

## **MICHAEL STEVEN KNOLL**

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### **EMPLOYMENT**

#### **University of Pennsylvania Law School**

September 2000 – Present

Deputy Dean (since 2014 – 2016)

Academic Director, Legal Education Programs (since 2013)

Co-Director, Center for Tax Law and Policy (since 2007)

Theodore Warner Professor (since 2006)

Earle Hepburn Professor (2005 – 2006)

Associate Dean (2004 – 2006)

Professor (since 2000)

Secondary appointment, Wharton Real Estate Department (since 2000)

#### **University of Southern California Law School**

September 1990 – September 2000

Professor (1995 – 2000)

Associate Professor (1992 – 1995)

Assistant Professor (1990 – 1992)

#### **Irell & Manella**

February 1989 - July 1990

Associate

#### **Debevoise & Plimpton**

March 1987 - February 1989

Associate

#### **U.S. International Trade Commission**

August 1986 - March 1987

Legal Advisor to Vice Chairman Anne Brunsdale

#### **United States Court of Appeals for the Ninth Circuit**

January - August 1986

Law Clerk to Judge Alex Kozinski

#### **U.S. International Trade Commission**

October 1984 - January 1986

Legal Advisor to Vice Chairman Susan Liebeler

## VISITING PROFESSORSHIPS AND FELLOWSHIPS

<b>ESADE Law School</b> Visiting Professor	2009 – 2020
<b>Bar-Ilan Law School</b> Visiting Professor of Law	December 2015
<b>University of New South Wales</b> John Ranieri Atax Fellow	August 2011
<b>Columbia University</b> Nathaniel Fensterstock Visiting Professor of Law	July 2009 – June 2010
<b>University of Virginia</b> Visiting Professor of Law	January 2000 - May 2000
<b>Georgetown University</b> Visiting Professor of Law	September 1999 - December 1999
<b>University of Toronto</b> John M. Olin Distinguished Visiting Professor of Law	September 1998 - October 1998
<b>University of Pennsylvania</b> Visiting Professor of Law	August 1998 - May 1999
<b>Columbia University School of Law</b> John M. Olin Senior Research Scholar	August 1996 - August 1997
<b>New York University School of Law</b> Visiting Scholar	August 1996 - August 1997
<b>Boston University</b> Visiting Associate Professor of Law	August 1992 - December 1992

## EDUCATION

<b>The University of Chicago Law School</b> J.D., cum laude Order of the Coif	September 1982 - June 1984
<b>Emory Law School</b> John M. Olin Fellowship in Law and Economics	August 1980 - June 1981

**The University of Chicago**

Department of Economics

Ph.D., June 1983

September 1977 - June 1983

**The University of Chicago**

The Committee on Public Policy Studies

A.M., June 1980

September 1979 - June 1980

**The College of the University of Chicago**

A.B., Philosophy, August 1977

September 1974 - August 1977

**BOOKS**

Tax Discrimination (Harvard University Press, forthcoming) (with Ruth Mason).

**ARTICLES IN ACADEMIC JOURNALS**

“Bounded Extraterritoriality,” 123 University of Michigan Law Review (forthcoming 2024) (with Ruth Mason).

“Bibb Balancing: Regulatory Mismatches under the Dormant Commerce Clause,” 91 George Washington Law Review 1 (2023) (with Ruth Mason).

“National Pork is a Bibb Case Not a Pike Case,” 91 George Washington Law Review Arguendo 1 (2022) (with Ruth Mason)

“The Dormant Foreign Commerce Clause After Wynne,” 39 Virginia Tax Review 357 (2020) (with Ruth Mason).

“Steiner v. Utah: Designing a Constitutional Remedy,” 95 Tax Notes State 845 (2020) (with Ruth Mason).

“Why the Supreme Court Should Grant Certiorari in Steiner v. Utah,” 95 Tax Notes State 377 (2020) (with Ruth Mason).

“The TCJA and the Questionable Incentive to Incorporate, Part 2,” 162 Tax Notes 1447 (2019).

“The TCJA and the Questionable Incentive to Incorporate,” 162 Tax Notes 977 (2019).

“The Modigliani-Miller Theorem at 60: The Long-Overlooked Legal Applications of Finance’s Foundational Theorem,” 36 Yale Journal on Regulation Bulletin 1 (2018).

