

## NANCY B. RAPOPORT

Work:

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### EMPLOYMENT

#### University of Nevada, Las Vegas (Las Vegas, NV)

[UNLV](#) is a doctoral-degree-granting institution of more than 29,000 students and more than 2,900 faculty and staff. Founded in 1957, the university offers more than 220 undergraduate, masters, and doctoral degree programs and is classified in the category of Research Universities (high research activity) by the Carnegie Foundation for the Advancement of Teaching.

**William S. Boyd School of Law, University of Nevada, Las Vegas (Las Vegas, NV)**  
**Garman Turner Gordon Professor of Law (July 1, 2007-present) (formerly the Gordon Silver Professor of Law).**

**Affiliate Professor of Business Law and Ethics, Lee Business School (renewable; 2014-present).**

**Leadership Development Academy Coordinator (2013-2014); Co-Coordinator (2014-2015).**

**Co-Chair, Task Force on Scholarship, Lee Business School Strategic Planning Team (2014).**

**Interim Dean (2012-2013).**

#### Works in progress:

Nancy B. Rapoport & Joseph R. Tiano, Jr., *Legal Analytics, Social Science, and Legal Fees: Reimagining "Legal Spend" Decisions in an Evolving Industry* (Georgia State Symposium on Legal Analytics, forthcoming 2019).

Nancy B. Rapoport, *Managing Expectations for Legal Fees in Large Chapter 11 Cases* (Fordham Law Colloquium on Corporate Lawyers, forthcoming 2019).

BERNARD BURK, VERONICA FINKELSTEIN & NANCY B. RAPOPORT, *ETHICAL LAWYERING IN REAL LIFE: MATERIALS AND PROBLEMS* (Aspen Publishers / Wolters Kluwer, forthcoming 2020).

Teaching:

Basic Bankruptcy Law; Contracts; Professional Responsibility; Seminar on Enron and Other Corporate Scandals; Colloquium on Lawyers in Pop Culture; Business Law & Ethics; Bankruptcy Ethics.

Service:

Occasional advisor to the NEVADA LAW JOURNAL and the UNLV GAMING LAW JOURNAL; UNLV Law's representative to the REYNOLDS COURTS & MEDIA LAW JOURNAL (when it was active); Dean's Advisory Committee (2007-2008; 2008-2009; 2010-2011) (elected position); member of administration subcommittee of 2011-12 self-study.

Significant accomplishments as Interim Dean of Boyd School of Law:

Managed a budget of roughly \$20 million; facilitated the conversion process for legal writing professors to move from long-term contracts to tenure-track positions and facilitated the hiring of two new tenure-track professors; raised funds for a stipend for the Director of the Saltman Center for Conflict Resolution; facilitated a faculty-staff annual giving program; facilitated the dissemination of the achievements of our faculty and staff with *Boyd Briefs*; systematized certain internal functions; acted as point person for the sabbatical visits of the American Bar Association and Association of American Law Schools; chaired the search for the Lee Business School Dean; facilitated a review of our curriculum to see whether we might be able to respond to changes in law practice and the new pressures on legal education; and facilitated various technological changes to make the internal workings of the school more stable.

The Associate Dean for Academic Affairs, the Associate Dean for Student Affairs, the Associate Dean for Administration and External Affairs, the Associate Dean for Faculty Development and Research, the Director of the Wiener-Rogers Law Library, the Director of Information Technology and the Budget Director all reported to me.

Honors:

Named "Dean of the Year" by Boyd law students in 2013.

**Special Counsel to the President (5/1/16-6/30/18).**

Responsibilities as Special Counsel to the President: Coordinated, with Kyle Kaalberg (Special Projects Director), the continued implementation of UNLV's strategic plan (Top Tier); served as a member of the President's Cabinet; coordinated and monitored compliance activities across UNLV; provided advice to the President. The Executive Director of the Office of Compliance, the Ombuds Panel, and the Special Projects Director reported to me, and until June 1, 2018, the Interim Executive Director of the Office of Community Engagement also reported to me.



**Acting Senior Vice President for Finance and Business (7/8/17-8/28/17).**

Responsibilities as Acting Senior Vice President for Finance & Business: The departments of Planning and Construction, Budgets, Campus Audit, Human Resources, Facilities Management, Administration (Delivery Service, Telecommunication Services, Parking Services, and Real Estate), Risk Management and Safety, Purchasing, and the Controller reported to me. I also served as a member of the negotiating team for the Las Vegas Stadium (Las Vegas Raiders).

**Acting Executive Vice President & Provost (7/1/15-4/30/16).**

Responsibilities as Acting Executive Vice President and Provost:

Because I served as the university's chief academic officer, the deans (School of Allied Health Sciences, Lee Business School, School of Community Health Sciences, School of Dental Medicine, College of Education, Howard R. Hughes College of Engineering, College of Fine Arts, Graduate College, Honors College, William F. Harrah College of Hotel Administration, William S. Boyd School of Law, College of Liberal Arts, UNLV School of Medicine (co-reporting to the President), School of Nursing, College of Sciences, and Greenspun College of Urban Affairs), the Senior Vice Provost, the Vice Provost for Information Technology, the Assistant Vice President of Academic Resources, the Associate Vice Provost for the Office of Decision Support, and the Special Assistant to the EVP&P all reported to me. As Provost, I also chaired the board of directors of UNLV Singapore Ltd. During my time as Senior Advisor to the President (see below) and as Acting Provost, UNLV began implementing its Top Tier plan, which is designed to achieve five pathway goals involving (1) research, scholarship, and creative activity; (2) student achievement; (3) an academic health center; (4) community partnerships, and (5) infrastructure and shared governance.

Significant accomplishments as Acting Executive Vice President and Provost:

Worked with President Jessup, two co-chairs of the Top Tier Plan, and the chairs and co-chairs of five committees, to implement year one of the Top Tier strategic plan; repaired relationships with the Faculty Senate; hired three new deans (Liberal Arts, Fine Arts, and Allied Health) and one acting dean (Sciences); reinstated the three-year dean review process; and provided more autonomy to the deans of schools and colleges; per request of the Chancellor of the Nevada System of Higher Education and the Chair of the Board of Regents, investigated two issues of concern (one each) for them.

**Senior Advisor to the UNLV President (2014-2015) (member of UNLV Cabinet).**

Significant accomplishments as Senior Advisor to the President:

Worked with former President Donald Snyder, with Jim Thomson (the Special Advisor to the President for Regional Development and also the former CEO of the RAND Corp.), with our consultants (Academic Leadership Associates), with Kyle Kaalberg (the Special Assistant to the President's Chief of Staff), with over 200 stakeholders inside and outside UNLV, and with current President Len Jessup to develop a strategic plan (the Top Tier Plan) for UNLV.

**University of Houston Law Center (Houston, TX)**  
**Professor of Law (June 1, 2006-June 30, 2007).**  
**Dean and Professor of Law (August 2000-May 31, 2006).**

Responsibilities as Dean:

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

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

Significant accomplishments as Dean:

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

Service highlights:

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

Executive Committee, A.A. White Inn of Court (2000-2002); community associate, Wiess College (Rice University) (2000-2007).

**University of Nebraska College of Law (Lincoln, NE)**  
**Dean and Professor of Law (July 1998-August 2000).**

Responsibilities as Dean:

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

Significant accomplishments as Dean:

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

Service:

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

**The Ohio State University College of Law (now Moritz College of Law) (Columbus, OH) Professor (promoted to the rank of Professor in 1998 as I was leaving to become Dean at Nebraska); Associate Dean for Student Affairs (1996-98).**

Responsibilities:

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

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

Teaching innovations:

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

**Assistant Professor (1991-95).**

Principal subjects:

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

Service:

Member, leadership learning community, Leadership for Institutional Change (1998); member, College of Law Teaching Retreat Planning Committee (1998); member, University Search Committee for the Student Gender & Sexuality Services Director (1997); member, College Search Committee for various internal positions, including Placement Director (1997), Assistant to the Registrar (1997), Assistant to the Dean (1996), and Assistant Dean for Admissions and Financial Aid (1996); vice chair, Special Committee on College Housing (1997-98); member, Faculty Advisory Board, OSU Pro Bono Research Group (1997-98); member, College of Law Affirmative Action/Minority Affairs Committee (1996-98); coordinator, Ohio Women in Legal Education (1995-96); chair, College of Law Admissions Committee (1995-96; 1997-98); member, College of Law Planning Committee (1994-95); member, College of Law Placement and Judicial Clerkship Committee (1991-94); member, College of Law Administration Committee (1991-92); member,



College of Law Admissions Committee (1992-94; 1996-97); member, College of Law Minority Affairs Committee (1996-98); faculty advisor to the following College organizations: the College's chapter of the Association of Trial Lawyers of America (1996-98); Delta Theta Phi (1997-98); the Jewish Law Students' Network (1991-98); and the Women's Law Caucus (1991-98); faculty advisor to the Ballroom Dance Association at Ohio State (1992-98); invited speaker at various College of Law events, including *How to Survive the First-Year Blues* and *How to Outline Law School Courses*, College of Law (1993-96), and various brown-bag discussions (1991-98); member, Teachers' Round Table (affiliated with the Center for Instructional Resources at Ohio State) (1993-96); advisor to The Ohio State University Press regarding the 25th anniversary edition of GRANT GILMORE, *THE DEATH OF CONTRACT* (25th anniv. ed. 1994); founding member, Junior Faculty Support Network (affiliated with the Office of Faculty & TA Development at Ohio State) (1994-96); dance demonstrator, Hispanic Awareness Week (1993-94); consultant on drafts of lender liability provisions in pending Ohio environmental legislation (1993); co-leader, Brownie Troop 2426 (Discovery Service Unit), Seal of Ohio Girl Scout Council, Inc. (1996-97); co-leader, Junior Girl Scout Troop 654 (Discovery Service Unit), Seal of Ohio Girl Scout Council, Inc. (1996); representative for the North-Central Region, United States Dance Sport Council Rules Committee (the national rules-making committee of the United States Amateur Ballroom Dancers Association) (1995-98); vice-president, Mid-Ohio Chapter of the United States Amateur Ballroom Dancers Association (1993-95).

