

OMARI SCOTT SIMMONS

Wake Forest University School of Law
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LEGAL EMPLOYMENT

WAKE FOREST UNIVERSITY SCHOOL OF LAW, *Winston-Salem, NC*

Director of Business Law Program, 2015-present
Howard L. Oleck Professor of Business Law, 2017-present
Professor of Law, 2012-2017
Associate Professor of Law, 2009-2012
Assistant Professor of Law, 2006-2009
Director, London Summer Program, Summer 2016

UNIVERSITY OF MARYLAND FRANCIS KING CAREY SCHOOL OF LAW, *Baltimore, MD*

Visiting Professor of Law, Fall 2013-Spring 2014

LENOVO, *Washington, DC*

Senior Counsel, 2005-2006

INVISTA, *Wilmington, DE*

Senior Counsel, 2003-2005

WILMER HALE, *Washington, DC*

Associate, 2001-2003

SUPREME COURT OF DELAWARE, *Wilmington, DE*

Law Clerk to the Honorable Chief Justice E. Norman Veasey, 1999-2000

OTHER PROFESSIONAL EXPERIENCE

SIMMONS MEMORIAL FOUNDATION, *Winston-Salem, NC*

Executive Director/Co-Founder, 1996-present
Manage award-winning nonprofit organization, on a volunteer basis, that provides college consulting services and mentoring to vulnerable students. For over two decades, SMF has assisted hundreds of students in their pursuit of higher education. Since inception, SMF has also awarded over sixty scholarships. Oversee strategic planning, fundraising, recruiting, partnerships, community outreach, and other operational functions.

SYSTEMS INTEGRATION & MANAGEMENT, *Arlington, VA*

President/CEO, March 2013-July 2015

Managed 120+ employee, multi-office, small business with \$15 million annual revenues providing services to the U.S. Department of Defense. Held top secret security clearance. Oversaw all operational functions including strategic planning, negotiations, compliance, budgeting, customer relations, subcontractor relations, and personnel. SIM held a multiyear \$90 million contract to operate the US Navy's Enterprise Service Help Desk, supporting approximately 670,000 remote customers, both active and reserve troops, worldwide.

WFU LEADERSHIP DEVELOPMENT PROGRAM, *Winston-Salem, NC*

Participant, 2016-2017

Nominated and selected for Wake Forest University's Leadership Development Program (LDP) for administrative senior leaders and tenured faculty members who are in leadership roles.

EDUCATION

UNIVERSITY OF CAMBRIDGE, *United Kingdom*

LLM, June 2001

Thouron Fellow

UNIVERSITY OF PENNSYLVANIA SCHOOL OF LAW, *Philadelphia, PA*

J.D., May 1999

Senior Editor, *University of Pennsylvania Journal of Constitutional Law*

Honors: Thouron Award & Fontaine Fellowship

Cross-registered at the Wharton School of Business, Graduate School of Arts & Sciences, and FELS School of Government

WAKE FOREST UNIVERSITY, *Winston-Salem, NC*

B.A. in Economics and History, *magna cum laude*, May 1996

Double major completed in 3.5 years

STANFORD UNIVERSITY, *Stanford, CA*

American Economics Association Summer Program, Summer 1995

**SCHOLARSHIP
BOOKS &
CHAPTERS**

POTENTIAL ON THE PERIPHERY: COLLEGE ACCESS FROM THE GROUND UP (a study that contextualizes the experience of one college access organization within the broader realm of existing education practice, academic theory, and public policy) (Rutgers Univ. Press 2018)

Judging the Public Benefit Corporation, in THE CAMBRIDGE HANDBOOK OF SOCIAL ENTERPRISE LAW (Benjamin Means & Joseph Yockey eds.) (Cambridge Univ. Press 2018)

**LAW REVIEW
ARTICLES**

Chief Legal Officer 5.0, FORDHAM L. REV. (forthcoming 2019)

Forgotten Gatekeepers: Executive Search Firms and Corporate Governance, WAKE FOREST L. REV. (forthcoming 2019)

Urban Removal: Reshaping Urban Landscapes through a Responsive Communitarian Lens, CORNELL J. OF LAW AND PUBLIC POLICY (forthcoming 2019)

Chancery's Greatest Decision, WASH. & LEE L. REV. (forthcoming 2019)

