

DANIEL J.H. GREENWOOD

Hofstra University School of Law
121 Hofstra University
Hempstead, NY 11549
<http://law.hofstra.edu/greenwood>

Education

YALE LAW SCHOOL, J.D., 1984

Editor, YALE LAW JOURNAL; Yale Law School Scholarships

HEBREW UNIVERSITY OF JERUSALEM, Graduate Studies in Political Science, 1979-81

Research Assistant (Prof. Gal-Nur); Honorary and stipendiary scholarships; Arab-Jewish Encounter; Teaching Assistant (Great Powers in the Middle East)

HARVARD COLLEGE, A.B. Magna cum laude in Social Studies, 1979

Phi Beta Kappa; Harvard College Scholarships; Senior Honors Thesis: "Desires and Politics: The Bases of Social Contract Theory" (Prof. Walzer)

Work Experience

HOFSTRA UNIVERSITY SCHOOL OF LAW, Hempstead, NY

Professor of Law, 2007-date
Visiting Professor of Law, 2006-07

Courses: Torts, Corporate Finance, Business Organizations

S. J. QUINNEY COLLEGE OF LAW, UNIVERSITY OF UTAH, Salt Lake City

S. J. Quinney Professor of Law, 2005-07
Professor of Law, 1997-2005
Associate Professor of Law, 1992-97

Courses: Business Organizations, Corporate Finance, Torts, Not-for-Profit Organizations, Commercial Law (survey: Articles 2, 4 & 9), Constitutional Law II (The Civil Rights Amendments), Law and Economics, Comparative Law (Jewish Law), Comparative Law (Civil Law), Corporate Taxation

Seminars: Advanced Corporate Law (2004-05, 05-06), Jewish Law (1999-00, 2000-01, 2003-4), The Federalist Papers (1994-95), Groups and the Law (1992-93, 1993-94)

BROOKLYN LAW SCHOOL, Brooklyn, NY

Visiting Professor of Law, Spring 2006 (Corporations, Corporate Finance)

LONDON LAW CONSORTIUM, London, UK

Visiting Professor of Law, Spring 2001 (Non-Profit Organizations; Constitutional Law II)

CLEARY, GOTTlieb, STEEN & HAMILTON, New York

Associate Attorney, 1986-91, Summer 1983 (Litigation, incl. M&A, securities, banking, RICO)

COMMUNITY ACTION FOR LEGAL SERVICES, New York
Pro Bono Attorney, 1987-88 (New York Housing Court)

JUDGE RICHARD OWEN, UNITED STATES DISTRICT COURT, S.D.N.Y.
Judicial Law Clerk, 1984-86

NEW YORK CIVIL LIBERTIES UNION
Summer Intern, 1982

S.U.N.Y. ROCKLAND -- UNIVERSITY WITHOUT WALLS, Jerusalem
Lecturer, Fall 1980 (Political History of the United States)

KIBBUTZ GIVAT OZ, Israel
Volunteer, Fall 1977 (Picked grapefruits while studying secular kibbutz society and politics)

ST. ANN'S EPISCOPAL SCHOOL, Brooklyn
Teacher, Spring 1977 (Fifth grade geology)

Publications

(mostly available for download at <http://law.hofstra.edu/greenwood>)

Work in progress

UNDERSTANDING CORPORATE LAW: THE POLITICAL-ECONOMY OF CORPORATIONS

Solicited Law Review and Symposium Articles

FCC v. AT&T: Impersonal Privacy and the Idolatry of Corporations, 2011 HARVARD LAW & POLICY REVIEW (invited essay, on-line edition)

Stories of Shareholder Supremacy, 2009 MICHIGAN STATE UNIVERSITY LAW REVIEW 1049-1081 (invited essay, Symposium Issue-Business Law and Narrative)

Looting: The Puzzle of Private Equity, 3 BROOKLYN JOURNAL OF CORPORATE, FINANCIAL AND COMMERCIAL LAW 89-125 (2008) (invited essay, Symposium Issue-The "Going Private" of U.S. Capital Markets)

Should Corporations Have First Amendment Rights?, 30 SEATTLE UNIVERSITY LAW REVIEW 875-885 (2007) (invited essay, Symposium Issue-Corporations & the First Amendment: Examining the Health of Democracy)

Introduction to the Metaphors of Corporate Law, ICFAI JOURNAL OF CORPORATE AND SECURITIES LAW (ICFAI University, Hyderabad, India) (2007) (reprint from SEATTLE J. SOC. JUSTICE)

Introduction to the Metaphors of Corporate Law, 4 SEATTLE JOURNAL FOR SOCIAL JUSTICE 273-295 (2005) (invited essay, Symposium Issue-New Strategies for Justice Conference: Linking Corporate Law with Progressive Social Movements, sponsored by the Equal Justice Society, the

Center on Corporations, Law & Society at Seattle University School of Law and the UCLA School of Law Critical Race Studies Concentration)

