

**JULIET M. MORINGIELLO**  
**WIDENER UNIVERSITY SCHOOL OF LAW**  
**3800 VARTAN WAY, P.O. BOX 69382**  
**HARRISBURG, PA 17106**  
**PHONE: 717-541-3917**  
**FAX: 717-541-3966**  
**E-MAIL: JMMORINGIELLO@WIDENER.EDU**

**TEACHING EXPERIENCE**

July, 2004 - present            *Professor of Law*  
**Widener University School of Law, Harrisburg, PA**

July, 1996 - June, 2004            *Associate Professor of Law*  
**Widener University School of Law, Harrisburg, PA**  
Awarded Tenure in July, 1999

August, 1993 - June, 1996            *Assistant Professor of Law*  
**Widener University School of Law, Harrisburg, PA**

**Courses Taught:**

Bankruptcy, Secured Transactions, Property, Electronic Commerce, Payment Systems, Sales, Business Organizations, Real Estate Transactions, International Sales Law, International Business Transactions.

January, 2007 – June, 2007            *Visiting Professor of Law*  
**Loyola University Chicago School of Law, Chicago, IL**

**Courses Taught:** Sales, Electronic Commerce

Summer, 2002            **Temple University School of Law Summer Session, Athens, Greece**

**Course Taught:** International Business Transactions

January, 2002 - June, 2002            *Visiting Associate Professor of Law*  
**University of Pittsburgh School of Law, Pittsburgh, PA**

**Courses Taught:** Bankruptcy, Secured Transactions

July, 1999 - December, 1999            *Visiting Professor of Law*  
**The Dickinson School of Law of the Pennsylvania State University, Carlisle, PA**

**Courses Taught:** Bankruptcy, Payment Systems

January, 1999 - June, 1999            *Visiting Associate Professor of Law*  
**University of Maryland School of Law, Baltimore, MD**

**Courses Taught:** Sales and Secured Transactions, Payment Systems

November, 1994 - *Visiting Professor, Université de Paris X,*  
December, 1994 Nanterre, France

Taught a month-long course on American Commercial Law to French students studying for the Maitrise en Droit.

August, 1991 - *Abraham L. Freedman Teaching Fellow and Lecturer in Law*  
July, 1993 **Temple University School of Law, Philadelphia, PA**

**Courses Taught:** Legal Writing and Research; Real Estate Transactions.

Summer and *Adjunct Professor*  
Fall, 1992 **Temple University, Criminal Justice Department, Ambler, PA**

**Course Taught:** Introduction to Criminal Law

#### **OTHER PROFESSIONAL EXPERIENCE**

1987 - 1991 *Associate, Emmet, Marvin & Martin, New York, New York*

#### **EDUCATION**

LL.M., **Temple University School of Law, 1993, Legal Education**

J.D., **Fordham University School of Law, 1987**  
Staff Member, *Fordham International Law Journal*

B.S.F.S., **Georgetown University School of Foreign Service, 1984**  
Major: Comparative and Regional Studies

#### **PUBLICATIONS**

##### **LAW REVIEW ARTICLES:**

& William L. Reynolds, "Survey of the Law of Cyberspace: Electronic Contracting Cases 2007-2008," 64 *THE BUSINESS LAWYER* \_\_\_\_ (*forthcoming* 2008)

"False Categories in Commercial Law: The (Ir)Relevance of (In)Tangibility," 35 *FLORIDA STATE UNIVERSITY LAW REVIEW* 119 (2007)

& William L. Reynolds, "Survey of the Law of Cyberspace: Electronic Contracting Cases 2006-2007," 63 *THE BUSINESS LAWYER* 219 (2007)

& William L. Reynolds, "Survey of the Law of Cyberspace: Electronic Contracting Cases 2005-2006," 62 *THE BUSINESS LAWYER* 195 (2006)

"Has Congress Slimmed Down the Hogs?: A Look at the BAPCPA Approach to Pre-Bankruptcy Planning," 15 *WIDENER LAW JOURNAL* 615 (symposium) (2006)

"Signals, Assent and Internet Contracting," 57 *RUTGERS LAW REVIEW* 1307 (2005)

& William L. Reynolds, "Survey of the Law of Cyberspace: Internet Contracting Cases 2004-2005," 61 *THE BUSINESS LAWYER* 433 (2005)

