

MATHIAS M. SIEMS

Durham Law School
Durham University
50 North Bailey
Durham, DH1 3ET
United Kingdom
email: siems@fulbrightmail.org
skype: siemslegal

http://works.bepress.com/mathias_siems/
<http://www.dur.ac.uk/mathias.siems/>
<http://www.cbr.cam.ac.uk/people/siems.htm>
<http://www.ssrn.com/author=367649>
<http://ideas.repec.org/f/psi229.html>
<http://siemslegal.blogspot.com/>
<http://twitter.com/siemslegal>

Current academic positions

Professor of Commercial Law, Durham Law School, Durham University (since 7/11)
Research Associate, Centre for Business Research (CBR), University of Cambridge (since 9/06)
Invited Fellow, Maastricht European Private Law Institute (M-EPLI), Maastricht University, the Netherlands (since 12/10)
Research Associate, London Centre for Corporate Governance and Ethics, Birkbeck, University of London (since 2/11)

Main research interests

Company law; banking and securities law; comparative law; law, finance, and economics; European private law; private international law; legal methods

Education and qualifications

Postdoctoral research degree (*Habilitation*), Heinrich-Heine-Univ., Düsseldorf, Germany (1/06)
Master of Laws (LL.M.) with distinction, University of Edinburgh, UK (9/01)
Second state examination (bar examination equivalent), top 6%, Munich, Germany (6/00)
Doctorate (Ph.D.), Faculty of Law, Ludwig-Maximilians-University (LMU), Munich (1/00)
First state examination (LL.B. equivalent), top 2%, LMU Munich (2/98)
Further studies: Summer Institute of International and Comparative Law in Paris, Cornell University, NY, and Université Paris I Panthéon-Sorbonne, France (8/01); Summer School in English Legal Methods, University of Cambridge, UK (7/00)

Main previous positions

Professor of Law, School of Law, University of East Anglia (UEA), UK (9/08 - 6/11)
Reader in Commercial Law, School of Law, University of Edinburgh, UK (9/06 - 8/08)
Visiting Fellow (and consultancy contract), Centre for Business Research (CBR), University of Cambridge (10/05 - 8/06)
Associate Professor of International Commercial Law, Riga Graduate School of Law (RGSL), University of Latvia (2/05 - 7/06)
Fulbright Scholar (and Visiting Researcher), Harvard Law School, Harvard University, Cambridge (Mass.), US (9/04 - 1/05)

Jean Monnet Fellow in Law, European University Institute (EUI), Law Department, Florence and San Domenico di Fiesole, Italy (9/03 - 6/04)

Head of Academic Affairs and Research Assistant, Bucerius Law School, Hamburg, Germany (4/02 - 7/03)

Further previous positions

Visiting Scholar, Fordham Law School, Fordham University, New York, US (10/11 - 11/11)

Visiting Scholar, KoGuan Law School, Shanghai Jiao Tong University (SJTU), China (12/10 - 1/11)

Visiting Fellow, British Institute of Int'l and Comparative Law (BIICL), London (8/10 - 12/10)

Exchange Researcher, Waseda Institute for Corporation Law and Society, Tokyo, Japan (4/10)

Visiting Professor, Radzyner Law School, Interdisciplinary Center Herzliya, Israel (12/09 - 1/10)

Visiting Professor, Central European University (CEU), Budapest, Hungary (8/09)

Visiting Professor, Riga Graduate School of Law (RGSL), University of Latvia (7/08 and 4/09)

Visiting Scholar, The Chinese University of Hong Kong (CUHK) (12/08)

Invited Fellow, Tilburg Institute of Comparative and Transnational Law, N'lands (10/08 - 9/10)

Visiting Scholar, St. John's College, University of Oxford (7/08 - 8/08)

Senior Research Associate, Peterhouse, University of Cambridge (6/06 - 9/07)

Visitor, Max Planck Institute for Foreign Private & Private Int'l Law, Hamburg, Germany (7/04)

Visiting Lecturer, Humboldt-University, Berlin, Germany (10/01 - 2/02)

Professional and honorary activities

Lawyer (*Rechtsanwalt*) at the law firm Andersen Luther - Andersen Legal, Berlin (10/01 - 3/02)

Post-graduate traineeship (*Referendariat*) in Munich, Germany: civil and criminal courts, city administration, administrative court, law firms Konrad Grasser & Collegen and Linklaters, Oppenhoff & Rädler (4/98 - 6/00)

Para-medic (first aid attendant) at Bavarian Red Cross (BRK) in Munich, Germany (5/93 - 2/05)

Funded research, scholarships and awards

Philip Leverhulme Prize 2010 (£70,000) for research on comparative law in context, three year award (10/11 - 9/14)

Allen & Overy ECGI WP Law Prize (€5,000) for the best paper in the ECGI Law Working Paper Series 2010 (with John Armour, Simon Deakin and Priya Lele)

ECGI Law Prize (€5,000) for the best paper in the ECGI Law Working Paper Series 2009 (with John Armour, Simon Deakin, Prabirjit Sarkar and Ajit Singh)

Visiting Scholarship (accommodation and meals) at St. John's College, University of Oxford: research on regulatory competition in partnership law (7/08 - 8/08)

Consultancy contract (US\$5,700) for report on German and French company law (with Martin Gelter) commissioned by the Russian Federal Financial Markets Service and the Russian Center for Capital Market Development (project funded by the World Bank) (7/06 - 12/06)

Consultancy contract (£20,000) at the Centre for Business Research (CBR) of the University of Cambridge: research on Law, Finance and Development (project funded by the ESRC Research Programme World Economy and Finance; evaluation: outstanding) (10/05 - 7/06)

