**Adam Feibelman**

Tulane Law School

New Orleans, LA 70118

(504) 865-5918 afeibelm@tulane.edu

**Academic Positions:**

Tulane Law School 2009-present

Sumter Davis Marks Professor of Law

Director, Murphy Intitute’s Center on Law and the Economy (since 2019)

Associate Dean for Faculty Research (2012-19)

Director, Murphy Institute, Regulation Policy Program (2014-2019)

Courses: Contracts II, Bankruptcy, Financial Institutions, Conflict of Laws,

International Monetary Law

University of Memphis School of Law Spring 2023

Visiting Herff Chair of Excellence

National Law School of India University, Bangalore Fall 2016

Fulbright-Nehru Visiting Scholar

University of North Carolina at Chapel Hill 2005-2009

Professor; Associate Professor of Law (2005-2009)

University of Cincinnati College of Law 2003-2004

Assistant Professor of Law

University of Chicago Law School 2001-2003

Bigelow Fellow & Lecturer in Law

**Education:**

Yale Law School J.D., 2000

Wesleyan University B.A., History, 1992

**Judicial Clerkship:**

Judge Gilbert S. Merritt, U.S. Court of Appeals for the Sixth Circuit 2000-2001

**Book Chapters:**

*Personal Guarantors and the Indian Insolvency and Bankruptcy Code*, in 10 Years of the IBC, Susan Thomas et al., eds (forthcoming).

*The Case for a Municipal Bankruptcy Law in India*, Adam Feibelman (with Bhargavi Zaveri-Shah), in Insolvency and Bankruptcy Board of India, Quinquennial of Insolvency and Bankruptcy Code (2021)

*Designing a Personal Insolvency Regime: A Baseline Framework for the IBC*,

(with Renuka Sane), in INSOLVENCY AND BANKRUPTCY BOARD OF INDIA, THE EVOLVING INSOLVENCY AND BANKRUPTCY REGIME IN INDIA: A NARRATIVE (2020) (selected for the Insolvency and Bankruptcy Board of India’s inaugural research program)

*A Maximalist Approach to Data from India’s New Insolvency and Bankruptcy*

*System*, IN SUSAN THOMAS ED., INDIA INSOLVENCY AND BANKRUPTCY LAW REFORMS (FORTHCOMING SPRINGER)

*Ecuador’s 2008-09 Debt Restructuring: A Special Case?*, in JUAN PABLO

BOHOSLAVSKY & KUNIBERT RAFFER, EDS, SOVEREIGN DEBT CRISES: WHAT HAVE WE LEARNED? (CAMBRIDGE UNIV. PRESS 2018)

*Living Wills: A Prelude to Private Ordering in Bankruptcy?*, in HORST EIDENMÜLLER, ED., REGULATORY COMPETITION IN CONTRACT LAW AND DISPUTE RESOLUTION (VERLAG C.H. BECK, 2014)

*American States and Sovereign Debt Restructuring*, in DAVID SKEEL & PETER

CONTI-BROWN, EDS., WHEN STATES GO BROKE: ORIGINS, CONTEXT, AND

SOLUTIONS FOR THE AMERICAN STATES IN FISCAL CRISIS (CAMBRIDGE UNIV.

PRESS 2012)

**Articles:**

*Can States Freeze Foreign Central Reserve Assets Under International Monetary Law?* (with Alveena Shah), work in progress

*Institutional Determinants of Monetary Sovereignty*, work in progress

*Goan Mixity,* work in progress

*Defining the Scope of Law and Macroeconomics*,

Minnesota Journal of International Law (forthcoming) (with Nikita Aggarwal)

*Relocating the Community Reinvestment Act*

102 North Carolina Law Review Forum 30 (2024)

*Bankruptcy and the State*

38 Emory Bankruptcy Developments Journal 1 (2022)

*Institutional Challenges of Cross-Border Insolvency Regime* (with Priya Misra)

2 Arizona State Univ. Corporate & Business Law Journal 329 (2021)

*Legal Shock or False Start: The Future of India’s New Consumer Insolvency and Bankruptcy Regime*

93 American Bankruptcy Law Journal 429 (2019)

*Law in the Global Order: The IMF and International Financial Regulation*

49 NYU Journal of International Law & Policy 687 (2017)

*Sovereign Debt Management* (book review)

30 Banking & Finance Law Review (2015)

*The IMF and International Coordination of Cross-Border Capital Controls* 15 Chicago Journal of International Law 409 (2015)

*Europe and the Future of International Monetary Law*

*22* Transnational Law & Contemporary Problems 115(2013)

