTRE (Oltre l’orizzonte, Contro-narrazioni dai margini al centro)” funded by the European Commission.
 - From March 2022 to September 2023 - researcher for the Project entitled ““Impact REporting Sustainability” (IRES) coordinated by prof. Carlo Felice Giampaolino and supported by Department of “Management and Law” of “Tor Vergata” University.
 - From September 2022 to March 2024 - Principal Investigator of the Research Project on “Agromafies are around the corner: people’s rights, community interests and prevention and contrast tools” funded by Italian Ministry of the University.
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Education:

- 1999 - Degree cum laude in Economics and Trade, at the “Tor Vergata” Faculty of Economics, Rome - Italy;
- 2005 - Ph.D. in Industrial Law, at the Faculty of Law of Pavia University - Italy.

Additional education:

- 1999/2000 - Course in IPRs funded by the European Commission and managed by “Tor Vergata” University, lasting around 480 hours;
- 2000 - Post-Graduate Specialization Course on Intellectual Property, at Turin University with the sponsorship of WIPO Academy, Genève - Switzerland;

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- 2004 - Cycle of seminars on “Towards new rules of Intellectual Property”, Perugia University;
 - 2014/2015 - Specialization Course on “Industrial Property and Trademarks”, organized by Milan Polytechnic Foundation of 129 hours.
 - 2017 - Distance learning courses on "Technology Commercialization" organized by European Patent Office Academy;
 - 2010 - Specialization Course on Development and Management of Intellectual Property, organized by the Italian General Direction Against Counterfeiting of the Ministry of Economic Development (duration 40 hours).

Academic teaching activities:

- from 2012 to 2016 - course of “Commercial Law” at the Faculty of Law of “Tor Vergata” University for the degree in “Legal Science of Security”;
- from 2003 to 2016 and from 2017 to now - course of “Legislation and Patents” at the Medicine Faculty of “Tor Vergata” University;
- from 2011 to 2016 - course of “Legal and Bioethical Aspects of the Inventions” at the Natural Sciences Faculty of “Tor Vergata” University;
- from 2012 to 2017 - course of “Italian and European Pharmaceutical Legislation and Commercial Law” at the Medicine Faculty of “Tor Vergata” University;
- from 2007 to 2011 - course of “Discipline of Biotechnology Patents” as Adjunct Professor at Teramo University, Faculty of Medicine;
- from 2016 to 2017, and from 2021 to 2023 - course of “Industrial Law” at the Faculty of Economics, “Tor Vergata” University;
- from 2023 to now - course of “Digital Property Law” at the Economics Faculty of “Tor Vergata” University
- from 2017 to now - course of “Markets Law and Protection of Innovation” at the Economics Faculty of “Tor Vergata” University.

Awards, grants and fellowships:

- 2008 - Fellow Researcher at the McGill University and Sherbrooke University with a fellowship of the International Council for Canadian Studies;
- 2002 - Distinguished Visiting Researcher at the European Court of Justice which by a Ministry of Culture, Higher Education and Research Luxembourg Research Grant;
- 1996/1997 - ERASMUS Fellowship, at IPAG, Paris;
- 1994/1995 - ADISU Fellowship for academic merits.

Visiting Researcher:

- from 8 June 2024 to 19 July 2024, Visiting researcher at the Center for International Intellectual Property Studies (CEIPI), University of Strasbourg.

Member of Ph.D. Scientific Boards:

- 2013/2014 - Member of Scientific Board of Ph.D. in “Law and Protection: Contemporary Experience, Comparison, the Roman Legal System” cycle XXIX, Faculty of Law - “Tor Vergata” University;
- from 2017 to 2023 - Member of Scientific Board of Ph.D. in “Contracts, Services and Market Theory”, Faculty of Economics - “Tor Vergata” University.

Institutional involvements:

- 2016 - Member of technical panel appointed by the Italian Parliamentarian Dr. Anna Ascani with the purpose to write a proposal law concerning the reform of professor’s privilege provision governed by art. 65 of the Italian Industrial Property Code. The text of the proposal has been illustrated by Dr. Massa with a press conference at the Italian Parliament;
- on 13rd July 2016 and 3th July 2019 - Advisor during two Agricultural Committee of Italian Senate’s hearings, as expert of patentability of new techniques called cisgenesis and genome editing;
- from 4th December 2018 to 15th November 2019 - Member of 5th Sub-committee for the lawyer’s national exams appointed by the Italian Ministry of Justice.