Fulbright Scholarship (US\$11,000 and travel expenses) at Harvard Law School: research on comparative corporate governance (Fulbright-EU Programme) (9/04 - 1/05)

Jean Monnet Fellowship (€16,000 and travel expenses) at the European University Institute, Florence, Italy: research on EU company law and numerical comparative law (9/03 - 6/04)

T.B. Smith Prize for Distinguished Scholarship 2001 (most outstanding LL.M. student) of the University of Edinburgh

Scholarship of the German Academic Exchange Service (DAAD) (DM 25.500, tuition fees and travel expenses) for one year at the University of Edinburgh (10/00 - 9/01)

Teaching

Company Law (Durham University, LL.B. and LL.M, since 1/12; University of East Anglia, LL.B. and LL.M., 9/08 - 6/11; University of Edinburgh, LL.B. and LL.M., 9/06 - 5/08)

Comparative Corporate Governance (University of East Anglia, LL.M., 9/10 - 12/10; Radzyner Law School, IDC, Israel, LL.B., 12/09 - 1/10)

Research Methods for Law (University of East Anglia, LL.M and Ph.D., 9/08 - 6/11; University of Edinburgh, LL.M. and Ph.D., 3/08)

European Contract Law (Central European University, Budapest, LL.M., 8/09; University of Edinburgh, LL.M., 1/07 - 5/07)

Investment Firms and Regulatory Compliance (Riga Graduate School of Law, Latvia, LL.M. in Law and Finance, 7/08 and 4/09)

European Banking and Securities Law (University of Edinburgh, LL.M., 9/07 - 5/08)

Comparative Law (University of Edinburgh, LL.B., 9/07 - 5/08)

German Private and Commercial Law (University of Edinburgh, LL.B., 1/07 - 5/07)

European Securities Law (Riga Graduate School of Law, LL.M., 3/05 - 4/05 and 1/06 - 2/06)

International Banking Law (Riga Graduate School of Law, LL.M., 8/05 - 9/05)

Summer School in European Business Law (Heinrich-Heine-University, Düsseldorf, Germany, undergraduate and LL.M., 7/05, 8/06 and 8/07)

Courses on German law: introduction to legal studies, unjustified enrichment, banking law, contract law and revision courses in private law (Bucerius Law School, Hamburg, LL.B., 4/02 - 7/03); seminars on property law (Humboldt-University, Berlin, undergraduate programme, 10/01 - 2/02); lectures for post-graduate trainees (*Referendararbeitsgemeinschaft*) and on the new German law of obligations (Andersen Luther, Berlin, 12/01 - 3/02).

PhD supervision and examination

Current PhD students (principal supervisor): H. Kubra Savas and Melih Sonmez (Durham University, previously at University of East Anglia, since 1/11 and 4/11)

Completed PhD supervisions (second supervisor): Ali Abdulhafidh (University of East Anglia, 7/10 - 6/11); Lorenzo Cotula and Patricia Kamanga (University of Edinburgh, 2/07 - 8/08)

Further PhD students (principal supervisor): David Gibbs (University of East Anglia, 10/09 - 6/11) and Tianshu Zhou (University of Edinburgh, 9/07 - 8/08); (second supervisor): Maheran Mohamed, Joanna Cummin, Marie-Hélène Ferguson and Antje Kreutzmann (University of East Anglia, 2/09 - 6/11)

External examiner: Sarah Azlina Che Rohim (University of Manchester, 7/11); Xiao Huang (School of Oriental and African Studies, University of London, 12/10); John Hamilton (University of Cambridge, 11/09); Xiao Li (University of Glasgow, 11/07)

Internal examiner: Peter Ormosi (University of East Anglia, 1/10); Monika Brombach, Claudius Werwigk and Christian Kuhn (Heinrich-Heine-University, Düsseldorf, 9/04 - 7/06)

University administration

Research Director of the law school and member of its management committee (Durham University, since 1/12; University of East Anglia, 10/10 - 6/11)

Postgraduate Research Student Director (University of East Anglia, 1/09 - 6/11)

LL.M. Admissions Tutor (University of East Anglia, 1/09 - 5/09)

Member of various appointment committees (Durham University; University of East Anglia; University of Edinburgh; Riga Graduate School of Law, since 12/05)

Referee

Research councils: Economic and Social Research Council (ESRC); British Academy (BA); Austrian Science Fund (FWF)

Publishers and journals: Oxford University Press, Cambridge University Press; Routledge-Cavendish; International and Comparative Law Quarterly; Journal of Banking Regulation; Journal of Corporate Law Studies; Journal of Comparative Law; Journal of African Law; European Journal of Law and Economics; Law and Society Review; Comparative Labor Law and Policy Journal; Australian Journal of Labour Law; Journal of Institutional Economics; Enterprise & Society; Management International Review

Memberships

European Law Institute (ELI), European Corporate Governance Institute (ECGI), Society for Empirical Legal Studies (SELS), Global Development Network (GDN), German-British Jurists' Association (DBJV), German-American Jurists' Association (DAJV), German-Japanese Jurists' Association (DJJV), German Comparative Law Association (GfR), German University Association (DHV), German Association for Company Law (VGR)

Language skills

German (native), English (fluent), Italian (intermediate), French (intermediate), Latin

Publications in English

Monographs

1. *Convergence in Shareholder Law*, 471 + xviii pages, Cambridge: Cambridge University Press, 2008 (reprinted as paperback in 2011).

Reviews: E. Micheler, (2008) 71 *Modern Law Review* 850-852; R. Goddard, (2009) 29 *Legal Studies* 338-341; I. MacNeil, (2010) 14 *Edinburgh Law Review* 160-162.

2. *Comparative Law*, Cambridge: Cambridge University Press (Law in Context Series), in preparation for 2014.

