

CURRICULUM VITAE

University of Idaho

NAME: Wendy Gerwick Couture

DATE: December 31, 2023

RANK OR TITLE: James E. Wilson Distinguished Professor of Law; University Distinguished Professor

DEPARTMENT: Law

OFFICE LOCATION AND CAMPUS ZIP:

501 W. Front St.
Boise, Idaho 83702-7232

OFFICE PHONE: 208-364-4547

EMAIL: wgcouture@uidaho.edu

DATE OF FIRST EMPLOYMENT AT UI: 2008

DATE OF TENURE: 2015

DATE OF PROMOTION: 2017

DATE OF PRESENT RANK OR TITLE: 2023

EDUCATION BEYOND HIGH SCHOOL:

Degrees:

Southern Methodist University Dedman School of Law

J.D., 2003

Summa Cum Laude

Valedictorian (ranked 1 out of 222 students in graduating class)

Order of the Coif

Hutchison Scholar (full-tuition scholarship)

Member of the *SMU Law Review Association*, 2001-2003

Co-editor of the Texas Survey edition of the *SMU Law Review*, 2002-2003

Barrister's Award for Outstanding First-Year Law Student, 2001

Duke University

B.A., 1998 (Economics and French)

Summa Cum Laude

Phi Beta Kappa

Studied abroad at the Université de Stendhal in Grenoble, France, 1997-1998

Certificates and Licenses:

Member of the Washington State Bar Association, 2007-present (active)

Member of the State Bar of Texas, 2003-2019 (active), 2019-present (inactive)

EXPERIENCE:

Teaching Appointments:

University of Idaho College of Law

University Distinguished Professor, 2023-present

James E. Wilson Distinguished Professor of Law, 2019-present

Associate Dean of Faculty Development-Boise, Jan. 2020-May 2022

Professor of Law, 2017-present

Associate Professor of Law, 2010-2017

I regularly teach Business Associations, Property Security, Securities Regulation, Torts, and White Collar Crime. I have also taught Contracts I, Contracts II, Payment Systems, and Property.

St. Mary's University School of Law

Assistant Professor of Law, 2009-2010

I taught Civil Procedure, Business Associations, and White Collar Crime.

University of Idaho College of Law

Full-Time Temporary Faculty Member, 2008-2009

I taught Conflict of Laws, Law of the Workplace, Remedies, and White Collar Crime.

Non-Academic Employment:

Carrington, Coleman, Sloman & Blumenthal L.L.P. in Dallas, Texas

Associate, 2004-2007

My practice focused on white collar criminal defense, securities litigation, commercial litigation, and broker-dealer arbitration.

United States District Court for the Northern District of Texas in Dallas, Texas

Law Clerk to the Honorable Barbara M.G. Lynn, 2003-2004

I researched legal issues, made recommendations on rulings, wrote bench memoranda, and helped draft published opinions in various areas of the law, including securities fraud, employment discrimination, and the First Amendment.

TEACHING ACCOMPLISHMENTS:

Areas of Specialization:

Securities Regulation
White Collar Crime
Business Law
Commercial Law
Torts

Courses Taught at the University of Idaho:

Business Associations – LAW 9190 (4 credits)

- Fall 2011, Fall 2017, Fall 2018, Fall 2019, Fall 2020, Fall 2021, Fall 2022, Fall 2023

Property Security – LAW 9250 (3 credits)

- Fall 2010, Fall 2011, Fall 2012, Fall 2013, Fall 2014, Fall 2015, Fall 2016, Spring 2018, Spring 2019, Spring 2020, Spring 2021, Spring 2022, Spring 2023

Securities Regulation – LAW 9200 (3 credits)

- Fall 2010, Spring 2012, Spring 2013, Spring 2014, Spring 2015, Spring 2016, Fall 2016, Spring 2018, Spring 2019, Spring 2023
- Taught as a dual-location course to students in Moscow and Boise, using video-linking technology.

Torts – LAW 8090 (4 credits)

- Fall 2023

White Collar Crime – LAW 9920, LAW 901 (2-3 credits)

- Fall 2008, Fall 2012, Fall 2013, Spring 2015, Fall 2015, Fall 2018
- Developed course to require students to complete an in-depth research paper that satisfies the Upper Division Writing Requirement.

Contracts I – LAW 8130 (2 credits)

- Fall 2019
- Taught to cover a last-minute curricular need.

Contracts II – LAW 8140 (3 credits)

- Spring 2020
- Taught to cover a last-minute curricular need.

Payment Systems – LAW 9230 (2-3 credits)

- Spring 2011, Spring 2012, Spring 2013, Spring 2014, Fall 2017
- Taught as a dual-location course to students in Moscow and Boise, using video-linking technology.

Property – LAW 8070 (4 credits)

- Fall 2014
- Taught to cover a last-minute curricular need.

Remedies – LAW 9520 (3 credits)

- Spring 2009

Law of the Workplace – LAW 9080 (4 credits)

- Spring 2009

Conflict of Laws – LAW 9600 (3 credits)

- Fall 2008

Courses Taught at St. Mary’s University:

Business Associations, Spring 2010 (4 credits)

White Collar Crime, Spring 2010 (3 credits)

Civil Procedure, Fall 2009 (4 credits)

Students Advised:

Advised Students as Business Law & Entrepreneurship Emphasis Advisor

- Fall 2012 (1 student), Spring 2013 (1 student), Fall 2013 (1 student), Spring 2014 (2 students), Fall 2014 (1 student), Spring 2015 (2 students), Fall 2015 (1 student), Spring 2016 (2 students), Fall 2016 (2 students), Spring 2017 (2 students), Fall 2017 (1 student); Spring 2018 (1 student); Fall 2018 (2 students); Spring 2019 (2 students); Fall 2019 (1 student); Spring 2020 (10 students); Fall 2020 (10 students); Spring 2022 (4 students); Fall 2022 (4 students); Spring 2023 (4 students); Fall 2023 (2 students).

