

G. MARCUS COLE

The Wm. Benjamin Scott and Luna M. Scott Professor of Law

STANFORD LAW SCHOOL

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ACADEMIC EXPERIENCE

STANFORD LAW SCHOOL

The Wm. Benjamin Scott & Luna M. Scott Professor of Law October 2007 to Present
Associate Dean for Curriculum and Academic Affairs September 2003 to September 2007
Helen L. Crocker Faculty Scholar September 2003 to September 2007
Professor of Law September 2003 to September 2007
Associate Professor of Law May 2000 September 2003
Assistant Professor of Law July 1997 to May 2000

- Subjects: Bankruptcy, Contracts, Venture Capital, and other commercial law courses.
- Seminars: Rules Without Regulation, Gender & Race Issues in Commercial Law, the Commercial Law of Intellectual Property, and the Stanford Law & Public Policy Colloquium.
- Former Member, Committee on Faculty Appointments.
- Former Senator, Stanford University Faculty Senate.
- Member, Stanford University Committee on Graduate Studies.
- Member, Stanford University Committee on Information Technology.
- Former Member, Stanford University Law School Dean Search Committee.
- Former Member, Faculty Committees on Admissions, and Placement.
- Former Chair, Faculty Committees on Curriculum, Clerkships, Speakers and Workshops.

THE HOOVER INSTITUTION ON WAR, REVOLUTION AND PEACE

National Fellow August 2002 to August 2003

- Research: *The Private Wind-Up of Failed Venture Capital-Backed Firms.*

NORTHWESTERN UNIVERSITY SCHOOL OF LAW

CHICAGO

Visiting Professor of Law August 2001 to August 2002

- Subjects: Contracts, Introduction to Bankruptcy, and Venture Capital.

BUCERIUS LAW SCHOOL HOCHSCHULE FÜR RECHTSWISSENSCHAFT

HAMBURG

Visiting Professor of Law April 2007, April 2008, and Fall 2008

- Subjects: Comparative Venture Capital Law & Comparative Insolvency Law.

UNIVERSITEIT VAN AMSTERDAM

AMSTERDAM CENTER FOR LAW & ECONOMICS

Visiting Professor of Law & Economics August 2008 to July 2009

- Lectures: Comparative Venture Capital Law, Insolvency Law, and Financial Regulation.

