

**JENNIFER O'HARE**

**Villanova University School of Law  
299 North Spring Mill Road  
Villanova, PA 19085**

**OFFICE: (610) 519-7059 E-MAIL: ohare@law.villanova.edu**

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**ACADEMIC APPOINTMENTS:**

**Villanova University School of Law** August 2000-present  
**Professor of Law** (visiting professor 2000-2001 academic year)

**Courses Taught:**

Business Organizations  
Securities Act of 1933  
Securities Exchange Act of 1934  
Seminar in Selected Topics in Securities Regulation

**University of Missouri–Kansas City School of Law** August 1997 - May 2001  
**Associate Professor of Law** (on leave 2000-2001 academic year)

**Courses Taught:**

Securities Act of 1933  
Securities Exchange Act of 1934  
Business Planning  
Federal Income Taxation

**St. Thomas University School of Law** August 1993 - July 1997  
**Assistant Professor of Law** (on leave 1994-1995 academic year)

**Courses Taught:**

Securities Regulation  
Securities Regulation Seminar  
Agency & Partnership  
Civil Procedure

**EDUCATION:**

**The George Washington University School of Law**

Juris Doctor, *with high honors*, 1990

Class Rank: 20/382 (Top 6%)

Dean's Fellow

Member: The Order of the Coif

Member: *The George Washington Law Review*

**The Wharton School of Business of the University of Pennsylvania**

Bachelor of Science in Economics, 1986

## **PUBLICATIONS:**

*Retail Investor Remedies under Rule 10b-5*, 76 UNIVERSITY OF CINCINNATI LAW REVIEW 521 (2008) (“Twenty Years After *McMahon v. Shearson/American Express*: Assessing Investors’ Remedies” symposium issue)

*The Use of the Corporate Monitor in SEC Enforcement Actions*, 1 BROOKLYN JOURNAL OF CORPORATE, FINANCIAL AND COMMERCIAL LAW 89 (2006) (“New Models for Securities Law Enforcement” symposium issue).

*Preemption Under the Securities Litigation Uniform Standards Act: If It Looks Like a Securities Fraud Claim and Acts Like a Securities Fraud Claim, Is It a Securities Fraud Claim?* 56 ALABAMA LAW REVIEW 325 (2004).

*Misleading Employer Communications: The Securities Fraud Implications of the Employee as Investor*, 48 VILLANOVA LAW REVIEW 1217 (2003) (“Lessons from Enron” symposium issue).

*Director Communications and the Uneasy Relationship Between the Fiduciary Duty of Disclosure and the Anti-Fraud Provisions of the Federal Securities Laws*, 70 UNIVERSITY OF CINCINNATI LAW REVIEW 475 (2002).

Reprinted in 44 CORPORATE PRACTICE COMMENTATOR 823 (2003) (ed., Robert B. Thompson).

*Resurrecting the Dodo: The Unfortunate Re-emergence of the Puffery Defense in Private Securities Fraud Actions*, 59 OHIO STATE LAW JOURNAL 1697 (1998).

*Good Faith and the Bespeaks Caution Doctrine: It’s Not Just a State of Mind*, 58 UNIVERSITY OF PITTSBURGH LAW REVIEW 619 (1997).

*Institutional Investors, Registration Rights, and the Specter of Liability under Section 11 of the Securities Act of 1933*, 1996 WISCONSIN LAW REVIEW 217 (1996).

Reprinted in 1997 SECURITIES LAW REVIEW (ed., Donald C. Langevoort).

## **WORKS IN PROGRESS:**

Judicial Deference to the SEC in Securities Fraud Actions

Opting-Out of Federal Securities Fraud Class Actions

## **RECENT ACTIVITIES AND PRESENTATIONS:**

Paper Presenter, University of Cincinnati College of Law, *Investor Remedies After Dabit*, Symposium on Twenty Years After *Shearson/American Express v. McMahon*: Assessing Investors' Remedies, March 30, 2007.

Paper Presenter, St. John's University School of Law Faculty Workshop, *The Use of the Corporate Monitor in SEC Enforcement Actions*, October 23, 2006.

Commentator, University of Maryland School of Law, Conference on Federalism & Corporate Governance, October 13, 2006.

Speaker, University of Maryland School of Law, Symposium on the Criminalization of Corporate Law, April 21, 2006.

Paper Presenter, Brooklyn Law School, *The Use of the Corporate Monitor in SEC Enforcement Actions*, Symposium on New Models for Securities Law Enforcement, March 31, 2006.

Paper Presenter, University of Tennessee College of Law Faculty Workshop, *The Use of the Corporate Monitor in SEC Enforcement Actions*, March 17, 2006.

Paper Presenter, AALS Section on Securities Regulation, *Preemption under the Securities Litigation Uniform Standards Act: If It Looks Like a Securities Fraud Claim and Acts Like a Securities Fraud Claim, Is It a Securities Fraud Claim?* 2004 Meeting of the American Association of Law Schools, San Francisco, January 6, 2005.

Moderator, Villanova School of Law, Symposium on Up the Ladder and Beyond: The New Professional Standards for Lawyers under the Sarbanes-Oxley Act, November 8, 2003.

Paper Presenter, Villanova School of Law, Symposium on Lessons from Enron: How Did Corporate and Securities Law Fail, *Misleading Employer Communications: The Securities Fraud Implications of the Employee as Investor*, October 5, 2002.

## **CONFERENCES ORGANIZED:**

Symposium on The Rise of the New Shareholder: Sovereign Wealth Funds, Hedge Funds, and Private Equity, Villanova School of Law, March 14, 2009.

Symposium on Lessons from Enron: How Did Corporate and Securities Law Fail, Villanova School of Law, October 5, 2002.

## **LAW SCHOOL SERVICE:**

### **Current Committees:**

Tenure Committee

### **Previous Committees:**

Tenure Committee: 2002-2004; 2004-2005 (Chair)

Faculty Appointments Committee: 1995-1996; 1998-2000; 2003-2004 (Chair);  
2004-2005

Faculty Compensation Committee: 2005-2006; 2006-2008 (Chair)

Legal Writing Advisory Committee: 2007-2008

Curriculum Committee: 1998-1999; 2001-2003 (Chair)

Building Committee: 2003-2004

Self Study Committee: 2001-2003

Inclusion and Empowerment Committee: 1997-2000

Admissions Committee: 1993-1994; 1996-1997; 1999-2000

Library Committee: 1997-1998

## **OTHER PROFESSIONAL EXPERIENCE:**

### **BRESLOW & WALKER**

June 1994 - May 1995

#### **Associate**

New York, NY

General corporate and securities law experience, including representing underwriters in public offerings, representing issuers and underwriters in private placements, and drafting general securities law filings for public companies.

### **JONES, DAY, REAVIS & POGUE**

September 1990 - July 1993

#### **Associate**

New York, NY

General corporate and securities law experience, including drafting loan agreements, security agreements, asset purchase agreement, documentation for tender offer, consent solicitation, equity and debt offering, and general securities law filings for public companies.