*Involuntary Bankruptcy for States*

7 Duke Journal of Constitutional Law & Public Policy 81 (2012)

*Living Wills and Pre-Commitment*

1 American University Journal of Business Law 93 (2011)

*Consumer Finance and Insolvency Law in India: A Case Study*

36 Brooklyn Journal of International Law 75 (2010)

*Ecuador’s Sovereign Default: A Pyrrhic Victory for Odious Debt?*

25 Journal of International Banking Law and Regulation 357 (2010)

*The Very Uneasy Case Against Remittances*

88 North Carolina Law Review 1771 (2010)

*International Institutions in Law and Development*

104 Northwestern Law Review Colloquy 186 (2009)

*The Continuing Search for a Meaningful Model of Judicial Rankings and Why It (Unfortunately) Matters*

58 Duke Law Journal 1645 (2009) (with Scott Baker and William P. Marshall)

*Justices as Economic Fixers: A Response to* A Macrotheory of the Court

58 Duke Law Journal 1627 (2009) (with Scott Baker and William P. Marshall)

*Risks, Rules, and Institutions: A Process for Reforming Financial Regulation* 39 University of Memphis Law Review 881 (2009) (with Saule Omarova).

*Consumer Bankruptcy as Development Policy*

39 Seton Hall Law Review 63 (2009)

*Equitable Subordination, Fraudulent Transfer, and Sovereign Debt*

70 Law and Contemporary Problems 171 (2007)

*Contract, Priority, and Odious Debt*

85 North Carolina Law Review 727 (2007)

*Commercial Lending and the Separation of Banking and Commerce*

75 University of Cincinnati Law Review 943 (2007), reprinted in 6 ICFAI

(Institute of Chartered Financial Analysts of India) Journal of Banking Law 28 (2008)

*Defining the Social Insurance Function of Consumer Bankruptcy* 13 American Bankruptcy Institute Law Review 129 (2005)

*Federal Bankruptcy Law and State Sovereign Immunity*

81 Texas Law Review 1381 (2003)

**Other published work:**

*Resolving Municipal Distress in India* (with Bhargavi Zaveri)*,* in The Leap Blog (https://blog.theleapjournal.org/2021/10/resolving-municipal-distress-in-india.html)(peer review) and in BloomberQuint (https://www.bloombergquint.com/opinion/resolving-municipal-distress-in-india)

*A Maximalist Approach to Data from India’s New Insolvency and Bankruptcy System,*  in The Leap Blog (https://blog.theleapjournal.org/2019/01/a-maximalist-approach-todata-from-ibc.html) (peer review) and in Oxford Business Law Blog [(https://www.law.ox.ac.uk/business-law-blog/blog/2019/02/maximalist-approach-dataindias-new-insolvency-and-bankruptcy-system)](https://www.law.ox.ac.uk/business-law-blog/blog/2018/02/anticipating-function-and-impact-indias-new-personal-insolvency-and)) (peer review)

*A Limiting Principle for the NCLT's New Powers Under the IBC*, in The Leap Blog ([https://blog.theleapjournal.org/2018/08/a-limiting-principle-for-ncltsnew.html)](https://blog.theleapjournal.org/2018/08/a-limiting-principle-for-nclts-new.html)) (peer review).

*Anticipating the Function and Impact of the India’s New Personal Insolvency and Bankruptcy Regime,* in The Leap Blog

[(https://blog.theleapjournal.org/2017/11/dont-rush-to-ban-promoters-fromibc.html)](https://blog.theleapjournal.org/2017/11/dont-rush-to-ban-promoters-from-ibc.html)) (peer review) and in Oxford Business Law Blog

[(https://www.law.ox.ac.uk/business-law-blog/blog/2018/02/anticipating-functionand-impact-indias-new-personal-insolvency-and)](https://www.law.ox.ac.uk/business-law-blog/blog/2018/02/anticipating-function-and-impact-indias-new-personal-insolvency-and)) (peer review)

*Don’t Rush to Ban Promoters from the IBC Process* (with Renuka Sane), in The Leap Blog ([https://blog.theleapjournal.org/.../dont-rush-to-ban-promoters-fromibc.html)](https://blog.theleapjournal.org/.../dont-rush-to-ban-promoters-from-ibc.html)) (peer review) and in BloomberQuint

(https://www.bloombergquint.com/insolvency/2017/11/18/dont-rush-to-banpromoters-from-the-ibc-process)

