

# KEVIN V. TU

University of Maryland Francis King Carey School of Law  
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## ACADEMIC EXPERIENCE

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**The University of Maryland Francis King Carey School of Law** · Baltimore, MD · Summer 2016 – Present

*Associate Professor*

**Courses:** Contracts, Business Associations, Securities Regulation

**Service:** Admissions Committee

**The University of New Mexico School of Law** · Albuquerque, NM · Fall 2012 – Spring 2016  
*Associate Professor (Fall 2014 – Spring 2016)*

- Weihofen Professorship (2015-2016); Kelleher & McLeod Professorship (2014-2015)

*Assistant Professor (Fall 2012 – Summer 2014)*

**Courses:** Business Associations I, Business and Transactional Drafting; Contracts; Corporate Governance; Regulation of Banking; Sales of Goods; Secured Transactions; Practicum.

Cumulative teaching evaluations average 5.81 on a scale of 1 to 6 (with 6 the highest).

**Service:**

- Faculty Appointments Committee (2015 – present)
- Co-Director, Faculty Colloquium Series (2014 – present)
- Admissions Committee (2012 – 2015)
- Dean Search Committee (2012 – 2013)
- Self-Study Committee (2013 – 2014)
- Ad Hoc Committee for Legal Writing Search (2014 – 2015)
- Ad Hoc Recruitment and Retention Strategy Committee (2012 – 2014)
- Faculty Advisor, Student Bar Association (2015 – present)
- Faculty Advisor, Business Law Society (2013 – present)
- Faculty Advisor, Federalist Society (2013 – present)
- Faculty Advisor, School of Law Cycling Club (2014 – 2015)
- Faculty Advisor, Women's Golf Association (2015 – present)

**The University of Washington School of Law** · Seattle, WA · Summer 2015

*Visiting Professor*

**Course:** Secured Transactions

**The University of Oregon School of Law** · Eugene, OR · Fall 2011 – Spring 2012  
*Visiting Assistant Professor*

**Courses:** Commercial Law Survey, Private Equity & Venture Capital; Financial Institutions Law; Secured Land Transactions.

Cumulative teaching evaluations average 4.66 on a scale of 1 to 5 (with 5 the highest).

**The University of Washington School of Law** · Seattle, WA · Winter 2011  
*Part-Time Lecturer*

**Course:** Contracts

## **ACADEMIC PUBLICATIONS AND WORKS IN PROGRESS**

*Perfecting Bitcoin* (Work in Progress)

*Mission-Driven Corporations and Shareholder Profit*, [84 GEO. WASH. L. REV. 121](#) (2016)

*Rethinking Virtual Currency Regulation in the Bitcoin Age*, [90 WASH. L. REV. 271](#) (2015) (with Michael W. Meredith)

- Ranked #10 on [SSRN](#) for all-time downloads in the “LSN: Internet Payment Issues (Sub-Topic)”

*Regulating the New Cashless World*, [65 ALA. L. REV. 77](#) (2013)

- Discussed in [American Banker](#)
- Featured in [Reg Blog](#) presented by the University of Pennsylvania Program on Regulation and Penn Law
- Ranked #2 on [SSRN](#) for all-time downloads in the “LSN: Other Payment Systems (Sub-Topic)”

*The Rise of State Specific Attempts to Decipher the Sufficiency of a Debtor Name Standard Under Revised Article 9 and the End of Uniformity in Secured Transactions*, [59 U. KAN. L. REV. 85](#) (2010)

- Cited in the De Paul Business & Commercial Law Journal, and the Barry Law Review

*Counterfeit Fashion: The Interplay between Copyright and Trademark Law in Original Fashion Designs and Designer Knock-Offs*, [18 TEX. INTELL. PROP. L.J. 419](#) (2010)

- Cited in the Harvard Law Review, Houston Law Review, University of Kansas Law Review, Golden Gate University Law Review, Touro Law Review and INTELLECTUAL PROPERTY AND UNFAIR COMPETITION (6th ed.)
- Reprinted in INTELLECTUAL PROPERTY LAW REVIEW (Karen B. Tripp ed., West 2011) and judged by the editor as one of the best law review articles related to intellectual property law published in 2010

Student Note, *Extreme Policy Makeover: Re-Evaluating Current U.S.-Vietnam Relations under the International Religious Freedom Act*, [14 PAC. RIM L. & POL'Y J. 771](#) (2005)

*Entity Proliferation* (work in progress)

*Death by Regulatory Legitimacy* (work in progress)

*Collateralization with Bitcoin* (work in progress)

