

ROBERT F. WEBER

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ACADEMIC APPOINTMENTS

GEORGIA STATE UNIVERSITY COLLEGE OF LAW—Atlanta, GA

Associate Professor (2014-present) (with tenure)

Courses:

Corporations, Legislation & Regulation, Securities Regulation, Corporate Finance

Service:

Appointments Committee (co-chair, 2022-present)
Curriculum Committee (2015-2017; chair, 2018-2020)
Dean's Advisory Committee (2021-present)
College of Law Dean Search Committee (2020-2021)
University Faculty Senate (2021-present)
JD/MBA Student Advisor (2015-present)
National Lawyers Guild, GSU Student Chapter Faculty Advisor (2019-present)
Awards Committee (chair, 2021-2022)
Clerkships Committee (2019-2021)
Institutional Assessment Committee (2016-2018)

UNIVERSITY OF TULSA COLLEGE OF LAW—Tulsa, OK

Wellspring Professor of Entrepreneurship, Economic Development and Business Law (2011-2014)

Courses: Securities Regulation, Corporate Finance, Secured Transactions

LOYOLA UNIVERSITY NEW ORLEANS COLLEGE OF LAW—New Orleans, LA

Westerfield Fellow (2009-2011)

Courses: Comparative Corporate Governance & Finance, Moot Court, Legal Research & Writing

OTHER TEACHING

UNIVERSITY OF WARSAW, CENTER FOR AMERICAN LAW STUDIES—

Warsaw, Poland

Visiting Lecturer (Spring 2020, Spring 2023)

Course: Introduction to Business Associations in U.S. Law

PUBLICATIONS

LAW JOURNAL PUBLICATIONS

The Securities Law Disclosure Conundrum for Publicly Traded Litigation Finance Companies

65 **Michigan Journal of Law Reform** (forthcoming 2022)

Against Discourse: Why Eliminating Racial Disparities Requires Radical Politics, Not More Discussion

37 **Georgia State Law Review** 1177 (2021) (symposium contribution)

Will the “Legal Singularity” Hollow Out Law’s Normative Core?

27 **Michigan Technology Law Review** 97 (2020)

The FSOC as a Case Study of the New Administrative Law of Financial Supervision

36 **Yale Journal on Regulation** 359 (2019)

The Comprehensive Capital Analysis and Review and the New Contingency of Bank Dividends

46 **Seton Hall Law Review** 43 (2016)

Post-Crisis Reform of the Supervisory System and High Reliability Theory

50 **Georgia Law Review** 249 (2015)

The Corporate Finance Case for Deliberation-Oriented Stress Testing Regulation

39 **Journal of Corporation Law** 833 (2014)

A Theory for Deliberation-Oriented Stress Testing Regulation

98 **Minnesota Law Review** 2236 (2014)

An Alternative Story of the Law and Regulation of Risk Management

15 **University of Pennsylvania Journal of Business Law** 1005 (2013)

Structural Regulation as Antidote to Complexity Capture

49 **American Business Law Journal** 643 (2012)

(peer-reviewed; recipient of annual best-article-in-volume award)

Combating the Teleological Drift of Life Insurance Solvency Regulation: The Case for a Meta-Risk Management Approach to Principles-Based Reserving

8 **Berkeley Business Law Journal** 35 (2011)

New Governance, Financial Regulation, and Challenges to Legitimacy: The Example of the Internal Models Approach to Capital Adequacy Regulation

62 **Administrative Law Review** 783 (2010)

Individual Rights and Group Rights in the European Union’s Approach to Minority Languages

17 **Duke Journal of Comparative & International Law** 361 (2007)

Can the *Sauvegarde* Reform Save French Bankruptcy Law?: A Comparative Look at Chapter 11 and French Bankruptcy Law from an Agency Cost Perspective
27 *Michigan Journal of International Law* 257 (2005)

SCHOLARLY ONLINE PUBLICATIONS

“Third-Party Litigation Finance and Public Capital Markets: The Case of the Muddy Waters Short Attack on Burford Capital”

- **THE FINREG BLOG** (Duke University School of Law Global Financial Markets Center) (May 13, 2022)
- <https://sites.duke.edu/finregblog/2022/05/13/third-party-litigation-finance-and-public-capital-markets-the-case-of-the-muddy-waters-short-attack-on-burford-capital/>

“Critiquing Legal Futurism and Imagining a Radical, Emancipatory Legal Liberalism”

- **LAW & POLITICAL ECONOMY BLOG** (Yale Law School) (Jan. 12, 2021)
- <https://lpeproject.org/blog/critiquing-legal-futurism-and-imagining-a-radical-emancipatory-legal-liberalism/>

“The FSOC’s Designation Program as a Case Study of the New Administrative Law of Financial Supervision”

- **YALE JOURNAL ON REGULATION: NOTICE & COMMENT** (Feb. 8, 2019)
- <http://yalejreg.com/nc/the-fsocs-designation-program-as-a-case-study-of-the-new-administrative-law-of-financial-supervision-by-robert-f-weber/>