“Disparate Tax Treatment of Business and Personal SALT Payments,” 158 Tax Notes 375 (2018) (reprinted in 87 State Tax Notes 273 (2018)).

“Dual Residents: A Sur-reply to Zelinsky,” 87 State Tax Notes 269 (2018) (with Ruth Mason).

“New York’s Unconstitutional Tax Residence Rule,” 85 State Tax Notes 707 (2017) (with Ruth Mason).

“Taxation, Competitiveness, and Inversions: A Response to Kleinbard,” 155 Tax Notes 619 (2017).

“The Economic Foundation of the Dormant Commerce Clause,” 103 Virginia Law Review 309 (2017) (with Ruth Mason).

“Is the Philadelphia Wage Tax Unconstitutional? And If It Is, What Can and Should the City Do?” 164 University of Pennsylvania Law Review Online 163 (2016) (with Ruth Mason).

“*Comptroller v. Wynne*: Internal Consistency, A National Marketplace, and Limits on State Sovereignty to Tax,” 163 University of Pennsylvania Law Review Online 267 (2015) (with Ruth Mason).

“How the Massachusetts Supreme Judicial Court Should Apply *Wynne*,” 78 State Tax Notes 921 (2015) (with Ruth Mason).

“*Wynne*: It’s Not About Double Taxation,” 75 State Tax Notes 413 (2015) (with Ruth Mason).

“Waiting for Perseus: A Sur-reply to Graetz and Warren,” 67 Tax Law Review 375 (2014) (with Ruth Mason).

“A Brief Sur-Reply to Professors Graetz and Warren,” 123 Yale L.J. Online 1 (2013) (with Ruth Mason).

“The Connection between Competitiveness and International Taxation,” 65 Tax Law Review 349 (2012).

“What is Tax Discrimination?” 121 Yale Law Journal 1014 (2012) (with Ruth Mason).

“Reconsidering International Tax Neutrality,” 64 Tax Law Review 99 (2011).

“A Comprehensive Theory of Deal Structure: Understanding How Transactional Structure Creates Value,” 89 Texas Law Review See Also 35 (2011) (with Daniel M.G. Raff).

“The Corporate Income Tax and the Competitiveness of U.S. Industries,” 63 Tax Law Review 771 (2010).

“Taxation and the Competitiveness of Sovereign Wealth Funds: Do Taxes Encourage Sovereign Wealth Funds to Invest in the United States?” 82 Southern California Law Review 709 (2009).

“Samuel Zell, the Chicago Tribune and the Emergence of the S ESOP: Understanding the Tax Advantages and Disadvantages of S ESOPs,” 70 Ohio State Law Journal 519 (2009) (republished 51 Corporate Practice Commentator 789 (2010)).

“The Taxation of Private Equity Carried Interests: Estimating the Revenue Effects of Taxing Profit Interests as Ordinary Income,” 50 William & Mary Law Review 115 (2008).

“The Ancient Roots of Modern Financial Innovation: The Early History of Regulatory Arbitrage,” 87 Oregon Law Review 29 (2008).

“Prejudgment Interest in International Arbitration”, 4 Transnational Dispute Management (Nov. 2007) (with Jeffrey Colon).

“The UBIT: Leveling an Uneven Playing Field or Tilting a Level One,” 76 Fordham Law Review 857 (2007).

“Compaq Redux: Implicit Taxes and the Question of Pre-Tax Profit”, 26 Virginia Tax Review 821 (2007).

“Implicit Taxes and Economic Substance,” 115 Tax Notes 397 (2007).

“Implicit Taxes and Pretax Profit in Compaq and IES Industries,” 114 Tax Notes 679 (2007) (republished 46 Tax Notes International 1361 (2007)).

“The Section 83(b) Election for Restricted Stock: A Joint Tax Perspective,” 59 SMU Law Review 721 (2006).

“Regulatory Arbitrage Using Put-Call Parity,” 15 Journal of Applied Corporate Finance 64 (2005).

“The Tax Efficiency of Stock-Based Compensation,” 103 Tax Notes 203 (2004).

“Taxing Sunny Days: Adjusting Taxes for Regional Living Costs and Amenities,” 116 Harvard Law Review 987 (2003) (with Thomas D. Griffith).