RESEARCH PAPERS

- ***What Is the Government's Role in Regulating and Promoting Morals . . . Seriously?*** (forthcoming in the HARVARD JOURNAL OF LAW & PUBLIC POLICY, December 2007) (employing the taxonomy of Lon Fuller's "Morality of Law" to argue that government regulation of morals is inefficient, and is deeply rooted in the immoral royal adultery that led to the English Reformation and the fusion of the Church of England with the state).
- ***Protecting Consumers From Consumer Protection: Watters v. Wachovia Bank***, 6 CATO SUPREME COURT REVIEW 251 (2007) (arguing that the economics and proliferation of pernicious state consumer protection laws favor federal preemption of state banking regimes and enhance, rather than undermine, jurisdictional competition and federalism).
- ***Law and Order Without Coercion***, 22 JOURNAL OF PRIVATE ENTERPRISE 37 (2007) (challenging the "public goods" and "common pool" justifications for government regulation, and surveying the literature on the historical and contemporary examples of complex private systems achieving order and coordination without government intervention).
- ***Shopping for Law in a Coasean Market***, 1 NYU JOURNAL OF LAW & LIBERTY 112 (2005) (employing Ronald Coase's *The Theory of the Firm* to compare the relative agency and monitoring costs of adjudication and legislation as characterized in Friedrich Hayek's LAW, LEGISLATION, AND LIBERTY).
- ***"Delaware is Not a State": Are We Witnessing Jurisdictional Competition in Bankruptcy?"*** 55 VANDERBILT LAW REVIEW 1845 (2003) (presents results of interviews with lawyers and judges, and their explanations for the sudden growth in Delaware corporate bankruptcy filings, and analyzes these explanations in light of the literature on jurisdictional competition).
- ***Limiting Liability Through Bankruptcy***, 70 UNIV. CINCINNATI LAW REVIEW 1245 (2003) (employs the history of bankruptcy law prior to the development of corporate law to examine the operation of bankruptcy as a limited liability device for business entities, thereby explaining the most troublesome modern cases involving the circumvention of non-bankruptcy law).
- ***A Modest Proposal for Bankruptcy Reform***, 5 THE GREEN BAG 2D 269 (2002) (presents a tongue-in-cheek argument, in the spirit of Jonathan Swift, for the reinvigoration of debtors' prison in light of the failure of stigma and shame to check the spread of consumer bankruptcy).
- ***The Venture Capital Investment Bust: Did Agency Costs Play a Role? Was it Something Lawyers Helped Structure?*** 76 CHICAGO-KENT L. REV. 211 (2001) (with Joseph Bankman) (presents results of interviews with venture capitalists, entrepreneurs, and institutional investors, explaining why venture capital firms continued to raise and invest funds when the fund managers claim to have known that the market for technology investments was overvalued prior to the technology market crash of April 2000).
- ***The Federalist Cost of Bankruptcy Exemption Reform***, 74 AM. BANKR. L.J. 253 (2000) (characterizes bankruptcy as an institution with federalist origins and structure which is important for the preservation of other, non-bankruptcy institutions and values, which are in turn threatened by bankruptcy exemption reform).
- ***A Calculus Without Consent: Mass Tort Bankruptcies, Future Claimants, and the Problem of Third Party Non-Debtor "Discharge."*** 84 IOWA L. REV. 753 (1999) (questions the non-consensual nature of third party non-debtor "discharge" plans in complex Chapter 11 cases, and the consequent circumvention of non-bankruptcy law through these devices).

PROFESSIONAL HONORS and ACTIVITIES

- “Outstanding Instructor of the Year,” Northwestern University School of Law May 2002
- Board of Advisors, The Independent Institute, Oakland, California January 2007
- Editorial Board, CATO SUPREME COURT REVIEW, The Cato Institute, February 2002-Present
- John M. Olin Fellow, University of Southern California Law Center, March-April 1998
- Junior Faculty Fellow, Property & Environment Research Center, Bozeman, Montana
June 1999

RESEARCH PAPERS IN PROGRESS

- *The Preference for Preferences: Liquidation and Dividend Preferences in Venture Capital Contracting*, (forthcoming Spring 2008) (presents results of interviews with venture capitalists and their lawyers, explaining the pervasiveness of preferred stock with liquidation and dividend preferences as transactions-cost-lowering asset control devices similar to blanket security interests in debt finance).
- *Robbing Peter and Paul: The Harm of Predatory Lending Laws*, (empirical analysis of 2006 Illinois Predatory Lending Act, which requires loans in select poor neighborhoods to be reviewed by the Cook County Mortgage Review Board, resulting in higher loan costs for low income borrowers, and lower home prices for low income home owners).
- *Secured Credit as Asset Partition* (examines the historic and contemporary uses of secured credit as an indispensable asset partitioning device, challenging recent scholarship declaring this function to be the essential role of organizational law).
- *Blessed Be Bankruptcy* (examines the consequences and complexities of bankruptcy filings by Roman Catholic Archdiocese in response to tort suits arising from priest misconduct).

BOOK CHAPTERS

- *The Essential Role of Politics in Judges and Judging*, in LEGAL CULTURES AND THE ATLANTIC DIVIDE (Michael Zoeller, ed. forthcoming 2007).
- *Johns-Manville and the Dawn of Asbestos Mass Tort Bankruptcies*, in BANKRUPTCY STORIES (Robert Rasmussen, ed. 2007).
- *The Federalist Cost of Bankruptcy Exemption Reform*, in FOUNDATIONS OF BANKRUPTCY LAW (Barry E. Adler, ed., 2005).

