

Professor Frank Partnoy

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Education

Yale Law School J.D. 1992.
Thurman Arnold Prize, Potter Stewart Prize.

University of Kansas B.A. mathematics, 1989, *summa cum laude*.
B.S. economics, 1989, *summa cum laude*.

Employment

University of California, Berkeley, School of Law, Berkeley, CA, 2018-.

Courses: Business Associations

University of San Diego School of Law, San Diego, CA, 1997-2018.
George E. Barrett Professor of Law and Finance, 2009-2018.
Professor, 2001-18; Assoc. Professor, 1999-2001; Ass't Professor, 1997-99.
Founding Director, Center for Corporate and Securities Law.

Courses: Advanced Corporate Transactional Skills; Corporations; Corporate Finance; Deals; Emerging Financial Markets; Innovation, Markets, and Financial Regulation; International Finance (at University of Paris I); Latin American Financial Markets; Securities Litigation; White Collar Offenses.

Awards: Thorsnes Prize for Excellence in Teaching.
1998-99, 2008-09, 2012-13.
Thorsnes Prize for Outstanding Legal Scholarship.
2008-09, 2013-14.
Herzog Endowed Scholar, 2003-04.
University Professor, 2010-11.

Oxford University, Oxford, UK, 2010-. International Research Fellow.

University of Sydney Law School, Sydney, Australia, 2014-17. Visiting Professor.

Rady School of Management, University of California, San Diego, San Diego, CA
Visiting Professor, 2005. Course: Regulation and Innovation.

Covington & Burling, Washington, DC, 1995-97.

Derivative Products Group, Morgan Stanley & Co., New York, NY, 1994-95.

Emerging Markets Derivatives Group, CS First Boston, New York, NY, 1993-94.

Law Clerk, Hon. Michael B. Mukasey, U.S. District Judge, SDNY, New York, NY, 1992-93.

Publications

BOOKS

WAIT: THE ART AND SCIENCE OF DELAY (PublicAffairs 2012).

Editions: Brazil, China, Japan, Korea, Russia, Taiwan, U.K.

Reviews: The Economist, The Wall Street Journal, Financial Times, Washington Post, Minneapolis Star-Tribune, several dozen others.

THE MATCH KING: IVAR KREUGER, THE FINANCIAL GENIUS BEHIND A CENTURY OF WALL STREET SCANDALS (PublicAffairs 2009).

Editions: U.K. (Profile Books 2009), Swedish, Chinese, German.

Awards: Finalist, Financial Times/Goldman Sachs Business Book of the Year, 2009; Financial Times Best Books of the Year, 2009; Inc. Magazine Best Books for Business Owners of 2009.

Reviews: The Economist, The New Yorker, New York Times Book Review, Wall Street Journal, Financial Times, Business Week, Washington Post, several dozen others.

INFECTIOUS GREED: HOW DECEIT AND RISK CORRUPTED THE FINANCIAL MARKETS (Henry Holt/Times Books 2003).

Reissue: PublicAffairs 2009.

Editions: Paperback (Henry Holt/Owl Books 2004); Australian, British, Hong Kong.

Translations: Korean, Spanish.

Reviews: New York Times Book Review, Wall Street Journal, Financial Times, Washington Post, London Times, several dozen others.

F.I.A.S.C.O.: BLOOD IN THE WATER ON WALL STREET (W.W. Norton 1997).

Reissue: W.W. Norton 2009.

Editions: Paperback (Penguin 1999); Australian, British, Hong Kong.

Translations: Chinese, Japanese, German, Korean, Portuguese, Russian.

Awards: Finalist, Financial Times/Booz-Allen Global Business Book Award, 1997.

San Diego Union Tribune Author of the Year, 1997.

Reviews: New York Times Book Review, Los Angeles Times Book Review, London Times, Financial Times, several dozen others.

CASEBOOKS

CORPORATIONS: A CONTEMPORARY APPROACH (2d ed. Thomson 2014) (with Alan R. Palmiter).

CORPORATIONS: A CONTEMPORARY APPROACH (Thomson 2010) (with Alan R. Palmiter).

BUSINESS ORGANIZATION AND FINANCE, LEGAL AND ECONOMIC PRINCIPLES (with John C. Coffee, Jr. and William A. Klein) (Thomson 2010).

CORPORATIONS LAW AND POLICY: MATERIALS AND PROBLEMS (Thomson West 2005 Supp. and 2006 Supp., 6th Ed. 2007, with Jeffrey D. Bauman and Alan R. Palmiter).

BOOK CHAPTERS

Delaware and Financial Risk (University of Chicago Press forthcoming 2018) (Steven Davidoff Solomon and Randall Thomas, eds.).

Financial Systems, Crises, and Regulation, in OXFORD HANDBOOK OF FINANCIAL REGULATION (Oxford University Press 2015) (Niamh Moloney, Eilis Ferran, and Jennifer Payne, eds.).

U.S. Hedge Fund Activism, in RESEARCH HANDBOOK ON SHAREHOLDER POWER (Elgar Press 2015) (Jennifer Hill and Randall Thomas, eds.).

Credit Rating Agencies and Regulatory Reform, in RESEARCH HANDBOOK ON THE ECONOMICS OF CORPORATION LAW (Elgar Press 2012) (with Aline Darbellay).

Patents as Options, in Perspectives on Commercializing Innovation (F. Scott Keefe, ed.) (with Shaun P. Martin) (Cambridge University Press 2011).

How Financial Regulation Might Harness the Power of Markets, in RULES FOR GROWTH: PROMOTING INNOVATION AND GROWTH THROUGH LEGAL REFORM (Ewing Marion Kauffman Foundation 2011).

Overdependence on Credit Ratings Was a Primary Cause of the Crisis, in THE PANIC OF 2008: CAUSES, CONSEQUENCES, AND IMPLICATIONS FOR REFORM (Edward Elgar Press 2010, Lawrence Mitchell and Arthur Wilmarth, eds.).

Gap Filling, Hedge Funds, and Financial Innovation, in NEW FINANCIAL INSTRUMENTS AND INSTITUTIONS: OPPORTUNITIES AND POLICY CHALLENGES (Brookings Institution Press 2007, Yasuyuki Fuchita and Robert E. Litan, eds.) (with Randall Thomas).

How and Why Credit Rating Agencies Are Not Like Other Gatekeepers, in FINANCIAL GATEKEEPERS: CAN THEY PROTECT INVESTORS? (Brookings Institution Press 2006, Yasuyuki Fuchita and Robert E. Litan, eds.).

Enron and the Derivatives World, in ENRON: CORPORATE FIASCOS AND THEIR IMPLICATIONS (Foundation Press 2004, Nancy B. Rapoport and Bala G. Dharan, eds.).

ISDA, NASD, CFMA, and SDNY: The Four Horsemen of Derivatives Regulation?, in BROOKINGS-WHARTON PAPERS ON FINANCIAL SERVICES (Brookings Institution Press 2002, Robert E. Litan and Richard Herring, eds.).

The Paradox of Credit Ratings, in THE ROLE OF CREDIT REPORTING SYSTEMS IN THE INTERNATIONAL ECONOMY (Kluwer Academic Publishers 2002, Richard M. Levitch, Giovanni Majnoni, and Carmen Reinhart, eds.).

PUBLISHED ARTICLES

Information Bundling and Securities Litigation, 65 JOURNAL OF ACCOUNTING AND ECONOMICS 61 (2018) (with Barbara Bliss and Michael Furchtgott).

Specificity and Time Horizons, 41 SEATTLE UNIVERSITY LAW REVIEW 525 (2018).

