

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

NATIONAL UNIVERSITY OF SINGAPORE
Visiting Professor of Law, 2026 (anticipated)

UNIVERSITY OF AUCKLAND
Visiting Professor of Law, 2017, 2020-21, 2023, 2026 (anticipated)

UNIVERSITY OF HAIFA
Visiting Professor of Law, 2024

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 INVESTMENT CROWDFUNDING (Oxford University Press 2023)
 Subject of symposium published in 22 COLORADO TECHNOLOGY LAW
 JOURNAL no.3 (2024)

LAW REVIEW *Foundation Duration* (working paper)
ARTICLES

Time, Trusts, and Termination: The Rise of Finite Foundations in Canada
45 ESTATES & TRUSTS JOURNAL __ (forthcoming 2026) (peer reviewed)

Finite Ventures
2025 COLUMBIA BUSINESS LAW REVIEW 655-704

Ghosting the Crowd
82 WASHINGTON AND LEE LAW REVIEW 565-623 (2025)
 Reprinted in 58 SECURITIES LAW REVIEW __ (forthcoming 2026)

Frustration, the MAC Clause, and COVID-19
55 U.C. DAVIS LAW REVIEW 1771-1828 (2022)
 Winner, University of Colorado Law School Sandgrund Award for Best
 Consumer Rights Work, 2023

Contracts Capsized by COVID-19: A Legal and Jewish Ethical Analysis
178 JOURNAL OF BUSINESS ETHICS 403-13 (2021) (with Tsurriel Rashi) (peer
reviewed)

Mandatory Disclosure in Primary Markets
2019 UTAH LAW REVIEW 1069-1103

The Gatekeepers of Crowdfunding
75 WASHINGTON AND LEE LAW REVIEW 885-955 (2018)
 Reprinted in 61 CORPORATE PRACTICE COMMENTATOR 187 (2019)

Equity Crowdfunding in New Zealand
2018 NEW ZEALAND LAW REVIEW 243-74 (peer reviewed)

Financing Corporate Elections
41 JOURNAL OF CORPORATION LAW 863-925 (2016)

The Digital Shareholder
100 MINNESOTA LAW REVIEW 609-85 (2015)
 Winner, Federalist Society Junior Scholars Colloquium, 2015
 Reprinted in 58 CORPORATE PRACTICE COMMENTATOR 593 (2017)

Replied to in Seth C. Oranburg, *A Place of Their Own: Crowds in the New Market for Equity Crowdfunding*, 100 MINNESOTA LAW REVIEW HEADNOTES 147 (2016)

Corporate Legacy
5 HARVARD BUSINESS LAW REVIEW 237-80 (2015)

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 *PJT Holdings, LLC v. Costanzo*, 339 A.3d 1231 (Del. Ch. 2025); *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 *The SPAC Clock*
LAW REVIEW 5 UNIVERSITY OF CHICAGO BUSINESS LAW REVIEW __ (forthcoming 2026)
PUBLICATIONS (invited symposium)

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.) (Edward Elgar forthcoming 2026)

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

How Elon Musk Won Back His Tesla Compensation
COLUMBIA LAW SCHOOL BLUE SKY BLOG, Dec. 22, 2025

The KIIS is Sweet, But EU Investment Crowdfunding Rules Still Need Work
OXFORD BUSINESS LAW BLOG, Nov. 28, 2025

