

ANDREW A. SCHWARTZ  
University of Colorado Law School  
Wolf Law Building, 401 UCB  
Boulder, CO 80309  
(303) 492-8724  
andrew.schwartz@colorado.edu

ACADEMIC APPOINTMENTS	UNIVERSITY OF COLORADO LAW SCHOOL Laurence W. DeMuth Chair of Business Law, 2024-present Professor of Law, 2017-24 Associate Professor of Law, 2008-17 <i>Contracts, Corporations, Securities Law</i>  UNIVERSITY OF AUCKLAND LAW SCHOOL Visiting Professor of Law, 2017, 2020-21, 2023, 2026 (anticipated)  UNIVERSITY OF HAIFA FACULTY OF LAW Visiting Professor of Law, 2024, 2026 (anticipated)
EDUCATION	COLUMBIA LAW SCHOOL, J.D., 2001 James Kent Scholar (highest honors) – 1L, 2L, 3L Class of 1912 Prize in Contracts Columbia Law Review Senior Editor Research Assistant to Professor E. Allan Farnsworth Parker School of Foreign and Comparative Law Certificate  BROWN UNIVERSITY, Sc.B. in Civil Engineering, 1998 Men's Ultimate Frisbee Team (captain, national semifinalist)
JUDICIAL CLERKSHIPS	UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT Hon. William A. Fletcher, 2003-04  UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF NEW YORK Hon. Naomi Reice Buchwald, 2001-02
LEGAL PRACTICE	WACHTELL, LIPTON, ROSEN & KATZ, New York Associate, 2002-03, 2005-08 Summer Associate, 2000

BOOK	<p>INVESTMENT CROWDFUNDING (Oxford University Press 2023)</p> <p>Subject of symposium published in 22 COLORADO TECHNOLOGY LAW JOURNAL no.3 (2024)</p>
LAW REVIEW ARTICLES	<p><i>Foundation Duration</i> (working paper)</p> <p><i>Finite Ventures</i> 2025 COLUMBIA BUSINESS LAW REVIEW __ (forthcoming)</p> <p><i>Ghosting the Crowd</i> 82 WASHINGTON AND LEE LAW REVIEW 565-623 (2025)</p> <p><i>Frustration, the MAC Clause, and COVID-19</i> 55 U.C. DAVIS LAW REVIEW 1771-1828 (2022)</p> <p>Winner, University of Colorado Law School Sandgrund Award for Best Consumer Rights Work, 2023</p> <p><i>Contracts Capsized by COVID-19: A Legal and Jewish Ethical Analysis</i> 178 JOURNAL OF BUSINESS ETHICS 403-13 (2021) (with Tsurriel Rashi) (peer reviewed)</p> <p><i>Mandatory Disclosure in Primary Markets</i> 2019 UTAH LAW REVIEW 1069-1103</p> <p><i>The Gatekeepers of Crowdfunding</i> 75 WASHINGTON AND LEE LAW REVIEW 885-955 (2018)</p> <p>Reprinted in 61 CORPORATE PRACTICE COMMENTATOR 187 (2019)</p> <p><i>Equity Crowdfunding in New Zealand</i> 2018 NEW ZEALAND LAW REVIEW 243-74 (peer reviewed)</p> <p><i>Financing Corporate Elections</i> 41 JOURNAL OF CORPORATION LAW 863-925 (2016)</p> <p><i>The Digital Shareholder</i> 100 MINNESOTA LAW REVIEW 609-85 (2015)</p> <p>Winner, Federalist Society Junior Scholars Colloquium, 2015 Reprinted in 58 CORPORATE PRACTICE COMMENTATOR 593 (2017) Replied to in Seth C. Oranburg, <i>A Place of Their Own: Crowds in the New Market for Equity Crowdfunding</i>, 100 MINNESOTA LAW REVIEW HEADNOTES 147 (2016)</p> <p><i>Corporate Legacy</i> 5 HARVARD BUSINESS LAW REVIEW 237-80 (2015)</p>

*Crowdfunding Securities*

88 NOTRE DAME LAW REVIEW 1457-90 (2013)

Reprinted in 69 CONSUMER FINANCE LAW QUARTERLY REPORT 154 (2016)

*The Corporate Preference for Trade Secret*

74 OHIO STATE LAW JOURNAL 623-68 (2013)

Reprinted in INTELLECTUAL PROPERTY LAW REVIEW (West 2014)

Cited in *Altavion, Inc. v. Konica Minolta Sys. Lab. Inc.*, 171 Cal. Rptr. 3d 714 (Ct. App. 2014)

*The Perpetual Corporation*

80 GEORGE WASHINGTON LAW REVIEW 764-830 (2012)

Winner, Federalist Society Young Legal Scholars Competition, 2012

Cited in *McRitchie v. Zuckerberg*, 315 A.3d 518 (Del. Ch. 2024); *In re Lehman Bros. Sec. & ERISA Litig.*, 131 F. Supp. 3d 241 (S.D.N.Y. 2015); *In re Rural/Metro Corp.*, 88 A.3d 54 and 102 A.3d 205 (Del. Ch. 2014); *In re Orchard Enterprises*, 88 A.3d 1 (Del. Ch. 2014); *In re Trados Inc.*, 73 A.3d 17 (Del. Ch. 2013)

*Consumer Contract Exchanges and the Problem of Adhesion*

28 YALE JOURNAL ON REGULATION 313-66 (2011)

Winner, Federalist Society Young Legal Scholars Competition, 2011

*A “Standard Clause Analysis” of the Frustration Doctrine and the Material Adverse Change Clause*

57 UCLA LAW REVIEW 789-839 (2010)

Honorable Mention, Association of American Law Schools Scholarly Paper Competition, 2010