What's (Still) Wrong with Credit Ratings, 92 WASHINGTON LAW REVIEW 1407 (2017).

Corporations and Human Life, 40 SEATTLE UNIVERSITY LAW REVIEW 399 (2017).

The Second Wave of Hedge Fund Activism: The Importance of Reputation, Clout, and Expertise, 40 JOURNAL OF CORPORATE FINANCE 296 (2016) (with C.N.V. Krishnan and Randall Thomas).

Law and the Theory of Fields, 39 SEATTLE UNIVERSITY LAW REVIEW 579 (2016).

Review Essay: The Unaccountable and Ungovernable Corporation, 90 THE ACCOUNTING REVIEW 1241 (2015).

The Timing and Source of Regulation, 37 SEATTLE UNIVERSITY LAW REVIEW 423 (2014).

Six Shades of Grey: A Legal Perspective on Reputation, 12 SOCIO-ECONOMIC REVIEW 195 (2014).

The Right Way to Regulate from Behind, 18 NORTH CAROLINA BANKING INSTITUTE JOURNAL 113 (2013).

The Abraham L. Pomerantz Lecture: Don't Blink: Snap Decisions and Securities Regulation, 77 BROOKLYN LAW REVIEW 151 (2011).

Credit Rating Agencies under the Dodd-Frank Act, 30 BANKING & FINANCIAL SERVICES POLICY REPORT 1 (Dec. 2011) (with Aline Darbellay).

Credit Default Swap Spreads as Viable Substitutes for Credit Ratings, 158 UNIVERSITY OF PENNSYLVANIA LAW REVIEW 2085 (2010) (with Mark J. Flannery and Joel F. Houston).

Bring Transparency to Off-Balance Sheet Accounting, Roosevelt Institute White Paper, Mar. 2010 (with Lynn E. Turner).

Historical Perspectives on the Financial Crisis: Ivar Kreuger, the Credit Rating Agencies, and Two Theories about the Function, and Dysfunction, of Markets, 26 YALE JOURNAL ON REGULATION 431 (2009).

Shapeshifting Corporations, 76 UNIVERSITY OF CHICAGO LAW REVIEW 261 (2009).

Rethinking Regulation of Credit Rating Agencies: An Institutional Investor Perspective, Council of Institutional Investors White Paper, Apr. 2009.

The Match King, Chapter 9: The Author's Cut, 2009 MICHIGAN STATE LAW REVIEW 1207 (2009).

The Returns to Hedge Fund Activism, 64 FINANCIAL ANALYSTS JOURNAL 27 (2008) (with Alon Brav, Wei Jiang, and Randall Thomas).

Hedge Fund Activism, Corporate Governance, and Firm Performance, 63 JOURNAL OF FINANCE 1729 (2008) (with Alon Brav, Wei Jiang, and Randall Thomas).

The Promise and Perils of Credit Derivatives, 75 UNIVERSITY OF CINCINNATI LAW REVIEW 1019 (2007) (invited symposium) (with David A. Skeel, Jr.).

Second-Order Benefits from Standards, 47 BOSTON COLLEGE LAW REVIEW 169 (2007) (invited symposium).

Alternative Structures and Strategies for Investors, 1 JOURNAL OF BUSINESS & TECHNOLOGY LAW 84 (2006) (invited symposium).

Financial Innovation and Corporate Law, 36 JOURNAL OF CORPORATION LAW 799 (2006) (invited symposium).

Encumbered Shares, 2005 UNIVERSITY OF ILLINOIS LAW REVIEW 775 (2005) (with Shaun P. Martin).

Synthetic Common Law, 53 UNIVERSITY OF KANSAS LAW REVIEW 281 (2005).

Strict Liability for Gatekeepers: A Reply to Professor Coffee, 84 BOSTON UNIVERSITY LAW REVIEW 365 (2004) (invited symposium).

A Revisionist View of Enron and the Sudden Death of “May,” 48 VILLANOVA LAW REVIEW 1245 (2003) (invited symposium), reprinted in ENRON AND WORLD FINANCE: A CASE STUDY IN ETHICS (2006).

Multinational Regulatory Competition and Single-Stock Futures, 21 NORTHWESTERN JOURNAL OF LAW AND INTERNATIONAL BUSINESS 641 (2001) (invited symposium).

Barbarians at the Gatekeepers?: A Proposal for a Modified Strict Liability Regime, 79 WASHINGTON UNIVERSITY LAW QUARTERLY 491 (2001) (invited symposium).

The Shifting Contours of Global Derivatives Regulation, 22 UNIVERSITY OF PENNSYLVANIA JOURNAL OF INTERNATIONAL ECONOMIC LAW 421 (2001) (invited symposium).

Why Markets Crash and What Law Can Do About It, 61 UNIVERSITY OF PITTSBURGH LAW REVIEW 741 (2000).

Adding Derivatives to the Corporate Law Mix, 34 GEORGIA LAW REVIEW 599 (2000) (invited symposium).

The Siskel and Ebert of Financial Markets: Two Thumbs Down for the Credit Rating Agencies, 77 WASHINGTON UNIVERSITY LAW QUARTERLY 619 (1999), reprinted at 33 SECURITIES LAW REVIEW 161 (2001).

Financial Derivatives and the Costs of Regulatory Arbitrage, 22 JOURNAL OF CORPORATION LAW 211 (1997).

WORKING PAPERS

The Misuse of Tobin’s Q (with Robert Bartlett)

Regulatory Arbitrage Revisited (forthcoming GEORGETOWN LAW JOURNAL)

ESSAYS AND OTHER PUBLICATIONS

An SAT for CEOs, THE ATLANTIC, Jun. 2018.

What CEOs Get Wrong about Activist Investors, HARVARD BUSINESS REVIEW, May 1, 2018 (with Steven Davidoff Solomon).

Are Index Funds Evil?, THE ATLANTIC, Sep. 2017.

The Sequel to the Global Financial Crisis Is Here, FINANCIAL TIMES, Jul. 31, 2017.

Frank and Steven’s Excellent Corporate-Raiding Adventure, THE ATLANTIC, May 2017 (with Steven Davidoff Solomon).

Bad Deeds, THE NEW YORK TIMES BOOK REVIEW, May 15, 2016 (review of “Chain of Title”).

Few Traders Are Likely to Be Deterred by Verdict on Tom Hayes, FINANCIAL TIMES, Aug. 4, 2015.

Societal Bonds, THE NEW YORK TIMES BOOK REVIEW, May 8, 2015 (review of “Smart Money”).

The Fed’s Magic Tricks Will Not Make Risk Disappear, FINANCIAL TIMES, Mar. 4, 2015.

Is Herbalife a Pyramid Scheme?, THE ATLANTIC, Jun. 2014.

How Reputations are Won and Lost in Modern Information Markets: A White Paper for Policy-Makers, Practitioners, and Academics, Apr. 2014.

Five Years After Lehman’s Collapse, Bankers Still Haven’t Confronted Their Biases, HARVARD BUSINESS REVIEW, Sep. 16, 2013.

Inside Men, THE NEW YORK TIMES BOOK REVIEW, Jun. 30, 2013 (cover story, review of “The Billionaire’s Apprentice”).

What’s Inside America’s Banks, THE ATLANTIC, January/February 2013 (cover story, with Jesse Eisinger).

Why a Long Presidential Race Is Good for Democracy, WASHINGTON POST, Oct. 5, 2012.

Should Lunch Breaks Be Mandatory?, BBC NEWS MAGAZINE, Sep. 6, 2012.

Who Are the True Villains of the StanChart Tragedy?, FINANCIAL TIMES, Aug. 8, 2012.