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

**Associate; Bankruptcy and Workouts Group, Business Department (1986-91).**

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

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

**Judicial Clerk (1985-86).**

**EDUCATION**

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

**J.D. (1985).**

Note Editor, STANFORD LAW REVIEW (1984-85).

Thesis: *Computer Program for Secured Transactions* (1985).

Activities and Honors:

Member, STANFORD LAW REVIEW (1983-84); member, Student Assistants to Admissions Program (1984); member, Law School Film Society (1982-85); member, Orientation Committee (1983-84); Vice-President (Alumni Programs), Law Forum (1983-84); technical assistant in various law school



and all-university plays (1983-85); First Place, Stanford Women's Intramural Powerlifting Competition (1985).

**Rice University (Houston, TX)**

**B.A., *summa cum laude* (1982).**

*Majors:* Legal Studies, Honors Psychology.

Senior Thesis: *The Effects of Time of Day on Cognitive Performance*, Psychology Department (1982).

Activities, Honors, and Scholarships:

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

**PUBLICATIONS, GRANTS, SPECIAL TRAINING, AND PRESENTATIONS**

**Publications—Books**

NANCY B. RAPOPORT & JEFFREY D. VAN NIEL, *CORPORATE SCANDALS AND THEIR IMPLICATIONS* (3d ed.) (West Academic 2018).

BLOOMBERG BNA BANKRUPTCY LAW TREATISE, *A TREATISE WITH REAL-TIME UPDATES* (contributing editor) (Bloomberg BNA 2014).

NANCY B. RAPOPORT & JEFFREY D. VAN NIEL, *LAW FIRM JOB SURVIVAL MANUAL: FROM FIRST INTERVIEW TO PARTNERSHIP* (Wolters Kluwer 2014).

NANCY B. RAPOPORT & JEFFREY D. VAN NIEL, *LAW SCHOOL SURVIVAL MANUAL: FROM LSAT TO BAR EXAM* (Aspen Publishers / Wolters Kluwer 2010).

NANCY B. RAPOPORT, JEFFREY D. VAN NIEL & BALA G. DHARAN, *ENRON AND OTHER CORPORATE FIASCOS: THE CORPORATE SCANDAL READER* (Foundation Press 2d ed. 2009).

STEVEN L. EMANUEL, *STRATEGIES & TACTICS FOR THE MBE* (Aspen Publishers / Wolters Kluwer 2009) (one of several revision authors).

NANCY B. RAPOPORT & BALA G. DHARAN, *ENRON: CORPORATE FIASCOS AND THEIR IMPLICATIONS* (Foundation Press 2004).

DAVID B. GOODWIN & NANCY B. RAPOPORT, *AN ORAL HISTORY OF THE HONORABLE JOSEPH T. SNEED*, Ninth Circuit Historical Society (1994) (solicited oral history).

## Publications—Reports

LOIS R. LUPICA & NANCY B. RAPOPORT, CO-REPORTERS, FINAL REPORT OF THE ABI NATIONAL ETHICS TASK FORCE (2013), available at [https://abi-org-corp.s3.amazonaws.com/materials/Final\\_Report\\_ABI\\_Ethics\\_Task\\_Force.pdf](https://abi-org-corp.s3.amazonaws.com/materials/Final_Report_ABI_Ethics_Task_Force.pdf).

## Publications—Book Chapters

Nancy B. Rapoport, *Social Media Ethics Missteps for Lawyers (and Others)*, PROCEEDINGS OF THE SIXTIETH ANNUAL ROCKY MOUNTAIN MINERAL LAW INSTITUTE 3-1 (July 2014), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2557095](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2557095).

Nancy B. Rapoport, *Analysis and the Arts*, in ZENON BANKOWSKI, MAKSYMILIAN DEL MAR & PAUL MAHARG, THE ARTS AND THE LEGAL ACADEMY: BEYOND TEXT IN LEGAL EDUCATION 101 (Ashgate Press 2012) (solicited essay), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2464202](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2464202).

COLLIER COMPENSATION, EMPLOYMENT AND APPOINTMENT OF TRUSTEES AND PROFESSIONALS IN BANKRUPTCY CASES (Lexis-Nexis 2009) (one of several revision authors).

Nancy B. Rapoport, *Swimming with Shark*, in LAWYERS IN YOUR LIVING ROOM! LAW ON TELEVISION 163 (Michael Asimow, ed., 2009) (solicited manuscript), chapter available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1157053](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1157053).

Nancy B. Rapoport, *Reflections of a Former Dean*, in LAW SCHOOL LEADERSHIP STRATEGIES: TOP DEANS ON BENCHMARKING SUCCESS, INCORPORATING FEEDBACK FROM FACULTY AND STUDENTS, AND BUILDING THE ENDOWMENT 199 (Aspatore Books 2006) (solicited), abstract available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=979321](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=979321).

Nancy B. Rapoport, *Bankruptcy Ethics Issues for Solos and Small Firms*, in ATTORNEY LIABILITY IN BANKRUPTCY (Corinne Cooper, ed. & Catherine E. Vance, contributing ed., ABA 2006) (solicited manuscript).

Nancy B. Rapoport, *Lord of the Flies: The Development of Rules Within an Adolescent Culture*, in SCREENING JUSTICE—THE CINEMA OF LAW: FIFTY SIGNIFICANT FILMS OF LAW, ORDER AND SOCIAL JUSTICE 253 (Rennard Strickland, Teree Foster & Taunya Banks, eds. 2006) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=949168](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=949168).

Nancy B. Rapoport & Jeffrey D. Van Niel, *Dr. Jekyll & Mr. Skilling: How Enron's Public Image Morphed from the Most Innovative Company in the Fortune 500 to the Most Notorious Company Ever*, in ENRON: CORPORATE FIASCOS AND THEIR IMPLICATIONS 77 (Nancy B. Rapoport & Bala G. Dharan, eds.) (Foundation Press 2004), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=505662](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=505662).

## Publications—Articles, Book Reviews, and Essays

Dwayne J. Hermes, Erica R. LaVarnway & Nancy B. Rapoport, *A Solutions-Oriented Approach: Changing How Insurance Litigation Is Handled by Defense Law Firms*, 2017 J. PROF'L L. 129 (peer-reviewed annual journal of the Center for Professional Responsibility of the American Bar Association), available at [https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=3104055](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3104055).

Nancy B. Rapoport, *How Teams Can Help You (or Hurt You) When It Comes to Ethics*, December 2017 ABI J. 24, available at [https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=3085229](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3085229).

Nancy B. Rapoport & Charlie Douglas, *High Performance Organizational Teams*, LISI Estate Planning Newsletter #2563 (July 3, 2017), available at <http://www.leimbergservices.com> and at [https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2998424](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2998424).

Nancy B. Rapoport, *In Praise of Margaret Howard*, 74 WASH. & LEE L. REV. 641 (2017), available at [https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2981404](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2981404).

Nancy B. Rapoport, *Ethics: Why We Must Play Well with Others (and Why We Don't)*, Rocky Mountain Mineral Law Foundation, MANUAL OF THE ADVANCED PUBLIC LANDS SPECIAL INSTITUTE 587 (2017), available at [https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2917346](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2917346).

Nancy B. Rapoport, *On Shared Governance, Missed Opportunities, and Student Protests*, 17 NEV. L.J. 1 (2016), available at <http://ssrn.com/abstract=2885539>.

Randy D. Gordon & Nancy B. Rapoport, *Virtuous Billing*, 15 NEV. L.J. 698 (2015), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2670628](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2670628).

Nancy B. Rapoport, "Nudging" Better Lawyer Behavior: Using Default Rules and Incentives to Change Behavior in Law Firms, 4 ST. MARY'S J. L. ETHICS & MALP. 42 (2014) (solicited manuscript for symposium on Legal Malpractice and Ethics), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2460078](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2460078).

Nancy B. Rapoport, *The Client Who Did Too Much*, 47 AKRON L. REV. 121 (2014) (solicited as part of the Joseph G. Miller and William C. Becker Center for Professional Responsibility's Symposium on Navigating the Practice of Law in the Wake of Ethics 20/20), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2412496](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2412496).

Nancy B. Rapoport, *Plus Ça Change, Plus C'est La Même Chose*, 17 GREEN BAG 55 (2013) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2404069](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2404069).

Lois R. Lupica & Nancy B. Rapoport, *Best Practices for Working with Fee Examiners*, 32 AM. BANKR. INST. J. 20 (June 2013), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2279642](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2279642).

Nancy B. Rapoport, *Rethinking U.S. Legal Education: No More "Same Old, Same Old,"* 45 CONN. L. REV. 1409 (2013), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2275315](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2275315).

Nancy B. Rapoport, *Managing U.S. News & World Report—The Enron Way*, 42 GONZAGA L. REV. 423 (2013), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2255194](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2255194).

Nancy B. Rapoport, Book Review, Brian Z. Tamanaha, *Failing Law Schools* (2012), 47 L. & SOC. REV. 229 (2013) (solicited review), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2233617](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2233617).

Nancy B. Rapoport, *Black Swans, Ostriches, and Ponzi Schemes*, 42 GOLDEN GATE L. REV. 627 (2012) (manuscript solicited as part of a symposium), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2131393](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2131393).