“The Case for Repealing the Corporate Alternative Minimum Tax,” 56 SMU Law Review 305 (2003) (with Terrence R. Chorvat).

“Simplifying the Transition to a (Progressive) Consumption Tax, 56 SMU Law Review 53 (2003) (with Mitchell L. Engler).

“Put-Call Parity and the Law,” 24 Cardozo Law Review 61 (2002).

“Ethical Screening in Modern Financial Markets: The Conflicting Claims Underlying Socially Responsible Investment, 57 Business Lawyer 681 (2001)

“Tax Planning, Effective Marginal Tax Rates and the Structure of the Income Tax,” 54 Tax Law Review 555 (2001).

“Corporate Finance, Corporate Law and Finance Theory,” 74 Southern California Law Review 175 (2000) (with Peter H. Huang).

"Of Fruit and Trees: The Relationship Between Income and Wealth Taxes," 53 Tax Law Review 587 (2000).

"Financial Innovation, Tax Arbitrage, and Retrospective Taxation: The Problem with Passive Government Lending," 52 Tax Law Review 199 (1997).

"Products Liability and Legal Leverage: The Perverse Effect of Stiff Penalties," 45 UCLA Law Review 99 (1997).

"An Accretion Corporate Income Tax," 49 Stanford Law Review 1 (1996).

"A Primer on Prejudgment Interest," 75 Texas Law Review 293 (1996).

"Designing A Hybrid Income-Consumption Tax," 41 UCLA Law Review 1791 (1994).

"Taxing Prometheus: How the Corporate Interest Deduction Discourages Innovation and Risk-Taking," 38 Villanova Law Review 1461 (1993).

"Perchance to Dream: The Global Economy and the American Dream," Southern California Law Review, 66 Southern California Law Review 1599 (1993).

"Taxation, Negative Amortization and Affordable Mortgages," 53 Ohio State Law Journal 1541 (1992).

"A Tax-Induced Clientele for Index-Linked Bonds: A Comment," 46 Journal of Finance 1933 (1991).

"The Second Generation of Notes Indexed for Inflation," 39 Emory Law Journal 499 (1990).

"An Economic Approach to the Determination of Injury Under United States Antidumping and Countervailing Duty Law," 22 Journal of International Law and Politics 37 (1990).

"Taxes and the Absence of Bonds Indexed for Inflation from the U.S. Capital Market," 12 George Mason University Law Review 779 (1989).

"Legal and Economic Framework for the Analysis of Injury by the U.S. International Trade Commission," 23 Journal of World Trade 95 (June 1989).

"The Taxation and Marketing of Price-Level Adjusted Mortgages," 6 Journal of Taxation of Investments 179 (1989) (republished 16 Journal of Real Estate Taxation 291 (1989)).

"Uncertainty, Efficiency, and the Brokerage Industry," 31 Journal of Law and Economics 249 (1988).

"United States Antidumping Law: The Case for Reconsideration," 22 Texas International Law Journal 265 (1987).

"The Crude Oil Windfall Profits Tax of 1980: An Economic Analysis of the Effect on Domestic Crude Oil Production," 9 Resources and Energy 163 (1987).

"Gray-Market Imports: Causes, Consequences, and Responses," 18 Law and Policy in International Business 145 (1986). (Presented at the 2d Annual Judicial Conference of the U.S. Court of International Trade, October 1985. Proceeding published at 111 F.R.D. 503 (1986).).

"Duties to Offset Competitive Advantages," 10 Maryland Journal of International Law and Trade 273 (1986) with Richard B. Dagen).

"Resource Extraction and Anticipated Demand Shifts," 5 Economics Letters 271 (1980) (with John D. Martin & Robert A. Miller).

## **CONTRIBUTIONS TO BOOKS**

"Tax Discrimination" in Research Handbook on International Taxation (2021) (with Elizabeth Adams and Ruth Mason).

"Prejudgment Interest," chapter 16 in Litigation Services Handbook (6<sup>th</sup> ed. 2017) (with Jeffrey D. Colon).

"Prejudgment Interest," chapter 15 in Litigation Services Handbook (5<sup>th</sup> ed. 2012) (with Jeffrey D. Colon).

"Business Taxes and International Competitiveness: Understanding How Taxes Can Distort Capital Ownership and Designing a Nondistortive International Tax System, chapter 7 in Dimension of Competitiveness (2010).