Advised Students in Directed Study – LAW 983 (1-2 credits)

- Spring 2011 (1 student), Fall 2011 (1 student), Spring 2012 (1 student), Summer 2012 (1 student), Fall 2012 (2 students), Spring 2013 (1 student), Fall 2013 (1 student), Spring 2014 (4 students); Fall 2014 (3 students), Spring 2015 (1 student), Summer 2015 (3 students), Fall 2015 (3 students), Spring 2016 (3 students), Fall 2016 (2 students); Spring 2017 (2 students); Fall 2017 (2 students); Spring 2018 (1 student); Spring 2019 (5 students); Summer 2019 (2 students); Fall 2019 (3 students); Fall 2020 (6 students); Spring 2021 (4 students); Fall 2021 (2 students); Spring 2022 (3 students); Fall 2022 (5 students); Spring 2023 (2 students); Fall 2023 (2 students).

Advised Students for the *Idaho Law Review* or *the crit* (completion of Upper Division Writing Requirement)

- 2014-2015 (2 students); 2015-2016 (2 students); 2016-2017 (2 students); 2017-2018 (2 students); 2018-2019 (2 students); 2019-2020 (3 students); 2020-2021 (1 student); 2022-2023 (2 students), 2022-2023 (2 students); 2023-2024 (2 students).

Honors and Awards:

Faculty Mentor for an “Alumni Award for Excellence” Recipient, 2023.

University Distinguished Professor, 2023-present.

Peter E. Heiser Award for Excellence in Teaching, 2023.

Peter E. Heiser Award for Excellence in Teaching, 2022.

Faculty Mentor for an “Alumni Award for Excellence” Recipient, 2022.

Faculty Mentor for two “Alumni Award for Excellence” Recipients, 2021.

James E. Wilson Distinguished Professor of Law, 2019-present.

Peter E. Heiser Award for Excellence in Teaching, 2020.

Faculty Mentor for an “Alumni Award for Excellence” Recipient, 2018.

University of Idaho Mid-Career Award Recipient, 2018.

Alan G. Shepard Professor of Law, 2017-2018.

Faculty Mentor for an “Alumni Award for Excellence” Recipient, 2017.

Peter E. Heiser Award for Excellence in Teaching, 2016.

Faculty Mentor for an “Alumni Award for Excellence” Recipient, 2015.

Peter E. Heiser Award for Excellence in Teaching, 2014.

Law Review Advisor of the Year, presented by the *University of Idaho Law Review*, 2009.

SCHOLARSHIP ACCOMPLISHMENTS:

Books:

Author, *Gilbert Law Summaries on Securities Regulation, Eighth Edition* (West Academic Publishing 2023) (seventh edition was published in 2007 by Niels B. Schaumann).

Co-Author (with Marc I. Steinberg, Michael J. Kaufman, & Daniel J. Morrissey), *Securities Litigation: Law, Policy, and Practice* (Carolina Academic Press 2021) (second edition).

Author, *Updates in Securities Regulation, 2019* (Wolters Kluwer 2019).

Co-Author (with Marc I. Steinberg, Michael J. Kaufman, & Daniel J. Morrissey), *Securities Litigation: Law, Policy, and Practice* (Carolina Academic Press 2016) (first edition).

Co-Editor (with Allyson W. Haynes), *Litigators on Experts: Strategies for Managing Expert Witnesses from Retention through Trial* (ABA Publishing 2010) (first edition of 554-page book for practitioners).

Law Review and Journal Publications:

Preview of Oral Argument in Macquarie Infrastructure Corp. v. Moab Partners, L.P., American Bar Association, PREVIEW of United States Supreme Court Cases, Issue No. 4, Vol. 51, Jan. 8, 2024.

Apples & Oranges: Scienler & Rule 10b5-1 Plans, __ SEC. REG. L.J. __ (forthcoming).

Preview of Oral Argument in Slack Technologies, LLC v. Pirani, American Bar Association, PREVIEW of United States Supreme Court Cases, Issue No. 7, Vol. 50, April 17, 2023.

The Collision Between the UCC and the Securities Act: Foreclosure Sales of Unregistered Securities *Securities Regulation Law Journal*, 50 SEC. REG. L.J. 287 (2022).

Top Ten Issues in De-SPAC Securities Litigation, 45 U. ARK. AT LITTLE ROCK L. REV. 201 (2022) (solicited symposium contribution).

Shapeshifting Securities, 48 SEC. REG. L.J. 320 (2020).

Principles for State Prosecution of Securities Crime in a Dual-Regulatory, Multi-Enforcer Regime, 22 U. PA. J. BUS. L. 30 (2019).

Cyan, Reverse-Erie, and the PSLRA Discovery Stay in State Court, 47 SEC. REG. L.J. 21 (2019).

Prosecuting Securities Fraud Under Section 17(a)(2), 50 LOY. U. CHI. L.J. 669 (2019).

- Selected for republication in the *Securities Law Review 2020*.

Optimal Issuer Disclosure of Opinions, 86 U. CIN. L. REV. 587 (2018).

Citing Counsel’s Opinion about the Merits of Legal Proceedings in SEC Filings, 46 SEC. REG. L.J. 117 (2018).