OPINION and COMMENTARY

- *Consumer Bankruptcy Is Insurance For Which the Insured Need Not Pay or Save*, BOSTON REVIEW (September/October 2005).
- *Discourse in the Garden of Good and Evil*, 37 J. BLACKS IN HIGHER ED. (Autumn 2002).
- *Confessions of an Undesirable Downtown Shopper*, PITTSBURGH POST-GAZETTE, Sunday, July 16, 2000.
- *Medallion Monopoly Drives Taxicab Racism*, 9 LIBERTY & LAW 4 (February 2000).

BOOK REVIEWS

- *Towards a Post-Apartheid Future: Political & Economic Relations in Southern Africa*, Gavin Maasdorp & Alan Whiteside, editors, 13 NW. J. OF INT'L L. & BUS. 711 (1993).
- *Rethinking the Regulation Reflex: ANARCHY, STATE AND PUBLIC CHOICE*, by Edward Stringham, 20 J. AUSTRIAN ECONOMICS 1 (forthcoming 2007).

BRIEFS

- *Waters v. Wachovia Bank, N.A.*, Supreme Court of the United States, No. 05-1342, Brief of Economists and Scholars Marcus Cole, Christopher Demuth, Richard Epstein, Robert Litan, Michael Staten, Peter Wallison and Todd Zywicki in Support of Respondents (arguing that consumer protection laws actually harm the very people they purport to protect).
- *Bush v. Holmes*, Supreme Court of Florida, Case Numbers SC04-2323, SC04-2324, and SC04-2325, on behalf of *amicus curiae* the Black Alliance for Educational Options, the Hispanic Counsel for Reform and Educational Options, the Center for Education Reform, and the Reason Foundation (defending the Florida Opportunity Scholarship program by illustrating its demonstrated benefits for African-American and Hispanic children throughout Florida, and showing parallel improvements in the educational experience of children in similar programs other states).
- *In re Integrated Telecom Express, Inc. (NMSBPCSLDHB, L.P. ("The Landlord") v. Integrated Telecom Express, Inc. et al.)*, U.S. Court of Appeals, 3rd Cir., No. 04-2411, Brief of *Amicus Curiae* in Support of Appellant (with Robert K. Rasmussen and David A. Skeel, Jr.) (Opposing a solvent company's use of bankruptcy to evade breach of contract damages).
- *In re Owens Corning*, U.S. Court of Appeals, 3rd Cir., No. 04-4080 Brief of *Amicus Curiae* in Support of Appellant (with Robert K. Rasmussen, Barry Adler, Ronald Mann, Susan Block-Lieb, Marcel Kahan, and David Skeel, Jr.) (arguing that substantive consolidation be reserved for the rare circumstances where the corporate form has been used to deceive creditors).
- *Lucent Technologies, Inc. v. Shubert*, U.S. Court of Appeals, 3rd Cir., No. 07-2569, Brief of *Amicus Curiae* in Support of Appellant (with Robert K. Rasmussen and Edward R. Morrison) (arguing that a publicly-traded company is neither a "per se insider" nor a "non-statutory insider" of a debtor for purposes of bankruptcy).

SELECTED PRESENTATIONS

- *Protecting Consumers From Consumer Protection: Watters v. Wachovia Bank*, Cato Institute Constitution Day Conference, Washington, D.C., September 17, 2007.
- *The Law and Economics of the Regulatory State*, Cato University, San Diego, July 25, 2007.
- *Law and Order Without Coercion*, Cato University, San Diego, July 25, 2007.
- *Property, Contract, & a Free Society*, Cato University, San Diego, July 24, 2007.
- *A Constitution of Enumerated Powers and Unenumerated Rights*, Cato University, San Diego, July 24, 2007.
- *The Christian Libertarian's View of Government's Role in the Regulation and Promotion of Morals*, The Federalist Society National Student Symposium, "Law & Morals," Northwestern University School of Law, February 24, 2007.
- *The Essential Role of Politics in Judges and Judging*, Council on Public Policy, Bucerius Law School, Hamburg, Germany, February 7, 2007.