Delaware's Global Threat, 41 J. CORP. L. 1 (2015)

Muted Deterrence: The Enhanced Attribution of Tort Liability to U.S. Higher Education Institutions for Student Safety, 22 TORTS L. J. 75 (2014) (Australian peer-reviewed journal)

Class Dismissed: Rethinking Socio-Economic Status and Higher Education Attainment, 2014 ARIZ. ST. L. J. 231 (2014)

For-Profits and the Market Paradox, 48 WAKE FOREST L. REV. 333 (2013)

The Corporate Immune System: Governing from the Inside-Out, 2013 ILL. L. REV. 1131 (2013)

Lost in Transition: The Implications of Social Capital for Higher Education Access, 87 NOTRE DAME L. REV. 205 (2011)

Innkeepers: A Unifying Theory of the In-house Counsel Role, 41 SETON HALL L. REV. 77 (2011) (*with James D. Dinnage*)

Corporate Governance Reform as a Credence Service, 5 J. BUS. & TECH L. 113 (2010)

The Under-examination of In-house Counsel, 11 TRANSACTIONS TENN. J. BUS. L. 145 (2010)

Picking Friends from the Crowd: Supreme Court Amicus Participation as Political Symbolism, 42 CONN. L. REV. 185 (2009)

Taking the Blue Pill: The Imponderable Impact of Executive Compensation Reform, 62 S.M.U. L. REV. 299 (2009) (Excerpted in Thomas W. Joo, CORPORATE GOVERNANCE: THEORY, LAW, AND POLICY (Carolina Academic Press (2009))).

Branding the Small Wonder: Delaware's Dominance and the Market for Corporate Law, 42 U. RICH. L. REV. 1129 (2008)

**OTHER
SELECTED
PUBLICATIONS**

Responsibility for Flawed Corporate Cultures?, JOTWELL (forthcoming 2019) (reviewing Jennifer G. Hill, *Legal Personhood and Liability for Flawed Corporate Cultures* (Sydney Law School Research Paper No. 19/03)

Corporate Political Activism 5.0, JOTWELL (April 20, 2018) (reviewing Elizabeth Pollman & Jordan M. Barry, *Regulatory Entrepreneurship*, 90 S. CAL. L. REV. 383 (2017)

The Impact of Business Courts (Outside of Delaware), JOTWELL (February 22, 2017) (reviewing Jens Dammann, *Business Courts and Firm Performance* (U. Tex. Research Paper No. 564, 2017)

For Stronger K-16 Bridge, Reform College Counseling, EDUCATION WEEK, June 9, 2011, at 22 (invited commentary)

Re-examining In-House Counsel Liability, CLE materials prepared for Ass'n of Corporate Counsel for Eastern North Carolina and North Carolina Bar Ass'n, April 26, 2011

Administration's Higher Education Goals Unattainable without K-16 Bridge, THE HUFFINGTON POST, February 25, 2011 (Op-Ed)

Biggest Triumphs, Biggest Mistakes, outline materials prepared for 2010 Association of American Law Schools (AALS) Workshop for New Law Teachers, Washington, DC, June 17-19, 2010

Rhetoric won't likely lead to reform, WINSTON-SALEM JOURNAL, March 7, 2009, at A11 (Op-Ed)

**WORKS-IN-
PROGRESS**

Higher Education Access Challenges: A Comparative Perspective (book chapter)
A Holistic Model for Student Success in STEM (book chapter)

**COURSES
TAUGHT**

Contracts I
Contracts II
Article 2: Sales
Business Associations
Advanced Corporations: Corporate Governance, Law, Theory & Policy (Seminar)
Practical Introduction to the In-House Counsel Role (Co-Taught)
Higher Education and the Law (Seminar)
Comparative Corporate Law (London Summer Program)
History of the Common Law (London Summer Program)