Cited in *AB Stable VIII LLC v. MAPS Hotel and Resorts One LLC*, 2020 WL 7024929 (Del. Ch. 2020), *aff’d*, 268 A.3d 198 (Del. 2021); *Akorn, Inc. v. Fresenius Kabi AG*, 2018 WL 4719347 (Del. Ch. 2018), *aff’d*, 198 A.3d 724 (Del. 2018); *Travelport Ltd. & Ors v. WEX Inc.* [2020] EWHC [England & Wales High Court] (Comm) 2670

*The Patent Office Meets the Poison Pill: Why Legal Methods Cannot Be Patented*

20 HARVARD JOURNAL OF LAW AND TECHNOLOGY 333-72 (2007)

Reprinted in INTELLECTUAL PROPERTY LAW REVIEW (West 2008); 90

JOURNAL OF THE PATENT AND TRADEMARK OFFICE SOCIETY 194 (2008)

Cited in *In re Bilski*, 545 F.3d 943 (Fed. Cir. 2008) (en banc) (Mayer, J., dissenting), *aff’d sub. nom.*, *Bilski v. Kappos*, 561 U.S. 593 (2010); Brief for

Director of the United States Patent Office, *In re Shore*, 669 Fed. Appx. 562 (Fed. Cir. 2016)

OTHER LAW     *The SPAC Clock*  
REVIEW        5 UNIVERSITY OF CHICAGO BUSINESS LAW REVIEW \_\_ (forthcoming 2026)  
PUBLICATIONS (invited symposium)

*Time, Trusts, and Termination: The Rise of Finite Foundations in Canada*  
45 ESTATES, TRUSTS AND PENSIONS JOURNAL \_\_ (invited submission)

*Investment Crowdfunding: Anarchy in the UK?*  
5 BROWN UNDERGRADUATE LAW REVIEW no.2, 99-106 (2024) (essay)

*Response to The Future of Startup Finance:*  
A Symposium on INVESTMENT CROWDFUNDING  
22 COLORADO TECHNOLOGY LAW JOURNAL 265-68 (2024) (invited response)

*Contracts and COVID-19*  
73 STANFORD LAW REVIEW ONLINE 48-60 (2020) (essay)

*Crowdfunding Issuers in the United States*  
61 WASHINGTON UNIVERSITY JOURNAL OF LAW & POLICY 155-71 (2020)  
(invited symposium)

*Inclusive Crowdfunding*  
2016 UTAH LAW REVIEW 661-74 (invited symposium)

*The Nonfinancial Returns of Crowdfunding*  
34 REVIEW OF BANKING & FINANCIAL LAW 565-80 (2015) (invited  
symposium)

*Quarterback by Committee: A Response in Memory of Dan Markel*  
6 HARVARD JOURNAL OF SPORTS AND ENTERTAINMENT LAW 159-68 (2015)  
(invited response)

*Arbitration and the Contract Exchange*  
29 OHIO STATE JOURNAL ON DISPUTE RESOLUTION 299-331 (2014) (essay)

*Teenage Crowdfunding*  
83 UNIVERSITY OF CINCINNATI LAW REVIEW 515-28 (2014) (invited  
symposium)

*Keep it Light, Chairman White: SEC Rulemaking Under the CROWDFUND  
Act*  
66 VANDERBILT LAW REVIEW EN BANC 43-62 (2013) (invited roundtable)

Excerpted in THERESE MAYNARD AND DANA M. WARREN, BUSINESS PLANNING: FINANCING THE START-UP BUSINESS AND VENTURE CAPITAL (Aspen Publishers, 2d ed. 2014)  
Cited in SEC's proposed Regulation Crowdfunding (2013)

*Rural Crowdfunding*

13 U.C. DAVIS BUSINESS LAW JOURNAL 283-94 (2013) (invited symposium)

*Old Enough to Fight, Old Enough to Swipe: A Critique of the Infancy Rule in the Federal Credit CARD Act*

2011 UTAH LAW REVIEW 407-32 (competitively selected symposium)

Discussed in E. ALLAN FARNSWORTH ET AL., CASES AND MATERIALS ON CONTRACTS (Foundation Press, 9th ed. 2019)

*Patents on Legal Methods? No Way!*

107 COLUMBIA LAW REVIEW SIDEBAR 1-3 (2007) (invited essay)

Inaugural essay for new online publication

BOOK  
CHAPTERS

*Crowdfunding in the United States*

RESEARCH HANDBOOK ON CROWDFUNDING REGULATION (Eugenia Macchiavello & Thomas Neumann, eds.) (forthcoming Edward Elgar)

*Social Enterprise Crowdfunding in New Zealand*

THE CAMBRIDGE HANDBOOK OF SOCIAL ENTERPRISE LAW 209-20 (Benjamin Means & Joseph Yockey, eds.) (Cambridge Univ. Press 2018)

ONLINE  
PUBLICATIONS

*Crowdfunded Companies are 'Ghosting' their Investors – and Getting Away with it*

THE CONVERSATION, August 14, 2025

*How to Fix the Crowdfunding Compliance Crisis*

COLUMBIA LAW SCHOOL BLUE SKY BLOG, June 24, 2025

*McRitchie v. Zuckerberg: Fiduciary Duties are Firm-Specific*

COLUMBIA LAW SCHOOL BLUE SKY BLOG, May 31, 2024

*A Missing Piece in Regulation Crowdfunding*

PROFESSOR BAINBRIDGE, Aug. 17, 2023

*How Brand Ambassadors Illustrate the Power of Private Ordering in Investment Crowdfunding*