Make Banks Pay If They Cheat on Libor, FINANCIAL TIMES, Jul. 15, 2012.

Act Fast, but Not Necessarily First, HARVARD BUSINESS REVIEW, Jul. 13, 2012.

Beyond the Blink, THE NEW YORK TIMES, Jul. 6, 2012.

Waiting Game, FINANCIAL TIMES, Jun. 22, 2012.

Rebuild the Pillars of 1930s Wall Street, FINANCIAL TIMES, May 13, 2012.

Goldman’s “Muppets” Need Treating Like True Clients, FINANCIAL TIMES, Mar. 15, 2012.

Did Fannie Cause the Disaster?, THE NEW YORK REVIEW OF BOOKS, Oct. 27, 2011 (with Jeff Madrick).

Should Some Bankers Be Prosecuted?, THE NEW YORK REVIEW OF BOOKS, Nov. 10, 2011 (with Jeff Madrick).

Waiting Game: Taking the Long View, FINANCIAL TIMES, Sep. 30, 2011.

On Rogues, Risk-Taking, and Restoring Trust in Banks, FINANCIAL TIMES, Sep. 22, 2011.

The Coming World of Smaller Banks, FINANCIAL TIMES, Aug. 10, 2011.

The Real Insider Tip from the Galleon Verdict, FINANCIAL TIMES, May 11, 2011.

Grubby Lessons from a Life of Serial Fraud, FINANCIAL TIMES, Apr. 8, 2011.

Washington's Financial Disaster, THE NEW YORK TIMES, Jan. 29, 2011.

Crash Tests, FINANCIAL TIMES, Dec. 24, 2010.

Sunlight Shows Cracks in Crisis Rescue Story, FINANCIAL TIMES, Dec. 3, 2010.

Friends in High Finance, FINANCIAL TIMES, Nov. 20, 2010.

High Financier, FINANCIAL TIMES, Jul. 3, 2010.

Downgrade the Rating Agencies, THE NEW YORK TIMES, Jun. 6, 2010.

Goldman Is Wrong Target for Official Censure, FINANCIAL TIMES, May 11, 2010.

Do CDOs Have Social Value?, THE NEW YORK TIMES, Opinion, Apr. 27, 2010.

The Dodd Wall Street Charade, THE DAILY BEAST, Apr. 24, 2010.

Wall Street Beware, FINANCIAL TIMES, Apr. 18, 2010.

Show Us the Email, THE NEW YORK TIMES, Dec. 19, 2009.

Financial Reform: Lessons from 1929, BUSINESSWEEK, Oct. 1, 2009.

Top 5 Books on Financial Schemes, THE WALL STREET JOURNAL, May 23, 2009.

Danger in Wall Street's Shadows, THE NEW YORK TIMES, May 15, 2009.

Geithner's Stress Test Sham, THE DAILY BEAST, May 7, 2009.

Rated F for Failure, NEW YORK TIMES, Mar. 16, 2009.

Prepare to Bury the Fatally Wounded Big Banks, FINANCIAL TIMES, Jan. 19, 2009.

Citigroup Bailout Is Smart But Not Risk-free, FINANCIAL TIMES, Nov. 27, 2008.

Hedge Fund Managers Are the Heroes of this Crisis, THE DAILY BEAST, Nov. 18, 2008.

Buy the Loans, NEW YORK TIMES, Sep. 26, 2008.

Hubris – Is Thy Name Richard Fuld?, FINANCIAL TIMES, Sep. 14, 2008.

Do Investors Have a Right to Know about a CEO's Illness?, FINANCIAL TIMES, Jul. 30, 2008.

Do Away with Rating-Based Rules, FINANCIAL TIMES, Jul. 9, 2008.

The Gamble of Short-Term Pain for Long-Term Gain, FINANCIAL TIMES, Feb. 4, 2008.

Kerviel Is Just Part of a Global Rogues' Gallery, FINANCIAL TIMES, Jan. 28, 2008.

Markets Abhor the Vacuum Left by Derivatives, FINANCIAL TIMES, Aug. 10, 2007.

A Gamekeeper Turns to the Poachers, FINANCIAL TIMES, Jun. 6, 2007.

Credit Derivatives Play a Dangerous Game, FINANCIAL TIMES, Jul. 17, 2006.

The Malignant Side of Corporate Voting Culture, FINANCIAL TIMES, May 17, 2006.

Take Away the Credit Rating Agencies' Licenses, FINANCIAL TIMES, Mar. 13, 2006.

When Disney Wishes upon a Pixar ..., FINANCIAL TIMES, Jan. 24, 2006.

Investing in Fantasy Land, FINANCIAL TIMES, Dec. 28, 2005.

The Case against Alan Greenspan, EUROMONEY, Sept. 1, 2005.

Must-Reads for Budding Fraudsters, FINANCIAL TIMES, Aug. 10, 2005.

A Serious Question for All the Overpaid Bankers, FINANCIAL TIMES, Aug. 4, 2005.

Congress Should Open Up Credit Ratings to Competition, FINANCIAL TIMES, Jun. 29, 2005.

Wall Street's Franchise Is Fading, FINANCIAL TIMES, Apr. 6, 2005.

Cautionary Tales of Internet Stocks, FINANCIAL TIMES, Feb. 14, 2005.

Road Rules for Hedge Funds, THE NEW YORK TIMES, Dec. 14, 2004.

Financial Engineering and Law, FINANCIAL ENGINEERING NEWS, Nov./Dec. 2004.

Why Nobody Mentioned Markets, FINANCIAL TIMES, Oct. 20, 2004.

A Man's Game in Need of Women, FINANCIAL TIMES, Jul. 26, 2004.

The Way to a Politician's Heart, FINANCIAL TIMES, Jun. 14, 2004.

The Case for Smarter Prosecutions, FINANCIAL TIMES, Mar. 11, 2004.

The Real Mutual Fund Problem, SAN DIEGO UNION-TRIBUNE, Dec. 5, 2003.

Financial Risk Management, TREASURY & RISK MANAGEMENT, Jul./Aug. 2003.

Want to Vote? Answer This ..., THE NEW YORK TIMES, Jul. 28, 2003.

The Wrong Way to Prosecute Fraud, SAN DIEGO UNION-TRIBUNE, May 11, 2003.

A Comparative Political History of the CFMA and Sarbanes-Oxley, FUTURES & DERIVATIVES LAW REPORT, Apr. 2003, at 4.

Reaping a Bitter Harvest from the Years of Greed, EVENING STANDARD, Apr. 23, 2003.

Building a Library: Finance, INDEPENDENT ON SUNDAY (LONDON), Apr. 20, 2003.

Unsound Advice from the Sage of Omaha, FINANCIAL TIMES, Apr. 3, 2003.

The Rating Agency Paradox, TREASURY & RISK MANAGEMENT, Dec./Jan. 2003.

Enron and Derivatives, FUTURES & DERIVATIVES LAW REPORT, 2002.

Tracing the Roots of Enron's Downfall, SAN DIEGO UNION-TRIBUNE, Jan. 27, 2002.

What Dogs Can Teach Us About Securities Regulation: Why Fining Two Mutual Funds For "Window Dressing" Was A Mistake, FINDLAW, Aug. 20, 2001, <<http://writ.news.findlaw.com/commentary/>>.

Some Policy Implications of Single-Stock Futures, FUTURES & DERIVATIVES LAW REPORT, Mar. 2001, at 8.

Derivatives on TV: A Tale of Two Derivatives Debacles in Prime-Time, GREENBAG (2001) (with Kimberly D. Krawiec and Peter H. Huang), reprinted at 2 DERIVATIVES REP. 15 (2001).