LAW SCHOOL SERVICE	<p>Chair, Faculty Appointments Committee (2017-present)</p> <p>Chair, Curriculum Committee (2015-2017)</p> <p>Budget Committee (2016-2018)</p> <p>Academic Rules Committee (2015-2017)</p> <p>Dean's Advisory Board (2012-2013)</p> <p>Information Services Committee (2010-2011)</p> <p>Judicial Clerkship Committee (2009-2010)</p> <p>Young Alumni Forum Advisory Committee (2008-2009)</p> <p>Career Services Advisory Committee (2007-2008)</p>
UNIVERSITY SERVICE	<p>Retirement Planning Committee (2018-present)</p> <p>Financial Advisory Committee (2015-2016)</p> <p>Faculty Senate Athletics Committee (2015-2016)</p> <p>Faculty Senate Representative (2012-2016)</p> <p>Wake Forest University Institute for Public Engagement Advisory Board (2010-2015)</p> <p>Wake Forest University Institute for Public Engagement Director Search Committee (2009-2010)</p> <p>Wake Forest Alumni-in-Admissions Volunteer (2006-present)</p>
OTHER ACADEMIC SERVICE	<p>JOTWELL CORPORATE LAW SECTION (online journal), Contributing Editor (2016-present)</p> <p>AMERICAN ASSOCIATION OF LAW SCHOOLS</p> <p>2018 New Scholars Workshop Planning Committee (2017-2018)</p> <p>Executive Committee Member, Section on Business Associations (2013-2015)</p> <p>Member, Section on Education</p> <p>Member, Section on Contracts</p> <p>Member, Section on International Law</p> <p>Member, Section on New Law Professors (2007-2010)</p> <p>SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS (SEALS)</p> <p>Moderator Committee (2011-2015)</p>
COMMUNITY SERVICE	<p>SIMMONS MEMORIAL FOUNDATION, Executive Director (1996-present)</p> <p>CHILDREN'S THEATRE OF WINSTON-SALEM, Board Member (2007-2011)</p>
PROFESSIONAL ACTIVITIES	<p>SCIENCE, TECHNOLOGY & RESEARCH INSTITUTE OF DELAWARE (STRIDE)</p> <p>Advisory Board Member (2018-present)</p> <p>EXPERT REFERENCE GROUP ON CLIMATE CHANGE AND SECURITIES LAW</p> <p>Group Member (2018-present)</p> <p>CHIEF JUSTICE JOSEPH BRANCH INN OF COURT (2013-present)</p> <p>AMERICAN BAR FOUNDATION, Fellow (2010-present)</p> <p>AMERICAN LAW INSTITUTE (2009-present)</p> <p>Members Consultative Group, Principles of Law, Charitable Nonprofit Organizations (2010-present)</p> <p>Members Consultative Group, Restatement Third, The Law of Consumer Contracts (2012-present)</p> <p>Members Consultative Group, Principles of Law, Compliance, Enforcement, and Risk Management for Corporations, Nonprofits, and Other Organizations (2018-present)</p> <p>AMERICAN BAR ASSOCIATION (2007-present)</p> <p>Business Law Section (2017-present)</p> <p>MARYLAND STATE BAR ASSOCIATION (1999-present)</p>

DISTRICT OF COLUMBIA BAR ASSOCIATION (2002-present)

**HONORS &
AWARDS**

- *Winston-Salem Chronicle* Community Service Award 2016
- MERIT Hall of Fame Award 2015
- Fellow of the American Bar Foundation (elected 2010)
- American Law Institute (elected December 2009)
- Dr. Sadie T.M. Alexander Distinguished Graduate Award 2004, Univ. of Pennsylvania Law School Black Law Students Association.
- MBNA Foundation's "Best Practices in Education Award" 2002, an annual award given to the MBNA Foundation's top grantees. 1 of 9 recipients out of 400 hundred programs considered.
- Thouron Award (2000-2001)
- Fontaine Fellowship (1996-1999)

**BAR
MEMBERSHIPS**

District of Columbia
Maryland

**SELECTED
PRESENTATIONS,
KEYNOTE
ADDRESSES &
SPEAKER SERIES**

SELECTED PRESENTATIONS

Presenter, Corporate Lawyer Colloquium, co-sponsored by Fordham Law Review and the Stein Center for Law and Ethics, New York, NY, October 11, 2019 (forthcoming)

Presenter, "Urban Removal: Reshaping Urban Landscapes through a Responsive Communitarian Lens" Fourth National People of Color Law Scholarship Conference, American Univ. Washington College of Law, Washington, D.C., March 24, 2019