SELECTED PRESENTATIONS (continued)

- ***Director and Creditor Liability in the “Zone of Insolvency” and in “Deepening Insolvency,”*** American College of Business Court Judges, Brookings Institution, Washington, DC, November 17, 2006.
- ***The Preference for Preferences: Liquidation and Dividend Preferences in Venture Capital Contracts,*** University of Florida Center for Technology Law, November 16, 2006.
- ***The End of Chapter 11,*** Conference on Empirical Legal Studies, University of Texas at Austin, October 27, 2006.
- ***Rules Without Regulation,*** Plenary Lecture, The Association For Private Enterprise Education, Las Vegas, Nevada, April 4, 2006.
- ***Rationalizing the Irrational Contract: The Harm of Predatory Lending Laws,*** Stanford Law School Faculty Workshop, September 20, 2006.
- ***The Social Cost of Behavioral Law & Economics,*** Civil Society Institute Lecture, Santa Clara University, October 26, 2005.
- ***The Preference for Preferences,*** University of British Columbia Faculty of Law, Vancouver, Canada, October 24, 2005.
- ***Director Liability in the Zone of Insolvency,*** Stanford Law School Faculty Workshop, August 17, 2005.
- ***What Public Choice Theory Can Tell Us About Public Interest Litigation,*** Institute for Justice National Public Interest Student Law Conference, Georgetown Law Center, July 31, 2005.
- ***The Social Cost of Behavioral Law & Economics,*** The Table, Carefree, Arizona, June 1, 2005.
- ***Juror and Moderator, Stanford-Yale Junior Faculty Forum, Bankruptcy Panel,*** Stanford Law School, May 28, 2005.
- ***The Preference for Preferences: Liquidation and Dividend Preferences in Venture Capital Contracting,*** The Harvard-Texas Conference on Commercial Law Realities, Austin, Texas, April 8, 2005.
- ***Moderator: The Future of Black Lawyers in Large Law Firms,*** Stanford Black Law Students Association, Stanford Law School, February 19, 2005.
- ***A Constitution of Enumerated Powers and Unenumerated Rights,*** Cato University, San Diego, California, July 28, 2004.
- ***The Law & Economics of Regulation,*** Cato University, San Diego, California, July 27, 2004.
- ***Law and Order Without Coercion,*** Cato University, San Diego, California, July 26, 2004.
- ***Property, Contract, & a Free Society,*** Cato University, San Diego, California, July 25, 2004.
- ***Shopping for Law in a Coasean Market,*** The Table, Carefree, Arizona, June 4, 2004.
- ***The Preference for Preferences,*** Stanford Law School Faculty Workshop, June 2, 2004.
- ***Panel Chair: Bankruptcy & Creditors’ Rights,*** American Law & Economics Association, Northwestern University School of Law, Chicago, May 7, 2004.
- ***The Preference for Preferences,*** Willamette Law Review Symposium, “Venture Capital After the Bubble,” Portland, Oregon, March 5, 2004.
- ***The Rise of Black Conservatives,*** Stanford Law School Federalist Society and the Stanford Law School Black Law Students Association, February 24, 2004.
- ***Moderator: Private Property vs. Environmentalism – Enemies or Allies?*** Federalist Society for Law & Public Policy, 23rd Annual National Symposium, “Private Law: The New Regulatory Frontier for Liberty,” Vanderbilt Law School, Nashville, Tennessee, February 21, 2004.