Stock Gambling on the Cheap, THE NEW YORK TIMES, Dec. 21, 2000.

Harassment on "The Street," THE READ, Jun. 22, 2000, <<http://www.oxygen.com/read/>>.

Beating Regis: How to Win on "Who Wants to Be a Millionaire," FINDLAW, June 19, 2000, <<http://writ.news.findlaw.com/commentary/>>.

Strange New Math of Palm Inc., NEW YORK TIMES, Mar. 15, 2000.

Decoding Greenspan, OPEN COURT, AMERICAN LAWYER MEDIA, Apr. 1999 <<http://www.lawnewsnetwork.com/opencourt/>>.

Comments on Proposed Bulgarian Pass-Through Bonds and Mortgage Bonds Act, CENTRAL AND EAST EUROPEAN LAW INITIATIVE (CEELI), Feb. 9, 1999.

Betting on Suing, OPEN COURT, AMERICAN LAWYER MEDIA, Dec. 1998. <<http://www.lawnewsnetwork.com/opencourt/>>.

Do You Know Where Your Money Is Now?, MAIL ON SUNDAY, Oct. 25, 1998.

Playing Roulette with the Global Economy, THE NEW YORK TIMES, Sep. 30, 1998.

High-Finance Fiction, LOS ANGELES TIMES BOOK REVIEW, Feb. 8, 1998.

Riding the Rap, WORTH, Feb. 1998.

Selected Invited Talks and Panels

The Law of Two Prices: Regulatory Arbitrage Revisited, Berkeley Center for Business Law, Half Moon Bay, CA, May 26, 2018.

One-on-One with Bill Ackman, Berkeley Mergers and Acquisitions Roundtable, New York, NY, May 23, 2018.

Everything Old Is New Again: Berle and Corporate Finance, Berle X Symposium, Seattle University School of Law, Seattle, WA, May 17, 2018.

The Misuse of Tobin's Q, American Law and Economics Association Annual Conference, Boston, MA, May 11, 2018 (with Robert Bartlett).

“Keynote Interrupted” with Andy Fastow, The Future of Financial Fraud Conference, New York, NY, May 2, 2018.

The Law of Two Prices: Regulatory Arbitrage Revisited, Institute for Law and Economic Policy Annual Conference, Bal Harbour, FL, Apr. 20, 2018.

Some Perspectives on The Rise of the Working-Class Shareholder, Boston University School of Law, Boston, MA, Apr. 9, 2018.

A Holmesian View of Innovation and the State, Peter A. Allard School of Law, The University of British Columbia, Vancouver, BC Canada, Mar. 15, 2018.

Transformation in our Capital Markets, Corporate Directors Forum, San Diego, CA, Jan. 23, 2018.

The Misuse of Tobin’s Q, Loyola Law School, Los Angeles, CA, Jan. 19, 2018.

What’s Wrong with Credit Ratings, AALS Banking Section Keynote Address, San Diego, CA, Jan. 6, 2018.

Institutional Investors and Corporate Governance, AALS Business Associations Panel, San Diego, CA, Jan. 5, 2018.

Delaware and Financial Risk, Vanderbilt University Law School, Nashville, TN, Nov. 3, 2017.

Corporations and Human Life, Shanghai University of Finance and Economics School of Law, Oct. 21, 2017.

The Misuse of Tobin’s Q, The Wharton School of the University of Pennsylvania, Philadelphia, PA, Oct. 12, 2017.

Public Companies: An Endangered Species?, Council of Institutional Investors Fall Conference, San Diego, CA, Sep. 13, 2017.

What’s (Still) Wrong with Credit Ratings, University of Utah, Salt Lake, City, UT, Jun. 8, 2017.

Optimal Time Horizons, Berle IX Symposium, Georgia State, Atlanta, GA, Jun. 5, 2017.

Shareholder Activism, Berkeley BCLBE, Palo Alto, CA, May 24, 2017.

Law and Finance Policy, Georgia State, Atlanta, GA, Apr. 5, 2017

What’s (Still) Wrong with Credit Rating Agencies, USD-Berkeley Business Law Conference, Las Vegas, NV, Mar. 24, 2017.

What's (Still) Wrong with Credit Rating Agencies, UC Berkeley School of Law, Berkeley, CA, Feb. 9, 2017.

What's (Still) Wrong with Credit Rating Agencies, Vanderbilt University Law School, Nashville, TN, Feb. 6, 2017.

Can We Really Govern for the Long-Term vs. the Quarterly Fixation?, Corporate Directors Forum, San Diego, CA, Jan. 23, 2017.

What's (Still) Wrong with Credit Rating Agencies, University of California Irvine, School of Law, Irvine, CA, Jan. 13, 2017.

Why [Transactional] Law Matters, AALS Annual Meeting, San Francisco, CA, Jan. 6, 2017.

What's (Still) Wrong with Credit Rating Agencies, Graduate School of Business: Finance, Stanford University, Stanford, CA, Dec. 2, 2016.

Information Bundling and Securities Litigation, Graduate School of Business: Accounting, Stanford University, Stanford, CA, Nov. 30, 2016.

Corporations and Human Life, Stanford Law School, Stanford, CA, Nov. 28, 2016.

Hedge Fund Activism, Sydney Law School, Sydney, Australia, Sep. 26, 2016.

Emerging Issues in Governance and Investing, Public Funds Forum, Park City, UT, Sep. 8, 2016.

Activist Investors, Oxford University, UK, Sep. 1, 2016.

Corporations and Human Life, Berle VIII Symposium, Seattle University School of Law, Seattle, WA, Jun. 27, 2016.

The Second Wave of Hedge Fund Activism, American Law and Economics Association Annual Meeting, Harvard Law School, Cambridge, MA, May 21, 2016.

The Second Wave of Hedge Fund Activism, Fordham Law School, New York, NY, Apr. 28, 2016.

Delaware and Financial Institutions, University of California, Berkeley, Berkeley, CA, Apr. 14, 2016.

The Second Wave of Hedge Fund Activism, Notre Dame Law School, Notre Dame, IN, Apr. 8, 2016.

The Second Wave of Hedge Fund Activism, USC Gould School of Law, Los Angeles, CA, Jan. 28, 2016.

Whatever Happened to Maximizing Shareholder Value?, Corporate Directors Forum, San Diego, CA, Jan. 25, 2016.

Top Hedge Funds: The Importance of Reputation in Shareholder Activism, BYU Law School, Provo, UT, Nov. 13, 2015.

The Effects of Hedge Fund Activism, Conference on the Future of Research on Hedge Fund Activism, University of San Diego, San Diego, CA, Oct. 23, 2015.

Top Hedge Funds: The Importance of Reputation in Shareholder Activism, Vanderbilt University Law School, Nashville, TN, Oct. 12, 2015.

Corporate Innovation and Regulation, Sydney Law School, Sydney, NSW, Australia, Sep. 16, 2015.

The New Credit Rating Regime, University of Hong Kong, Hong Kong, Sep. 11, 2015.

Bank Reputation, Centre for Corporate Reputation, Saïd Business School, Oxford University, Sep. 3, 2015.

Regulating Financial Innovation: Of Credit Ratings and Hedge Fund Activism, Center for Advanced Studies, LMU, Munich, Germany, Jul. 2, 2015.

Credit Ratings and Regulatory License Theory, World Credit Rating Forum, Beijing, China, Jun. 29, 2015.

Top Hedge Funds: The Importance of Reputation in Shareholder Activism, Corporate Law Conference: University of San Diego/Berkeley, Las Vegas, NV, Jun. 6, 2015.

