

Douglas Litowitz
312 622 2848 litowitz@gmail.com

ACADEMIC

2015 - 2016: Adjunct Professor, IIT Chicago-Kent College of Law, LLM Program in China

1997-2005: Tenure-track: Ohio Northern University College of Law
Visiting professor: Florida State, Chicago-Kent, Lewis & Clark, others

COURSES TAUGHT: Business Organizations and Finance
Commercial Law
Introduction to American Law
Legal Research and Writing

EDUCATION: Ph.D. (Philosophy), Loyola University Chicago
J.D. Northwestern University School of Law
B.A. Oberlin College

BOOKS:

Franz Kafka's Indictment of Modern Law (University Press of Kansas 2017).

"In this fine work of scholarship- - original, thoughtful, and very readable - Litowitz does what no Kafka scholar has done before: he has assembled into an intelligible corpus every one of Kafka's stories bearing on the theory and practice of the law and then formulated its distinct argument; admirable for its clarity and ethical drive."-Professor Stanley Corngold, Princeton University; "This book provides a comprehensive take on Kafka's dark understanding of modern law, considering all of the relevant texts. It is an accessible, and in some ways personal, interpretation by an American lawyer as immersed in our system, as Kafka was in his." Professor Robert P. Burns, Northwestern University School of Law. A reviewer of the manuscript was Richard Posner of the 7th Circuit Court of Appeals.

The Destruction of Young Lawyers (University of Akron Press 2007)

"If you are interested in the law, you better read this book. It tells the scorching truth about law schools and the so-called profession better and more honestly than any book I know." -Trial lawyer Gerry Spence; "Easily the best of the lawyer books, it is tightly reasoned, clearly and lucidly written, full of examples and anecdotes, and well paced." -Professor Richard Delgado; "This engaging and subtle series of essays summarizes and expands our understanding of the sources of stress and distress in the lives of today's lawyers." -Professor Mark Tushnet; "A scathing indictment of law schools and large firms; cuts into the academic establishment, bar authorities and big-firm law like a shiv." -*New York Law Journal* (Jan 2006); "Litowitz stakes out a space few practicing attorneys are even willing to survey." -*Washington Monthly* (Jan-Feb 2006); "This brilliant new book should not only be purchased but read and discussed by everyone in the legal field. This is a book which is impossible to put down." -*Bi-Monthly Review of Law Books* (2006); Rated "outstanding" by the 2006 University Press Books Committee.

Perspectives on the Uniform Commercial Code (Carolina Academic Press 2007).

The first anthology on the history, interpretation, and criticism of the UCC. "It is a must for all commercial lawyers and law professors to get this book. It would be a perfect text for an advanced seminar on commercial law and to supplement courses in Sales, Contracts and the UCC." -*Bimonthly Review of Law Books* (Nov-Dec 2002).

Postmodern Philosophy and Law (University Press of Kansas 1998)

"An interesting and provocative study of postmodern legal philosophy. This book provides an admirably clear and useful overview." -*Ethics* (July 2001); "Provides a skillful version of the strengths and weaknesses of the legal implications of the postmodernists under review." -*Law and Politics Book Review* (June 1998); "Anyone wanting an introduction to postmodernism and legal theory should begin here. Highly recommended for all levels." -*Choice* (June 1998); "For an introduction to the problem there are few books as useful as this." -*Bimonthly Review of Law Books* (Sep-Oct 1999); "Concise and informative" -*Droit et Cultures* 229 (2000/1); "One of the best recent studies of how postmodernism has affected legal theory." -*Libraries in the Age of Mediocrity* (2001); Named Outstanding Academic Book, *Choice Magazine*.

RELEVANT LAW REVIEW ARTICLES:

- “Law Porn and its Discontents,” 6 *The Crit: A Journal of Critical Legal Studies* 15 (2013)
- “Franz Kafka and Max Weber: A Shared Vision of Modern Law,” 7 *Law, Culture, and the Humanities* 48 (2011)
- “The Corporation as God,” 30 *Journal of Corporation Law* 501 (2005)
- “Are Corporations Evil?” 58 *University of Miami Law Review* 811 (2004)
- “A Critical Take on Shasta County and the ‘New Chicago School,’” 15 *Yale J. of Law & Humanities* 295 (2003)
- “Franz Kafka’s Outsider Jurisprudence,” 27 *Law & Social Inquiry* 103 (2002)
- “The Social Construction of Law,” 21 *Studies in Law, Politics, and Society* 215 (2001)
- “In Defense of Postmodernism,” 4 *Greenbag 2nd* 39 (2000)
- “Gramsci, Hegemony, and the Law,” 2000 *BYU Law Review* 515 (2000)
- “Reification in Law and Legal Theory,” 9 *Southern California Interdisciplinary Law Journal* 401 (2000)

Also published in *Florida State University Law Review*, *Mercer Law Review*, *Notre Dame Law Review*, *Queens Law Journal*, and *Canadian Journal of Law & Jurisprudence*.

