

**JACOB HALE RUSSELL**

Rutgers Law School

Rutgers, The State University of New Jersey

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**ACADEMIC APPOINTMENTS**

Rutgers Law School, Camden, NJ

Associate Professor of Law, 2019– (with tenure, 2022–)

Assistant Professor of Law, 2016–2019

Faculty Fellow, Rutgers Center for Historical Analysis, New Brunswick, N.J., 2019–20

Faculty Affiliate, Center for Corporate Law & Governance

*Courses Taught:*

Business Organizations

Securities Regulation

Property

Advanced Business Organizations: Alternative Entities (with J. Travis Laster)

Modern Corporation and Capitalism

Populism and the Law (with Dennis Patterson)

Understanding Statistics & Data: Empirics for Law and Policy

Drexel University Thomas R. Kline School of Law, Philadelphia, PA

Visiting Assistant Professor of Law, Spring 2018

*Courses Taught:*

Business Organizations

Stanford Law School, Stanford, CA

Lecturer in Law and Teaching Fellow in Corporate Governance & Practice, 2014–2016

Resident Academic Fellow, Rock Center for Corporate Governance, 2013–2014

*Courses Taught:*

Contracts

Corporate Governance Colloquium

Thinking Like a Lawyer

## EDUCATION

Stanford Law School, J.D., 2011

Gerald Gunther Prizes for Outstanding Performance in Civil Procedure, Criminal Law, Property, and Conflict of Laws; John Hart Ely Prize for Outstanding Performance in Toxic Harms

Massachusetts Institute of Technology, S.M., Political Science, 2008

*Thesis:* Regime Legitimacy and Military Resilience

Harvard College, A.B. *cum laude*, English Language & Literature, 2005

Thomas T. Hoopes Prize & Baron Briggs Fellowship for Senior Thesis

## PUBLICATIONS

### *Books*

THE WEAPONIZATION OF EXPERTISE: HOW ELITES FUEL POPULISM (in production with MIT Press, in press late 2024) (with Dennis Patterson)

FIDUCIARY OBLIGATIONS IN BUSINESS (Cambridge University Press, 2021) (as co-editor, with Arthur B. Laby)

### *Articles & Chapters*

*Post-Truth and the Rhetoric of 'Following the Science'*, 35 CRITICAL REVIEW 1–2: 122 (2023) (peer-reviewed political science journal) (with Dennis Patterson)

“Which Investors to Protect? Evolving Conceptions of the American Shareholder, 1900–Present,” in CAMBRIDGE HANDBOOK OF INVESTOR PROTECTION LAW (2022)

“For Whom Are Non-Profit Managers Trustees?” in FIDUCIARY OBLIGATIONS IN BUSINESS (Cambridge University Press, 2021)

“The Decline and Rise of Fiduciary Obligations in Business,” in FIDUCIARY OBLIGATIONS IN BUSINESS (Cambridge University Press, 2021) (with Arthur B. Laby)

*Unconscionability's Greatly Exaggerated Death*, 53 U.C. DAVIS L. REV. 965 (2019)  
Reviewed in JOTWELL, Apr. 4, 2019, available at <https://contracts.jotwell.com/our-unconscionable-contract-casebooks/>

*Mandatory Securities Arbitration Under New Jersey Corporate Law*, STANFORD ROCK CENTER FOR CORPORATE GOVERNANCE WORKING PAPER SERIES No. 237, Jan. 29, 2019 (author of whitepaper signed by 25 professors of business and securities law)  
Reprinted on Harvard Law School Forum on Corporate Governance and Financial Regulation, Feb. 20, 2019

*Misbehavioral Law and Economics*, 51 U. MICH. J. L. REF. 549 (2018)

*The Separation of Intelligence and Control: The Retirement Savings Crisis and the Limits of Soft Paternalism*, 6 WM. & MARY BUS. L. J. 35 (2015)

## GRANTS

Catalyst Award, Rutgers-Camden Provost's Fund for Research, for "Art Observation Training to Improve Law Student Skills" (awarded Jan. 2020)

Rutgers Center for Historical Analysis, faculty fellowship for project on dead hand control in not-for-profits (2019–20)

Open and Affordable Textbook Award, Rutgers University Libraries, for creating public-source textbook for Securities Regulation (2020)

## SELECTED PRESENTATIONS

Workshop of "The Cult of Donor Intent: the Demands of the Dead in American Nonprofit Law from the Gilded Age to the Present"

Rutgers Center for Historical Analysis, New Brunswick, NJ, February 2020

Workshops & Presentations of "The Making of the American Shareholder" (work in progress)

Richmond Junior Faculty Forum, May 2020

Ninth Annual Employee Benefits & Social Insurance Conference, Boston College Law School, Boston, October 2019

Workshops & Presentations of “For Whom Are Non-Profit Managers Trustees? An Intellectual History of The Contractual Revolution in Charity Governance”

Workshop for Fiduciary Obligations in Business, Rutgers Law School, Camden, N.J. October 2019

Corporate & Securities Litigation Workshop, Boston University Law School, September 2019

Workshops & Presentations of “Unconscionability’s Greatly Exaggerated Death”

Law and Society Annual Meeting, Toronto, May 2018

Boulder Summer Conference on Consumer Financial Decision Making, May 2018 (plenary session)

Workshop on Consumer Financial Protection, Rutgers Law School, February 2018

University Pompeu Fabra, Barcelona, December 2017

Mid-Atlantic Junior Faculty Forum at Richmond Law School, May 2017

Workshops & Presentations of “The Law of the Law of One Price”

Mid-Atlantic Junior Faculty Forum at Richmond Law School, May 2018

Instructor and Panelist, “The Whistleblowing General Counsel and Ethics,” Annual Securities Law Update, New Jersey Bar Association & Philadelphia Bar Association, November 2017

