

A collage of historical protest photos, including signs like 'FREE HUAC', 'DEMAND AN END FOR', 'DECENT HOUSING NOW!', 'HIGHER MINIMUM WAGES COVERAGE FOR ALL WORKERS NOW!', 'YELLOW PERIL', 'Satin', 'WE WANT JUSTICE!', 'IT'S A MOTHER'S BIRTHDAY', 'AMERICAN CITIZENS FOR', 'BEST PEOPLE', 'POWER TO THE PEOPLE', 'BLACK POWER TO BLACK PEOPLE', 'Yellow Peril Supports Black Power', and 'SUPPORTS BLACK POWER'.

The 6th Annual Columbia APALSA Conference

“FOREIGN” AMERICANS

ASIAN AMERICA AND RACE

February 11th, 2017
Columbia Law School

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Welcome

Dear Conference Participant,

Welcome to Columbia APALSA's 6th Annual Conference, "Foreign" Americans: Asian America and Race. This past year has been a difficult one for Asian Americans and to be Asian American. From the Peter Liang trial last spring to the discriminatory events that Michael Luo documented and responded to in his open letter in the *New York Times* just a few months ago, Asian Americans have found themselves caught in the crosshairs of racial conflict in this country. Too often, Asian Americans are accused of being on the "wrong side." But it is often unclear if what is being suggested is that Asian Americans are on the wrong side of the racial/political divide or if Asian Americans are on the wrong side of the Pacific.

Racism is not a new phenomenon to Asian Americans. The first Asian Americans were brought to the United States in an attempt to find another source of manpower to replace African-American slave labor. The first immigrant bans, now making headlines across the nation, were aimed at Chinese Americans. Before there was a Muslim registry and even before the craze of the McCarthy Era, there was Japanese internment, during which even fourth, fifth generation citizens were deprived of liberty and freedom without due process or reparation.

Yet, racism against Asian Americans continues to be overlooked or altogether unseen. Thus, we invite you to join us as we explore the intersection of Asian America and race – to see how race uniquely affects Asian Americans, how we position ourselves in respect to other minorities in the American racial hierarchy and how the law fits into all of this, as both a tool but too often as a glass wall that perpetually keeps Asian Americans "foreign," just like that hyphen or that space perpetually keeps "Asian Americans" from fully assimilating into simply "Americans." It may be a difficult journey, but one that we think is particularly relevant and necessary in light of these times. We have a wonderful conference planned for you and we thank you for joining us!

Shengxi Li & Dielai Yang
Conference Co-Chairs

Tiffany Young & Kevin Zhen
IL Conference Co-Chairs

Gahee Lee & Christine W. Chen
APALSA Co-Chairs



Table of Contents

Schedule	4
Moderators	5
Asian American Legal Struggles	7
Asian American Leadership	9
“Foreign” Americans: Asian America and Race	12
Microaggressions and Discrimination in the Workplace	14
Workshop: The “It” Factor	16

Schedule

9:30 AM – 10:00 AM Jerome Greene Lobby	Registration & Check-in
10:00 AM – 11:00AM Room 103	Session I: Asian American Legal Struggles
11:10AM – 12:10PM Room 103	Session II: Asian American Leadership
12:30 PM – 1:30 PM Room 103	Lunch Session: “Foreign” Americans: Asian Americans and Race
1:40 PM – 2:40 PM Room 103	Session III: Microaggressions and Dis- crimination in the Workplace
2:50 PM – 3:50 PM Room 103	Workshop: The “It” Factor: How Impres- sions Make a Difference
4:30 PM – 5:30 PM Case Lounge (Room 701)	Networking Reception
6:00 PM – 8:30PM Arts & Crafts Beer Parlor	After-party

Moderators

Kevin Zhen

Kevin Zhen is currently a first-year law student at Columbia Law School. He graduated with a Honors in Political Science at New York University (NYU) and wrote a research thesis on the presence of self censorship in Chinese Social Media. While he was an undergraduate at NYU, Kevin took the initiative to go to China and assist in the inaugural class of NYU: Shanghai. As a Residential Assistant, Kevin helped lead a diverse community made up of both Asian and American students, as well as some International students. His Asian-American background really helped bridge the gap between those two groups.

Kevin speaks both Cantonese and Mandarin. He is currently an active member of APALSA and helped plan the annual APALSA Conference

Tiffany Young

Tiffany Young is a 1L Conference Chair for Columbia Law School's APALSA. She is a Los Angeles native and extremely grateful for the mild winter this year. She recently graduated from the University of Southern California with a degree in Electrical Engineering and enjoys volunteering her time tutoring students. Tiffany hopes to pursue a career in cybersecurity and data privacy law. In her free time, Tiffany indulges in cat videos, fishing, and playing her flute.

Speakers

Asian American Legal Struggles

Glenn D. Magpantay



Glenn D. Magpantay, Esq. is one of the nation's foremost gay Asian leaders and long-time activists, having been organizing in the LGBT community for nearly 25 years.