## **BOOKS AND BOOK CHAPTERS**

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LEARNING BASIC COMMERCIAL LAW CONCEPTS (under contract with West Academic) (with David Epstein, Paula Franzese, and Wayne Barnes)

## **MEDIA APPEARANCES**

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- Odysseas Papadimitriou, “Identity Theft: What it is, How it Happens & the Best Protection,” [CardHub.com](#)
- Sean Sposito, “How California Law Put a Hot Payments Innovator on Ice,” [American Banker](#) (Aug. 6, 2013)

## **PRESENTATIONS AND CONFERENCES**

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- Panelist, “Professors Panel: U.S. Supreme Court Updates and Other Insights from the Perspective of Legal Scholars,” THE NATIONAL CONFERENCE OF VIETNAMESE AMERICAN ATTORNEYS, Boston, MA (September 19, 2015).
- Co-Moderator, “AALS Section on Minority Groups Q&A,” THE ASSOCIATION OF AMERICAN LAW SCHOOLS, AALS Workshop for New Law Teachers, Washington, D.C. (June 5, 2015)
- Invited Participant, “The Future of Payment Workshop,” UNIVERSITY OF WASHINGTON TECH POLICY LAB (June 15, 2015).

- Invited Speaker, Faculty Colloquia Series, “Mission –Driven Corporations and Shareholder Profit,” UNIVERSITY OF WASHINGTON SCHOOL OF LAW (April 30, 2015).
- Panelist, Symposium, “Regulating the Disruption Economy: Tech Startups as Regulatory Reformers,” U.C. HASTINGS COLLEGE OF LAW (March 20, 2015)
- Invited Speaker, “Regulating the New Cashless World,” BANCO DE MEXICO, THE EVOLVING LANDSCAPES OF PAYMENT SYSTEMS SEMINAR, Mexico City, Mexico (October 2014)
- Invited Speaker, “How Will Regulators be able to Keep Up with the Evolution of the Payment Industry?,” IMTC, IMTC WORLD CONFERENCE, Miami, FL (October 2014)
- Panelist, “Legal Issues in Business,” UNIVERSITY OF NEW MEXICO, ANDERSON SCHOOL OF MANAGEMENT, Albuquerque, NM (February, 26, 2014).
- Presenter, “The Process, Purpose and Impact of legal Scholarship,” UNIVERSITY OF NEW MEXICO SCHOOL OF LAW, FIRST-YEAR RESEARCH FELLOWSHIP PROGRAM, Albuquerque, NM (November 2013)
- Guest Lecturer, “The Role of the Corporation in Society,” UNIVERSITY OF NEW MEXICO SCHOOL OF LAW, FINANCIAL LITERACY COURSE, Albuquerque, NM (October 2013)
- Presenter, “Regulating the New Cashless World,” UNIVERSITY OF OREGON SCHOOL OF LAW, PACIFIC WEST BUSINESS LAW SCHOLARS COLLOQUIUM, Portland, OR (October 2013)
- Principal Discussant, “Should the Mortgage follow the Note,” UNIVERSITY OF OREGON SCHOOL OF LAW, PACIFIC WEST BUSINESS LAW SCHOLARS COLLOQUIUM, Portland, OR (October 2013)
- Panelist, “Second Annual UNM Law Student-Scholars Forum,” UNIVERSITY OF NEW MEXICO SCHOOL OF LAW, Albuquerque, NM (April 2013)
- “Regulating the New Cashless World,” UNIVERSITY OF NEW MEXICO SCHOOL OF LAW, JUNIOR FACULTY WORKSHOP, Albuquerque, NM (February 2013)
- Panelist, “Paths to Careers in Legal Academia,” UNIVERSITY OF WASHINGTON SCHOOL OF LAW, Seattle, WA (May 2012)
- Presenter, “Revisiting the Enforceability of Pre-Bankruptcy Waiver of Rights,” DAVIS WRIGHT TREMAINE LLP, Seattle, WA (June 2009)
- Presenter, “Contractual Survival Clauses Under California Law After *Western Filter Corporation v. Argan, Inc.*,” DAVIS WRIGHT TREMAINE LLP, Seattle, WA (November 2008)

- Presenter, “Update on State Amendments to UCC Article 9,” DAVIS WRIGHT TREMAINE LLP, Seattle, WA (February 2008)

## TEACHING INTERESTS

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**Primary Interests:** Commercial Law (including Sales, Secured Transactions and Payment Systems), Contracts, Financial Institutions, Corporations and Business Organizations, Advanced Legal Skills (e.g. contract and transactional drafting, negotiations), Corporate Social Responsibility, Corporate Governance

