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## EMPLOYMENT

**William S. Boyd School of Law, University of Nevada, Las Vegas (Las Vegas, NV)**  
**Box 451003**  
**4505 S. Maryland Parkway**  
**Las Vegas, NV 89154-1003**

**Gordon & Silver, Ltd. Professor of Law** (July 1, 2007- present)

Works in progress:

- ENRON: CORPORATE FIASCOS AND THEIR IMPLICATIONS (Foundation Press 2d ed. 2007) (with Jeffrey D. Van Niel).
- KIMM ALAYNE WALTON & STEVE EMMANUEL, STRATEGIES AND TACTICS FOR THE MBE MULTISTATE BAR EXAM (Aspen Publishers 4<sup>th</sup> ed. 2007) (with Jeffrey D. Van Niel).
- *Duties of Officers and Directors of a Debtor Corporation*, in COLLIER ON BANKRUPTCY (15<sup>th</sup> ed. revised 2007).
- LEMMINGS: HOW LEGAL EDUCATION FAILS LAW STUDENTS.
- MANAGING BY AMBUSH: WHY UNIVERSITIES CAN'T KEEP PACE WITH THE REAL WORLD.
- *The Pornography of Overstaffing in Chapter 11: We Know It When We See It (But Can We Fix It?)*.

### **University of Houston Law Center (Houston, TX)**

- June 1, 2006-June 30, 2007: Professor of Law.
- August 2000-May 31, 2006: Dean and Professor of Law.

*Responsibilities as Dean:* Managed all areas of Law Center life; served as primary external spokesperson for the Law Center; facilitated internal programs of the Law Center; raised public and private funds for the Law Center; highlighted the University's and Law Center's programs in discussions with various Texas legislators; and served the state of Texas as CEO of the state's premier urban, public law school. As Dean, taught one course per year.

The Associate Dean for Academic Affairs, the Associate Dean for Student Affairs, the Director of the O'Quinn Law Library, the Associate Dean for Information Technology, the Associate Dean for Finance and Administration and Chief Operating Officer of the Law Foundation, the Associate Dean for External Affairs and Executive Director of the Law Foundation, and the Director of CLE all reported directly to me.

*Significant accomplishments as Dean:* Facilitated the establishment of several new centers, programs, and institutes, including the Criminal Justice Institute, the Institute for Energy, Law & Enterprise (now the Program In Energy, Environment & Natural Resources), and the Center for Consumer Law; reinvigorated the Blakely Advocacy Institute (BAI) and acquired the A.A. White Center for Dispute Resolution as part of the BAI; encouraged the first major revamping of the Law Center's curriculum in twenty years; hired fourteen new faculty members (three of which hold endowed chairs at the Law Center); presided over a record increase in the amount and size of gifts to the Law Center, even during a downturn in the economy. Raised seven new Law Center professorships, in partnership with a special campaign of the University of Houston, in under two months. Facilitated the Law Center's recovery from the devastation caused by Tropical Storm Allison on June 9, 2001, which poured over 12 feet of water into the Law Center's sub-basement and destroyed much of its library collection (over 175,000 volumes and 1,000,000 microfiche lost) as well as much of its facilities.

*Service highlights:* The Hon. Arthur L. Moller / David B. Foltz, Jr. Inn of Court (Bankruptcy Inn) (2003-2007), Executive Committee (2004-2006); UH Faculty Senate Commission on University Governance (2004-2006); Texas General Counsel Forum Statewide Advisory Committee (2004-2006); member, Search Committee for Vice President/Vice Chancellor of University Advancement (2004-2005); Garland Walker Inn of Court (2004-2007); State Bar of Texas's Women in the Profession Committee (2002-2005); Texas Supreme Court's Gender Equity Taskforce (2002-2006); Rice University Business & Professional Women (2002-2006); Texas Accountants & Lawyers for the Arts (2002-2006); Houston Bar Association (2000-2007); Houston Bar Foundation, Selection Committee for the Best Article Award (2000-2006); City of Houston Mayor's Pension Governance Advisory Committee (2004-2006); UH Commission on Women (ex officio) (2004-2005); Houston Bar Foundation Fellow (2003-2007); Texas Supreme Court's Gender Fairness Task Force (2002-2006); Executive Committee, A.A. White Inn of Court (2000-2002); community associate, Wiess College (Rice University) (2000-2007).

### **University of Nebraska College of Law (Lincoln, NE)**

- July 1998-August 2000: Dean and Professor of Law.

*Responsibilities:* CEO of Nebraska's land-grant law school. 1999-2000 state budget for the Law College (excluding the Schmid Law Library) was approximately \$3.5 million; 1998-1999 private funds had a market value of approximately \$35.5 million and a book value of approximately \$15.9 million. The Associate Dean, the Assistant Dean for Administration and Student Services, the Assistant Dean for Career Services and Alumni Relations, the Director of the Law Library, the Director of Development, the Office Manager, and the Acting Head of the Nebraska Institute for Technology in the Practice of Law all reported directly to me.

