

ELIZABETH POLLMAN
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ACADEMIC POSITIONS & LEGAL EXPERIENCE

University of Pennsylvania Carey Law School

Professor of Law and Co-Director, Institute for Law & Economics, January 2020—present

Loyola Law School, Los Angeles

Professor of Law, July 2016—December 2019

Associate Professor of Law, July 2012—July 2016

ESBA Excellence in Teaching Award 2014

University of Pennsylvania Law School

Visiting Professor of Law, Fall 2018

University of Sydney Law School

Visiting Professor of Law, December 2018

UC Berkeley School of Law

Visiting Professor of Law, Spring 2017

Stanford Law School

Stanford Law Fellow, Rock Center for Corporate Governance, June 2011—July 2012

Thomas C. Grey Fellow and Lecturer in Law, June 2009—June 2011

Honorable Raymond C. Fisher, United States Court of Appeals for the Ninth Circuit

Law Clerk, 2007–2008

Latham & Watkins, Menlo Park and Los Angeles, California

Associate, 2005–2007; 2008–2009

EDUCATION

Stanford Law School, J.D. with Distinction, 2005

Order of the Coif

Teaching assistant to Michael Klausner, Corporations

Harvard Law School, attended 2002–2003

Harvard Negotiation Law Review, submissions committee and note author

Teaching assistant in the Harvard Program on Negotiation

Research assistant to Martha Minow

Stanford University, B.A. with Distinction, Anthropology with minor in Studio Art, 1999

ARTICLES

Private Company Lies, forthcoming in GEO. L.J. (December 2020)

Startup Governance, 168 U. PA. L. REV. 155 (2019)

- Selected as one of the “Top Ten Best Corporate and Securities Law Articles of 2019” out of over 400 articles in a poll of corporate and securities law professors

Corporate Oversight and Disobedience, 72 VAND. L. REV. 2013 (2019) (Symposium: “Corporate Accountability”)

Corporate Disobedience, 68 DUKE L.J. 709 (2019)

- Cited by *In re Facebook, Inc. Section 220 Litigation*, No. 2018-661, 2019 WL 2320842, at *14 (Del. Ch. May 31, 2019)
- Selected as one of the “Top Ten Best Corporate and Securities Law Articles of 2019” out of over 400 articles in a poll of corporate and securities law professors

Tech, Regulatory Arbitrage, and Limits, 20 EUR. BUS. ORG. L. REV. 567 (2019) (Oxford Business Law Symposium: “Centros and European Corporate Law: Twenty Years of Living Dangerously”)

Regulatory Entrepreneurship, 90 S. CAL. L. REV. 383 (2017) (with Jordan M. Barry)

- Selected as one of the “Top Ten Best Corporate and Securities Law Articles of 2017” out of over 500 articles in a poll of corporate and securities law professors and republished in CORPORATE PRACTICE COMMENTATOR (Robert B. Thompson, ed.)
- Featured in JOTWELL (Journal of Things We Like (Lots))

Constitutionalizing Corporate Law, 69 VAND. L. REV. 639 (2016)

The Derivative Nature of Corporate Constitutional Rights, 56 WM. & MARY L. REV. 1673 (2015) (with Margaret M. Blair)

- Selected for republication in CORPORATE PRACTICE COMMENTATOR (Robert B. Thompson, ed.)

A Corporate Right to Privacy, 99 MINN. L. REV. 27 (2014)

- Featured in JOTWELL (Journal of Things We Like (Lots))

Information Issues on Wall Street 2.0, 161 U. PA. L. REV. 179 (2012)

- Prize winner, Center for Law, Economics, and Finance Workshop at George Washington University Law School, April 2013

Reconceiving Corporate Personhood, 2011 UTAH L. REV. 1629

CASEBOOK

BUSINESS ORGANIZATIONS: A CONTEMPORARY APPROACH (3d ed. 2019) (West Academic Publishing) (with Alan Palmiter & Frank Partnoy)

BOOK CHAPTERS

Corporate Social Responsibility, ESG, and Compliance, in THE CAMBRIDGE HANDBOOK OF COMPLIANCE (Benjamin van Rooij & D. Daniel Sokol eds., Cambridge University Press, forthcoming 2020) (in progress)

Fiduciary Law and the Preservation of Trust in Business Relationships, in FIDUCIARIES AND TRUST: ETHICS, POLITICS, ECONOMICS AND LAW (Paul B. Miller & Matthew Harding eds., Cambridge University Press 2020) (with Brian Broughman & D. Gordon Smith)