SELECTED PRESENTATIONS (continued)

- *The Tragedy of Compassion in American Bankruptcy*, Santa Clara Law Review Symposium, “Relief From Debt As Part of the Safety Net,” Santa Clara, California, January 30, 2004.
- *Economic Analysis of Law is For the Birds! (And People Too): The Role of Economic Analysis in Public Interest Litigation*, Institute for Justice, Washington, August 10, 2003.
- *The Law and Economics of Regulation*, Cato University, San Diego, August 6, 2003.
- *Law and Order Without Coercion*, Cato University, San Diego, California, August 4, 2003.
- *Property, Contract, & A Free Society*, Cato University, San Diego, California, August 2, 2003.
- *Private Dissolution and Restructuring of Failed Technology Firms in Silicon Valley*, the Hoover Institution Economics Seminar, Stanford, May 12, 2003.
- *Limiting Liability Through Bankruptcy*, Florida State Law Faculty Workshop, April 9, 2003.
- *“The Quiet Man”: Reflections on the NextWave Bankruptcy Case and the Next Wave of Regulatory Innovation*, Florida State University Law School, April 8, 2003.
- *Third Party Non-Debtor “Discharge” and Releases in Chapter 11 Cases*, American Bar Association, Annual Meeting Luncheon, Los Angeles, April 3, 2003.
- *Moderator: Crime, Punishment, and Human Dignity*, 22nd Annual Federalist Society Symposium, Notre Dame Law School, February 22, 2003.
- *Birds, Baptists, and Bootleggers: Economic Analysis and the Roots of Regulation*, Cypress Semiconductor Freedom Seminar, San Jose, California, September 27, 2002.
- *The Role of Economic Analysis in Public Interest Litigation*, Institute for Justice National Public Interest Law Conference, Georgetown University, August 11, 2002.
- *“Delaware is Not a State”: Are We Witnessing Jurisdictional Competition in Bankruptcy?*, University of San Diego Law School Faculty Workshop, April 19, 2002.
- *Third Party Non-Debtor “Discharge” and Releases in Chapter 11*, American Bar Association, Annual Meeting, Boston, April 4, 2002.
- *Intellectual Property as Executory Contract in Bankruptcy*, American Bar Association, Annual Meeting of the Section on Business Law, Boston, April 4, 2002.
- *Limiting Liability Through Bankruptcy*, Northwestern University School of Law Faculty Zodiac Workshop on the Law of Property, March 13, 2002.
- *“Delaware is Not a State”: Are We Witnessing Jurisdictional Competition in Bankruptcy?*, Northwestern University Law Faculty Workshop, March 7, 2002.
- *Bankruptcy As Asset Partition*, University of Cincinnati Law Review Symposium on Corporate Bankruptcy and Corporate Law, March 1, 2002.
- *“Delaware is Not a State”: Are We Witnessing Jurisdictional Competition in Bankruptcy?*, Symposium: The “Delawarization” of Corporate Bankruptcy, Vanderbilt University Law School, Nashville, February 22, 2002.
- *“Delaware is Not a State”: Are We Witnessing Jurisdictional Competition in Bankruptcy?*, Florida State University Law Faculty Workshop, February 15, 2002.
- *Moderator: Teaching, Scholarship, and Revised Article 9 of the Uniform Commercial Code*, American Association of Law Schools Section on Debtors’ and Creditors’ Rights, New Orleans, Louisiana, January 4, 2002.
- *Why Delaware? An Empirical Analysis of Jurisdictional Competition in Bankruptcy*, The Arthur Moller Memorial Conference on Bankruptcy, The University of Texas at Austin School of Law, November 2, 2001.

SELECTED PRESENTATIONS (continued)