Discussing Corporate Misbehavior, 70 BROOKLYN LAW REVIEW 1213-37 (2005) (invited essay, Brooklyn Law School/Alfred P. Sloan Foundation Conference on Corporate Misbehavior by Elite Decision-Makers: Perspectives from Law and Social Psychology)

Gendered Workers/Market Equality, 12 TEXAS JOURNAL OF WOMEN & THE LAW 323-343 (2003) (invited essay, Subversive Legacies Symposium, Texas Law School)

Delaware and Democracy: The Puzzle of Corporate Law, GEORGE WASHINGTON UNIVERSITY LAW SCHOOL WORKING PAPER #55 (invited essay, George Washington University/Sloane Foundation Seminar on New Approaches to Corporate Law)

Restorative Justice & the Jewish Question, 2003 UTAH LAW REVIEW 533-562 (invited essay, 2002 Utah Restorative Justice Conference)

First Amendment Imperialism (a response to Michael Walzer's Leary Lecture), 1999 UTAH LAW REVIEW 659-672 (1999)

Akhnai, 1997 UTAH LAW REVIEW 309-358 (invited essay, Utah New Approaches to Comparative Law Symposium)

Book Chapters

The End of Cross Subsidization: University Finances and Online Learning, in YALE ISP, CHRISTINE GREENHOW AND JULIA SONNEVEND, INNOVATIVE BUSINESS MODELS (MIT Information Society Series, forthcoming)

An Eye for An Eye, in MICHAEL WALZER, ET AL. (eds.), III THE JEWISH POLITICAL TRADITION (Yale University Press, forthcoming 2011)

Are Shares Entitled to the Residual?, in DANA GOLD (ed.), LAW AND ECONOMICS: TOWARDS SOCIAL JUSTICE, Vol. 24 of RESEARCH IN LAW AND ECONOMICS (Emerald Publishing-Macmillan 2009)

Torts in Corporate Law: Do Corporations Have a Fiduciary Duty to Commit Torts?, in M. N. BHAVANI (ed.) TORTIOUS LIABILITY EMERGING TRENDS (Hyderabad: Icfai University Press 2008)

Utah's Constitution: Distinctively Undistinctive (with Chief Justice Christine Durham and Kathy Wyer), in GEORGE E. CONNOR & CHRISTOPHER W. HAMMONS (eds.), THE CONSTITUTIONALISM OF AMERICAN STATES (University of Missouri Press 2007)

Team Spirit: Doing Bad Things in the Cause of Good, in WILLIAM ANDREW MYERS (ed.), THE RANGES OF EVIL: MULTIDISCIPLINARY STUDIES IN HUMAN WICKEDNESS 5-16 (Oxford: Inter-Disciplinary Press 2006)

Fictional Shareholders, in THOMAS W. JOO (ed.), CORPORATE GOVERNANCE: LAW THEORY AND POLICY (Carolina Academic Press 2004) (reprinted excerpt from S. CALIF. L. REV.)

Monumental Fragility, in EDWIN J. FIRMAGE & EDWIN B. FIRMAGE (eds.), SIMPLE GIFTS: PHOTOGRAPHS AND REFLECTIONS FROM THE LANDSCAPE (SLC: Firmageditions 2002)

Unsolicited Law Review Articles

The Dividend Puzzle: Are Shares Entitled to the Residual?, 32 JOURNAL OF CORPORATION LAW 103-159 (2006)

Markets & Democracy: The Puzzle of Corporate Law, 74 UNIVERSITY OF MISSOURI-KANSAS CITY LAW REVIEW 41-105 (2005)

The Mysterious Race to the Top/Bottom, 23 YALE LAW & POLICY REVIEW 381-454 (2005)

Enronitis: Why Good Corporations Go Bad, 2004 COLUMBIA BUSINESS LAW REVIEW 773-848 (2004)

Beyond the Counter-Majoritarian Difficulty: Reconstructing the Law/Politics Distinction Through a Typology of Democratic Decision-making, 53 RUTGERS LAW REVIEW 781-864 (2001)

Essential Speech: Why Corporate Speech Is Not Free, 83 IOWA LAW REVIEW 995-1070 (1998)

Fictional Shareholders: 'For Whom is the Corporation Managed,' Revisited, 69 SOUTHERN CALIFORNIA LAW REVIEW 1021-1104 (1996); excerpt reprinted in THOMAS W. JOO (ed.), CORPORATE GOVERNANCE: LAW THEORY AND POLICY (Carolina Academic Press 2004)

Beyond Dworkin's Dominions: Investments, Memberships, the Tree of Life and the Abortion Question, 72 TEXAS LAW REVIEW 559-630 (1994)

Book Reviews and Encyclopedia Entries

First National Bank v. Bellotti, in DAVID S. TANENHAUS (ed.), ENCYCLOPEDIA OF THE SUPREME COURT OF THE UNITED STATES (Macmillan/Gale, 2008) (encyclopedia entry)