Texas Gulf Sulphur: A Case Study on Responding to Market Rumors, 71 SMU L. REV. 675 (2018) (solicited contribution to *Texas Gulf Sulphur 50th Anniversary Symposium Issue*).

The Risk of Regulatory Arbitrage: A Response to Securities Regulation in Virtual Space, 74 WASH. & LEE L. REV. ONLINE 234 (2018).

- Solicited response to Eric C. Chaffee, *Securities Regulation in Virtual Space*, 74 WASH & LEE L. REV. 1387 (2017).

A Glass-Half-Empty Approach to Securities Regulation, 76 MD. L. REV. 360 (2017).

- Cited in Brief of Professors at Law and Business Schools as Amicus Curiae in Support of Respondents, *Leidos, Inc. v. Indiana Public Retirement System*, 2017 WL 8291737 (U.S. 2017).

Rest in Peace, Rule 505, 45 SEC. REG. L.J. 133 (2017).

Price Impact Possibilities, 44 SEC. REG. L.J. 255 (2016).

RICO 2.0: State RICO Statutes in Opt-Out Securities Litigation, 44 SEC. REG. L.J. 51 (2016).

Materiality and a Theory of Legal Circularity, 17 U. PA. J. BUS. L. 453 (2015).

False Statements of Belief As Securities Fraud, 43 SEC. REG. L.J. 351 (2015).

Professor Alan R. Bromberg and the Scholarly Role of the Treatise, 68 SMU L. REV. 703 (2015) (solicited symposium contribution).

Answering Halliburton II's Unanswered Question: Burdens of Production and Persuasion on Price Impact, 43 SEC. REG. L.J. 167 (2015).

Class-Action Tolling, Federal Common Law, and Securities Statutes of Repose: A Recommendation, 45 LOY. U. CHI. L.J. 525 (2015).

The Collision Between the First Amendment and Securities Fraud, 65 ALA. L. REV. 903 (2014).

The PSLRA Discovery Stay Meets Complex Litigation: Five Questions Answered, 42 SEC. REG. L.J. 243 (2014).

Securities Regulation of Alternative Litigation Finance, 42 SEC. REG. L.J. 5 (2014).

Around the World of Securities Fraud in 80 Motions to Dismiss, 45 LOY. U. CHI. L.J. 553 (2014).

- Cited in Brief of the Society for Corporate Governance as Amicus Curiae in Support of Petitioners, *Goldman Sachs Group, Inc. v. Arkansas Teacher Retirement System*, 2020 WL 5821358 (U.S. 2020).

Opinions Actionable As Securities Fraud, 73 LA. L. REV. 381 (2013).

- Selected for republication in the *Securities Law Review 2014*.
- Cited in Brief Amicus Curiae of AARP in Support of Respondents, *Ommicare, Inc. v. Laborers District Council Construction Industry Pension Fund*, 2014 WL 4380093 (U.S. 2014).
- Cited in Brief for the Chamber of Commerce of the United States of America and Business Roundtable as Amici Curiae Supporting Petitioners, *Ommicare, Inc. v. The Laborers District Council Construction Industry Pension Fund*, 2014 WL 2703332 (U.S. 2014).
- Cited in Brief of Washington Legal Foundation as Amicus Curiae in Support of Petitioners, *Ommicare, Inc. v. Laborers District Council Construction Industry Pension Fund*, 2014 WL 2734948 (U.S. 2014).

The End of the Vexatiousness Rationale, 41 SEC. REG. L.J. 301 (2013).

Securities Regulation As Gap-Filler: The Example of Hydraulic Fracturing, 41 SEC. REG. L.J. 207 (2013).

Criminal Securities Fraud and the Lower Materiality Standard, 41 SEC. REG. L.J. 77 (2013).

The Falsity-Scienter Inference, 40 SEC. REG. L.J. 303 (2012).

Price Fraud, 63 BAYLOR L. REV. 1 (2011).

Mixed Statements: The Safe Harbor's Rocky Shore, 39 SEC. REG. L.J. 257 (2011).

The Evolutionary Biology of Fungi and Fraud, VJ. MARSHALL L.J. 71 (2011) (co-authored with B. Clifford Gerwick).

Conley v. Gibson's "No Set of Facts" Test: Neither Cancer Nor Cure, 114 PENN STATE L. REV. PENN STATIM 19 (2010), available at <http://www.pennstatelawreview.org/authors/wendy-couture/>.

The Bank Bailout: A License for Sovereign Securities Fraud, 33 SEATTLE U. L. REV. 1 (2009).

White Collar Crime's Gray Area: The Anomaly of Criminalizing Conduct Not Civilly Actionable, 72 ALB. L. REV. 1 (2009).

Loud Rules, 34 PEPP. L. REV. 715 (2007) (co-authored with David Coale).

The Securities Acts' Treatment of Notes Maturing in Less Than Nine Months: A Solution to the Enigma, 31 SEC. REG. L.J. 496 (2003).

Comment, *Taking Exit Row Seating Seriously*, 68 J. AIR L. & COM. 449 (2003) (published as a law student under the name "Wendy Gerwick").

Blogs:

Guest Contributor, "'Cyan,' Reverse-'Erie,' and the PSLRA Discovery Stay in State Court," The CLS Blue Sky Blog: Columbia Law School's Blog on Corporations and the Capital Markets, at <http://clsbluesky.law.columbia.edu/> (June 14, 2019).

Guest Contributor, "Prosecuting Securities Fraud under Section 17(a)(2)," The CLS Blue Sky Blog: Columbia Law School's Blog on Corporations and the Capital Markets, at <http://clsbluesky.law.columbia.edu/> (March 20, 2019).