- ***The Federalist Cost of Bankruptcy Exemption Reform***, National Conference of Bankruptcy Judges, Annual Meeting, Orlando, Florida, October 17, 2001.
- ***The Venture Capital Investment Bust: Did Agency Costs Play a Role? Was it Something Lawyers Helped Structure?*** Stanford Law School Faculty Workshop, October 10, 2001.
- ***The Venture Capital Investment Bust: Did Agency Costs Play a Role? Was it Something Lawyers Helped Structure?***, Northwestern Law Faculty Workshop, September 20, 2001.
- ***Economic Analysis of Law is For the Birds! (And People Too): The Role of Economic Analysis in Public Interest Litigation***, Institute for Justice National Public Interest Law Colloquium, Georgetown University, August 12, 2001.
- ***Bankruptcy and Mass Tort Cases: The Special Case of Asbestos Litigation***, The Rand Center for Public Policy Analysis, Santa Monica, California, July 12, 2001.
- ***Informal Guarantees in High Technology Financing: The Case of Silicon Valley Commercial Real Estate***, Stanford Law School Faculty Workshop, June 13, 2001.
- ***Bankruptcy as a Vehicle for Exploring Other Values***, American Association of Law Schools Workshop on Bankruptcy, St. Louis, Missouri, May 18, 2001.
- ***Informal Guarantees in High Technology Financing: The Case of Silicon Valley Commercial Real Estate***, American Law & Economics Association, Georgetown Law Center, Washington, D.C., May 10, 2001.
- ***The Natural Law Jurisprudence of Malcolm X***, University of Virginia School of Law, The Federalist Society for Law & Public Policy Studies, April 19, 2001.
- ***Informal Guarantees in High Technology Financing: The Case of Silicon Valley Commercial Real Estate***, George Mason University Law School Faculty Workshop, Arlington, Virginia, April 18, 2001.
- ***The Venture Capital Investment Bust: Did Agency Costs Play a Role? Was it Something Lawyers Helped Structure?*** Chicago-Kent College of Law, Conference on Practice Informing the Theory of Business Law, April 5, 2001.
- ***Informal Guarantees in High Technology Financing: The Case of Silicon Valley Commercial Real Estate***, Stanford Olin Law & Economics Luncheon, April 3, 2001.
- ***Informal Guarantees in High Technology Financing: The Case of Silicon Valley Commercial Real Estate***, Vanderbilt University Law & Economics Colloquium, Nashville, Tennessee, October 10, 2000.
- ***The Role of Economic Analysis in Public Interest Litigation***, Institute for Justice National Public Interest Law Colloquium, Georgetown University, August 13, 2000.
- ***The Bankruptcy Threat to Intellectual Property***, Stanford Faculty Workshop, May 31, 2000.
- ***The Federalist Cost of Bankruptcy Exemption Reform***, Stanford Law School Faculty Workshop, October 18, 1999.
- ***The Role of Economic Analysis in Public Interest Litigation***, Institute for Justice National Public Interest Law Colloquium, Georgetown University, August 12, 1999.
- ***The Problem of Third Party Non-Debtor “Discharge” and Future Claimants Under Chapter 11***, San Francisco Bar Association, June 8, 1999.
- ***Separation of Church and State: The Case of School Vouchers***, Commonwealth Club of California, January 6, 1999.
- ***The Problem of Third Party Non-Debtor “Discharge” and Future Claimants Under Chapter 11***, University of Southern California Law Center, March 31, 1998.