Nancy B. Rapoport, *The Case for Value Billing in Chapter 11*, 7 J. BUS. L. & TECH. LAW 117 (2012), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2039506](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2039506).

Nancy B. Rapoport, *Changing the Modal Law School: Rethinking U.S. Legal Education in (Most) Schools*, 116 PENN ST. L. REV. 1119 (2012), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2038409](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2038409) (republished at 122 Dickinson L. Rev. 189 (2017)).

Jennifer Gross & Nancy B. Rapoport, *Is the Attorney-Client Privilege Under Attack?*, GP | SOLO MAGAZINE 47 (October-November 2010), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1704026](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1704026).

Nancy B. Rapoport, *Rethinking Fees in Chapter 11 Bankruptcy Cases*, 5 J. BUS. & TECH. LAW 263 (2010) (solicited manuscript for University of Maryland School of Law's symposium on Examining Government Reform in the Financial Crisis), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1625102](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1625102).

Nancy B. Rapoport, *Through Gritted Teeth and Clenched Jaw: Court-Initiated Sanctions Opinions in Bankruptcy Courts*, 41 ST. MARY'S L.J. 701 (2010) (solicited manuscript for St. Mary's 9<sup>th</sup> Annual Symposium on *Legal Malpractice and Professional Responsibility*), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1628275](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1628275).

C.R. Bowles & Nancy B. Rapoport, *Debtor Counsel's Fiduciary Duty: Is There a Duty to Rat in Chapter 11?*, 29 AM. BANKR. INST. JOURNAL 16 (2010), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1544930](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1544930).

Nancy B. Rapoport, *Academic Freedom and Academic Responsibility* (reviewing MATTHEW W. FINKIN & ROBERT C. POST, FOR THE COMMON GOOD: PRINCIPLES OF AMERICAN ACADEMIC FREEDOM (Yale University Press 2009)), in 13 GREEN BAG 2D 189 (Winter 2010) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1544932](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1544932).

Eric Van Horn & Nancy B. Rapoport, *Restructuring the Misperception of Lawyers: Another Task for Bankruptcy Professionals*, 28 AM. BANKR. INST. JOURNAL 44 (2009), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1472211](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1472211).

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Nancy B. Rapoport, *Lessons From Enron—And Why We Don't Learn From Them*, May/June 2009 COMMERCIAL LENDING REVIEW 23, available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1413937](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1413937).

Colin Marks & Nancy B. Rapoport, *Corporate Ethical Responsibility and the Lawyer's Role in a Contemporary Democracy*, 77 FORDHAM L. REV. 1269 (2009) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1376475](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1376475).

Nancy B. Rapoport & Roland Bernier III, *(Almost) Everything We Learned About Pleasing Bankruptcy Judges, We Learned in Kindergarten*, 27 AM. BANKR. INST. J. 16 (July/August 2008), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1157103](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1157103).

Nancy B. Rapoport, *The Curious Incident of the Law Firm That Did Nothing in the Night-Time* (reviewing MILTON C. REGAN, JR., EAT WHAT YOU KILL: THE FALL OF A WALL STREET LAWYER (Univ. of Michigan Press 2004)), in 10 LEGAL ETHICS 98 (2007), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1017627](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1017627) and at <http://www.tandfonline.com/doi/abs/10.1080/1460728X.2007.11423884>.

Nancy B. Rapoport & Roland Bernier, *Bankruptcy Pro Bono Representation of Consumers: The Seven Deadly Sins*, 44 HOUS. LAWYER 18 (June 2007), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1051221](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1051221).

Nancy B. Rapoport, *Not Quite "Them," Not Quite "Us": Why It's Difficult for Former Deans to Go Home Again*, 38 U. TOLEDO L. REV. 581 (2006) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936251](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936251).

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Nancy B. Rapoport, *Enron and the New Disinterestedness—The Foxes Are Guarding the Henhouse*, 13 AM. BANKR. INST. L. REV. 521 (2005) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936167](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936167).

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Nancy B. Rapoport, *Recent Developments in Bankruptcy Law*, 35 TEXAS TECH. L. REV. 543 (2004) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=938551](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=938551).

Nancy B. Rapoport, *"Venn" and the Art of Shared Governance*, 35 U. TOLEDO L. REV. 169 (2003) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936247](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936247).

Nancy B. Rapoport, *Examining Enron's enablers: Watkins' perspective makes Swartz's account stand out*, HOUSTON CHRONICLE, March 23, 2003, at Zest 15 (solicited book review).

Nancy B. Rapoport, *Enron, Titanic, and the Perfect Storm*, 71 FORDHAM L. REV. 1373 (2003) (solicited essay for a special issue on ethics), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=498122](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=498122); also included as an essay in ENRON: CORPORATE FIASCOS AND THEIR IMPLICATIONS 927 (Nancy B. Rapoport & Bala G. Dharan, eds.) (Foundation Press 2004).

Nancy B. Rapoport, *The Intractable Problem of Bankruptcy Ethics: Square Peg, Round Hole*, 30 HOFSTRA L. REV. 977 (2002) (solicited essay for ethics symposium), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936235](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936235).

Nancy B. Rapoport, *In Memoriam: Yale Rosenberg*, 39 HOUS. L. REV. 869 (2002) (solicited essay), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1598446](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1598446).

Nancy B. Rapoport & Jeffrey D. Van Niel, *"Retail Choice" Is Coming: Have You Hugged Your Utilities Lawyer Today? (Part II)*, August 2002 NORTON BANKRUPTCY LAW ADVISER 2, available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=963913](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=963913).

Nancy B. Rapoport, *Multidisciplinary Practice After In Re Enron: Should the Debate on MDP Change At All?*, TEXAS BAR JOURNAL 446 (May 2002), available at <http://www.texasbar.com/Template.cfm?Section=Home&Template=/ContentManagement/ContentDisplay.cfm&ContentID=5999>.

Nancy B. Rapoport & Jeffrey D. Van Niel, *"Retail Choice" Is Coming: Have You Hugged Your Utilities Lawyer Today? (Part I)*, February 2002 NORTON BANKRUPTCY LAW ADVISER 4, available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=963912](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=963912).

Nancy B. Rapoport, *Is "Thinking Like a Lawyer" Really What We Want to Teach?*, in *Erasing Lines: Integrating the Law School Curriculum*, 2001 ALWD CONF. PROCEEDINGS 91, available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936248](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936248).

Nancy B. Rapoport, *When Local IS Global: Using a Consortium of Law Schools to Encourage Global Thinking*, 20 PENN STATE INT'L LAW REVIEW 19 (2001) (transcript of AALS Annual Meeting session).



- Nancy B. Rapoport, *Of Cat-Herders, Conductors, Fearless Leaders, and Tour Guides*, 33 U. TOLEDO L. REV. 161 (2001) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936245](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936245).
- Nancy B. Rapoport, *Presidential Ethics: Should a Law Degree Make a Difference?*, 14 GEO. J. L. ETHICS 725 (2001), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=260021](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=260021).
- Nancy B. Rapoport, *Going from "Us" to "Them" in Sixty Seconds*, 31 U. TOLEDO L. REV. 703 (2000) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936171](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936171).
- Nancy B. Rapoport, *Dressed for Excess: How Hollywood Affects the Professional Behavior of Lawyers*, 14 NOTRE DAME J. OF LAW, ETHICS & PUBLIC POLICY 49 (2000) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936188](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936188).
- Nancy B. Rapoport, *Ratings, Not Rankings: Why U.S. News & World Report Shouldn't Want To Be Compared To Time and Newsweek—or The New Yorker*, 60 OHIO ST. L.J. 1097 (1999), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936246](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936246).
- Nancy B. Rapoport, *Living "Top-Down" in a "Bottom-Up" World: Musings on the Relationship Between Jewish Ethics and Legal Ethics*, 78 NEB. L. REV. 18 (1999), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936241](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936241).
- Nancy B. Rapoport, *Moral Bankruptcy: Modeling Appropriate Attorney Behavior in Bankruptcy Cases*, THE NEBRASKA LAWYER 14 (March 1999) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1598447](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1598447).
- Nancy B. Rapoport, *The Need For New Bankruptcy Ethics Rules: How Can "One Size Fits All" Fit Anybody?*, 10 PROFESSIONAL LAWYER 20 (1998) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=939448](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=939448).
- Nancy B. Rapoport, *Our House, Our Rules: The Need for a Uniform Code of Bankruptcy Ethics*, 6 AM. BANKR. INST. L. REV. 45 (1998) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936343](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936343).
- C.R. Bowles & Nancy B. Rapoport, *Has the DIP's Attorney Become the Ultimate Creditors' Lawyer in Bankruptcy Reorganization Proceedings?*, 5 AM. BANKR. INST. L. REV. 47 (1997) (symposium manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936240](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936240).
- Nancy B. Rapoport, *Ethics: Is Disinterestedness Still a Viable Concept? A Roundtable Discussion*, 5 AM. BANKR. INST. L. REV. 201 (1997) (solicited transcript) (with co-panelists John D. Ayer, the Hon. Charles N. Clevert, the Hon. Joel Pelofsky & Bettina Whyte), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936340](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936340).
- Nancy B. Rapoport, *Turning the Microscope on Ourselves: Self-Assessment by Bankruptcy Lawyers of Potential Conflicts of Interest in Columbus, Ohio*, 58 OHIO ST. L.J. 1421 (1997), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=938611](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=938611).



Nancy B. Rapoport, *Avoiding Judicial Wrath: The Ten Commandments for Bankruptcy Practitioners*, 5 J. BANKR. L. & PRAC. 615 (September/October 1996) (solicited manuscript), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=940769](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=940769).