COLUMBIA LAW SCHOOL BLUE SKY BLOG, July 14, 2023

*New Book on Investment Crowdfunding*

OXFORD BUSINESS LAW BLOG, July 6, 2023

*A COVID-19 Quandary:*

*Does a Force Majeure Clause Displace the Frustration Doctrine?*

COLUMBIA LAW SCHOOL BLUE SKY BLOG, Apr. 5, 2021

Reprinted in OXFORD BUSINESS LAW BLOG, Apr. 8, 2021

*COVID-19: Impossible Contracts and Force Majeure*

COLUMBIA LAW SCHOOL BLUE SKY BLOG, Aug. 11, 2020

Reprinted in OXFORD BUSINESS LAW BLOG, Sept. 15, 2020;

CONTRACTSPROF BLOG, Sept. 8, 2020

*Which Companies Crowdfund?*

COLUMBIA LAW SCHOOL BLUE SKY BLOG, May 29, 2020

Reprinted in OXFORD BUSINESS LAW BLOG, June 10, 2020

*Breaking contracts over coronavirus: Can you argue it's an 'act of God'?*

THE CONVERSATION, Mar. 31, 2020

*Voluntary Disclosure for Primary Securities Offerings*

COLUMBIA LAW SCHOOL BLUE SKY BLOG, Mar. 3, 2020

Reprinted in OXFORD BUSINESS LAW BLOG, Mar. 5, 2020; SECURITIES

REGULATION DAILY, Mar. 19, 2020

*Equity Crowdfunding in New Zealand*

OXFORD BUSINESS LAW BLOG, Oct. 30, 2018

*Resolving the Tension Between Efficiency and Inclusiveness in Crowdfunding*

COLUMBIA LAW SCHOOL BLUE SKY BLOG, Sept. 27, 2018

*Inclusive Crowdfunding*

OXFORD BUSINESS LAW BLOG, Jan. 3, 2017

*Financing Corporate Elections*

HARVARD LAW SCHOOL FORUM ON CORPORATE GOVERNANCE AND  
FINANCIAL REGULATION, June 21, 2016

*Crowdfunding and the Digital Shareholder*

HARVARD LAW SCHOOL FORUM ON CORPORATE GOVERNANCE AND  
FINANCIAL REGULATION, Feb. 2, 2016

*The Iliad and the IPO*

HARVARD LAW SCHOOL FORUM ON CORPORATE GOVERNANCE AND  
FINANCIAL REGULATION, Aug. 12, 2015

Selected by THE BROWSER as one of the 100 best pieces of writing published online in 2015

*Young Hearts Be Free Tonight: The Promise of Teenage Crowdfunding*  
COLUMBIA LAW SCHOOL BLUE SKY BLOG, June 12, 2015

*Crowdfunding Securities: Recommendations for SEC Rulemaking*  
COLUMBIA LAW SCHOOL BLUE SKY BLOG, July 12, 2013

*Crowdfunding Securities: Two Novel Predictions*  
COLUMBIA LAW SCHOOL BLUE SKY BLOG, June 26, 2013

AWARDS AND  
FELLOWSHIPS

Visiting Fellow, Australian National University, 2026 (anticipated)  
Sandgrund Award, University of Colorado, 2023  
Goldstein Fellow, University of Colorado, 2019-20  
Fulbright Scholar, University of Auckland, 2017  
Parsons Fellow, University of Sydney, 2017  
Provost's Faculty Achievement Award, University of Colorado, 2015  
Outstanding New Law Faculty Award, University of Colorado, 2009

CONFERENCES  
AND  
SYMPOSIA  
ORGANIZED

*THE FUTURE OF STARTUP FINANCE: A SYMPOSIUM ON INVESTMENT CROWDFUNDING*, *Colorado Journal of Technology Law* and Silicon Flatirons, University of Colorado, 2023  
*INVESTMENT CROWDFUNDING WORKSHOP*, University of Colorado, 2022  
*EQUITY CROWDFUNDING SYMPOSIUM*, University of Auckland, 2017  
*JUNIOR BUSINESS LAW COLLOQUIUM*, University of Colorado, 2011-15

PEER  
REVIEWER  
OR REFEREE

*Yale Law Journal*, *University of Chicago Law Review*, *Sydney Law Review*, *New Zealand Law Review*, *New Zealand Universities Law Review*, *Derecho y Sociedad* (Peru), *Federal Law Review* (Australia), *University of Queensland Law Journal*, *National Science Centre of Poland*, *Fulbright Poland*, *Journal of Entrepreneurship and Public Policy*, *Israel Science Foundation*, and others

POPULAR  
PRESS  
AND MEDIA

*Equity crowdfunding made legal in NZ a decade ago: change needed*  
NATIONAL BUSINESS REVIEW, July 29, 2023  
  
Quoted in *The Wall Street Journal*, *Los Angeles Times*, *Sydney Morning Herald*, *Las Vegas Sun*, *Denver Post*, *ABA Journal*, *Law360*, *International Business Times*, *National Business Review*, *Denver Business Journal*, *Law Week Colorado*, and others

*Appeared on Bloomberg Radio, Bloomberg Law, Bite-Sized Business Podcast, Business Scholarship Podcast*

PUBLIC  
COMMENT  
LETTERS

Letter to UNITED STATES SECURITIES AND EXCHANGE COMMISSION on Regulation Crowdfunding: Three Proposed Amendments, for the 44th Annual Small Business Forum, Apr. 8, 2025

Letter to UNITED STATES SECURITIES AND EXCHANGE COMMISSION for the 43rd Annual Small Business Forum, Apr. 12, 2024

Letter to UNITED STATES SECURITIES AND EXCHANGE COMMISSION on Proposed Rule on Facilitating Capital Formation and Expanding Investment Opportunities by Improving Access to Capital in Private Markets (File No. S7-05-20), May 21, 2020