*Achievements:* Instituted the creation of a new Access database to enable all Law College administrative units to organize and share information; encouraged the establishment of new student organizations (including an organization for law students who prefer non-traditional career paths and a GLBT student organization); encouraged the development of a link between an undergraduate "learning community" and the Law College; helped to organize a campus-wide cross-disciplinary ethics initiative; instituted systems facilitating the scheduling of Law College events, the timely review of employees, and the cultivation and stewardship of donors; initiated the design of the new "image" of the Law College; revamped the furnishings of the student lounge (at zero cost to the Law College); and raised significant funds for such needs as scholarships and professorships. I was the point person for completing the fund-raising for, and coordinating the design and construction of, the planned addition to the Schmid Law Library. I also taught at least one course a year, including Sales, Images of Lawyers in Film, and the Skills course for first-year law students; I supervised several independent studies; and I maintained an active research agenda in my areas of professional responsibility and bankruptcy ethics.

*Service:* Rotary Club #14, Lincoln, Nebraska (1999-2000); chair, UNL Search Committee for Dean of College of Arts & Sciences (2000); chair, UNL Search Committee for Dean of College of Architecture (1999-2000); member, Chancellor's Special Budget Advisory Committee (1999); member, UNL's Robert Wood Johnson Foundation Partnership Initiative, Policy and Enforcement Workgroup (1998-2000); UNL Mentoring Program (mentoring then-Assistant Professor Julia McQuillan) (1998-2000); member, University-Wide Assessment Committee (1998-2000); member, NSBA Bankruptcy Section Sub-Committee on Legislative Issues (1999-2000); co-chair of Homestead Girl Scout Council's Task Force on Diversity (1999); head of portion of YMCA's "Building Strong Kids" Campaign dealing with UNL contributions (1999).

### **The Ohio State University College of Law (now Moritz College of Law) (Columbus, OH)**

- 1998: Professor (promoted to the rank of Professor as I was leaving to become Dean at Nebraska).
- 1996-98: Associate Dean for Student Affairs.

*Responsibilities:* Supervised admissions, financial aid, and placement offices; managed a staff that included the Assistant Dean of Admissions and Financial Aid, the Financial Aid Counselor and Staff Assistant, the Placement Director, and their associated support personnel; was directly responsible for admissions budget; supervised budgets for financial aid and placement; counseled potential applicants regarding admission to College of Law; counseled existing students on academic and non-academic issues; worked with Development Director regarding the establishment and maintenance of scholarships and other relationships with donors; worked with Assistant Dean of Alumni Affairs to use alumni in recruiting activities; acted as "Chief Morale Officer" of College. Concurrently taught a half-load of courses.

- 1995-98: Associate Professor (with tenure).

*Teaching innovations:* Established e/mail listservs in all of my courses, leading to significant additional out-of-class contacts with students; integrated in-class exercises on drafting and negotiation in my Sales and Contracts courses; created "Friday Learning Sessions" to bring 1L, 2L, and 3L students together for discussions of general interest.

- 1991-95: Assistant Professor.

*Principal subjects:* Debtor-Creditor Law; Advanced Bankruptcy Seminar (Chapter 11 Issues); Contracts; Sales; Professional Responsibility; Contract Drafting and Negotiation; Legal Writing & Analysis (OSU used full-time faculty to teach this course).

*Service:* Member, leadership learning community, Leadership for Institutional Change (1998); member, College of Law Teaching Retreat Planning Committee (1998); member, University Search Committee for the Student Gender & Sexuality Services Director (1997); member, College Search Committee for various internal positions, including Placement Director (1997), Assistant to the Registrar (1997), Assistant to the Dean (1996), and Assistant Dean for Admissions and Financial Aid (1996); vice chair, Special Committee on College Housing (1997-98); member, Faculty Advisory Board, OSU Pro Bono Research Group (1997-98); member, College of Law Affirmative Action/Minority Affairs Committee (1996-98); coordinator, Ohio Women in Legal Education (1995-96); chair, College of Law Admissions Committee (1995-96; 1997-98); member, College of Law Planning Committee (1994-95); member, College of Law Placement and Judicial Clerkship Committee (1991-94); member, College of Law Administration Committee (1991-92); member, College of Law Admissions Committee (1992-94; 1996-97); member, College of Law Minority Affairs Committee (1996-98); faculty advisor to the following College organizations: the College's chapter of the Association of Trial Lawyers of America (1996-98); Delta Theta Phi (1997-98); the Jewish Law Students' Network (1991-98); and the Women's Law Caucus (1991-98); faculty advisor to the Ballroom Dance Association at Ohio State (1992-98); invited

speaker at various College of Law events, including *How to Survive the First-Year Blues* and *How to Outline Law School Courses*, College of Law (1993-96), and various brown-bag discussions (1991-98); member, Teachers' Round Table (affiliated with the Center for Instructional Resources at Ohio State) (1993-96); advisor to The Ohio State University Press regarding the 25th anniversary edition of GRANT GILMORE, *THE DEATH OF CONTRACT* (25th anniv. ed. 1994); founding member, Junior Faculty Support Network (affiliated with the Office of Faculty & TA Development at Ohio State) (1994-96); dance demonstrator, Hispanic Awareness Week (1993-94); consultant on drafts of lender liability provisions in pending Ohio environmental legislation (1993); co-leader, Brownie Troop 2426 (Discovery Service Unit), Seal of Ohio Girl Scout Council, Inc. (1996-97); co-leader, Junior Girl Scout Troop 654 (Discovery Service Unit), Seal of Ohio Girl Scout Council, Inc. (1996); representative for the North-Central Region, United States Dance Sport Council Rules Committee (the national rules-making committee of the United States Amateur Ballroom Dancers Association) (1995-98); vice-president, Mid-Ohio Chapter of the United States Amateur Ballroom Dancers Association (1993-95).

