

HEATHER HUGHES
American University, Washington College of Law
4300 Nebraska Avenue, NW
Washington, DC 20016

Education

HARVARD LAW SCHOOL, J.D., cum laude. 1998

HARVARD CIVIL RIGHTS – CIVIL LIBERTIES LAW REVIEW.

Executive articles editor, Volume 33. General editor, Volume 32.

UNIVERSITY OF CHICAGO, B.A., Department of History, General and Departmental Honors. 1995

Teaching Experience

AMERICAN UNIVERSITY, WASHINGTON COLLEGE OF LAW

Professor of Law, Fall 2011 – present.

Director, SJD Program, July 1, 2018 – present.

Associate Professor. Fall 2008 – Spring 2011.

Assistant professor. Fall 2007 – Spring 2008.

JD Courses: Property, Secured Transactions/ U.C.C. Article 9, Sales/ U.C.C. Article 2, Business Associations.

*Winner of the 2019 Washington College of Law Award for Excellence in Teaching

Master of Legal Studies (Online MLS): Business Associations.

International Program Courses: Introduction to U.S. Commercial Law and Security Interests in Movables in the Graduate Certificate program with the University of Chile, June 2008 and January 2011. Administered course on Legal Aspects of Trade and Investment in Latin America in Chile and Argentina, May – June, 2008; and Legal Perspectives on Business and Investment Issues in Turkey, June 2014.

Appointments Committee, 2011-12, 2012-13, 2015-16, 2017-18; Dean Search Committee, 2015-16.

FLORIDA INTERNATIONAL UNIVERSITY COLLEGE OF LAW

Assistant professor. Fall 2004 – Spring 2007.

Taught Secured Transactions; Sales; Law, Finance and Developing Nations. Taught Transnational Commercial Law at the Universidad de Sevilla. Co-founder of theory reading group for faculty.

TEACHING FELLOW, HARVARD UNIVERSITY

Moral Reasoning 22: Justice. September 1997 – January 1998.

Publications

Textbook, JAMES J. WHITE, G. ERIC BRUNSTAD, JR., AND HEATHER HUGHES, SECURED TRANSACTIONS TEACHING MATERIALS, 5TH ED. (2021).

Symposium article, *Designing Effective Regulation for Blockchain-Based Markets*, J. CORP. L. (2021).

Symposium article, *The Complex Implications of FinTech for Financial Inclusion*, 84 LAW & CONTEMP. PROBS. 113 (2021).

Article, Heather Hughes, *Blockchain and the Future of Secured Transactions Law*, 3 STAN. J. OF BLOCKCHAIN LAW & POL'Y 21 (peer reviewed) (2020).

Article, Heather Hughes, *Reforming the True-Sale Doctrine*, 36 YALE J. ON REG. Bulletin 51 (2018).

HEATHER LAUREN HUGHES

Article, Heather Hughes, *Property and the True-Sale Doctrine*, 19 U. PA. J. BUS. L. 870 (2017). *Winner of Edwin A. Mooers Scholar Award.

Article, Heather Hughes (with Benjamin M. Leff), *Student Loan Derivatives: Improving on Income-Based Approaches to Financing Law School*, 61 VILL. L. REV. 99 (2016).

Article, Heather Hughes, *Financial Product Complexity, Moral Hazard, and the Private Law*, 20 STAN. J. L. BUS. & FIN. 179 (2015).

Symposium Article, Heather Hughes, *Non-Party Interests in Closing Opinion Letters*, 3 AM. U. BUS. L. REV. 183 (2014).

Book review, Heather Hughes, *Derivatives Traders Do What, Again?*, 30 J. L. & COM. 203 (2012) (reviewing Annelise Riles, *Collateral Knowledge: Legal Reasoning in the Global Financial Markets*).

Article, Heather Hughes, *Securitization and Suburbia*, 90 OR. L. REV. 359 (2011).

Article, Heather Hughes, *Enabling Investment in Environmental Sustainability*, ENVIRONMENTAL LAW REPORTER (August 2011), reprinting condensed versions of articles selected as the four best of the year in environmental law.

Article, Heather Hughes, *Enabling Investment in Environmental Sustainability*, 85 IND. L.J. 597 (2010). *Winner of Emalee C. Godsey Scholar Award.