Free Speech in Private Corporations, in PAUL FINKELMAN (ed.), ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES (Routledge, 2006) (encyclopedia entry)

Book Review: Corporate Governance in Government Corporations by Michael J. Whincop, 15 LAW & POLITICS BOOK REVIEW 518-522 (2005)

Book Review: Corporate Irresponsibility by Lawrence Mitchell, 12 LAW & POLITICS BOOK REVIEW 201-204 (2002)

Book Review: Corporate Power in Civil Society, an Application of Societal Constitutionalism by David Sciulli, 11 LAW & POLITICS BOOK REVIEW 249-254 (2001); translated and reprinted in JOURNAL OF LEGAL AND ECONOMIC STUDIES (Beijing, China) (in Chinese) (2005); *Reply by Reviewer to Author's Response*, 11 LAW & POLITICS BOOK REVIEW 302-304 (2001)

Supreme Court Amicus Briefs

Citizens United v. FEC, U.S. Supreme Court (2009), brief for amicus curiae American Independent Business Alliance (co-authored with Brenda Wright, Demos)

Randall v. Sorrell, U.S. Supreme Court (2006), brief for amicus curiae ReclaimDemocracy.org

Web Sites

[*A Better Deal: A Legislative Agenda for a Better American Future Website*](#) & [blog](#) (in development)

[*Gantzeh Galus Guide: Jewish survival and revival in the deep diaspora*](#)

Popular Publications

Breaching the Social Contract is Not Brave, Dissent Magazine Arguing the World, August 10, 2011

The Appalling Debt Limit Deal, Dissent Magazine Arguing the World, August 1, 2011

What To Do About the Debt Ceiling, Dissent Magazine Arguing the World, July 25, 2011

Unemployment is a Political Choice, DISSENT MAGAZINE ONLINE, June 2, 2011

The Problem With Merit Scholarships, SUNDAY NEW YORK TIMES Business Section (letter), May 8, 2011

Market Irrationality in the Law School 'Arms Race', THE HUFFINGTON POST, May 6, 2011 (Partially reprinted at TaxProf Blog)

The Real Source of Rising Health Care Costs -- Why Representative Ryan is Wrong, DISSENT MAGAZINE ONLINE, April 26, 2011

Calvin Coolidge Lives! A Budget of Shame, Dissent Magazine Arguing the World, April 11, 2011

Taking Consequences Seriously: Reponse to Yascha Mounk on Nuclear Power, Dissent Magazine Arguing the World, March 28, 2011

Does Liberal Individualism Lead to Nuclear Crisis?, Dissent Magazine Arguing the World, March 18, 2011

Class War Isn't New, Dissent Magazine Arguing the World, March 1, 2011

Free Lunch: Fix the Dams, Dissent Magazine Arguing the World, February 23, 2011

Medicare For All, Dissent Magazine Arguing the World, February 10, 2011

Misreading the Commerce Clause: State of Florida v. US Dept of Health and Human Services, Dissent Magazine Arguing the World, February 4, 2011

Inequality causes low growth - response to Tyler Cowen, New York Times Economix blog comment, February 4, 2011

The General Welfare: Health Care Finance Reform and the Commerce Clause, Dissent Magazine Arguing the World, February 1, 2011

Lochner's Return: Citizens United One Year Later, ACSBlog American Constitution Society Symposium marking the one year anniversary of Citizens United v. FEC, January 31, 2011

What's Wrong With Citizens United: The Supreme Court's Attack on the First Amendment, Republican Democracy and Market Capitalism, Talk at AALS Conference, San Francisco, January 7, 2011

Prosperity Comes From Justice, DISSENT MAGAZINE, Oct 20, 2010

Mortgage Price Fixing: Alexander Hamilton to the Rescue, Dissent Magazine Arguing the World, October 19, 2010

Handouts and Hoarding, Dissent Magazine Arguing the World, October 13, 2010

Government Bad / Corporations Good, Dissent Magazine Arguing the World, June 3, 2010

On the Cynicism of Lobbyists and the Ignorance of Reporters, Dissent Magazine Arguing the World, May 27, 2010

Schwarzenegger's budget cuts, Dissent Magazine Arguing the World, May 21, 2010

Is the United States Like Greece?, Dissent Magazine Arguing the World, May 18, 2010

Towards a New Corporate Constitutionalism (Responding to Dworkin on Citizens United), Dissent Magazine Arguing the World, May 10, 2010

David Brooks And Reverse Robin Hood Policies, Dissent Magazine Arguing the World, May 5, 2010

Citizens United Should Be Corrected (letter), NEW YORK LAW JOURNAL, March 26, 2010

Restoring Democracy After Citizens United: Restraining Corporate Money, HUFFINGTON POST, March 16, 2010

Money is Speech: Why the Citizens United v. FEC Ruling is Bad for Democracy and Market, DISSENT MAGAZINE, March 3, 2010

