

## MATTHEW C. TURK

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Department of Business Law & Ethics  
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### ACADEMIC APPOINTMENTS

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#### Indiana University – Kelley School of Business

Assistant Professor, Department of Business Law & Ethics, July 2016 – present

### EDUCATION

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#### New York University School of Law

J.D., *magna cum laude*, 2010

- Order of the Coif
- Florence Allen Scholar
- Senior Notes Editor, *Journal of International Law & Politics*

#### University of California, San Diego

B.A., Political Science & Economics, 2006

### CLERKSHIP & OTHER LEGAL EXPERIENCE

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#### Hon. Ferdinand Fernandez, U.S. Court of Appeals for the Ninth Circuit, Pasadena, CA

Judicial Clerk, September 2013 – August 2014

#### Sullivan & Cromwell LLP, Palo Alto, CA

Litigation Associate, October 2010 – August 2013; September 2014 – June 2016

Summer Associate, May 2009 – August 2009

### SELECTED PUBLICATIONS

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- **Rethinking Countercyclical Financial Regulation** [with Jeremy Kress]  
56 GEORGIA LAW REVIEW (forthcoming 2021)
- **A Portfolio Approach to Policymaking Uncertainty**  
49 FLORIDA STATE UNIVERSITY LAW REVIEW (forthcoming 2021)
- **Too Many to Fail: Against Community Bank Deregulation** [with Jeremy Kress]  
115 NORTHWESTERN UNIVERSITY LAW REVIEW 647 (2020)
- **Stress Testing the Banking Agencies**  
105 IOWA LAW REVIEW 1701 (2020)

- **Overlapping Legal Rules in Financial Regulation and the Administrative State**  
54 GEORGIA LAW REVIEW 791 (2020)
- **Justice Kavanaugh, *Lorenzo v. SEC*, and the Future of Deference at the Post-Kennedy Supreme Court**  
71 ADMINISTRATIVE LAW REVIEW 193 (2019) [with Karen Woody]
- **The *Leidos* Mixup and the Misunderstood Duty to Disclose in Securities Law** [with Karen Woody]  
75 WASHINGTON & LEE LAW REVIEW 957 (2018) [reprinted in SECURITIES LAW REVIEW (2019)]
- **Securitization Reform after the Crisis: Regulation by Rulemaking or Regulation by Settlement?**  
37 REVIEW OF BANKING & FINANCIAL LAW 861 (2018) [invited symposium issue contribution]
- **Reversing the Two Wrong Turns in the Economic Analysis of International Law: A Club Goods Theory of Treaty Membership & European Integration**  
36 BERKELEY JOURNAL OF INTERNATIONAL LAW 115 (2018)
- **Regulation by Settlement**  
66 UNIVERSITY OF KANSAS LAW REVIEW 259 (2017)
- **The Banking-Sovereign Nexus: Law, Economics and Policy**  
55 COLUMBIA JOURNAL OF TRANSNATIONAL LAW 592 (2017)
- **The Convergence of Insurance with Banking and Securities Industries, and the Limits of Regulatory Arbitrage in Finance**  
2015:3 COLUMBIA BUSINESS LAW REVIEW 967 (2015)
- **Reframing International Financial Regulation after the Global Financial Crisis: Rational States and Interdependence, not Regulatory Networks and Soft Law**  
36 MICHIGAN JOURNAL OF INTERNATIONAL LAW 59 (2014)
- **A Political Economy Approach to Reforming the Foreign Corrupt Practices Act**  
33 NORTHWESTERN JOURNAL OF INTERNATIONAL LAW & BUSINESS 325 (2013)

## **OTHER WRITINGS**

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- **Coup for Community Banks Could Spell Disaster for Industry** [with Jeremy Kress]  
AMERICAN BANKER (Jan. 28, 2020)
- **Too Many to Fail: Against Community Bank Deregulation**  
COLUMBIA LAW SCHOOL BLUE SKY BLOG ON CORPORATIONS & CAPITAL MARKETS (Jan. 2, 2020)
- **Stress Testing the Banking Agencies**  
HARVARD LAW SCHOOL FORUM ON CORPORATE GOVERNANCE & FINANCIAL REGULATION (May 6, 2019)

- **What Justice Kavanaugh’s *Lorenzo* Dissent Means for the Future of Chevron Deference**  
COLUMBIA LAW SCHOOL BLUE SKY BLOG ON CORPORATIONS & CAPITAL MARKETS (Nov. 21, 2018)
- **The Underappreciated Dilemmas of Overlapping Financial Regulation**  
COLUMBIA LAW SCHOOL BLUE SKY BLOG ON CORPORATIONS & CAPITAL MARKETS (Oct. 25, 2018)
- **Amicus Brief on behalf of Internet & Business Law Professors** [with Abbey Stemler]  
*Homeaway.com & Airbnb, Inc. v. City of Santa Monica* (Ninth Circuit, Case No. 18-55367 (Mar. 23, 2018))
- **The Rise of Financial Regulation by Settlement**  
COLUMBIA LAW SCHOOL BLUE SKY BLOG ON CORPORATIONS & CAPITAL MARKETS (Sept. 12, 2017)
- ***Leidos* and The Roberts Court’s Improvident Securities Law Docket** [with Karen E. Woody]  
70 STANFORD LAW REVIEW ONLINE 89 (2017)
- **The Leidos Mixup and the Misunderstood Duty to Disclose in Securities Law**  
HARVARD LAW SCHOOL FORUM ON CORPORATE GOVERNANCE & FINANCIAL REGULATION (July 21, 2017)
- **Implications of European Disintegration for International Law**  
17 COLUMBIA JOURNAL OF EUROPEAN LAW 395 (2011)
- **Why Does the Complainant Always Win at the WTO? A Reputation-Based Theory of Litigation at the World Trade Organization**, 31 NORTHWESTERN J. INTERNATIONAL LAW & BUSINESS 385 (2011)
- **Bargaining and Intellectual Property Treaties: The Case for a Pro-Development Interpretation for TRIPS but not TRIPS Plus**, 42 NYU J. INTERNATIONAL LAW & POLITICS 981 (2010)
- **Book Review, THE PERILS OF GLOBAL LEGALISM**  
Eric A. Posner (U. CHI. PRESS 2009), 42 NYU J. INTERNATIONAL LAW & POLITICS 344 (2010)
- **Book Review, INTERNATIONAL LAW ON THE LEFT: RE-EXAMINING MARXIST LEGACIES**  
Susan Marks (CAMBRIDGE PRESS 2008), 41 NYU J. INTERNATIONAL LAW & POLITICS 528 (2009)