### **Morrison & Foerster (San Francisco, CA)**

- 1986-91: Associate; Bankruptcy and Workouts Group, Business Department.

Bankruptcy cases included *In re Toy Liquidating Co. (Worlds of Wonder)*, *Plexus*, *Greyhound*, *Nucorp*, and *California Land & Cattle Co.*; significant experience in bankruptcies involving industries such as toy manufacturers, computers, livestock, and television stations. Advised clients on such matters as pre-bankruptcy planning (creditor side), environmental issues, purchase of assets from bankruptcy estates, and creditor protection generally.

### **The Hon. Joseph T. Sneed, United States Court of Appeals for the Ninth Circuit (San Francisco, CA)**

- 1985-86: Judicial Clerk.

## **EDUCATION**

### **Stanford Law School (Stanford, CA)**

- J.D., 1985.
- Note Editor, *STANFORD LAW REVIEW*, 1984-85.
- Thesis: *Computer Program for Secured Transactions* (1985).

*Activities and Honors:* Member, *STANFORD LAW REVIEW* (1983-84); member, Student Assistants to Admissions Program (1984); member, Law School Film Society (1982-85); member, Orientation Committee (1983-84); Vice-President (Alumni Programs), Law Forum (1983-84); technical assistant in various law school and all-university plays (1983-85); First Place, Stanford Women's Intramural Powerlifting Competition (1985).

### **Rice University (Houston, TX)**

- B.A., *summa cum laude*, 1982.
- *Majors:* Legal Studies, Honors Psychology.
- Senior Thesis: *The Effects of Time of Day on Cognitive Performance*, Psychology Department (1982).

*Activities, Honors, and Scholarships:* Phi Beta Kappa (1981); Houston Psychological Association

Award for Excellence in Psychology (1982); Jones College Scholar (1981-82); Academic Coordinator, Jones College (1980-82); President, Rice Hillel (1980-82); Student Advisor, Lovett College (1979-80); member, Student Admissions Committee (1979-82); Rice Pre-Law Society (1979-82); founder, Rapoport Prize in Legal Studies (1982); Max Roy Scholarship (1979-80, 1981-82); Jones College Scholarship (1981-82); Board of Governors Scholarship (1980-81).

## PUBLICATIONS, GRANTS, AND PRESENTATIONS

### Publications

- ENRON: CORPORATE FIASCOS AND THEIR IMPLICATIONS (Foundation Press 2d ed. 2007) (with Jeffrey D. Van Niel) (work in progress).
- KIMM ALAYNE WALTON & STEVE EMMANUEL, STRATEGIES AND TACTICS FOR THE MBE MULTISTATE BAR EXAM (Aspen Publishers 4<sup>th</sup> ed. 2007) (with Jeffrey D. Van Niel) (work in progress).
- *Duties of Officers and Directors of a Debtor Corporation*, in COLLIER ON BANKRUPTCY (15<sup>th</sup> ed. revised 2007) (work in progress).
- LEMMINGS: HOW LEGAL EDUCATION FAILS LAW STUDENTS (work in progress).
- MANAGING BY AMBUSH: WHY UNIVERSITIES CAN'T KEEP PACE WITH THE REAL WORLD (work in progress).
- *The Pornography of Overstaffing in Chapter 11: We Know It When We See It (But Can We Fix It?)* (work in progress).
- *Reflections of a Former Dean*, in LAW SCHOOL LEADERSHIP STRATEGIES: TOP DEANS ON BENCHMARKING SUCCESS, INCORPORATING FEEDBACK FROM FACULTY AND STUDENTS, AND BUILDING THE ENDOWMENT 199 (Aspatore Books 2006).
- *Not Quite "Them," Not Quite "Us": Why It's Difficult for Former Deans to Go Home Again*, 38 TOLEDO L. REV. 581 (2006) (solicited manuscript).
- *Eating Our Cake and Having It, Too: Why Real Change Is So Difficult in Law Schools*, 81 IND. L.J. 359 (2006) (solicited manuscript for a symposium at Indiana University-Bloomington School of Law—*The Next Generation of Law School Rankings*).
- *Bankruptcy Ethics Issues for Solos and Small Firms*, in ATTORNEY LIABILITY IN BANKRUPTCY (Corinne Cooper, ed. & Catherine E. Vance, contributing ed., ABA 2006) (solicited manuscript).
- *Lord of the Flies: The Development of Rules Within an Adolescent Culture*, in SCREENING JUSTICE—THE CINEMA OF LAW: FIFTY SIGNIFICANT FILMS OF LAW, ORDER AND SOCIAL JUSTICE 253 (Rennard Strickland, Teree Foster & Taunya Banks, eds. 2006) (solicited manuscript).
- *Enron and the New Disinterestedness—The Foxes Are Guarding the Henhouse*, 13 AM. BANKR. INST. L. REV. 521 (2005) (solicited manuscript).