Beyond Citizens United v. FEC: The Solution, AMERICAN CONSTITUTION SOCIETY BLOG, invited guest post, January 21, 2010

Corporate "Speech" Rights? Idolatry! (letter), SUNDAY NEW YORK TIMES, September 27, 2009

The Reputation of Torture (letter), NEW YORK TIMES, April 24, 2009

The Alternative Minimum Tax (AMT) Punishes Autonomous States, NEWSDAY, April 8, 2009; reprinted in slightly different form in THE DAILY KOS as *It's (Alternative Minimum) Tax Time* and in a lengthier version as *America's Secret Anti-Environment Tax: The AMT*, SOLVECLIMATE.COM, April 15, 2009

Wait for AIG employees to give back bonuses? No -- Get them back, THE NEW YORK DAILY NEWS, March 19, 2009

How to recoup the AIG bonuses: Let them eat cake, THE HUFFINGTON POST, March 18, 2009

A New York Minute with Dan Greenwood: How to Use Corporate Law to Reduce Corporate CO2 Emissions, a video interview by SOLVECLIMATE.COM, February 28, 2009

A New York Minute with Dan Greenwood: Why the Recession is a Good Time to Invest in Green Infrastructure, a video interview by SOLVECLIMATE.COM, January 27, 2009, reprinted in THE HUFFINGTON POST, January 28, 2009

Restoring Public Service to Private Enterprise, SOLVECLIMATE.COM, October 28, 2008, reprinted in THE EPOCH TIMES, October 31, 2008

CEO Pay: Making or Taking?, THE HUFFINGTON POST, October 27, 2008

Free Market Parking Meters (letter), SUNDAY NEW YORK TIMES, July 1, 2007

Liberty is for Citizens, not Dollars: Randall v. Sorrell got it wrong, SUNDAY SALT LAKE TRIBUNE, July 2, 2006

No Freedom in This Tower (letter), NEW YORK TIMES, July 1, 2005

Amendment 3: Radical and Wrong, DESERET NEWS, SLC, Sunday October 10, 2004

Internet Privacy, Academic Freedom & Abu Ghraib, SUNDAY SALT LAKE TRIBUNE, September 26, 2004

Limiting Marriage By Constitutional Amendment? (letter), SALT LAKE TRIBUNE, July 6, 2004

Recreational Network (letter), SALT LAKE TRIBUNE, May 5, 2004

Justice, morality, the American way and gay marriage, SUNDAY SALT LAKE TRIBUNE, March 21, 2004

Why There Will Never Be School Prayer (and why it might not be such a bad thing if there were), published (under different headlines and with various editorial changes) in NEW YORK NEWSDAY, November 19, 1994 and SUNDAY SALT LAKE TRIBUNE, November 27, 1994

Freedom of Religion in Utah, SUNDAY SALT LAKE TRIBUNE, January 17, 1993

Why the States?, L.I. NEWSDAY and L.A. TIMES NEWS SERVICE, January 3, 1991

Peace Treaty (letter), N.Y. TIMES, February 8, 1991

Morality in Politics: Invading Lebanon, with Shai Popovsky, HAARETZ (Jerusalem, August 12, 1982) (in Hebrew)

Research Fellowships, Speeches and Commentary

Talk, “Child Sacrifice: Ishmael, Isaac and Samuel,” Kane Street Synagogue, Rosh HaShana 5772, September 29, 2011.

Talk, “Rescuing Corporate Law,” Hofstra Law School Faculty Workshop, June 29, 2011.

Talk, “What’s Wrong With Citizens United: The Supreme Court’s Attack on the First Amendment, Republican Democracy and Market Capitalism,” Joint Session of Sections on Business Organizations and Constitutional Law, AALS Conference, San Francisco, January 7, 2011.

Roundtable, “Surveying the Damage, An Assessment of Legal and Policy Responses to the Subprime Mortgage Crisis,” 2010 Fordham Urban Law Journal Cooper-Walsh Colloquium, October 15, 2010.

Panel discussion, “Can We Use Corporate Governance to Combat Climate Change?,” Robert Zicklin Center for Corporate Integrity, Baruch College CUNY, October 7, 2010.

Roundtable Presenter, Panel on Responses to Citizens United, “Citizens United and the Changing Political Role of the Corporation,” The Wharton School, University of Pennsylvania, October 1, 2010.

Talk, “Abraham, Isaac and Ishmael: Laughter & Exile,” Kane Street Synagogue, Rosh HaShana 5771, September 9, 2011.

Panel Discussion, “Do Corporations Have Constitutional Rights,” Stanford Law School Constitutional Law Center, March 5, 2010.

Web-Seminar, “Citizens United v. FEC: What Next?,” Business Ethics Network/Corporate Ethics International, February 25, 2010.

Panel discussion, “Citizens United v. FEC: A Step Forward or Backward for Freedom and Democracy,” Hofstra University School of Law, February 22, 2010.