Edited books

1. *Comparative Company Law: A Case-Based Approach*, Cambridge: Hart Publishing, in preparation for 2013 (co-editor David Cabrelli; eleven co-authors).
2. *Collective Actions: Enhancing Access to Justice and Reconciling Multilayer Interests?*, 424 + xxii pages, Cambridge: Cambridge University Press, 2012 (co-editors Stefan Wrška and Steven Van Uytsel; 15 authors).

Book chapters

1. The Ranking of Shareholder and Stakeholder Interests in Common and Civil Law Countries, in Catherine Malecki and Ivan Tchotourian (eds.), *Company Law and CSR: Convergence or Divergence?, A Comparative Approach about the New Challenge of Law*, Brussels: Bruylant 2012, forthcoming.
2. The Ordoliberal Variety of Neoliberalism, in Sue Konzelmann and Marc Fovargue-Davies (eds.), *The Faces of Liberal Capitalism: Banking Systems in Crisis*, London: Routledge, 2012, forthcoming (with Gerhard Schnyder).
3. Private Enforcement of Directors' Duties: Derivative Actions as a Global Phenomenon, in Stefan Wrška, Steven Van Uytsel and Mathias Siems (eds.), *Collective Actions: Enhancing Access to Justice and Reconciling Multilayer Interests?*, Cambridge: Cambridge University Press, 2012, pp. 93-116.
4. Access to Justice and Collective Actions: Florence and Beyond, in Stefan Wrška, Steven Van Uytsel and Mathias Siems (eds.), *Collective Actions: Enhancing Access to Justice and Reconciling Multilayer Interests?*, Cambridge: Cambridge University Press, 2012, pp. 1-20 (with Stefan Wrška and Steven Van Uytsel).
5. Measuring the Immeasurable: How to Turn Law into Numbers, in Michael Faure and Jan Smits (eds.), *Does Law Matter? On Law and Economic Growth*, Cambridge: Intersentia, 2011, pp. 115-136.
6. A World Without Law Professors, in Mark Van Hoecke (ed.), *Methodologies of Legal Research*, Oxford: Hart Publishing, 2011, pp. 71-86.

Major journal articles

1. Language, Legal Origins, and Culture before the Courts: Cross-Citations between Supreme Courts in Europe, (2013) 21 *Supreme Court Economic Review*, forthcoming (with Martin Gelter).

2. Networks, Dialogue or One-Way Traffic? An Empirical Analysis of Cross-Citations Between Ten European High Courts, (2012) *Utrecht Law Review*, forthcoming (with Martin Gelter).
3. The Law and Finance of Share Repurchases in Europe, (2012) 12 *Journal of Corporate Law Studies* 33-57 (with Amedeo De Cesari).
4. The Financial Regulation of European Wholesale Energy and Environmental Markets, (2011) 19 *Journal of Financial Regulation and Compliance* 355-369 (with Ivan Diaz-Rainey und John Ashton).
5. The Protection of Creditors of a European Private Company (SPE), (2011) 12 *European Business Organization Law Review* 147-172 (with Leif Herzog and Erik Rosenhäger).
6. The Web of Creditor and Shareholder Protection: A Comparative Legal Network Analysis, (2010) 27 *Arizona Journal of International and Comparative Law* 747-784.
7. The Evolution of Ownership Disclosure Rules Across Countries, (2010) 33 *Journal of Corporate Law Studies* 451-483 (with Michael Schouten).
8. Convergence in Corporate Governance: A Leximetric Approach, (2010) 35 *The Journal of Corporation Law* 729-756.
9. Citation Patterns of the German Federal Supreme Court and the Court of Appeal of England, (2010) 21 *King's Law Journal* 152-171.
10. Comparative Law and Finance: Past, Present and Future Research, (2010) 166 *Journal of Institutional and Theoretical Economics (JITE)* 120-140 (with Simon Deakin).
11. Law and Financial Development: What We are Learning from Time-Series Evidence, (2009) *BYU Law Review* 1435-1500 (with John Armour, Simon Deakin and Viviana Mollica).
 Reprinted in Michael Faure and Jan Smits (eds.), *Does Law Matter? On Law and Economic Growth*, Cambridge: Intersentia, 2011, pp. 41-98.
 Chinese language version: (2011) 52 *Comparative Studies*.
12. Regulatory Competition in Partnership Law, (2009) 58 *International and Comparative Law Quarterly* 767-802.
13. How Do Legal Rules Evolve? Evidence from a Cross-Country Comparison of Shareholder, Creditor and Worker Protection, (2009) 57 *American Journal of Comparative Law* 579-629 (with John Armour, Simon Deakin and Priya Lele).
 To be reprinted in Simon Deakin and Katharina Pistor (eds.), *Legal Origin Theory*, Cheltenham: Edward Elgar, 2012.
14. Shareholder Protection and Stock Market Development: A Test of the Legal Origins Hypothesis, (2009) 6 *Journal of Empirical Legal Studies* 343-380 (with John Armour, Simon Deakin, Prabirjit Sarkar und Ajit Singh).
 Chinese language version: (2009) 42 *Comparative Studies* 96-116.
15. The Foundations of Securities Law, (2009) 20 *European Business Law Review* 141-171.
16. Shareholder Protection Around the World ("Leximetric II"), (2008) 33 *Delaware Journal of Corporate Law* 111-147.
 Reprinted in L. Padmavathi (ed.), *Investor Protection: Transnational Perspectives*, Hyderabad: Amicus Books, 2008, pp 1-38.