- *Decanal Haiku*, 37 TOLEDO L. REV. 131 (2005) (solicited manuscript).
- *Recent Developments in Bankruptcy Law*, 35 TEXAS TECH. L. REV. 543 (2004) (solicited manuscript).
- ENRON: CORPORATE FIASCOS AND THEIR IMPLICATIONS (with Prof. Bala G. Dharan, Rice University) (Foundation Press 2004).
- *Dr, Jekyll & Mr. Skilling; How Enron's Public Image Morphed from the Most Innovative Company in the Fortune 500 to the Most Notorious Company Ever*, in ENRON: CORPORATE FIASCOS AND THEIR IMPLICATIONS 77 (Nancy B. Rapoport & Bala G. Dharan, eds.) (Foundation Press 2004) (essay co-written with Jeffrey D. Van Niel).
- *Zen and the Art of Shared Governance*, 35 U. TOLEDO L. REV. 169 (2003) (solicited manuscript).
- *Examining Enron's enablers: Watkins' perspective makes Swartz's account stand out*, HOUSTON CHRONICLE, March 23, 2003, at Zest 15 (book review).
- *Enron, Titanic, and the Perfect Storm*, 71 FORDHAM L. REV. 1373 (2003) (solicited essay for a special issue on ethics); also included as an essay in ENRON: CORPORATE FIASCOS AND THEIR IMPLICATIONS 927 (Nancy B. Rapoport & Bala G. Dharan, eds.) (Foundation Press 2004).
- *The Intractable Problem of Bankruptcy Ethics: Square Peg, Round Hole*, 30 HOFSTRA L. REV. 977 (2002) (ethics symposium).
- *"Retail Choice" Is Coming: Have You Hugged Your Utilities Lawyer Today? (Part II)* (with Jeffrey D. Van Niel), August 2002 NORTON BANKRUPTCY LAW ADVISER 2.
- *Multidisciplinary Practice After In Re Enron: Should the Debate on MDP Change At All?*, TEXAS BAR JOURNAL 446 (May 2002).
- *"Retail Choice" Is Coming: Have You Hugged Your Utilities Lawyer Today? (Part I)* (with Jeffrey D. Van Niel), February 2002 NORTON BANKRUPTCY LAW ADVISER 4.
- *Enron an Example: Grads Lost in Trees*, HOUSTON CHRONICLE, February 24, 2002.
- *Is "Thinking Like a Lawyer" Really What We Want to Teach?*, in *Erasing Lines: Integrating the Law School Curriculum*, 2001 ALWD CONF. PROCEEDINGS 91.
- *When Local IS Global: Using a Consortium of Law Schools to Encourage Global Thinking*, 20 PENN STATE INT'L LAW REVIEW 19 (2001) (transcript of AALS Annual Meeting session).
- *Of Cat-Herders, Conductors, Fearless Leaders, and Tour Guides*, 33 U. TOLEDO L. REV. 161 (2001) (solicited manuscript).
- *Presidential Ethics: Should a Law Degree Make a Difference?*, 14 GEO. J. L. ETHICS 725 (2001).
- *Going from "Us" to "Them" in Sixty Seconds*, 31 U. TOLEDO L. REV. 703 (2000) (solicited manuscript).
- *Just When You Thought it Was Safe to Go Back in The Water: The Lasting Effect of State Disciplinary Proceedings For Bankruptcy Ethics Violations*, American Bankruptcy Institute, Winter Leadership Conference 2000.

- *Dressed for Excess: How Hollywood Affects the Professional Behavior of Lawyers*, 14 NOTRE DAME J. OF LAW, ETHICS & PUBLIC POLICY 49 (2000) (solicited manuscript).
- *Ratings, Not Rankings: Why U.S. News & World Report Shouldn't Want To Be Compared To Time and Newsweek—or The New Yorker*, 60 OHIO ST. L.J. 1097 (1999).
- *Living “Top-Down” in a “Bottom-Up” World: Musings on the Relationship Between Jewish Ethics and Legal Ethics*, 78 NEB. L. REV. 18 (1999).
- *Moral Bankruptcy: Modeling Appropriate Attorney Behavior in Bankruptcy Cases*, THE NEBRASKA LAWYER 14 (March 1999) (solicited manuscript).
- *The Need For New Bankruptcy Ethics Rules: How Can “One Size Fits All” Fit Anybody?*, 10 PROFESSIONAL LAWYER 20 (1998) (solicited manuscript).
- *Our House, Our Rules: The Need for a Uniform Code of Bankruptcy Ethics*, 6 AM. BANKR. INST. L. REV. 45 (1998) (solicited manuscript).
- *Has the DIP’s Attorney Become the Ultimate Creditors’ Lawyer in Bankruptcy Reorganization Proceedings?*, 5 AM. BANKR. INST. L. REV. 47 (1997) (symposium manuscript) (with co-author C.R. Bowles, Jr.).
- *Ethics: Is Disinterestedness Still a Viable Concept? A Roundtable Discussion*, 5 AM. BANKR. INST. L. REV. 201 (1997) (solicited transcript) (with co-panelists John D. Ayer, the Hon. Charles N. Clevert, the Hon. Joel Pelofsky & Bettina Whyte).
- *Turning the Microscope on Ourselves: Self-Assessment by Bankruptcy Lawyers of Potential Conflicts of Interest in Columbus, Ohio*, 58 OHIO ST. L.J. 1421 (1997).
- *Avoiding Judicial Wrath: The Ten Commandments for Bankruptcy Practitioners*, 5 J. BANKR. L. & PRAC. 615 (September/October 1996) (solicited manuscript).
- *Seeing the Forest and The Trees: The Proper Role of the Bankruptcy Attorney*, 70 IND. L.J. 783 (1995).
- *Wrestling with the Problem of Potential Conflicts of Interest in Bankruptcy*, 26 BANKRUPTCY COURT DECISIONS WEEKLY NEWS AND COMMENT (LRP Publications), March 7, 1995, at A3 (solicited editorial).
- *Worth Reading: Review of Annual Survey of Bankruptcy Law*, TURNAROUNDS AND WORKOUTS (Beard Group, Inc.), January 15, 1995, at 6 (solicited book review).
- *Turning and Turning in the Widening Gyre: The Problem of Potential Conflicts of Interest in Bankruptcy*, 26 CONN. L. REV. 913 (1994).
- AN ORAL HISTORY OF THE HONORABLE JOSEPH T. SNEED, Ninth Circuit Historical Society (1994) (solicited oral history) (with co-author David B. Goodwin).