Book Chapter, Heather Hughes, *Securitization of Worker Remittances*, in Doris Köhn, ed., MOBILISING CAPITAL FOR EMERGING MARKETS – WHAT CAN STRUCTURED FINANCE CONTRIBUTE? (2011).

Essay, Heather Hughes, *Counterintuitive Thoughts on Legal Scholarship and Secured Transactions*, 55 BUFF. L. REV. 863 (Dec. 2007).

Article, Heather Hughes, *Aesthetics of Commercial Law – Domestic and International Implications*, 67 LA. L. REV. 689 (2007).

Article, Heather Hughes, *Creditors' Imagined Communities and the Unfettered Expansion of Secured Lending*, 83 DENV. U. L. REV. 425 (2005).

Book Review, *Initial Steps: A Review of Another World is Possible If . . .*, by Susan George, 38 NEW POLITICS, Vol. X, No.2, 168 (2005).

Article, Heather Hughes, *Contradictions, Open Secrets, and Feminist Faith in Enlightenment*, 13 HASTINGS WOMEN'S L. J. 187 (2002).

Note, *Same-Sex Marriage and Simulacra: Exploring Conceptions of Equality*, 33 HARV. C.R.-C.L. L. REV. 237 (1998).

Conferences and Presentations

Presenter, "Complex Implications of FinTech for Financial Inclusion," Seminar Series on Law, Finance and Technology, University of Hamburg, Faculty of Law, May 25, 2021.

Presenter, "The Impact of Blockchain on the Practice of Law," NYU Journal of Law & Business and The Classical Liberal Institute, March 25, 2021.

Panelist, "Regulation of Blockchain," 20/20 Vision: Blockchain and the Future of Law, Journal of Corporation Law, October 16, 2020.

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Presenter, “The Complex Implications of FinTech for Financial Inclusion,” Washington College of Law Business Law Faculty Workshop, September 30, 2020.

Panelist, “Blockchain and the Future of Secured Transactions Law,” AALS Annual Meeting, Section on Commercial and Consumer Law, January 2020.

Presenter, “Blockchain and the Future of Secured Transactions Law,” Washington College of Law Business Law Faculty Workshop, February 11, 2019.

Panel Moderator, “The Role of Corporations and Industries,” The American University Law Review Annual Symposium, January 25, 2019.

Commentator, WCL Speaker Series, Lee Ann Fennel, *Slices and Lumps: Configuring Choice in Law, Markets, and Life*, October 23, 2018.

Panelist, “Blockchains and Private Law Theory,” in *The Political Valences of Lex Cryptographia*, Institute for Global Law and Policy, Harvard Law School, Cambridge, Mass., June 2018.

Presenter, “Private Law Implications of Lex Cryptographia,” ALTAS Conference, American University, Washington College of Law, June, 2018.

Panelist, “Legal Aspects of Blockchain-based Land Registries” in *Blockchains and privatization: Who Owns the Data?*, Land and Poverty Conference, World Bank, Washington, D.C., March 21, 2018.

Discussion Group Participant, American Association of Law Schools 2017 Annual Meeting, *Why Transactional Law Matters: Teaching Transactional Law in First-Year Property and Beyond*, San Francisco, C.A, January 2017.

Presenter, “Property and The True-Sale Doctrine,” Washington College of Law Faculty Speaker Series, November 11, 2016.

Commentator, “Aesthetics of Judicial Interpretation,” by Judge Rodin, Court of Justice of the European Union, Washington College of Law, November 2, 2016.

Presenter, “Property and The True-Sale Doctrine,” Washington College of Law Business Law Faculty Workshop, April 20, 2016.

Moderator, “Sexing the Corporation,” Corporate Power in Global Society, Institute for Global Law and Policy, Harvard Law School, Cambridge, Mass., June 2015.

Panelist, American Association of Law Schools 2015 Annual Meeting, presenting *The Income-Based Repayment Swap: A New Method for Funding Law School Education*, Washington, D.C., January 2015.

Panelist, 3rd UNITAR-Yale Conference on Environmental Governance and Democracy, Yale University, New Haven, Conn., September 2014.