- Chinese language version: (2009) 16 *Tsinghua University Commercial Law Review* 180-214.
17. Legal Originality, (2008) 28 *Oxford Journal of Legal Studies* 147-164.
Reprinted in Maksymilian Del Mar, William Twining and Michael Giudice (eds.), *Legal Theory and the Legal Academy, Volume III*, Farnham: Ashgate, 2010, pp. 225-242.
 18. Legal Liability of Directors and Company Officials Part 2: Court Procedures, Indemnification and Insurance, and Administrative and Criminal Liability, (2008) *Columbia Business Law Review* 1-171 (with Bernard Black, Brian Cheffins, Martin Gelter, Hwa-Jin Kim, and Richard Nolan).
Russian language version: Правовое Регулирование Ответственности Членов Органов Управления: Анализ Мировой Практики (Legal Regulation of the Liability of Members of Management Organs: an Analysis of International Practice), Альпина Паблицерз (Alpina Publishers), 2010.
 19. The EU Market Abuse Directive: A Case-Based Analysis, (2008) 2 *Law and Financial Markets Review* 39-49.
 20. The Evolution of Labour Law: Calibrating and Comparing Regulatory Regimes, (2007) 146 *International Labour Review* 133-162 (with Simon Deakin and Priya Lele).
French language version: L'évolution du droit du travail: évaluation et comparaison des régimes réglementaires, (2007) 146 *Revue internationale du Travail* 133-162. Spanish language version: Evolución del derecho laboral: Análisis comparado de algunos regimens, (2007) 146 *Revista Internacional del Trabajo* 133-162.
Reprinted in Roger Blanplain and Linda Dickens (eds.), *Challenges in European Employment Relations*, Alphen ann den Rijn: Kluwer Law International, 2008, pp. 1-37.
 21. Legal Liability of Directors and Company Officials Part 1: Substantive Grounds for Liability, (2007) *Columbia Business Law Review* 614-799 (with Bernard Black, Brian Cheffins, Martin Gelter, Hwa-Jin Kim, and Richard Nolan); for the Russian language version see 18, above.
 22. The End of Comparative Law, (2007) 2/2 *Journal of Comparative Law* 133-150.
 23. Legal Origins: Reconciling Law & Finance and Comparative Law, (2007) 52 *McGill Law Journal* 55-81.
 24. Shareholder Protection – A Leximetric Approach, (2007) 7 *Journal of Corporate Law Studies* 17-50 (with Priya Lele).
Updated version reprinted in Thankom G. Arun and John Turner (eds.), *Corporate Governance and Development: Reform, Financial Systems and Legal Framework*, Cheltenham: Edward Elgar, 2009, pp. 143-175.
 25. Legal Adaptability in Elbonia, (2006) 2 *International Journal of Law in Context* 393-408.
 26. Numerical Comparative Law – Do We Need Statistical Evidence in Order to Reduce Complexity?, (2005) 13 *Cardozo Journal of International and Comparative Law* 521-540.
 27. The Case Against Harmonisation of Shareholder Rights, (2005) 6 *European Business Organization Law Review* 539-552.
 28. Judicial Federalism in the ECJ's Berlusconi Case: Towards More Credible Corporate Governance and Financial Reporting?, (2005) 46 *Harvard International Law Journal* 487-506 (with Martin Gelter).

29. The Impact of the European Company (SE) on Legal Culture, (2005) 30 *European Law Review* 431-442.
30. The European Directive on Cross-Border Mergers: An International Model?, (2004/2005) 11 *Columbia Journal of European Law* 167-186.
Updated version reprinted in P. L. Jayanthi Reddy (ed.), *Corporate Mergers*, Hyderabad: Amicus Books, 2008, pp. 156-183.
31. Unevenly Formed Contracts: Ignoring the Mirror of Offer and Acceptance, (2004) 12 *European Review of Private Law* 771-788.
32. The Rules on Conflict of Laws in the European Takeover Directive, (2004) *European Company and Financial Law Review* 458-476.
33. Disgorgement of Profits for Breach of Contract – A Comparative Analysis, (2003) 7 *Edinburgh Law Review* 27-59.
34. Convergence, Competition, Centros and Conflicts of Law: European Company Law in the 21st Century, (2002) 27 *European Law Review* 47-59.
35. The EU Directive on Electronic Signatures – A World Wide Model or a Fruitless Attempt to Regulate the Future?, (2002) 16 *International Review of Law, Computers & Technology* 7-22.
36. No Risk, No Fun? Should Spouses be Advised before Committing to Guarantees? A Comparative Analysis, (2002) 10 *European Review of Private Law* 509-528.
37. Shareholders, Stakeholders and the Ordoliberalism, (2002) 13 *European Business Law Review* 147-159.

Shorter journal articles (< 6,000 words)

1. The Reform of the EU Market Abuse Law: Revolution or Evolution?, (2012) 19 *The Maastricht Journal of European and Comparative Law* 195-205 (with Matthijs Nelemans).
2. The Taxonomy of Interdisciplinary Legal Research: Finding the Way Out of the Desert, (2009) 7 *Journal of Commonwealth Law and Legal Education* 5-17.
3. The European Private Company (SPE): An Attractive New Legal Form of Doing Business? (2009) *Butterworths Journal of International Banking and Financial Law* 247-250 (with Leif Herzog and Erik Rosenhäger).
4. The Adjudication of the German Federal Supreme Court (BGH) in the Last 55 Years – A Quantitative and Comparative Approach, (2007) *Oxford University Comparative Law Forum* No. 4.
5. SEVIC: Beyond Cross-Border-Mergers, (2007) 8 *European Business Organization Law Review* 307-316.
6. Diversity in Shareholder Protection in Common Law Countries, (2007) 5/1 *CESifo DICE Report – Journal for Institutional Comparisons* 3-9 (with Priya Lele).
7. Shareholder Protection Across Countries – Is the EU on the Right Track?, (2006) 4/3 *CESifo DICE Report – Journal for Institutional Comparisons* 39-43.
8. What Does Not Work in Comparing Securities Laws: A Critique on La Porta et al.'s Methodology, (2005) *International Company and Commercial Law Review* 300-305.