Nancy B. Rapoport, *Seeing the Forest and The Trees: The Proper Role of the Bankruptcy Attorney*, 70 IND. L.J. 783 (1995), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=938527](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=938527).

Nancy B. Rapoport, *Worth Reading: Review of Annual Survey of Bankruptcy Law*, TURNAROUNDS AND WORKOUTS (Beard Group, Inc.), January 15, 1995, at 6 (solicited book review).

Nancy B. Rapoport, *Turning and Turning in the Widening Gyre: The Problem of Potential Conflicts of Interest in Bankruptcy*, 26 CONN. L. REV. 913 (1994), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=936337](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=936337).

### **Publications—Op-Eds**

Lois R. Lupica & Nancy Rapoport, *Consumer Debtors Should Not Have To Go It Alone*, DOW JONES DAILY BANKRUPTCY REVIEW (May 1, 2013), available at <http://bankruptcynews.dowjones.com/article?an=DJFDBR0020130501e951qbfa8&from=alert&pid=10&ReturnUrl=http%3a%2f%2fbankruptcynews.dowjones.com%3a80%2farticle%3fan%3dDJFDBR0020130501e951qbfa8%26from%3dalert%26pid%3d10>.

Nancy Rapoport, *Board Smart Not to Raise the Superintendent Salary Stakes*, LAS VEGAS SUN, September 5, 2010, available at <http://www.lasvegassun.com/news/2010/sep/05/board-smart-not-raise-superintendent-salary-stakes/>.

Nancy B. Rapoport, *Enron an Example: Grads Lost in Trees*, HOUSTON CHRONICLE, February 24, 2002, at 4H.

Nancy B. Rapoport, *Wrestling with the Problem of Potential Conflicts of Interest in Bankruptcy*, 26 BANKRUPTCY COURT DECISIONS WEEKLY NEWS AND COMMENT (LRP Publications), March 7, 1995, at A3 (solicited editorial).

### **Grants**

2002 participant, Harvard Institutes for Higher Education Management and Leadership in Education (MLE) Program (partial scholarship from Harvard, \$1,000 in 2001—had to withdraw, due to the aftermath of Tropical Storm Allison, but returned to participate in 2002).

1999 participant, Harvard Institutes for Higher Education Management Development Program (MDP) (partial scholarship from Harvard, \$1,000).

1995 Instructional Technology Small Grant (Ohio State funds; \$850).

1995 West Publishing/NCAIR Fellow (\$15,000 grant for developing a computer program that teaches law students about conflicts of interest in bankruptcy law).

1994 participant in Summer Institute of the Law & Society Association (Wellesley, Massachusetts).

1993 University Seed Grant for the study of creditor representation in bankruptcy (1993 grant from Ohio State University's Office of Research & the College of Law).

### **Special training**

Attended STAR: A Systematic Approach to Mediation Strategies, Straus Institute for Dispute Resolution, Pepperdine University School of Law (June 2008) (attended on a grant from Pepperdine); have also attended two Harvard Institutes of Higher Education Management (MDP in 1999 and MLE in 2002) and will be attending IEM in 2016.

### **Selected academic presentations**

Society for Applied Anthropology's 78<sup>th</sup> annual meeting, *Concentric and Overlapping Circles of Leadership in Higher Education* (April 2017).

Pontificia Universidad Javeriana Cali (Colombia)'s International Congress of Corporate Law, *Corporate Social Responsibility and Social Science* (November 2017) (invited speaker).

Society for Applied Anthropology's 77<sup>th</sup> annual meeting, *Women and Diversity: Being a "First"* (March 2017).

Boyd School of Law, Conference on Psychology and Lawyering: Coalescing the Field, *Using Psychology to Change Law Firms' Default Incentive Structures* (with Randy D. Gordon) (invited panelist) (February 2014).

The Ohio State University Moritz College of Law, faculty workshop presentation on "Nudging" Better Lawyer Behavior: *Using Default Rules and Incentives to Change Behavior in Law Firms* (November 2013).

The Joseph G. Miller and William C. Becker Center for Professional Responsibility's Symposium on Navigating the Practice of Law in the Wake of Ethics 20/20, *What It Means To Be a Lawyer in These Uncertain Times (Part I)* (invited panelist) (April 2013).

Roger Williams University School of Law, Women Who Lead Series, *Why the World Needs Nay-Sayers* (keynote speaker) (March 2010).

Distinguished Lecturer, The Chapman Dialogue Series, Chapman University School of Law, *Why No Amount of Regulation Is Likely to Prevent Corporate Scandals* (February 2010).

Presentation at 2010 Annual Meeting of Association of American Law Schools, Section on Women in Legal Education, *Succeeding in Legal Education* (January 2010).

Presentation at 2009 Annual Meeting of Association of American Law Schools, Committee on Curriculum Issues, *Redesigning Legal Education* (January 2009).

Presentation at Fordham Law School's Colloquium, *The Lawyers' Role in a Contemporary Democracy* (with Colin Marks) (September 2008).

Adjunct professor, St. John's University School of Law, LL.M. in Bankruptcy Program (Enron seminar), St. John's University School of Law Faculty, *Enron: Is It Still Relevant?* (March 2006 & March-April 2007).

Presentations at the 2007 Annual Meeting of Association of American Law Schools:

- *Workshop on the Ratings Game (or Not!): The Search for Sensible Assessment*, moderator for plenary discussion, *We Didn't Even Bring the Box: A Roundtable Discussion on Creative Alternatives*, <http://www.aals.org/am2007/wednesday/ratings.html>.
- Panelist, Section on Continuing Legal Education, Co-Sponsored by Section on Professional Responsibility, *Legal Ethics CLE in the Law School Setting: Can It Be Practical, Academic, and Interesting at the Same Time?*
- Panelist, Section for the Law School Dean, *What I Wish I Had Known Then: A Conversation Among Deans*.

Symposium at Indiana University-Bloomington School of Law, *Eating Our Cake and Having It, Too: Why Real Change Is So Difficult in Law Schools* (March 2005).

"Better Learning, Better Lawyers" Conference, *Legal Education in the 21<sup>st</sup> Century: Radical Design for a Changing Profession* (August 2002).

The 2001 Legal Ethics Conference, Hofstra University School of Law, *Legal Ethics—What Needs Fixing?* (September 2001).

AALS Bankruptcy Workshop, *Teaching Bankruptcy as a Vehicle for Teaching Other Values* (May 2001).

Moderator of plenary session of the Annual Meeting of Association of American Law Schools, *Mini-Workshop on Major Issues of the 21<sup>st</sup> Century: The Impact on the Legal Academy and Law Students* (January 2000).

Annual Meeting of the Association of American Law Schools, Creditors' & Debtors' Rights Section, *Local Cultures + Judicial Discretion = National Confusion?: Equities, Equations, and the "Uniformity" of the Bankruptcy Code* (January 1998).

Annual Meeting of National Conference of Bankruptcy Judges, *Disinterestedness and the Chapter 11 Professional* (October 1997).

Eastern District of Pennsylvania Bankruptcy Conference, *Bankruptcy Issues* (January 1996, January 1997, January 1998, and January 1999).

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

National Conference of Bankruptcy Judges, *NCBJ Plenary: Broken Bench Awards Show: The Best Little Show in Texas* (October 2018).

ABI 38<sup>th</sup> Annual Midwestern Bankruptcy Institute, *Sanctions and Social Science* (October 2018) (with Adam Miller).

*What Social Science Can Teach Us About Good People and Bad Choices* and *Images of Lawyers in Film: Legal Ethics and the Movies*, 2018 American Bankruptcy Institute Midwest Regional Seminar (August 2018).

Fifth Annual James T. King Bankruptcy Symposium, *Ethics and Getting Paid* (July 2018) (with the Hon. Erithe A. Smith and M. Jonathan Hayes).

American Bankruptcy Institute, VALCON 2018, *Special Problems Presenting Financial Consultants as Expert Witnesses and Ethics Hot Topics* (May 2018) (with Michael Richman, George Angelich, and Ted Gavin).

American Bankruptcy Institute's Annual Spring Meeting, *Ethics Jeopardy* (with Nan Roberts Eitel, Lois Lupica, and Bill Rochelle) (April 2017).

2017 Mutual Funds and Investment Management Conference, *Building Successful and Ethical Teams* (March 2017).

American Bankruptcy Institute's Annual Spring Meeting, *A Primer on Dealing with Fee Examiners* (with Van Durrer, II, William K. Harrington, Robert J. Keach, and John F. Theil) (April 2016).

National Association of Estate Planners' 52<sup>nd</sup> Annual Conference, *Nudging More Ethical Behavior Through Incentives and Checklists* (November 2015).

The Eugene Kuntz Conference on Natural Resources Law and Policy, *Nudging Better Behavior: How Social Science Can Help Us Make Better Decisions* (November 2015).

29<sup>th</sup> Annual Central California Bankruptcy Institute, *How to Use Social Science to Improve Ethics in a Law Firm* (September 2015).

89<sup>th</sup> Annual National Conference of Bankruptcy Judges, *Ethics and Social Media* (panel discussion with the Hon. Hannah Blumenstiel and Peter Fessenden) (September 2015).

National Association of Legal Fee Analysis (NALFA) webinar, *Bankruptcy Fee Examiners in Large Chapter 11 Cases* (panel discussion with Walter W. Theus, Jr., Senior Trial Attorney, USDOJ U.S. Trustee Program and Jeffrey L. Cohen, Partner, Cooley, LLP) (May 2015).

Colombia's Superintendency of Companies, Responsibility of Administrators and Business Ethics Seminar, *Why Smart People Make Bad Decisions* (March 2015) (at request of Colombian government).

Institute for Energy Law, 66<sup>th</sup> Annual Oil & Gas Conference, “*Nudging*” *Better Behavior* (February 2015).