Crowdfunded Companies are ‘Ghosting’ their Investors—and Getting Away with it
THE CONVERSATION, Aug. 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
PROFESSORBAINBRIDGE, 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	<p>Research Scholar, Max Planck Institute for Comparative and International Private Law, Hamburg, 2026 (anticipated)</p> <p>Visiting Fellow, Australian National University, 2026 (anticipated)</p> <p>Sandgrund Award, University of Colorado, 2023</p> <p>Goldstein Fellow, University of Colorado, 2019-20</p> <p>Fulbright Scholar, University of Auckland, 2017</p> <p>Parsons Fellow, University of Sydney, 2017</p> <p>Provost's Faculty Achievement Award, University of Colorado, 2015</p> <p>Outstanding New Law Faculty Award, University of Colorado, 2009</p>
CONFERENCES AND SYMPOSIA ORGANIZED	<p><i>THE FUTURE OF STARTUP FINANCE: A SYMPOSIUM ON INVESTMENT CROWDFUNDING</i>, <i>Colorado Journal of Technology Law</i> and <i>Silicon Flatirons</i>, University of Colorado, 2023</p> <p><i>INVESTMENT CROWDFUNDING WORKSHOP</i>, University of Colorado, 2022</p> <p>EQUITY CROWDFUNDING SYMPOSIUM, University of Auckland, 2017</p> <p>JUNIOR BUSINESS LAW COLLOQUIUM, University of Colorado, 2011-15</p>
PEER REVIEWER OR REFEREE	<p><i>Yale Law Journal</i>, <i>University of Chicago Law Review</i>, <i>Sydney Law Review</i>, <i>New Zealand Law Review</i>, <i>New Zealand Universities Law Review</i>, <i>Derecho y Sociedad</i> (Peru), <i>Federal Law Review</i> (Australia), <i>University of Queensland Law Journal</i>, <i>National Science Centre of Poland</i>, <i>Fulbright Poland</i>, <i>Journal of Entrepreneurship and Public Policy</i>, <i>Israel Science Foundation</i>, and others</p>
POPULAR PRESS AND MEDIA	<p><i>Equity crowdfunding made legal in NZ a decade ago: change needed</i> NATIONAL BUSINESS REVIEW, July 29, 2023</p> <p>Quoted in <i>The Wall Street Journal</i>, <i>Los Angeles Times</i>, <i>Sydney Morning Herald</i>, <i>Las Vegas Sun</i>, <i>Denver Post</i>, <i>ABA Journal</i>, <i>Law360</i>, <i>International Business Times</i>, <i>National Business Review</i>, <i>Denver Business Journal</i>, <i>Law Week Colorado</i>, <i>Colorado Public Radio</i>, and others</p> <p>Appeared on <i>Bloomberg Radio</i>, <i>Bloomberg Law</i>, <i>Bite-Sized Business Podcast</i>, <i>Business Scholarship Podcast</i></p>

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 *New Book on Investment Crowdfunding*
PUBLICATIONS 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
WORKSHOPS

Finite Science: Temporal Governance in Research Institutions
AUSTRALIAN NATIONAL UNIVERSITY, May 2026 (anticipated)
UNIVERSITY OF AUCKLAND, May 2026 (anticipated)

Foundation Duration

Sections on Business Associations and Nonprofit and Philanthropy Law
Joint Program, ASSOCIATION OF AMERICAN LAW SCHOOLS ANNUAL
MEETING, Jan. 2026
Annual Faculty Conference, FEDERALIST SOCIETY, Jan. 2026 (comments by
Miranda Perry Fleischer)
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

Finite Funds for the Retail Investor

BYU LAW WINTER DEALS CONFERENCE, Park City, Feb. 2026
Sections on Agency, Partnerships, LLCs and Unincorporated Associations
and Securities Regulation Joint Program, ASSOCIATION OF AMERICAN LAW
SCHOOLS ANNUAL MEETING, Jan. 2026

The SPAC Clock

Symposium on Rethinking Going Public: Innovation, Access, and
Accountability in Modern Capital Markets, UNIVERSITY OF CHICAGO
BUSINESS LAW REVIEW, Oct. 2025 (comments by Philip Berger, Jill Fisch,
and Elizabeth Kregor)

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)

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)
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., Apr. 2026 (anticipated)

“Platform Power: The Rise of Private Governance in Tech,” UNIVERSITY OF RICHMOND JOURNAL OF LAW AND TECHNOLOGY, Feb. 2026 (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 2025 (68 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 2025 (67); 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 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, Business Law LLM, 2026+</p> <p>Faculty Advisor, Federalist Society, 2018-19, 2020-22, 2024+</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, 2025-26</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, 2025-28</p> <p>Founding Chair, Youth Eligibility Committee, USA Ultimate, 2003+</p> <p>Head Coach, Summit Middle School Ultimate Team, 2022+ (Colorado State Champions 2025)</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>American Law Institute, 2025+</p> <p>Center for Retail Investors & Corporate Inclusion, 2025+</p> <p>European Corporate Governance Institute, 2022+</p> <p>Federalist Society for Law and Public Policy Studies, 2014+</p>