



GEORGETOWN UNIVERSITY LAW CENTER

Adam J. Levitin
Associate Professor of Law

CURRICULUM VITAE

LEGAL EMPLOYMENT

GEORGETOWN UNIVERSITY LAW CENTER <i>Associate Professor of Law</i> <i>Director, Georgetown-Hebrew University Executive LLM Program in Commercial and Business Law</i> Courses taught: bankruptcy & corporate reorganizations; secured credit transactions; payment systems and financial transactions	2007-present
WEIL, GOTSHAL & MANGES LLP , New York, New York <i>Associate, Business Finance & Restructuring Department</i>	2006-2007
HON. JANE R. ROTH, THIRD CIRCUIT COURT OF APPEALS , Wilmington, Delaware <i>Judicial Clerk</i>	2005-2006
CRAVATH, SWAINE & MOORE LLP , New York, New York <i>Summer Associate, Litigation and Tax & Benefits Departments</i>	Summer 2004
U.S. SECURITIES & EXCHANGE COMMISSION , Boston, Massachusetts <i>Legal Intern, Summer Honors Program</i>	Summer 2003

EDUCATION

HARVARD LAW SCHOOL , J.D., <i>cum laude</i> , 2005 – Notes Chair, <i>Harvard Journal on Legislation</i>	
COLUMBIA UNIVERSITY , M.PHIL. IN HISTORY, <i>summa cum laude</i> , 2001	
COLUMBIA UNIVERSITY , A.M. IN HISTORY, <i>cum laude</i> , 2000 – Richard Hofstadter Fellow of the Faculty in History – Mellon Fellowship in Humanistic Studies	
HARVARD COLLEGE , A.B. IN NEAR EASTERN LANGUAGES & CIVILIZATIONS AND HISTORY, <i>magna cum laude with highest honors in field</i> , 1998 – Thomas Temple Hoopes Prize for Outstanding Senior Honors Thesis	

LEGAL PUBLICATIONS

Published and Forthcoming Works:

Bankruptcy & Corporate Reorganizations

- “Mortgage Market Sensitivity to Bankruptcy Modification” working paper December 13, 2007, at <http://papers.ssrn.com/abstract=900444> (with Joshua Goodman) (accepted for the ALEA Annual Convention and for Third Annual Conference on Empirical Legal Studies)
- *Claims Trading and the Essence of Bankruptcy*, 3 BROOKLYN J. OF CORP., FIN. & COMM. LAW ___ (2009) (symposium issue)
- *Gifted Plans and Absolute Priority*, 124 BANKING L.J. 722 (2007) (peer-edited journal)
- *The Problematic Case for Incentive Compensation in Bankruptcy*, 155 UNIV. PA. L. REV. PENNUMBRA 88 (2007)
- *Finding Nemo: Rediscovering the Virtues of Negotiability in the Wake of Enron*, 2007 COLUM. BUS. L. REV. 83 (2007)
- *Health Care Privacy Issues in Corporate Reorganizations*, Materials Presented Before the American Bankruptcy Institute 2007 New York City Bankruptcy Conference, May 7, 2007 (co-authored with Arthur R. Cormier & Andrew M. Troop)
- “Rough Justice? The Nature and Limits of Equitable Subordination,” working paper, September 13, 2006, at <http://papers.ssrn.com/abstract=900444>
- *Toward a Federal Common Law of Bankruptcy: Judicial Lawmaking in a Statutory Regime*, 80 AM. BANKR. L.J. 1 (2006) (double-blind peer-reviewed journal, published by National Conference of Bankruptcy Judges) (winner of American Bankruptcy Law Journal’s 2007 Editors’ Prize)
- *The Limits of Enron: Counterparty Risk in Bankruptcy Claims Trading*, 15 J. BANKR. L. & PRAC. 389 (2006) (peer-reviewed journal)

Commercial Law & Payment Systems

- *Regulating Credit Cards*, working paper, July 2008.
- *Priceless? The Costs of Credit Cards*, 55 UCLA L. REV. 1321 (2008)
- *Priceless? The Social Costs of Credit Card Merchant Restraints*, 45 HARV. J. ON LEGIS. 1 (2008)
- “All But Accurate: A Critique of the American Bankers Association Study on Credit Card Regulation,” white paper, December 6, 2007, at <http://papers.ssrn.com/abstract=900444>
- *Payment Wars: The Merchant-Bank Struggle for Control of Consumer Payment Systems*, 12 STAN. J. L., BUS. & FIN. 425 (2007)
- “Antitrust Issues in Credit Card Merchant Restraint Rules, Tobin Project Risk Policy Working Paper, May 6, 2007 (with Elizabeth Warren), at http://www.tobinproject.org/downloads/RP_Merchant_Restraint_Rules.pdf
- *The Merchant-Bank Struggle for Control of Payment Systems*, 17 J. FIN. TRANSFORMATION 73 (2006) (peer-reviewed applied finance journal)
- *The Antitrust Super Bowl: America’s Payment Systems, No-Surcharge Rules, and the Hidden Costs of Credit*, 3 BERKELEY BUS. L.J. 265 (2005)