Bankruptcy Section of the Federal Bar Association and the Los Angeles Chapter of the Federal Bar Association, 11<sup>th</sup> Annual Bankruptcy Ethics Symposium, *An Ethics Conversation* (with Gillian N. Brown) (November 2014).

National Association of Estate Planners and Councils, 50<sup>th</sup> Annual Conference, *Social Science, Human Error & Behavior* (November 2013).

Federal Judicial Center, *Judicial Ethics* (with the Hon. Peter Bowie, the Hon. Arthur Federman, and Prof. Elizabeth Thornburg) (April 2013 and August 2013).

ABA Annual Meeting, Business Law Section, *Cognitive Biases, Blind Spots, and Other Impairments of Ethical Vision: How Good Lawyers Can Go Astray* (with Dr. Larry Richard, James Jones, and Charles McCallum) (August 2013).

Texas Bankruptcy Law Section Bench/Bar Conference, *Recent Attorney Fee Issues* (June 2013).

Gardere Women’s Council Ethics CLE, keynote speaker, *Women on Boards* (June 2013).

Rocky Mountain Bankruptcy Conference: IWIRC session on bankruptcy ethics; keynote speaker on *Bankruptcy Ethics in Pop Culture* (January 2013).

Speaker at three sessions of the 86<sup>th</sup> Annual National Conference of Bankruptcy Judges: ABA session on *Ethical Issues Involving Pro Bono Representation: Spotting the Issues, Solving the Problems*; NCBJ session on *The Ethics of Organizers—Ethical Challenges in Forming Official and Unofficial Committees*; and CLLA session on *Pre-Bankruptcy Ethics—How to Avoid the Minefields Before Battle Begins* (October 2012).

Sacramento Valley Bankruptcy Forum’s 11<sup>th</sup> Annual Northern California Bankruptcy Conference, *Stupid Lawyer Tricks* (March 2012).

National Association of Bankruptcy Trustees’ Spring Meeting, panelist on *Friend Me? Ethics and Professionalism Issues Related to the Use of Social Media* (March 2012).

ABA Business Law Section’s Annual Spring Meeting, panelist for the sessions on *Ethical Issues in Commercial Transactions*, *Should In-House Counsel Be Navigating in the Choppy Waters of Corporate Compliance?*, and *Consumer Bankruptcy Clinics for Law Schools* (March 2012).

Southeastern Bankruptcy Law Institute, SBLI Visiting Scholar Presentation, *The Case for Value Billing in Chapter 11* (October 2011).

Law School Admission Council’s Annual Meeting, “*Soothing the Savage Beast*”: *The Art of Working Effectively With Difficult People* (with Floyd Weatherspoon) (June 2011).

Bankruptcy Law Section of the State Bar of Texas Bench/Bar Conference, “*Money, Money, Money*” *Red Flags to Fee Examiners and Solutions to Those Red Flags* (with the Hon. H. Christopher Mott, Kemp Sawers, and Warren H. Smith) (June 2011).

American Bankruptcy Institute’s Annual Spring Meeting, *Fulfilling the Fiduciary Duty in a Complex Commercial World* (with Richard M. Meth & Judith Greenstone Miller (plenary session) (April 2011).

Association of American Law Schools, Annual Meeting, Section on Continuing Legal Education (co-sponsored by Section for the Law School Dean), *Exploring the Options for the Future of Legal Education* (with Kellye Y. Teste, Daniel McCarroll, Gary A. Munneke, and Ellen Y. Suni) (January 2010).

Annual Meeting of National Conference of Bankruptcy Judges, *(Almost) Everything You Wanted to Know About...Getting Retained and Committee Solicitation Issues – The Problems, the Rules and the Enforcers* (October 2009).

ABI Southwest Bankruptcy Conference, *Multimedia Ethics Presentation; Perspectives from the Bench and Ethical Issues*; and *Ethics—Walking in the Grey Areas: Advising Clients and Avoiding Pitfalls in Ethically Unsettled Areas* (September 2009).

Department of Energy & Contractor Attorneys’ Association, Inc.’s Annual Meeting, *Ethics in the Corporate World* (May 2009).

ALI-ABI Live Telephone Seminar and Audio Webcast: Ethics and Professionalism Series, *When Bankruptcy Comes Calling on Your Client: Five Common Ethical Mistakes* (April 2009).

ABI Annual Spring Meeting, *Multimedia Ethics Presentation* (plenary session) (April 2009).

Alaska Bar Association and Alaska Bankruptcy Bar, *Ethics and Popular Culture and Issues in Bankruptcy Ethics* (March 2009).

National Conference of Bankruptcy Judges, 82d Annual Conference, *Ethical Fee Limits: Getting Paid and Getting What You Deserve* (Sept. 2008).

American Bankruptcy Institute’s 16<sup>th</sup> Annual Southwest Bankruptcy Conference, *Multimedia Ethics Extravaganza* (plenary speaker) (Sept. 2008).

Emanuel Bar Review Lecturer (2008-2010).

National Conference of Consumer Bankruptcy Attorneys, 16<sup>th</sup> Annual Conference, *Ethics Issues* (May 2008).

American Bankruptcy Institute’s 26th Anniversary Annual Spring Meeting, *Beyond Ethics: The Coexistence of Zealousness, Professionalism and Civility in the Insolvency Community* (April 2008).

American Bankruptcy Institute's 19<sup>th</sup> Annual Winter Leadership Conference, *Presentation of Fee Study* (February 2008).

National Conference of Bankruptcy Judges, 81<sup>st</sup> Annual Conference, Commercial Law League of America's 22<sup>nd</sup> Annual Educational Program's panel on *Preemption and Federalism Issues in Bankruptcy* (October 2007).

American Bankruptcy Institute's 15<sup>th</sup> Annual Southwest Bankruptcy Conference, *Ethics: Negotiating the Sanctions Minefield* (September 2007).

American Bankruptcy Institute's 25<sup>th</sup> Annual Spring Meeting, *The Application of State Ethics Rules in Bankruptcy: Are We Just Holding Our Noses and Looking the Other Way?* (April 2007).

25<sup>th</sup> Anniversary Jay L. Westbrook Bankruptcy Conference, University of Texas CLE (with Martin Bienenstock), *Conflicts Writ Large: Intercreditor Issues and Issues with Fees and Overbilling* (November 2006).

Annual Meeting of National Conference of Bankruptcy Judges, ABA Luncheon Meeting, *Examining the Examiner* (October 2004).

Annual Meeting of National Conference of Bankruptcy Judges, *Current Bankruptcy Ethics Issues: It's Not That You Ought To! It's That You "Got To!"* (October 2004).

*Lessons To Be Learned From the Rise and Fall of High-Profile Corporate Entities—The Scandals—How to Identify Red Flags in Revenue Reporting and Financial Statements* (NACD Houston Chapter, Sept. 2004) (with Bala G. Dharan and Steven C. Currall).

State Bar of Texas Annual Meeting, Business Law & Corporate Counsel Sections, *Moral Independence of Lawyers vs. Moral Interdependence* (June 2003).

State Bar of Texas Annual Meeting, Women & the Law Section, *Images of Women Lawyers in the Media* (June 2003).

Commercial Law League of America, Annual Meeting, *Bankruptcy Ethics* (April 2003).

4<sup>th</sup> Annual Barry L. Zaretsky Roundtable, Brooklyn Law School, *Ethics, Governance, and Bankruptcy After Enron* (April 2003).

Southeastern Finance Association and Southern Academy of Legal Studies, *Corporate Scandals (Enron, Andersen, Tyco & World Com)—What Went Wrong?* (keynote speaker) (March 2003).

College for New Judges, Texas Center for the Judiciary, *Images of Judges in Movies* (December 2002 & November 2003).

The University of Texas School of Law CLE: The 21<sup>st</sup> Annual Bankruptcy Conference & Personal Injury Conference, *Debtor Wrongdoing: Ethical Implications for Lawyers* (November 2002).



National Association of Bankruptcy Trustees, Annual Conference, *What's Wrong With Us??!!—A Fascinating Look at Ourselves, Through the Eyes of Judges and Others* (August 2002).

10<sup>th</sup> Annual Southwest Bankruptcy Conference, American Bankruptcy Institute, *A Look Inside the Mega-Case* (September 2002).

The University of Texas School of Law CLE: The 24<sup>th</sup> Annual Corporate Counsel Institute, *Conflicts, Ethical Duties and Independence: Lessons from Enron* (August 2002).

NASA National Managers Association, *Lessons in Character from Enron* (April 2002).

Houston Bar Minority Opportunities in the Legal Profession Committee & Minority Corporate Counsel Association: Business Development in a Belt-Tightening Economy, *Overcoming Barriers and Opening Doors to Your Personal Success* (February 2002).

AALS Workshop—Do You Know Where Your Students Are? Langdell Logs On to the 21<sup>st</sup> Century, AALS Annual Meeting, *The Changing Face of the Deanship* (January 2002).

BAR/BRI, lecturer on *Succeeding in Law School* (2002-2006).

The University of Texas School of Law CLE: The 25<sup>th</sup> Annual Page Keeton Products Liability & Personal Injury Conference, *Dressed for Excess* (November 2001).

20<sup>th</sup> Annual Bankruptcy Conference, University of Texas Law School, *Bankruptcy Ethics—How Do We Find Out What We're Doing Wrong (Or Right)?* (November 2001).

Annual Meeting of National Conference of Bankruptcy Judges, *Tell Me What You Really Want—How Behavior (On Both Sides of the Bench) Can Impact Your Case* (October 2001).

ALWD (Association of Legal Writing Directors) Biennial Conference, *Do "Best Practices" in Legal Education Include an Obligation to the Legal Profession to Integrate Theory, Skills, and Doctrine in the Law School Curriculum?* (July 2001).