“Seizing Domain Names to Enforce Judgments: Looking Back to Look to the Future,” 72 UNIVERSITY OF CINCINNATI LAW REVIEW 95 (2003)

*et al.*, “Browse-Wrap Agreements: Validity of Implied Assent in Electronic Form Agreements,” 59 THE BUSINESS LAWYER 279 (2003)

“A Tale of Two Codes: Examining § 9-103 of the Uniform Commercial Code, § 522(f) of the Bankruptcy Code and the Proper Role of State Law in Bankruptcy,” 79 WASHINGTON UNIVERSITY LAW QUARTERLY 863 (2001)

“Revised Article 9, Liens From the Fringe, and Why Sometimes Signatures Don’t Matter,” 10 WIDENER JOURNAL OF PUBLIC LAW 135 (2001)

“Distinguishing Hogs from Pigs: A Proposal for A Preference Approach to Pre-Bankruptcy Planning,” 6 AMERICAN BANKRUPTCY INSTITUTE LAW REVIEW 103 (1998)

“A Mortgage By Any Other Name: A Plea for the Uniform Treatment of Installment Land Contracts and Mortgages under the Bankruptcy Code,” 100 DICKINSON LAW REVIEW 733 (1996)

“Silencing the Loose Cannon: The Need for the Bankruptcy Code to Recognize Letters of Credit,” 27 LOYOLA OF LOS ANGELES LAW REVIEW 619 (1994)

**OTHER:**

“Something Old, Something New: Introduction to the 2007 Survey of the Law of Cyberspace,” 63 THE BUSINESS LAWYER 217 (2007)

“Towards a System of Estates in Virtual Property,” *in* CYBERLAW, SECURITY & PRIVACY 241 (Sylvia Mercado Kierkegaard ed., 2007), *reprinted in* INTERNATIONAL JOURNAL OF PRIVATE LAW, Vol. 1, Issue 1/2, 3-13 (2008)

“Contracts, Payments and What To Do With All That Data: Introduction to the 2006 Cyberspace Survey,” 62 THE BUSINESS LAWYER 192 (2006)

“Survey of the Law of Cyberspace: Introduction,” 61 THE BUSINESS LAWYER 431 (2005)

“Grasping Intangibles: Domain Names and Creditors’ Rights,” JOURNAL OF INTERNET LAW, Vol. 8, No. 3, pp. 3-11 (September, 2004)

“From Vending Machines to Web Sites: Mutual Assent Between Man and Machine,” PROC. OF THE FIFTH INTERNATIONAL CONFERENCE ON ELECTRONIC COMMERCE 393 (2003)

“Paper World’ Analogies to Web Site Terms and Conditions: Travel Tickets and Other Similar Forms,” *ABA Section of Business Law eSource*, Volume 2, No. 2 (July, 2003), at <http://www.abanet.org/buslaw/newsletter/0014/materials/paperworld.pdf>

## RECENT PRESENTATIONS

### ELECTRONIC COMMERCE:

“Law of Electronic Commerce,” 43<sup>rd</sup> Academy of American and International Law, Center for American and International Law, Plano, TX, June 13, 2008

“Towards a System of Estates in Virtual Property,” Second International Conference on Legal, Security and Privacy Issues in IT, Beijing, China, December 7, 2007

*Panelist:* “Website Agreements: I Didn’t Agree to Those Terms, Did I?,” American Bar Association Annual Meeting, San Francisco, CA, August 11, 2007

“Virtual Worlds, Real Laws,” at “Hot Topics in Cyberspace: 2007 Edition,” American Bar Association Section of Business Law Spring Meeting, Washington, DC, March 17, 2007

“Electronic Contracts,” at “Electronic Commerce,” Judicial Institute of Maryland, Annapolis, MD, October 27, 2005

*Panelist,* “Modern Adhesion Contracts: Clickwrap, Browsewrap and Shrinkwrap,” AALS Mid-Year Conference on Commercial Law at the Crossroads, Montréal, Québec, Canada, June 15, 2005

*Program Chair and Moderator,* “The ABCs of ‘E’ (and ‘D’) – What Every Business Lawyer Should Know About the Law of Electronic Commerce (and Discovery),” Institute for the New Business Lawyer, American Bar Association Business Law Section Spring Meeting, Nashville, TN, March 31, 2005