Updated version reprinted in Oscar Alvarez Macotella, Rocío Haydee Robles Peiro and Gabriela Salazar Torres (eds.), *Derecho Bursátil Contemporáneo, Temas Selectos*, Mexico: Editorial Porrúa, 2008, pp. 329-343.

9. The Divergence of Austrian and German Commercial Law – What Kind of Commercial Law Do We Need in a Globalised Economy?, (2004) *International Company and Commercial Law Review* 273-278.

Book reviews

1. Book Review of “Comparative Law: A Handbook” (Örücü and Nelken), (2008) 12 *Edinburgh Law Review* 334-336.
2. Book Review of “The Law of Banking in Scotland” (Crerar), (2007) 8 *The Journal of the Law Society of Scotland* 47.

Working papers, reports and datasets

1. The Idea of Ordoliberalism: From its Origins to the Global Financial Crisis, Working Paper 2012 (with Gerhard Schnyder).
2. Mapping Legal Research, Working Paper 2012 (with Daithi Mac Sithigh).
3. Datasets of Project on Law, Finance, and Development (Centre for Business Research, University of Cambridge), available at <http://www.cbr.cam.ac.uk/research/programme2/project2-20output.htm>
 - Shareholder Protection Index: 5 countries, 61 pages, 2007 (with Priya Lele).
 - Shareholder Protection Index: 25 countries, 105 pages, 2009 (with Priya Lele, Pablo Iglesias-Rodriguez, Viviana Mollica, Theis Klauberg, Stephan Heidenhain, Nina Cankar, John Hamilton, Gerhard Schnyder and Pinar Akman).
 - Creditor Protection Index: 5 countries, 34 pages, 2006 (with John Armour, Priya Lele and Viviana Mollica).
 - Creditor Protection Index: 25 countries, 118 pages, 2009 (with John Armour, Viviana Mollica, Priya Lele, Tianshu Zhou, Kenji Hirooka, Theis Klauberg, Stephan Heidenhain, Nina Cankar, John Hamilton, and Pinar Akman).
 - Labour Regulation Index: 5 countries, 85 pages, 2007 (with Simon Deakin and Priya Lele).
4. Report to Russian Center for Capital Market Development: Comparative Analysis on Legal Regulation of the Liability of Members of the Board of Directors and Executive Organs of Companies (also published as University of Texas Law, Law and Econ Research Paper No. 110, 2007), English language version available at <http://ssrn.com/abstract=1001990>, Russian language version available at <http://ssrn.com/abstract=1001991> (with Bernard Black, Brian Cheffins, Martin Gelter, Hwa-Jin Kim, and Richard Nolan).
5. Student Profile: Mathias M Siems, Berlin, Germany, The LL.M. Programme of the University of Edinburgh, (2002) 2 *International Graduate* 34.
6. “New” Intellectual Property Rights, Seminar Paper 2000, available at <http://ssrn.com/abstract=937998>.

Publications in German

Monographs

1. Die Konvergenz der Rechtssysteme im Recht der Aktionäre – Ein Beitrag zur vergleichenden Corporate Governance in Zeiten der Globalisierung (*The convergence of legal systems in shareholder law – A study on comparative corporate governance in the era of globalisation*), 597 pages, Tübingen: Mohr Siebeck, 2005.
2. Kaufmannsbegriff und Rechtsfortbildung – Die Transformation des deutschen Handelsrechts (*The transformation of German commercial law*), 260 pages, Munich: Verlag V. Florentz, 2003.
3. Der personelle Anwendungsbereich des Handelsrechts nach dem Handelsrechtsreformgesetz – Kaufmannsbegriff und Rechtsfortbildung (*The subjective scope of German commercial law after the reform of the Commercial Code*), 248 pages, Munich: Verlag V. Florentz, 2000.

Contributions to annotated codes

1. Schall (ed.), Kommentar zum Companies Act 2006 (*Annotated Code on the UK Companies Act*), Munich: C. H. Beck Verlag, 2013, forthcoming, draft: 118 pages (ss. 281-361, 540-609).
2. Kölner Kommentar zur Europäischen Aktiengesellschaft (*Annotated Code on the European Company (SE)*), Cologne: Carl Heymanns Verlag: Volume 8/1, 2011, pp. 7-72 (introduction); Volume 8/2, 2010, pp. 1-287 (the one-tier board structure of the SE).
3. Spindler/Stilz (eds.), AktG, Kommentar (*Annotated Code on the German law on joint-stock companies*), Munich: C. H. Beck Verlag, 1st edition, 2007, pp. 1465-1489 and 2nd edition, 2010, pp. 1743-1768 (§§ 131, 132 AktG).

Journal articles

1. Der Schutz von Aktionären im Rechtsvergleich: Eine leximetrische und ökonometrische Untersuchung (*Shareholder protection across countries: a comparative leximetric and econometric analysis*), Zeitschrift für das gesamte Handels- und Wirtschaftsrecht (ZHR) 173 (2009), 119-141 (with Priya Lele).
2. Die epistemologischen Grundlagen des chinesischen Vertragsrechts im Rechtsvergleich (*The epistemological foundations of Chinese contract law in a comparative perspective*), Hanse Law Review 5 (2009), 1-17.
3. Aller guten Dinge sind zwei: Lehren aus der Entwicklung der SE für die EPG (*Second time lucky: What can the SE teach us about the forthcoming European Private Company?*), Der Konzern 2008, 393-401 (with Erik Rosenhäger and Leif Herzog).
4. Die neue Verbraucherkreditrichtlinie und ihre Folgen (*The new Consumer Credit Directive: costs and benefits*), Europäische Zeitschrift für Wirtschaftsrecht (EuZW), 2008, 454-458.
5. Numerische Rechtsgeschichte: Sind juristische Zeitreihen sinnvoll? (*Numerical legal history: Are legal time-series useful?*), Zeitschrift für Neuere Rechtsgeschichte (ZNR) 30 (2008), 65-77.