Guest Contributor, "RICO 2.0: State RICO Statutes in Opt-Out Securities Litigation," The CLS Blue Sky Blog: Columbia Law School's Blog on Corporations and the Capital Markets, at <http://clsbluesky.law.columbia.edu/> (February 18, 2016).

Guest Contributor, "False Statements of Belief as Securities Fraud," The CLS Blue Sky Blog: Columbia Law School's Blog on Corporations and the Capital Markets, at <http://clsbluesky.law.columbia.edu/> (October 28, 2015).

Guest Contributor, "Burdens of Production and Persuasion on Price Impact," The CLS Blue Sky Blog: Columbia Law School's Blog on Corporations and the Capital Markets, at <http://clsbluesky.law.columbia.edu/> (January 2, 2015).

Guest Contributor, "The PSLRA Discovery Stay in Complex Litigation," The CLS Blue Sky Blog: Columbia Law School's Blog on Corporations and the Capital Markets, at <http://clsbluesky.law.columbia.edu/> (July 7, 2014).

Guest Contributor, "The Circularity of Materiality," The CLS Blue Sky Blog: Columbia Law School's Blog on Corporations and the Capital Markets, at <http://clsbluesky.law.columbia.edu/> (May 7, 2014).

Guest Contributor, "Who Cares If A Litigation Finance Contract Is A Security?," Model Litigation Finance Contract blog, at <http://litigationfinancecontract.com/> (October 9, 2013).

Guest Contributor, "Does Litigation Finance Implicate the Policies Underlying the Securities Laws?," Model Litigation Finance Contract blog, at <http://litigationfinancecontract.com/> (October 7, 2013).

Guest Contributor, “Are Litigation Finance Contracts Securities?”, Model Litigation Finance Contract blog, at <http://litigationfinancecontract.com/> (October 3, 2013).

Presentations:

Panelist, “Securities Litigation Update,” Professional Liability Underwriters Society, Directors & Officers Symposium Series, New York City, New York, February 15, 2023.

Speaker, “Top Ten Issues in De-SPAC Securities Litigation,” *SPACs: The New Frontier?*, UA Little Rock Law Review Symposium, Little Rock, Arkansas, February 4, 2022.

Moderator and Commenter, “Emerging Voices in Securities Regulation,” Association of American Law Schools, Annual Meeting, Virtual, January 7, 2021.

Moderator, “What Can Securities Regulation Contribute to Environmental Law, and Vice Versa?,” Association of American Law Schools, Annual Meeting, Virtual, January 4, 2021.

Commenter, “Emerging Voices in Securities Regulation,” Association of American Law Schools, Annual Meeting, Washington, D.C., January 4, 2020.

Speaker, “Prosecutorial Discretion & the States’ Role in Prosecuting Securities Crime,” Law and Society Association Annual Conference, Washington, D.C., June 1, 2019.

Reader & Discussant, Author Meets Reader Session: *The Rise of the Working Class Shareholder: Labor’s Last Best Weapon* (by David Webber), May 31, 2019.

Moderator, “Whither Accountability?,” *Lehman 10 Years Later: Lessons Learned?*, Annual Institute for Investor Protection, Loyola University Chicago School of Law, Chicago, Illinois, September 14, 2018.

Speaker, “The Appropriate Role for State Prosecution of Securities Violations,” Law and Society Association Annual Conference, Toronto, Canada, June 8, 2018.

Commenter, “Emerging Voices in Securities Regulation,” Association of American Law Schools, Annual Meeting, San Diego, California, January 4, 2018.

Speaker, “The Dodd-Frank Death Knell,” *Corporate Ethics and Compliance in the Era of Re-Deregulation*, Annual Institute for Investor Protection, Loyola University Chicago School of Law, Chicago, Illinois, October 20, 2017.

Speaker, “Optimal Issuer Disclosure of Opinions,” Law and Society Association Annual Conference, Mexico City, Mexico, June 23, 2017.

Speaker, “Optimal Issuer Disclosure of Opinions,” National Business Law Scholars Conference, University of Utah S.J. Quinney College of Law, June 9, 2017.

Speaker, “A Glass-Half-Empty Approach to Securities Regulation,” Law and Society Association Annual Conference, New Orleans, Louisiana, June 3, 2016.

Speaker, “A Glass-Half-Empty Approach to Securities Regulation,” National Business Law Scholars Conference, The University of Chicago Law School, June 24, 2016.

Speaker, “The Impact of the PSLRA on Post-Discovery Amendment of Pleadings,” *The Twentieth Anniversary of the Private Securities Litigation Reform Act: Taking Stock*, Annual Institute for Investor Protection, Loyola University Chicago School of Law, Chicago, Illinois, October 16, 2015.

Speaker, “Confirmatory Misrepresentations in a Post-*Halliburton II* World,” Corporate and Securities Litigation Workshop, Boston University School of Law, October 2, 2015.

Speaker, “Confirmatory Misrepresentations in a Post-*Halliburton II* World,” *Ownership and Control: New Considerations on Litigation, Governance Structures, and Shareholder Activism*, Law and Society Association

Annual Conference, Seattle, Washington, May 29, 2015.

Speaker, "The Mysteries of Class Action Tolling and the Impacts on Opt-Out Litigation," *The New Landscape of Securities Fraud Class Actions*, Annual Institute for Investor Protection, Loyola University Chicago School of Law, Chicago, Illinois, October 24, 2014.

Speaker, "Materiality and a Theory of Legal Circularity," National Business Law Scholars Conference, Loyola Law School, Los Angeles, June 20, 2014.

