

S. TODD BROWN
CURRICULUM VITAE

University at Buffalo School of Law
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ACADEMIC AND PROFESSIONAL EXPERIENCE

University at Buffalo School of Law, Buffalo, New York

Dean (May 2024-Present)

Interim Dean (July 2023-May 2024)

Vice Dean for Academic Affairs (June 2016-June 2023)

William J. Magavern Faculty Scholar (August 2019-June 2023)

Professor of Law (Sept. 2015-Present)

Associate Professor (Sept. 2009-Aug. 2015)

- Faculty Award (the law school's only teaching award) (2017)

University at Buffalo, Jacobs School of Medicine and Biomedical Sciences, Department of Psychiatry, Buffalo, New York

Volunteer Faculty (Spring 2017-Present)

Beasley School of Law, Temple University, Philadelphia, Pennsylvania

Abraham L. Freedman Fellow (June 2007-May 2009)

Wilmer, Cutler & Pickering (WilmerHale), District of Columbia

Lockstep Counsel (January 2006-May 2007)

Associate (May 2003-December 2005)

Jones Day, District of Columbia and Cleveland, Ohio

Associate (August 1999-May 2003)

DEGREES CONFERRED

Beasley School of Law, Temple University, Philadelphia, Pennsylvania

Master of Laws in Law Teaching, 2009

Columbia Law School, New York, New York

Juris Doctor, 1999

- Articles Editor, Columbia Business Law Review

Loyola University, New Orleans, Louisiana

Bachelor of Arts, Philosophy, *summa cum laude*, 1996

LAW REVIEW ARTICLES

Non-Pecuniary Interests and the Injudicious Limits of Appellate Standing in Bankruptcy, 59 BAYLOR L. REV. 569-622 (2007).

Section 524(g) Without Compromise: Voting Rights and the Asbestos Bankruptcy Paradox, 2008 COLUMBIA BUS. L. REV. 841-933 (2008).

Constitutional Gaps in Bankruptcy, 20 AM. BANKR. INST. L. REV. 179-234 (2012).

Specious Claims and Global Settlements, 42 U. MEMPHIS L. REV. 559-628 (2012).

How Long is Forever This Time? The Broken Promise of Bankruptcy Trusts, 61 BUFFALO L. REV. 537-605 (2013).

Plaintiff Control and Domination in Multidistrict Mass Torts, 61 CLEVELAND ST. L. REV. 391-442 (2013).

Bankruptcy Trusts, Transparency, and the Future of Asbestos Compensation, 23 WIDENER L. J. 299-375 (2013) (invited submission).

The Story of Prudential Standing, 42 HASTINGS CONST. L. Q. 95-134 (2014).

Consent, Coercion and Bankruptcy Administration, 11 J. Bus. & Tech. L. 25-57 (2016) (invited submission).

Repeat Players and Infinite Games (working paper).

Collateral Fraud and the Criminalization of Bargaining (working paper).

SELECTED PROFESSIONAL ACTIVITIES

Testifying Expert, *In Re Imerys Talc America*, Case No. 19-10289 (Bankr. W.D.N.C.) (2021-23).

Featured Speaker, *The Implications of Bankruptcy for Sexual Abuse Victims*, Buffalo Diocese Path Forward Symposium, Movement to Restore Trust, December 7, 2019.

Speaker, Mass Tort Bankruptcy Cases (with Prof. Ralph Brubaker and Dan Prieto), Federalist Society Teleforum, August 16, 2019.

Moderator and Speaker, Crisis Management (with Dean Jennifer Rosato Perea), American Bar Association Associate Deans Conference, 2019.

Moderator, Day in the Life Sessions (with Prof. Susan Cancelosi), American Bar Association Associate Deans Conference, 2019.

Speaker, *Stern v. Marshall* Panel, Fourteenth Annual Western New York Bankruptcy Conference, 2017.

Expert Witness (plaintiffs), *Mineweaser v. One Beacon Ins. Co.*, Case No. 14-CV-0585A (W.D.N.Y.) (2016).

- Order adopting my analysis of novel issues concerning the interpretation of New York Insurance Law § 3420 and various provisions of New York Debtor & Creditor Law can be found at: *Mineweaser v. One Beacon Ins. Co.*, 2021 U.S. Dist. LEXIS 214785 (W.D.N.Y. Nov. 5, 2021).

Speaker and Moderator, Ethics Panel, Thirteenth Annual Western New York Bankruptcy Conference, 2016.

Speaker, Ethics Panel (with Hon. Carl L. Bucki, Hon. Michael J. Kaplan, Prof. Jim Milles), Twelfth Annual Western New York Bankruptcy Conference, 2015.