"Prejudgment Interest," chapter 9 in Litigation Services Handbook (4<sup>th</sup> ed. 2007) (with Jeffrey D. Colon).

"Introduction," in International Trade Law (2003) (co-editor with Ronald A. Cass).

"A Primer on Prejudgment Interest," chapter 8B in Litigation Services Handbook (3<sup>rd</sup> ed. 2003).

"Comment on M. Milevsky & E. Prisman, Hedging and Pricing with Tax Law Uncertainty: Managing Under an Arkansas Best Doctrine," in Chicago Board of Trade Research Symposium Proceedings: Proceedings of the Annual Fall Research Seminar, Chicago, IL December 1997 (CBOT, 1998).

"Antidumping," in The New Palgrave Dictionary of Economics and the Law (Stockton Press, 1998) (with Ronald A. Cass, Richard D. Boltuck & Sarah T. Kaplan).

"The Economics of 'Injury' in Antidumping and Countervailing Duty Cases: A Reply to Professor Sykes," in Economic Dimensions of International Law (Cambridge Univ. Press, 1997) (with Ronald A. Cass).

## OTHER PUBLICATIONS

“For Now, Court Is Cool with California in Charge,” *Regulatory Review*, July 11, 2023 (with Ruth Mason).

“Is it Kosher for California to Ban Out-of-State Pork?” *Regulatory Review*, December 5, 2022 (with Ruth Mason).

“Is the Biggest Supreme Court Case this Term About Bacon?” *Regulatory Review*, November 14, 2022 (with Ruth Mason).

“Brief of Professors Michael Knoll and Ruth Mason as *Amici Curiae* Supporting Petitioners,” *National Pork Producers Council v. Ross*, filed June 17, 2022.

“The Tax Cuts and Jobs Act’s Incorporation ‘Incentive,’” Issue Brief, Penn Wharton Public Policy Initiative, vol. 7, no. 8, October 2019.

“The Implications of the Supreme Court’s *Wayfair* Decision,” *The Regulatory Review*, July 24, 2018, available at <https://www.theregreview.org/2018/07/24/knoll-implications-supreme-courts-wayfair-decision/>.

“Brief of Brill, Knoll, Mason, and Viard as *Amici Curiae* in support of Petitioner,” *South Dakota v. Wayfair*, filed March 5, 2018.

“SCOTUS Should Balance Main Street and Online,” *RealClear Markets*, April 11, 2018 (with Alex Brill, Ruth Mason & Alan D. Viard).

“Before International Tax Reform, We Need to Understand Why Firms Invert,” Issue Brief, Penn Wharton Public Policy Initiative, vol. 5, no. 8, September 2017.

“Is Trump a business genius or failure? Only his taxes can tell us.” *Washington Post*, October 4, 2016.

“Brief of *Amici Curiae* Michael S. Knoll and Ruth Mason, *First Marblehead Corp. v. Commissioner of Revenue*,” filed April 19, 2016.

“Brief for Michael S. Knoll and Ruth Mason as *Amicus Curiae*, *Comptroller of the Treasury v. Wynne*,” filed September 26, 2014 (cited 573 U.S. 542 (2015), slip op., at 19-25).

“The Economic and Political Implications of Repealing the Corporate Alternative Minimum Tax,” Tax Foundation Background Paper No. 40, February 2002 (with Terrence R. Chorvat).

“The Importance of Eliminating the Corporate AMT,” Tax Foundation Fiscal Policy Memo, December 8, 2001 (with Terrence R. Chorvat).

“Count Stock, Not Cash (New Issues in Tax Law),” *Legal Times*, February 9, 1998, at S38 (coauthor).

"Steel's Latest Protection Racket," Wall Street Journal, April 24, 1992.

"The Perils of Managed Trade," Cato Institute Policy Analysis No. 138, August 29, 1990 (with Susan W. Liebeler).

"Economists Vital in ITC Cases," Journal of Commerce, July 30, 1990.

"Mortgages for the Masses," Wall Street Journal, June 28, 1989.

Price Controls and Exhaustible Resources: An Intertemporal Model with Applications to United States Energy Policy (University of Chicago dissertation, 1983).

## **PROFESSIONAL ACTIVITIES**

ESADE Law School and ESADE Alumni Club, Aptíssimi award for academic excellence, 2015.