Talk, “The Akedah (Sacrifice of Isaac),” Kane Street Synagogue, Rosh HaShana 5770, September 20, 2009.

Talk, “Stories of Shareholder Supremacy,” Michigan State University Law School Symposium on Narrative and Corporation Law, September 11, 2009.

Talk, “Corporate Democracy: Membership and Reform,” in panel on “Reassessing Corporate Governance,” Law and Society, May 31, 2009.

Moderator, "The Power of Consumers as Litigants: Climate Nuisance Suits," a panel discussion, Energy and the Environment: Empowering Consumers, Hofstra Law School, March 19-20, 2009.

Convener & Presenter, "Origins and Solutions," in panel on "The Economic Crisis: Challenges for the Next President," in connection with the Presidential Debates, Hofstra Law School, October 15, 2008.

Moderator, "US Foreign Policy and Its Effect on the Domestic Economy," a Panel Discussion in Connection with the Presidential Debates with Prof. Lea Brilmayer (Yale), Prof. Michael Reisman (Yale), Dean Thomas Cooley (NYU), Ambassador Karl Inderfurth (GWU) & Mr. Dennis Keegan (Auspex Group), Cosponsored by the National Security Network, Hofstra Law School and the Journal of International Business & Law, Hofstra Law School, October 10, 2008.
http://law.hofstra.edu/Media/media_webcast_us_foreign_policy.html

Talk, "Conflict and Controversy: Leviticus and Isaiah," Kane Street Synagogue-Congregation Baith Israel Anshei Emes, Yom Kippur 5769, October 9, 2008.

Talk, "Equity Markets, Private Norms, Public Corruption: The Theoretical Crisis of Private Equity," Symposium: "The 'Going Private' of U.S. Capital Markets," co-sponsored by the Brooklyn Journal of Corporate, Financial & Commercial Law in partnership with the Securities and Exchange Historical Society and the Dennis J. Block Center for the Study of International Business Law, Brooklyn Law School, February 29, 2008.

Breakout Leader, "Fiduciary Duties: Potentials and Limitations," Summit on the Future of the Corporation, Faneuil Hall, Boston, November 13-14, 2007.

Talk, "A New Theory of Corporate Law," Seton Hall University School of Law Faculty Colloquium Workshop, September 10, 2007.

Sabbatical Leave, "The Foundations of Corporate Law," Fall 2007.

Roundtable & Background Paper, "Corporate Personality and the Constitution," Conference on the Power of Corporations, University of North Carolina Law School & the Center for Progressive Reform, March 2-3, 2007.

Talk, "The Dividend Puzzle," Osgoode Hall Law School-York University Faculty Workshop, February 19, 2007.

Talk, "The Theology of Selection: Parallels between Bad Biology and Ideological Economics (work-in-progress)," An Uncomfortable Conversation on Sociobiology, Evolutionary Psychology and Feminist Legal Theory, Emory University School of Law, December 1-2, 2006.

Talk, "Should Corporations Have First Amendment Rights," Conference on Corporations and the First Amendment: Examining the Health of Democracy, Center on Corporations, Law & Society, Seattle University School of Law, October 20, 2006.

Talk, "The Dividend Problem," Conference on Law & Economics: Toward Social Justice, Center on Corporations, Law & Society, Seattle University School of Law, September 29, 2006.

Roundtable, “The Future of Corporate Law,” Center for Corporate Policy and George Washington University Law School, June 26-27, 2006.

Invited Participant, Corporation 2020/Tellus Institute Fifth Workshop on the Future of Corporate Law, New York, June 8-9, 2006.

Talk: “The Problem With Dividends,” St. John’s University School of Law Faculty Workshop, April 3, 2006.

Talk: “Are Shareholders Entitled to the Residual?,” Brooklyn Law School Faculty Workshop, March 2, 2006.

Talk: “Are Shareholders Entitled to the Residual?,” New York Law School Faculty Workshop, February 27, 2006.

Talk: “Are Shareholders Entitled to the Residual?,” Hofstra University School of Law Faculty Workshop, February 8, 2006.

Invited Participant, Corporation 2020/Tellus Institute Fourth Workshop on the Future of Corporate Law, San Francisco, December 12-14, 2005.

Invited Participant, “Shareholder Democracy: Its Promises and Perils,” sponsored by the Columbia Law School Center on Corporate Governance and the UCLA-Sloan Research Program on Business Organizations, Columbia Law School, November 18, 2005.

Roundtable, “The Future of Corporate Law,” Center for Corporate Policy and George Washington University Law School, June 13-14, 2005.

Invited Participant, Corporation 2020/Tellus Institute Third Workshop, Boston, May 16-18, 2005.

Talk: “The Metaphors of Corporate Law,” Tanner Humanities Center Work In Progress Series, University of Utah, April 19, 2005.