“The Comprehensive Capital Analysis and Review and the New Contingency of Bank Dividends”

- **COLUMBIA BLUE SKY BLOG: COLUMBIA LAW SCHOOL’S BLOG ON CORPORATIONS AND THE CAPITAL MARKETS** (Jan. 8, 2016)
- <http://clsbluesky.law.columbia.edu/2016/01/08/the-comprehensive-capital-analysis-and-review-and-the-new-contingency-of-bank-dividends/>

CURRENT WORKING PAPERS

“Central Banking as a Permanent State of Exception: The Present Entanglement of Monetary Policy and Lender-of-Last-Resort Functions”

“Risk Society and Systems Theory Interpretations of “Systemic Risk Regulation””

OTHER PUBLICATIONS

“Under Reconstruction: The NAIC Moves Ahead on Modernizing Reinsurance Regulations,” **Best’s Review** (Nov. 2008) (co-authored with Nicholas F. Potter and Alex Cochran)

“NAIC 2008 Summer National Meeting,” June 6, 2008 (co-authored with Wolcott B. Dunham, Jr. et al.), available at <http://www.debevoise.com/>

“NAIC 2008 Fall National Meeting,” Sept. 26, 2008 (co-authored with Wolcott B. Dunham, Jr. et al.), available at <http://www.debevoise.com/>

AWARDS

2012 Ralph S. Hoeber Memorial Award for Excellence in Research by the Academy of Legal Studies in Business for the best article in Volume 49 of the *American Business Law Journal*

PRESENTATIONS & CONFERENCES

Invited Participant, Roundtable on Third-Party Litigation Financing, U.S. Government Accountability Office, Washington, DC, Sept. 20, 2022 (planned)

“The Dual Problem for Racial Disparity Discourse,” ClassCrits XIII: Unlocking Race & Class for Just Transitions, Thurgood Marshall College of Law, Houston, TX, Oct. 21-22, 2022 (planned)

“Central Banking in a Permanent State of Exception: The Present Entanglement of Monetary Policy and Lender-of-Last-Resort Functions,” National Business Law Scholars Conference, University of Oklahoma, Norman, OK, Jun. 16, 2022 (planned)

“The Securities Disclosure Conundrum for Publicly Traded Litigation Finance Companies,” Temple University Beasley School of Law, Philadelphia, PA, Nov. 11, 2021

“The Securities Disclosure Conundrum for Publicly Traded Litigation Finance Companies,” National Business Law Scholars Conference (online), June 18, 2021

“Against Discourse: Why Eliminating Racial Disparities Requires Radical Politics, Not More Discussion,” *Georgia State University Law Review* Symposium (“What’s Next for Social Justice and Racial Equality?”), Georgia State University, Atlanta, GA, Mar. 26, 2021

“What We Really Talk About When We Talk About Systemic Risk,” National Business Law Scholars Conference, University of California, Berkeley School of Law, Berkeley, CA, Jun. 20-21, 2019

“Will Predictive Legal Analytics Hollow Out Law’s Normative Core?,” Technology and Regulation Conference, The C. Boyden Gray Center for the Study of Administrative State, Antonin Scalia Law School, George Mason University, Washington, D.C., Apr. 4-5, 2019

Invited Discussant of Mehrsa Baradaran’s *The Color of Money: Black Banks and the Racial Wealth Gap*, University of Georgia School of Law, Athens, GA, Jun. 22, 2018

“The Socio-Legal Context of Post-Crisis Financial Supervision,” Law & Society Association Annual Meeting, Toronto, ON, June 7-10, 2018

“The Socio-Legal Context of Post-Crisis Financial Supervision,” Tulane University Law School Roundtable on The New Normal: Financial Regulation, Monetary Reform & Community Development, May 25-26, 2018 (invited presenter and discussant)

“The Socio-Legal Context of Post-Crisis Financial Supervision,” Workshop on Organizing, Deploying, and Regulating Capital, Georgia State University College of Law, Atlanta, GA, Apr. 20, 2018 (workshop co-organizer (with Anne Tucker))

“The Risk Regulation Turn in Financial Regulation,” Annual Meeting of the Society for Risk Analysis, Washington, DC, Dec. 12, 2017

“Supervision as Risk Regulation,” National Business Law Scholars Conference, University of Chicago Law School, Chicago, IL, June 23-24, 2016

Roundtable Discussion: “Monetary Policy, Financial Regulation, and Socio-Economic Development,” Law & Society Association Annual Meeting, New Orleans, LA, June 2, 2016

“The *MetLife, Inc. v. Financial Stability Oversight Council* Case,” University of Tennessee College of Law, Knoxville, TN, Apr. 8, 2016

“The New Contingency of Bank Dividends,” National Business Law Scholars Conference, Seton Hall University School of Law, Newark, NJ, June 4-5, 2015

“Operational Risk as a Regulatory Object,” *Georgia Law Review* Symposium, University of Georgia, Athens, GA, Mar. 20, 2015