The Rise of Regulatory Affairs in Innovative Startups, in THE HANDBOOK ON LAW AND ENTREPRENEURSHIP IN THE UNITED STATES (D. Gordon Smith & Christine Hurt eds., Cambridge University Press, forthcoming 2020)

Corporate Governance Beyond Economics, in THE CORPORATE CONTRACT IN CHANGING TIMES: IS THE LAW KEEPING UP? (Steven Davidoff Solomon & Randall Thomas eds., University of Chicago Press 2019)

Social and Asocial Enterprise, in THE CAMBRIDGE HANDBOOK OF SOCIAL ENTERPRISE LAW (Joseph W. Yockey & Benjamin Means eds., Cambridge University Press 2018)

The Supreme Court's View of Corporate Rights: Two Centuries of Evolution and Controversy, in CORPORATIONS AND AMERICAN DEMOCRACY (with Margaret M. Blair) (Naomi R. Lamoreaux & William J. Novak eds., Harvard University Press 2017)

Corporate Law and Theory in Hobby Lobby, in THE RISE OF CORPORATE RELIGIOUS LIBERTY (Micah Schwartzman, Chad Flanders & Zoë Robinson eds., Oxford University Press 2016)

ESSAYS AND SHORTER WORKS

Quasi Governments and Inchoate Law: Berle's Vision of Limits on Corporate Power, 42 SEATTLE U. L. REV. 617 (2019) (Berle X Symposium: "Berle and His World")

Line Drawing in Corporate Rights Determinations, 65 DEPAUL L. REV. 597 (2016) (Clifford Symposium: "The Supreme Court, Business, and Civil Justice")

Team Production Theory and Private Company Boards, 38 SEATTLE U. L. REV. 619 (2015) (Berle VI Symposium: "Blair & Stout and Beyond")

Citizens Not United: The Lack of Stockholder Voluntariness in Corporate Political Speech, 119 YALE L.J. ONLINE 53 (2009)

Note, *Arbitration, Consent and Contractual Theory: The Implications of EEOC v. Waffle House*, 8 HARV. NEGOT. L. REV. 289 (2003) (with Jaime L. Dodge)

Elizabeth Pollman

- Cited by *Servaas Inc. v. Republic of Iraq*, 686 F. Supp. 2d 346, 360 (S.D.N.Y. 2010); *Luke v. Gentry Realty, Ltd.*, 96 P.3d 261, 268 n.11 (Haw. 2004); *Ervin v. Nokia, Inc.*, 812 N.E.2d 534, 542 (Ill. App. Ct. 2004)

OTHER PUBLICATIONS

Value Creation By Business Lawyers: Where Are We and Where Are We Going?, transcript of remarks at the 2014 Annual Meeting of the AALS section on transactional lawyering, 15 U.C. DAVIS BUS. L.J. 13 (2014)

Global Futures: The Game, in HISTORIES OF THE FUTURE 107 (with Anna L. Tsing) (Daniel Rosenberg et al. eds., Duke University Press 2005) (anthropology essay and game)

PROFESSIONAL SERVICE AND MEMBERSHIPS

ABA Business Law Section, Corporate Laws Committee, 2018–present

ABA Business Law Section, Academic Subcommittee on Private Equity and Venture Capital, 2017– present

AALS Business Associations Executive Committee, 2016–2019

National Business Law Scholars Conference Board, 2013–2019; Advisory Board 2019–present

BAR MEMBERSHIP

California

SELECTED CONFERENCES AND PRESENTATIONS

Presenter, *Private Company Lies*, Tulane Corporate Law Institute, March 2020

Presenter, *Private Company Lies*, BYU Winter Deals Workshop, Park City, Utah, March 2020

Presenter, *Private Company Lies*, Law & Economics Workshop, NYU School of Law, January 2020

Presenter, *Private Company Lies*, Center for Law & Economic Studies Workshop, Columbia Law School, December 2019

Presenter, *Startup Governance*, University of Toronto, Rotman School of Management, Governance in Venture Capital & Private Equity Startups Conference, December 2019

Presenter, *Private Company Lies*, Arizona State University, Sandra Day O'Connor College of Law, Faculty Workshop, November 2019

Panelist, Reorienting Our Corporate Governance System, A New Deal for this New Century Conference, NYU School of Law Institute for Corporate Governance & Finance, Stanford Law Rock Center for Corporate Governance, October 2019