Law and the Theory of Fields, Berle VII Conference, Seattle University School of Law, Seattle, WA, May 27, 2015.

Should Delaware Dictate Corporate Conduct?, ABA Litigation Section Annual Meeting, New Orleans, Apr. 17, 2015.

Recent Evidence about Hedge Fund Activism: Preliminary Results, Stanford Law School, Feb. 19, 2015.

Finance Innovation and Society, Stanford Business School, Stanford, CA, Feb. 20, 2015.

Recent Evidence about Hedge Fund Activism: Preliminary Results, Duke Law School, Durham, NC, Feb. 6, 2015.

Why Do Boards Do What They Do?: How Good Directors Make Bad Decisions, Directors Forum 2015, University of San Diego, San Diego, CA, Jan. 27, 2015.

Quantifying Reasonable Doubt, American Business Trial Lawyers Annual Conference, Honolulu, HI, Oct. 17, 2014.

Keynote Address: Strategic Decision Making, The Art of Delay and Influencing Decisions, American Business Trial Lawyers Annual Conference, Honolulu, HI, Oct. 16, 2014.

Options and Team Production Theory, Berle VI Symposium, Seattle University, Seattle, WA, Jun. 24, 2014.

Keynote Address, Who Is Our Audience and How Confident Are We? (with an application to pyramid schemes), National Business Law Scholars Conference, Loyola Law School, Los Angeles, CA, Jun. 19, 2014.

Hedge Fund Activism and Issues in Market Manipulation, University of Sydney Law School, Sydney, NSW, Australia, Jun. 7, 2014.

Corporate Innovation and Abuse, University of Sydney Law School, Sydney, NSW, Australia, Jun. 2, 2014.

Keynote Address, Procrastination and Success, Phi Beta Kappa, University of San Diego, San Diego, CA, May 23, 2014.

A Look Inside the Supreme Court Argument in Halliburton, University of San Diego School of Law, San Diego, CA, Mar. 19, 2014.

Keynote Address: Financial Crises and Corruption through the Lens of Probability and the Law, Business History Conference 2014, Frankfurt, Germany, Mar. 13, 2014.

The Law and Finance of Hedge Fund Activism, University of British Columbia Faculty of Law, Vancouver, Canada, Feb. 4, 2014.

The Art and Science of Procrastination in Decision Making, National Centre for Business Law, Vancouver, Canada, Feb. 4, 2014.

Finance and Society, Stanford Business School, Stanford, CA, Feb. 3, 2014.

Keynote Chat with Securities and Exchange Commission Chair Mary Schapiro, Directors Forum, San Diego, CA, Jan. 28, 2014.

How Reputations Are Won and Lost in Modern Information Markets, University of San Diego-Oxford University Conference on Media and Markets, San Diego, CA, Jan. 17, 2014.

Comments on How Pervasive Is Corporate Fraud?, American Economics Association Annual Conference, Philadelphia, PA, Jan. 4, 2014.

Images of the Shareholder, Vanderbilt University Law School, Nashville, TN, Sep. 26, 2013.

The Role of Delay in Modern Mortgage Markets, McCarthy Holthus, San Diego, CA, Sep. 23, 2013.

The Value of Values, GMI Annual Conference, Newport, CA, Sep. 18, 2013.

Shades of Grey: A Legal Perspective on Reputation, Oxford University, Oxford, UK, Sep. 6, 2013.

Do Reputational Penalties Still Apply in the City and on Wall Street?, Oxford University, Oxford, UK, Sep. 4, 2013.

Critical Public Policy Issues for SRI Investors, US SIF: The Forum for Sustainable and Responsible Investment, Chicago, IL, May 22, 2013.

The Ex Ante Problem and the Ex Post Solution, Berle V Symposium, Sydney, Australia, May 13, 2013.

Be Afraid and Go Slow, Institutional Investor, Roundtable for Public & Taft Hartley Plans, Los Angeles, CA, Apr. 25, 2013.

Leadership and Managing Delay, School of Leadership and Education Sciences, University of San Diego, San Diego, CA, Apr. 22, 2013.

Science: Behave Your Self, LA Times Festival of Books, University of Southern California, Los Angeles, CA, Apr. 20, 2013.

The Role of Delay in Modern Markets, Francis Parker School, San Diego, CA, Apr. 16, 2013.

Ethical Leadership: From the Board Room to the Mail Room, Federal Bar Association and Investment Company Institute Conference, Palm Desert, CA, Mar. 20, 2013.

Keynote Address: Cost-Benefit Analysis, University of California, Irvine School of Law, Irvine, CA, Mar. 15, 2013.

The Economic Crisis: Causes, Consequences, and What's Next, Center for Social Theory and Comparative History, UCLA, Los Angeles, CA, Feb. 25, 2013.

Comments on Soft Shareholder Activism, NYU/Penn Law and Finance Conference, NYU Stern School of Business, New York, NY, Feb. 9, 2013.

The Political Economy of Financial Regulation, George Washington University Law School, Washington, DC, Feb. 8, 2013.

The Financial Industry: How Has It Performed Since 2008?, Directors Forum, University of San Diego, San Diego, CA, Jan. 28, 2013.

What to Expect in Litigation: 2013, Directors Forum Pre-Session, University of San Diego, San Diego, CA, Jan. 27, 2013.

WAIT: The Art and Science of Delay, Torrance Public Library Lecture Series, Torrance, CA, Jan. 23, 2013.

Keynote Address, BrandFinance India, Mumbai, India, Jan. 15, 2013.

WAIT: The Art and Science of Delay, Skagen, Stockholm, Sweden, Jan. 11, 2013.

WAIT: The Art and Science of Delay, Skagen, Oslo, Norway, Jan. 11, 2013.

WAIT: The Art and Science of Delay, Skagen, Copenhagen, Denmark, Jan. 11, 2013.

WAIT: The Art and Science of Delay, USD Student Affairs Development, San Diego, CA, Dec. 18, 2012.

WAIT: The Art and Science of Delay, Sempra, San Diego, CA, Dec. 5, 2012.

Encumbered Shares in Context, American Bar Association Section Business Law Section Fall Meeting, Washington, DC, Nov. 17, 2012.

How Fast Is Too Fast?: High Frequency Trading and the Role of Delay, Keynote Address, Liquidnet US Conference, New Orleans, LA, Nov. 13, 2012.

How Fast Is Too Fast?: High Frequency Trading and the Role of Delay, Keynote Address, Liquidnet EMEA Conference, London, UK, Oct. 25, 2012.

WAIT: The Art and Science of Delay, Thomas Jefferson Law School, San Diego, CA, Oct. 15, 2012.

WAIT: The Art and Science of Delay, Southern Festival of Books, Nashville, TN, Oct. 12, 2012.

Keynote Address, Council of Institutional Investors Conference, Seattle, WA, Oct. 4, 2012.

Keynote Address, PIRC Seminar, London, UK, Sep. 13, 2012.

WAIT: The Art and Science of Delay, Say: Create Conference, Carmel, CA, Sep. 10, 2012.

WAIT: The Art and Science of Delay, Google, Mountain View, CA, Aug. 23, 2012.

Financial Innovation and Law, Kauffman Conference, Laguna Niguel, CA, Jul. 25, 2012.

WAIT: The Art and Science of Delay, STAR, La Jolla, CA, Jul. 18, 2012.

WAIT: The Art and Science of Delay, Warwick's, La Jolla, CA, Jul. 18, 2012.

WAIT: The Art and Science of Delay, USD Executive Leadership Program, San Diego, CA, Jul. 17, 2012.