## Grants

- Member of Advisory Panel of American Bankruptcy Institute’s chapter 11 fee study (2005-present) (Professor Stephen Lubben of Seton Hall Law School is the primary investigator).
- 2002 Participant, Harvard Institutes for Higher Education MLE Program (partial scholarship from

Harvard, \$1,000 in 2001—had to withdraw, due to the aftermath of Tropical Storm Allison, but returned to participate in 2002).

- 1999 Participant, Harvard Institutes for Higher Education Management Development Program (partial scholarship from Harvard, \$1,000).
- 1995 Instructional Technology Small Grant (Ohio State funds; \$850).
- 1995 West Publishing/NCAIR Fellow (\$15,000 grant for developing a computer program that teaches law students about conflicts of interest in bankruptcy law).
- 1994 participant in Summer Institute of the Law & Society Association (Wellesley, Massachusetts).
- 1993 University Seed Grant for the study of creditor representation in bankruptcy (1993 grant from Ohio State University's Office of Research & the College of Law).

### **Selected academic presentations**

- Adjunct professor, St. John's University School of Law, LL.M. in Bankruptcy Program (Enron seminar) & invited speaker, St. John's University School of Law Faculty, *Enron: Is It Still Relevant?* (March 2006 & March-April 2007).
- Presentations at the 2007 annual meeting of Association of American Law Schools:
  - *Workshop on the Ratings Game (or not!): The Search for Sensible Assessment*, moderator for plenary discussion, *We Didn't Even Bring the Box: A Roundtable Discussion on Creative Alternatives*, <http://www.aals.org/am2007/wednesday/ratings.html>.
  - Panelist, Section on Continuing Legal Education, Co-Sponsored by Section on Professional Responsibility, *Legal Ethics CLE in the Law School Setting: Can It Be Practical, Academic, and Interesting at the Same Time?*
  - Panelist, Section for the Law School Dean, *What I Wish I Had Known Then: A Conversation Among Deans*.
- Invited panelist, *Eating Our Cake and Having It, Too: Why Real Change Is So Difficult in Law Schools*, Symposium at Indiana University-Bloomington School of Law (March 2005).
- Invited panelist, ABA Luncheon Meeting, *Examining the Examiner*, National Conference of Bankruptcy Judges (October 2004).
- Invited panelist, *Current Bankruptcy Ethics Issues: It's Not That You Ought To! It's That You "Got To!"*, National Conference of Bankruptcy Judges (October 2004).
- Invited panelist, *Ethics, Governance, and Bankruptcy After Enron*, 4<sup>th</sup> Annual Barry L. Zaretsky Roundtable, Brooklyn Law School (April 2003).
- Keynote speaker, *Corporate Scandals (Enron, Andersen, Tyco & World Com)—What Went Wrong?*, Southeastern Finance Association (March 2003) and Southern Academy of Legal Studies (March 2003).
- Invited panelist, *What's Wrong With Us???!—A Fascinating Look at Ourselves, Through the Eyes of*

*Judges and Others*, National Association of Bankruptcy Trustees, Annual Conference (August 2002).

- Invited speaker, *Legal Education in the 21<sup>st</sup> Century: Radical Design for a Changing Profession*, “Better Learning, Better Lawyers” Conference (August 2002).
- Invited panelist, *Legal Ethics—What Needs Fixing?*, The 2001 Legal Ethics Conference, Hofstra University School of Law (September 2001).
- Invited speaker, *Teaching Bankruptcy as a Vehicle for Teaching Other Values*, AALS Bankruptcy Workshop, St. Louis, Missouri (May 2001).
- Moderator of plenary session of the Association of American Law School’s *Mini-Workshop on Major Issues of the 21<sup>st</sup> Century: The Impact on the Legal Academy and Law Students*, Washington, D.C. (January 2000).
- Invited panelist, *Local Cultures + Judicial Discretion ‘ National Confusion?: Equities, Equations, and the “Uniformity” of the Bankruptcy Code*, Annual Conference of the Association of American Law Schools, Creditors’ & Debtors’ Rights Section (January 1998).
- Invited speaker, *Disinterestedness and the Chapter 11 Professional*, National Conference of Bankruptcy Judges, Annual Meeting (October 1997).
- Invited faculty member, *Bankruptcy Issues*, Eastern District of Pennsylvania Bankruptcy Conference (January 1996, January 1997, January 1998, and January 1999).