*Program Chair and Moderator,* “E-Disclosure: Going Paperless in the World of Consumer Financial Services,” American Bar Association Business Law Section Spring Meeting, Seattle, WA, April 1, 2004

“From Vending Machines to Web Sites: Mutual Assent Between Man and Machine,” Fifth International Conference on Electronic Commerce, Pittsburgh, PA, October 3, 2003

*Panelist,* “Browse Wrap Contracts: Implied Assent to Electronic Form Contracts,” American Bar Association Business Law Section Spring Meeting, Los Angeles, CA, April 4, 2003

*Panelist,* “Logic and Experience of Electronic Contracts: Implications for Teaching Commercial Law and Contracts,” Annual Meeting of the Association of American Law Schools, New Orleans, LA, January 5, 2002

### UNIFORM COMMERCIAL CODE:

*Panelist,* “Revised Article 7: Bringing Documents of Title into the 21<sup>st</sup> Century,” Pennsylvania Bar Institute Tele-Web Seminar, May 29, 2008

*Panelist,* “Shopping: The Great American Pastime and the Business Lawyers Who Make it Happen,” American Bar Association Business Law Section Spring Meeting, Dallas, TX, April 11, 2008

*Program Chair and Moderator,* “What Is (or Should Be) the Law of Bank Deposits,”

Annual Meeting of the Association of American Law Schools, San Francisco, CA, January 8, 2005

*Panelist*, “Decoding the Uniform Commercial Code,” Institute for the New Business Lawyer, American Bar Association Business Law Section Spring Meeting, Seattle, WA, April 1, 2004

*Panelist*, “Revised Article 9: Questions From the Perplexed – Common Drafting Issues,” American Bar Association Business Law Section Spring Meeting, Los Angeles, CA, April 4, 2003 and American Bar Association CLE Forum (Videoconference and Teleconference), November 18, 2003

“Revised Article 9 Meets the Bankruptcy Code: Practical Problems in Achieving and Maintaining Perfection,” Pennsylvania Bar Institute Seventh Annual Bankruptcy Institute, Mechanicsburg, PA, September 10, 2002 and Pittsburgh, PA, August 29, 2002

“Perfection and Priority,” at “Revised Article 9,” Pennsylvania Bar Institute, Statewide Satellite Broadcast, May 30, 2001, Pittsburgh, PA, May 23, 2001 and Philadelphia, PA, May 11, 2001

“Priority of Competing Interests,” at “Revised U.C.C. Article 9: The Dawn Approaches,” Delaware State Bar Association, Wilmington, DE, March 9, 2001

#### **BANKRUPTCY:**

*Panelist*, “Judicial Ethics and the Lawyer’s Role in the Process,” Pennsylvania Bar Institute Thirteenth Annual Bankruptcy Institute, Mechanicsburg, PA October 2, 2008

*Program Leader*, “Issues in Individual Chapter 11s under BAPCPA,” Third Circuit Bankruptcy Forum, Philadelphia, PA, February 2, 2007

“Ethics for the Consumer Practitioner,” Pennsylvania Bar Institute Eleventh Annual Bankruptcy Institute, Mechanicsburg, PA, September 12, 2006

“Has Congress Slimmed Down the Hogs?: A Look at the BAPCPA Approach to Pre-Bankruptcy Planning,” The Changing Landscape of Bankruptcy in America: A Symposium Addressing the Impact of the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005, Widener University School of Law, Harrisburg, PA, February 23, 2006

*Program Leader*, “Ethics: Asset Protection and Conflicts,” Eastern District of Pennsylvania Bankruptcy Conference Fourteenth Annual Forum, Plainsboro, NJ, February 1, 2003

*Program Leader*, “Consumer Issues,” Eastern District of Pennsylvania Bankruptcy Conference Thirteenth Annual Forum, Lafayette Hill, PA, January 26, 2002

“Pre-Bankruptcy Planning for Individuals: Navigating the Slippery Slope,” American Bankruptcy Institute Winter Leadership Conference, Carlsbad, CA, December 1, 2001

“The Year in Review: The Top Ten Business Bankruptcy Cases You Want to Know About,” Pennsylvania Bar Institute Fifth Annual Bankruptcy Institute, Mechanicsburg, PA, August 25, 2000