## PRESENTATIONS

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- **Rethinking Countercyclical Financial Regulation**  
Wharton Financial Regulation Conference (April 2021) [scheduled]  
National Business Law Scholars Conference (June 2021) [scheduled]  
Academy of Legal Studies in Business Annual Conference (August 2021) [scheduled]
- **Ten Years after Dodd-Frank: Is the Financial System Safer?** [panel discussion]  
Academy of Legal Studies in Business Annual Conference – Providence, RI (Aug. 2020)
- **Too Many to Fail: Against Community Bank Deregulation**  
National Business Law Scholars Conference – U. Tennessee Law School (June 2020)  
Academy of Legal Studies in Business Annual Conference – Montreal (Aug. 2019)
- **A Portfolio Approach to Policymaking Uncertainty**  
Junior Scholars in Legal Studies Lecture Series (July 2020)  
Midwest Law & Economics Association Annual Conference - Villanova Law School (Oct. 2019)

- **Financial Crisis Reform: Sovereign Debt, Systemic Risk & Government Insolvency** [panel discussant]  
Academy of Legal Studies in Business Annual Conference – Montreal (Aug. 2019)
- **Stress Testing the Banking Agencies**  
Canadian Law & Economics Association Annual Conference - Toronto (Sept. 2019)  
National Business Law Scholars Conference - Berkeley Law School (June 2019)  
Financial Regulation and Innovation Workshop - Indiana Maurer School of Law (April 2019)  
Academy of Legal Studies in Business Annual Conference - Portland, Oregon (Aug. 2018)
- **Overlapping Legal Rules in Financial Regulation and the Administrative State**  
Midwest Law & Economics Association Annual Conference - University of Alabama Law School (Sept. 2018)  
National Business Law Scholars Conference - University of Georgia School of Law (June 2018)  
Academy of Legal Studies in Business Annual Conference - Savannah, Georgia (Aug. 2017)
- **Anti-Corruption Regulation by Settlement under the Foreign Corrupt Practices Act**  
30<sup>th</sup> Annual Sokol Colloquium - University of Virginia School of Law (Nov. 2017)
- **The *Leidos* Mixup and the Misunderstood Duty to Disclose in Securities Law**  
Faculty Workshop - Indiana University Maurer School of Law (Oct. 2017)  
Academy of Legal Studies in Business Annual Conference - Savannah, Georgia (Aug. 2017)
- **Reversing the Two Wrong Turns in the Economic Analysis of International Law**  
Institute of International Economic Law Biennial Conference - McGill University (Sept. 2018)  
American Law & Economics Association Midwest Conference - Marquette Law School (Oct. 2017)  
American Society of International Law Midyear Conference - Washington University Law School (Oct. 2017)  
Academy of Legal Studies in Business Annual Conference - Savannah, Georgia (Aug. 2017)  
International Society of Public Law Annual Conference - Humboldt University of Berlin (June 2016)
- **Regulation by Settlement**  
National Business Law Scholars Conference - University of Utah S.J. Quinney College of Law (June 2017)  
Academy of Legal Studies in Business Pacific Southwest Conference - Palm Springs, California (Feb. 2017)  
Big Ten Business Law Research Seminar - University of Maryland Carey School of Business (Jan. 2017)
- **The Banking-Sovereign Nexus: Law, Economics, and Policy**  
Institute of International Economic Law Biennial Conference - Georgetown Law Center (Oct. 2016)  
Invited Scholars Colloquium, *American Business Law Journal* - San Juan, Puerto Rico (Aug. 2016)
- **The Limits of Regulatory Arbitrage in Finance**  
Berkeley Law School - Center for Law, Business & Economics (Sept. 2015)  
Chapman University - Department of Economics Faculty Workshop (May 2015)
- **Reframing International Financial Regulation after the Global Financial Crisis**  
NYU School of Law Junior Scholarship Clinic (April 2014)

## **PROFESSIONAL AFFILIATIONS**

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- **American Business Law Journal** (staff reviewer)
- **Academy of Legal Studies in Business** (member)
- **American Society of International Law** (member)
- **American Law & Economics Association** (member)
- **California Bar Association** (active member, admitted 2010)
- **Federal Court Admissions** (Ninth Circuit Court of Appeals & Central District of California)