

Max Nolan Helveston

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EMPLOYMENT

DePaul University College of Law – Chicago, Illinois

Associate Professor 2014-present

Associate Dean of Academic Affairs & Strategic Initiatives 2017-2020

Assistant Professor 2011-2014

Teaching commercial law courses (Contracts, Insurance Law, Business Organizations, Health Care Delivery Systems, Consumer Protection) and researching, drafting, and publishing articles within these areas. Granted tenure in June 2017.

United States Court of Appeals – Seventh Circuit – Chicago, Illinois 2010-2011

Clerk to Hon. Richard D. Cudahy

Drafted memoranda and opinions, with a focus on cases involving commercial, procedural, bankruptcy, and criminal sentencing issues.

Latham & Watkins LLP – Chicago, Illinois 2007, 2008-2010

Summer Associate, Associate

Completed numerous projects in the firm’s litigation, corporate, and bankruptcy practices, including drafting motions and briefs, researching procedural and substantive legal issues, assisting in deposition preparation, interviewing clients, and drafting various client advisory memoranda. Primary areas of concentration were complex civil litigation (insurance, mass tort, consumer class actions, MDL) and commercial litigation (secured interests, trade secrets).

EDUCATION

Yale Law School - New Haven, Connecticut

J.D., June 2008

University of Michigan - Ann Arbor, Michigan

Honors B.A. in Philosophy, B.A. in Psychology, May 2004

Thesis: “One Organ, Two Patients: a Theory of Moral Medical Goods Distribution,” awarded High Honors.

Oxford University - Lady Margaret Hall, Oxford, England

Institute of Study Abroad - Butler University, Junior Year Abroad, 2002-2003

HONORS, AWARDS, AND SCHOLASTIC ACTIVITIES

Yale Law School:

Yale Law Journal, Editor 2006-2008

<i>Yale Journal of Health Policy, Law, and Ethics</i> , Editor-in-Chief	2005-2008
Co-founder and leader of YLS/ACLU LGBT Impact Litigation Clinic	2006-2008

PUBLICATIONS

- Reining in Commercial Exploitation of Consumer Data*, 123 PENN. ST. L. REV. 667 (2019)
- Regulating Digital Markets*, 13 N.Y.U. J.L. & BUS. 33 (2016)
- Consumer Protection in the Age of Big Data*, 93 WASH. U.L. REV. 860 (2016)
- Judicial Deregulation of Consumer Markets*, 36 CARDOZO L. REV. 1739 (2015)
- The Incoherent Role of Bargaining Power in Contract Law*, 49 WAKE FOREST L. REV. 1017 (2014) (w/ Michael Jacobs)
- Preemption Without Borders: The Modern Conflation of Tort and Contract Liabilities*, 48 GA. L. REV. 1085 (2014)
- Cited in *Caplinger v. Medtronic, Inc.*, 784 F.3d 1335, 1338 & 1345 (2015).
- Promoting Justice Through Public Interest Advocacy in Class Actions*, 60 BUFF. L. REV. 749 (2012)
- Cited in *Laguna v. Coverall North America, Inc.*, 753 F.3d 918, 933 (2014) and *Millan v. Cascade Water Services, Inc.*, 310 F.R.D. 593, 609 (2015).

WORKING PAPERS

Principle Based Reserving and Systemic Financial Risk (draft available)

SELECTED MEDIA FEATURES

BILL OF HEALTH, *How Telehealth Could Improve — or Worsen — Racial Disparities* (Oct. 8, 2020) (with Craig Konnoth and Wendy Netter Epstein)

Jacob Gershman, *What To Do About Consumer Deception on the Internet?*, Wall Street Journal Law Blog, Aug. 2, 2016 (featuring *Regulating Digital Markets*)

Jim Spencer, *U.S. Supreme Court passes on Medtronic Infuse Case*, Minneapolis Star Tribune, Jan. 11, 2016 (discussing medical device liability jurisprudence)

Gregory Pratt & Joe Mahr, *Plaintiff in Tinley Park water meter suit seeks class action*, Chicago Tribune, Aug. 27, 2015 (discussing consumer deception claims)

Karl Eisenhower, *Usage-Based Insurance: Drive Less, Drive Safely & Save*, WalletHub.com, Jul. 14, 2015, <https://wallethub.com/edu/usage-based-insurance/14118/#max-n-helveston> (discussing the regulation of usage-based auto insurance)

PRESENTATIONS & CONFERENCES

Presenter, *Regulating Price in the Wake of Disasters*, Annual Health Law Professors Conference (June 2022)

Presenter, *Lessons From Abroad: Making Private Insurance Markets Work*, Annual Health Law Professors Conference (June 2021)

Attendee, Ninth Annual Symposium on the Law & Economics of Privacy & Data Security, George Mason University (June 2021)

Moderator, Telehealth Panel, *Addressing Health Disparities: Is Technology the Answer?*, Jaharis Annual Health Law Symposium (April 2021)

Attendee, *Leaning into Uncertainty: Ensuring Quality Legal Education During Coronavirus*, Drexel University (May 2020)