Speaker, "The Circularity of Materiality," *Corporate Law: Market Information and Mandatory Disclosures*, Law and Society Association Annual Conference, Minneapolis, Minnesota, May 31, 2014.

Speaker, "Using Shareholder Proposals to Fill Regulatory Gaps," *Shareholder Rights: An Idea Whose Time Has Come*, Annual Business Law Symposium, Gonzaga University School of Law, Spokane, Washington, November 1, 2013.

Speaker, "The End of the Vexatiousness Rationale," *Strategies for Investigation and Pleading Securities Fraud Claims*, Annual Institute for Investor Protection, Loyola University Chicago School of Law, Chicago, Illinois, October 25, 2013.

Speaker, "The Collision Between the First Amendment and Securities Fraud," Pacific West Business Law Scholars Colloquium, University of Oregon School of Law, Portland, Oregon, October 4, 2013.

Speaker, "The Collision Between the First Amendment and Securities Fraud," National Business Law Scholars Conference, The Ohio State University Moritz College of Law, Columbus, Ohio, June 13, 2013.

Speaker, "The Collision Between the First Amendment and Securities Fraud," Law and Society Association Annual Conference, Boston, Massachusetts, May 31, 2013.

Speaker, "The Collision Between the First Amendment and Securities Fraud," Faculty Work-in-Progress Series, University of Idaho College of Law, Moscow, Idaho, February 20, 2013.

Speaker, "The Collision Between the First Amendment and Securities Fraud," *Sharing Scholarship, Building Teachers*, Albany Law School, Albany, New York, February 2, 2013.

Speaker, "Rule 1.13 in Context," *Corporate Law, Then and Now*, Annual Business Law Symposium, Gonzaga University School of Law, Spokane, Washington, October 26, 2012.

Speaker, "The Collision Between Securities Fraud and the First Amendment," Junior Faculty Work-in-Progress Series, Gonzaga University School of Law, Spokane, Washington, October 25, 2012.

Speaker, "The Collision Between Securities Fraud and the First Amendment," Rocky Mountain Junior Scholars Conference, University of Utah S.J. Quinney College of Law, Salt Lake City, Utah, September 28, 2012.

Speaker, "Opinions Actionable As Securities Fraud," National Business Law Scholars Conference, University of Cincinnati College of Law, Cincinnati, Ohio, June 28, 2012.

Speaker, "Opinions Actionable As Securities Fraud," Faculty Scholars' Conference, University of Idaho College of Law, Moscow, Idaho, April 27, 2012.

Speaker, "Opinions Actionable As Securities Fraud," Faculty Scholarly Colloquium Series, University of Utah S.J. Quinney College of Law, Salt Lake City, Utah, March 12, 2012.

Speaker, "The Dodd-Frank Act: A 'Nip and Tuck' Approach to Credit Rating Agency Liability," *The Dodd-Frank Act Wall Street Reform & Consumer Protection Act Symposium*, Annual Business Law Symposium, Gonzaga University School of Law, Spokane, Washington, November 4, 2011.

Speaker, "Securities Fraud: Hard Rules for Soft Words," Rocky Mountain Junior Scholars Conference, Brigham Young University J. Reuben Clark Law School, Provo, Utah, September 29, 2011.

Speaker, “Price Fraud: A Proposal to Prevent the Next Market Bubble,” Faculty Enrichment Program, St. Mary’s University School of Law, San Antonio, Texas, October 5, 2009.

Poster Presenter, “Using Visual Aids to Demonstrate Legal Analysis,” Association of American Law Schools Annual Meeting, San Diego, California, January 6-10, 2009.

Amicus Briefs, Comment Letters & White Papers:

Signatory, Brief of Law and Business Professors as Amicus Curiae in Support of Respondents, *Macquarie Infrastructure Corp. v. Moab Partners, L.P.*, No. 22-1165 (U.S. 2023).

Signatory, Brief for Amici Curiae Law and Business Professors in Support of Respondent Fiyaz Pirani, *Slack Technologies, LLC v. Pirani*, No. 22-220 (U.S. 2023).

Signatory, Brief for Amici Curiae Law Professors in Support of Plaintiff-Appellant Noelle Lee, *Lee v. Fisher*, No. 21-15923 (9th Cir. Nov. 14, 2022).

Signatory, Brief of Law Professors as Amici Curiae in Support of Plaintiff-Appellee and Affirmance, *Salzberg v. Sciabacucchi*, No. 346, 2019 (Del. Oct. 28, 2019).

Signatory, Brief of Professors at Law and Business Schools as Amicus Curiae in Support of Respondents, *Leidos, Inc. v. Indiana Public Retirement System*, 2017 WL 8291737 (U.S. 2017).

Signatory, Secure Our Savings Coalition, Delaware Law Status of Bylaws Regulating Litigation of Federal Securities Law Claims (Nov. 19, 2018), at <https://secureoursavings.com/wp-content/uploads/2018/11/Arbitration-bylaw-white-paper.pdf>.

Signatory, Securities and Exchange Commission Petition for Rulemaking on Environmental, Social, and Governance Disclosure (Oct. 1, 2018), at <https://www.sec.gov/rules/petitions/2018/petn4-730.pdf>.

Scholarship Reviews:

External Tenure/Promotion Reviewer:

Northern Illinois University College of Law (2023).
 University of South Carolina School of Law (2023).
 Chicago-Kent College of Law (2023).
 Southern Methodist University Dedman School of Law (2023).
 Santa Clara University School of Law (2022).
 Washington and Lee University School of Law (2020).

Peer Reviewer:

Stanford Law Review (2020).
 Cambridge University Press (2020).