Peer review and referee services:

- Reviewer from 28th February 2020 to now for the “Giustizia” scientific journal;
- Referee from September to October 2012 for a PRIN Project and in December 2014 for a SIR Project;
- Referee from June to September 2016 for the VQR 2011-2014 national assessment;
- Referee from September to November 2021 for the VQR 2015-2019 national assessment;
- Referee from November 2022 to now for “AIDA – Annali italiani del diritto d’autore, della cultura e dello spettacolo”, scientific journal founded by Prof. Luigi Carlo Ubertazzi, and now directed by Proff. Marco Ricolfi - Michele Bertani - Davide Sarti;
- Referee from September to October 2018 for a Project of Insubria University;

Collaboration with scientific journals or Encyclopedias:

- from 2002 to 2009 - reviewer for everything related to Commercial Law at the Juridical Encyclopedia Treccani;
- from January 2017 to now - member of the editorial staff, section Commercial Law, of the scientific journal “Nuovo diritto civile”;
- from 2020 to now - member of the Scientific Direction of “Diritto e giurisprudenza agraria, alimentare e dell’ambiente” scientific journal;
- from 7th December 2018 to now - member of the editorial staff, section of Rome, of “I battelli del Reno” online scientific journal;

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- from 1st January 2024 to now - member of the editorial staff of the scientific journal “AIDA - Annali italiani del diritto d’autore, della cultura e dello spettacolo”.

Affiliation:

- from 2011 to now - member of the Italian group of ALAI (International Literary and Artistic Association) founded by Victor Hugo in 1878, of which she’s also a member of the Board of Directors since 2022;
- from 10th February 2017 to now - fellow of the Italian Academy of the Internet Code;
- from 30th March 2018 to now - fellow of the Center for Economic and International Studies (CEIS) of “Tor Vergata” University;
- from 2019 to now - member of the Faculty of the Specialization Course in “Law and Management of Intellectual Property” at the LUISS University of Rome;
- from 17th July 2018 to now - member of Italian Group of AIPPI (International Association for the Protection of Intellectual Property);
- from May 2014 to 2016 - member of Conference of Italian University Deans (CRUI) Joint Committee with the duty to manage a fund fed by taxes on the photocopies made inside the academic libraries;
- from 1st September 2007 to now - member of the Academic Patent Board of “Tor Vergata” University;
- from September 2017 to now - member of the Scientific Board of the CeSIntES (Center of studies on Economic intelligence and security management) of “Tor Vergata” University;
- from 2013 to 2014 - member of Working Group on Biotech, Chemical and Pharma, of the Patent Attorneys Association;
- from 2013 to 2015 - member of the Joint Commission of the Department in “Sciences and Technologies of Education” of “Tor Vergata” University;
- from October 2016 to June 2019 - member of the Joint Commission of the Department of “Management and Law” and of the Economics Faculty of “Tor Vergata” University;
- from September 2021 to October 2023, member of the Scientific Technical Committee of the Center of Excellence DTC Lazio.

Participation with speech to conferences or workshops:

- Training course on “Gli Spin-off della ricerca pubblica”, on 28th November 2007, at Engineering Faculty of “Tor Vergata” University;
- Congress on “Il futuro della comunicazione scientifica tra E-science e Open-access”, on 27th October 2011, Economics Faculty of “Tor Vergata” University;
- Workshop on “La tutela delle invenzioni: proteggere e valorizzare la ricerca universitaria”, on 2nd April 2007 at “Tor Vergata” University;
- XXI National Congress of Società polispecialistica italiana chirurghi, on 16th June 2008 at Faculty of Agriculture of Perugia University;
- XIV Annual Conference Ordine dei Dottori Commercialisti e degli Esperti Contabili di Roma, on 28th November 2014, at Economics Faculty of “Tor Vergata” University;

