

Dr. Mark D. Cole

Assistant Professeur en Droit
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C U R R I C U L U M V I T A E

Date of birth: October 30th, 1972

Place of birth: Darmstadt (Germany)

Nationality: British

Marital Status: Married (April 2005), 2 children (Dec. 2008/Sept. 2011)

I. Professional Record

Since March 2007	Associate Professor / Assistant Professeur for the Law of the New Information Technologies, Media and Communications Law at the University of Luxembourg <i>Functions:</i> Course director of "Master in European Law LL.M." since 09/2010 (first year and second year "General European Law" track as well as "SatComMedia Law" option); Member of Faculty Council since 2012; Faculty coordinator for the e-learning platform "Moodle"; Faculty representative in the Steering Committee for the Informatics Service of the University (SIU) until 08/2011 Faculty member of the Interdisciplinary Centre Security, Reliability and Trust (SnT) of the University of Luxembourg
Since July 2014	Director for Academic Affairs of the Institute of European Media Law (Saarbrücken, Germany/Bruxelles, Belgium) and Chairperson of its Scientific Advisory Committee
Since February 2014	Co-Director of the Institut für Rechtsinformatik (Institute for Legal Informatics, Universität des Saarlandes, Saarbrücken, Germany) and since 2008 Member of the Advisory Board of the European Academy of E-Justice (Europäische EDV-Akademie des Rechts (EEAR), Merzig, Germany)
Since February 2009	Lecturer in the LL.M.-programme "European and International Law", course: "European Media Competition Law" at the Europainstitut (Saarbrücken, Germany)
Since April 2004	Lecturer in the LL.M.-programme "Media Law", course: "European Media Law" at the Mainz Media Institute/Johannes Gutenberg University (Mainz, Germany)
March 2005-Feb. 2008	Lecturer for European Law at the European School of Governance (Berlin, Germany)
Oct. 2005-Feb. 2007	Postdoctoral research fellow (Habilitation), Chair of Professor Dr. Dieter Dörr in Public Law, International and European Law, Media Law at the Johannes Gutenberg University of Mainz (Germany)
Sept. 2005-Feb. 2007	Visiting Scholar and Lecturer for Media Law at TU Braunschweig, Department for Media Sciences
1998-Sept. 2005	Researcher positions at the Chair of Professor Dr. Dörr and Mainz Media Institute, previously student researcher since 1996

Areas of Research: Media Law (European and National (esp. Luxembourgish, German and U.S.); all media (press, broadcasting, internet and similar); all related areas such as Data Protection Law, Intellectual Property Law, Telecommunications/Electronic Communications Networks and Services Law, Competition Law, (Cyber-) Crime, Security and Trust, E-Commerce etc.), European Law (EU and Council of Europe), Constitutional Law (in comparative perspective), Public International Law

II. Educational Record

Promotion (Ph.D.):

December 2003 Dr. iur. (Ph. D.; summa cum laude); Dissertation: „Das Selbstbestimmungsrecht indigener Völker. Eine völkerrechtliche Bestandsaufnahme am Beispiel der Native Americans in den USA“ (Dissertation received „Forschungsförderpreis 2003 der Freunde der Universität Mainz e.V.“ (Price for promotion of excellent research of the friends of the University of Mainz))

Rechtsreferendariat (2 year legal internship leading to bar exam):

May 2004 Second State Examination
 May 2002-April 2004 Work experience of 3-6 months in all following areas:
 European Law: Legal Department, Südwestrundfunk (public broadcaster) and European Commission, DG Competition, C 2 – Media; Administrative Law: Mainz Media Institute and Deutsche Hochschule für Verwaltungswissenschaften, Speyer (National University of Public Administration); Criminal Law: Judge at Regional Court in Mainz; Private Law: Intellectual Property, Copyright, Competition and Media Law, Kanzlei Fuhrmann Wallenfels Binder (law office) and Judge at Local Court in Mainz

University – Law School:

January 1998 First State Examination
 1992-1997 Law School at University of Mainz
Area of choice: International and European Law; Grant from Konrad Adenauer-Stiftung (Begabtenförderung; foundation granting scholarship for talented students) and member of its programme „Journalistische Nachwuchsförderung“ (practical seminars for the education of young journalists)

University – Second Facultative Study:

February 1997 Zwischenzeugnis Politikwissenschaft (intermediate degree in Political Science)
 1993-1996 School of Political Sciences and Philosophy, University of Mainz

School:

1978-1992 Primary School in Ettingen (Switzerland) and Wiesbaden;
 Secondary School (Leibniz-Gymnasium) in Wiesbaden