Moderator & Organizer, *Regulating the Insurance Industry: Federal, State, and Private Approaches*, AALS Annual Meeting (January 2020)

Presenter, *Reining in Commercial Exploitation of Consumer Data*, Penn. St. Law Review Symposium on Big Data and Regulation (March 2019)

Attendee, *Taking Legal Education Online: A conference for Deans & Associate Deans*, George Mason University – Antonin Scalia Law School (June 2018)

Attendee, *The Future of Insurance Law & Regulation*, ALI Early Career Scholars Medal Conference (April 2018)

Presenter, *Regulating Digital Markets*, SEALS Annual Conference (August 2017)

Attendee, ABA Associate Deans Conference, American Bar Association (July 2017)

Presenter, *Beyond Disclosure: Empowering Health Care Consumers*, 40th ASLME Annual Health Law Professors Conference (June 2017)

Attendee, *Distance Teaching and Learning Conference* (August 2016)

Attendee, 39th ASLME Annual Health Law Professors Conference (June 2016)

Discussant, 22nd Annual Clifford Symposium on Tort Law & Social Policy: Privacy, Data Theft, and Corporate Responsibility (April 2016)

Presenter, *Regulating Digital Markets*, 11th International Conference on Contracts (Feb. 2016)

Presenter, *Principle Based Reserving and Systemic Financial Risk*, Rutgers Center for Risk and Responsibility: Workshop for Insurance Scholars (Sept. 2015)

Presenter, *Social Media's Impact on the Regulation of Commercial Markets*, University of Chicago Junior Faculty Workshop (Jan. 2015)

Selected Participant (from Call for Papers), *Consumer Protection in the Age of Big Data*, AALS Section on Insurance Law (Jan. 2015)

Presenter, *Consumer Protection in the Age of Big Data*, Rutgers Center for Risk and Responsibility: Workshop for Insurance Scholars (Sept. 2014)

Presenter, *The Talismanic Power of Bargaining Power in Contract Law*, KCON-9: The 9th Annual Conference on Contracts (Feb. 2014).

Selected Participant, George Mason Law and Economics Center – Workshop for Law Professors on Risk, Injury, and Insurance (Feb. 2014).

Presenter, *Reforming Insurance Markets in a Newly Formalist World: A Behavioral Realism Approach*, Rutgers-Camden School of Law’s Center for Risk and Responsibility - Workshop for Insurance Scholars (Sept. 2013).

Presenter, *Reforming Insurance Markets in a Newly Formalist World: A Behavioral Realism Approach*, DePaul University College of Law - Junior Faculty Scholarship Workshop (Aug. 2013).

Co-Organizer & Moderator, DePaul University College of Law - Chicago-area Junior Faculty Scholarship Workshop (Aug. 2013).

Moderator, DePaul University College of Law - Philosophical Foundations of Fiduciary Law Conference, Fiduciary Law in Context: Comparative Law panel (July 2013).

Attendee, American Association of Law Schools Annual Meeting (Jan. 2013).

Presenter, *Preemption Without Borders: The Modern Conflation of Tort and Contract Liabilities*, Valparaiso University Law School - Faculty Scholarship Conference (Oct. 2012).

Presenter, *Preemption Without Borders: The Modern Conflation of Tort and Contract Liabilities*, DePaul Junior Faculty Scholarship Workshop (Aug. 2012).

Selected Participant, George Mason Law and Economics Center - Economic Institute for Law Professors (two week program, July-Aug. 2012).

Participant, Washington University College of Law – Midwest Junior Scholar Workshop (May 2012).

Attendee, Rutgers-Camden School of Law’s Center on Risk and Responsibility - Bad Faith & Beyond Conference (Mar. 2012).

Attendee, American Association of Law Schools Annual Meeting (Jan. 2012).

ACADEMIC SERVICE

- DePaul University, University Committee on Curriculum and Programs (2013-2017, 2020-2021)
- DePaul University, University Committee on Assessment (2018-2020)
- DePaul University, University Grade Challenge Committee (alternate) (Spring 2013)
- DePaul College of Law, International Programs Committee (ex officio) (2018-2020)
- DePaul College of Law, Strategic Planning Committee (2018-2020, Chair: 2019-2020)
- DePaul College of Law, Law Review Committee (2011-2020, Chair: Fall 2014 and 2015-2020)
- DePaul College of Law, Health Law Committee (Spring 2014-present)

- DePaul College of Law, Assessment Committee (2015-2018)
- DePaul College of Law, Academic Program Review Committee (2015-2016)
- DePaul College of Law, Faculty Appointments Committee (2012-2013, 2021-2022)
- DePaul College of Law, Business & Commercial Law Journal (2011-2013, Chair: Fall 2012)
- DePaul College of Law, Faculty Handbook Committee (2011-2013)
- DePaul College of Law, Curricular Reform Taskforce (2012-2014)

PROFESSIONAL MEMBERSHIPS

Admitted to practice before the Illinois Supreme Court and the Northern District of Illinois

Member of the Illinois State Bar Association

Member of the Lesbian and Gay Bar Association of Chicago