Presenter, "Chancery's Greatest Decision," Civil Rights and Shareholder Activism symposium sponsored by Washington & Lee Law Review, Lexington, VA, February 15, 2019

Presenter, South Africa/United States Partnership Workshop, "Inequality: Programs & Policies," Cape Town, South Africa, July 5-6, 2018

Moderator, American Association of Law Schools (AALS) New Law Teachers Workshop, Washington, DC, June 7-9, 2018

Presenter, "Entrepreneurship Initiatives in Poor Communities: Economic Inclusion or Exclusion," International Meeting on Law and Society, Mexico City, Mexico, June 22-26, 2017

Co-Convenor, "Reducing Achievement Gaps in Science, Technology, Engineering and Mathematics (STEM): Promising International Research, Policies and Practices Conference," sponsored by Georgia Tech University and National Science Foundation (NSF), Arlington, VA, May 22-23, 2017

Presenter, "Judging the Public Benefit Corporation," Conference on THE CAMBRIDGE HANDBOOK OF SOCIAL ENTERPRISE LAW, Notre Dame Law School, South Bend, Indiana, March 3-4, 2017

Participant, University of California-Irvine School of Law Summit, "The Complexities and Opportunities: Achieving Diversity, Equity and Inclusion in Law Schools and the Legal Profession," Irvine, CA, October 9-10, 2016

Discussant, “Small Business Finance,” Southeastern Association of Law Schools (SEALS) Annual Conference, Amelia Island, FL, August 9, 2016

Panelist, “Campus Climate,” Carolina Advising Corps Advisor Summit, North Carolina State University, Raleigh, NC July 26, 2016

Presenter, “Social Capital and Higher Education Access,” Carolina Advising Corps, University of North Carolina at Chapel Hill, Chapel Hill, NC June 29, 2015

Presenter, “Delaware’s Global Threat,” National Business Law Scholar’s Conference, Seton Hall University School of Law, Newark, NJ June 4, 2015

Presenter, “College 101,” Partnership Village Transitional Housing Program, Greensboro, NC, May 26, 2015

Commentator, Law and Entrepreneurship Conference Annual Retreat, University of Georgia Law School, March 21, 2015

Presenter, “Delaware’s Global Threat,” Wake Forest University School of Law, Winston-Salem, NC March 19, 2015

Presenter, “Delaware’s Global Threat,” Washington & Lee School of Law, Lexington, VA February 9, 2015

Panelist, “More Than Big Law: Navigating the Non-Corporate Career Path,” 27th Annual Sadie T.M. Alexander Commemorative Conference, University of Pennsylvania Law School, January 26, 2015

Presenter, University of California-Irvine School of Law Summit, “Renewing the Search for The Faces at the Bottom of the Well,” Irvine, CA October 5-6, 2014

Discussant, “Corporate Compliance,” Southeastern Association of Law Schools (SEALS) Annual Conference, Amelia Island, FL, August 2014

Discussant, “What is the Role of Trust in the Marketplace?,” Southeastern Association of Law Schools (SEALS) Annual Conference, Amelia Island, FL, August 2014

Presenter, “Social Capital,” National Association of College Admissions Counselors (NACAC), Charlotte, NC, May 28, 2014

Presenter, “Muted Deterrence: The Enhanced Attribution of Tort Liability to U.S. Higher Education Institutions for Student Safety,” Australian Torts Forum, University of Sydney Law School, December 14, 2013

Discussant, “The Future of Fiduciary Duties,” Southeastern Association of Law Schools (SEALS) Annual Conference, Palm Beach, FL, August 9, 2013

Presenter, “For-Profits and the Market Paradox,” University of South Carolina Law School, Columbia, SC, March 5, 2013

Presenter, “Class Dismissed,” American University, Washington College of Law, Washington, D.C., February 15, 2013

Symposium Organizer/Presenter, “For-Profits,” Wake Forest University Law School Symposium, “Privatizing the Public Good: Emerging Trends in K-16 Education.” Winston-Salem, NC, October 26, 2012

Panel Organizer/Presenter, “Higher Education Access for America’s Vulnerable Students,” National Association of College Admissions Counselors (NACAC) Annual Meeting, Denver, CO, October 6, 2012