External Peer Reviewer/Contributor, *The Effect of Bankruptcy on Product Identification in Asbestos Personal Injury Cases*, RAND Institute for Civil Justice, 2015.

Convener and Moderator, *Symposium: Recent Developments in Tort Law and Mass Torts Practice*, Buffalo Law School, 2014.

Interviewed by ABI Scholar in Residence Charles Tabb for ABI Podcast Series, *Examining Recent Events Dealing with Asbestos Litigation Trusts*, 2014.

Speaker, *Selected Issues in Bankruptcy Appeals*, Eleventh Annual Western New York Bankruptcy Conference, 2014.

Consulting Expert, Garlock Sealing Technologies RICO litigation against certain plaintiffs' firms (2013-15) (settled).

Amicus Brief, *Exec. Bens. Ins. Agency v. Arkinson (In Re Bellingham)* (2012) (severance analysis adopted by a unanimous court in *Exec. Bens. Ins. Agency v. Arkinson*, 573 U.S. 25 (2013)).

Expert Witness, *American Bankruptcy Institute Commission to Study the Reform of Chapter 11*, Field Hearing at the Wharton School, University of Pennsylvania, 2013.

Academic Expert Witness, *Task Force on Asbestos Litigation and the Bankruptcy Trusts*, American Bar Association, District of Columbia, 2013.

Expert Witness, *Hearing on the Furthering Asbestos Claims Transparency Act of 2013*, U.S. House of Representatives, Judiciary Committee.

Expert Witness, *Hearing on Personal Injury Trust Claims Transparency*, Wisconsin State Assembly, 2013.

Panelist, *Legal Ethics When Insurers Enter the "Zone of Insolvency,"* Joint Conference of the ABA Tort Trial and Insurance Practice Section and International Association of Insurance Receivers, District of Columbia, 2013.

Speaker, *Getting Your Evidence Admitted (and Preserving Your Objections)*, Tenth Annual Western New York Bankruptcy Conference, 2013.

Moderator and Panelist, Widener School of Law, *Asbestos-Related Bankruptcy Issues*, Perspectives on Mass Tort Litigation Symposium, 2013.

Expert Witness, *Hearing on the Furthering Asbestos Claims Transparency Act of 2012*, U.S. House of Representatives, Judiciary Committee, 2012.

Moderator and Panelist, *The Asbestos Litigation Tsunami-Will it Ever End?*, Seventh Annual Civil Justice Symposium, George Mason School of Law, 2012.

Speaker, *The Impact of Stern v. Marshall on Bankruptcy Claims Litigation*, Ninth Annual Western New York Bankruptcy Conference, 2012.

Speaker, *Bankruptcy and Asbestos Trusts*, ACI Asbestos Claims and Litigation Conference, 2012.

External Peer Reviewer/Contributor, *Asbestos Bankruptcy Trusts and Tort Compensation*, RAND Institute for Civil Justice, 2011.

Amicus Brief, *Stern v. Marshall* (U.S. Supreme Court 2010).

Amicus Brief, *Marshall v. Stern* (9th Circuit 2010)

- Adopted by the Ninth Circuit Court of Appeals in *Marshall v. Stern*, 600 F.3d. 1037 (9th Cir. 2010) (with G. Marcus Cole, Ronald D. Rotunda, and Todd J. Zywicki).

UNIVERSITY AND COMMUNITY SERVICE

- Major University Committees
 - Steering Committee, Middle States Commission on Higher Education Reaccreditation Review (2022-2023)
 - Ethics and Integrity Self-Study Team, Middle States Commission on Higher Education Reaccreditation Review, Co-Chair (2022-2023)
 - University at Buffalo, Strategic Financial Management Advisory Group (2020-2021)
 - Pedagogy and Design Committee (2017-2021)
 - School of Law Dean Search Committee (2016-17)
 - School of Management Dean Search Committee (2015-16)
 - Provost's Ad Hoc Strategic Planning Committee (2014-15)
- Law School Search Committees
 - Career Services Office Director Search Committee (2023)
 - Chief Business Officer Search Committee, Chair (2019)
 - Director of Academic Success Search Committee, Chair (2017)
 - Director of Diversity, Equity, and Inclusion Search Committee (2017)
 - Legal Writing Faculty Search Committee (2017, 2020)
 - Law Library Director Search Committee (2012)