Talk: “The Metaphors of Corporate Law,” 2005 National Conference Presented by the Equal Justice Society and the Center on Corporations, Law & Society at Seattle University School of Law, in collaboration with the Critical Race Studies Concentration at the UCLA School of Law, UCLA Law School, April 7-9, 2005.

Talk: “The Semi-Sovereign Corporation,” Brooklyn Law School International Economic Law Forum, March 3, 2005.

Virgil C. Aldrich Research Fellowship: “The Metaphors of Corporate Law,” Tanner Humanities Center, one semester research leave, spring 2005.

Discussant, panel on “Corporate Scandals as Problems of Group Behavior,” Brooklyn Law School/ Alfred P. Sloan Foundation Conference on Corporate Misbehavior by Elite Decision-Makers: Perspectives from Law and Social Psychology, November 12, 2004.

Talk and Panel Discussion, "Teams: The Contradictory Role Morality of Corporate Law," panel on Interdisciplinary Approaches to Corporate Governance and Corporate Social Responsibility, Law and Society Association 2004 Annual Meeting, Chicago, May 27-30, 2004.

Talk: "The Metaphors of Corporate Law," University of Denver College of Law Faculty Forum, April 20, 2004.

NPR Interview: "Who Owns The Public Corporation," Radio West with Dan Bammes and John Bird. KUER Radio, April 16, 2004 (<http://www.kuer.org/kuernews/archive.php>).

Talk: "Team Spirit and Corporate Misbehavior," David Eccles School of Business, University of Utah, April 9, 2004.

Panel Discussion: "Defining Marriage," J. Reuben Clark Law School, Brigham Young University, 22d Annual State & Local Government Conference, Provo Utah, March 31, 2004.

Presentation, Session Leader & Invited Essay: "Team Spirit: Doing Bad Things in the Cause of Good," Fifth Global Conference - Perspectives on Evil and Human Wickedness, Prague, Czech Republic 19-24 March 2004.

Talk: "The Axson-Flynn Case: Freedom of religion meets academic freedom," Mormon Studies Brown Bag Series at the University of Utah, Oct. 21, 2003.

Faculty Workshop: "Enronitis: Corporate Law's Split Personality," Albany Law School, Oct. 15, 2003.

Presenter/Commentator: "Gendered Workers/Marketplace Equality" and comments on panel on Workplace and Family, Subversive Legacies: Learning from History/Constructing the Future, University of Texas School of Law, Nov. 22-23, 2002.

Faculty Workshop: "Enronitis, Democracy and Delaware," Rutgers (Camden) Law School, Nov. 7, 2002.

Talk: "Enronitis and the Fictional Shareholder," and comments on panel on Theoretical Approaches to Corporate Law and Corporate Culture, Corporate Citizens in Corporate Cultures: Restructuring and Reform, a conference of the Feminism and Legal Theory Project, Cornell Law School, Osgoode Hall Law School, York University and the University of British Columbia Faculty of Law, Toronto Canada, Sept. 13-14, 2002.

Talk: "Democracy and Delaware," The Sloane Foundation Program on the Role of Business in Society at George Washington University, Chantilly VA, June 23-27, 2002.

Talk: "Restorative Justice and the Jewish Question," and comments on Panel on Faith, Ethics and Practice of Restorative Justice, Utah Restorative Justice Conference, S.J. Quinney College of Law, University of Utah, March 21-22, 2002.

Panel Organizer and Chair: International Law and the Ethics of War in the Aftermath of September 11, with Prof. Antony Anghie, Bishop Carolyn Tanner Irish and US Attorney Paul Warner. J. Reuben Clark Law Society, Salt Lake City, Dec. 7, 2001.

Invited Participant: Ethikon Institute and Skirball Institute on Human Values Conference on The Jewish Political Tradition: Diverse Perspectives on Community, Los Angeles CA, Sept. 6-9, 2001.

Fellow: The Sloane Program for the Study of Business in Society at The George Washington University Law School Summer Retreat, Airlie Center, Warrenton VA, June 26-30, 2000.

Commentator: "Corporate Goals", Conference on "The Role of the Corporation in Modern Society," George Washington University Law School, October 22-23, 1999.

Talk: "The Oven of Akhnai," J. Reuben Clark Law Society, SLC, January 20, 1999.

Interview: NPR (Park City UT) "Public Affairs" Live Broadcast Interview on Separation of Church and State, December 2, 1998.

Sabbatical, "The Jurisprudence of Jewish Law," Academic year 1998-1999.

Testimony before the Special U.N. Rapporteur on Religious Freedom: "Minorities in the Midst of a Majority-Minority," Salt Lake City, January 30, 1998.

Roundtable Discussant, Hinckley Institute of Politics: "The Middle East and the Politics of Shimon Peres," Oct. 28, 1997.

Visiting Fellow, Tel Aviv University Faculty of Law, Tel Aviv. Research on (1) comparative corporate law and (2) problems in medieval Jewish law: polygamy. July/August 1997.