6. Statistische Rechtsvergleichung (*Statistical comparative law*), *Rabels Zeitschrift für ausländisches und internationales Privatrecht (RabelsZ)* 72 (2008), 354-390.
7. Wie häufig werden Zeitschriften und Kommentare zum BGB in der Literatur zitiert? (*How often are journals and books on the Civil Code cited in the literature?*), *Zeitschrift für das gesamte Schuldrecht (ZGS)* 2008, 90-91.
8. Tschüss Deutschland nun auch im Personengesellschaftsrecht? – Deutsche und französische Rechtsanwaltskanzleien als LLPs (*Good-bye Germany now also in partnership law? – German and French law firms as LLPs*), *Zeitschrift für Vergleichende Rechtswissenschaft (ZVglRWiss)* 107 (2008), 60-78.
9. Die Logik des Schutzes von Betriebsgeheimnissen (*The logic of the protection of trade secrets*), *Wettbewerb in Recht und Praxis (WRP)* 2007, 1146-1151.
10. Verletzung des Bankgeheimnisses: „Kirch“ und „Jackson“ im Rechtsvergleich (*The banker's duty of confidentiality: A comparative analysis of "Kirch" and "Jackson"*), *Zeitschrift für Vergleichende Rechtswissenschaft (ZVglRWiss)* 106 (2007), 203-216.
11. Befangenheit bei Verwaltungsratsmitgliedern einer Europäischen Aktiengesellschaft (*Conflict of interests regarding board members of a European Company*), *Neue Zeitschrift für Gesellschaftsrecht (NZG)* 2007, 129-132.
12. SEVIC: Der letzte Mosaikstein im Internationalen Gesellschaftsrecht der EU? (*SEVIC: The last jigsaw piece in regulatory competition of company law in the EU?*), *Europäische Zeitschrift für Wirtschaftsrecht (EuZW)* 2006, 135-140.
13. Anspruchsziele bei betrügerischen Täuschungen des Kapitalmarktes (*Remedies for securities fraud*), *Zeitschrift für Rechtsvergleichung (ZfRV)* 2005, 184-189.
14. Das private Nachbarschaftsrecht zwischen Mietern – Wie viel Schutz ist für Mieter benachbarter Wohnungen notwendig? (*Private neighbour law between tenants – How much protection is needed?*), *Juristische Schulung (JuS)* 2005, 884-887.
15. Kollisionsrechtlicher Verbraucherschutz: Gibt es ein Patentrezept? (*Consumer protection and conflict of laws: Is there a panacea?*), *Zeitschrift für Gemeinschaftsprivatrecht (GPR)* 2005, 158-163.
16. Welche Auswirkung hat das neue Verfolgungsrecht der Aktionärsminorität? – Eine rechtsvergleichende Folgenanalyse des § 148 AktG-E (*What will be the effect of the new German law on shareholder actions? – A comparative analysis*), *Zeitschrift für Vergleichende Rechtswissenschaft (ZVglRWiss)* 104 (2005), 376-394.
17. Verletzerfreundliche Auslegung oder Vorsichtsprinzip bei Persönlichkeitsrechtsverletzungen durch die Medien? (*The invasion of personal privacy in case of ambiguous statements of the media*), *Zeitschrift für Medien- und Kommunikationsrecht (AfP)* 2004, 485-489.
18. Führen alle Wege aus dem Dschungel nach Rom? – Möglichkeiten und Grenzen der Vereinheitlichung des internationalen Privatrechts (*Do all roads out of the jungle lead to Rome? – Prospects and risks of unifying private international law*), *Zeitschrift für Gemeinschaftsprivatrecht (GPR)* 2003/2004, 66-70.
19. Die Harmonisierung des Internationalen Deliktsrechts und die Einheit der Rechtsordnung (*The harmonisation of international tort law and the unity of legal systems*), *Recht der Internationalen Wirtschaft (RIW)* 2004, 662-667.

