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TEACHING EXPERIENCE

July, 2004 - present
Professor of Law
Widener University School of Law, Harrisburg, PA

July,1996 - June, 2004
Associate Professor of Law
Widener University School of Law, Harrisburg, PA
Awarded Tenure in July, 1999

August, 1993 - June, 1996
Assistant Professor of Law
Widener University School of Law, Harrisburg, PA

Courses Taught:

Bankruptcy, Secured Transactions, Property, Sales, Cities in Crisis Seminar, Mortgage Crisis Seminar, Electronic Commerce, Payment Systems, Business Organizations, Real Estate Transactions.

January, 2009 - June, 2009
Visiting Professor of Law
University of Georgia School of Law, Athens, GA

January, 2007 – June, 2007
Visiting Professor of Law
Loyola University Chicago School of Law, Chicago, IL

January, 2002 - June, 2002
Visiting Associate Professor of Law
University of Pittsburgh School of Law, Pittsburgh, PA

July, 1999 - December, 1999
Visiting Professor of Law
The Dickinson School of Law of the Pennsylvania State University, Carlisle, PA

January, 1999 - June, 1999
Visiting Associate Professor of Law
University of Maryland School of Law, Baltimore, MD

November, 1994 - December, 1994
Visiting Professor, **Université de Paris X**, Nanterre, France

Taught a month-long course on American Commercial Law to French students studying for the Maitrise en Droit.

August, 1991 - July, 1993
Abraham L. Freedman Teaching Fellow and Lecturer in Law
Temple University School of Law, Philadelphia, PA

Courses Taught: Legal Writing and Research; Real Estate Transactions.

OTHER PROFESSIONAL EXPERIENCE

January, 2010 – May, 2010 ***Resident Scholar*, American Bankruptcy Institute,** Alexandria, VA

1987 - 1991 ***Associate***, **Emmet, Marvin & Martin**, New York, NY

EDUCATION

LL.M., **Temple University School of Law**, 1993, Legal Education

J.D., **Fordham University School of Law**, 1987
Staff Member, *Fordham International Law Journal*

B.S.F.S., **Georgetown University School of Foreign Service**, 1984
Major: Comparative and Regional Studies

PUBLICATIONS

LAW REVIEW ARTICLES:

When Does Some Federal Interest Require a Different Result?: An Essay on the Use and Misuse of Butner v. United States, 2014 UNIVERSITY OF ILLINOIS LAW REVIEW __ (*forthcoming*)

Goals and Governance in Municipal Bankruptcy, 71 WASHINGTON & LEE LAW REVIEW 403 (2014)

& William L. Reynolds, *From Lord Coke to Internet Privacy: The Past, Present and Future of the Law of Electronic Contracting*, 72 MARYLAND LAW REVIEW 452 (2013)

(Mis)use of State Law in Bankruptcy: The Hanging Paragraph Story, 2012 WISCONSIN LAW REVIEW 963 (2012)

Specific Authorization to File Under Chapter 9: Lessons from Harrisburg, 32 CALIFORNIA BANKRUPTCY JOURNAL 237 (2012)

Mortgage Modification, Equitable Subordination, and the Honest But Unfortunate Creditor, 79 FORDHAM LAW REVIEW 1599 (2011)

Warranting Data Security, 5 BROOKLYN JOURNAL OF CORPORATE, FINANCIAL & COMMERCIAL LAW 63 (2010)

& William L. Reynolds, *Survey of the Law of Cyberspace: Electronic Contracting Cases 2009-2010*, 66 THE BUSINESS LAWYER 175 (2010)

& William L. Reynolds, *What's Software Got to Do With It? The ALI Principles of the Law of Software Contracts*, 84 TULANE LAW REVIEW 1541 (2010)

What Virtual Worlds Can Do For Property Law, 62 FLORIDA LAW REVIEW 159 (2010)

& William L. Reynolds, *Survey of the Law of Cyberspace: Electronic Contracting Cases 2008-2009*, 65 THE BUSINESS LAWYER 317 (2009)

& William L. Reynolds, *Survey of the Law of Cyberspace: Electronic Contracting Cases 2007-2008*, 64 THE BUSINESS LAWYER 199 (2008)

False Categories in Commercial Law: The (Ir)Relevance of (In)Tangibility, 35 FLORIDA STATE UNIVERSITY LAW REVIEW 119 (2007)