Winter Leadership Conference, American Bankruptcy Institute, *Bankruptcy Ethics* (December 2000).

AALS Workshop for New Law Teachers, *Satisfying Your Multiple Constituencies (How Your Dean Can Help)* (July 2000 & July 1999).

LSAC Academic Support Conference, *Why Support Academic Support Programs?* (June 2000).

LSAC Annual Meeting, *Establishing a Partnership With a New Dean* (June 2000).

Twenty-Fourth Annual Bankruptcy Law & Practice Seminar, Stetson University College of Law, *Ethical Problems: Dual Representation in Chapter 11, and Ethics: Pre-Bankruptcy Planning and Ethical Limitations* (December 1999).

American Bar Association's Workshop for New Law Deans, *Reflections of an Ex-Novice Dean* (June 1999).

Annual Conference of the National Association for Law Placement, *Reliable Evaluation of Law Schools: Going Beyond Law School Rankings* (April 1999).

### **Media appearances**

Appearances on a variety of local, national, and international news broadcasts, and in local, national, and international news articles, on various bankruptcy, corporate law, and other legal issues, including the Enron bankruptcy case, the Arthur Andersen trial, and the Anna Nicole death (December 2001-present).

Appeared in Academy Award®-nominated documentary, *Enron: The Smartest Guys in the Room* (Magnolia Pictures 2005).

*Due Process* with William F. Schenck, Prosecuting Attorney, Greene County, Ohio (October 23, 1996) (discussing legal education).

### **Contributor to the following blogs:**

NANCY RAPOPORT'S BLOG, <https://nancyrapoports.blog/>.

NANCY RAPOPORT'S BLOGSPOT (former blog), <http://nancyrapoport.blogspot.com/>.

LAW SCHOOL SURVIVAL MANUAL, <http://lawschoolsurvivalmanual.blogspot.com/>.

CORPORATE SCANDAL WATCH, <http://corporatescandalwatch.blogspot.com/>.

UNLV LAW BLOG, Contributing Editor, <http://unlvlawblog.blogspot.com>.

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

LEGAL PROFESSION, Contributing Editor: [http://lawprofessors.typepad.com/legal\\_profession/](http://lawprofessors.typepad.com/legal_profession/).

JURIST, Contributing Editor, <http://jurist.law.pitt.edu/>.

CREDIT SLIPS, Guest Blogger, <http://www.creditslips.org/>.

THE FACULTY LOUNGE, Guest Blogger, <http://www.thefacultylounge.org/>.

THE CONGLOMERATE, Guest Blogger, <http://www.theconglomerate.org/>.

FEMINIST LAW PROFESSORS, Guest Blogger, <http://feministlawprofs.law.sc.edu/>.

RACE TO THE BOTTOM, Guest Blogger, <http://www.theracetothetbottom.org/home/>.

## **EXPERT AND EXPERT WITNESS ACTIVITY**

Independent monitor for UpRight Law (2018-present).

Fee examiner in *In re* Toys “R” Us Property Company I, LLC, United States Bankruptcy Court for the Eastern District of Virginia, Case No. 18-31429 (KLP) (2018-present).

Fee examiner in *In re* Toys “R” Us, Inc., United States Bankruptcy Court for the Eastern District of Virginia, Case No. 17-34665 (KLP) (2018-present).

Expert for the Trustee in two *In re* ICPW Liquidation Corp. cases, United States Bankruptcy Court for the Central District of California, Case Nos. 1:17-bk-12408-MB and 1:17-bk-12409-MB (2018).

Expert for Hoover Slovacek LLP in *Midstates Petroleum Company v. Production Specialists, Inc. dba Regal Oilfield Sup.*, United States Bankruptcy Court for the Southern District of Texas, Case No. 4:16-bk-32237 (2017-present).

Expert for Panish Shea & Boyle LLP in *Moradi v. Nevada Property 1, LLC*, District Court, Clark County, Nevada, Case No. A-14-698824-C (2017).

Expert for Diamond State Insurance Company in *Gieseke v. Diamond State Insurance Company*, U.S. District Court for the District of Nevada, Case No. 3:16-cv-00103-MMD-WGC (2016).

Expert for Mar-Bow Value Partners, LLC, and Lakeview Capital, Inc., on a confidential matter involving Federal Rule of Bankruptcy Procedure 2014 (2016).

Independent member of Fee Committee, *In re* Caesars Entertainment Operating Co., Inc., U.S. Bankruptcy Court, Northern District of Illinois, Case No. 15-01145 (ABG) (2015-2018).

Expert for Craig Marquiz in *Home Gambling Network, Inc. v. Piche*, United States District Court for the District of Nevada, Case No. 2:05-cv-00610-DAE-VCF (2015).

Expert for the Debtor in *In re* The Catholic Bishop of Spokane, a/k/a The Catholic Diocese of Spokane, United States Bankruptcy Court, Eastern District of Washington, Case No. 04-08822-FPC11 (2014).

Expert for the Trustee in *In re* Fundamental Long Term Care, Inc., United States Bankruptcy Court, Middle District of Florida, Case No. 8:11-bk-22258-MGW (2014-2015) (testified at deposition and at trial).

Expert for the Liquidating Trustee in *Mukamal v. Fulbright & Jaworski L.L.P (In re Palm Beach Finance Partners, L.P. and Palm Beach Finance Partners II, L.P.)*, United States Bankruptcy Court, Southern District of Florida, Case No. 09-36379-BKC-PGH (2014) (withdrew due to scheduling issues).

Expert for the law firm of Lipson Neilson Cole Seltzer Garin, P.C. in a case involving conflicts of interest (2014).

Consultant for the Liquidating Trust for *In re* Residential Capital, LLC, United States Bankruptcy Court, Southern District of New York, Case No. 12-12020 (MG), regarding the reasonableness of fees (2014).

Expert for the law firm of Frank J. Cremen in Grievance File #SG 1-1156, State Bar of Nevada (2013-2014) (testified at hearing).

Expert for Irell & Manella LLP, in State of Nevada v. Gary Trafford, et al., Clark County District Court, Case No. C-11-277573-1 (2013).

Expert for a Nevada law firm (firm and client names kept confidential) in a matter involving attorney disciplinary procedures (2012).

Expert for the Fee Examiner in Matter of Lehman Brothers Holdings, Inc., U.S. Bankruptcy Court, Southern District of New York, Case No. 08-13555-jmp (2012).

Expert for the Fee Examiner in *In re* Motors Liquidation Co. (f/k/a General Motors Corp.), U.S. Bankruptcy Court, Southern District of New York, Case No. 09-50026 (2011-2012).

Expert for Alverson Taylor Mortensen & Sanders in Stanish et al. v. Catholic Healthcare West, Nevada District Court, Clark County, Case No. A-11-639674-C (2011).

Expert for a multinational firm (name kept confidential) on bankruptcy conflicts of interest.

Fee examiner in *In re* Station Casinos, Inc., U.S. Bankruptcy Court, District of Nevada, Case Nos. BK-09-52477 through BK-11-51219 (2011).

Expert for the Office of the United States Trustee in three cases: *In re* Mark Andrew Brown, U.S. Bankruptcy Court, Western District of Maryland, Case No. 09-44254-jwv7; *In re* Tracy L. Quarm, U.S. Bankruptcy Court, Northern District of Ohio, Case No. 09-20498; and *In re* John W. Young, U.S. Bankruptcy Court, Northern District of Ohio, Case No. 10-11404 (2010) (testified in discovery depositions and at trial; deposition and trial testimony done via videotape).

Expert for the Trustee in The Pappg Grantor Trust v. Scott (*In re* Baltimore Emergency Services II, LLC, et al.), U.S. Bankruptcy Court, District of Maryland, Adversary No. 03-8294-esd (2010).

Expert for Lionel, Sawyer & Collins in Michael Racusin v. Lionel Sawyer & Collins, American Arbitration Association, Case No. 79 194 Y 00108 08 (2009-2010) (testified in arbitration).

Expert for the Reorganized Debtor in *In re* ASARCO, LLC, et al., U.S. Bankruptcy Court, Southern District of Texas, Case No. 05-21207 (2010) (testified at trial).

Expert for BuckleySandler LLP in *Pulte Homes, Inc. v. Terry Goddard*, In His Official Capacity as Attorney General for the State of Arizona and Catherine Cortez Masto, In Her Official Capacity as Attorney General for the State of Nevada, D.C. Circuit, Civil Action No. 1:10-cv-00377 (2010).

Court's fee expert and chair of the Fee Review Committee in *In re Pilgrim's Pride Corp.*, U.S. Bankruptcy Court, Northern District of Texas, Case No. 08-45664 (DML) (2009-2010) (testified at hearing).

Expert for plaintiff in *Judy M. Jackson, M.D. v. Ira Levine et al.*, Nevada District Court, Clark County, Case No. A538983 (2009-2010) (testified in deposition and at trial).

Expert for the Trustee in *Asset Funding Group, L.L.C., Scobar Adventures, L.L.C., AFG Investment Fund 2, L.L.C., and HW Burbank, L.L.C. v. Adams and Reese, L.L.P.*, U.S. District Court, Eastern District of Louisiana, Case No. 07-2965 (2009) (testified in deposition; made available for trial, but case settled).

Expert for Clausen Miller in *In re Raymond Professional Group, Inc. (Raymond Professional Group, Inc. v. William A. Pope Company)*, Adv. No. 07-A-00639, U.S. Bankruptcy Court, Northern District of Illinois (2008-2009) (testified in deposition and at hearing).