Presenter, American Education Research Association (AERA) Research Conference “Access, Competition, and For-Profit Colleges,” co-sponsored by The Research Network on Racial & Ethnic Inequality, Terry Sanford Institute, Duke University, Durham, NC, September 21-22, 2012

Presenter, “Information is Power: Executive Compensation Disclosures in the Wake of the Financial Crisis,” Southeastern Association of Law Schools (SEALS) Annual Meeting, Amelia Island, FL, August 3, 2012

Presenter, “Class Dismissed: Higher Education Access and Socio-Economic Status” Law and Society Association Annual Meeting, Honolulu, HI, June 7, 2012

Presenter, “The Corporate Immune System: Governing from the Inside-Out,” University of Illinois School of Law Symposium “In the Boardroom: Corporate Governance Reform Meets the Real World,” Champaign, IL, March 8-9, 2012

Panelist, “Social Capital and the Law,” Southeastern Association of Law Schools (SEALS) Annual Meeting, Hilton Head, SC, July 27, 2011

Presenter, “Lost in Transition: The Implications of Social Capital for Higher Education Access,” Carolina College Advising Corps, University of North Carolina at Chapel Hill, Office of Undergraduate Admissions, Chapel Hill, NC, July 18, 2011

Presenter, “Lost in Transition: The Implications of Social Capital for Higher Education Access,” Law and Society Association Annual Meeting, San Francisco, CA, June 4, 2011

Presenter, “The Higher Education Access Pattern,” IHELG Houston Higher Education Law Roundtable, University of Houston Law Center, Houston, Texas, May 18-20, 2011

Participant, Secondary School Working Group, U.S. Department of Education, President, Greg Darnieder, Senior Advisor to the Secretary on the College Access Initiative, Washington, D.C., May 2, 2011

Presenter, Ass’n of Corporate Counsel of Eastern North Carolina and North Carolina Bar Ass’n CLE, Raleigh, NC, April 26, 2011

Moderator, “Losing to Win: Race and Intercollegiate Athletics,” Wake Forest University, Winston-Salem, NC, April 13-14, 2011

Discussant, George Washington Center for Corporate Law, Economics, and Finance (C-LEAF) Junior Faculty Workshop, Washington, DC, April 1-2, 2011

Presenter, “The Implications of Social Capital on Higher Education Access,” Thursday’s at Starling Hall Speaker Series, Wake Forest University, Winston-Salem, NC, October 7, 2010

Panelist, “Race and Public Education,” Third Annual National People of Color Legal Scholarship Conference, Seton Hall Law School, Newark, NJ, September 11, 2010

Panelist, “Executive Compensation in Recessionary Times,” Southeastern Association of Law Schools (SEALS) Annual Meeting, Employee Benefits Mini-Workshop, Palm Beach, FL, August 3, 2010

Panelist, “Biggest Triumphs, Biggest Mistakes,” 2010 Association of American Law Schools (AALS) Workshop for New Law Teachers, Washington, DC, June 17-19, 2010

Presenter, “Innkeepers: The Elusive Theory of In-House Counsel,” Wake Forest University School of Law, Faculty Development Speaker Series, Winston-Salem, NC, April 29, 2010

Presenter, “Innkeepers: The Elusive Theory of In-House Counsel,” William and Mary Law School, Williamsburg, VA, April 2, 2010

Presenter, “The Implications of Social Capital on the Higher Education Access Debate,” University of South Carolina Law School, Southeast/Southwest People of Color Conference, Columbia, SC, March 26, 2010

Presenter, “The Elusive Theory of In-house Counsel,” Southeastern Association of Law Schools (SEALS) Corporate Roundtable Workshop, Palm Beach, FL, August 5, 2009

Presenter, “Corporate Reform as a Service,” Roundtable on Corporate Governance and Securities Law Responses to the Financial Crisis, University of Maryland School of Law, Baltimore, MD, April 17, 2009

Presenter, “Taking the Blue Pill: Executive Pay, Politics, and the Credence Characteristics of Corporate Reform,” LSU Law Center Workshop, Baton Rouge, LA, October 30, 2008

Presenter, “Taking the Blue Pill: Corporate Governance as a Credence Good,” Southeast/Southwest People of Color Conference, Durham, NC, April 12, 2008