Presenter, *Startup Governance*, ABA Business Law Section Meeting, Private Equity and Venture Capital Section, September 2019

Presenter, *The Working Investor*, The Future of the Firm Conference, University College London and University of Cambridge, July 2019

Presenter, *Corporate Oversight and Disobedience*, National Business Law Scholars Conference, UC Berkeley School of Law, June 2019

Presenter, *Startup Governance*, Law and Entrepreneurship Association Retreat, Boston College Law School, April 2019

Presenter, *Corporate Oversight and Disobedience*, Vanderbilt Law Review Symposium/Institute for Law and Economic Policy, April 2019

Presenter, *Corporate Oversight and Disobedience*, Georgetown University Law Center, Corporate Governance Seminar

Presenter, *Startup Governance*, UC Hastings Law and Economics Workshop, March 2019

Presenter, An Agenda on Corporate Personhood, University of Houston Law Center, March 2019

Presenter, *Tech, Regulatory Arbitrage, and Limits*, Third Annual Conference of the Oxford Business Law Blog, March 2019

Presenter, *Startup Governance*, BYU Law Winter Deals Conference, March 2019

Panelist, Emerging Trends in Compliance and Corporate Governance, Brooklyn Journal of Corporate, Financial and Commercial Law Annual Symposium, Brooklyn Law School, Faculty Workshop, February 2019

Presenter, *Startup Governance*, Brooklyn Law School, Faculty Workshop, February 2019

Panelist, Corporate Law and Governance, Lynn Stout Memorial Conference, Cornell Club, February 2019

Presenter, *Startup Governance*, University of Pennsylvania Law School, Faculty Workshop, November 2018

Presenter, *Startup Governance*, Notre Dame Governance Workshop, September 2018

Presenter, *Startup Governance*, Temple Law School, Faculty Workshop, September 2018

Presenter, *Corporate Disobedience*, Vanderbilt Law School, Faculty Workshop, August 2018

Moderator, The Criminal Side of Business in 2018, National Business Law Scholars Conference, University of Georgia School of Law, June 2018

Presenter, *Startup Governance*, National Business Law Scholars Conference, University of Georgia School of Law, June 2018

Presenter, *Corporate Disobedience*, Fiduciary Law Workshop, Washington University School of Law, June 2018

Presenter, *Startup Governance*, Grey Fellows Forum, Stanford Law School, May 2018

Presenter, *Quasi Governments and Inchoate Law: Berle's Vision of Limits on Corporate Power*, Berle X Symposium, Seattle University School of Law, May 2018

Presenter, *Corporate Disobedience*, Regulation and Markets Workshop, Boston College Law School, April 2018

Panelist, Transformative Technology and Innovations in Finance, New Directions in Corporate Governance Conference, University of Minnesota Law School, April 2018

Presenter, *Startup Employees and Governance*, BYU Law Winter Deals Conference, March 2018

Panelist, Transformation in Our Capital Markets, Thirteenth Annual Corporate Directors Forum, January 2018

Presenter, *Corporate Disobedience*, Southern California Business Law Workshop, January 2018

Presenter, *Corporate Disobedience*, UC Davis School of Law, Faculty Workshop Series, January 2018

Presenter, *Corporate Disobedience*, UC Irvine School of Law, Faculty Workshop Series, January 2018

Panelist, Personification of the Corporation, AALS Conference, January 2018

Commentator, Emerging Voices in Securities Regulation, AALS Conference, January 2018

Presenter/Discussant, The Corporate Contract in Changing Times: Is the Law Keeping Up?, Vanderbilt Law School, November 2017

Presenter, *Corporate Disobedience*, Corporate Personhood Workshop, University of Iowa College of Law, October 2017

Moderator, Autonomous Cars and the Law, Lowell Milken Institute for Business Law and Policy, UCLA School of Law, October 2017

Panelist, The Purpose of the Delaware Corporation, Delaware Corporate Law Anniversary Symposium, Wilmington, Delaware, September 2017

Presenter, *Corporate Disobedience*, Junior Business Law Conference, University of Colorado Law School, July 2017

Presenter, *Corporate Disobedience*, National Business Law Scholars Conference, University of Utah S.J. Quinney College of Law, June 2017

Participant, Investor Time Horizons, Berle IX Symposium, Georgia State University College of Law, June 2017

Presenter, *Regulatory Entrepreneurship*, University of Sydney Law & Business Seminar at the Australian Securities & Investments Commission, May 2017