Expert for the plaintiff in *Todd v. Guidance Software, Inc.*, U.S. District Court, Central District of California, Case No. SACV 08-1354 JVS (ANx) (2008-2009).

Expert for the Debtor in *Sports Shinko Co. v. Franklin K. Mukai*, U.S. District Court, D. Hawaii, Case No. CV 04-00127 ACK/BMK (2007-2008).

Expert for the Trustee in *In re Mego Financial Corp., et al.*, U.S. Bankruptcy Court, D. Nev., Case Nos. BK-N-03-52300-GWZ through BK-N-03-52304-GWZ and BK-N-03-52470-GWZ through BK-N-03-52474-GWZ (2007-2008) (testified at deposition).

Expert for Pillsbury Winthrop in *In re SONICBlue Incorporated*, U.S. Bankruptcy Court, Northern District of California, Case Nos. 03-51775 through 03-51778 MM (2007) (made available to testify in court early in the case; did not testify).

Expert for the Trustee in *In re Southwest Florida Heart Group, P.A.*, U.S. Bankruptcy Court, Middle District of Florida, Case No. 9:05-bk-17167-ALP (2007) (testified in deposition).

Expert for Beirne, Maynard & Parsons in *Brazos Electric Power Cooperative, Inc. v. Tenaska IV Texas Partners* and related cases (2003-2004; 2006-2007) (testified in depositions).

Expert for Beirne, Maynard & Parsons in *Hicks v. Charles Pfizer & Co.*, U.S. District Court, Eastern District of Texas, Civil Action No. 1:04CV201 (2006).

Expert for Benjamin Hall, Esq., in *Costilla Energy, Inc.*, by and through its litigation trustee, George Hicks v. Joint Energy Development Investments II, 49<sup>th</sup> Judicial District, Zapata County, Texas (2006-2008) (testified in deposition).

Expert for Winstead, Secrest & Minick in an issue involving conflicts of interest (2005).

Expert for Beckley, Singleton in Fremont Investment & Loan v. Beckley Singleton, Chtd. and Sidney Bailey, U.S. District Court, D. Nevada, Case No. CV-S-03-1406-JCM-RJJ (2003) (2005-2006) (testified in deposition).

Expert for the debtor in *In re ACandS, Inc.*, U.S. Bankruptcy Court, D. Delaware, Case No. 02-12687 (2004-2005) (testified at hearing).

Court's fee expert and chair of the Fee Review Committee in *In re Mirant Corporation*, U.S. Bankruptcy Court, Northern District of Texas, Case No. 03-46590 (2003-2006; 2011-2012) (testified in deposition and at hearing).

Expert witness for Latham & Watkins regarding Section 414 of H.R. 333 (changes in "disinterestedness" standard of 11 U.S.C. § 101(14)) (March-April 2003).

Expert witness for the Office of Disciplinary Counsel, *In re Charles William Ewing*, Case No. 97-5, before the Board of Commissioners on Grievances and Discipline of the Bar of the Supreme Court of Ohio (1998).

## **PUBLIC TESTIMONY**

Testified at the June 2012 public meeting of the United States Trustee Program regarding the proposed new fee guidelines for larger chapter 11 cases (testimony available at [http://www.justice.gov/ust/eo/rules\\_regulations/guidelines/docs/proposed/Prof\\_Rapoport\\_Comment.pdf](http://www.justice.gov/ust/eo/rules_regulations/guidelines/docs/proposed/Prof_Rapoport_Comment.pdf), [http://www.justice.gov/ust/eo/rules\\_regulations/guidelines/docs/proposed/Prof\\_Rapoport\\_SupplementalComment.pdf](http://www.justice.gov/ust/eo/rules_regulations/guidelines/docs/proposed/Prof_Rapoport_SupplementalComment.pdf), and [http://www.justice.gov/ust/eo/rules\\_regulations/guidelines/docs/proposed/Prof\\_Rapoport\\_Comment2.pdf](http://www.justice.gov/ust/eo/rules_regulations/guidelines/docs/proposed/Prof_Rapoport_Comment2.pdf); transcript available at [http://www.justice.gov/ust/eo/rules\\_regulations/guidelines/docs/proposed/Transcript\\_June4\\_Public\\_Meeting.pdf](http://www.justice.gov/ust/eo/rules_regulations/guidelines/docs/proposed/Transcript_June4_Public_Meeting.pdf); Director Clifford J. White III's statement on the adopted guidelines, available at [http://www.justice.gov/ust/eo/rules\\_regulations/guidelines/docs/Fee\\_Guidelines\\_Cliff\\_White\\_Statement.pdf](http://www.justice.gov/ust/eo/rules_regulations/guidelines/docs/Fee_Guidelines_Cliff_White_Statement.pdf)).

## **ADVICE COLUMN**

"Ms. Ps and Qs": ethics advice column for the National Association of Chapter 13 Trustees (2011-present).

## SELECTED AMICUS BRIEFS

*Amicus Brief of Neutral Fee Examiners Supporting Neither Party*, Baker Botts L.L.P. v. ASARCO LLC, No. 14-103, United States Supreme Court (Dec. 10, 2014).

*Brief of Amici Curiae, In re David Marshall Brown*, Case No. 12-Cv-60016-KAM, United States District Court, Southern District of Florida (filed by co-counsel George Castrataro) (April 11, 2012), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2038267](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2038267).

*Brief in Support of Respondent for Amici Curiae Professors Richard Aaron, Laura Beth Bartell, Jagdeep S. Bhandari, Susan Block-Lieb, Robert D'Agostino, Jessica Dawn Gabel, Kenneth N. Klee, George W. Kuney, C. Scott Pryor, Nancy B. Rapoport, Marie T. Reilly, Lynne F. Riley, Keith Sharfman, and Michael Sousa*, RadLAX Gateway Hotel, LLC and RadLAX Gateway Deck, LLC v. Amalgamated Bank, Case No. 11-166, United States Supreme Court (March 5, 2012).

*Brief of Legal Ethics Professors and Practitioners and the Ethics Bureau at Yale as Amici Curiae in Support of Petitioner*, Maples v. Thomas, Case No. 10-63, United States Supreme Court (May 25, 2011).

*Brief of Amicus Curiae*, Warren v. Seidel, United States District Court for the District of Ohio, Case No. 2:10-cv-01049-MHW (2010), available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1843496](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1843496).

*Brief of 30 Leading Ethicists as Amici Curiae in Support of the Petitioner*, Charles Dean Hood v. State of Texas, Case No. 09-8610, United States Supreme Court (February 18, 2010), available at 2010 WL 638469.

*Brief of Amicus Curiae*, Danny Joe McClure and Kimberly Deskins McClure, Plaintiffs, v. Bank of America, Creditors Financial Group, LLC, and Peter Rebelo, Defendants, Bankr. N.D. Tex. 2010, Adv. No. 08-04000-DML, available at [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1550353](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1550353).

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

### Honors

Recipient of one of the NAACP Legacy Builder Awards (Las Vegas Branch #1111) (2018).

Commercial Law League of America's Lawrence P. King Award for Excellence in Bankruptcy (2017).

Inducted into Phi Kappa Phi, Chapter 100 (2017).

Southeastern Bankruptcy Law Institute Distinguished Visiting Scholar (week-long visits at Georgia State College of Law) (2011).



2008 Public Service Counsel of the Year, 4<sup>th</sup> annual event, Association of Media and Entertainment Counsel (2009).

Fellow, American College of Bankruptcy (2005-present) (Class 16).

Named a “Woman of Vision” by the Houston Delta Gamma Foundation (2004).

Admitted to American Leadership Forum, Class XXII (2004). Withdrew due to family illness.

Named “Best Local Girl Made Good,” HOUSTON PRESS, September 25, 2003, at 24.

Fellow, American Bar Foundation (2002-present; Life Fellow since 2015).

Received a Distinguished Alumna Award from Rice University (2002).

Named by the Greater Houston Area Chapter of the National Council of Jewish Women as a “Woman of Influence” (2001).

Elected to membership in the American Law Institute (2001).

Honored in 2000 by the Nebraska State Bar Association as a Legal Pioneer for Women in the Law (first woman to serve as the dean of a Nebraska law school).

Awarded 1998 Fellowship from the AMERICAN BANKRUPTCY LAW JOURNAL (awarded to five academics attending the 1998 National Conference of Bankruptcy Judges).

1998 Louis Nemzer Memorial Lecture (yearly lecture honoring a Jewish member of the Ohio State faculty).

1997 Outstanding Professor of the Year, The Ohio State University College of Law (third-year students voting) (co-winner, with Professor Barbara Rook Snyder).

### **Bar admissions**

United States District Court, District of Nevada (2009).

Nevada Supreme Court (2007).

United States District Court, Northern District of Texas (2003).

Texas Supreme Court (2001).

United States Supreme Court (2000).

Nebraska Supreme Court (1999).

Ohio Supreme Court (1993).

United States District Court for the District of Hawaii (1988).

California Supreme Court (1987).

United States Court of Appeals for the Ninth Circuit (1987).

United States District Courts for the Northern, Eastern, Central, and Southern Districts of California (1987).

### **Editorial boards**

THE BUSINESS LAWYER (2014-present).

REYNOLDS COURTS & MEDIA LAW JOURNAL (2011-2013).

Association of American Law Schools, JOURNAL OF LEGAL EDUCATION (2007-2010).

State Bar of Texas, TEXAS BAR JOURNAL Board of Editors (2003-06); State Bar of Texas, TEXAS BAR JOURNAL, Editorial Board Committee (2001-2004).

CALIFORNIA BANKRUPTCY JOURNAL (1995-2002).

### **Selected board memberships**

Nevada Board of Bar Examiners (2018-present).

Economic Club of Las Vegas (2017-present).