20. Die Idee des Neoliberalen im deutschen Recht (*The idea of neoliberalism in German law*), *Rechtstheorie* 35 (2004), 1-18.
21. Fünf Jahre neuer Kaufmannsbegriff – eine Bestandsaufnahme der Rechtsprechung (*Five years after the reform of the German commercial law – A summary of recent decisions*), *Neue Juristische Wochenschrift (NJW)* 2003, 1296-1298.
22. Der anonyme Aktionär – The anonymous shareholder – L'actionnaire anonyme (*The anonymous shareholder*), *Zeitschrift für Unternehmens- und Gesellschaftsrecht (ZGR)* 2003, 218-235.
23. Neue Medien im UK Company Law – Eine rechtsvergleichende Darstellung der Companies Act 1985 (Electronic Communications) Order 2000 (*New technologies in UK company law – A comparative analysis of the Companies Act 1985 (Electronic Communications) Order 2000*), *Recht der Internationalen Wirtschaft (RIW)* 2002, 202-207.
24. Die Rechtsfähigkeit der Gesellschaft bürgerlichen Rechts in Deutschland – Ein Vorbild für Österreich? (*The legal capacity of the partnership in Germany – A model for Austria?*), *Wirtschaftsrechtliche Blätter (wbl)* 2002, 149-153 (with Oliver Maaß).
25. Der Neoliberalismus als Modell für die Gesetzgebung? (*Should neoliberalism be a model for lawmaking?*), *Zeitschrift für Rechtspolitik (ZRP)* 2002, 170-174.
26. Effektivität und Legitimität einer Richtlinienumsetzung durch Generalklauseln (*Effectiveness and legitimacy of implementing EU Directives through general provisions*), *Zeitschrift für Europäisches Privatrecht (ZEuP)* 2002, 747-753.
27. Der Preis ist heiß – Die Angemessenheit der Gegenleistung bei Übernahmeangeboten (*What kind of consideration is necessary in take-over bids?*), *Zeitschrift für Wirtschaftsrecht (ZIP)* 2002, 926-929 (with Jörg Rodewald).
28. Globale Haftungsklauseln im Bürgschaftsrecht (*"All monies" clauses in guarantees*), *Juristische Schulung (JuS)* 2001, 429-434.
29. Die Vermögensverwaltung im HGB – Gewerbebegriff und Vermögensverwaltungsgesellschaften (*The administration of property in the German Commercial Code*), *Neue Zeitschrift für Gesellschaftsrecht (NZG)* 2001, 738-742.
30. Die Umsetzung der EU- Richtlinie zu vergleichender Werbung in deutsches Recht (*The implementation of the EU Directive on comparative advertising in Germany*), *Zeitschrift für Europäisches Privatrecht (ZEuP)* 2001, 686-696.
31. Haftung für die „frohe Botschaft“ – Rechtsfolgen falscher Ad-hoc-Mitteilungen (*Liability for wrongful disclosure of significant events in capital market law*), *Betriebs-Berater (BB)* 2001, 2437-2440 (with Jörg Rodewald).
32. Der Regierungsentwurf für ein Gesetz zur Namensaktie und zur Erleichterung der Stimmrechtsausübung (NaStraG) (*The proposed "NaStraG" statute on registered shares and shareholder voting rights*), *Neue Zeitschrift für Gesellschaftsrecht (NZG)* 2000, 626-631.
33. Die Begrenzung der Nachhaftung gem. § 160 HGB, § 736 II BGB (*Limitations on continuing liability in partnerships according to ss. 160 HGB, 736 BGB*), *Wertpapier-Mitteilungen (WM)* 2000, 2328-2334 (with Oliver Maaß).
34. Die selbständige Anschlussberufung im Verwaltungsprozess (*The independent counter-appeal in the German Law of administrative procedure*), *Neue Zeitschrift für Verwaltungsrecht (NVwZ)* 2000, 160-161.

Miscellaneous

1. Cases notes in Entscheidungssammlung zum Wirtschafts- und Bankrecht (WuB) II C § 15a HGB 1.11 (January 2011), § 730 BGB 1.07 (March 2007), § 317 AktG 2.06 (October 2006), § 13 GmbHG 1.06 GmbHG (July 2006), WuB II C, § 57 AktG 1.06 (March 2006), WuB II C, § 30 GmbHG 5.05 (July 2005), WuB II C, § 55 GmbHG 1.05 (May 2005), § 35 GmbHG 1.03 (October 2003), WuB II C, § 34 GmbHG 1.02 (August 2002).
2. Einführung in das Bankvertragsrechts (*Banking law – Course compendium*) (2003), available at <http://www.jurawelt.com/studenten/skripten/zivr/7453>.
3. Konsequenzen der Zentralisierungsbestrebungen der Wertpapiermarktaufsicht – Echo zu Benner (*Consequences of a centralised financial services agency – Comment on Benner*), Zeitschrift für Rechtspolitik (ZRP) 2002, 491.
4. Case note in Entscheidungen zum Wirtschaftsrecht (EWiR) 2002, § 142 AktG 1/02, 49-50.
5. Neues Handelsrecht – Echo zu Bülow/Arzt (*The new German commercial code – Comment on Bülow/Arzt*), Juristische Schulung (JuS) 1998, 1176.
6. Digestenexegeese D. 9, 2, 23, 2 (*Analysis dealing with Roman law*), Seminar Paper 1994, available at <http://ssrn.com/abstract=938000>.

Selected Presentations

1. University of Cambridge, Centre for Corporate and Commercial Law (3CL), UK, “The Law and Finance of Share Repurchases in Europe” (5/12)
2. Birkbeck, University of London, UK, Seminar Series of the London Centre for Corporate Governance and Ethics (LCCCE), “‘Law & Finance’: A Critical Perspective” (4/12)
3. Durham University, UK, Durham Law School Staff Research Seminar Series, “Mapping Legal Research” (4/12)
4. Erasmus University Rotterdam, the Netherlands, Workshop on Competition Between Civil Justice Systems, “What are ‘good’ legal rules and institutions - and are indicators and empirical research the way forward?” (3/12)
5. Northwestern University, Chicago, US, Conference on Empirical Legal Studies, same topic as 1. (11/11)
6. Fordham University, New York, US, Comparative Corporate Governance Distinguished Lecture Series, same topic as 1. (11/11)
7. The Royal Netherlands Academy of Arts and Sciences (KNAW), Amsterdam, the Netherlands, Conference on Does Law Matter? On Law and Economic Growth, “Measuring the Immeasurable: How to Turn Law into Numbers” (10/11)
8. University of Hamburg, Germany, 28th Annual Conference of the European Association of Law and Economics (EALE), same topic as 7. (9/11)
9. University of New South Wales (UNSW), Sydney, Australia, workshop on Banking Systems in the Crisis: The Faces of Liberal Capitalism, “Is There an Alternative After All? Ordoliberalism as a Possible Future of Neoliberalism” (9/11)
10. University of Cambridge, UK, annual conference of the Society of Legal Scholars (SLS), “Cross-Citations between Supreme Courts in Europe” (9/11)