Presenter, *Corporate Disobedience*, Villanova Business Law Colloquium, March 2017

Presenter, *Corporate Disobedience*, UC Berkeley – University of San Diego Workshop, March 2017

Panelist, The Legal and Constitutional Role of Corporations in Our Democracy, Stetson Law Review Symposium, March 2017

Presenter, *Corporate Disobedience*, Law and Entrepreneurship Association Retreat, UC Berkeley School of Law, February 2017

Presenter, *Social and Asocial Enterprise*, Conference for the Cambridge Handbook of Social Enterprise, Notre Dame Law School, February 2017

Co-Presenter, *Regulatory Entrepreneurship*, Business Law in the Global Gig Economy: Legal Theory, Doctrine, and Innovations in the Context of Startups, Scaleups, and Unicorns, AALS Conference, January 2017

Panelist, The Securities and Exchange Commission and Sustainability Disclosure, AALS Conference, January 2017

Participant, Southern California Business Law Workshop, UC Irvine School of Law, January 2017

Discussant, Penn-Goethe Workshop (University of Pennsylvania Law School and Goethe University), Frankfurt, Germany, December 2016

Presenter, *Regulatory Entrepreneurship*, Emerging Markets Finance Conference 2016 (IGIDR Finance Research Group and Vanderbilt Law School), Mumbai, India, December 2016

Presenter, *Regulatory Entrepreneurship*, UCLA School of Law, Faculty Workshop, November 2016

Panelist and Moderator, Corporate Law and Entrepreneurship, North Carolina Law Review Symposium: The Role of Law in Promoting Entrepreneurship, University of North Carolina School of Law, October 2016

Presenter, *Regulatory Entrepreneurship*, Junior Business Law Conference, University of Colorado Law School, July 2016

Aspen Ideas Festival Scholar, The Aspen Institute Ideas Festival, June 2016

Participant, Benefit Corporations and the Firm Commitment Universe, Berle VIII Symposium, Seattle University School of Law, June 2016

Presenter, *Regulatory Entrepreneurship*, National Business Law Scholars Conference, The University of Chicago Law School, June 2016

Participant, Fiduciary Law Workshop, Duke University School of Law, June 2016

Panelist and Participant, Corporations as Legal Persons: Taking Entity Status Seriously, Cornell Law School, May 2016

Panelist, *Public Policy Issues in the Sharing Economy*, Seventh Annual Conference on Internet Commerce and Innovation, Northwestern University School of Law, June 2016

Presenter, *Corporate Governance Beyond Economics*, The Corporate Contract in Changing Times: Is the Law Keeping Up?, U.C. Berkeley School of Law, April 2016

Presenter, *Regulatory Entrepreneurship*, Emory University School of Law, Faculty Workshop Series, March 2016

Presenter, *Regulatory Entrepreneurship*, U.C. Berkeley Law, Economics, and Business Workshop, March 2016

Presenter, *Stock Options and Employee Protection in Startup Companies*, Law and Entrepreneurial Action Conference, J. Reuben Clark Law School of Brigham Young University, February 2016

Presenter, *Regulatory Entrepreneurship*, Law and Entrepreneurship Association Retreat, University of San Diego School of Law, January 2016

Host, Southern California Business Law Workshop, December 2015

Co-Host, Corporations, the Constitution and Democracy Symposium, Loyola Law School, Los Angeles, November 2015

Presenter, *Constitutionalizing Corporate Law*, Pepperdine University School of Law, Faculty Workshop Series, October 2015

Presenter, *Constitutionalizing Corporate Law*, Wake Forest University School of Law, Faculty Workshop Series, September 2015

Presenter, *Constitutionalizing Corporate Law*, American Political Science Association Annual Meeting, September 2015

Presenter, *Constitutionalizing Corporate Law*, Junior Business Law Conference, University of Colorado Law School, July 2015

Presenter, *Constitutionalizing Corporate Law*, National Business Law Scholars Conference, Seton Hall University School of Law, June 2015

Presenter, *Corporate Law and Theory in Hobby Lobby*, Law and Society Conference, May 2015

Participant, The Nature of the Modern Corporation, Berle VII Symposium, Seattle University School of Law, May 2015

Presenter, *Constitutionalizing Corporate Law*, Fiduciary Law Workshop, J. Reuben Clark Law School of Brigham Young University, May 2015