National Museum of Organized Crime & Law Enforcement (“The Mob Museum”) (2013-present); Secretary of the Board (2016-present).

JURIST Board of Directors (<http://jurist.law.pitt.edu/>) (2008-2014).

American Bankruptcy Institute Board of Directors (2008-2017); Executive Committee (2012-2016); Vice President of Research Grants (2013-2016).

American Board of Certification (board certification for bankruptcy lawyers) (2007-2014) (Dean of Faculty, 2011-2013).

Association of Rice Alumni (2006-2009).

NALP Foundation for Law Career Research and Education (2005-2009).

Texas Center for Legal Ethics (2004-2006).

Texas Supreme Court Historical Society (2004); Advisory Board (2004-2006).

Vinson & Elkins Women's Initiative Advisory Board (2003-2010).

Houston Area Women's Center (2003-2006).

Advisory Council Member, WWW United, Inc. (2002-2006).

Texas Environmental Health Institute (a joint project of the Texas Department of Health & the Texas Natural Resource Conservation Commission, which is the Texas Commission on Environmental Quality (TCEQ)) (2002-2004).

Houston World Affairs Council (2002-2005).

Houston Hillel (2002-2007).

Mayor's Advisory Board of World Energy Cities Partnership (2001-2004).

Houston Disaster Relief Advisory Board (2001-2004).

Houston Chapter of the Texas General Counsel Forum (2001-2005).

Anti-Defamation League Southwest Regional Board (2001-2006).

Law School Admission Council Board of Trustees (2001-2004).

### **Selected national service activities and memberships**

Secretary and Reporter, American Bankruptcy Institute's Task Force for Veterans and Servicemembers Affairs (2018-present).

Member, Federal Bar Association Ethics & Professionalism Committee (2018-present); Ethics Hotline subcommittee (2018-present).

Member, Heterodox Academy (2017-present).

Member, Society for Applied Anthropology (2017-present).

Member, National Association of Legal Fee Analysis (2014-2018).

Member, Association of Professional Responsibility Lawyers (2014-2016).

Member, Law School Admission Council Diversity Retention Workshop 2015 Planning Work Group (2014-2015).

Member, Federalist Society (2013-present).

Member, Federal Bar Association (2012-present).

Member, Advisory Committee to the American Bankruptcy Institute's Commission to Study the Reform of Chapter 11 (2012-2015) (Governance Subcommittee).

Co-Reporter, American Bankruptcy Institute's National Ethics Standards Task Force (2011-2013).

Co-Chair, American Bankruptcy Institute's Task Force on Young and New Members (2011-2012).

Association of Media and Entertainment Counsel, Law School Section (Co-Chair, 2010-2011; member and temporary Co-Chair, 2012-2013); member, Law School Advisory Board (2014); Chair, Law School Advisory Board (January 2018-present).

American Bar Association, Section on Legal Education, Committee on Law School Administration (2008-2010); Chair-Elect (2010); Chair (2011-2013).

American Bar Association, Section on Business Law, Committee on Corporate Counsel, Subcommittee on Corporate Governance (co-chair, with Roberta Torian) (2007-2010).

Advisory Committee, American Bankruptcy Institute's consumer bankruptcy fee study (advisor to Professor Lois Lupica) (2008-2011).

Rice Alumni Volunteers for Admission (2007-present) and liaison for RAVA to Association of Rice Alumni Board (2007-2009); involved in Rice Annual Fund solicitations since 2007.

Advisory Committee, American Bankruptcy Institute's Chapter 11 fee study (advisor to Professor Stephen Lubben) (2005-2007).

American Bankruptcy Institute's Task Force on Pro Bono (2007).

American Bar Association's Task Force on Attorney Discipline (2005).

Planning committee for 2007 Annual Meeting of Association of American Law Schools, *Workshop on The Ratings Game* (2006-2007).

City of Houston Mayor's Pension Governance Advisory Committee (2004-2006).

American Bar Association, Advisory Group on Loan Repayment, Standing Committee on Legal Aid & Indigent Defendants (SCLAID) (2003-2006).

Faculty member, ABA New Deans' School (May-June 2003, June 2004, and June 2005).

Advisory Committee, Baylor College of Medicine-UH Law Center MD/JD Program (2004-2006).

Academic advisor, National Governmental Affairs Committee, Commercial Law League of America (CLLA) (2002-2006).

Co-chair (with Dean Stuart Deutsch), ABA Deans' Workshop (for mid-year ABA meeting in 2003).

Advisory Committee, *The Birth of the Dot-Com Era*, project for the Library of Congress (Project Manager, Prof. David Kirsch, University of Maryland) (advising the Library of Congress on what to do with the records of now-defunct law firm of Brobeck, Phleger & Harrison) (2004-2007).

National Association of Corporate Directors (2004-2006).

Commercial Law League of America, Professional Responsibility Committee (2003-2005).

Advisor, Commercial Law League of America's National Government Affairs Committee (2002-2003).

ABA Commission on Loan Repayment & Forgiveness (2001-2003).

Member, AALS Professional Development Committee (2000-2003).

Communication Skills Committee, ABA Section of Legal Education and Admissions to the Bar (1998-2002).

Chair, AALS Planning Committee for the *Mini-Workshop on Major Issues of the 21<sup>st</sup> Century: the Impact on the Legal Academy and Law Students* (1999-2000).

Member, Law School Admission Council (LSAC) Services & Programs Committee (1999-2000), Workgroup on Alternative Admissions Models (2000-2003), and Gay, Lesbian, Bisexual & Transgendered Issues Workgroup (2000-2001).

Nebraska State Bar Association (1999-present).

National Association of College & University Attorneys (1998-2006).

Commercial Law League of America (1998-2016).

Ohio State Bar Association (1997-present).

American Bankruptcy Institute (1994-present).

AIDS Legal Referral Panel of the Bar Association of San Francisco (1989-91).

Bar Association of San Francisco (1987-91).

American Bar Association (1987-present).

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

Ailurophile and Austenite; collector of Disneyana and Aaron Sorkin shows; obsessed with the history of the Titanic and with the U.S. space program; competitive ballroom dancing; black-and-white photography; blues music; and movies.

Returned to International Latin and Standard amateur competition (pro/am, with instructor Billy King) in May 2005; now dancing American Rhythm and American Smooth with instructor Sergei Shapoval (2007-present): Placed 2<sup>nd</sup> in the Open C American Rhythm Scholarship at Holiday Dance Classic (2014 and 2011); placed 4<sup>th</sup> in the Open B Pro/Am American Rhythm Scholarship at Emerald Ball (2011); won the Pro/Am Open Rhythm Scholarship Competition and placed 3<sup>rd</sup> in the Open American Smooth Competition at the California Star Ball (2010); won the Open Rhythm Scholarship at the California Star Ball (2009); won the B Division, Open-to-the-World Latin Pro/Am Competition at the Embassy Ball in Los Angeles in 2005 with Billy King.

United States Amateur Dance Sport Competition (national amateur ranking competition) results: 1996, third place, American Rhythm Division (with Christopher Holgate); 1994 & 1995, second place, American Rhythm Division (with Christopher Holgate).

Selected Ohio Star Ball results: 2005, DanceSport SuperBowl Region 5 Representative, Ladies' B Latin (with Billy King); 1993, champion, Amateur American Rhythm (with David Freeman) and International Latin (B) Scholarship (with Bill Sparks) Divisions; 1993, sixth place, Amateur American Smooth Division (with David Freeman).

United States Dance Championships (ballroom dance's national competition): 2011 results, 4<sup>th</sup> in Open B Rhythm Scholarship and 4<sup>th</sup> in Open B 9-Dance Championship (both of these danced pro-am with Sergei Shapoval); 2012 results, 5<sup>th</sup> in Open B 9-Dance Championship and 6<sup>th</sup> in Rising Star B American Smooth Competition (pro-am with Sergei Shapoval); 2013 results, 6<sup>th</sup> in U.S. National Pro/Am American Rhythm 5 Dance Scholarship; 2<sup>nd</sup> in U.S. Open Pro/Am American Style 9-Dance Championship and 5<sup>th</sup> in U.S. Open Pro/Am Rising Star American Smooth Competition (pro-am with Sergei Shapoval); 2014 results, 5<sup>th</sup> in U.S. Open Pro/Am American Style 9-Dance Championship B Division (missed 4<sup>th</sup> by a Rule 11 tie) and 1st in U.S. Open Pro/Am Rising Star American Smooth Competition B Division (pro-am with Sergei Shapoval); 2015 results, 4<sup>th</sup> in the Open to the World Pro/Am American Style 9-Dance Championship (pro-am with Sergei Shapoval); 2016 results, 5<sup>th</sup> in the Open to the World Pro/Am American Style 9-Dance Championship (pro-am with Sergei Shapoval); 2017 results, 2<sup>nd</sup> in "C" Open to the World Pro/Am American Style 9-Dance Championship (pro-am with Sergei Shapoval); 2018 results, 4<sup>th</sup> in "C" Open to the World Pro/Am American Style 9-Dance Championship (pro-am with Sergei Shapoval).

Fred Astaire World Championships: 2017 results, 5<sup>th</sup> in Open B Rhythm Scholarship & 6<sup>th</sup> in Open B Smooth Scholarship (pro-am with Sergei Shapoval).

Fred Astaire National Dance Championships: 2018 results, 4<sup>th</sup> place in Open B Rhythm Scholarship; 2<sup>d</sup> place in American Rhythm 9-Dance Division; and 6<sup>th</sup> place in Open B Smooth Scholarship (pro-am with Sergei Shapoval).

### **PERSONAL INFORMATION**

Native Texan: born in Bryan, Texas; married to Jeffrey D. Van Niel; no children; two cats (Diana Prince and Shadow Grace).