WAIT: The Art and Science of Delay, Town Hall, Seattle, WA, Jul. 11, 2012.

WAIT: The Art and Science of Delay, Securities and Exchange Commission, Washington, DC, Jul. 9, 2012.

WAIT: The Art and Science of Delay, Royal Society for the Arts, London, UK, Jul. 3, 2012.

WAIT: The Art and Science of Delay, Cass Business School, London, UK, Jul. 3, 2012.

Keynote Address, Behavior Decision Research in Management (BDRM) Conference, Boulder, CO, Jun. 28, 2012.

WAIT: The Art and Science of Delay, ProPublica, New York, NY, Jun. 25, 2012.

WAIT: The Art and Science of Delay, Council on Foreign Relations, New York, NY, Jun. 25, 2012.

WAIT: The Art and Science of Delay, Directors College, Boston College Law School, Boston, MA, Jun. 20, 2012.

The Future of Finance, OSHER, University of California, San Diego, La Jolla, CA, May 1, 2012.

Lawyers and Delay, Association of Business Trial Lawyers, San Diego, CA, Apr. 30, 2012.

Disclosure Strategies and Shareholder Litigation Risk: Evidence from Earnings Restatements, Institute for Law and Economic Policy, San Juan, Puerto Rico, Apr. 27, 2012.

Progress and Implications of Financial Reform Proposals, Debt, Deficits, and Financial Instability, Levy Economics Institute 21st Annual Hyman P. Minsky Conference on the State of the US and World Economies, Ford Foundation, New York, NY, Apr. 12, 2012.

Dodd-Frank's New Regulatory Regime for Derivatives, George Washington University Law School, Washington, DC, Mar. 2, 2012.

What's So Bad About Poison Pills, Staggered Boards and Chair/CEOs, Anyway?, Directors Forum 2012, San Diego, CA, Jan. 23, 2012.

Are Aggressive Reporting Practices Associated with Other Aggressive Corporate Policies?, Discussant, NBER Corporate Culture Conference, National Bureau of Economic Research, Cambridge, MA, Dec. 9, 2011.

Disclosure Strategies and Shareholder Risk, USC Center in Law, Economics, and Organization, University of Southern California Gould School of Law, Los Angeles, CA, Nov. 14, 2011.

Some Perspectives on the Financial Crisis, American Constitution Society, San Diego, CA, Nov. 9, 2011.

Scandal Enforcement at the SEC: Salience and the Arc of the Option Backdating Investigations, Discussant, Conference on Empirical Legal Studies, Northwestern University Law School, Chicago, IL, Nov. 4, 2011.

WAIT: The Art and Science of Delay, Berle Center Corporate Governance Colloquium, Seattle University School of Law, Seattle, WA, Oct. 21, 2011.

WAIT: The Art and Science of Delay, French-American Foundation's Young Leaders Program, San Diego, CA, Oct. 5, 2011.

A Decade or So of Credit Rating Agency Research, Oxford University Conference on Corporate Reputation, Oxford, UK, Sep. 15, 2011.

Meeting Today's Investment Challenges, The Future of Corporate Reform, GMI 2011 Public Funds Forum, Half Moon Bay, CA, Sep. 7, 2011.

Don't Blink: Snap Decisions and Securities Regulation: Abraham L. Pomerantz Lecture, Brooklyn Law School, New York, NY, Mar. 15, 2011.

Regulatory and Legal Issues in the Year Ahead: What Directors, General Counsel, Managers, and Shareholders Need to Know, USD Center for Corporate and Securities Law Bonus Session for Directors Forum 2011, San Diego, CA, Jan. 23, 2011.

Inside Job, New York Film Festival, New York, NY, Oct. 1, 2010.

How Financial Regulation Might Harness the Power of Markets, Kauffman Foundation Conference: Rules for Growth, Laguna Niguel, CA, Jul. 8, 2010.

It's 1931 Again: Repeating History in Regulatory Reform, CFO Core Concerns Conference, Baltimore, MD, Jun. 28, 2010.

Markets for Financial Information, 2010 Financial Markets Conference, Federal Reserve Bank of Atlanta, Atlanta, GA, May 11, 2010.

Credit Default Swaps As Viable Substitutes for Credit Ratings, Institute for Law and Economic Policy, Turks & Caicos, Apr. 22, 2010.

The Match King: Lessons from Financial History, Osher Institute, University of California, San Diego, San Diego, CA, Apr. 16, 2010.

Where Is Corporate and Securities Litigation Headed Post-Crisis, Center on Corporate and Securities Law, University of San Diego School of Law, Apr. 12, 2010, http://www.sandiego.edu/law/news/webcasts/#ccsl_panel_2010.

Off-Balance Sheet Transactions, Roosevelt Institute Conference on Make Markets Be Markets, New York NY, Mar. 3, 2010, <http://vimeo.com/9963640>.

How History Repeats: Scandals and the Economic Crisis, Association of Business Trial Lawyers, San Diego, CA, Mar. 22, 2010.

Credit Default Swaps As Viable Substitutes for Credit Ratings, Cleveland-Marshall College of Law, Cleveland, OH, Mar. 11, 2010.

Lessons from the Match King: Financial Crises and Parallels to the 1920s, Public Lecture, Cleveland-Marshall College of Law, Cleveland, OH, Mar. 10, 2010.

What to Do about Credit Rating Agencies, Maurice R. Greenberg Center for Geoeconomic Studies, Council on Foreign Relations, New York, NY, Mar. 1, 2010.

The New Role of the State in the Financial Sector, Thrower Symposium, Emory Law School, Atlanta, GA, Feb. 11, 2010.

What to Expect in Regulation and Litigation, Directors Forum, San Diego, CA, Jan. 24, 2010.

The Financial Crisis and Commercial Real Estate, Burnham-Moores Center for Real Estate, University of San Diego, San Diego, CA, Jan. 12, 2010.

Some Historical Perspectives on The Match King, CalCPA San Diego Tax and Accounting Institute, San Diego, CA, Nov. 18, 2009.

The Match King, Chapter 9: The Author's Cut, American Society for Legal History Annual Conference, Dallas, TX, Nov. 13, 2009.

The Match King, Chapter 9: The Author's Cut, Developments in Corporate Law Symposium, Indiana University Maurer School of Law, Bloomington, IN, Nov. 9, 2009.

Some Historical Perspectives on The Match King, Sempra Lecture Series, San Diego, CA, Nov. 6, 2009.

Legal Implications of the Financial Meltdown, Appellate Judicial Attorneys Institute, Long Beach, CA, Nov. 2, 2009.

What Can We Learn from "The Match King?", Public Investors Arbitration Bar Association Annual Meeting, Carlsbad, CA, Oct. 31, 2009.

What Can We Learn from "The Match King?", Council of Institutional Investors Annual Meeting, Los Angeles, CA, Oct. 2, 2009.

At the Center of the Financial Crisis: Derivatives and Rating Agencies, Labaton Sucharow Conference on Corporate Governance and Securities Regulation: One Year After the Lehman Brothers Collapse and AIG Bailout, New York, NY, Sep. 25, 2009.

From Ivar Kreuger to Bernie Madoff: What do Mega-Frauds Tell Us About Our Financial System, Labaton Sucharow Conference on Corporate Governance and Securities Regulation: One Year After the Lehman Brothers Collapse and AIG Bailout, New York, NY, Sep. 25, 2009.

Lessons Learned: Looking to History and Looking to the Future, IMN 3rd Annual Hedge Fund Activism and Shareholder Value Summit, Carlsbad, CA, Sep. 23, 2009.

What Can We Learn from "The Match King?", Institute for Private Investors Fall Forum, San Francisco, CA, Sep. 16, 2009.