**Additional Interests:** Other Business, Intellectual Property and Commercial law courses, including Bankruptcy, Corporate Finance, Mergers and Acquisitions, Copyright, Privacy Law, Real Estate Transactions, Securities Regulation, and Trademark

## SCHOLARLY AGENDA

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- Interested in: (1) legal and regulatory issues at the intersection of commercial law, banking/financial regulations, technology, and corporate law; and (2) the effectiveness and efficiencies of adopting uniform state laws.
- Current research focuses on: (1) evaluating current financial and consumer protection laws in connection with developing an appropriate legal and regulatory regime for emerging payment systems such as mobile payment technologies and virtual currency; and (2) analyzing and commenting on the impact of business entity proliferation at the state level.

## LEGAL EXPERIENCE

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**Davis Wright Tremaine LLP** · Seattle, WA · September 2006 – August 2011

*Associate Attorney*

- Represented small, mid-size and large business and financial institution clients in all aspects of business transactions, corporate governance, regulatory requirements, and finance and commercial law.
- Drafted and negotiated agreements for a variety of commercial transactions, including software distribution and licensing agreements, vendor and professional services agreements, joint venture agreements, supply and distribution agreement, syndicated credit and loan agreements, private label credit card and co-brand credit card agreements, and government leasing agreements.
- Drafted and negotiated definitive agreements for a variety of business transactions from traditional mergers and acquisitions to spectrum leases and acquisitions.
- Researched and advised clients on corporate and commercial law issues such as fiduciary duties, corporate dissolution, perfection and priority of security interests, and intellectual property rights.

- Researched and advised clients on regulatory issues affecting financial institutions and payment service providers, including with respect to stored value cards, electronic and mobile payment systems, credit card network rules, and privacy/data security.

**Frank Russell Company** · Tacoma, WA · January 2009 – May 2009

*Attorney, In-house legal department*

- Served as in-house legal counsel for various business units.
- Provided legal advice and counseling on a variety of issues including with respect to mutual funds, securities (e.g. Investment Company Act and Securities and Exchange Act of 1934), investment management, data security and privacy laws, intellectual property rights and incentive compensation plans.

**Hon. Bobbe J. Bridge, Washington State Supreme Court** · Olympia, WA · Winter 2005

*Judicial Intern*

- Researched and drafted judicial opinions, orders and dispositions. Prepared bench memoranda. Analyzed appellate briefs, petitions and trial records.

**King County Prosecuting Attorney's Office** · Seattle, WA · Summer 2004

*Legal Intern, Trial Teams Unit*

- Researched and drafted legal memoranda and motions.
- Worked with a team of Prosecuting Attorney's to prepare discovery, witnesses, evidence, and arguments for trial.

## **EDUCATION**

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**University of Washington School of Law** · Seattle, Washington

J.D., *with honors*, 2006

*Selected Activities  
and Honors:*

Pacific Rim Law and Policy Journal, *Director of Operations*  
 Legal Research, Writing and Analysis Program, *Teaching Fellow*  
 Street Law Clinic  
 Asian Bar Association of Washington Scholarship (2005)  
 Asian/Pacific American Law Students Association, *President*  
 Vietnamese American Bar Association of Washington, *Student Liaison*  
 First Year Law Student Mentorship Program, *Peer Mentor*  
 Legal Education Committee, *Student Body Association Liaison*

**University of Washington** · Seattle, Washington

B.A., Business Administration (Marketing Concentration), 2003

## **COMMUNITY INVOLVEMENT AND BAR ADMISSIONS**

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- Uniform Law Commission Study Committee on Alternative and Mobile Payment Systems, *Advisor* (2014 – 2015)

- New Mexico Judicial Performance Evaluation Committee, *Member of Review Panel for Appellate Judge Opinions (2013 – Present)*
- Asian Bar Association of Washington, *Member and Scholarship Committee*
- Vietnamese American Bar Association of Washington, *Founding Member*
- University of Washington School of Law, *Professional Mentor (2008 – 2011)*
- University of Washington School of Law Moot Court Competition, *Volunteer Judge*
- Washington State Bar, *admitted 2006*

## **HONORS AND AWARDS**

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- Presented with the “Baby You’re A Firework” Award by the University of New Mexico School of Law graduating class of 2016
- Nominated for University of New Mexico New Teacher of the Year Award, a University-wide award presented annually to a tenure-track faculty member (2012-2013, 2013-2014, 2014-2015, 2015-2016 academic years)
- Nominated for Albuquerque Business First’s Forty Under Forty (2013)
- University of Washington School of Law [Alumni of the Month](#) (November 2013)