& William L. Reynolds, *Survey of the Law of Cyberspace: Electronic Contracting Cases 2006-2007*, 63 THE BUSINESS LAWYER 219 (2007)

& William L. Reynolds, *Survey of the Law of Cyberspace: Electronic Contracting Cases 2005-2006*, 62 THE BUSINESS LAWYER 195 (2006)

Has Congress Slimmed Down the Hogs?: A Look at the BAPCPA Approach to Pre-Bankruptcy Planning, 15 WIDENER LAW JOURNAL 615 (symposium) (2006)

Signals, Assent and Internet Contracting, 57 RUTGERS LAW REVIEW 1307 (2005)

& William L. Reynolds, *Survey of the Law of Cyberspace: Internet Contracting Cases 2004-2005*, 61 THE BUSINESS LAWYER 433 (2005)

"Seizing Domain Names to Enforce Judgments: Looking Back to Look to the Future," 72 UNIVERSITY OF CINCINNATI LAW REVIEW 95 (2003)

et al., *Browse-Wrap Agreements: Validity of Implied Assent in Electronic Form Agreements*, 59 THE BUSINESS LAWYER 279 (2003)

A Tale of Two Codes: Examining § 9-103 of the Uniform Commercial Code, § 522(f) of the Bankruptcy Code and the Proper Role of State Law in Bankruptcy, 79 WASHINGTON UNIVERSITY LAW QUARTERLY 863 (2001)

Revised Article 9, Liens From the Fringe, and Why Sometimes Signatures Don't Matter, 10 WIDENER JOURNAL OF PUBLIC LAW 135 (2001)

Distinguishing Hogs from Pigs: A Proposal for A Preference Approach to Pre-Bankruptcy Planning, 6 AMERICAN BANKRUPTCY INSTITUTE LAW REVIEW 103 (1998)

A Mortgage By Any Other Name: A Plea for the Uniform Treatment of Installment Land Contracts and Mortgages under the Bankruptcy Code, 100 DICKINSON LAW REVIEW 733 (1996)

Silencing the Loose Cannon: The Need for the Bankruptcy Code to Recognize Letters of Credit, 27 LOYOLA OF LOS ANGELES LAW REVIEW 619 (1994)

BOOKS:

Editor, INTERNET LAW FOR THE BUSINESS LAWYER, 2ND ED. (American Bar Association Business Law Section 2012)

BANKRUPTCY OVERVIEW: ISSUES, LAW AND POLICY, 6TH ED. (American Bankruptcy Institute 2010)

OTHER:

The Trustee Fought Law (With Equity) and Law Won: The Supreme Court's Recent Decision in Law v. Siegel, BUSINESS LAW TODAY, April, 2014

Book Review: *Municipalities in Peril: The ABI Guide to Chapter 9, Second Edition*, AMERICAN BANKRUPTCY INSTITUTE JOURNAL, Vol. XXXIII, No. 3, 60 – 61 (April, 2013)

Uniform Commercial Code Task Force of the Business Law Section of the Pennsylvania Bar Association, "Report on the Amendments to Article 9 of the Uniform Commercial Code, Secured Transactions," PENNSYLVANIA BAR ASSOCIATION QUARTERLY, July, 2012, 101-115

Op-Ed: *Share Pain or Deal with Bankruptcy*, HARRISBURG PATRIOT-NEWS, June 19, 2011 (with Michael Hussey)

Op-Ed: *Why Foreclosure Robo-Signers Should Be Everyone's Concern*, WILMINGTON NEWS-JOURNAL, October 31, 2010

Hernando deSoto, Formal Property Systems, and the Intangible Asset Paradox, *in* HERNANDO DE SOTO AND PROPERTY IN A MARKET ECONOMY 161 (D. Benjamin Barros, ed. 2010)

Towards a System of Estates in Virtual Property, *in* CYBERLAW, SECURITY & PRIVACY 241 (Sylvia Mercado Kierkegaard ed., 2007), *reprinted in* INTERNATIONAL JOURNAL OF PRIVATE LAW, Vol. 1, Issue 1/2, 3-13 (2008)

Grasping Intangibles: Domain Names and Creditors' Rights, JOURNAL OF INTERNET LAW, Vol. 8, No. 3, pp. 3-11 (September, 2004)

From Vending Machines to Web Sites: Mutual Assent Between Man and Machine, PROC. OF THE FIFTH INTERNATIONAL CONFERENCE ON ELECTRONIC COMMERCE 393 (2003)