Letter to UNITED STATES SECURITIES AND EXCHANGE COMMISSION on Harmonization of Securities Offering Exemptions (File No. S7-08-19), Sept. 24, 2019

Adopted in part in UNITED STATES SECURITIES AND EXCHANGE COMMISSION Final Rule, Facilitating Capital Formation and Expanding Investment Opportunities by Improving Access to Capital in Private Markets, Nov. 2, 2020

Letter to BRITISH COLUMBIA SECURITIES COMMISSION on the Securities Law Framework for Fintech Regulation (BCN2018/01), Apr. 3, 2018

Letters to UNITED STATES SECURITIES AND EXCHANGE COMMISSION on Disclosure of Third-Party Director Compensation (File No. SR-NASDAQ-2016-13), Apr. 25 and 26, 2016

Letter to INSTITUTIONAL SHAREHOLDER SERVICES on Unilateral Board Actions, Nov. 9, 2015

Letter to UNITED STATES SECURITIES AND EXCHANGE COMMISSION on Proposed Regulation Crowdfunding (File No. S7-09-13), Jan. 27, 2014

Letter to UNITED STATES SECURITIES AND EXCHANGE COMMISSION on Regulatory Initiatives Under the JOBS Act: Title III – Crowdfunding, June 13, 2013

PRACTITIONER  
PUBLICATIONS

*New Book on Investment Crowdfunding*  
COLORADO BAR ASSOCIATION BUSINESS LAW NEWSLETTER, Aug. 2023

*Australian Crowd-Sourced Funding ‘Best in Class’ Compared to Global Peers*  
BIRCHAL FUNDED! REPORT, July 2023



*Equity Crowdfunding in New Zealand*  
ROCKY MOUNTAIN SECURITIES CONFERENCE, May 2018

*The Nonfinancial Returns of Crowdfunding*  
COLORADO BAR ASSOCIATION BUSINESS LAW NEWSLETTER, Sept. 2015

*Eternal Sunshine of the Corporate Legacy*  
LOS ANGELES DAILY JOURNAL, Aug. 17, 2015

*Crowdfunding Securities Under the CROWDFUND Act*  
COLORADO BAR ASSOCIATION BUSINESS LAW NEWSLETTER, Oct. 2013  
Reprinted in CBA-CLE LEGAL CONNECTION, Nov. 4, 2013

*Regulation Goes Medieval*  
REGULATION, Spring 2012

*Contract Drafting and Interpretation*  
COLORADO BAR ASSOCIATION BUSINESS LAW INSTITUTE (2012)

*A Critique of the Infancy Rule in the Federal Credit Card Act of 2009*  
31 BANKING & FINANCIAL SERVICES POLICY REPORT, No. 5, at 1 (2012)

*Mergers and Acquisitions: Material Adverse Change Clauses*  
COLORADO BAR ASSOCIATION BUSINESS LAW INSTITUTE (2008)

*Tax Strategies Are Not Patentable Inventions*  
ABA INTELLECTUAL PROPERTY NEWSLETTER, Vol. 25, No. 1 (2006)

Wachtell, Lipton, Rosen & Katz client memoranda (2006-07)

RESEARCH  
COLLOQUIA

*Foundation Duration*  
AUSTRALIAN NATIONAL UNIVERSITY, May 2026 (anticipated)  
UNIVERSITY OF AUCKLAND, May 2026 (anticipated)  
TEL AVIV UNIVERSITY, March 2026 (anticipated)  
Nonprofit and Philanthropy Law and Business Associations Sections,  
ASSOCIATION OF AMERICAN LAW SCHOOLS Annual Meeting, Jan. 2026  
(anticipated)  
NATIONAL BUSINESS LAW SCHOLARS CONFERENCE, UCLA School of Law,  
June 2025

*Time, Trusts, and Termination: The Rise of Finite Foundations in Canada*

ESTATES, TRUSTS AND PENSIONS JOURNAL CONFERENCE, University of British Columbia, Feb. 2026 (anticipated)

*The SPAC Clock*

Symposium on Rethinking Going Public: Innovation, Access, and Accountability in Modern Capital Markets, UNIVERSITY OF CHICAGO BUSINESS LAW REVIEW, Oct. 2025 (anticipated)

*Finite Ventures*

Annual Faculty Conference, FEDERALIST SOCIETY, Jan. 2025

UNIVERSITY OF COLORADO LAW SCHOOL, Oct. 2024

NATIONAL BUSINESS LAW SCHOLARS CONFERENCE, U.C. Davis School of Law, June 2024

TEL AVIV UNIVERSITY, May 2024

BYU LAW WINTER DEALS CONFERENCE, Park City, Mar. 2024

INVESTMENT CROWDFUNDING

UNIVERSITÉ CÔTE D'AZUR, Nice, France, June 2024 (comments by Roberto Ferretti, Florian Martin-Bariteau, Simone Vannuccini, Filippos Siozos, Vincent Jamet, and Frederic Levy)

INTERNATIONAL CONFERENCE FOR ALTERNATIVE FINANCE RESEARCH, IMC Krems University of Applied Sciences, Austria, June 2024

CROWDINVESTING SYMPOSIUM, Technische Universität Dresden (May 2024) (keynote address)

ASOCIACE CROWDFUNDINGOVÝCH PLATFOREM, Prague (May 2024) (comments by Andrea Mgr. Milecová, David Bystrzycki, Václav Svoboda, and Lubomir Valik)

HEBREW UNIVERSITY, Law & Hi-Tech Club, Jerusalem, May 2024

REICHMAN UNIVERSITY, Herzliya, Israel, May 2024 (comments by Roy Shapira)