**Presentations, Conferences, and Symposia:**

*Can States Freeze Foreign Central Reserve Assets Under International Monetary Law?*, Society of International Economic Law 2025 Taipei Biennial Conference, National Taiwan University College of Law (with Alveena Shah (summer 2025, upcoming)

*Institutional Determinants of Monetary Sovereignty,* Law & Society Conference, Chicago, summer 2025

# *Can States Freeze Foreign Central Reserve Assets Under International Monetary Law?*, ASIL International Economic Law Interest Group’s Biennial Conference, University of Michigan Law School (with Alveena Shah (spring 2025, upcoming)

# Commenter*, Consumer Law Scholars Conference*, Boston University School of Law, spring 2025 (upcoming)

# *Personal Guarantors in Insolvency and Bankruptcy*, Tomorrow’s Corporate Insolvency Law, Goethe Universität, co-sponsored by the University of Chicago Law School’s Center on Law and Finance, fall 2024.

# Commenter, *Who Governs Debt's Dominion?*, BYU Law School, fall 2024

# Program Committee Member, *15th Annual Emerging Markerts Conference*, sponsored by XKDR and Vanderbilt Law School, Mumbai, India, fall 2024.

# Program Committee Member, *Insolvency and Bankruptcy Reforms in India: 10 Years After the IBC*, sponsored by XKDR, Mumbai, India, fall 2024.

# Host and Organizer, *Fifth Conference on Law and Macroeconomics*, New Orleans, fall 2023

# *Goan Mixity*, 5th Congress of Mixed Jurisdiction Jurists, Malta, summer 2023

# *Sole Proprietorships and Financial Stress: Implications for bankruptcy law in India*, Law & Society Conference, San Juan, Puerto Rico, summer 2023

## Host and Organizer, *Household Finance and Community Development: Assessing Challenges, Inequities, and Opportunities*, Herff Chair of Excellence Conference, University of Memphis School of Law, spring 2023

# Participant, *Making Credit Work for the Poor*, 6th Dvara Research Conference in collaboration with CGAP, Chennai, winter 2023

Panelist, *Biennial Tulane Law Bankruptcy and Restructuring Symposium*, winter 2023

Co-organizer, *Fifth Conference on Law and Macroeconomics*, fall 2022.

*Municipal Debt and Debt Restructuring in India*, 8th International and Comparative Urban Law Conference, Univ. of British Columbia, summer 2022.

*Municipal Debt and Debt Restructuring in India*, Virtual DebtCon, summer 2022.

*Relocating the Community Reinvestment Act*, Wharton Conference on Financial Regulation, spring 2022.

Organizer/Panelist, *Consumer Credit Steering: A tale of Two Markets*,

S.P. Jain Institute of Management and Research and Vanderbilt Law School, *12th Emerging Markets Finance Conference*, virtual, Mumbai, fall 2021

Co-organizer, *Fourth Conference on Law and Macroeconomics* (fall, 2021)

*Resituating the Community Reinvestment Act*, Law & Society Conference, summer 2021

*What is Monetary Sovereignty Worth?*, International Political Economy virtual conference winter 2021

Organizer/Moderator, Panel on International Finance and Macroeconomic panel, S.P. Jain Institute of Management and Research and Vanderbilt Law School, *11th Emerging Markets Finance Conference*, virtual, Mumbai, fall 2020

Commenter, S.P. Jain Institute of Management and Research and Vanderbilt Law School, *11th Emerging Markets Finance Conference*, virtual, Mumbai, fall 2020

*Bankruptcy and Financial Regulation*, Third Law and Macro Conference, Fall 2020

Commenter, Indira Gandhi Institute of Development Research and Vanderbilt Law School, *10th Emerging Markets Finance Conference*, Mumbai, December 2019.

*Bankruptcy as Regulation: A Third Axiom*, Indian Institute of Management Ahmedabad and World Bank Research Conference on Financial Distress, Bankruptcy, and Corporate Finance, Aug. 9, 2019.

*Designing the Repayment Plan Under the Indian Personal Insolvency*

*Regime* (with Renuka Sane), Indian Institute of Management Ahmedabad and World Bank Research Conference on Financial Distress, Bankruptcy, and Corporate Finance, Aug. 10, 2019.