- Conference on the “Deontological inventions”, on 13th March 2015, at Ordine degli architetti di Roma;
- Conference on “I nuovi diritti dei consumatori”, on 5th June 2015, Mantova;
- Training course on “Sanità e brevetti: inventare in medicina”, on 23rd October 2015, at the Ordine provinciale di Roma dei medici-chirurghi e degli odontoiatri;
- National Congress on “La difesa della proprietà intellettuale, marchi e brevetti”, on 27th October 2017, Camera dei Deputati, Roma;
- Seminar on “*The Intellectual Property Rights derived by a patent, and in particular the rules concerning the employee inventions*”, on 29th January 2018, Department of Electronic Engineering “Tor Vergata” University;
- Conference on “La forza del cambiamento: le donne nell’innovazione e nella creatività”, on 3rd May 2018, organized by Italian Patent and Trademark Office;
- Seminar on “Il trasferimento tecnologico ed i suoi esiti economici e sociali”, on 9th November 2018, organized by the Ordine dei consulenti in proprietà industriale at the Sapienza University;
- Conference on “Creatività, impresa e territorio”, on 18th October 2019, Camerino University;
- Workshop on the Protection of Intellectual Property, on 30th November 2019, Amandola;
- Seminar on “Requirements for access to patent protection, scope of protection and areas of free use. Jurisprudential guidelines” and “Biotechnological inventions and new plant varieties. Controversial issues and jurisprudential guidelines”, on 3rd - 4th April 2020, Master in Competition and Innovation Law, Luiss University of Rome;
- Participation to the NanoInnovation Conference & Exhibition, with a speech on “Technology transfer public research institutions and the consequences of the obligations contracted by researchers and institutions”, on 24th September 2021, “La Sapienza” University;
- Participation to the Symposium on “University Technology Transfer between Intellectual Property Law and Competition Law”, on 25th June 2021, Bari University, and gave a speech on “Trasferimento tecnologico in ambito accademico: dalla titolarità dei diritti all’attuazione delle invenzioni”;
- Participation to the Conference entitled “Banca Mediolanum per l’impresa” held in Ariccia, on 16 December 2022;
- Participation to the Conference entitled “La regolazione europea del mercato farmaceutico: tendenze, bilanci prospettive” organised by University of Roma Tre on 24 October 2023, and gave a speech on “La tutela brevettuale del farmaco nell’ordinamento italiano, fra passato e futuro”;
- Seminar on "Régime juridique des inventions réalisées par les salariés privés et les chercheurs publics en Italie" on 11th Mars 2024, Master 2 « Droit de la propriété intellectuelle », Nantes University;
- Participation to the Seminario International Trabajo y Digitalización: Avances Y Retos para la Negociación Colectiva, organised by the Alicante University on 6

and 7 May 2024, and gave a speech on “Smart Working and Rules for Attributing Industrial Property Rights of the Outcomes.

Conferences organization:

- Organised conference on “SustainCo. Stato dell’arte ed evoluzione della sostenibilità nelle PMI italiane”, on 10th October 2019, Roma;
 - Seminar on Intellectual Property, and in particular on Copyright, Trademark, Trade Secret and Privacy, - on 1st April 2020, Master in Foreign Trade and Internationalization of the company (CEIDIM), “Tor Vergata” University;
 - Workshop on “Copyright, information, antitrust and privacy. Theory and practical cases”, on 2nd May 2020, Master in Economics and Management of Communication and Media, “Tor Vergata” University;
 - Webinar on “New Deal Directive and the Green Advertising”, on 7th July 2021 organised by the Italian Group of International Association for the Protection of Intellectual Property (AIPPI);
 - Organised conference on “Criminalità organizzata e agricoltura”, on 12nd December 2023, Rome, and gave a speech on “Greenwashing: state of the art and future regulatory developments”;
 - Organised workshop on “Settore agroalimentare Italiano fra fisiologia e patologie held at Tor Vergata University on 8 March 2024.
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Languages:

Italian: native
French: fluent
English: advanced.

Areas of Interest:

- Intellectual Property Law, Company Law, Consumer Protection, Unfair Commercial Practices, Technology Transfer, Trade Secrets, Biotechnological and Pharmaceutical Inventions.
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Publications

Journal articles:

- *La tutela brevettuale del farmaco nell'ordinamento multilivello tra passato e futuro*, in *La Comunità Internazionale*, 2024, n. 3, in process of being published;
- *L'evoluzione della responsabilità degli internet service providers: dalla direttiva e-commerce al Digital Services Act*, in *Giustizia*, (www.rivistagiustizia.it), 2022, n. 2, 42-73;
- *La tutela a cascata delle varietà vegetali e le conseguenze del rilascio della privativa*, in *Contratto e impresa*, 2021, n. 3, pp. 863-884;
- *Spigolature sulla normativa in tema di protezione giuridica delle varietà vegetali derivate*, in *Diritto agroalimentare*, 2018, fasc. No. 2, pp. 393-423;
- *Considerazioni dall'angolo visuale dei diritti di proprietà industriale sulla cisgenesi e sul genome editing applicati agli organismi vegetali*, in *Diritto agroalimentare*, 2016, n. 2, pp. 293- 313;
- *Introduzione di drag-along e consenso del socio forzabile*, in *Il corriere del merito*, No. 7, 2011, pp. 692-698;
- *Creazioni del lavoratore dipendente e Codice della proprietà industriale*, in *Studium iuris*, 2007, p. 23 ss.;
- *La normalizzazione dei trasporti e l'interferenza della proprietà intellettuale*, in *Trasporti e globalizzazione: materiali per una ricerca*, (a cura di A. Xerri), Cagliari, 2004, p. 209 ss.;