Member, Scientific Advisory Board, Mannheim Tax Scientific Campus, 2014 – Present.

Academic Director (Law), Law and Business Fellowship Program (LBFP), 2006 – 2009. (LBFP is a joint program of the University of Pennsylvania, the U.S. State Department, Middle East Partnership Initiative and Amideast that brings approximately 40 women from the Middle East and North Africa to the United States each year for 6 months to study and for internships)

Member, Academic Advisory Committee, Joint Committee on Taxation, 2000 - 2001.

Editor, Forensic Economic Abstracts, SSRN, 1997 - Present.

Executive Committee, AALS Section on Business Associations, 1994 - January 1997.

Member, American Law Institute, 2020 - Present

Member, American Law and Economics Association, 1990 - Present.

Member, American Finance Association, 1990 - Present.

Member, American Economics Association, 1978 - Present.

## **PRESENTATIONS (2007 – DATE)**

“Tax Discrimination,” Max Planck Institute for Tax Law and Public Finance and Max Planck Institute for Social Law and Social Policy, Munich, Germany, April 4-5, 2024.

“Bounded Extraterritoriality,” Mannheim Taxation Science Campus, Mannheim, Germany, September 7, 2023.

“Bounded Extraterritoriality,” University of Pennsylvania Carey Law School, August 8, 2023.

“Bounded Extraterritoriality,” University of Virginia Faculty Workshop Series, March 31, 2023.

“Bounded Extraterritoriality,” Columbia University tax Colloquium, February 22, 2023.

“Blame Bibb Balancing,” University of Virginia Faculty Workshop Series, April 7, 2022.

“Unbundling Undue Burdens,” NYU Colloquium on Tax Policy and Public Finance, November 17, 2021.

“Unbundling Undue Burdens,” UC Irvine Colloquium on Tax Policy and Public Finance, Zoom, September 22, 2021.

“Unbundling Undue Burdens,” University of Florida Levin College of Law Tax Policy Colloquium, Zoom, September 17, 2021.

“Deals and Ronald Gilson’s ‘Value Creation by Business Lawyers,’” Tax Meets Non-Tax, Oxford-Virginia Legal Dialogues, Zoom, April 16, 2021.

“California’s New Women-on-board Mandate, the Challenge it Presents to the National Economy, and the Dormant Commerce Clause,” UVA Fall Tax Invitational, Charlottesville, VA, November 9, 2019.

“The TCJA and the Questionable Incentive to Incorporate,” Sixth Annual MaTax Conference, Center for European Research, Mannheim Germany, September 12, 2019.

“Revenue Effects of Tax Avoidance and Evasion: Choice of Entity,” Penn Wharton Budget Model Conference, How Much Revenue Does Federal Government Lose from Tax Avoidance? Washington, DC, June 7, 2019.

“The TCJA and the Questionable Incentive to Incorporate,” BYU Winter Deals Conference, Park City, Utah, March 8, 2019.

“Having Doubts? Considering Converting (to a C Corporation)? Basic Tax Considerations,” Wharton Zell/Lurie Real Estate Center, Annual Fall Meeting, Philadelphia, PA, November 2, 2018.

“The NY Times Report on the Trump Family’s Taxes,” Mannheim Taxation Science Campus, Mannheim, Germany, October 5, 2018.

“Emerging Economic Trends in the Twenty-First Century: Government Taxing and Spending in the United States and Abroad,” U.S. Army War College, Carlisle, PA, July 25, 2018.

“Competition and Fiscal Federalism,” U.S.-China Tax Seminar, East China University of Political Science and Law, Shanghai, China, June 25, 2018.

“What is Tax Discrimination?” UCLA Tax Policy and Public Finance Colloquium, Los Angeles, CA, March 1, 2018.

“Taxation, Competitiveness and Corporate Inversions” Wharton Public Policy Initiative, Hill Staffers Briefing, Washington, DC, November 3, 2017.

“State Carbon Taxes and the Dormant Commerce Clause,” 18<sup>th</sup> Global Conference on Environmental Taxation, University of Arizona, Tucson AZ, September 28, 2017.

“Taxation, Competitiveness, and Inversions: A Response to Kleinbard,” International Tax Policy Forum, Washington, DC, September 15, 2017.

