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COURSES TAUGHT: Advanced Corporate Law: Corporate Governance, Corporate Bankruptcy;
Business Associations, E-Commerce Law & Drafting, Negotiable Instruments;
Sales and Secured Transactions

EDUCATION: Harvard Law School J.D. 1987
Editor, Journal on Legislation and Civil Rights/Civil Liberties Law Review
Princeton University A.B. cum laude Philosophy 1984
Winner, Freshman and Sophomore English Prizes

(Purdue University Press 1999)

ARemarks on the Report of the Consumer Electronic Payments Task Force
in International Monetary Fund, Current Developments in Monetary and Financial Law,
Vol. 1 (1999)

APaper Chase [essay on the television series] for Prime Time Law: Fictional Television as
Legal Narrative (ed. Robert M. Jarvis and Paul R. Joseph Carolina Academic Press, 1998)

Law Review Articles

A Owning Enlightenment: Proprietary Intellectual Property in the New Age Marketplace
51 Buffalo Law Review 483-78 (Summer 2003)

A Commercial Profiles vs. Suspect Classifications: Preparing, Preventing, and Parrying Public
and Private Profiling
Stanford Journal of Law and Technology (Spring 1999)

A Logos, Links, and Lending: Towards Standardized Privacy and Use Policies for Banking
Web Sites
24 Ohio Northern University Law Review 747-68 (1999)

A The Legal Architecture of Virtual Stores: World Wide Web Sites and the Uniform Commercial
Code
34 San Diego Law Review 1263-400 (Summer 1998)

A Notes on PKI and Digital Negotiability: Would the Cybercourier Carry Luggage?
38 Jurimetrics 385-95 (1998)
(Law review of American Bar Association Section of Science and Technology)

A Withdrawal of the Reference: Rights, Rules and Remedies for Unwelcome Linking
49 South Carolina Law Review 659-93 (Spring 1998)

A CyberBanking Gains Currency and Interest: A Review of Thomas P. Vartanian, Robert H.
Ledig & Lynn Bruneau, 21st Century Money, Banking & Commerce
49 South Carolina Law Review 943-49 (Spring 1998)

A Bright Lines or Blurry Labels?: Interpreting the Fuzzy Logic of Bankruptcy Law
6 American Bankruptcy Institute Law Review 147-76 (Spring 1998)

A High-Tech Heroes, Virtual Villains, and Jack-in-the-Box Justice: Visions of Law and Lawyers in
Cyberpunk Science Fiction

Presentation at AE-Consumer Issues and Regulations in the Next Decade
ABA Business Law Section Spring Meeting
Washington, DC March 16, 2007

A Fiduciary Duties, Secrecy, and Cybersecurity
Presentation at conference Emerging Issues in National and International Security
American University Washington College of Law March 20, 2006

A Dispelling Initial Interest and Other Confusion Concerning Trademark Infringement
by Search Engines
Presentation and materials for Pike & Fischer (Bureau of National Affairs)
Teleconference The Emerging Law of Search Engines: Are Your Trademarks,
Copyrights & Privacy at Risk
March 15, 2006

A Ten Ways to Protect Intellectual Property When Drafting E-Commerce Agreements
Presentation and materials for the District of Columbia Bar Continuing Legal
Education Program, sponsored by the D.C. Bar Intellectual Property Law
Section and the Computer and Telecommunications Law Section
Washington, DC September 20, 2005
Washington, DC November 3, 2004

A 50 Tips for Ethical and Effective Web Sites for Lawyers and Law Firms
Presentation and materials for District of Columbia Bar Continuing Legal
Education Program, sponsored by the D.C. Bar Administrative Law and
Agency Practice Section; Computer and Telecommunications Law Section; Courts,
Lawyers and the Administration of Justice Section; Intellectual Property Law
Section; and Labor and Employment Law Section
Washington, DC February 9, 2005
Washington, DC January 18, 2006

A Thwarting Ethical Violations
View Firmview 82.62 7.. C. Barg 0 G [(W)] TJ ET Q q 0.00000912 0 612 792 re

Emerging Issues in Clickwrap Contracting
Presentation at Practising Law Institute Seminar Solving the Legal Issues Affecting
B2B Transactions
Washington, DC April 23, 2001