Senior Research Fellow in Residence, Shalom Hartman Institute, Jerusalem. Research regarding modes of legal change in Jewish law in the Mishnaic and Talmudic periods. July/August 1997.

Invited participant: "The Relevance of Religion to a Lawyer's Work: An Interfaith Conference" sponsored by the American Bar Association Section on Litigation, the Auburn Theological Seminary, the Jewish Theological Seminary, the National Council of Juvenile and Family Court Judges, and the Stein Institute of Law and Ethics at Fordham University Law School. Fordham University Law School, June 1-3, 1997.

Talk: "The Oven of Akhnai: The Expulsion of God From The Jewish Legal System," Congregation Kol Ami, Reform Service, March 29, 1997.

Panelist/commentator: "Jewish Law: Abortion." 1997 AALS Conference, Washington D.C., January 7, 1997.

Invited participant: "Best Cases/Best Responsa." A Conference on Comparative Jewish and Common Law, organized and sponsored by the Shalom Hartman Institute and Prof. Sanford Levinson (U.Texas Coll. of Law), Jerusalem, Israel, December 22-26, 1996.

Plenary panelist & presentation: "Akhnai." Utah Law Review 1996 Conference -- New Approaches to Comparative Law, Plenary Session I: Comparative Law as Critical Self-Reflection, Salt Lake City, Utah, October 11-12, 1996. Also served as Commentator on the panel on Jewish Law.

Panelist: Panel on “New Approaches to Comparative Law” at the 1996 Conference on New Approaches to International Law: International Law, Critique and Social Change, sponsored by the Global Studies Research Program, University of Wisconsin-Madison and the European Law and Research Center, Harvard Law School, Madison, Wisconsin, June 14-16, 1996.

Speech: “The Oven of Achnai: Law and Justice in the World of the Silent God.” Episcopal Church of St. Paul, Salt Lake City, Utah, November 12, 1995.

Presentation: “The Fictional Shareholder and Corporate Free Speech Rights.” University of San Diego College of Law Faculty Seminar, San Diego, California, October 27, 1995.

Panel chair & presentation: “Free Speech/Compelled Speech: Narratives of the Fictional Shareholder and the Invisible Entity.” Presented to the panel on “Narratives of the Family and the Market” at Narrative: An International Conference, Park City, Utah, April 20-23, 1995.

Panelist & presentation: “Religious Tolerance: The Anatomy of an Idea.” With Dr. Owen Cummings (Cathedral of the Madeline) and Prof. Peter Appleby (University of Utah Dept. of Philosophy), Salt Lake Ministerial Association, February 1, 1995.

Participant: The Aspen Institute Justice and Society Seminar, led by retired United States Supreme Court Justice Harry Blackmun, University of Chicago College of Law Prof. Norval Morris and Columbia Law School Prof. Lou Henkin, Aspen, Colorado, August 14-27 1994.

Presentation: “Free Speech/Compelled Speech.” Faculty Brown Bag Luncheon Series, University of Utah College of Law, Salt Lake City, Utah, July 20, 1994.

Address: “The Meaning of the Law of the Red Heifer: ‘May Messiah Come Speedily But Not In Our Days.’” Annual Retreat of Congregation Kol Ami, Salt Lake City, Utah, June 18, 1994.

Panelist: The Fifteenth Annual Tanner Lecture on Human Values: “Western Influence in the Reconstruction of Eastern Europe.” Participated in panel discussion with Tanner Lecturers A.E. Dick Howard, Jeffrey Sachs and Adam Zagajewski; Utah Supreme Court Justice Michael Zimmerman; and University of Utah faculty members, University of Utah, Salt Lake City, Utah, April 7, 1994.

Participant: The Community, the Individual, and Health Care Policy, an invitational seminar held by the Division of Medical Ethics in conjunction with the Fifth Annual Intermountain Medical Ethics Conference with Drs. Linda and Ezekiel Emanuel (Harvard University), Prof. Michael Garland (former President of Oregon Health Decisions), faculty from University of Utah, members of local medical establishments, etc., University of Utah, Salt Lake City, Utah, March 29, 1994.

Address: “The Tree of Life: An Abortion Midrash” (later published in modified form as part of “Beyond Dworkin’s Dominions”). Congregation Kol Ami, Salt Lake City, Utah, August 8, 1993.

Address: “Choice or Conscience: What are we protecting when we protect religious liberty?” Unitarian Society of Salt Lake City, Salt Lake City, Utah, May 31, 1993.

Convener: Violence and the Outlaw, a Symposium at the University of Utah College of Law; panel on “International Law and the Outlaw,” Salt Lake City, Utah, March 12, 1993.

Testimony: before the Utah House of Representatives, Republican Caucus, in opposition to proposed Constitutional Amendment (S.J.R. 8) regarding religion clauses. Salt Lake City, Utah, March 1, 1993.