Presenter, *Line Drawing in Corporate Rights Determinations*, Clifford Symposium: The Supreme Court, Business, and Civil Justice, DePaul University College of Law, April 2015

Presenter, *Constitutionalizing Corporate Law*, University of San Diego School of Law, Faculty Workshop Series, April 2015

Panelist, Hastings Constitutional Law Quarterly Symposium: The Religious Rights of Corporations in the Aftermath of Hobby Lobby, UC Hastings School of Law, February 2015

Moderator, Corporate Lobbying and Regulatory Affairs, UCLA General Counsel Initiative, Lowell Milken Institute for Business Law and Policy, UCLA School of Law, January 2015

Panelist, *The Derivative Nature of Corporate Constitutional Rights*, AALS Conference, January 2015

Presenter, *Corporate Law and Theory in Hobby Lobby*, Conference on Hobby Lobby, The Wharton School of the University of Pennsylvania, December 2014

Presenter, *The Derivative Nature of Corporate Constitutional Rights*, Junior Business Law Scholars Workshop, University of Colorado Law School, July 2014

Presenter, *Team Production Theory and Private Company Boards*, Berle VI Symposium, Seattle University School of Law, June 2014

Conference Host, National Business Law Scholars Conference, Loyola Law School, Los Angeles, June 2014

Presenter, *The Derivative Nature of Corporate Constitutional Rights*, National Business Law Scholars Conference, Loyola Law School, Los Angeles, June 2014

Moderator/Discussant, Political Spending and the Corporate Form, National Business Law Scholars Conference, Loyola Law School, Los Angeles, June 2014

Presenter, *The Derivative Nature of Corporate Constitutional Rights*, Law and Society Conference, May-June 2014

Moderator/Discussant, Regulating Corporate Speech, Law and Society Conference, May-June 2014

Discussant, Salon Discussion: Examining the SEC's Role in Information Disclosure, Law and Society Conference, May-June 2014

Invited Participant, Aspen Institute/Cornell New Voices Workshop: The Question of Corporate Purpose, Cornell University Law School, March 2014

Panelist, *Value Creation By Business Lawyers: Where Are We and Where Are We Going?*, AALS Conference, January 2014

Panelist, *The Internal Affairs Doctrine and Impact of Incorporating Outside California*, Western Conference on Tax Exempt Organizations, Loyola Law School, Los Angeles, November 2013

Presenter and Discussant, *A Corporate Right to Privacy*, Pacific West Business Law Scholars Colloquium, University of Oregon School of Law, October 2013

Panelist, Insider Trading Roundtable, SEALS Conference, August 2013

Presenter, *A Corporate Right to Privacy*, Junior Business Law Conference, University of Colorado Law School, July 2013

Presenter, *A Corporate Right to Privacy*, National Business Scholars Law Conference, Ohio State University Moritz College of Law, June 2013

Discussant, Author Meets Reader Session (*The Shareholder Value Myth* by Lynn Stout), Law and Society Conference, June 2013

Presenter, *A Corporate Right to Privacy*, Law and Society Conference, June 2013

Presenter, *Information Issues on Wall Street 2.0*, C-LEAF Junior Faculty Workshop, George Washington University Law School, April 2013

Discussant, Law and Entrepreneurship Retreat, George Washington University Law School, February 2013

Panelist, *The Constitutional Rights of Corporations: Framing Corporate Personhood and Categorizing Rights, A 28th Constitutional Amendment? Legal Issues, Remedies and Strategies to Get the Money Out of Politics*, UCLA School of Law, November 2012

Presenter, *Information Issues on Wall Street 2.0*, National Business Law Scholars Conference, University of Cincinnati, June 2012

Presenter, *Information Issues on Wall Street 2.0*, Law and Society Conference, June 2012

Presenter, *Corporate Privacy*, Midwest Corporate Law Scholars Conference, Ohio State University Moritz College of Law, June 2011

Presenter, *Citizens United: Impact On The 2010 Elections, Corporate Governance Proposals and Developments, Emerging Issues*, Stanford Institutional Investors Forum, Arthur and Toni Rembe Rock Center for Corporate Governance, Stanford University, December 2010

Presenter, *Citizens United: Impact On The 2010 Elections, Emerging Issues In Campaign Finance, and Corporate Personhood*, Board Meeting of the ACLU of Northern California, November 2010

Presenter, *Reconceiving Corporate Personhood*, Bay Area Junior Scholars Workshop, Stanford Law School, July 2010