#### **Selected CLE and other professional presentations**

- Invited panelist, American Bankruptcy Institute’s 25<sup>th</sup> Annual Spring Meeting, *The Application of State Ethics Rules in Bankruptcy: Are We Just Holding Our Noses and Looking the Other Way?* (April 2007).
- Invited speaker (with Martin Bienenstock), *Conflicts Writ Large: Intercreditor Issues and Issues with Fees and Overbilling*, 25<sup>th</sup> Anniversary Jay L. Westbrook Bankruptcy Conference, University of Texas CLE (November 2006).
- Invited speaker, *Lessons To Be Learned From the Rise and Fall of High-Profile Corporate Entities—The Scandals—How to Identify Red Flags in Revenue Reporting and Financial Statements* (NACD Houston Chapter, Sept. 2004) (with Bala G. Dharan and Steven C. Currall).
- Invited panelist, State Bar of Texas Annual Meeting, Business Law & Corporate Counsel Sections, *Moral Independence of Lawyers vs. Moral Interdependence* (June 2003).
- Invited speaker, State Bar of Texas Annual Meeting, Women & the Law Section, *Images of Women Lawyers in the Media* (June 2003).
- Invited panelist, *Bankruptcy Ethics*, Commercial Law League of America, Annual Meeting (April 2003).
- Invited speaker, *Images of Judges in Movies*, College for New Judges, Texas Center for the

Judiciary (December 2002 & November 2003).

- Invited speaker, *Debtor Wrongdoing: Ethical Implications for Lawyers*, The University of Texas School of Law CLE: The 21<sup>st</sup> Annual Bankruptcy Conference & Personal Injury Conference (November 2002).
- Invited panelist, *A Look Inside the Mega-Case*, 10<sup>th</sup> Annual Southwest Bankruptcy Conference, American Bankruptcy Institute (September 2002).
- Invited speaker, *Conflicts, Ethical Duties and Independence: Lessons from Enron*, The University of Texas School of Law CLE: The 24<sup>th</sup> Annual Corporate Counsel Institute (August 2002).
- Invited speaker, *Lessons in Character from Enron*, NASA National Managers Association (April 2002).
- Invited speaker, *Conflicts, Ethical Duties and Independence: Lessons from Enron*, The University of Texas School of Law CLE: The 24<sup>th</sup> Annual Corporate Counsel Institute (April 2002—Dallas & Houston).
- Invited panelist, *Overcoming Barriers and Opening Doors to Your Personal Success*, Houston Bar Minority Opportunities in the Legal Profession Committee & Minority Corporate Counsel Association: Business Development in a Belt-Tightening Economy (February 2002).
- Invited panelist, *The Changing Face of the Deanship*, AALS Workshop—Do You Know Where Your Students Are? Langdell Logs on to the 21st Century, AALS Annual Meeting (January 2002).
- BAR/BRI, lecturer on *Succeeding in Law School* (2002-present).
- Invited speaker, *Dressed for Excess*, The University of Texas School of Law CLE: The 25<sup>th</sup> Annual Page Keeton Products Liability & Personal Injury Conference (November 2001).
- Invited speaker, *Bankruptcy Ethics—How Do We Find Out What We’re Doing Wrong (Or Right)?*, 20<sup>th</sup> Annual Bankruptcy Conference, University of Texas Law School (November 2001).
- Invited panelist, *Tell Me What You Really Want—How Behavior (On Both Sides of the Bench) Can Impact Your Case*, National Conference of Bankruptcy Judges (October 2001).
- Invited speaker, *Do “Best Practices” in Legal Education Include an Obligation to the Legal Profession to Integrate Theory, Skills, and Doctrine in the Law School Curriculum?*, ALWD (Association of Legal Writing Directors) Biennial Conference (July 2001).
- Invited panelist, *Bankruptcy Ethics*, Winter Leadership Conference, American Bankruptcy Institute (December 2000).
- Invited speaker, *Satisfying Your Multiple Constituencies (How Your Dean Can Help)*, AALS Workshop for New Law Teachers (July 2000 & July 1999).
- Invited panelist, *Why Support Academic Support Programs?*, LSAC Academic Support Conference (June 2000).
- Invited speaker, *Establishing a Partnership With a New Dean*, LSAC Annual Meeting (June 2000).
- Invited speaker, *Ethical Problems: Dual Representation in Chapter 11*, and *Ethics: Pre-Bankruptcy Planning and Ethical Limitations*, Twenty-Fourth Annual Bankruptcy Law & Practice Seminar, Stetson University College of Law (December 1999).

- Invited speaker, *Reflections of an Ex-Novice Dean*, American Bar Association's Workshop for New Law Deans (June 1999).
- Invited speaker, *Reliable Evaluation of Law Schools: Going Beyond Law School Rankings*, Annual Conference of the National Association for Law Placement (April 1999).