SELECTED PRESENTATIONS

BANKRUPTCY:

"The Urban Law of Municipal Insolvency" Fordham Comparative Urban Law Conference, London, England, June 30, 2014

"When Does Some Federal Interest Require a Different Result? The Use and Misuse of *Butner v. United States*, American Bankruptcy Institute – University of Illinois Symposium on Chapter 11 Reform, Chicago, IL, April 4, 2014

"Property Meets Contract and Sometimes Merges: Thoughts on the Use and Misuse of *Butner v. United States*," Ninth International Conference on Contracts, Miami, FL, February 22, 2014

Program Leader: "Municipal Bankruptcy Eligibility and Constitutionality," Eastern District of Pennsylvania Bankruptcy Conference 25th Annual Forum, Atlantic City, NJ, January 24, 2014

Panelist: "Icebergs Ahead! The Impact of State Law Restrictions and Conditions on Municipal Bankruptcies under Chapter 9," National Conference of Bankruptcy Judges Annual Meeting, San Diego, CA, October 26, 2012

Panelist: "Series LLCs in Bankruptcy: A Frank Discussion," Fiduciary Duties at the Intersection of Federal Bankruptcy and State Corporate Law, Wilmington, DE, April 16, 2012

"*Stern v. Marshall*: Does it Have a Wide-Ranging and Practical Effect on All Future Bankruptcy Court Proceedings?," Eastern District of Pennsylvania Bankruptcy Conference Fall Program, Philadelphia, PA, November 10, 2011

Panelist, "Mortgages, Mortgages, Mortgages," American Bankruptcy Institute Northeast Conference, Brewster, MA, July 9, 2010

"Balancing the Bankruptcy Code Towards the Honest but Unfortunate Creditor," University of Georgia Faculty Colloquium, Athens, GA, April 20, 2009

Panelist, "Judicial Ethics and the Lawyer's Role in the Process," Pennsylvania Bar Institute Thirteenth Annual Bankruptcy Institute, Mechanicsburg, PA, October 2, 2008

Program Leader, "Issues in Individual Chapter 11s under BAPCPA," Third Circuit Bankruptcy Forum, Philadelphia, PA, February 2, 2007

"Has Congress Slimmed Down the Hogs?: A Look at the BAPCPA Approach to Pre-Bankruptcy Planning," The Changing Landscape of Bankruptcy in America: A Symposium Addressing the Impact of the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005, Widener University School of Law, Harrisburg, PA, February 23, 2006

ELECTRONIC COMMERCE:

Discussant, "Author Meets Reader Salon: Nancy Kim's *Wrap Contracts: Foundations and Ramifications*, Law & Society Association Annual Meeting, Minneapolis, MN, May 30, 2014

"The Past, Present, and Future of the Law of Electronic Contracting," Brigham Young University Colloquium on Internet and Contract, Provo, UT, September 28, 2012

"Risk and the Future of Electronic Contracting," Seventh International Conference on Contracts, San Diego, CA, March 2, 2012

"The Past, Present, and Future of Electronic Contracting," Sixth International Conference on Contracts, Gulfport, FL, February 19, 2011

"Warranting Data Security," Brooklyn Law School Symposium on Data Security and Data Privacy in the Payment System, Brooklyn, NY, March 19, 2010

Panelist, "The Principles of the Law of Software Contracts: A Phoenix Rising from the Ashes of Article 2B and UCITA?," Annual Meeting of the Association of American Law Schools, New Orleans, LA, January 9, 2010

Panelist, "Principles of the Law of Software Contracts: The ALI Passed It, Now What?," Southeastern Association of Law Schools 62nd Annual Meeting, Palm Beach, Florida, August 7, 2009

Panelist, "The Laws and Governance of Virtual Worlds," State of Play VI: Plateau, New York, NY, June 20, 2009

"Law of Electronic Commerce," 43rd Academy of American and International Law, Center for American and International Law, Plano, TX, June 13, 2008

"Towards a System of Estates in Virtual Property," Second International Conference on Legal, Security and Privacy Issues in IT, Beijing, China, December 7, 2007

Panelist: "Website Agreements: I Didn't Agree to Those Terms, Did I?," American Bar Association Annual Meeting, San Francisco, CA, August 11, 2007

"Virtual Worlds, Real Laws," at "Hot Topics in Cyberspace: 2007 Edition," American Bar Association Section of Business Law Spring Meeting, Washington, DC, March 17, 2007