SERVICE:

College of Law Administrative Appointments:

Associate Dean of Faculty Development-Boise, Jan. 2020-May 2022.

As a member of the leadership team, I helped the College of Law respond to the COVID-19 pandemic, accept the influx of more than 100 transfer students from Concordia University School of Law, and prepare for our ABA site visit.

College of Law Committee Assignments:

Leadership

Vice-Chair, Curriculum Committee, 2021-2022, 2022-2023.

Chair, Temporary Faculty Search Committee, Summer 2020 (hired eight temporary faculty members)

Chair, Third-Year Review Committee, 2019-2020 (one colleague).

Vice-Chair, Diversity & Human Rights Committee, 2019-2020.

Coordinator, College of Law Strategic Implementation, 2018-2019.

Co-Chair, ABA Self Study Committee, 2017-2018.

Chair, Faculty Appointments Committee, 2016-2017, 2017-2018.

Coordinator, University of Idaho College of Law Business Law & Entrepreneurship Emphasis, January 2011 - present.

Membership

Member, Faculty Appointments Committee, 2011-2012, 2012-2013, 2013-2014, 2014-2015, 2019-2020, 2022-2023, 2023-2024.

Member, Third-Year Review Committee, 2013-2014 (one colleague), 2015-2016 (one colleague), 2016-2017 (one colleague), 2017-2018 (one colleague), 2019-2020 (two colleagues), 2020-2021 (one colleague), 2023-2024 (two colleagues).

Member, Curriculum Committee, 2010-2011, 2014-2015, 2020-2021, 2021-2022, 2022-2023.

Member, Diversity Plan Subcommittee, 2022-2023.

Member, Admissions Committee, 2020-2021.

Member, Dean's Advisory Council, 2014-2015.

Member, Library Committee, 2018-2019.

Member, Technology Committee, 2010-2011.

Member, *Ad Hoc* Listening Session Implementation Group, 2020-2021.

Member, *Ad Hoc* Faculty Assistant Search Committee, 2014.

Member, *Ad Hoc* Committee on Curricular Planning, 2013-2014.

Member, *Ad Hoc* Professionalism Committee, 2012-2013.

Member, *Ad Hoc* Bar Passage Committee, 2011-2012.

University Service Assignments:

Member, Law Dean Search Advisory Committee, 2024.

Member, Law Dean Search Advisory Committee, 2020-2021.

Member, Online Education University Working Group, 2020.

Faculty Senator for Southwest Idaho, 2013-2016.

Member, University of Idaho-Boise Academic Council, 2013-2015.

Member, Law Dean Search Advisory Committee, 2013-2014.

Member, Culture and Climate Committee, University of Idaho-Boise, 2011-2013.

College of Law Service Presentations:

Presenter, Best Practices for Distance Teaching, College of Law Teaching Retreat, March 25, 2022.

Convener, Summer Writing Group, May 2021 - August 2021 (weekly meetings with colleagues).

Convener and Presenter, Half-Baked Idea Roundtable, October 16, 2020.

Presenter, Honor Code Review, Transfer Student Orientation in Boise, August 21, 2020.

Presenter, Honor Code Review, 1L Orientation in Boise, August 14, 2020.

Presenter, Mock Law School Class, 1L Orientation in Boise, August 20, 2019.

Presenter, Honor Code Review, 1L Orientation in Boise, August 16, 2019.

Presenter, Mock Law School Class, Admitted Students Day, April 6, 2019.

Co-Presenter, Faculty Colloquium, "Sharing Ideas About Writing & Publishing Legal Scholarship," October 26, 2018.

Presenter, Mock Law School Class, 1L Orientation in Boise, August 15, 2018.

Presenter, Honor Code Review, 1L Orientation in Boise, August 10, 2018.

Presenter, Mock Law School Class, 1L Orientation in Boise, August 16, 2017.

Presenter, Faculty Welcome, College of Law Convocation, August 15, 2016.

Presenter, Mock Law School Class, A Glimpse of UI's College of Law in Boise, March 5, 2016 (organized by the College of Law's Office of Admissions).

Distance Learning Demonstration for the Law Faculty, February 26, 2014 (presented a sample dual-location class in order to inform the discussion about how to improve dual-location teaching and technology).

Panelist, "What To Do (and Not Do) During Your Summer Externship/Internship," University of Idaho College of Law, Moscow, Idaho February 10, 2014 (organized by the College of Law's Office of Career Development).

Presenter, Recruitment Event for Timberline High School Students, Boise, Idaho, February 3, 2014 (organized by the University of Idaho Office of Admissions and Campus Visits).

Report on the Third-Year-in-Boise Program to the Law Advisory Council, April 5, 2013.

Early Welcome Program, August 6-7, 2012 (presented the "Icebreaker" and the "What to Expect in a Law School Classroom" sessions).

Report on the Business Law & Entrepreneurship Emphasis to the Law Advisory Council, April 27, 2012.

1L Orientation, August 16, 2011 (presented the "Why Lawyers Read Cases" and the "How to Brief a Case" sessions).

Early Welcome Program, August 8-9, 2011 (presented the "Icebreaker" and the "What to Expect in a Law School Classroom" sessions).

Report on the Third-Year-in-Boise Program to the Law Advisory Council, April 15, 2011.

Panelist, "What NOT to Do at Your Legal Job (And What to Do!)," University of Idaho College of Law, Moscow, Idaho, April 20, 2009 (organized by the College of Law's Office of Career Development).

College of Law Service – Other:

Co-Faculty Advisor, Women’s Law Caucus, 2018-present.