ACADEMIC CONFERENCES

- *Intellectuals and Ideology*, Santa Monica, California, March 4-7, 2008.
- *Immigration, Identity & Community*, Linfield College, Portland, October 4-7, 2007.
- *The Law & Political Science of Environmental Policy*, Property & Economy Research Council, Emigrant, Montana, September 20-23, 2007.
- *Cato Institute Constitution Day*, Washington, D.C., September 17, 2007
- *Deirdre McCloskey's "The Bourgeois Virtues,"* Liberty Fund, Indianapolis, May 3-5 2007.
- *The Federalists, The Anti-Federalists, and the Constitution They Created*, The Federalist Society for Law & Public Policy, La Jolla, California, March 8-11, 2007.
- *Law and Morality*, The Federalist Society Twenty-Fifth Anniversary National Law Student Symposium, Northwestern University School of Law, Chicago, February 23-24, 2007.
- *Legal Cultures and The Atlantic Divide*, The Council on Public Policy, Hamburg, Germany, February 6-7, 2007.
- *Governance in Higher Education*, The Philanthropy Roundtable, Ft. Lauderdale, Florida, December 7-10, 2006.
- *Mont Pelerin Society General Meeting*, Guatemala City, Guatemala, November 4-9, 2006.
- *Conference on Empirical Legal Studies*, University of Texas at Austin School of Law, October 27-28, 2006.
- *Liberty and Formal Equality*, Liberty Fund, Glenn Arbor, Michigan, October 19-22, 2006.
- *The Rule of Law and Liberty*, Liberty Fund, Tucson, Arizona, October 12-15, 2006.
- *Liberty in the Company of Strangers*, Liberty Fund, San Francisco, March 2-5, 2006.
- *Institute for Humane Studies Law Conference*, Washington, D.C., February 10-12, 2006.
- *The Writings of James Madison*, Liberty Fund, San Diego, California, January 5-8, 2006.
- *The Rule of Law in the Plays of Works of Shakespeare*, Liberty Fund, October 13-16, 2005.
- *The Table*, Carefree, Arizona, June 1-3, 2005.
- *Stanford-Yale Junior Faculty Forum, Bankruptcy Panel*, Stanford, May 27-28, 2005.
- *American Law & Economics Association Annual Meeting*, New York, May 6-8, 2005.
- *Harvard-Texas Conference on Commercial Law Realities*, Austin, Texas, April 8, 2005.
- *Liberty in the Writings of George Orwell*, Liberty Fund, San Diego, March 17-20, 2005.
- *The Writings of Pierre Goodrich*, Liberty Fund, Indianapolis, October 15-17, 2004.
- *The Philadelphia Society*, General Meeting, Philadelphia, September 1-3, 2004.
- *The Mont Pelerin Society*, General Meeting, Salt Lake City, August 13-18, 2004.
- *Imprisonment, Punishment, & Liberty*, Liberty Fund, Chicago, Illinois, June 24-27, 2004.
- *The Table*, Carefree, Arizona, June 3-6, 2004.
- *American Law & Economics Association Annual Meeting*, Chicago, Illinois, May 7, 2004.
- *Liberty and Law*, Institute for Humane Studies, Chicago, Illinois, March 19-21, 2004.
- *Venture Capital After the Burst of the Bubble*, Willamette Law Review Symposium, Portland, Oregon, March 5, 2004.
- *Private Law: The New Frontier for Limited Government*, Federalist Society National Symposium, Vanderbilt University Law School, Nashville, Illinois, February 20-21, 2004.
- *Relief From Debt as Part of the Safety Net*, Santa Clara Law Review, January 30, 2004.
- *Hayek: Law, Legislation, and Liberty*, Liberty Fund, Tucson, November 20-23, 2004.
- *Liberty, Responsibility and American Individualism in Ralph Ellison's Invisible Man*, Liberty Fund, Oklahoma City, Oklahoma, November 6-9, 2003.
- *National Conference of Bankruptcy Judges*, San Diego, California, October 15, 2003.

ACADEMIC CONFERENCES (continued)

