

**ARTHUR B. LABY**

Rutgers University School of Law – Camden  
217 North Fifth Street  
Camden, NJ 08102  
Tel. 856 225 6272  
alaby@rutgers.edu

**ACADEMIC EMPLOYMENT**

**Rutgers University School of Law – Camden, Camden, NJ**

Associate Professor, 2006 to present

Classes: Business Organizations, Securities Regulation

Service: Building Committee, 2008, 2007

Admissions Committee, 2007

Prizes and Awards Committee, 2008, 2006

Speakers Committee, 2006

Faculty Supervisor – Pro Bono Research Project, Fall 2006; Independent Study,  
Spring 2007, Spring 2008

**George Mason University School of Law, Arlington, VA**

Adjunct Professor, Securities Law and Regulation, 2004 to 2005

**Fulbright Scholar Program**

Friedrich-Schiller-Universität (Law Faculty), Jena, Germany, 1995-96

Universität Augsburg (Law Faculty), Augsburg, Germany, 1994-95

**PUBLICATIONS**

*The Competition of Systems in the Market for Listings*, forthcoming book chapter in *Economic Law as an Economic Good* (Karl M. Meessen ed. 2008) (with John Broussard)

*The Fiduciary Obligation as the Adoption of Ends*, 56 *Buffalo Law Review* 99 (2008)  
(forthcoming)

*Differentiating Gatekeepers*, 1 *Brooklyn Journal of Corporate, Financial and Commercial Law* 119  
(2006) (symposium)

*Juridical and Ethical Aspects of the Fiduciary Relationship*, 13 *Jarhbuch für Recht und Ethik/Annual Review of Law and Ethics* 565 (2005)

*Resolving Conflicts of Duty in Fiduciary Relationships*, 54 *American University Law Review* 75  
(2004)

*Models of Securities Regulation in the US*, *Weimar Symposium on the Competition Law of Deregulation*, 23 *Fordham International Law Journal* 20 (1999) (symposium)

*Offshore Offerings on the Internet*, National Law Journal, April 20, 1998 at B6

*Patterns of SEC Enforcement Under the 1990 Remedies Act: Civil Money Penalties*, 58 Albany Law Review 5 (1994) (with W. Hardy Callcott)

*Fishing for Documents Overseas: The Supreme Court Upholds Broad Consent Directives Against the Claim of Self Incrimination*, 70 Boston University Law Review 311 (1990)

## **PRESENTATIONS**

“Insider Trading and False Promising,” University of Mississippi School of Law Faculty Colloquium, January 2008

Invited panelist, “Negotiating With Management Regarding Board Decisions,” Mutual Fund Directors Forum, Second Annual Directors’ Institute, Fort Myers, January 2008

“Why Non-US Companies Delist from US Exchanges,” Düsseldorf Symposium on Economic Law as an Economic Good, Düsseldorf, Germany, November 2007

“The Fiduciary Obligation as a Duty of Ethics,” XXIII World Congress of Philosophy of Law and Social Philosophy, Krakow, Poland, August 2007

“Gatekeepers and Corporate Governance,” Center for International Legal Studies, Conference on Mergers, Acquisitions and Securities, Cape Town, South Africa, November 2006

“The Fiduciary Obligation as the Appropriation of Ends,” Seton Hall Faculty Colloquium, October 2006

“The Asset Management Industry: A New Wave of Acquisitions and Mergers,” Co-Speaker on Practising Law Institute Panel, New York, New York, April 2006

“Differentiating Gatekeepers,” Symposium on New Models for Securities Law Enforcement: Outsourcing, Compelled Cooperation and Gatekeepers, Brooklyn Law School, New York, New York, March 2006

“Pending Litigation Regarding SEC Rulemaking,” Federal Bar Association, Executive Council of the Securities Law Committee, Washington, DC, February 2006

“Registration Issues and Disclosure to Clients,” Center for Financial Market Integrity, Investment Adviser Association, Hedge Fund Advisers Compliance Conference, Washington, DC, November 2005

“Managing a Securities Commission,” Securities and Exchange Commission, Annual International Institute for Securities Market Development, Washington, DC, April 2004

“Transatlantic Regulatory Structures,” Center for European Policy Studies, Conference on Global Markets, National Regulation: How to Bridge the Gap, Brussels, Belgium, June 2003

“International Securities Markets: Emerging Best Practices for a Rapidly Evolving Regulatory Scheme,” Speaker on Practicing Law Institute Panel, New York, New York, May 2003

“Market Discipline and Disclosure,” Center for European Policy Studies, Roundtable on Securities Market Regulatory Processes in the European Union and United States Compared, Brussels, Belgium, May 2002

“The Reform of European Capital Markets – An American Perspective,” European Central Bank Legal Colloquium, Frankfurt, Germany, July 2001

“The Information Disclosure Process and the Relationship Between Company and Investors,” IBRI, The Brazilian Institute of Investor Relations, Sao Paulo, Brazil, March 2001

## **HONORS AND AWARDS**

Center for International Legal Studies Bisone Foundation Grant, 2006

SEC Capital Markets Award, 2001

SEC Chairman’s Award for Excellence, 2000

Fulbright Senior Scholar in Law, 1994-95 and 1995-96

Phi Beta Kappa

## **OTHER EMPLOYMENT**

**Mayer Brown LLP**, Washington, DC

Counsel, 2006 to present

**Pillsbury Winthrop Shaw Pittman LLP**, Washington, DC

Senior Counsel, 2005 to 2006

**U.S. Securities and Exchange Commission**, Washington, DC

Assistant General Counsel, Office of General Counsel, 2001 to 2005

Senior Special Counsel for International Matters, Office of General Counsel, 2000 to 2001

Special Counsel, Division of Investment Management, 1998 to 2000

Attorney Advisor, Office of International Affairs, 1996 to 1998

**Wilmer, Cutler & Pickering**, Washington, DC  
Associate, 1991 to 1994

**George Washington University National Law Center**, Washington, DC  
Instructor in Introduction to Legal Writing and Advocacy, 1991-92 and 1993-94

**United States District Court for the District of Maryland**, Baltimore, MD  
Clerk to the Honorable J. Frederick Motz, 1989-90

## **EDUCATION**

**Boston University School of Law**, J.D., 1989, *magna cum laude*  
*Boston University Law Review*, Note Editor, 1988-89; Member, 1987-88  
American Jurisprudence Prize, 1987  
G. Joseph Distinguished Scholar, 1986-87

**University of Pittsburgh**, B.A., 1985, *magna cum laude*

**BAR ADMISSION** – District of Columbia