Articles/chapters in books and monographs:

- *Comment to art. 49 of Reg. (UE) 1689/2024*, in *Codice commentato sul Regolamento AI Act*, a cura di G.M. Riccio - G. Resta - A. Mantelero, in process of being published by Ipsoa editor, Wolthers Kluwer Group;
- *Segni distintivi. Marchi. Concorrenza sleale. Brevetti*, in *Lezioni e materiali di Diritto commerciale, impresa e società di persone*, a cura di C.F. Giampaolino, Wolters Kluwer Italia, Milano, 2023, pp. 139-166;
- *Comment to art. 19 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, VI ed., Milano, 2023, pp. 129-152;
- *Comment to art. 20 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, VI ed., Milano, 2023, pp. 152-171;
- *Comment to art. 21 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, VI ed., Milano, 2023, pp. 171-198;
- *Comment to art. 22 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, VI ed., Milano, 2023, pp. 199-211;
- *Comment to art. 22 bis d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, VI ed., Milano, 2023, pp. 211-213;
- *Comment to art. 23 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, VI ed., Milano, 2023, pp. 214-221;
- *La (nuova) responsabilità del provider*, in *E-commerce. Regole, applicazioni, insidie, opportunità* (a cura di F. Fimmanò - B. Tassone - E.M.Tripodi), Milano, 2022, pp. 463-485;
- *Il principio di unitarietà dei segni distintivi in Internet*, in *Diritto industriale e diritto d'autore nell'era digitale* (a cura di Cassano G.-Tassone B.), Milano, 2022, pp. 389-399;
- *Pubblicità comparativa in Internet*, in *Diritto industriale e diritto d'autore nell'era digitale* (a cura di G. Cassano - B.Tassone), Milano, 2022, pp. 587- 605;
- *Società benefit ed esternalizzazione della vocazione alla sostenibilità*, in (a cura di F.Massa) *SustainCO. Stato dell'arte ed evoluzione della sostenibilità nelle PMI italiane*, Torino, 2019, pp. 107-122;
- *Comment to art. 19 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, V ed., Milano, 2019, pp. 132-155;

- *Comment to art. 20 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, V ed., Milano, 2019, pp. 155-173;
- *Comment to art. 21 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, V ed., Milano, 2019, pp. 173-203;
- *Comment to art. 22 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, V ed., Milano, 2019, pp. 203-215;
- *Comment to art. 22 bis d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, V ed., Milano, 2019, pp. 215-218;
- *Comment to art. 23 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, V ed., Milano, 2019, pp. 218-224;
- *La nozione di invenzione brevettabile*, in *Trattario di diritto civile* (a cura di Paolo Cendon), Milano, 2017, pp. 1-10;
- *Comment to Art. 10 Directive No. 2014/17/UE*, in *I mutui ipotecari nel diritto comparato ed europeo. Commentario alla direttiva 2014/17/UE*, (a cura di Pietro Sirena), Milano, 2016, pp. 247-251;
- *Comment to Art. 11 Directive No. 2014/17/UE*, in *I mutui ipotecari nel diritto comparato ed europeo. Commentario alla direttiva 2014/17/UE* (a cura di Pietro Sirena), Milano, 2016, pp. 261-267;
- *Comment to Art. 19 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, IV ed., Milano, 2015, pp. 119-138;
- *Comment to Art. 20 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, IV ed., Milano, 2015, pp. 138-158;
- *Comment to Art. 21 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, IV ed., Milano, 2015, pp. 158-183;
- *Comment to Art. 22 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, IV ed., Milano, 2015, pp. 183-193;
- *Comment to Art. 22 bis d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, IV ed., Milano, 2015, pp. 193-194;
- *Comment to Art. 23 d. lgs. n. 206/2005*, in *Codice del consumo*, a cura di V. Cuffaro, IV ed., Milano, 2015, pp. 194-198;