### Expert witness activity

- Expert in *In re SonicBLUE Incorporated*, United States Bankruptcy Court, N.D. California (Case Nos. 03-51775 through 03-51778 MM) (2007-present).
- Expert in *In re Southwest Florida Heart Group, P.A.*, United States Bankruptcy Court, M.D. Florida (Case No. 9:05-bk-17167-ALP) (2007-present).
- Expert in *In re Mego Financial Corp., et al.*, United States Bankruptcy Court, D. Nev. (Case Nos. BK-N-03-52300-GWZ through BK-N-03-52304-GWZ and BK-N-03-52470-GWZ through BK-N-03-52474-GWZ) (2007-present).
- Expert for Beirne, Maynard & Parsons in *Brazos Electric Power Cooperative, Inc. v. Tenaska IV Texas Partners* and related cases (2006-2007).
- Expert for Beirne, Maynard & Parsons in *Hicks v. Charles Pfizer & Co.*, Civil Action No. 1:04CV201 (U.S. District Court, E.D. Texas) (2006).
- Expert for Benjamin Hall in *Costilla Energy, Inc., by and through its litigation trustee, George Hicks v. Joint Energy Development Investments II*, 49<sup>th</sup> Judicial District, Zapata County, Texas (2006-present).
- Expert for Winstead, Secrest & Minick in an issue involving conflicts of interest (2005).
- Expert witness in *Fremont Investment & Loan v. Beckley Singleton, Chtd. and Sidney Bailey*, Case No. CV-S-03-1406-JCM-RJJ (D. Nevada 2003) (2005-2006).
- Debtor's expert in *In re ACandS, Inc.*, Case No. 02-12687 (Bankr. Dela. 2002) (2004-2005).
- Court-appointed expert in *In re Mirant Corporation*, Case No. 03-46590 (Bankr. N.D. Tex 2003) (appointed as the court's expert with respect to professional fees and as chair of a fee review committee) (2003-2006).
- Expert for Beirne, Maynard & Parsons regarding executory contracts in bankruptcy and reasonableness of attorneys' fees (2003-2004).
- Expert witness for Latham & Watkins regarding Section 414 of H.R. 333 (changes in "disinterestedness" standard of 11 U.S.C. § 101(14)) (March-April 2003).
- Expert witness for the Office of Disciplinary Counsel, *In re Charles William Ewing*, Case No. 97-5, before the Board of Commissioners on Grievances and Discipline of the Bar of the Supreme Court of Ohio (case initiated in October 1997; I testified in January 1998).

### Media appearances

- Appearances on a variety of local, national, and international news broadcasts, and in local, national, and international news articles, on various bankruptcy, corporate law, and other legal issues, including the Enron bankruptcy case, the Arthur Andersen trial, and the Anna Nicole death (December 2001-present).
- Appeared in Academy Award®-nominated documentary, *Enron: The Smartest Guys in the Room* (Magnolia Pictures 2005).
- *Due Process* with William F. Schenck, Prosecuting Attorney, Greene County, Ohio (October 23, 1996) (discussing legal education).

### Contributor to the following blogs:

- MONEYLAW, Contributing Editor, <http://money-law.blogspot.com/>.

- LEGAL PROFESSION, Contributing Editor: [http://lawprofessors.typepad.com/legal\\_profession/](http://lawprofessors.typepad.com/legal_profession/).
- JURIST, Contributing Editor, <http://jurist.law.pitt.edu/>.
- THE CONGLOMERATE, <http://www.theconglomerate.org/>.
- FEMINIST LAW PROFESSORS, <http://feministlawprofs.law.sc.edu/>.

## **HONORS, BAR ADMISSIONS, MEMBERSHIPS, AND COMMUNITY SERVICE**

### **Honors**

- Fellow, American College of Bankruptcy (2005-present).
- Named a “Woman of Vision” by the Houston Delta Gamma Foundation (2004).
- Admitted to American Leadership Forum, Class XXII (2004). Withdrew due to family illness.
- Named “Best Local Girl Made Good,” HOUSTON PRESS, September 25, 2003, at 24.
- Fellow, American Bar Foundation (2002-present).
- Received a Distinguished Alumna Award from Rice University (2002).
- Named by the Greater Houston Area Chapter of the National Council of Jewish Women as a “Woman of Influence” (2001).
- Elected to membership in the American Law Institute (2001).
- Honored in 2000 by the Nebraska State Bar Association as a Legal Pioneer for Women in the Law (first woman to serve as the dean of a Nebraska law school).
- Awarded 1998 Fellowship from the AMERICAN BANKRUPTCY LAW JOURNAL (awarded to five academics attending the 1998 National Conference of Bankruptcy Judges).
- 1997 Outstanding Professor of the Year, The Ohio State University College of Law (third-year students voting) (co-winner, with Professor Barbara Rook Snyder).
- 1998 Louis Nemzer Memorial Lecture (yearly lecture honoring a Jewish member of the Ohio State faculty).

### **Bar admissions**

- Sitting for Nevada bar, July 2007.
- United States District Court, Northern District of Texas (2003).
- Texas Supreme Court (2001).
- United States Supreme Court (2000).
- Nebraska Supreme Court (1999).
- Ohio Supreme Court (1993).
- California Supreme Court (1987).
- United States District Court for the District of Hawaii (1988).
- United States Court of Appeals for the Ninth Circuit (1987).
- United States District Courts for the Northern, Eastern, Central, and Southern Districts of California (1987).

### **Editorial boards**

- Association of American Law Schools, JOURNAL OF LEGAL EDUCATION (2007-2010).
- JURIST, Contributing Editor (2006-present).
- LEGAL PROFESSION BLOG Contributing Editor (2007-present).
- State Bar of Texas, TEXAS BAR JOURNAL Board of Editors (2003-06).
- State Bar of Texas, TEXAS BAR JOURNAL, Editorial Board Committee (2001-2004).
- CALIFORNIA BANKRUPTCY JOURNAL (1995-2002).