Mortgages

- *The Mortgage Crisis: A Preliminary Autopsy*, 63 U. MIAMI L. REV. ___ (2009) (invited contribution)
- *Not Everybody Loses in Foreclosure: Agency Problems in Mortgage-Backed Security Servicing*, working paper, July 2008 (with Tara Twomey)

ACADEMIC PRESENTATIONS AND PANELS

- “Bankruptcy Claims Trading,” Symposium, Brooklyn Law School & Brooklyn Journal of Corporate, Financial and Commercial Law (February 27, 2009)
- “Real Estate Transactions in Troubled Times,” Joint Extended Program of the AALS Section on Real Estate Transactions and the AALS Section on Creditors’ and Debtors’ Rights, American Association of Law Schools Annual Convention (January 10, 2009)
- “Foreclosure Externalities,” Conference on “The Public Aspects of Private Property,” Georgetown University Law Center (November 7-8, 2008)
- “The Subprime Mortgage Crisis: A Systemic View,” National Conference of Bankruptcy Judges Annual Convention (September 25, 2008)
- Panel on “Credit Card Regulation” Center for American Progress, Washington, D.C. (July 11, 2008)
- Panel on “Mounting Household Debt, Lending Practices, and Legislative and Regulatory Responses,” Federal Reserve Bank of Cleveland 2008 Community Development Policy Summit (June 11, 2008)
- “Hydraulic Regulation: Regulating Markets Upstream” University of Connecticut School of Law Junior Workshop on Banking and Consumer Financial Services Law (May 28, 2008)
- Panel on “Credit Card Regulation” Conference on Consumer Credit Protection Sponsored by the Federalist Society, the Financial Services Roundtable, and the Consumer Bankers Associate, National Press Club, Washington, D.C., (May 20, 2008)
- “Mortgage Market Sensitivity to Bankruptcy Modification,” American Law and Economics Association Annual Convention, (May 16, 2008)
- Panel on “Emerging Privacy Issues between the US and the EU - Bridging the Transatlantic Gap,” Conference at Georgetown University Law Center (April 28, 2008)
- Panel on “Bankruptcy Law in Indonesia” at *Indonesia: Current Legal Reform*, Conference sponsored by the United States-Indonesia Society, International Law Institute, and the Millennium Challenge Corporation (a United States government corporation) (April 22, 2008)
- Panel on “Subprime Mortgage Lending,” Paul Robeson Conference, Columbia Law School (April 18, 2008)
- “Mortgage Market Sensitivity to Bankruptcy Modification,” University of Virginia School of Law Faculty Workshop (April 11, 2008)
- “Mortgage Market Sensitivity to Bankruptcy Modification,” Board of Governors of the Federal Reserve, Research and Statistics Workshop (March 25, 2008)
- “Mortgage Market Sensitivity to Bankruptcy Modification,” Georgetown University Faculty Workshop (March 18, 2008)
- “Mortgage Market Sensitivity to Bankruptcy Modification,” Harvard-University of Texas Conference on Commercial Realities (Feb. 29, 2008)
- Commentator, Conglomerate Third Annual Junior Scholars’ Workshop (June 24, 2007)
- “Priceless? The Costs of Credit Card Merchant Restraints,” Cornell Law School (Dec. 18, 2006)
- “Priceless? The Costs of Credit Card Merchant Restraints,” Georgetown University Law Center (Dec. 4, 2006)
- “Priceless? The Costs of Credit Card Merchant Restraints,” The Ohio State University Moritz College of Law (Nov. 28, 2006)
- “Priceless? The Costs of Credit Card Merchant Restraints,” Cardozo Law School (Nov. 21, 2006)
- “Priceless? The Costs of Credit Card Merchant Restraints,” Washington University in St. Louis Law School (Nov. 20, 2006)
- “Priceless? The Costs of Credit Card Merchant Restraints,” Northwestern University Law School (Nov. 14, 2006)
- “Priceless? The Costs of Credit Card Merchant Restraints,” American University Washington College of Law (Nov. 9, 2006)
- “Priceless? The Costs of Credit Card Merchant Restraints,” Brooklyn Law School (Nov. 1, 2006)

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- “Priceless? The Costs of Credit Card Merchant Restraints,” Emory Law School (Oct. 18, 2006)
- “Finding Nemo: Rediscovering the Virtues of Negotiability in the Wake of Enron,” New York Law School (Sept. 8, 2006)
- “Finding Nemo: Rediscovering the Virtues of Negotiability in the Wake of Enron,” Conglomerate Second Annual Junior Scholars’ Workshop (July 10, 2006), at http://www.theconglomerate.org/junior_scholars_workshop/index.html

LEGISLATIVE TESTIMONY AND BRIEFINGS

- “Bankruptcy Reform and the Mortgage Crisis,” Democratic Members and Staff Briefing, United States House of Representatives, April 24, 2008
- Testimony Before the Subcommittee on Financial Institutions and Consumer Credit of the Financial Services Committee of the United States House of Representatives, Hearing: *The Credit Cardholders’ Bill of Rights: Providing New Protections for Consumers*, March 13, 2008
- Testimony Before the Economic Matters Committee, Maryland State House of Delegates, March 6, 2008
- “Credit Card Regulation,” Democratic Staff Briefing, United States House of Representatives, March 5, 2008