Moderator, Panel Privacy: What You Should and Shouldn't Do With Sensitive Data
2001 BNA Public Policy Forum: Cybersecurity & Privacy
Washington, DC April 4, 2001

Initiator, Organizer, and Moderator of Symposium Online, Offshore and Cross Border:
Regulating Global E-Commerce (a joint presentation of the WCL Program on
Counseling Electronic Commerce Entrepreneurs and the American University Law
Review), with panels on Cross Border E-Commerce and Current Issues in Global
E-

Washington, DC October 27, 2000

ASoftware Licensing Issues Under UCITA [Uniform Computer Information Transaction Act]
Presentation at Law Journal Seminar on Legal and Business Aspects of E-Commerce
New York, NY- October 13, 2000

Organized and moderated ACCompetitive Intelligence Online: Taking Full Legal Advantage of
Publicly Available Information
Seminar of the WCL Program on Counseling Electronic Commerce Entrepreneurs
Washington, DC October 6, 2000

ASelf-Regulation and System Crashes in E-Commerce: Lessons from the Airlines History
Presentation at the 28th Annual Telecommunications Policy Research Conference
Alexandria, VA September 24, 2000

ACreating Litigation Resistant Web Sites
Presentation at 55 Contractual Keys to Cybersuccess Seminar of the
WCL Program on Counseling Electronic Commerce Entrepreneurs
(also organized and moderated)
Washington, DC September 15, 2000

ARepresenting Users & Consumers Under UCITA, UETA and SCA
Presentation at Current Developments in E-Commerce and Internet Law Program
District of Columbia Bar Continuing Legal Education Program
Washington, DC September 14, 2000

ABreaking Into and Breaking Out of E-Commerce Law and Practice
Organized and moderated panel discussion of alumni for
WCL's Program on Counseling Electronic Commerce Entrepreneurs
Washington, DC September 6, 2000

AA Tight Scrape?: Bringing Online Aggregators to Account
Banking & Financial Services Policy Report
Vol. 19, No.14 September 2000

Organized and moderated ABA Annual Meeting Program, A Clean Reputation, Clean Mailbox:
Conquering Cyber Slander and Spam
Contributed two essays, A Steam Heat, But False Light and A Dressing Down For Digital
Drag
to the program materials
New York, NY- July 9, 2000

AFencing Off Cyberspace and Fencing Off Democracy

Testimony and written materials presented to the Democracy Online Project
Washington, DC May 22, 2000

ATrust Virtually No One, or Trust No One Virtually?: Legal Aspects of Commerce
Presentation to the International Monetary Fund Seminar on Current Issues in
Monetary and Financial Law
Washington, DC May 12, 2000

Tysons Corner, VA April 28, 1999

"Minimal Promises, Virtual Premises, Evolving Practices: Issues in Electronic Banking"
Keynote speech at the Chief Counsel's Regulatory Conference
Office of Thrift Supervision
Arlington, VA - April 27, 1999

"2B, 2B II--- Strangers in the Night? Consumer Protection in Information Licensing"
Presentation to the National Association of Attorneys General's Spring Consumer
Protection Seminar
Washington, DG April 27, 1999

Commercial Profiles vs. Suspect Classifications: Preparing, Preventing, and Parrying Public
and Private Profiling

ALegal Responsibilities of Virtual Storekeepers: Rules of the Road
New York Law Journal August 17, 1998 p. S5

ALegal Considerations for Owners and Developers of Commercial Web Sites
Presented at Counseling Clients Moving Into the Web program
American Bar Association Annual Meeting
Toronto, Canada August 2, 1998

AThe Web of Contracts: Commercial Law Issues in Electronic Banking
Presented at (National) Conference of State Bank Supervisors
San Diego, CA July 16, 1998

AOn-Line Contracting Issues Under the Current and Emerging Uniform Commercial
Code

A The Ethics, Elusiveness, and Evolution of Mass Market Licenses
Paper presented at Symposium on The Ethics of Electronic Information in the 21st Century, University of Memphis
Memphis, TN- September 28, 1997
(Symposium proceedings to be published by Purdue University Press)