UNIVERSITY OF HAIFA, Israel, May 2024 (comments by Yifat Aran, Ofer Arazy, Ellen Cohl, Achai Gomeh, Faina Milman-Sivan, and Nizan Geslevich Packin)

SECURITIES AND EXCHANGE COMMISSIONER HESTER PEIRCE, Denver, Mar. 2024

CA'FOSCARI UNIVERSITY OF VENICE, Feb. 2024 (comments by Roberto Ferretti)

Forty-Eighth Annual Austin Scott Lecture, Apr. 2024, UNIVERSITY OF COLORADO LAW SCHOOL

UNIVERSITY OF COLORADO LAW SCHOOL, Author Q&A, Feb. 2024  
(comments by Douglas Spencer)

UNIVERSITY OF BRITISH COLUMBIA ALLARD SCHOOL OF LAW, Centre for  
Business Law, Vancouver, Feb. 2024 (comments by Jaime McNally)

RUTGERS LAW SCHOOL, Newark, Jan. 2024

COLUMBIA LAW SCHOOL, Federalist Society, Jan. 2024

UTRECHT UNIVERSITY, Netherlands, Nov. 2023

DENVER UNIVERSITY STURM COLLEGE OF LAW, Venture Law Society and  
Federalist Society, Nov. 2023

CASE WESTERN RESERVE UNIVERSITY SCHOOL OF LAW, Nov. 2023

LAW & ENTREPRENEURSHIP ASSOCIATION ANNUAL WORKSHOP, Vanderbilt  
Law School, Oct. 2023 (comments by Michael Guttentag)

THE FUTURE OF STARTUP FINANCE: A SYMPOSIUM ON *INVESTMENT*  
*CROWDFUNDING*, University of Colorado, Sept. 2023

COLORADO LAWYERS CHAPTER OF THE FEDERALIST SOCIETY, Denver, Aug.  
2023

AUSTRALIAN NATIONAL UNIVERSITY COLLEGE OF LAW, Canberra, June  
2023 (comments by Akshaya Kamalnath)

MONASH UNIVERSITY CENTRE FOR COMMERCIAL LAW & REGULATORY  
STUDIES, Melbourne, May 2023 (comments by Matt Vitale and Kellie  
Morton)

UNIVERSITY OF SYDNEY LAW SCHOOL, Ross Parsons Centre of Commercial,  
Corporate and Taxation Law, Sydney, May 2023 (comments by Steven  
Rice) (at Corrs Chambers Westgarth)

UNIVERSITY OF AUCKLAND LAW SCHOOL, May 2023 (comments by Michael  
Littlewood)

UNIVERSITY OF AUCKLAND BUSINESS SCHOOL, May 2023 (comments by  
Simeon Burnett)

Manuscript Workshop, UNIVERSITY OF COLORADO LAW SCHOOL, June 2022  
(sponsored by the Institute for Humane Studies)

NATIONAL BUSINESS LAW SCHOLARS CONFERENCE, University of  
Oklahoma Law School, June 2022

*Equal State Suffrage in the U.S. Senate*

UNIVERSITY OF COLORADO LAW SCHOOL, Mar. 2023

*Three Fundamental Problems with Stakeholder Governance*

CORPORATE LAW TEACHERS ASSOCIATION, Annual Conference, University  
of Sydney Law School, Feb. 2021

*Frustration, the MAC Clause, and COVID-19*

Advanced Corporate and Securities Law Seminar, UNIVERSITY OF COLORADO LAW SCHOOL, Jan. 2021

*The Law of Envy*

UNIVERSITY OF AUCKLAND LAW SCHOOL, Sept. 2020

*Mandatory Disclosure in Primary Markets*

NEW ZEALAND FINANCIAL MARKETS AUTHORITY, Oct. 2020

VICTORIA UNIVERSITY OF WELLINGTON, Oct. 2020

Annual Faculty Conference, FEDERALIST SOCIETY, Jan. 2019

Advanced Topics in Corporate and Securities Law Workshop, UCLA SCHOOL OF LAW, Mar. 2018

WAKE FOREST UNIVERSITY SCHOOL OF LAW, Feb. 2018

UNIVERSITY OF COLORADO LAW SCHOOL, Nov. 2017

*Equity Crowdfunding in New Zealand*

Workshop on Comparative Business and Financial Law, AMERICAN SOCIETY OF COMPARATIVE LAW Younger Comparativists Committee, Fordham University Law School, Feb. 2018 (competitively selected on a blind basis)

NEW ZEALAND PARLIAMENT, MINISTER OF COMMERCE AND CONSUMER AFFAIRS, Wellington, June 2017

NEW ZEALAND FINANCIAL MARKETS AUTHORITY, June 2017

EQUITY CROWDFUNDING SYMPOSIUM, NEW ZEALAND RESEARCH CENTRE FOR LAW AND BUSINESS, University of Auckland Law School, June 2017

LEGAL RESEARCH FOUNDATION, Auckland, May 2017

UNIVERSITY OF AUCKLAND LAW SCHOOL, May 2017

Ross Parsons Centre of Commercial, Corporate and Taxation Law, UNIVERSITY OF SYDNEY LAW SCHOOL, at the AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION, Sydney, Mar. 2017 (comments by Phillipa Stone)

*The Gatekeepers of Crowdfunding*

Future Law Workshop, DUQUESNE UNIVERSITY SCHOOL OF LAW, Oct. 2016

*The Classic Corporation*

Faculty Roundtable, CORNELL CLUB, Apr. 2016

*Financing Corporate Elections*

UNIVERSITY OF COLORADO LAW SCHOOL, Nov. 2015

JUNIOR BUSINESS LAW CONFERENCE, UNIVERSITY OF COLORADO LAW SCHOOL, July 2015 (comments by Kathryn Judge)