“What is Tax Discrimination?” Tulane Tax Roundtable, Tulane Law School, New Orleans, LA, March 24, 2017.

“What is Tax Discrimination?” Tax Law and Policy Workshop Speaker Series, University of British Columbia Allard School of Law, Vancouver, BC, March 3, 2017.

“Is the Philadelphia Wage Tax Unconstitutional?” Drexel School of Economics and Econsult, Second Annual Urban Economic Policy Conference, Philadelphia, PA, April 27, 2016.

“Tax Discrimination in the United States: The Supreme Court’s Decision in *Comptroller v. Wynne*,” Second Annual MaTax Conference, Center for European Research, Mannheim Germany, October 2, 2015.

*Comptroller v. Wynne*, Penn Law Faculty Retreat, Philadelphia, PA, September 21, 2015.

*Wynne*: Clarity or Confusion? Wilmington Tax Group, Wilmington, DE, September 15, 2015.

“Tax discrimination jurisprudence in the European Union and the United States,” ESADE Aptissimi Conference, Barcelona, Spain, July 9, 2015.

“Striking a Balance Between State Sovereignty and Interstate Commerce,” Faculty Workshop Georgia Tech Scheller College of Business, Atlanta, GA, March 12, 2015.

“Striking a Balance Between State Sovereignty and Interstate Commerce,” Colloquium on Advanced Topics in Taxation, Northwestern University, Chicago, IL, January 22, 2015.

“Are U.S. Corporations Really Over-Taxed?” Panel hosted by the Urban-Brookings Tax Policy Center and the Penn Wharton Public Policy Initiative, Urban Institute, Washington, DC, December 11, 2014.

“Who Will Win in *Wynne*?” Tax Officers Summit, Las Vegas, NV, November 15, 2014.

“Tax Discrimination in the European Union and Beyond,” Mannheim Taxation Science Campus, Mannheim, Germany, September 18, 2014.

“The Connection Between Competitiveness and International Taxation,” International Tax Policy Foundation, Washington, DC, September 12, 2014.

“Competitive Neutrality and the EU Model,” Tax Justice and Human Rights Symposium, McGill University, Montreal, Quebec, June 19, 2014.

“Tax Discrimination in the European Union and Beyond,” Washington University Speaker Series on International Tax, St. Louis, MO., April 2, 2014.

“An Interpretation of Tax Discrimination in the European Union Informed by Competitiveness,” International Atlantic Economic Society, Philadelphia, PA, October 11, 2014.

“The Connection between Mergers and Acquisitions and Foreign Direct Investment,” opening address at Transnational Deal Making in an Evolving Regulatory Environment, University of Pennsylvania East Asia Law Review Symposium, Philadelphia, PA, February 22, 2013.

“What is Tax Discrimination?” EU Tax Policy Conference, University of Lisbon, Lisbon, Portugal, June 6, 2012.

Participant, Senate Finance Committee, Academic Round Table, Washington, DC, January 5-6, 2012.

“What is Tax Discrimination?” National Tax Association, 104<sup>th</sup> Annual Meeting, New Orleans, LA, November 17, 2011.

“What is Tax Discrimination?” Jean Monnet Round Table, Institute for Austrian and International Tax, University of Vienna, Vienna, Austria, November 10, 2011.

“The Connection between Taxation and Competitiveness,” American Tax Policy Institute, Washington, DC, October 17, 2011.

“The Chicago Tribune Story: Financial Innovation and Valuation,” American Society of Appraisers, 30<sup>th</sup> annual Advanced Business Valuation Conference, Chicago, IL, October 11, 2011.

“What is Tax Discrimination?” Brooklyn Law School, Brooklyn, NY, September 15, 2011.

“What is Deals?” University of New South Wales, Australian School of Taxation and Business Law Research Seminar, Sydney, Australia, August 25, 2011.

“What is Tax Discrimination?” University of New South Wales, Australian School of Taxation and Business Law Research Seminar, Sydney, Australia, August 18, 2011.

“What is Tax Discrimination?” Columbia Law School Faculty Workshop, New York, NY (April 15, 2010).

Participant, Workshop: “Teaching Transactional Lawyering: Moving the Project Forward,” Earle Mack School of Law, Drexel University, Philadelphia, PA (March 4, 2010).