The Match King, Chapter 9: The Author's Cut, Business Law and Narrative Conference, Michigan State University, East Lansing, MI, Sep. 11, 2009.

Challenges Facing Public Funds Today, The Corporate Library Conference on the Future of Corporate Reform, San Diego, CA, Sep. 9, 2009.

Some Historical Perspectives on The Match King, Club Altura, La Jolla, CA, Sep. 3, 2009.

Some Historical Perspectives on The Match King, CFA Society of San Diego, San Diego, CA, Aug. 26, 2009.

Financial Innovation and Corporate Governance, Rady School of Management, University of California, San Diego, San Diego, CA, Jul. 25, 2009.

Finance in Corporate Law, American Association of Law Schools Conference on Business Associations, Long Beach, CA, Jun. 8, 2009.

Modeling Prediction, American Law and Economics Association, University of San Diego, San Diego, CA, May 15, 2009.

Some Historical Perspectives on The Match King, New York University, New York, NY, May 6, 2009.

Some Historical Perspectives on The Match King, University of California, San Diego, San Diego, CA, May 1, 2009.

Dura Fraud, Institute for Law and Economic Policy, Scottsdale, AZ, Apr. 24, 2009.

Rethinking Regulation of Credit Rating Agencies, Credit Rating Agency Roundtable, Securities and Exchange Commission, Washington, DC, Apr. 15, 2009.

Blame the Match King, Grant's Interest Rate Observer Spring Investment Conference, New York, NY, Apr. 7, 2009.

Overdependence on Credit Ratings Was a Primary Cause of the Crisis, George Washington University, Washington, DC, Apr. 3, 2009.

Fixing the Global Financial System, FEEM-Bocconi Financial Regulation Workshop, Milan, Italy, Mar. 27, 2009.

Some Historical Perspectives on The Match King, Cambridge University, Cambridge, England, Feb. 25, 2009.

The Role of the Credit Rating Agencies in the Financial Crisis, London Business School, London, England, Feb. 24, 2009.

Some Historical Perspectives on The Match King, Oxford University, Oxford, England, Feb. 24, 2009.

What Finance Can Teach Law (and Vice Versa), Association of American Law Schools Annual Conference, San Diego, CA, Jan. 10, 2009.

Enforcement Implications of the Financial Crisis, North American Securities Administrators Association Annual Conference, San Diego, CA, Jan. 9, 2009.

Credibility and Financial Markets, Keynote Address, Conference on Credibility, Shenzhen University, Shenzhen, China, Dec. 18, 2008.

The Role of Ratings, Federal Reserve Bank of Chicago International Conference, Chicago, IL, Sep. 25, 2008.

Over-the-Counter Derivatives Regulation and Reform, Derivatives Summit of the Global Fixed Income Institute, London, England, Jul. 8, 2008.

Credit Ratings Regulation and Policy, University of Amsterdam, Amsterdam, The Netherlands, Jul. 4, 2008.

Financial Innovation and the Roots of the Crisis, Keynote Address, Euromoney Global Borrowers and Investors Forum 2008, London, England, Jun. 25, 2008.

Re-Modeling Ratings, Euromoney Global Borrowers and Investors Forum 2008, London, England, Jun. 25, 2008.

Shapeshifting Corporations, University of Chicago Law School, Chicago, IL, Jun. 20, 2008.

How Should Directors Deal with Derivatives and Innovative Structured Financing?, Directors Forum 2008, San Diego, CA, Jan. 14, 2008.

Perspectives on Private Equity and the Future of Public Shareholders, Columbia Law School, New York, NY, Dec. 7, 2007.

Hedge Fund Activism, Corporate Governance, and Firm Performance, Fordham Law School, New York, NY, Oct. 19, 2007.

Hedge Fund Activism, Corporate Governance, and Firm Performance, Brooklyn Law School, New York, NY, Oct. 18, 2007.

The Promise and Perils of Credit Derivatives, American Law and Economics Association, Harvard Law School, Cambridge, MA, May 12, 2007.

Legal and Ethical Issues in Trading, University of Kansas School of Business, Advanced Portfolio Management Seminar, Lawrence, KS, Mar. 5, 2007.

Hedge Fund Activism, Corporate Governance, and Firm Performance, University of Kansas School of Business, Finance Department, Lawrence, KS, Mar. 2, 2007.

Derivative Investment Risks, Conflicts-of-Interest, and Self-Regulation of the Exchanges, Directors Forum 2007, San Diego, CA, Jan. 22, 2007.

Hedge Fund Activism, Corporate Governance, and Firm Performance, Annual Meeting, Association of American Law Schools, Securities Regulation Section, Washington, DC, Jan. 5, 2007.

Hedge Fund Activism, Corporate Governance, and Firm Performance, Vanderbilt University Law School, Nashville, TN, Oct. 13, 2006.

Financial Innovation and Corporate Law, Georgetown University Law Center, Washington, DC, Oct. 2, 2006.

Gatekeepers Revisited, Columbia University School of Law, New York, NY, Sep. 29, 2006.

Gap Filling, Hedge Funds, and Financial Innovation, Brookings-Nomura Conference on Financial Services, The Brookings Institution, Washington, DC, Sep. 12, 2006.

Credit Derivatives and Correlation Risk, Rady School of Management Finance Department Seminar, University of California, San Diego, May 18, 2006.

Hedge Funds and Corporate Governance, University of Illinois Conference on Capital Markets and Corporate Governance, Chicago, IL, Apr. 25, 2006.

Second-Order Benefits from Standards, Boston College Law School, Boston, MA, Mar. 31, 2006.

Corporate Voting and Corporate Governance, UCLA School of Law, Los Angeles, CA, Mar. 20, 2006.

Assessing the Current Oversight and Operations of Credit Rating Agencies, Sworn Testimony before the United States Senate Committee on Banking, Housing, and Urban Affairs, Washington, DC, Mar. 7, 2006.

Patents as Options, Washington University in St. Louis Conference on Commercializing Innovation, Washington University School of Law, St. Louis, MO, Nov. 4, 2005.

An Assessment of the Global Risks Associated with Synthetic Collateralized Debt Obligations, Bayerische Hypo- und Vereinsbank AG Financial Institutions and Agency Funding Conference, Munich, Germany, Sep. 30, 2005.

How and Why Credit Rating Agencies are Not Like Other Gatekeepers, Brookings-Nomura Conference on Financial Services, The Brookings Institution, Washington, DC, Sep. 28, 2005.

Financial Innovation and Corporate Law, University of Iowa College of Law, Iowa City, IA, Sep. 9, 2005.

Legislative Solutions for the Rating Agency Duopoly, Sworn Testimony before the Subcommittee on Capital Markets, Insurance, and Government Sponsored Enterprises,

U.S. House of Representatives Committee on Financial Services, Washington, DC, Jun. 29, 2005.

Where Is the Risk?, Euromoney Global Borrowers & Investors Forum, London, England, Jun. 23, 2005.

Designing Groups: Voting Preferences and Path Dependence, The Law and Society Association Annual Meeting, Las Vegas, NV, Jun. 2, 2005.

Infectious Greed, Wilson Lecture in Law and Business, Wake Forest University School of Law and Babcock School of Management, Winston-Salem, NC, Mar. 29, 2005.

Encumbered Shares, University of Kansas School of Law, Lawrence, KS, Feb. 28, 2005.

Encumbered Shares, Boalt Hall School of Law, Berkeley, CA, Jan. 24, 2005.

Mutual Funds, Financial Innovation, and the Product/Service Distinction, University of Maryland Law School, Baltimore, MD, Nov. 5, 2004.