“The U.S. Perspective: Recent Legal Developments Concerning Conflicted Financial Advisors,” International Association of Young Lawyers, M&A Reloaded: A Comprehensive View of the M&A Process, Kitzbühel, Austria, Jan. 29, 2015

“Municipal Derivatives: Usage and Litigation in Europe and the United States,” American Society of Comparative Law, Younger Comparativists Committee, Workshop on Comparative Business and Financial Law, University of California-Davis, Davis, CA, Nov. 7-8, 2014

“The New Contingency of Bank Dividends,” Mercer University School of Law, Macon, GA, Oct. 28, 2014

“Drug Courts for the Banks?,” National Business Law Scholars Conference, Loyola University Law School, Los Angeles, CA, Jun. 20, 2014

Invited Commenter, International Financial Regulation Roundtable, Tulane University Law School, New Orleans, LA, Mar. 28-29, 2014

“The Corporate Finance Case for Deliberation-Oriented Stress Testing Regulation,” Georgia State University College of Law, Atlanta, GA, Mar. 12, 2014

“The Corporate Finance Case for Deliberation-Oriented Stress Testing Regulation,” Suffolk University College of Law, Boston, MA, Nov. 14, 2013

“Municipal Derivatives: Usage and Litigation in Europe and the United States,” 2013 Local Government Conference, Chapman University School of Law, Orange, CA, Oct. 25-26, 2013

“Wall Street v. Main Street as a Real Case Caption,” Junior Scholars Conference, University of Oklahoma, Norman, OK, July 18-19, 2013

“Stress as a Tool of Financial Regulation,” Junior Scholars Workshop on Financial Services Law, University of Connecticut School of Law, Hartford, CT, June 14, 2013

“Stress as a Tool of Financial Regulation,” National Business Law Scholars Conference, Ohio State University Moritz College of Law, Columbus, OH, June 13, 2013

“Stress as a Tool of Financial Regulation,” Law & Society Association Annual Meeting, Boston, MA, June 1, 2013

Invited Discussant, 28th Annual “Young Leaders Conference” of the Council for the United States & Italy (Conference Topic: “The New Demographics”), Trieste, Italy, Oct. 4-6, 2012

Participant, 11th Annual Conducting Empirical Legal Scholarship Workshop, University of Southern California Gould School of Law, Los Angeles, CA, May 23-25, 2012

“Soft Regulatory Capture,” Emerging Legal Scholarship Conference, Loyola University New Orleans College of Law, New Orleans, LA, Mar. 25, 2011

Guest Lecturer at Tulane Law School on bank capital adequacy regulation, New Orleans, LA, Feb.17, 2011

“Soft Regulatory Capture,” *Fordham Journal of Corporate and Financial Law*’s Symposium on “Regulatory Capture,” Fordham University Law School, New York, NY, Feb. 7, 2011

“Internal Capital Models and New Governance,” Westerfield Fellows Annual Conference, Loyola University New Orleans College of Law, New Orleans, LA, Mar. 18, 2010

“Public-Private Investment Program for ‘Legacy Assets’,” Debevoise & Plimpton LLP, New York, NY, Mar. 25, 2009

PROFESSIONAL SERVICE

Peer referee for the following publications:

- **Regulation and Governance** (2013)
- **European Journal of Law & Economics** (2015, 2016)
- **Journal of Financial Regulation** (2017)
- **Jurimetrics** (2022)

EDUCATION

UNIVERSITY OF MICHIGAN LAW SCHOOL—Ann Arbor, MI

J.D. cum laude, May 2005

- Recipient of the **Saul L. Nadler Memorial Award**, awarded by law school faculty to one student per graduating class for “Excellence in Coursework and Written Work in the Fields of Corporate Law, Creditors’ Rights, Securities Law, and Commercial Law”

UNIVERSITÀ DEGLI STUDI DI ROMA “La Sapienza”—Rome, Italy

Fulbright Scholar for 2001-02

- Recipient of a Fulbright Scholarship to study immigration and literature in Italy

DUKE UNIVERSITY—Durham, NC

A.B. in English with a double major in Romance Languages, May 2001

LEGAL EMPLOYMENT

ATLANTA VOLUNTEER LAWYERS FOUNDATION—Atlanta, Ga.

Pro bono counsel, 2017-present

- Representing tenants in Fulton County dispossessory court

DEBEVOISE & PLIMPTON LLP—New York, NY

Associate, 2007-2009

UNITED STATES COURT OF INTERNATIONAL TRADE (CIT)—New York, NY

Law Clerk to Judge Richard W. Goldberg, 2005-07

MISCELLANY

- Research Interests: regulation of financial institutions, corporate and securities law (U.S. and comparative), Dodd-Frank Act, law and political economy, legal theory, critical social theory, corporate finance, insurance law and regulation, “new governance,” administrative law, risk regulation, organizational sociology
- Languages: fluent in Italian, proficient in French, Spanish, and Portuguese
- Bar Admission: New York (2006-2019); Georgia (2017-present)