Testimony: before the Utah House of Representatives, Democratic Caucus, in opposition to S.J.R. 8. Salt Lake City, Utah, February 23, 1993.

Panelist and Commentator: Religion, Politics and the State, A Conference Sponsored by the Humanities Center, University of Utah; panel on "Religion, Politics and the State in Utah." Salt Lake City, Utah, February 12-13, 1993.

Testimony: before the Utah Legislature's Special Committee on Religious Liberty, in opposition to S.J.R. 8. Salt Lake City, Utah, November 1992.

University Service

Hofstra University School of Law:

- Grading Curve (chair, 2010-11)
- Stessin Prize (2010-11)
- Faculty Association Bargaining Committee (2009-11)
- Admissions and Academic Standing (2009-10)
- JIBL Renewal Review (2009-10)
- Advisor, Journal of International Business and Law (2008-10)
- Curriculum (2007-09)
- Hiring (entry level 2008-09)
- Tenure Review subcommittees (2007-11)

University of the People:

- Trustee, 2009-
- Advisory Committee, 2009-10
- Advisory Vice President for Academic Affairs, 2009-2010

S.J. Quinney College of Law:

- Hiring (entry level 1999-2002, 2004-05) (lateral 2002-03) (visiting 2003-04)
- Tenured Faculty Review (elected position, 1997-2000, 2001-03)
- Retention, Promotion and Tenure (elected position, 2002-03)
- Curriculum (Chair 1997-98; 1992-93; 1995-98; 2005)
- Scholarships and Awards (Chair 1996-97; Fall 1992)
- Disciplinary Hearings (1993-97)
- Admissions (1993-95)
- Computers (1992-95)
- Legal Careers Service Advisory (1992-93)

University of Utah:

- University Research Committee (2002-05)
- Professional Ethics steering committee (2003-06)
- Academic Freedom Resolution (2003) (<http://www.law.utah.edu/greenwood/html/academicfreedom.htm>)
- PhD Review Committee, Department of Philosophy, Joe Klein, "A Critical Analysis of Swinburne's Argument for Theism" (PhD Thesis defense, July 17, 2003)
- Post Chapel Advisory Committee (2002)

Seminar on University Governance (2001-02)
Governmental & Community Relations (1999-2005)
Internal Review Committee for the Department of Philosophy (2002-03)
Internal Review Committee for the Department of Languages and Literature (1997-98)
Utah Hillel Faculty Advisor and webmaster (<http://www.utah.edu/hillel>) (1996-2006)
Liberal Education Council (1992-95)
Mid-East Center - Jewish Studies Programming Planning Committee (1995-06)

Community Service & Consulting

Legal consulting on behalf of shareholders, corporations, QUANGO and non-profit organizations, including two Supreme Court amicus curiae briefs; expert witness in securities, insurance and tort litigations and other litigation support; appellate litigation; strategic consulting; and negotiation of organizational form. Irregularly, Jan. 1992 to date.

Pro bono work while in private practice included landlord tenant litigation, political asylum application, and negotiating and preparing complex purchase option agreement, ground lease and condominium plans for low income homesteaders and co-operatives, 1986-1991.

Member, Executive Committee of the AALS Section on Business Associations, 2011-
Member, Board of Directors, University of the People, 2009-
Member, Salt Lake City Corporation Housing Trust Fund Advisory Board, 2003-06.
Member, Board of Trustees, Utah Hillel Foundation, 1997-2006.
Guest Sermons & Adult Education Classes, Cong. Kol Ami, SLC, irregularly, 1993-2005.
Member, Committee on Long Range Planning, McGillis School, SLC, 2005.
Member, Committee on Jewish Education, McGillis School, SLC, 2003-05.
Member, Board of Trustees, J. Reuben Clark Law Society, Salt Lake Chapter, 2001-05.
Member, Rabbinical Search Committee, Congregation Kol Ami, SLC, 2002-03.
Teacher, Utah School for Jewish Studies (Jewish Law for High School), irregularly, 1998-01.
Co-op volunteer, Lowell Elementary School ELP; Wasatch Elementary School, 1994-2000.
Member, Board of Trustees, Utah School for Jewish Studies, 1997-2001.
Member, Board of Trustees, Congregation Kol Ami, 2000.
Member, Board of Trustees, Oral History Institute, 1997-2000.
Member, Steering Committee of the Cardozo Society, Salt Lake City, 1996-97.
Member, School Relations Committee of the United Jewish Federation of Utah, 1995-96.
Member, Board of Directors, American Friends of Israel Civil Rights and Peace Movement, 1990-91.
Member, Brooklyn Community Governing Board Two, 1989.

Professional Associations

AALS Section on Business Associations (Executive Committee member)
American Bar Association
American Society for Legal and Political Philosophy

Bar Admissions

New York, April 15, 1985
Utah, April 8, 1994 (not active)
United States District Court, S.D.N.Y. and E.D.N.Y.

United States Supreme Court, February 21, 2006