Blogging (some examples):

- <http://www.zerohedge.com/news/2016-01-11/jim-cramer-too-busy-think>
- <http://www.zerohedge.com/news/2015-09-10/why-apple's-launch-event-was-creepy-hell>
- http://www.thealphapages.com/content/investing-a-pretentious-word-for-gambling?_ga=1.208425046.597901168.1437075148
- <http://www.zerohedge.com/news/2015-08-07/guest-post-donald-trump-broke>
- <http://www.thealphapages.com/content/cnbc-demystified>
- <https://www.hvst.com/posts/39000-the-problem-with-tony-robbins-and-his-new-book-on-money>
- <https://www.hvst.com/posts/35589-zero-hedge-apocalypse-pretty-soon>
- <http://blog.kurtosys.com/whats-hedge-fund-name/>
- <http://www.finalalternatives.com/node/29210> (hedge fund marketing)

PRACTICE

DUFF & PHELPS

Director, Compliance and Regulatory Consulting

**Hong Kong
2017**

SBI SECURITIES (HK) LTD

Head of Legal

SBI Group is the largest retail broker in Japan. They hired me to build out the legal and compliance infrastructure for a securities lending strategy.

**Hong Kong
2016 - 2017**

MAGNETAR CAPITAL

Senior Counsel of \$14 BB hedge fund

**Evanston, IL
2005 - 2015**

Compliance. Built out firm-wide compliance structure for SEC, CFTC, and exchange regulations; multiple examinations found no deficiencies in my work; conducted annual compliance training; supervised employee trade reporting; set compliance policies on expert networks and market research; wrote and edited investor reports, pitch books, marketing materials, press releases, and activist letters to target boards; designed compliance structures for black box strategies and alpha capture systems; drafted policies for GLBA, FCRA, TILA and other consumer protection regulations affecting loan portfolios. Imposed trading restrictions in control-room environment.

Anti-Money Laundering. ACAMS certified in AML; responsible for FCPA, UK Bribery Act, and anti-corruption vetting of funds, deals and strategies; conducted AML and anti-corruption training in foreign offices.

Private Equity. Lead counsel on PIPEs and private placement book, handling every aspect of each deal from initial NDA and term sheets to the closing documents and final custodying of securities, as well as setting restrictions on trading of these securities under Rule 144; lead counsel on energy transactions, lending deals, and mezzanine debt investments; sole counsel on deals including venture financing, registered directs, 144As, and block trades. Deals ranged from 'private-private' to 'bridge financing' to 'private-to-public,' each presenting different legal and compliance challenges.

General Fund Structuring. First employee of the firm; built out a great deal of the firm's legal and regulatory infrastructure; created the firm's initial master-feeder structure; drafted offering memoranda and subscription documents for initial funds; set up managed accounts; spun off assets into '40 Act funds; structured new funds in multiple strategies, both onshore and offshore; registered several investment advisers.

Contracts. Primary responsibility for contractual relationships with brokers, administrators, accountants, licensors, and service providers; acted as lead counsel on the firm's banking and financing arrangements, insurance, vendor and market data agreements; handled real estate and construction contracts in six office locations; drafted contracts involving consultants, joint ventures, deal sourcing, and co-development of investment products; handled IP coverage involving marks, trade secrets, and domains/websites worldwide.

Asia. Created the legal and regulatory structure for Japan, China, and Singapore subsidiaries, with responsibility for incorporations, registration filings, compliance training, tax oversight, real estate, construction, banking, insurance, and employment contracts; responsible for transfer pricing, tax allocation, sub-advisory agreements, firm-wide trading restrictions; acted as lead counsel on event-driven trades (takeovers, shareholder proposals, and defensive strategies) as well as all Asia-related private deals

and joint ventures. I speak intermediate Mandarin and I am comfortable living and working in Asia.

LICENSES

Illinois (active)