### **Selected board memberships**

- American Board of Certification (board certification for bankruptcy lawyers) (2007-present).
- Association of Rice Alumni Board (2006-2009).
- NALP Foundation for Law Career Research and Education (2005-present).
- Texas Center for Legal Ethics (2004-2006).
- Texas Supreme Court Historical Society (2004); Advisory Board (2004-2006).
- Vinson & Elkins Women's Initiative Advisory Board (2003-present).
- Houston Area Women's Center (2003-2006).
- Advisory Council Member, WWW United, Inc. (2002-2006).
- Texas Environmental Health Institute (a joint project of the Texas Department of Health & the Texas Natural Resource Conservation Commission, which is the Texas Commission on Environmental Quality (TCEQ)) (2002-2004).
- Houston World Affairs Council (2002-2005).
- Houston Hillel (2002-2007).
- Mayor's Advisory Board of World Energy Cities Partnership (2001-2004).
- Houston Disaster Relief Advisory Board (2001-2004).
- Houston Chapter of the Texas General Counsel Forum (2001-2005).
- Anti-Defamation League Southwest Regional Board (2001-2006).
- Law School Admissions Council Board of Trustees (2001-2004).

### **Selected national service activities**

- Advisory Committee, American Bankruptcy Institute's fee study (advisor to Professor Stephen Lubben of Seton Hall) (2005-present).
- American Bar Association's Task Force on Attorney Discipline (2005-present).
- Planning committee, Association of American Law Schools' 2007 Annual Meeting *Workshop on The Ratings Game* (2006-2007).
- City of Houston Mayor's Pension Governance Advisory Committee (2004-2006).
- American Bar Association, Advisory Group on Loan Repayment, Standing Committee on Legal Aid & Indigent Defendants (SCLAID) (2003-2006).
- Faculty member, ABA New Deans' School (May-June 2003, June 2004, and June 2005).
- Advisory Committee, Baylor College of Medicine-UH Law Center MD/JD Program (2004-2006).
- Academic advisor, National Governmental Affairs Committee, Commercial Law League of America (CLLA) (2002-2006).
- Co-chair (with Dean Stuart Deutsch), ABA Deans' Workshop (for mid-year ABA meeting in 2003).
- Advisory Committee, *The Birth of the Dot-Com Era*, project for the Library of Congress (Project Manager, Prof. David Kirsch, University of Maryland) (advising the Library of Congress on what to do with the records of now-defunct law firm of Brobeck, Phleger & Harrison) (2004-2006).
- National Association of Corporate Directors (2004-present).
- Commercial Law League of America, Professional Responsibility Committee (2003-2005).
- Advisor, Commercial Law League of America's National Government Affairs Committee (2002-2003).
- ABA Commission on Loan Repayment & Forgiveness (2001-2003).
- Member, AALS Professional Development Committee (2000-2003).
- Communication Skills Committee, ABA Section of Legal Education and Admissions to the Bar (1998-2002).
- Chair, AALS Planning Committee for the *Mini-Workshop on Major Issues of the 21<sup>st</sup> Century: the Impact on the Legal Academy and Law Students* (1999-2000).
- Member, Law School Admission Council (LSAC) Services & Programs Committee (1999-2000), Workgroup on Alternative Admissions Models (2000-2003), and Gay, Lesbian, Bisexual & Transgendered Issues Workgroup (2000-2001).
- Nebraska State Bar Association (1999-present).
- National Association of College & University Attorneys (1998-2006).
- Commercial Law League of America (1998-present).

- Ohio State Bar Association (1997-present).
- American Bankruptcy Institute (1994-present).
- AIDS Legal Referral Panel of the Bar Association of San Francisco (1989-91).
- Bar Association of San Francisco (1987-91).
- American Bar Association (1987-present).

### **INTERESTS (INCLUDING SELECTED BALLROOM DANCE COMPETITION RESULTS)**

- Ailurophile; avid collector of Disneyana; obsessed with the history of the Titanic and with the U.S. space program.
- Tae kwon do; competitive ballroom and Latin dancing; golf; black-and-white photography; blues music; and movies. Returned to International Latin and Standard amateur competition (pro/am, with instructor Billy King) in May 2005; now dancing with instructor Sergiy Shapoval (June 2007-present).
- Won the B Division, Open-to-the-World Latin Pro/Am Competition at the Embassy Ball in Los Angeles in 2005.
- United States Amateur Dance Sport Competition (national ranking competition) results: 1996, third place, American Rhythm Division (with Christopher Holgate); 1994 & 1995, second place, American Rhythm Division (with Christopher Holgate).
- Selected Ohio Star Ball results: 2005, DanceSport SuperBowl Region 5 Representative, Ladies' B Latin (with Billy King); 1993, champion, Amateur American Rhythm (with David Freeman) and International Latin (B) Scholarship (with Bill Sparks) Divisions; 1993, sixth place, Amateur American Smooth Division (with David Freeman).

### **PERSONAL INFORMATION**

- Native Texan: born June 29, 1960, in Bryan, Texas.
- Married October 13, 1996, in Houston, Texas, to Jeffrey D. Van Niel.
- No children; two cats (Grace and Shadow).