EDITORIALS AND BLOGGING

- “The Flaws in the FHA Housing Bill”, op-ed, WALL STREET JOURNAL, July 11, 2008.
- Letter to the Editor, WALL STREET JOURNAL, April 3, 2008.
- “Complex Pricing of Credit Cards Should be Simplified,” op-ed, CHICAGO TRIBUNE, Dec. 27, 2007, at A21 (reprinted in The Baltimore Sun)
- Guest blogger, Warren Reports at TPM Café, Jan. 2007
- Blogger, Credit Slips, www.creditslips.org, Dec. 31, 2007-present

MEDIA APPEARANCES

- “Another Free Bailout?”, WASHINGTON INDEPENDENT, July 15, 2008
- “Credit Card Overhauls Seem Likely“, NEW YORK TIMES, July 5, 2008
- “Don Wade & Roma Morning Show,” WLS-890 AM CHICAGO, July 3, 2008
- “Obama Got Discount on Home Loan”, WASHINGTON POST, July 2, 2008
- “Leap Year's Extra Date, Spent in Court”, AMERICAN BANKER, June 23, 2008
- “Two Americas of Credit,” WASHINGTON INDEPENDENT, June 16, 2008
- “Do Suits Show a New Amex Vulnerability?”, AMERICAN BANKER, June 13, 2008
- “Borrowers Who Get Behind Struggle to Regain Footing“, THE TENNESSEAN, June 8, 2008
- “Credit Card Rewards: Upon Further Inspection...“, MINNEAPOLIS STAR TRIBUNE, June 7, 2008
- “Credit Bureau Influence Rising,” WASHINGTON INDEPENDENT, June 6, 2008
- “Debt Securitization Sputters Back to Life“, REUTERS, May 21, 2008
- “Canyon Lake Vice Mayor Says He Just Grabbed Wrong Credit Card“, RIVERSIDE PRESS-ENTERPRISE (California), May 7, 2008
- “Credit Card Issuers May Be Handcuffed on Fees“, NEW YORK SUN, May 2, 2008
- “A Small Advance for Suit Claiming Issuer Collusion”, AMERICAN BANKER, April 29, 2008
- “Card Fees Cost Campaigns Millions“, ARIZONA REPUBLIC, April 28, 2008
- “Credit Cards Offer Less Credit in Black Neighborhoods, Federal Reserve Study Says“, NEW YORK SUN, April 28, 2008
- “Lenders Derail Plan to Let Bankruptcy Judges Modify Mortgages“, LOS ANGELES TIMES, April 22, 2008
- “What About Main Street?,” WASHINGTON INDEPENDENT, Mar. 26, 2008
- “Visa IPO Prompts Talk of Issuer Network Start-Up,” AMERICAN BANKER, Mar. 24, 2008
- “Visa IPO Soars on First Day in the Market,” AMERICAN BANKER, Mar. 20, 2008

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- “Are Mortgage 'Cramdowns' Really So Bad?” extended interview, ORANGE COUNTY REGISTER, Mar. 15, 2008.
- “Let Bankruptcy Judges Step In,” editorial, ATLANTA JOURNAL-CONSTITUTION, Mar. 6, 2008
- “Our View on the Housing Crisis: Give Strapped Homeowners a Break in Bankruptcy Court,” USA TODAY, Lead Editorial, Mar. 4, 2008
- “Searching for Plan B,” THE ECONOMIST, Feb. 28, 2008
- “The Fine Print,” TIME MAGAZINE, Feb. 21, 2008
- “Foreclosure Prevention Plan Under Attack,” CNNMONEY.COM, Feb. 21, 2008
- “Seeking Protection,” BOSTON GLOBE, Feb. 17, 2008
- “Debt Relief Can Cause Headaches of Its Own,” THE NEW YORK TIMES, Feb. 9, 2008
- “What Do 'Cram Downs' Cost? THE NEW YORK TIMES, Jan. 25, 2008
- “Loyalty Schemes Take from Poor to Subsidise Rich,” SYDNEY MORNING HERALD (Australia), Jan. 19, 2008.
- “The Morning Review with Roy Ulrich” KPFK-LOS ANGELES, December 14, 2007.

BAR ADMISSIONS & PROFESSIONAL ORGANIZATIONS

- Faculty, Federal Trade Commission Division of Financial Practices Academy, 2008
- Fellow, Bankruptcy Data Project at Harvard
- Editorial Board, *American Bankruptcy Institute Law Review*
- Advisory Board, American Bankruptcy Institute-Georgetown University Law Center Views from the Bench Conference, 2008
- United States Court of Appeals for the Third Circuit (2006)
- United States District Court for the Southern District of New York (2006)
- United States District Court for the Eastern District of New York (2006)
- New York State Courts (2006)
- American Bankruptcy Institute
- New York State Bar Association, Commercial Law Section
- American Bar Association