

SAMIR D. PARIKH
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APPOINTMENTS

LEWIS & CLARK LAW SCHOOL Portland, OR

<i>Professor of Law</i>	June 2017 – Present
Founder and Director, Center for Business Law & Innovation (CBLI)	July 2019 – Present
Chair, CBLI Committee on Diversity, Equity & Inclusion	July 2020 – Present
<i>Associate Professor of Law</i>	June 2015 – June 2017
<i>Assistant Professor of Law</i>	June 2010 – June 2015

BLOOMBERG LAW New York, NY

<i>Editor-in-Chief</i> , Bloomberg Law Bankruptcy Treatise	June 2018 – Present
<i>Vice-Chair</i> , Innovation Board	June 2018 – May 2022
<i>Lead Editor and Original Contributing Author</i>	February 2013 – June 2018

OXFORD UNIVERSITY, FACULTY OF LAW Oxford, UK

<i>Visiting Professor and Fulbright Schuman Scholar</i>	April 2019 – July 2019
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PUBLICATIONS

- ***Financial Disequilibrium***
171 UNIVERSITY OF PENNSYLVANIA LAW REVIEW (*forthcoming* 2023)
Companion Event: “Debt Market Complexity: Shadowed Practices and Financial Injustice”
(University of Pennsylvania Carey Law School, October 2022)
- ***Opaque Capital and Mass Tort Financing***
133 YALE LAW JOURNAL FORUM (*forthcoming* 2023)
Featured in Bloomberg Law (Roy Strom, *Private Equity Critic Sounds Alarm on Mass Tort Suit Investors*, Bloomberglaw.com (June 22, 2023))
- ***Creditors Strike Back: The Return of the Cooperation Agreement***
72 DUKE LAW JOURNAL ONLINE (*forthcoming* 2023)
- ***Scarlet-Lettered Bankruptcy: A Public Benefit Proposal for Mass Tort Villains***
117 NORTHWESTERN UNIVERSITY LAW REVIEW 425 (2022)
Companion Opinion Piece: *Why Bidding Format Can Be a Problem in Section 363 Sales*
LAW360 (Jan. 4, 2023)

- ***Mass Exploitation***
170 UNIVERSITY OF PENNSYLVANIA LAW REVIEW ONLINE 53 (2022)
Companion Opinion Piece: *Mass Tort Defendants Exploit Bankruptcy Rules to Avoid MDL*
LAW360 (April 14, 2021)
- ***The New Mass Torts Bargain***
91 FORDHAM LAW REVIEW 447 (2022)
Companion Event: “Mass Torts Evolve: The Intersection of Aggregate Litigation and
Bankruptcy” (Fordham Law School, February 2022)
Companion Opinion Piece: *Bankruptcy is the Optimal Venue for Mass Tort Cases*
LAW360 (Feb. 28, 2022)
- ***Due Process Alignment in Mass Restructurings (with Sergio Campos)***
91 FORDHAM LAW REVIEW 325 (2022)
Companion Opinion Piece: *Day-In-Court Ideal Is Distracting from Victim Recovery*
LAW360 (March 16, 2023)
- ***Bankruptcy Tourism and the European Union’s Corporate Restructuring Quandary***
42 UNIVERSITY OF PENNSYLVANIA JOURNAL OF INTERNATIONAL LAW 205 (2020) (one of
eight articles selected to be part of the Oxford Business Law Workshop Series (Trinity
Term))
- ***Failing Cities and the Red Queen Phenomenon (with Zhaochen He)***
58 BOSTON COLLEGE LAW REVIEW 599 (2017)
- ***A New Fulcrum Point for City Survival***
57 WILLIAM & MARY LAW REVIEW 221 (2015) (winner of the Southeastern
Association of Law Schools’ 2015 Call for Papers Competition)
- ***Bloomberg Law Bankruptcy Treatise***
- ***Examples & Explanations (Bankruptcy and Debtor/Creditor) (with Brian Blum)***
- ***Exploring the Chapter 9 Option for Oregon’s Municipalities (with Oren Haker)***
50 WILLAMETTE LAW REVIEW 619 (2014) [Solicited Symposium Article]
- ***Modern Forum Shopping in Bankruptcy***
46 CONNECTICUT LAW REVIEW 159 (2013) (template for venue reform legislation
currently pending before Congress; single most-cited article in the National Conference
of Bankruptcy Judges’ *Report on Proposal for Revision of the Venue Statute in
Commercial Bankruptcy Cases* (2018))