Faculty Advisor, Business Law Association student group, 2012-2015, 2019-2020.

Faculty Secretary, University of Idaho College of Law, January-August 2012.

Outreach Service – Professional Organizations:

Association of American Law Schools, Section on Securities Regulation

- Chair, 2020.
- Chair-Elect, 2019.
- Member of Executive Council, 2017-2019.

Business and Corporate Law Section of the Idaho State Bar

- Member of the Governing Council, 2011-present (monthly council meetings).
- Coordinator of the Section-sponsored edition of the *Advocate*, 2017-2018, 2019-2020.
- Co-Chair, Professional Development Series, 2013-2016.
- Member of the Annual CLE Committee, 2011-2013, 2019-2020.

Idaho Women Lawyers

- Member of the Board of Directors, 2011-2023 (monthly board meetings).
- Co-Chair, Annual Retreat Committee, 2020-2023.
- Vice-President, 2018-2020.
- Member, Annual Retreat Committee, 2015-2016, 2017-2018, 2019-2020.
- Board Liaison, Judicial Committee, 2016-2018.
- Co-Chair, Lunch-and-Learn Committee, 2011-2015.
- Co-Chair, Mentorship Committee, 2011-2013.

Law and Society Association Collaborative Research Network 46: “Corporate & Securities Law in Society”

- Chair, 2018-2019 (coordinated the CRN’s three days of programming at the 2019 Law and Society Association Conference in Washington, D.C.).
- Member, 2013-present.

Federal Defender Services of Idaho

- Member of the Board of Directors, 2013-2019 (quarterly board meetings).

American Bar Association, Section of Litigation

- Publications Subcommittee Co-Chair, Expert Witnesses Committee, American Bar Association, Section of Litigation, 2006-2011.
- Program Co-Chair, “Ethics Tools: Maintaining Attorney Work Product Protection and Attorney-Client Privilege,” American Bar Association, Section of Litigation Annual Conference, New York, New York, April 23, 2010.

Member of the Dallas Association of Young Lawyers Leadership Class, 2005-2006.

Co-Chair of the Dallas Association of Young Lawyers Federal Opinions Committee, 2005-2006.

Outreach Service – Publications:

Five Options for Idaho Businesses to Raise Capital Online, THE ADVOCATE (Sept. 2016) (published by the Idaho State Bar).

Board Member Diversity Matters – in Idaho and Elsewhere, BUSINESS INSIDER (Feb. 19, 2014), available at www.IdahoStatesman.com.

Swipe-fee Surcharges May Have Downsides for Merchants, BUSINESS INSIDER (Jan. 29, 2013), available at

www.IdahoStatesman.com.

Extra Checking Could Keep You Out of a Ponzi Scheme, BUSINESS INSIDER (Oct. 9, 2012), available at www.IdahoStatesman.com.

Crowdfunding Goes National in New Law Signed by Obama, BUSINESS INSIDER (May 8, 2012), available at www.IdahoStatesman.com.

Dodd-Frank Affects Idaho's Smaller Businesses and Their Investors, BUSINESS INSIDER (Jan. 25, 2012), available at www.IdahoStatesman.com.

Inadvertent Partnerships Can Cause Unwelcome Surprises, BUSINESS INSIDER (Nov. 16, 2011), available at www.IdahoStatesman.com.

Warning: Your LLC Interest Might Be A Security, THE ADVOCATE (Sept. 2011) (published by the Idaho State Bar).

The Proposed Amendments to Rule 26(b)(4): The Lesser of Two Evils?, Program Materials, American Bar Association Section of Litigation, 2010 Annual Conference.

Three Reasons to Write for the ABA, SAN ANTONIO LAWYER (March-April 2010).

Three Steps to Limit Expert Witness Malpractice Exposure, published in the Annual Review of the ABA Section of Litigation's Committee on Expert Witnesses, 2009.

Frye: The Other Expert Admissibility Standard, published in *Expert Alert*, 2008.

Outreach Service – Presentations:

Continuing Legal Education Presentations

Speaker, "Top 10 Business Cases From the Past Year," Idaho State Bar Business and Corporate Law Section Annual CLE, Ketchum, Idaho, April 20, 2023.

Speaker, "Top 10 Business Cases From the Past Year," Idaho State Bar Business and Corporate Law Section Annual CLE, Boise, Idaho, September 16, 2022.

Speaker, "Top 10 Business Cases From the Past Year," Idaho State Bar Business and Corporate Law Section Annual CLE, Boise, Idaho, August 13, 2021.

Speaker, "Top 10 Business Cases From the Past Year," Idaho State Bar Business and Corporate Law Section Annual CLE, Boise, Idaho, August 21, 2020.

Speaker, "Top 10 Business Cases From the Past Year," Idaho State Bar Business and Corporate Law Section Annual CLE, Boise, Idaho, May 11, 2018.

Speaker, "Top 10 Business Cases From the Past Year," Idaho State Bar Business and Corporate Law Section Annual CLE, Boise, Idaho, May 12, 2017.

Speaker, "Top 10 Business Cases From the Past Year," Idaho State Bar Business and Corporate Law Section Annual CLE, Boise, Idaho, May 6, 2016.

Speaker, "Top 10 Business Cases From the Past Year," Idaho State Bar Business and Corporate Law Section Annual CLE, Boise, Idaho, May 8, 2015.

Speaker, "The Future of Securities Litigation After *Halliburton*," Idaho Trial Lawyers Association Fall Seminar, McCall, Idaho, October 10, 2014.

Speaker, "Top 10 Business Cases From the Past Year," Idaho State Bar Business and Corporate Law Section Annual CLE, Boise, Idaho, May 9, 2014.