"Electronic Contracts," at "Electronic Commerce," Judicial Institute of Maryland, Annapolis, MD, October 27, 2005

Panelist, "Modern Adhesion Contracts: Clickwrap, Browsewrap and Shrinkwrap," AALS Mid-Year Conference on Commercial Law at the Crossroads, Montréal, Québec, Canada, June 15, 2005

UNIFORM COMMERCIAL CODE:

"Letters of Credit: Role-Playing in a Transnational Transaction," Annual Meeting of the Association of American Law Schools, New Orleans, LA, January 5, 2013

Panelist, "Preparing for the New Article 9," Pennsylvania Bar Institute Business Lawyers' Institute, Philadelphia, PA, November 15, 2012

Panelist, "Uniform Commercial Code Stump the Chumps," American Bar Association Business Law Section Spring Meeting, Boston, MA, April 14, 2011

Panelist, "Revised Article 7: Bringing Documents of Title into the 21st Century," Pennsylvania Bar Institute Tele-Web Seminar, May 29, 2008

OTHER:

Panelist, "Things My Ethics Professor Didn't Tell Me: Top Ethical Pitfalls for the Social Media Age," American Bar Association Annual Meeting, San Francisco, CA, August 10, 2013

Panelist, "On the Docket 2011: The 2010-2011 Supreme Court Term," American Bar Association Annual Meeting, Toronto, Ontario, Canada, August 6, 2011

RECENT LEGISLATIVE TESTIMONY

"Chapter 9 Bankruptcy: How it Works," Pennsylvania General Assembly Joint Hearing on Act 47 (Municipalities Financial Recovery Act), October 20, 2011

LAW REFORM ACTIVITIES

Co-Chair, Task Force on Amendments to Uniform Commercial Code Article 9, Pennsylvania Bar Association Section of Business Law (September 2010 – present)

Chair, Task Force on Revised Uniform Commercial Code Articles 1 and 7, Pennsylvania Bar Association Section of Business Law (July, 2005 – June, 2008)

Reporter, Working Group on Local Rules for Electronic Case Filing in the Bankruptcy Courts, American Bar Association Business Law Section (January, 2005 – February, 2006)

Member, Advisory Committee on the Consumer Credit Code, Pennsylvania Joint State Government Commission (July, 2004 – November, 2006)

SELECTED PROFESSIONAL ACTIVITIES

Member, American Law Institute

American Bar Association

Member, Standing Committee on Publishing Oversight (August, 2003 – August, 2006)

Section of Business Law:

Council Member (August, 2002 – August, 2006)

Member, Editorial Board, *Business Law Today* (August, 2006 - August, 2013)

Member, Editorial Advisory Board, *The Business Lawyer* (August, 2004 – August, 2009)

Professional Responsibility Committee:

Chair, Subcommittee on Information Technology Issues in Ethics and Professional Responsibility (April 2012 - present)

Cyberspace Law Committee:

Co-Chair, Task Force for the Revision of *Internet Law for the Business Lawyer* (August, 2009 – August 2012)

Co-Chair, Subcommittee on Electronic Commerce (August, 2002 - August 2005)

Publications Board:

Member (August, 2012 – present)
Chair (July, 2000 - August, 2002)

Uniform Commercial Code Committee:

Vice-Chair (August, 1999 - August, 2003)

Pennsylvania Bar Association Section of Business Law

Secretary (May, 2014 – present)
Treasurer (May, 2013 – May, 2014)
Co-Chair, Uniform Commercial Code Committee (May, 2005 – present)

American Bankruptcy Institute

Coordinating Editor, ***American Bankruptcy Institute Journal*** (April, 2011 – present)

Member, Advisory Board, ***American Bankruptcy Institute Law Review*** (April, 2007 – present)

Association of American Law Schools

Chair, Section on Commercial and Related Consumer Law (2004)

AWARDS

2014 Outstanding Faculty Award (Widener University School of Law)

Central Penn Business Journal 25 Women of Influence Honoree 2013

2012 Douglas E. Ray Excellence in Faculty Scholarship Award (Widener University School of Law)

2007 Pennsylvania Bar Association Special Achievement Award

2006 Douglas E. Ray Excellence in Faculty Scholarship Award (Widener University School of Law)

BAR ADMISSIONS

New York, 1988
Pennsylvania, 1995