*Foreign Investment and India’s New Insolvency and Bankruptcy Code*, Law & South Asia Studies and Comparative Law Joint Program, AALS annual meeting, winter 2019

*Understanding India’s New Insolvency and Bankruptcy Regime,* Conference on South Asia, Univ. of Wisconsin, Madison, October 2018

*Catch and Release: Data in the IBC Ecosystem*, Insolvency and Bankruptcy

Board of India and Indira Gandhi Institute of Development Research conference, *Insolvency and Bankruptcy Reforms*, Delhi, August 2018

*Anticipating the Function and Impact of the India’s New Personal Insolvency and Bankruptcy Regime*, Law & Society Conference, Toronto, June 2018

Commenter, Tulane Law Schoolconference, *The New Normal: Financial Regulation, Monetary Reform & Community Development*, May 2018

Panelist, *The Roundtable Stakeholder Consultation on Insolvency Resolution*, National Law School, Delhi, November 2017

Official observer at the National Law School, Delhi, inaugural moot competition on the Indian Insolvency and Bankruptcy Code, November 2017

*The Uncertain Future of the US Consumer Financial Protection Bureau,* public lecture series at National Institute for Public Finance and Policy, Delhi, November 2017

*Anticipating the Function and Impact of the India’s New Personal Insolvency and Bankruptcy Regime,* public lecture series at National Institute for Public Finance and Policy, Delhi, November 2017

*Responding to Regulatory Failure: Financial Regulation in the US Since the*

*Global Financial Crisis,* public lecture series at National Institute for Public Finance and Policy, Delhi, November 2017

Participant, *Stakeholder Roundtable by Insolvency and Bankruptcy Board of India working group*, Delhi, November 2017

*Anticipating the Function and Impact of the India’s New Personal Insolvency and Bankruptcy Regime*, Indira Gandhi Institute of Development Research and

Vanderbilt Law School, *8th Emerging Markets Finance Conference*, Mumbai, December 2017

*Models of Consumer Bankruptcy*, Dvara Trust “Spark” Series, Chennai,

December 2017

Discussant, Wharton conference on financial regulation, Philadelphia, spring

2017

Discussant, Indira Gandhi Institute of Development Research and Vanderbilt Law School, *7th Emerging Markets Finance Conference*, Mumbai, fall 2016

*Comparing U.S. Bankruptcy Law and India’s New Insolvency and Bankruptcy Code*, Indian Institute of Corporate Affairs, School of Corporate Law, *Colloquium on Corporate Insolvency and Mergers and Acquisitions*, Dehli, fall 2016

*Law in the Global Order: The IMF and International Financial Regulation* Azim Premji University faculty seminar, Bangalore, fall 2016

*The Promise and Perils of India’s New Personal Insolvency Law*,

Center for Law and Policy Research, Bangalore, fall 2016

*Fiduciary Duties and Public Finance: Experimenting with Municipal Financial Advisors*, Tulane Law School faculty workshop series, summer 2016

*Law in the Global Order: The IMF and International Financial Regulation*

American Society of International Law, International Economic Law workshop, Wharton School, winter 2016

Discussant, Cornell Law School conference, *Rethinking the Public-Private Balance in Financial Markets and Regulation*, fall 2015

*Law, Development, and Global Stability*

2015 Law and Development Institute symposium on New Directions for Law and

Development Studies, Tulane University, spring 2015

*Peacetime Challenges and the New Framework for Financial Regulation* University of Georgia Law Review symposium on *Financial Regulation: Reflections and Projections*, winter 2015

*Comments on* ODETTE LIENAU, RETHINKING SOVEREIGN DEBT

Cornell Law School panel on Prof. Lienau’s book, fall 2014

*International Coordination and Capital Flows*

Duke Journal of Comparative and International Law symposium on *Investment in*

*Emerging Markets: the Challenges of Infrastructure Development*, Duke Law

School, fall 2013

*International Coordination and Capital Flows*

University of Pennsylvania Journal of International Law symposium,

*International Regulation of Investment in the Rising Powers*, University of Pennsylvania, fall 2013

Commenter, Murphy Institute conference, *Reflections on Regulation*, Tulane University, winter 2013

*International Financial Regulation as Hard Law*

Texas International Law Journal symposium, *The Nation State and Its Banks*, winter 2013

Panelist, Cornell International Law Journal symposium, *The Changing Politics of Central Banks*, winter 2013

*European Monetary Union and the Future of International Monetary Law*

Transnational Law & Contemporary Problems symposium, *The European*

*Sovereign Debt Crisis: A Critical Assessment of the Euro & European Monetary Union*, Univ. of Iowa Law School, winter 2012

*Involuntary Bankruptcy for States*

Duke Journal of Constitutional Law and Public Policy symposium, *The*

*Consequences and Constitutional Dilemmas of State Debt*, Duke Law School Law, winter 2012