11. University of Cambridge, UK, seminar of the British Association of Comparative Law (BACL), "Business Cards in Japan, David Hasselhoff in Germany, and the Curious Case of Overfitting Legal Transplants" (9/11)
12. University of Bonn, Germany, Law and Economics Workshop, same topic as 10. (7/11)
13. University College Dublin (UCD), Ireland, Third Annual Conference of the Irish Society of Comparative Law, same topic as 10. (4/11)
14. University of Amsterdam, the Netherlands, Research Seminar Series of the Centre for the Study of European Contract Law (CSECL), same topic as 10. (3/11)
15. Kyushu University, Fukuoka, Japan, 6th Annual Kyushu University Law Conference on Collective Actions: Enhancing Access to Justice and Reconciling Multilayer Interests?, "Private Enforcement of Directors' Duties: Derivative Actions as a Global Phenomenon" (2/11)
16. School of Oriental and African Studies (SOAS), University of London, School of Law Research Seminars, "What are Financial Economists Doing to Comparative Law: The Case of Law and Finance" (1/11)
17. Shanghai Jiao Tong University (SJTU), KoGuan Law School, Shanghai, China, Guest lecture on "Research Methods for Law and Legal Originality" (1/11)
18. University of East Anglia, UK, Law School Research Seminar, "Publishing in US Law Journals" (10/10)
19. University College London (UCL), Law & Finance Workshops, jointly organised with the University of Oxford, same topic as 15. (10/10)
20. Stirling, UK, 14th Annual Conference of The International Society for New Institutional Economics (ISNIE), same topic as 10. (6/10)
21. Keio University, Faculty of Law, Tokyo, Japan, Guest seminar on "Comparative Civil Procedure and Legal Families" (4/10)
22. Chiba University, Faculty of Law and Economics, Chiba-shi, Japan, Guest lecture on "Comparative Law and Finance" (4/10)
23. King's College London, Department of Management, UK, Guest lecture in module on International Perspectives on Corporate Governance: "Shareholder Protection and Law & Finance" (2/10)
24. University of Bologna, Italy, Highest Courts Workshop of the Hague Institute for the Internationalisation of Law (HiIL), same topic as 10. (11/09)
25. University of Manchester, UK, Research Seminar Series of the School of Law, "The Web of Creditor and Shareholder Protection: A Comparative Legal Network Analysis" (11/09)
26. University of Tilburg, the Netherlands, Workshop on Legal Research Methods, "A World Without Law Professors" (10/09)
27. Copenhagen Business School, Denmark, Workshop on Corporate Governance, "Shareholder, Creditor and Worker Protection: Time Series Evidence about the Differences between French, German, Indian, UK and US law" (6/09)
28. University of Cambridge, UK, Reflexive Governance Workshop, same topic as 22. (6/09)
29. Kloster Eberbach, Germany, 27th International Seminar on the New Institutional Economics (theme: Jurimetrics), same topic as 22. (6/09)

30. University of East Anglia, UK, Colloquium for Research Students, "The Career of a Legal Academic" (4/09)
31. University of East Anglia, UK, Law School Research Seminar, "Citation Patterns of the German Federal Supreme Court and the Court of Appeal of England" (1/09)
32. University of Cambridge, UK, CBR Corporate Governance Seminar Series, "Regulatory Competition in Partnership Law" (1/08)
33. University of Tilburg, the Netherlands, Symposium: Towards a European Legal Methodology, "The Taxonomy of Interdisciplinary Legal Research: Finding the Way out of the Desert" (6/08)
34. European School of New Institutional Economics (ESNIE), Cargèse, Corsica, France, "Shareholder Protection and Stock Market Development: An Empirical Test of the Legal Origins Hypothesis" (5/08)
35. Max Planck Institute for Research on Collective Goods, Bonn, Germany, guest seminar, same topic as 34. (4/08)
36. University of Glasgow, UK, Research Seminar of the Law School, same topic as 34. (2/08)
37. University of Cambridge, UK, Conference on Evolutionary and Reflexive Approaches to Corporate Governance, same topic as 34. (12/07)
38. New York University (NYU), US, Conference on Empirical Legal Studies (CELS) , same topic as 34. (11/07)
39. University of Edinburgh, UK, Faculty Seminar of the School of Law: "How Do Legal Rules Evolve? – Evidence from Panel Data" (10/07)
40. Humboldt-University Berlin, Germany, International Conference on Law and Society in the 21st Century, same topic as 39. (7/07)
41. Birkbeck, University of London, UK, Workshop of the ESRC World Economy and Finance Research Programme: "Shareholder Protection: A Leximetric Approach" (5/06)
42. University of Cambridge, UK, CBR Summit on Innovation and Governance, same topic as 41. (3/06)
43. Heinrich-Heine-University Düsseldorf, Germany, Forum Corporate Law of the Center for Business and Corporate Law: "The Case Against Harmonisation of Shareholder Rights" (7/05)
44. Harvard Law School, Cambridge, US, Visiting Researcher Seminar: "What Does Not Work in Comparing Securities Laws: A Critique on La Porta et al.'s Methodology" (11/04)
45. European University Institute (EUI), Florence, Italy, Faculty Seminar of the Law Department: "Numerical Comparative Law: Do We Need Statistical Evidence in Order to Reduce Complexity?" (1/04)
46. European University Institute (EUI), Florence, Italy, Seminar on Constitutionalizing Economic Market Integration and Multilevel Governance: "Regulatory Competition in European Company Law" (11/03)