*Inclusive Crowdfunding*

Symposium on Legal Innovation & Modern Entrepreneurship, UTAH LAW REVIEW, Oct. 2015

*The Distant Gaze of the Corporate Board*

Business Associations Section, ASSOCIATION OF AMERICAN LAW SCHOOLS Annual Meeting, Jan. 2015 (competitively selected on a blind basis) (comments by Christine Hurt and Robert Thompson)

*The Digital Shareholder*

Junior Scholars Colloquium, FEDERALIST SOCIETY, June 2015 (competitively selected) (comments by Keith Hylton)

Section on Transactional Law and Skills, ASSOCIATION OF AMERICAN LAW SCHOOLS Annual Meeting, Jan. 2015 (competitively selected)

Work-in-Progress Presentation, Annual Faculty Conference, FEDERALIST SOCIETY, Jan. 2015

UNIVERSITY OF COLORADO LAW SCHOOL, Oct. 2014

Staff Meeting, UNITED STATES SECURITIES AND EXCHANGE COMMISSION, Oct. 2014

*The Nonfinancial Returns of Crowdfunding*

Symposium on Funding Innovation, REVIEW OF BANKING & FINANCIAL LAW, Boston University School of Law, Feb. 2015

*Crowdfunding Securities*

Office of Dong-Woo Shin, Member, NATIONAL ASSEMBLY OF THE REPUBLIC OF KOREA, June 2014

SEOUL NATIONAL UNIVERSITY SCHOOL OF LAW, June 2014

INTERNATIONAL CONFERENCE ON CURRENT REGULATORY ISSUES ON CROWDFUNDING, KONKUK UNIVERSITY, Seoul, June 2014

KOREAN SECURITIES LAW ASSOCIATION, Seoul, June 2014

KOREA CONSUMER AGENCY, Seoul, June 2014

*Teenage Crowdfunding*

Annual Corporate Law Symposium, UNIVERSITY OF CINCINNATI LAW  
REVIEW, Mar. 2014

*Corporate Legacy*

JUNIOR BUSINESS LAW CONFERENCE, UNIVERSITY OF COLORADO LAW  
SCHOOL, July 2014 (comments by John Morley)

Work-in-Progress Presentation, Annual Faculty Conference, FEDERALIST  
SOCIETY, Jan. 2014

UNIVERSITY OF COLORADO LAW SCHOOL, Oct. 2013

*Arbitration and the Contract Exchange*

FEDERALIST SOCIETY JUNIOR SCHOLARS WORKSHOP, at the UNIVERSITY OF  
IOWA LAW SCHOOL, Aug. 2013

JUNIOR BUSINESS LAW CONFERENCE, UNIVERSITY OF COLORADO LAW  
SCHOOL, July 2013 (comments by Anthony Casey)

Law and Economics of Arbitration and Alternative Dispute Resolution  
Public Policy Workshop, GEORGE MASON UNIVERSITY LAW & ECONOMICS  
CENTER, Jan. 2013 (competitively selected)

*The Corporate Preference for Trade Secret*

CONFERENCE ON INNOVATION AND ENTREPRENEURSHIP: USPTO-  
KAUFFMAN FOUNDATION CONFERENCE ON INTELLECTUAL PROPERTY AND  
ENTREPRENEURSHIP, Northwestern University School of Law, June 2013  
(comments by Jay Kesan) (competitively selected)

UNIVERSITY OF COLORADO LAW SCHOOL, Jan. 2013

Annual Meeting, MIDWEST LAW AND ECONOMICS ASSOCIATION,  
Washington University School of Law, Oct. 2012

JUNIOR BUSINESS LAW CONFERENCE, UNIVERSITY OF COLORADO LAW  
SCHOOL, July 2012 (comments by Robert Jackson)

*Rural Crowdfunding*

Symposium, U.C. DAVIS BUSINESS LAW JOURNAL, Feb. 2013

*Old Enough to Fight, Old Enough to Swipe: A Critique of the Infancy Rule in  
the Federal Credit CARD Act*

INTERNATIONAL CONFERENCE ON CONTRACTS, Thomas Jefferson School of  
Law, Mar. 2012

*The Perpetual Corporation*

Young Legal Scholars Paper Presentations, Annual Faculty Conference, FEDERALIST SOCIETY, Jan. 2012 (competitively selected) (comments by Todd Henderson)

Law and Business Workshop, VANDERBILT LAW SCHOOL, Oct. 2011

UNIVERSITY OF DENVER STURM COLLEGE OF LAW, Sept. 2011

JUNIOR BUSINESS LAW CONFERENCE, UNIVERSITY OF COLORADO LAW SCHOOL, July 2011 (comments by Richard Squire)

MIDWEST CORPORATE LEGAL SCHOLARS CONFERENCE, Ohio State Moritz College of Law, June 2011

UNIVERSITY OF COLORADO LAW SCHOOL, June 2011

*Consumer Contract Exchanges and the Problem of Adhesion*

INTERNATIONAL CONFERENCE ON CONTRACTS, Stetson University College of Law, Feb. 2011

Deals Colloquium, UNIVERSITY OF COLORADO LAW SCHOOL, Feb. 2011

Young Legal Scholars Paper Presentations, Annual Faculty Conference, FEDERALIST SOCIETY, Jan. 2011 (competitively selected) (comments by Richard Epstein)

Annual Meeting, MIDWEST LAW AND ECONOMICS ASSOCIATION, University of Colorado Law School, Oct. 2010