*Living Wills and Pre-Commitment*

University of Munich Law School, conference *Regulatory Competition in*

*Contract Law And Dispute Resolution*, fall 2011

*Globalization of Consumer Financial Regulation*

Law & Society annual meeting, summer 2011

*Living Wills and Pre-Commitment*, American University Business Law Review symposium, *Law, Finance, and Legitimacy after Financial Reform*, American University Law School, spring 2011

*The IMF and the Future of International Monetary Regulation*

ASIL Int’l Econ. Law Interest Group conference, *Int’l Econ. Law in a Time of Change*, Minnesota Law School, fall 2010

Commenter, Southeast Junior Scholars Conference, Florida Law School, fall 2010

Panelist, *Global Financial Architecture: Sovereignty and Int’l Implications*, Journal of Business Law & Journal of Int’l Law, Penn Law, fall 2010

*The IMF and the Future of International Monetary Regulation*

Conference, Cardozo Law School, summer 2010

Panel Moderator, *A Changing of the Guard: The Future of International Law and Development Under Obama*, North Carolina Journal of International Law and Commercial Regulation symposium, winter 2010

Program Chair, *Reforming the Institutional Structure of Financial Regulation*

AALS Section on Financial Institutions and Consumer Financial Services

Section program at AALS annual meeting, winter 2010

Panelist, *Consumer Finance Post-Apartheid: The South African Experience*

University of Connecticut School of Law symposium

*The Very Uneasy Case Against Remittances*, North Carolina Law Review symposium, *Globalization, Families and the State*, fall 2009

*Containment of Financial Crises* (with Anna Gelpern)

AALS Section on Financial Institutions and Consumer Financial Services Section meeting at AALS annual meeting, winter 2009

*Consumer Bankruptcy as Development Policy*

Duke/UNC summer faculty workshop, summer 2008

*Regulation of Consumer Finance as Development Policy*

American Law & Economics Assoc., annual meeting, spring 2008

*Consumer Bankruptcy as Development Policy*

2008 Junior Scholars Workshop on Banking Law and Consumer Finance at

University of Connecticut School of Law, spring 2008

*Consumer Insolvency Law in India*

Harvard-UT Conference on Commercial Realities, spring 2008

Participant, colloquium on *Global Financialization and Human Rights: Defining the Research Agenda*, sponsored by University of Chicago, American Bar Foundation, and University of Illinois Center on Law and Globalization, spring 2008

*Regulation of Consumer Finance as Development Policy: The Case of India*  Vanderbilt Law School, faculty workshop, fall 2007

*Regulation of Consumer Finance as Development Policy: The Case of India*  University of North Carolina School of Law, faculty workshop, fall 2007

*Regulation of Consumer Finance as Development Policy: The Case of India*

Law and Society annual meeting, international research collaborative,

*Comparative Socio/Legal Approaches to Consumer Over-indebtedness, Debt Adjustment and Insolvency*, summer 2007

*Equitable Subordination and Sovereign Debt*

Duke Law School, Law & Contemporary Problems conference, *Odious Debts and State Corruption*, winter 2007

Organizer, conference on *Odious Debt: Exploring the Outer Limits of Sovereign Debt Relief*, annual symposium of North Carolina Journal of International Law and Commercial Regulation, winter 2007

*Third-Party Liability for Transferees and Purchasers*

AALS annual meeting, Joint Program of Sections on Creditors’ and Debtors’  Rights and Financial Institutions and Consumer Financial Services, winter 2007

*Commercial Lending and the Separation of Banking and Commerce*  University of Cincinnati School of Law, annual Corporate Law Symposium, spring 2006 (conference organizer)

*Contract, Priority, and Odious Debt*

Duke Law School, law and finance workshop, spring 2006

*Contract, Priority, and Odious Debt*

University of Cincinnati School of Law, faculty workshop, spring 2006

*Contract, Priority, and Odious Debt*

University of North Carolina School of Law, faculty workshop, fall 2006

*Consumer Bankruptcy and Social Insurance*

Cumberland School of Law, faculty workshop, fall 2004

*Consumer Bankruptcy and Social Insurance*

University of Kansas School of Law, faculty workshop, spring 2003

*Consumer Bankruptcy and Social Insurance*

University of Chicago Law School, faculty workshop, summer 2002

**Affiliations:**

Member, World Bank Working Group for the Treatment of the Insolvency of Natural Persons, 2011-12

Chair,Association of American Law Schools Section on Financial Institutions and Consumer Financial Services, 2009-10

Member, advisory board, Center for Banking and Finance, University of North Carolina School of Law

**Bar Admission:**

Tennessee