

RONALD J. MANN

Ben H. & Kitty King Powell Chair in Business and Commercial Law
Co-Director, Center for Law, Business & Economics
The University of Texas School of Law
727 E. Dean Keeton Street; Austin, TX 78705
512.232.1357, 512.475.7400 (fax)
rmann@law.utexas.edu

ACADEMIC APPOINTMENTS:

Ben H. & Kitty King Powell Chair in Business & Commercial Law, University of Texas School of Law (2004-date)

William Stamps Farish Professor in Law, University of Texas School of Law (2002-2004)

Professor of Law, The University of Michigan Law School (1999-2002)

Assistant Professor of Law, The University of Michigan Law School (1997-1999)

Professor of Law, Washington University School of Law (1997)

Associate Professor, Washington University School of Law (1994-1997)

OTHER LEGAL EMPLOYMENT

Law Clerk to Judge Joseph T. Sneed, United States Court of Appeals for the Ninth Circuit, San Francisco, California (1985-1986)

Law Clerk to Justice Lewis F. Powell, Jr., United States Supreme Court, Washington, D.C. (1986-1987)

Assistant to the Solicitor General, United States Department of Justice, Washington, D.C. (1991-1994) (argued eight Supreme Court cases and wrote briefs on the merits in forty Supreme Court cases)

Office of the Independent Counsel (1998-2000) (appellate litigation of various matters, including *United States v. Hubbell*, 530 U.S. 27 (2000))

Dow, Cogburn & Friedman (1987-1991) (real estate and commercial law)

SCHOLARLY WORKS:

Books:

CHARGING AHEAD: THE GROWTH AND REGULATION OF PAYMENT CARD MARKETS AROUND THE WORLD (Cambridge U. Press 2006) – selected as the best 2006 book on consumer finance by the American College of Consumer Financial Services Lawyers

PAYMENT SYSTEMS AND OTHER FINANCIAL TRANSACTIONS (3d ed. Aspen 2006) (2d ed. Aspen 2003; 1st ed. 1999)

ELECTRONIC COMMERCE (2d ed. Aspen 2005) (1st ed. Aspen 2002) (with Jane K. Winn)

COMMERCIAL TRANSACTIONS: A SYSTEMS APPROACH (3d ed. Aspen 2006) (2d ed. Aspen 2003; 1st ed. Aspen 1998) (with Lynn LoPucki, Elizabeth Warren & Dan Keating)

COMPREHENSIVE COMMERCIAL LAW: STATUTORY SUPPLEMENT (Aspen 2003-2007) (with Elizabeth Warren & Jay Westbrook)

ELECTRONIC COMMERCE STATUTORY AND REGULATORY SUPPLEMENT (Aspen 2002)

Articles:

Just One Click, 108 COLUM. L. REV. (forthcoming 2008) (with Travis Siebeneicher)

The Disputed Quality of Software Patents, 85 WASH. U.L. REV. (forthcoming 2007) (with John R. Allison)

Software Patents, Incumbents, and Entry, 85 TEXAS L. REV. 1579 (2007) (with John R. Allison & Abe Dunn)

The Supreme Court, the Solicitor General, and Bankruptcy: BFP v. Resolution Trust Corporation, in BANKRUPTCY STORIES 77 (Robert K. Rasmussen ed. 2007)

Just Until Payday, 54 UCLA L. REV. 1 (2007) (with Jim Hawkins)

Patents, Venture Capital, and Software Startups, 36 RESEARCH POL'Y 193 (2007) (with Thomas W. Sager)

Bankruptcy Reform and the "Sweat Box" of Credit Card Debt, 2007 ILL. L. REV. 375

The Commercialization of Open-Source Software: Do Property Rights Still Matter?, 20 HARV. J.L. & TECH. 1 (2006)

Optimizing Consumer Credit Markets and Bankruptcy Policy, 7 J. THEORETICAL INQUIRIES IN LAW 353 (2006)

"Contracting" for Credit, 104 MICH. L. REV. 899 (2006)

The Promise of Internet Intermediary Liability, 47 WILLIAM & MARY L. REV. 239 (2005) (with Seth Belzley), updated and abbreviated version published as *Emerging Frameworks for Policing Internet Intermediaries*, J. INTERNET L., Dec. 2006, at 3

Making Sense of Payments Policy in the Information Age, 93 GEO. L.J. 633 (2005)

Do Patents Facilitate Financing in the Software Industry?, 83 TEXAS L. REV. 961 (2005)

An Empirical Investigation of Liquidation Choices of Failed High-Tech Firms, 82 WASH U. L.Q. 1375 (2004)

Contracts – Only with Consent, 152 U. PA. L. REV. 1829 (2004)

The Rise of State Bankruptcy-Directed Legislation, 25 CARDOZO L. REV. 1805 (2004)

Regulating Internet Payment Intermediaries, 82 TEXAS L. REV. 681 (2004)

Credit Cards and Debit Cards in the United States and Japan, 55 VAND. L. REV. 1055 (2002) – shorter version published at 20 MONETARY & ECON. STUDIES 123 (2002); excerpted as *Credit Cards in the United States and Japan*, LAW QUADRANGLE NOTES, April 2001, at 81

Information Technology and Non-Legal Sanctions in Financing Transactions, 54 VAND. L. REV. 1627 (2001) – excerpted in Japanese as *IT to Yuushi Torihiki ni okeru Ho ni yoranai Sankushon (Non-Legal Sanctions in IT Finance Transactions)*, 1193 JURISUTO 72 (2001).