UNIVERSITY OF COLORADO LAW SCHOOL, July 2010

*A “Standard Clause Analysis” of the Frustration Doctrine and the Material Adverse Change Clause*

INTERNATIONAL CONFERENCE ON CONTRACTS, UNLV Boyd School of Law, Feb. 2010

Scholarly Papers Competition Award Ceremony, Annual Meeting, ASSOCIATION OF AMERICAN LAW SCHOOLS, Jan. 2010 (competitively selected on a blind basis)

UNIVERSITY OF COLORADO LAW SCHOOL, Feb. 2009

BUSINESS LAW INSTITUTE, Colorado Bar Association, Sept. 2008

LECTURES  
AND  
PANELS

“Investment Crowdfunding,” SEC INTERNATIONAL INSTITUTE ON CAPITAL FORMATION, Washington, D.C., Oct. 2025 (anticipated)

“Financing Options for Small Businesses: Unlocking Funding Opportunities,” COLORADO BAR ASSOCIATION BUSINESS LAW INSTITUTE, Sept. 2025

“Investment Crowdfunding,” Guest Lecture, UNIVERSITÀ CA’ FOSCARI, Apr. 2025

“Investment Crowdfunding,” Guest Lecture, Venture Capital and Private Equity, UNIVERSITY OF COLORADO LAW SCHOOL, Nov. 2024

“Venture Capital, Crowdfunding, and Regulation,” SILICON FLATIRONS, University of Colorado, Nov. 2024

“Freedom to Fund: Investment Crowdfunding for All,” DENVER STARTUP WEEK, Holland & Hart, Sept. 2024

Discussant, “Exploring Common Ownership in VC” by Marco Corradi, LAW AND ENTREPRENEURSHIP ASSOCIATION, UC Law San Francisco, Sept. 2024

Debate, “The Business Case for Diversity,” NATIONAL BUSINESS LAW SCHOLARS CONFERENCE, U.C. Davis, June 2024 (with Darren Rosenblum, moderated by Joan Heminway)

“Investment Crowdfunding,” CASE WESTERN RESERVE UNIVERSITY, Nov. 2023

“K-COVID2: Predictions about the Recent Past,” Kidwell Contracts Workshop, TEMPLE UNIVERSITY BEASLEY SCHOOL OF LAW, Apr. 2023

Discussant, “Securities Regulation and 21st-century Free Speech Law” by Helen Norton, Faculty Workshop, UNIVERSITY OF COLORADO LAW SCHOOL, Jan. 2023

“Corporations and Business Law,” Mini Law School, UNIVERSITY OF COLORADO, Jan. 2022 (via Zoom)

“COVID-19 and the Law,” WYOMING STATE BAR ANNUAL MEETING, Sept. 2021 (via Zoom)

“COVID-19 and Contracts,” Mini Law School, UNIVERSITY OF COLORADO, Feb. 2021 (via Zoom)

“COVID and the Law: Contract Litigation,” VANDERBILT LAW SCHOOL, Sept. 2020

“Access to Capital and Talent,” Conference on Entrepreneurship in Rural America, SILICON FLATIRONS, Oct. 2019

“Equity Crowdfunding,” COLORADO LAW TALKS, Sept. 2019

Reported in Jessica Folker, *Crowdfunding for Companies*, LAW WEEK COLORADO, Sept. 16, 2019

“Corporate Responsibility: Maximizing Shareholder Benefit v. Social Justice,” FEDERALIST SOCIETY EXECUTIVE BRANCH REVIEW CONFERENCE, May 2019

Small Business Roundtable, SEC OFFICE OF THE ADVOCATE FOR SMALL BUSINESS CAPITAL FORMATION, Denver, May 2019

Senior Mentor, FutureLaw Workshop, DUQUESNE UNIVERSITY SCHOOL OF LAW, Nov. 2018



“Equity Crowdfunding,” COLORADO LAW TECHNOLOGY JOURNAL, Sept. 2018

“Capital Formation in Small Business,” FIFTIETH ANNUAL ROCKY MOUNTAIN SECURITIES CONFERENCE, May 2018

Colorado Crowdfunding Forum, COLORADO DIVISION OF SECURITIES, UNIVERSITY OF COLORADO DENVER, Oct. 2017

Equity Crowdfunding Symposium, New Zealand Research Centre for Law and Business, UNIVERSITY OF AUCKLAND LAW SCHOOL, June 2017

“Crowdfunding Securities,” BOULDER BAR ASSOCIATION BUSINESS SECTION, Sept. 2014

Junior Faculty Business and Financial Law Workshop, GEORGE WASHINGTON UNIVERSITY LAW SCHOOL CENTER FOR LAW, ECONOMICS & FINANCE, Feb. 2014

Attorneys’ Panel on the JOBS Act, BUTTONWOOD INVESTMENT SERVICES DUE DILIGENCE CONFERENCE, Jan. 2014

“Novel Ways to Raise Capital Under the JOBS Act,” COLORADO BAR ASSOCIATION SECURITIES SUBSECTION, Nov. 2013

“Game Changer: The Impact of the JOBS Act,” VIRGINIA LAW & BUSINESS REVIEW, Apr. 2013

“Business Law and Contracts,” Mini Law School, UNIVERSITY OF COLORADO, Nov. 2012

“Contract Drafting and Interpretation,” COLORADO BAR ASSOCIATION BUSINESS LAW INSTITUTE, Oct. 2012

“Circumventing the Securities Acts,” Annual Symposium, OHIO STATE ENTREPRENEURIAL BUSINESS LAW JOURNAL, Apr. 2012

Discussion of Legislation Addressing Tax Strategy Patents, Task Force on Patenting Tax Strategies, Section of Taxation and Section of Real Property, Trust & Estate Law, Trust & Estate Division Joint Meeting, AMERICAN BAR ASSOCIATION, Oct. 2011