Organized and Moderated Panel Discussion: Cards, Chips, and Cash: Gambles in Regulating Electronic Money
Panelists: Thomas Baxter, General Counsel, The Federal Reserve Bank of New York; William Kroener, General Counsel, Federal Deposit Insurance Corporation; Stephen Kroll, Legal Counsel, Financial Crimes Enforcement Network, United States Treasury Department; James Doyle, Wisconsin Attorney General and President, the National Association of Attorneys General; and Bruce Cohen, Counsel to the Treasury Department's Office of Tax Policy.
American Bar Association Annual Meeting
San Francisco, CA August 3, 1997

The Future of Electronic Cash
Presentation and program materials for Electronic Commerce Fair
(Conference of defense contractors, organized by Concurrent Technologies Corp.)
Pittsburgh, PA July 17, 1997

A Stored Value Card Regulations: Small Change?
National Law Journal April 28, 1997

Presentation and program materials for Law Practice Management Seminar
Continuing Legal Education Committee, District of Columbia Bar

Computer Law Strategist
March 1994

"Apple v. Microsoft Windows of Vulnerability or Opportunity?"

Speech delivered to New Jersey Intellectual Property Law Association
(with Myrna L. Wigod)

Short Hills, NJ October 12, 1993

"Legal Risks in Software Protection"

New Jersey Law Journal
July 12, 1993

"Software-Related Patent is OK'd: Federal Circuit Holds Use of Algorithm Not Fatal"

"Software a UCC Good, Not Service"
New Jersey Law Journal, 127 N.J.L.J. 788
March 21, 1991

Bankruptcy Law

AEveryone Out of the Pool?: Undercurrents, Crosscurrents and Riptides of Deepening
Insolvency Actions

Presentation and material for American University Law Review Symposium,

ABankruptcy 2.0(05): Chapters, Changes, and Challenges

(also served as faculty advisor, and as moderator of corporate bankruptcy panel)
Washington, DC February 10, 2006

AAn Insolvency Itinerary: Bankruptcy Jurisdiction, Referral, Withdrawal, Remand,
and Abstention in the Third Circuit

Presentation and material for Seventh Annual Hon. William H. Gindin Bankruptcy
BenchBar Conference

East Brunswick, NJ April 1, 2005

AI n Medias Res

- Chapter 11 of the United States Bankruptcy Code: Provisions, Policies, Parameters, and Problems
 Speech delivered to and materials prepared for Intrados Group seminar on Corporate Reorganization and Restructuring in Transitional Economies
 Washington, DC February 27, 1996
- Full Faith and Credit? Justifiable Reliance and Non-Dischargeability
 American Bankruptcy Institute OnLine Newsletter, Cracking the Code
 February 1996
- Of Last Recourses and Overly Horses: Justifiable Reliance Governs Non-Dischargeability for Fraud
 American Bankruptcy Institute Journal
 February 1996
- Chapter 11 Collier on Bankruptcy (15th ed.)
 Chapter for Collier Bankruptcy Practice Guide
 "Bankruptcy Petition Preparers"
 (Revised May 1996)
- Revised Chapter 28 (Professional Compensation) (January 1996)
 Collier Bankruptcy Practice Guide
- Revised Chapter 201 Collier on Bankruptcy (15th ed.)
 "Compensation of Services Rendered and Reimbursement of Expenses"
- Supreme Court Solves Bankers Dilemma
 American Bankruptcy Institute Journal
 December/January 1996
- Supreme Court Denies Discharge Where Creditors Justifiably Rely on Fraudulent Misrepresentation
 American Bankruptcy Institute Supreme Court Bulletin
 November 30, 1995
- Think Nationally, Act Locally: Confronting Bankruptcy Solutions
 Business Law Today
 (American Bar Association Business Law Section publication)
 September/October 1995
- Panelist, American Bankruptcy Institute Legislative Briefing on Bankruptcy for Congressional Staff

Rayburn Building- Washington, D.C. September 8, 1995

"Federal Securities Laws and the Bankruptcy Code: Claims Trading and Vulture Investing
Bankruptcy"

Presentation and program materials for Third Annual New Jersey Bench/Bar Bankruptcy
Conference
Princeton, NJ April 21, 1995