The Role of Letters of Credit in Payment Transactions, 99 MICH. L. REV. 2494 (2000) – reprinted at 2001 ANNUAL SURVEY OF LETTER OF CREDIT LAW & PRACTICE 117; excerpted versions appear as *Discrepancies in Presentations Against Commercial Letters of Credit*, DOCUMENTARY CREDIT WORLD, Nov./Dec. 2000, at 21; and *Point of View: Ronald J. Mann Wonders Why, in View of High Discrepancy Rates, Business Continues to Use Letters of Credit*, DOCUMENTARY CREDITS INSIGHT, Winter 2001, at 3-4; and *Just Can't Break the Habit*, TRADE & FORFAITING REV., Apr. 2001, at 20-21.

Secured Credit and Software Financing, 85 CORNELL L. REV. 134 (1999)

Verification Institutions in Financing Transactions, 87 GEO. L.J. 2225 (1999)

Strategy and Force in the Liquidation of Secured Debt, 96 MICH. L. REV. 159 (1997)

The Role of Secured Credit in Small-Business Lending, 86 GEO. L.J. 1 (1997) – reprinted at 40 CORP. PRACTICE COMMENTATOR 81 (1998); excerpted in LOPUCKI & WARREN, SECURED

CREDIT (2d ed. 1998); included in 10 Best Corporate and Securities Articles (selected by *Corporate Practice Commentator* for 1998)

Searching for Negotiability in Payment and Credit Systems, 44 UCLA L. REV. 951 (1997)

Explaining the Pattern of Secured Credit, 110 HARV. L. REV. 625 (1997) – awarded the 1997-98 Grant Gilmore Award by the American College of Commercial Finance Lawyers

The First Shall Be Last: A Contextual Argument for Abandoning Temporal Rules of Lien Priority, 75 TEXAS L. REV. 11 (1996)

Bankruptcy and the Entitlements of the Government: Whose Money Is It Anyway?, 70 N.Y.U. L. REV. 993 (1995)

RECENT INVITED PRESENTATIONS:

Credit Card Topics

Comparative Policy: University of British Columbia Faculty of Law (October 2006); International Academy of Consumer and Commercial Law Annual Meeting (August 2006); Law and Society Annual Meeting (July 2006); 2006 Annual Meeting of the American Law and Economics Association; Payment Cards Center, Federal Reserve Bank of Philadelphia (January 2006); Bank of England and Office of Fair Trading (July 2003); Institute for Monetary and Economic Studies, Bank of Japan (November 2000)

Domestic Policy: Northwestern University Law School (January 2007); Center for American Progress (November 2006); Bankruptcy Section, Austin Bar Association (November 2006); Payment Cards Center, Federal Reserve Bank of Philadelphia (July 2006); Illinois Conference on Bankruptcy Reform (April 2006); Risk Managers Roundtable (April 2006); Texas State Bar Bankruptcy Section (June 2005); University of Michigan (June 2005); CEGLA Institute for Interdisciplinary Studies, Tel Aviv University (June 2005); Federal Reserve Bank of Chicago (March 2005)

Credit Card Contracts: Boalt Hall Law and Economics Workshop (December 2005); University of Michigan (September 2005)

Wal-Mart and Industrial Loan Companies: Columbia University (February 2007); University of Michigan (September 2006)

Internet Retail Contracts: University of Miami (March 2007); Law and Society Annual Meeting (July 2006)

Payday Lending: Columbia University (February 2007); Payment Cards Center, Federal Reserve Bank of Philadelphia (July 2006)

Patents in the Software Industry: NYU Conference on Working Within the Bounds of Intellectual Property (La Pietra June 2007); 2006 and 2004 Annual Meetings of the American Law and Economics Association; Boalt Hall IP Workshop (Fall 2005); Berkeley Conference on Entrepreneurial Innovation; workshops at the Harvard Law School (March 2005), the law and business schools at the University of Michigan (September 2004), and the University of Texas School of Law (May 2006 and March 2004); 2004 Annual Meeting of the American Intellectual Property Lawyers Association; in-house presentations at IBM (December 2004) & Microsoft (January 2005)

Internet Intermediary Liability: Berkman Center Internet Law Colloquium (March 2005)

Payments Policy: University of Michigan (March 2006); Federal Reserve Bank of New York (May 2004)

Liquidating Failed High-Tech Firms: American Bankruptcy Institute (Dec. 2006); Wash. U. School of Law (February 2004)

Uniform Commercial Code Reform: annual presentations from 2000-2004 at the ALI-ABA Conference on the New and Emerging Uniform Commercial Code; 2005 UCC Institute

PROFESSIONAL AFFILIATIONS:

American Law Institute (member)
 National Bankruptcy Conference (member)
 Visiting Scholar, Payment Cards Center, Federal Reserve Bank of Philadelphia
 Reporter, Amendments to UCC Articles 3, 4, and 4A (2000-2003)
 Visiting Scholar, Institute for Monetary and Economic Studies, Bank of Japan (2000)

EDUCATION:

J.D. 1985, University of Texas at Austin
 Magna Cum Laude (First in class)
 Managing Editor, Texas Law Review

B.A. 1982, History, Rice University, Houston, Texas
 Magna Cum Laude, Phi Beta Kappa

LANGUAGES: Greek, Latin, Biblical Hebrew, Old English