- *Saving Fraudulent Transfer Law*
86 AMERICAN BANKRUPTCY LAW JOURNAL 305 (2012) (cited in *In re Lyondell Chemical Co.*, 2016 WL 4030937 (S.D.N.Y. 2016) and Amicus Brief of National Association of Bankruptcy Trustees in *Merit Management Group, LP v. FTI Consulting, Inc.*; recognized as one of the seminal articles on Section 546(e) and leveraged buyout avoidance (*Bloomberg Law Bankruptcy Treatise, pt. II, ch. 74* (D. Michael Lynn et al. eds., 2016))
- *The Improper Application of the Clear-and-Convincing Standard of Proof*
78 UNIVERSITY OF CINCINNATI LAW REVIEW 271 (2009)

HONORS / ACTIVITIES

- 2018-19 Fulbright Schuman Scholar & Visiting Professor of Law, Oxford University
- Member, American Law Institute
- Member, American College of Bankruptcy
- Member, Fulbright Commission’s Selection Board
- Provided written testimony to the Senate Subcommittee on Federal Courts, Oversight, Agency Action, and Federal Rights (Feb. 8, 2022)
- Expert commentator for various news outlets, including *The Wall Street Journal*, *60 Minutes*, *The New York Times*, *Bloomberg News*, *NBC News*, *Law360*, and *The Financial Times*
- Peer Review Board Member, *Northwestern University Law Review*
- Top 10% of authors on SSRN by total new downloads (2022)
- Co-organizer, *University of Pennsylvania Law Review*’s Fall 2022 Symposium, “Debt Market Complexity: Shadowed Practices and Financial Injustice”
- Co-organizer, *Fordham Law Review*’s Spring 2022 Symposium, “Mass Torts Evolve: The Intersection of Aggregate Litigation and Bankruptcy”
- Original founding member of the *Financial Restructuring Roundtable* hosted by University of Chicago Law School, USC Gould School of Law, and Lewis & Clark Law School
- Winner, Southeastern Association of Law Schools’ 2015 Call for Papers
- Recipient of the National Conference of Bankruptcy Judges Fellowship (2012)
- Executive Council Member for the Commercial Law League of America
- Peer Reviewer, *Harvard Law Review* and *Yale Law Journal*

EXPERT WITNESS / POLICY ADVISOR ENGAGEMENTS

- *HotChalk v. Concordia University* (expert for plaintiffs regarding fraudulent transfers)
- *Turnage et al. v. Mississippi Power Company* (expert for plaintiffs regarding various business law matters, including civil RICO claims)
- *In re NexxLinx* (expert for defendant regarding fiduciary duties and related business law matters)
- *Bloodworth v. Tyfone* (expert for plaintiff regarding fiduciary duties and fraudulent transfer law)
- *Htaike v. Sein* (expert for plaintiff regarding various business law matters, including civil RICO claims)
- Advisor to foreign government regarding comprehensive revision of local bankruptcy laws
- Advisor to Association of Oregon Counties regarding municipal bankruptcy legislation
- Advisor to Bankruptcy Venue Reform PAC regarding currently pending federal legislation

EXPERIENCE (PRIVATE PRACTICE)

**MILBANK, TWEED, HADLEY & McCLOY
LATHAM & WATKINS**

January 2008 – December 2009
November 2004 – January 2008

- Primary Representations:

In re Lehman Brothers Holdings (counsel to official committee of unsecured creditors)

In re Trump Hotel & Casino Resorts (counsel to debtors)

In re Aloha Airlines (counsel to The Yucaipa Companies, plan co-sponsor)

Virgin America (restructuring counsel)

In re Station Casinos (counsel to debtors)

In re Kmart (counsel to largest landlord)

In re Adelphia Communications (counsel to mergers and acquisitions advisor)

EDUCATION

UNIVERSITY OF MICHIGAN LAW SCHOOL Ann Arbor, MI

Juris Doctor, December 2001

UNIVERSITY OF MIAMI Coral Gables, FL

Bachelor of Business Administration, December 1997

CLERKSHIP

UNITED STATES BANKRUPTCY COURT Los Angeles, CA

Law Clerk to the Honorable Alan M. Ahart

January 2002 – October 2003

SPECIALITY AREAS AND COURSES

Business Associations, Financial Restructuring, Bankruptcy, Contracts, Corporate Finance, Business Ethics,
and Torts