Panelist, Corporate Power in Global Society, Institute for Global Law and Policy, Harvard Law School, Cambridge, Mass., June 2014.

Participant, Institute for Global Law and Policy, Harvard Law School, 2014 Workshop, Doha, Qatar, January 2014.

Speaker, “Transactional lawyers and governance: Third-party opinion letters,” American University Business Law Review Symposium, Transactional Lawyering, April 5, 2013.

HEATHER LAUREN HUGHES

Presenter, “Contracting to Oblivion—Property Concepts and Financial Regulation,” Washington College of Law Business Law Faculty Workshop, October 10, 2012.

Panelist, “Securitization and Suburbia,” Law and Society Association Annual Meeting, Honolulu, June 2012.

Presenter, “Green Business and the Private Law,” Managing Green Business: Defining, Regulating, and Supporting Environmentally Responsible Businesses, William & Mary Envtl. L. & Pol. Rev. Annual Symposium, Williamsburg, Va., January 2012.

Presenter, “Private Environmental Law,” The Center for Law, Economics, and Finance (C-LEAF) at George Washington University Law School, Junior Faculty Business and Financial Law Workshop, April 2, 2011.

Speaker, “Enabling Investment in Environmental Sustainability,” Vanderbilt University Law School and Environmental Law and Policy Institute Annual Review panel, March 30, 2011.

Speaker, Environmental Law Distinguished Speaker Series, “Private Environmental Law,” Widener Law School, March 23, 2011.

Presenter, “Paying for Suburban Sprawl,” LatCrit XV, Denver, Co., Oct. 8, 2010.

Speaker, “Paying for Suburban Sprawl,” Washington College of Law Speakers Series, September 24, 2010.

Panelist, “Managing the American Dream: Land Use and the Politics of Growth after the Mortgage Crisis,” Law and Society Association Annual Meeting, Chi., May 2010.

Moderator, “Bottom-Up Strategies for Survival and Resistance: Examples from Latin America and Elsewhere,” 104th Annual Meeting Am.Soc’y. Intl. L., Mar. 26, 2010.

Speaker, “UCC Article 9 and Debtors’ Environmental Impact: Mezzanine Lending and Suburbanization,” William & Mary Law School, Williamsburg, Va., Dec. 3, 2009.

Moderator & Panelist, “Remittance Issues: Securitization, Poverty Reduction, and the Latin American Dream,” LatCrit Fourteenth Annual Conference, Am. U. Wash. C. L., Oct. 2, 2009.

Presenter, “Structured Finance, Social Structure: The Case of Worker Remittance Securitization,” New Scholars Workshop, Southeastern Association of Law Schools Annual Conference, July 28, 2008.

Panelist, “The Nuts and Bolts of Including Corporate Social Responsibility Norms in Financial Contracts,” *International Law-Making and Non-State Actors*, International Law Weekend, N.Y., October 27, 2007.

Panelist, “Critical Perspectives on Commercial Law,” LatCrit X, San Juan, October 8, 2005.

Speaker, Basic Contract Law for Small Businesses, Ebenezer Baptist Church, Miami, June 2005.

Instructor, CLE seminar on revised U.C.C. Article 9 at Senn Visciano Kirschenbaum P.C., April 24, 2003.

Discussant, “Together: Bridging the Gaps in Legal Response to Domestic Violence,” 12th Annual Symposium, HASTINGS WOMEN’S LAW JOURNAL, San Francisco, February 8, 2002.

Legal Practice

SENN VISCIANO KIRSCHENBAUM P.C., Denver, CO.

Associate. Commercial transactions group. August 2002 – July 2004.

HEATHER LAUREN HUGHES

Assisted corporate and individual clients with matters involving corporate finance, secured lending, corporate governance and formation, commercial leasing and real estate development.

MORRISON & FOERSTER LLP, San Francisco, CA.

Associate. Business department. September 1998 – September 2001.

Represented business entities involved in international project finance transactions, asset securitizations, water privatizations, syndicated loans, bond financing, mezzanine financing, corporate financing, and corporate formation and governance.

Corporate Boards: The Washington Ballet (DC non-profit); RMC ATM Solutions, Inc. (NJ corporation)

Language skills: Spanish proficiency

Bar Memberships: California, Colorado, District of Columbia.