"Interviewing and Counseling the Consumer Debtor" (presentation)

"The Chapters Before 7 and 13: Suggested Reading for Pro Bono
Bankruptcy Practitioners" (program materials)
New Jersey Pro Bono Bankruptcy Project Training Session
New Brunswick, NJ January 12, 1995

"The Bankruptcy Reform Act of 1994: Something for Everyone"

American Bankruptcy Institute Journal
December 1994/January 1995 issue
[Reprint of twopart article in New Jersey Law Journal]

"Close Readings, Creditors' Rights and Clerical Reimbursements: The Third Circuit's
Bankruptcy Decisions of 1994"

Newsletter of Bankruptcy Section, New Jersey State Bar Association
November 1994

"Bankruptcy Reform Act Lowers Risk of Insider Guaranties"

(with Bart J. Colli, Hayden Smith, Jr., and Curtis A. Johnson)
New Jersey Lawyer (newspaper), 3 NJL 2242
November 21, 1994

"Bankruptcy's Babies and Bathwaters: The Reform Act's Implications for Third Circuit
Precedent and Practice"

Speech and program materials for New Jersey Bankruptcy Inn of Court
Newark, NJ November 7, 1994

"Code Changes Will Cause New Legal Controversies"

[Part 2 of Analysis of Bankruptcy Reform Act of 1994]
New Jersey Law Journal, 138 N.J.L.J. 975
November 7, 1994

"Amendments Sweep Key Code Provisions"

[Part 1 of Analysis of Bankruptcy Reform Act of 1994]
New Jersey Law Journal, 138 N.J.L.J. 894
October 31, 1994

January 17, 1994

[Reprinted "Bankruptcy Reform Circa 1994" (Parts I and II)
American Bankruptcy Institute Journal
March 1994 and April 1994]

"Doctrines, Decisions, and Developments: Recent Trends in Bankruptcy Law"
Speech delivered to New Jersey Bankruptcy Inn of Court
Newark, NJ November 8, 1993

"Navigating by Landmark Judicial Evaluation of Discount Rates in Bankruptcy"
(with Richard W. Hill)

June 1, 1992

"Supremes Endorse 'Date of Honor' Check Rule"

New Jersey Law Journal, 131 N.J.L.J. 6

May 4, 1992

"The Lender's Scylla v. Charybdis: Accepting Insider Guarantees in the 1990's"

(with Bart J. Colli; Hayden Smith, Jr.; and Debra S. Groisser)

Bankruptcy Law Review (Faulkner & Gray), Vol. 4, No.

Spring 1992

"ERISA Meets Title 11: The Looking

November 1, 1990

Law and Literature

A

Program material for Starting Small, Thinking Big: Building Your Own Practice in
the District of Columbia
D.C. Bar Law Practice Management Section/Lawyer Practice Assistance Committee
Washington, DC October 15, 1996

Organized and moderated panel discussion on Those Encounters with the Fourth Estate:
Responding to and Contacting the Media

Panelists: The Honorable Stanley Sporkin, Federal District Court District of Columbia;
George Anders, Reporter, Wall Street Journal; Eric Efron, Editor and Publisher, Legal
Times; Lance Morgan, President (Washington Office), Bozell Sawyer Miller Group;
Jeffrey Sandman, Executive V.P. and General Counsel, The Kane Group; Tom
Sherwood, Reporter, WRCV Channel 4; Wesley Williams, Jr., partner, Covington &
Burling. (Broadcast by SPAN)
Washington College of Law, Washington, DC September 17, 1996

Chapter, "New Jersey Public Contracting Law"
(with Richard C. Cooper and Kathleen Keating)
Public Contracting Law of the 50 States
(Wiley Law Publications 1995)

Editor,

"Side Effects of Poison Pill Hard to Swallow"
New Jersey Law Journal, 120 N.J.L.J. 1179
December 23, 1991

"The Environmental Expert After Rubanick and Christophersen Beware the Jabberwock!"
(with Lanny Kurzweil and Joseph O'Keefe)
in Practising Law Institute Coursebook, Strategies for Litigating Contaminated Property
Disputes
December 1991