- Other Law School Committees
 - ABA Reaccreditation, Self-Study Committee (2021-2023)
 - Academic Programs and Planning Committee, Acting Chair (2016-2023), Member (2014-16)
 - Adjunct Development Committee, Chair (2016-2023)
 - Pedagogy and Curricular Innovation Committee (2016-17)
 - Faculty-Student Engagement Committee (2016-17)
 - Strategic Planning Committee (2016)
 - Bar Passage and Academic Support Working Group, Chair (2015-16)
 - Budget and Program Review Committee (2015-16)
 - Curricular Reform Committee (2013-14)

OTHER SERVICE

- American Bar Association Associate Deans Conference Planning Committee (2019)
- New York State Board of Law Examiner's Buffalo Focus Group, Transition to the Uniform Bar Exam (2015)
- New York State Board of Law Examiner's Bar Evaluation Pilot Program (2011)

MEDIA APPEARANCES

Why Hasn't Bed Bath & Beyond Filed Bankruptcy Yet?, Retail Dive (trade magazine), Apr. 20, 2023.

When a Catholic Diocese Goes Bankrupt, Does it Help or Hurt Sex Abuse Survivors?, America Magazine, Apr. 5, 2023.

A Decade After Forbes Investigation, 'Diva of Distressed' Lynn Tilton Hit With \$38 Million Fine Following Dozens of Lawsuits, forbes.com, Oct. 14, 2021.

Twin Hit of Abuse Claims and Pandemic Could Push NJ Catholic Dioceses Toward Bankruptcy, northjersey.com, Oct. 19, 2020.

Tomaszewski Bankruptcy Fraud, The Batavian, July 30, 2020.

How Would Bankruptcy Impact Diocese of Buffalo?, WBEN Radio, Dec. 10, 2019.

If the Buffalo Diocese Files for Chapter 11 Bankruptcy, What's Next?, National Public Radio, Dec. 9, 2019.

In Scandalized Buffalo Diocese, Bishop Seeks Victims' Voices, Catholic News Agency, Dec. 9, 2019.

How Will Filing for Bankruptcy Affect Child Victims Act Lawsuits?, WIVB, Sept. 12, 2019.

Why Cities and Counties Settled with Purdue But Some States Wouldn't Touch It, American Lawyer, Sept. 11, 2019.

11 Lawyers Named to Tort Claims Committee in Talc Suppliers' Bankruptcy, Delaware Business Court Insider, March 7, 2019.

Asbestos Funds Face More Scrutiny, Associated Press, Nov. 6, 2018.

U.S. Steps Up Scrutiny of Funds for Asbestos Exposure Victims, Associated Press, Oct. 31, 2018.

Schumer Calls on Toys 'R' Us to Refund Gift Cards With Cash, Spectrum News, March 15, 2018.

Big Companies Look In-house Counsel to Get More Involved, Daily Record, Dec. 14, 2017.

Asbestos Manufacturer Blames "Abuses in Tort System" for Chapter 11, New York Law Journal, Nov. 6, 2017.

New Pricing Models Help Lawyers Garner More Business, Daily Record, Sept. 20, 2017.

A Closer Look at the Allegations Lodged Against Collins, Buffalo News, Aug. 29, 2017.

Takata's Bankruptcy to Pit Automakers Against Airbag Victims, Reuters, July 17, 2017.

Bid to Open Claims Files Gains Strength, Lloyd's Asbestos Litigation Reporter, May 27, 2014.

Plaintiffs Lawyers Oppose Manufacturers' Lonely Quest to Open Asbestos Claims Files, Forbes, March 27, 2014.

Health Insurers Sue to Pry Open Asbestos Bankruptcy Trusts, Feb. 7, 2014.

\$250K Bid Made for EI, Press & Sun-Bulletin, July 16, 2013.

Experts: EI Has a Shot, Press & Sun-Bulletin, July 11, 2013.

Specialty Products: Asbestos Liability Pegged at \$1.2B, Troubled Company Reporter, June 28, 2013.

As Asbestos Claims Rise, So Do Worries About Fraud, Wall Street Journal, March 11, 2013.

Federal Asbestos Bill Takes Forum-Shopping Off Table, Law360, March 8, 2013.

Additional Policy Avoids Insurance Collision, The Times Union, Oct. 12, 2012.

Panel Hears Asbestos Trust Transparency Needs, Business Insurance, May 14, 2012.

Panel Pushes for Asbestos Trusts to Push Claimants' Info, Law360, May 10, 2012.

Degrees of Debt; Rising Bankruptcy Rates and a Lack of Jobs Among Recent Graduates, Buffalo News, Oct. 9, 2011.

Debtors' Loss at High Court May Lead to Bigger Gain, Law360, June 17, 2010.

New Fight Erupts Over Pursuit of Asbestos Claims, Wall Street Journal, Dec. 3, 2009.