“The Credit Card Accountability Responsibility and Disclosure Act (CARD Act) of 2009,” Section on Commercial and Related Consumer Law, Annual Meeting, ASSOCIATION OF AMERICAN LAW SCHOOLS, Jan. 2011 (competitively selected)

“The Business of Tax Patents: At the Crossroads of Patent, Tax and Business Law,” Open Source Program, Annual Meeting, ASSOCIATION OF AMERICAN LAW SCHOOLS, Jan. 2009

“Can and Should Tax/ERISA Strategies Be Patented,” PRACTICING LAW INSTITUTE, Oct. 2007 (live webcast)

“The Outer Limits of Patentable Subject Matter,” Annual Symposium, HARVARD JOURNAL OF LAW & TECHNOLOGY, Mar. 2007



COURSES AT  
THE  
UNIVERSITY  
OF COLORADO

CONTRACTS (LAWS 5121), four credit hours

Fall 2027 (anticipated); Fall 2025 (60 students); Fall 2024 (67 - Section 801); Fall 2024 (63 - Section 803); Fall 2023 (29); Fall 2022 (57); Fall 2021 (59); Fall 2019 (59); Fall 2018 (56); Fall 2017 (62); Fall 2016 (56); Fall 2015 (68); Fall 2013 (58); Fall 2011 (80); Fall 2010 (59); Fall 2009 (42); Fall 2008 (81)

CORPORATIONS (LAWS 6211), three credit hours

Fall 2027 (anticipated); Fall 2025 (85); Spring 2025 (95); Fall 2023 (81); Spring 2023 (86); Spring 2022 (66); Fall 2019 (87); Spring 2019 (73); Spring 2018 (85); Fall 2016 (96); Fall 2015 (78); Fall 2013 (68); Spring 2013 (73); Fall 2011 (85); Spring 2010 (73); Spring 2009 (60)

CORPORATE & SECURITIES LAW SEMINAR (LAWS 8251), two credit hours

Spring 2028 (anticipated); Spring 2024 (14); Spring 2023 (6); Spring 2022 (13); Spring 2021 (9); Spring 2019 (12); Spring 2018 (10); Spring 2016 (12)

MERGERS AND ACQUISITIONS (LAWS 7411), two credit hours

Spring 2014 (32); Spring 2013 (39); Fall 2010 (17); Spring 2009 (18)

ORIENTATION, one credit hour

Summer 2025 (190); Summer 2024 (120); Summer 2023 (92); Summer 2022 (71)

INDEPENDENT LEGAL RESEARCH (LAWS 7846), two credit hours

Spring 2016 (1)

BUSINESS LAW COLLOQUIUM (LAWS 8101), three credit hours

Spring 2012 (20)

COURSES AT  
OTHER  
INSTITUTIONS

FINANCIAL MARKETS REGULATION, University of Auckland, 2017, 2021, 2023, 2026 (anticipated)

SECURITIES LAW AND THEORY, University of Haifa, 2024, 2026 (anticipated)

CIVIL PROCEDURE II, University of California Berkeley, 2004

CRIMINAL SENTENCING, University of California Berkeley, 2005

CIVIL PROCEDURE, Golden Gate University, 2004-05

SIGNIFICANT LAW SCHOOL SERVICE	<p>Faculty Appointments Committee, 2010-11, 2018-19, 2024-26</p> <p>Clinical Faculty Appointments Committee, 2018-19, 2024-25</p> <p>Faculty Evaluation Committee, 2021-24 (Chair 2021-24)</p> <p>Faculty Salary Grievance Comm., 2018-19, 2022-23 (Chair 2022-23)</p> <p>Policy, Management, and Budget Committee, 2021-23</p> <p>Peer Evaluation Committee, 2018-20</p> <p>Academic and Student Affairs Comm., 2011-18 (Chair 2015-16, 2018)</p> <p>Faculty Advisor, Federalist Society, 2018-19, 2020-22, 2024-present</p> <p>Faculty Advisor, JD/MBA Dual Degree Program, 2009-13</p> <p>Faculty Secretary, 2008-09</p>
UNIVERSITY SERVICE	<p>Academic Resource Management Advisory Committee (ARMAC f/k/a AABAC), 2008-09, 2010, 2011-14, 2017+</p> <p>Leeds School of Business External School Personnel Advisory Committee, 2022-23</p> <p>Fulbright U.S. Student Program Campus Committee, 2019-20</p> <p>Global Engagement Advisory Team (GREAT), 2019-22</p> <p>Boulder Faculty Assembly, Budget and Planning Committee, 2009-12</p>
PROFESSIONAL SERVICE	<p>Colorado Bar Association Business Law Section Executive Council, 2013-19, 2023+</p> <p>Rocky Mountain Securities Conference Planning Committee, 2017-19</p> <p>Colorado Business Corporation Act Revision Committee, 2009-10</p>
PUBLIC SERVICE	<p>Fulbright National Screening Committee, 2021-24, 2025</p> <p>Founding Chair, Youth Eligibility Committee, USA Ultimate, 2003+</p> <p>Head Coach, Summit Middle School Ultimate Team, 2022+</p> <p>Director, Congregation Bonai Shalom (Boulder), 2012-14</p>
BAR MEMBERSHIPS	<p>New York, admitted in 2002 (active)</p> <p>United States Patent and Trademark Office, admitted in 2003 (active)</p>
PROFESSIONAL AFFILIATIONS	<p>Center for Retail Investors &amp; Corporate Inclusion</p> <p>European Corporate Governance Institute</p> <p>Federalist Society for Law and Public Policy Studies</p>