Speaker, "Top 10 Business Cases From the Past Year," Idaho State Bar Business and Corporate Law Section Annual CLE, Boise, Idaho, May 17, 2013.

Speaker, "The Duty to Report Up the Chain," Idaho State Bar Business and Corporate Law Section Meeting, Boise, Idaho, April 10, 2013.

Speaker, "Top 10 Business Cases From the Past Year," Idaho State Bar Business and Corporate Law Section Annual CLE, Boise, Idaho, May 11, 2012.

Speaker, "How the Dodd-Frank Act Affects Practice in Idaho," Idaho State Bar Business and Corporate Law Section Meeting, Boise, Idaho, January 11, 2012.

Speaker, "Is My LLC Interest A Security?," Idaho State Bar Business and Corporate Law Section Meeting, Boise, Idaho, January 12, 2011.

Moderator, "Ethics Tools: Maintaining Attorney Work Product Protection and Attorney-Client Privilege," American Bar Association Section of Litigation Annual Conference, New York, New York, April 23, 2010.

Speaker, "The Ethics of Your Firm's Website," 2010 Homecoming CLE, St. Mary's University School of Law, San Antonio, Texas, March 12, 2010.

Co-Presenter (with Sharon Shumway), "The Run on *Central Bank*," Dallas Bar Association Securities Law Section Meeting, Dallas, Texas, 2005.

Other Outreach Presentations

Presenter, Mock Law School Class, sponsored by the Idaho State Bar Diversity Section's *Love the Law!* Project, Boise, Idaho, November 4, 2016 (educational event for high school students).

Co-Presenter: "The Elevator Pitch: Building and Strengthening Your Network," Idaho Women Lawyers Membership Retreat, McCall, Idaho, April 29, 2016.

Co-Organizer and Moderator, "Alternative Legal Careers for Lawyers," sponsored by Idaho Women Lawyers, Boise, Idaho, February 17, 2016.

Organizer and Moderator, "Building Rainmaking Skills," sponsored by Idaho Women Lawyers, Boise, Idaho, September 16, 2015.

Speaker, "Crowdfunding (in Idaho) 101," Business Law Basics, University of Idaho, Boise, Idaho, September 17, 2014.

Co-Organizer and Co-Moderator, "Assertiveness Techniques for Lawyers," sponsored by Idaho Women Lawyers, Boise, Idaho, April 16, 2014.

Co-Organizer and Co-Moderator, "Powerful Body Language for Lawyers," sponsored by Idaho Women Lawyers, Boise, Idaho, November 20, 2013.

Moderator, "The Color of Conscience: Human Rights in Idaho," sponsored by the Idaho State Bar Diversity Section's *Love the Law!* Project, Boise, Idaho, May 2, 2013 (educational event for high school students).

Co-Organizer and Moderator, "Speed Networking Lunch," sponsored by the Idaho Women Lawyers, Boise, Idaho, May 1, 2013.

Organizer and Moderator, "Business Law Roundtable," sponsored by the University of Idaho College of Law, Boise, Idaho, April 20, 2012 (strategic discussion among the University of Idaho College of Law business law faculty and prominent regional business law attorneys).

Organizer and Moderator, "Speed Networking Lunch," sponsored by the Idaho Women Lawyers, Boise, Idaho, February 22, 2012.

Moderator, "Becoming A State Bar Commissioner," sponsored by the Idaho Women Lawyers, Boise, Idaho, December 5, 2011.

Presentation to Attorneys at Stoel Rives LLP, "The Third-Year Program in Boise," Boise, Idaho, December 5, 2011.

Speaker, "Welcoming Remarks," Business Law Panel Discussion, sponsored by the Business Law Association, Boise, Idaho, October 22, 2011.

Organizer and Moderator, "Mentoring Program Kick-Off," sponsored by the Idaho Women Lawyers, Boise, Idaho, July 20, 2011.

Presentation to the Idaho Women Lawyers Board of Directors, "The Third-Year Law Program in Boise," Boise, Idaho, September 20, 2010.

Speaker, "Welcoming Remarks," Business Law Panel Discussion, sponsored by the Business Law Association, Boise, Idaho, October 9, 2010.

Outreach Service – Media Coverage:

Quoted in Article: David Sirota, *Sen. Elizabeth Warren Requests Federal Probe of Financial Firms Over Varying Statements About Proposed Regulation*, INTERNATIONAL BUSINESS TIMES (March 31, 2016).

Quoted in Article: Patrick Gregory & Perry Cooper, *No Tolling for Tribe's Class Action Error, SCOTUS Says*, BLOOMBERG BNA (Jan. 25, 2016).

Quoted in Article: Greg Stohr, *Shareholder Class-Action Suits Curbed by U.S. High Court*, BLOOMBERG NEWS (June 23, 2014).

Quoted in Article: Scott Ki, *New York Law Firm Investigates Micron*, IDAHO BUSINESS REVIEW (Dec. 28, 2012).

Outreach Service – Honors and Awards:

Recipient, "Leader in Law – Educator," awarded by the *Idaho Business Review*, November 16, 2021.

Recipient, "Section Member of the Year," awarded by the Idaho State Bar Business and Corporate Law Section, May 8, 2015.

Recipient, "50 Women of the Year," awarded by the *Idaho Business Review*, February 26, 2013.

Recipient, "Idaho Accomplished Under 40," awarded by the *Idaho Business Review*, June 14, 2012.

Recipient, "Subcommittee Chair of the Year," awarded by the American Bar Association, Section of Litigation, Expert Witnesses Committee, 2009 & 2010.