*Program Leader*, “Chapter 13: Feasibility and Cramdown,” Eastern District of Pennsylvania Bankruptcy Conference Eleventh Annual Forum, Lafayette Hill, PA, January 29, 2000

“The Year in Review: The Top 10 Business Bankruptcy Cases You Need to Know About,” Pennsylvania Bar Institute Fourth Annual Bankruptcy Institute, Mechanicsburg, PA, August 26, 1999

*Program Leader*, “Asset Protection,” Eastern District of Pennsylvania Bankruptcy Conference Tenth Annual Forum, Princeton, NJ, January 30, 1999

“Purchase-Money Security Interests and Reaffirmations: What Are a Debtor and Creditor to Do?,” Pennsylvania Bar Institute Third Annual Bankruptcy Institute, Mechanicsburg, PA, August 20, 1998

*Program Leader*, “Partnerships in Chapter 11,” Eastern District of Pennsylvania Bankruptcy Conference Ninth Annual Forum, Princeton, NJ, January 31, 1998

*Panelist*, “Local Cultures + Judicial Discretion = National Confusion?: Equities, Equations and the ‘Uniformity’ of the Bankruptcy Code,” Annual Meeting of the Association of American Law Schools, San Francisco, CA, January 8, 1998

#### **LAW REFORM ACTIVITIES**

**Chair, Task Force on Revised Uniform Commercial Code Articles 1 and 7, Pennsylvania Bar Association Section of Business Law** (July, 2005 - present)

**Reporter, Working Group on Local Rules for Electronic Case Filing in the Bankruptcy Courts, American Bar Association Business Law Section** (January, 2005 – February, 2006)

**Member, Advisory Committee on the Consumer Credit Code, Pennsylvania Joint State Government Commission** (July, 2004 – November, 2006)

**Member, Revised Uniform Commercial Code Article 9 Task Force, Pennsylvania Bar Association Section of Business Law** (September, 1998 - June, 2001)

#### **PROFESSIONAL ACTIVITIES**

**Member, American Law Institute**

**American Bar Association**

**Member, Standing Committee on Publishing Oversight** (August, 2003 – August, 2006)

**Section of Business Law:**

**Council Member** (August, 2002 – August, 2006)

**Member, Editorial Board, *Business Law Today*** (August, 2006 - present)

**Member, Editorial Advisory Board, *The Business Lawyer*** (August, 2004 – August, 2008)

**Chair, International Coordinating Committee** (August, 2006 – present)

**Cyberspace Law Committee:**

**Chair, Subcommittee on Publications** (August, 2005 – present)

**Co-Chair, Subcommittee on Electronic Commerce** (August, 2002 - August 2005)

**Publications Committee:**

**Chair** (July, 2000 - August, 2002)

**Vice-Chair** (October, 1997 - June, 2000)

The Publications Committee oversees the Business Law Section's book publishing program, which publishes books in all areas of business law practice. The program produces approximately 10 new titles and over \$2 million in revenue annually.

**Uniform Commercial Code Committee:**

**Vice-Chair** (August, 1999 - August, 2003)

**Chair, Meetings and Programs Subcommittee** (April, 1998 - August, 1999)

**Vice-Chair, Meetings and Programs Subcommittee** (April, 1995 April, 1998)

**American Bankruptcy Institute**

**Member, Editorial Board, *American Bankruptcy Institute Law Review*** (April, 2007 – present)

**Association of American Law Schools**

**Section on Commercial and Related Consumer Law**

**Chair** (2004)

**Chair-Elect** (2003)

**Treasurer** (2002)

**Member, Executive Board** (1999)

**Section on Creditors' and Debtors' Rights**

**Member, Executive Board** (1997)

**AWARDS**

2006 Douglas E. Ray Excellence in Faculty Scholarship Award (Widener University School of Law)

2007 Pennsylvania Bar Association Special Achievement Award

**COMMUNITY SERVICE**

Jump Street (formerly known as MetroArts of the Capital Region)  
- Member, Board of Directors, January 1998 - September, 2003

Interviewer, Georgetown University Alumni Admissions Program

**BAR ADMISSIONS**

New York, 1988  
Pennsylvania, 1995