- Comment to Art. 46 d. lgs. n. 21/2014, in *I nuovi diritti dei consumatori. Commentario al d. lgs. n. 21/2014*, Torino, 2014, pp. 35-45;
- Comment to Artt. 22-23 d. lgs. n. 206/2005, in *Codice del consumo*, a cura di V. Cuffaro, III ed., Milano, 2012, pp. 165-177;
- Comment to Art. 19 d. lgs. n. 206/2005, in *Codice del consumo*, a cura di V. Cuffaro, III ed., Milano, 2012, pp. 112-125;
- Comment to Art. 21 d. lgs. n. 206/2005, parr. 1-4, in *Codice del consumo*, a cura di V. Cuffaro, III ed., Milano, 2012, pp. 143-150;
- Comment to Art. 21 d. lgs. n. 206/2005, parr. 10-11, in *Codice del consumo*, a cura di V. Cuffaro, III ed., Milano, 2012, pp. 157-161;
- *Invenzioni biotecnologiche*, in *Enciclopedia giuridica Treccani*, XVIII vol. di aggiornamento, Roma, 2009;
- Comment to Art. 19 d. lgs. n. 206/2005, in *Codice del consumo*, a cura di V. Cuffaro, II ed., Milano, 2008, pp. 93-20;
- Comment to Art. 21 d. lgs. n. 206/2005, §§ 1-4, 11 and 13, in *Codice del consumo*, a cura di V. Cuffaro, II ed., Milano, 2008, pp. 116-120, 127-128, 130;
- Comment to Art. 22 d. lgs. n. 206/2005, in *Codice del consumo*, a cura di V. Cuffaro, II ed., Milano, 2008, pp. 131-136;
- Comment to Art. 23 d. lgs. n. 206/2005, in *Codice del consumo*, a cura di V. Cuffaro, II ed., Milano, 2008, pp. 136-139;
- *Pratiche commerciali scorrette*, in *Enciclopedia giuridica Treccani*, volume di aggiornamento XVI, Roma, 2007;
- *Modelli industriali e disegni ornamentali (Postilla di aggiornamento)*, in *Enciclopedia giuridica Treccani*, XX, Roma, 2006;
- Comment to Artt. 18 d. lgs. n. 206/2005, in *Codice del consumo*, a cura di V. Cuffaro, I ed., Milano, 2006, pp. 69-73;
- Comment to Artt. 19 d. lgs. n. 206/2005, in *Codice del consumo*, a cura di V. Cuffaro, I ed., Milano, 2006, pp. 73-76;
- Comment to Artt. 21 d. lgs. n. 206/2005, in *Codice del consumo*, a cura di V. Cuffaro, I ed., Milano, 2006, pp. 88-99;

- Comment to Art. 24-bis legge invenzioni, in Marchetti, P.-Ubertazzi, L.C., *Commentario breve al diritto della concorrenza*, ed. 3rd Padova, 2003, pp. 794-797;
- *Ritrovati vegetali*, in *Enciclopedia giuridica Treccani*, XXVII, Roma, 2002;
- *I nuovi beni - l'innovazione nei settori della creazione intellettuale, della comunicazione e nel trasferimento di tecnologie*, (a cura di P. Masi), Il Sole-24 ore, Milano, 2002, in which prof. Massa is author of the following paragraphs:

§ 2.4 Il rapporto nella creazione tra idea e contributo dell'impresa, e la creazione del dipendente;

§ 2.4.1 ...(segue) l'invenzione universitaria e nella Pubblica Amministrazione;

§ 4.1 Il trasferimento con contratti di diritto comune e il trasferimento mediante cessione o licenza di brevetto o di marchio;

§ 4.1.1 ...(segue) la circolazione del brevetto;

§ 4.1.2 ...(segue) la circolazione del marchio;

§ 4.2 La diffusione di contratti "nuovi";

§ 4.3 Il trasferimento con contratti specificamente previsti e l'esempio del contratto di edizione;

§ 4.4 Il trasferimento con contratti di know how;

§ 4.5 I contratti di ricerca,

§ 5.5 Il sistema dei parchi scientifici.

- *Novelty and Non-Obviousness of Biotechnological inventions under EU and US law*, written in collaboration with Valeria Pignata and Dominic Metlae, in Post-Graduate Specialization Corse on Intellectual Property, WIPO, 2001, 111-143.

Curatorship:

- *Sostenibilità. Profili giuridici, economici e manageriali delle PMI italiane*, (a cura di) Fabiola Massa, Giappichelli, Torino, 2019;
- *Reati e metamorfosi dell'offesa nel sistema agro-alimentare contemporaneo:*

un'analisi interdisciplinare, (a cura di) Stefano Masini e Fabiola Massa, Cacucci, Bari, 2024.

Media articles:

- *Tribunale ad hoc per il brevetto Ue*, in *Italia Oggi*, del 10 gennaio 2001, p. 37;
- *Il contratto nell'E-commerce*, in *Summa*, 2000, n. 157, p. 10

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