Workshops & Presentations of “Consumer Perceptions of Autonomy”

Workshop on Ills and Remedies, Stanford Law School, May 2017

Moderator, “Insider Trading After Salman,” Rutgers Law School, March 2017

Panelist, “FinTech and TaxTech: How Money Technology, the Blockchain, and Tax Innovations are Fundamentally Changing the World,” Citizenship in a Global Era Conference, Federal Bar Association, Rome, Italy, September 27, 2016

Panelist, “Cybersecurity Symposium: How to Navigate the Complexities Found at the Intersections of Cybersecurity, Corporate Governance and Government Regulations,” presented by the California Bar Association Antitrust, UCL and Privacy Section, Tuesday, March 8, 2016, Stanford CA

### Workshops & Presentations of “Misbehavioral Law and Economics”

Boulder Summer Conference on Consumer Financial Decision Making, May 2016  
(poster session)

American Law and Economics Association, May 2016

Canadian Law and Economics Association, University of Toronto, Canada,  
September 26, 2015

Hastings/Bay Area Transactional Law Workshop, San Francisco, CA, June 22,  
2015

National Business Law Scholars Conference, Seton Hall Law School, Newark, NJ,  
June 5, 2015

### Workshops & Presentations of “The Separation of Intelligence and Control”

Faculty Workshop, Stanford Law School, Stanford, CA, August 20, 2014

Hastings/Bay Area Transactional Law Workshop, San Francisco, CA, July 9, 2014

National Business Law Scholars Conference, Loyola Law School, Los Angeles, CA,  
June 19, 2014

### SELECTED MEDIA & NON-ACADEMIC PUBLICATIONS

Essay, *Tablet Magazine*, “The Mask Debacle: How partisan warfare over mandates became a central feature of the pandemic,” Feb. 16, 2022 (with Dennis Patterson)

Essay, *Tablet Magazine*, “America’s Ham-Fisted Elite Is Harming Our Kids: The push to decouple skepticism from science turns schoolchildren into victims,” April 19, 2021 (with Dennis Patterson)

Essay, *Stat*, “Let’s put the straw man of pandemic denial out of his misery,” Dec. 23, 2020 (with Dennis Patterson)

Essay, *TIME*, “The Supreme Court Doesn’t Need 9 Justices—It Needs 27,” July 16, 2018

Received coverage in Law.com, CSPAN, Reddit, Appellate Advocacy Blog

Guest interviews on podcasts

*Following the Science with Faye Flam:*

“The Folly of Following the Science with Jacob Hale Russell” (March 2022)

*Plenary Session with Vinay Prasad:*

Episode 3.37, “Skepticism, COVID-19, and Debating Science in the Era of Trade-Offs with Jacob Hale Russell” (January 2021)

Episode 3.58, “Expertise and Disinformation with Jacob Hale Russell” (March 2021)

Episode 4.11, “The Mask Debacle with Jacob Hale Russell” (April 2022)

Selected media appearances, quotations, and coverage

Philadelphia Inquirer, WHYY, ThinkAdvisor, MarketWatch, Law.com, CSPAN, WNYC

Selected media coverage of research projects

Faye Flam, Bloomberg Columnist, “Follow the Science is a Slogan, Not a Policy,” Feb. 23, 2022

MarketWatch article, “It’s Not Your Fault You’re Not Saving for Retirement,” Apr. 14, 2014

Jill on Money, syndicated column, “401(k) blunders,” Apr. 16, 2014

#### **NON-ACADEMIC WORK EXPERIENCE**

Legal Consultant, 2012–2013 (full time), 2013–present (part time)

*The Information*, Editor-at-Large, 2013–14

Goodwin Procter LLP, Associate, Financial Services, Boston, MA, 2011–2012

*The Wall Street Journal*, Reporter, New York, NY, 2005–2007

Admitted to the state bars of New Hampshire (inactive status) and Massachusetts

#### **HONORS**

Chancellor’s Award for Teaching Excellence, 2021

Rutgers Law School, Student-Selected Commencement Awards (Grand Marshall, 2022; Hooder, 2018, 2019, 2023; Reader, 2024)

Harvard College, Thomas T. Hoopes Prize

Harvard College, Baron Briggs Fellowship for senior thesis

Certificate of Distinction in Teaching, Harvard College, 2008

## FACULTY SERVICE

### Rutgers University

Member, *ad hoc* committee on fossil fuel divestment,  
for the Rutgers Joint Committee on Investments (2020–21)

### Rutgers Law School

Faculty Affiliate, Center for Corporate Law and Governance (2016–present)  
Co-Organizer, Rutgers Annual Compliance Institute (2017, 2018, 2019)  
Co-Organizer, Faculty Reading Group (2019–21)  
Co-Organizer, Workshop on Consumer Financial Protection Law (2018)  
Hiring Committee (2021–22, 2022–23)  
Colloquium Committee (2016–21, 23–24; chair, 2019–20, 23–24)  
Merit Raise Peer Evaluation Committee (2023–24)  
Diversity & Inclusion Working Group (2018–19)

### Stanford Law School

Undergraduate Pre-Major Advisor (2013-16)  
Co-Founder, Legal Theory & Scholarship Workshop (2013–16)

## COMMUNITY SERVICE

Secretary (formerly Vice President), Board of Directors, *Project H.O.P.E.*, Camden, N.J.  
(board member 2017–24, vice president 2018–24) (federally qualified health center  
providing primary, preventative, and behavioral medical services to the homeless and  
others in need)

Member, Board of Trustees, Old Lyme Land Trust (2024–) (environmental  
conservation not-for-profit)

Member, Board of Advisors, *SEC Historical Society* (2021–)