LIST OF RECENT PUBLICATIONS

1. EU Data Retention – Finally Abolished? Eight Years in Light of Article 8, CritQ 2014, pp. 58-78 (together with *Franziska Böhm*) and editor of volume 2014/I of Critical Quarterly (CritQ), Nomos, with focus on „Current Developments in European Data Protection Law“ (Introduction, pp. 5-9)
2. Review of the EU Telecommunications Framework and its Impact on the Frequency Management, in: Hofmann, M. (ed.), International Regulations of Space Communications: Current Issues, Larcier 2013, pp. 137-160
3. Luxembourg, Country report in: European Parliament/DG for Internal Policies – Policy Dept. C Citizen’s Rights and Constitutional Affairs (ed.), The Citizen’s Right to Information: Law and Policy in the EU and its Member States, Brussels 2012, p. 465-480
4. Note d’observations, “Roj TV” entre ordre public et principe du pays d’origine, Revue du Droit des Technologies de l’Information (R.D.T.I.), No. 47 (2012), p. 50-61
5. Europäisches und Internationales Medienrecht – Vorschriftensammlung (Textbook on European and International Media Law), Textbuch Deutsches Recht, 2nd ed., Heidelberg 2012, 881 p. (ed. with *Udo Fink, Rolf Schwartmann, Tobias Keber*)

6. Protecting Privacy in a Digital Age, in: Dörr/Weaver (eds.), *The Right to Privacy in the Light of Media Convergence – Perspectives from Three Continents*, Cologne 2012, p. 1-31 (with *Russell L. Weaver, David F. Partlett*)
7. The Atlantic or Pacific(a) Divide: On Regulating Broadcast Indecency in the U.S. from a Comparative European Perspective, in: Dörr/Fink/Weaver/Keber (eds.), *Brandeis meets Gutenberg – German-American Conversations on Law, 1991-2011*, Frankfurt 2012, p. 36-63
8. Rundfunkstaatsvertrag – Kommentar, Looseleaf commentary on the Interstate Broadcasting Treaty, co-author since 33rd supplement September 2008 (two-three monthly updates with each supplement approx 150-200 p., currently 55th supplement March 2013), Jehle Rehm, Heidelberg et al. (together with *Reinhard Hartstein, Wolf-Dieter Ring, Johannes Kreile, Dieter Dörr, Rupert Stettner*)
9. The European Legal Framework for On-demand Services: What Directive for Which Services?, in: *The Regulation of On-demand Audiovisual Services: Chaos or Coherence?*, ed. by European Audiovisual Observatory, IRIS Special, Strasbourg, December 2011, p. 35-45 (also in French and German)
10. The Country of Origin Principle – From State Sovereignty under Public International Law to Inclusion in the Audiovisual Media Services Directive of the European Union, in: Meng/Ress/Stein (ed.), *Europäische Integration und Globalisierung – Festschrift zum 60-jährigen Bestehen des Europa-Instituts*, Baden-Baden 2011, p. 113-129
11. *Handbuch Medienrecht: Recht der elektronischen Massenmedien* (ed. with *Dieter Dörr/Johannes Kreile* and author of the chapters “Einleitung” (p. 1-15), “Rechtsgrundlagen der elektronischen Medien” (p. 103-125), “Medienstrafrecht” (p. 277-299), “Jugendmedienschutz” (p. 299-339)), 2nd completely revised and expanded ed., Verlag Recht und Wirtschaft, Heidelberg 2011, 565 + XXXVI p.

SELECTED LIST OF INVITED TALKS

1. May 2014: “Freedom of Expression: A multi-faceted and very modern fundamental right” at University of Helsinki Conference on “Freedom of Expression”, Helsinki, Finland
2. April 2014: “The current legal framework: The sets of rules on European level concerning commercial communications in a converged world”, EAO workshop, Saarbrücken
3. Feb. 2014: “Global Cyberlaw” course at Levin School of Law, University of Florida, Gainesville, USA
4. Nov. 2013: “Territoriality, Jurisdiction and Exhaustion in IP Law: Some observations on recent developments in EU and US Law”, University of Urbana-Champaign, Illinois/USA
5. May 2013: “Court of Justice of the European Union Dealing with Space Communications” at Workshop “International Regulations of Space Communications: Current Issues”, Luxembourg
6. Sept. 2012: “Combating Cybercrime - Can Law contribute to enhancing Security of Communication Networks? On International, European and National Responses and Possibilities” at Cryptography and Security System (CSS’12) Conference, Kazimierz Dolny, Poland
7. July 2012: “The Conflict Between Protection of Free Expression and Protection of Human Dignity” / “Privacy in an Era of Advancing Technology”, Southeastern Association of Law Schools (USA), Annual Meeting, Amelia Island, Florida, USA
8. June 2012: “Indecent Content” in Broadcasting and its Regulation in a Comparative Perspective – or: from Wardrobe Malfunction to Human Dignity”, Free Speech Discussion Forum, Notre Dame University Centre, London, UK
9. May 2012: “Review of the EU-Telecommunications Framework and its Impact on the Frequency Management” at Workshop “International Regulations of Space Communications: Current Issues”, Luxembourg, Luxembourg
10. June 2011: “Protecting Privacy in a Digital Age”, Privacy Discussion Forum of Johannes Gutenberg University, Windsor University Faculty of Law et. al., Mainz, Germany
11. April 2011: “The European Legal Framework: What Directives for Which Services?”, EAO / EMR Workshop “Whose Boots Are Made for Walking? On-demand services – a case for passing regulation, entrusting self-/co-regulation or leaving it to general legislation?”, London, UK



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