

# MICHAEL A. FRANCUS

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## CURRENT POSITION

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### Harvard Law School

*Climenko Fellow and Lecturer in Law*

Course: First-Year Legal Research and Writing

Cambridge, MA

2021 – Present

## EDUCATION

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### Stanford Law School, J.D., June 2017

*Class Awards*

Gerald Gunther Prize for Bankruptcy; Gerald Gunther Prize for Constitutional Law: Speech and Religion

*Moot Court Awards*

Semifinalist, Best Oralist, Moot Court Board

*Journal*

*Stanford Law Review*, Articles Editor (Vol. 69)

### University of Chicago, B.A., Political Science & Philosophy, June 2013

*Awards*

Phi Beta Kappa (elected Junior Year); Solomon-Manaster Scholarship (merit-based)

## Teaching & Research Interests

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**Primary:**

Bankruptcy, Contracts, Corporations, Torts, Secured Transactions

**Secondary:**

Local Government, Property

## PUBLICATIONS & WORKS IN PROGRESS

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- *Disaggregating State Bankruptcy*, 171 U. PA. L. REV. \_\_ (forthcoming 2023) (job talk paper)
- *Texas Two-Stepping Out of Bankruptcy*, 120 MICH. L. REV. ONLINE 38 (2022)
- *The Role of Organizational Law in Mass-Tort Bankruptcy* (solicited symposium piece for 2022 Michigan Law conference honoring Hansmann & Kraakman's *The Essential Role of Organizational Law*) (working paper)
- *The Law of Clarity and the Clarity of Law*, 2020 U. CHI. L. REV. ONLINE 1
- *Digital Realty, Legislative History, and Textualism After Scalia*, 46 PEPP. L. REV. 1 (2019)
- *In Defense of Corruption: CNN Debates, the Press Clause, and Campaign Finance Regulation*, 68 STAN. L. REV. ONLINE 92 (2016)
- *Death, Bankruptcy, and the Public Hospital* (working paper)

## CLERKSHIP

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### United States Court of Appeals for the Third Circuit

*Law Clerk to the Honorable Stephanos Bibas* (first clerk class)

Philadelphia, PA

2018

## PROFESSIONAL EXPERIENCE

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### **Kirkland & Ellis LLP**

Washington, DC

*Associate*

2018 – 2021

- Conducted legal research, wrote memoranda, and drafted filings in a variety of matters
- Restructuring matters included a coal company bankruptcy, an international bank resolution, and a bond workout

### **Mayer Brown LLP**

Washington, DC

*Summer Associate; Associate*

2016, 2017

- Researched and drafted an excessive-force brief and motion in limine on antitrust defenses

### **Federal Election Commission**

Washington, DC

*Law Clerk*

2015

- Researched evolution of campaign finance disclosure rules and drafted memoranda on Matters and Advisory Opinions

### **Cybergenetics**

Pittsburgh, PA

*Policy Assistant*

2013 – 2014

- Wrote policy memoranda on forensic DNA analysis and communicated them to stakeholders throughout the criminal justice system

### **Organizing for America**

Margate, FL

*Field Organizer*

2012

- Recruited, trained, and managed volunteers to mobilize and turn out voters for President Obama's reelection

## BAR ADMISSIONS

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- New York, District of Columbia
- United States Courts of Appeals for the Third, Fourth, Fifth, Sixth, and Ninth Circuits, and the United States District Court for the District of Columbia

## PRESENTATIONS

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### **“Disaggregating State Bankruptcy”**

- National Business Law Scholars Conference (2022)
- Richmond Law Junior Faculty Forum (2022)
- Harvard Law & Economics Workshop (2022)
- Yale Law Seminar on the Structure of Organizational Law (2021)

### **“The Role of Organizational Law in Mass-Tort Bankruptcy”**

- Michigan Law conference honoring Hansmann & Kraakman's *The Essential Role of Organizational Law* (Oct. 2022)

**References available upon request**