- *The Bankruptcy Code After 25 Years*, American Bankruptcy Institute, Georgetown University Law Center, October 10-11, 2003.
- *Political and Social Institutions of Liberty*, Seattle, Washington, September 25-28, 2003.
- *The Tragedy of the Anti-Commons*, University of California at Irvine, April 10-13, 2003.
- *Burst of the Bubble: Lessons and Opportunities from the Dot-com Collapse*, Stanford Program in Law, Science & Technology, October 23, 2002.
- *The Mont Pelerin Society*, General Meeting, London, England, October 5-10, 2002.
- *The Liberalization of UK Utility Markets*, Institute for Economic Affairs, London, England, October 9, 2002.
- *National Conference of Bankruptcy Judges*, Chicago, Illinois, October 3, 2002.
- *The Problematics of Jurisprudence*, Liberty Fund, Indianapolis, Indiana, May 3-5, 2002.
- *Slippery Slopes and Liberty*, NYU Center for Austrian Economics, April 5-7, 2002.
- *University of Cincinnati Law Review Symposium on Corporate Bankruptcy and Corporate Law*, Cincinnati, Ohio, March 1, 2002.
- *Vanderbilt Law Review Symposium on the "Delawarization" of Bankruptcy Law*, Nashville, Tennessee, February 22-23, 2002.
- *American Association of Law Schools Section on Debtors' and Creditors' Rights*, New Orleans, Louisiana, January 2-6, 2002.
- *University of Pennsylvania Institute for Law and Economics, Roundtable on Corporate Bankruptcy Law*, Philadelphia, December 7, 2001.
- *Arthur Moller Conference on Empirical Research in Bankruptcy Law*, The University of Texas at Austin, School of Law, November 2-3, 2001.
- *National Conference of Bankruptcy Judges*, Orlando, Florida, October 17, 2001.
- *Bankruptcy and Mass Tort Cases: The Special Case of Asbestos Litigation*, The Rand Center for Public Policy Analysis, Santa Monica, California, July 12, 2001.
- *AALS Bankruptcy Workshop*, St. Louis, Missouri, May 18, 2001.
- *American Law & Economics Association Annual Meeting*, Georgetown University Law Center, Washington, D.C., May 10-12, 2001.
- *Bankruptcy and the National Tobacco Litigation*, University of California, Boalt Hall School of Law, Berkeley, California, April 20, 2001.
- *Practice Informs Theory: Empirical Analyses of Business Law*, Illinois Institute of Technology Chicago-Kent College of Law, Chicago, Illinois, April 5, 2001.
- *Norms, Law, and Liberty*, PERC, Chico Hot Springs, Montana, March 22-25, 2001.
- *Liberty & Society*, Institute for Civil Society, Alexandria, Virginia, June 17-19, 2000.
- *Liberty & the Four Horsemen*, The Federalist Society, Alexandria, VA, May 29-31, 2000.
- *American Law & Economics Association Annual Meeting*, New York, May 1-3, 2000.
- *Free Market Environmentalism in Theory and in Practice*, the Political Economy Research Council, Bozeman, Montana, June 22-27, 1999.
- *American Law & Economics Association Annual Meeting*, Yale Law School, New Haven, Connecticut, 6-8, 1999.
- *Liberty and Law*, Institute for Humane Studies, Chicago, Illinois, February 3-4, 1998.

COMMUNITY INVOLVEMENT

- Board of Directors, **Anti-Defamation League of B'nai B'rith**, Central Pacific Region.
- Member, **Abundant Life Christian Fellowship**, Mountain View, California.
- Trustee, **The Willie & Emma Granderson Memorial Foundation**, Chicago, Illinois.
- Manager, **Palo Alto Little League**, Coach-Pitch League and Tee Ball League.

CLERKSHIP

September 1993 to September 1994

THE HONORABLE MORRIS SHEPPARD ARNOLD,

Circuit Judge, United States Court of Appeals for the Eighth Circuit.

LEGAL EXPERIENCE

MAYER, BROWN & PLATT

Associate, Commercial Litigation

August 1994 to June 1997

- Practiced general federal litigation in cases involving bankruptcy, admiralty, products liability, antitrust, employment law, and mass tort diversity actions.

NORTHWESTERN UNIVERSITY SCHOOL OF LAW

Teaching Assistant - Prof. Daniel Polsby

Fall 1992

CITY OF CHICAGO DEPARTMENT OF LAW

Law Clerk

Summer 1991

EDUCATION

NORTHWESTERN UNIVERSITY SCHOOL OF LAW

Doctor of Jurisprudence, May 1993.

- Honors: Editor-in-Chief, Northwestern Journal of International Law and Business
Dean's List
- Activities: Northwestern University Legal Clinic
Northwestern National Frederick Douglass Moot Court Team
Class Representative, Northwestern Student Bar Association
- LSAT: 98th percentile

CORNELL UNIVERSITY

Bachelor of Science in Applied Economics, May 1989.

- Honors: Dean's List
National Merit Commendation
- Activities: Hammerthrow, Cornell Varsity Track and Field
Contributing Editor, *US Black Engineer*, Baltimore, Maryland
Staff Writer, *Umoja Sasa News Journal*, Ithaca, New York