Presenter, “Branding the Small Wonder: Delaware's Differentiation Advantage and the Market for Corporate Law,” Southeastern Association of Law Schools New Scholars Workshop, Amelia Island, FL, July 30, 2007

Presenter, “Reconsidering Extra-Legal Responses To Promote Academic Achievement and Access To Higher Education Among Underrepresented And Vulnerable Groups,” 18th Annual Sadie T.M. Alexander Commemorative Conference, “Exploring Emerging Issues in Class Inequality,” University of Pennsylvania Law School, Philadelphia, PA, February 2006

KEYNOTE ADDRESSES

Keynote Speaker, *Tenacious Education in Pursuit of Equity*, 31st Annual Conference of the METCO Directors’ Association, Norwood, MA, December 4, 2015

Keynote Speaker, Commencement Address, Seaford High School, Seaford, DE, June 5, 2015

Keynote Speaker, “Imagine the Possibilities: Legal as a Strategic Partner,” Bridgeway CustomerConnect Live! Conference, Orlando, FL, October 23, 2012

Keynote Speaker, Delaware Department of Education, School Improvement Annual Awards Banquet, Dover, DE, May 2005

Keynote Speaker, Christina School District, Celebration of Mentors/Tutors Banquet, Wilmington, DE, May 2005

Keynote Speaker, Delaware State Parent Advisory Council 27th Annual Parent Training Conference, Wilmington, DE, February 2005

Panelist, Charting Your Own Course Foundation 7th Annual Corporate Career Conference, Lansdowne, VA, September 2004

SPEAKER SERIES

Interviewer, Thomas L. Sager Distinguished Speaker Series with Mark Chandler of Cisco, Wake Forest University School of Law, Winston-Salem, NC, March 20, 2019

Interviewer, Thomas L. Sager Distinguished Speaker Series with Dennis Archer, Wake Forest University School of Law, Winston-Salem, NC, January 24, 2019

Interviewer, Thomas L. Sager Distinguished Speaker Series with Leslie T. Thornton of Washington Holdings, Wake Forest University School of Law, Winston-Salem, NC, September 27, 2018

Interviewer, Thomas L. Sager Distinguished Speaker Series with Edward Welch of Skadden, Wake Forest University School of Law, Winston-Salem, NC, March 22, 2018

Interviewer, Thomas L. Sager Distinguished Speaker Series with Craig Glidden of General Motors, Wake Forest University School of Law, Winston-Salem, NC, February 8, 2018

Interviewer, Thomas L. Sager Distinguished Speaker Series with Kenneth Feinberg, Wake Forest University School of Law, Winston-Salem, NC, September 28, 2017

Interviewer, Thomas L. Sager Distinguished Speaker Series with Corena Norris-McCluney of Krispy Kreme, Wake Forest University School of Law, Winston-Salem, NC, April 5, 2017

Interviewer, Thomas L. Sager Distinguished Speaker Series with Sashi Brown of the Cleveland Browns, Wake Forest University School of Law, Winston-Salem, NC, February 23, 2016

Interviewer, Thomas L. Sager Distinguished Speaker Series with the Honorable Randy J. Holland of the Supreme Court of Delaware, Wake Forest University School of Law, Winston-Salem, NC, April 7, 2016

SELECTED MEDIA APPEARANCES

JOURNAL OF COLLEGE ADMISSION, *The Social Capital Deficit: Without the Right Relationships Many Students Miss College Opportunities* (Winter 2015) (interview)

EDUCATION WEEK, *For Stronger K-16 Bridge, Reform College Counseling*, June 9, 2011, at 22 (invited commentary)

NATIONAL ASSOCIATION OF COLLEGE ADMISSIONS COUNSELORS (NACAC), "College Counseling and Social Capital," Podcast and Blog, April 13, 2011 (invited commentary)

Chronicle of Higher Education, “Social Capital’ and College Counseling,” Headcount Blog, March 21, 2011

The Michael Eric Dyson Radio Show, “The K-16 Bridge,” Interview, March 10, 2011

ED.GOV BLOG, Revolution of Rising Expectations: Youth at the National Youth Summit Raise their Voices, *February 28, 2011*

THE HUFFINGTON POST, *Administration’s Higher Education Goals Unattainable without K-16 Bridge*, February 25, 2011 (Op-Ed)

REFERENCES

Available upon request