Encumbered Shares, University of San Diego School of Law, San Diego, CA, Oct. 14, 2004.

Director Ethics, Corporate Directors' Forum, San Diego, CA, Oct. 6, 2004.

Infectious Greed, UCLA School of Law, Los Angeles, CA, Feb. 2, 2004.

Are the Markets Out of Control?, University of San Diego School of Law, San Diego, CA, Nov. 17, 2003.

Recent Issues in Corporate Governance, Keynote Address, Society of Actuaries Annual Investment Conference, Toronto, CA, Nov. 11, 2003.

Corporate Voting and Encumbered Shares, Washington University School of Law, St. Louis, MO, Oct. 21, 2003.

Emerging Issues in Structured Finance, Seoul National University College of Law, Seoul, Republic of Korea, Jun. 20, 2003.

Structured Financial Products: Regulation, Law, and Policy, Korean Securities Dealers Association, Seoul, Republic of Korea, Jun. 19, 2003.

Credit Derivatives: Be Afraid, Be Very Afraid, Grant's Interest Rate Observer Spring Investment Conference, New York, NY, Apr. 30, 2003.

Financial Innovation and Accounting, 57th Annual Conference of Accountants, University of Tulsa, Tulsa, OK, Apr. 29, 2003.

Credit Derivatives and Insurance Regulation, National Association of Insurance Commissioners National Meeting, San Diego, CA, Dec. 9, 2002.

An Economic Reality Standard for Financial Market Regulation, Goizueta Business School, Emory University, Atlanta, GA, Nov. 19, 2002.

Research Studies of Individual Companies, Conference on Field Study Methodologies in Legal Research and Teaching about Business, Georgetown Law School, Washington, D.C., Nov. 1, 2002.

Enron and Derivatives, George Washington University School of Law, Washington, D.C., Oct. 7, 2002.

Enron and Derivatives, Villanova Law School Symposium on Lessons from Enron, Villanova, PA, Oct. 5, 2002.

Law and Finance, Keynote Lecture, Courant Institute for Mathematical Finance, New York University, New York, NY, Oct. 3, 2002.

Enron, Derivatives, and the Gatekeepers, Thomas Jefferson School of Law, San Diego, CA, Feb. 26, 2002.

The Fall of Enron: How Could It Have Happened?, Sworn Testimony before the U.S. Senate Committee on Governmental Affairs, Washington, D.C., Jan. 24, 2002.

The Next Stages of Financial Derivatives Regulation, Brookings-Wharton Papers on Financial Services, Washington, D.C., Jan. 10-11, 2002.

Terrorist Insider Trading, Enron, and Financial Derivatives, Heller Ehrman White & McAuliffe, San Diego, CA, Dec. 5, 2001.

The Paradox of Credit Ratings, University of California at San Diego, San Diego, CA, Oct. 11, 2001.

The Gatekeepers of Financial Markets, Institute for Law and Economic Policy Conference on Corporate Accountability, Scottsdale, AZ, Mar. 10, 2001.

The Paradox of Credit Ratings, Conference on the Role of Credit Reporting Systems in the International Economy, Sponsored by The University of Maryland Center for International Economics, New York University Stern School of Business and The World Bank, Washington, D.C., Mar. 2, 2001.

Financial Derivatives Regulation and Synthetic Common Law, London Guildhall University Department of Law, London, England, Jan. 23, 2001.

The Globalization of the Financial Derivatives Markets, University of Pennsylvania School of Law, Philadelphia, PA, Jan. 19, 2001.

The Future of Derivatives Regulation, American Association of Law Schools Annual Conference, Section on Securities Regulation, San Francisco, CA, Jan. 6, 2001.

Conference on Financial Derivatives (Host and Moderator), University of San Diego School of Law, San Diego, CA, Nov. 10, 2000.

Finance Entrepreneurs and Short-Duration Intellectual Property, Law & Entrepreneurship Conference, Lewis & Clark Northwestern School of Law, Portland, OR, Oct. 20, 2000.

Synthetic Common Law, UCLA Second Annual Conference on Corporate Governance, UCLA Law School, Los Angeles, CA, Oct. 13, 2000.

Synthetic Common Law, University of North Carolina School of Law, Chapel Hill, NC, Oct. 5, 2000.

Derivatives Regulation and the U.S. Thrift Industry, Keynote Address, Office of Thrift Supervision West Region Annual Conference, Rohnert Park, CA, Aug. 29, 2000.

Financial Derivatives and Popular Culture, The Law & Society Annual Meeting, Miami, FL, May 27, 2000.

Why Markets Crash and What Law Can Do About It, Northeastern University School of Law, Boston, MA, Mar. 23, 2000.

Rating Agencies: Substitute or Necessary Corollary to the Regulation of Debt Markets?, Duke University Global Capital Markets Center Conference: Reexamining the Regulation of Capital Markets for Debt Securities, Washington, DC, Oct. 18-19, 1999.

Adding Derivatives to the Corporate Law Mix, University of Georgia School of Law Corporate Law Conference, Athens, GA, Oct. 15-16, 1999.

Mark-to-Market for Publicly Traded Securities and Derivatives, University of San Diego Tax Conference: Emerging Changes in Our Tax System? Exploring Potential Benefits and Problems, San Diego, CA, Mar. 19, 1999.

The Siskel and Ebert of Financial Markets: Two Thumbs Down for the Credit Rating Agencies, University of San Diego School of Law Faculty Colloquium, San Diego, CA, Jan. 15, 1999.

Information Asymmetry, Suitability, and the Role of Derivatives Dealers, Derivatives Strategy Derivatives Hall of Fame Conference, New York, NY, Feb. 9, 1998.

The Culture and Economics of Derivatives Trading, Keynote Address, North American Securities Administrators Association (NASAA), 80th Annual Conference, San Antonio, TX, Nov. 17, 1997.

Media

60 Minutes (multiple).

The Daily Show with Jon Stewart.

The NewsHour with Jim Lehrer (multiple).

PBS Frontline.

Fresh Air with Terry Gross (multiple).

The Diane Rehm Show (multiple).

Hundreds of other television and radio interviews, including NPR, PBS, Fox, and others.

Affiliations and Professional Licenses

Member, New York and District of Columbia bars.

Member, Financial Economists Roundtable

Co-Chair, American Bar Association, Futures and Derivatives Litigation Subcommittee.

Chair and Board Member, Association of American Law Schools, Section on Business Associations.

Member and Program Committee, American Law and Economics Association.

Board Member and Program Committee, Corporate Directors Forum.

Board Member, Shadow Financial Regulatory Committee.

Member, Financial Economists Roundtable.

Reviewer, Journal of Financial Economics.

Advisory Board Member, Consumer Federation of America Research Center.

Planning Committee, Association of American Law Schools Mid-Year 2014 Meeting.

Research Fellow, Corporate Governance Institute.

Education Policy Advisor, San Diego Unified School District.

Co-Chair, Law and Finance Institute.

Board Member, Futures and Derivatives Law Report.

Advisory Board Member, Financial Services Policy Institute.

Directorship 100, People to Watch.

Series 3, 7, and 63 registered securities, options, and futures examinations.

Law School Service (yrs): Appointments (Chair 2, Member 5); Colloquium (Chair 2, Member 10); Law and Finance Speaker Series (1), Junior Faculty Roundtable (Chair 4); Alumni Board (Director 2); Law Alumni Golf League (Treasurer 4); Dean Search (1); Self-Study (1); Evening Program (1); Development (3); Graduate Programs (2); Petitions (3); Faculty Advisor, Business Law Society (3).