“What is Tax Discrimination?” St. Johns University Faculty Colloquium, New York, NY, February 8, 2010.

“What is Tax Discrimination?” Seattle University School of Law, International Tax Workshop, Seattle, WA, February 5, 2010.

“What is Tax Discrimination?” NYU Tax Policy Colloquium, New York, NY, January 28, 2010.

“What is Tax Discrimination?” University of Pennsylvania Ad Hoc Workshop, Philadelphia, PA, December 9, 2009.

“Modigliani and Miller at 50: How Transactional Structure Creates Value,” AALS workshop on Transactional Law, Long Beach, CA, June 11, 2009.

Commentator, “Free Movement in the European Union: A Business and Tax Perspective,” Seton Hall University School of Law, Newark, NJ, April 8, 2009.

“Taxation and the Competitiveness of Sovereign Wealth Funds: Do Taxes Encourage Sovereign Wealth Funds to Invest in the United States?,” 12<sup>th</sup> Annual UNC Tax Symposium, Raleigh, NC, January 24, 2009.

“Taxation and the Competitiveness of Sovereign Wealth Funds: Do Taxes Encourage Sovereign Wealth Funds to Invest in the United States?,” Joseph Wharton Scholars Seminar Series, Philadelphia, October 8, 2008.

“Business Taxes and International Competitiveness,” National Tax Association, 101<sup>st</sup> Annual Conference on Taxation, Philadelphia, November 22, 2008.

“International Competitiveness, Tax Incentives and a New Argument for Tax Sparing: Preventing Double Taxation by Crediting Implicit Taxes,” Loyola Tax Policy Colloquium, Los Angeles, September 15, 2009.

“Business Taxes and International Competitiveness,” ALEA, Columbia University Law School, New York, May 16, 2008.

Commentator, Mark Kritzman, Simon Mygren & Sebastien Page, “The Cost of Being ‘Good,’” NYU School of Law National Center on Philanthropy and the Law and TIFF Education Foundation, Socially Responsible Investment, Prudent or ‘Im’? New York, May 7-8, 2008.

Panelist, ESOPS and Society, “ESOP Social and Economic Performance: The Recent Past and the Immediate Future: A Round Table Conversation Among Scholars and ESOP Leaders,” University of Pennsylvania Organizational Dynamics Graduate Studies Program, Philadelphia, May 3, 2008.

Panelist, “Insurance, Intellectual Property, and Innovation,” Conference on Insurance and Intellectual Property Innovation, University of Connecticut School of Law, Hartford, April 4, 2008.

“The Tax Advantage of ‘Sweat Equity,’” Penn State – Dickinson School of Law, Smeal College of Business, State College, PA, March 20, 2008.

“Deals’: What’s the Deal? Understanding Transaction Structures”, THEMIS, Universite de Paris XII, Paris, March 15, 2008.

“The Tax Advantage of ‘Sweat Equity’”, Northwestern Tax Colloquium, Northwestern University Law School, Chicago, March 6, 2008.

“Taxes and Competitiveness,” Columbia University School of Law Tax Policy Colloquium, New York, November 8, 2007.

“Taxes and Competitiveness,” Washington and Lee University School of Law, Lexington, VA, October 29, 2007.

“The Taxation of Carried Interests: Estimating the Revenue Effects of Taxing Profit Interests as Ordinary Income,” Taxation Seminar, London School of Economics, Economics and Law Departments, London, October 22, 2007.

“The Ancient Roots of Modern Financial Innovation: The Early History of Regulatory Arbitrage,” Bocconi University Conference, “Offshore and Underground Finance: White, Gray and Black Markets,” Milan, October 12-13, 2007.

“Taxes and Competitiveness,” University of Connecticut School of Law, Hartford, September 26, 2007.

“Taxes and Competitiveness,” Law and Society Panel, “Encouraging Development in Poorer Countries Through Tax Policies”, Berlin, July 26, 2007.

“Taxes and Competitiveness,” CESifo Workshop, “The Many Dimensions of Competitiveness,” Venice, July 20-21, 2007.

“The UBIT: Leveling an Uneven Playing Field or Tilting a Level One,” Fordham University School of Law and Lincoln Center for the Performing Arts Symposium, “Nonprofit Law, Economic Challenges, and The Future of Charities,” New York, March 30, 2007.