He is the Executive Director of the National Queer Asian Pacific Islander Alliance (NQAPIA), a national federation of Asian American, South Asian, Southeast Asian, and Pacific Islander lesbian, gay, bisexual, and transgender organizations, where he raises funds and oversees NQAPIA trainings and campaign on immigrant's rights.

He brings to this work nearly a decade of working with local LGBT API groups. He is a former co-chair of the Gay Asian & Pacific Islander Men of New York, a political, educational, social, and peer-support group. Under his leadership, the group organized the first ever testimony before The White House Initiative on Asian Americans & Pacific Islander in 2000.

He co-organized national and regional conferences for LGBT APIs to network, organize, and build capacity. He was named as one of Instinct Magazine's "25 Leading Men of 2004," in the magazine's November 2004 power issue.

Professionally, Glenn is a civil rights attorney at the Asian American Legal Defense and Education Fund (AALDEF). He is a recognized authority on the federal Voting Rights Act and Asian American political participation, including bilingual ballots, election reform, minority voter discrimination, multilingual exit polling, and census. AALDEF has also filed briefs with federal and state courts in support of same-sex marriage and civil rights for lesbians and gays.

Glenn has given commentary to numerous media outlets. His comments on the intersections of gay rights and traditional civil rights law appeared in the April 2001 issue the N.Y.U. Review of Law and Social Change. He co-authored the National Gay & Lesbian Task Force's report, *Redistricting and the Gay, Lesbian, Bisexual, and Transgender Community, A Strategy Memo* (2001). In 1994, he spoke at the National March on Washington for Lesbian, Gay, and Bi Equal Rights and Liberation.

Glenn attended the State University of New York (SUNY) at Stony Brook on Long Island, and as a beneficiary of affirmative action, graduated cum laude from the New England School of Law, in Boston.

Elizabeth Ling

Elizabeth Ling is a staff attorney in the Family Defense Practice of Brooklyn Defender Services. She received her B.A. in Anthropology and East Asian Studies from Wesleyan University. After college, Elizabeth enrolled in a dual-degree program and received her J.D. and M.S.W. from Fordham University in 2015.

In law school, Elizabeth was a member of the Stein Scholars for Public Interest, co-director of the Youth Advocacy Law Association, and a student in the Criminal Defense Clinic. She also worked as a research assistant for Fordham's Family Advocacy Clinic professor and assisted with a paper challenging mandatory reporting laws in cases of neglect. During her summers, Elizabeth represented victims of domestic violence in family court, helped develop training materials for judges, and assisted undocumented youth gain immigration status. Through her social work program, Elizabeth also became trained in trauma-informed therapies.



Anita Wu

Anita Wu is currently the interim supervising attorney for the housing unit at Manhattan Legal Services, part of Legal Services NYC. Manhattan Legal Services provides free legal services to low-income residents in many areas including housing and tenant's rights, immigration, family law & domestic violence, government benefits, disability advocacy, consumer rights, HIV advocacy, and employment law.

She graduated from a joint J.D./LL.M. program from the University of Hong Kong and University of Pennsylvania Law School.

Since law school graduation, she has worked as a housing attorney at Manhattan Legal Services where she helped develop two Chinatown intake sites for low income Chinese tenants seeking housing advocacy. She has a strong relationship with many Chinatown based community organizations, Chinese housing advocates, and the Chinese media.

Anita speaks Cantonese and Mandarin which enables her to build a strong rapport with Chinese tenants. She has successfully defended a group of tenants from a Chinatown building wide mass eviction case, sought to correct dangerous conditions in a group HP case in a Chinatown building, and won many holdover and nonpayment cases on behalf of her Chinatown tenants.

Anita is actively involved in the Asian American Bar Association of New York, where she served as a co-chair of the Government Service and Public Interest Committee from 2015 through 2017.

Donna Chiu

Donna Chiu is the Director of Housing and Community Services at Asian Americans for Equality (AAFE). AAFE works to help New York's diverse communities have equal access to New York's growing opportunities through advocacy, empowerment, and education initiatives. Ms. Chiu works to preserve the City's dwindling affordable housing stock by helping tenants understand their rights, to stand up for those rights, and to encourage and engage them as community stakeholders. She has had great success organizing monolingual Chinese immigrant senior citizens to stand up to their predatory equity owners and fight back against tenant harassment. She also partners closely with other community-based organizations on legislative and agency advocacy to fight back against owners using construction as a harassment tactic (Stand for Tenant Safety); and in the citywide tenant organizing movement against predatory equity owners (Stabilizing NYC). Last year, Ms. Chiu was recognized for her dedication and contribution to providing civil legal assistance to the poor in New York City at the 47th Annual Legal Services Award hosted by the New York City Bar Association. In 2015, she was honored by Manhattan Legal Services with the Community Partner Award. She was also honored by CAAAV Organizing Asian Communities Chinatown Tenants Union with the Community Ally Award for her work organizing and providing legal representation to tenants being harassed by a notorious Chinatown landlord.



Before joining AAFE, for almost a decade, Ms. Chiu litigated eviction cases as a legal services attorney to keep some of New York's most vulnerable residents in their long-term, rent protected homes. She also helped tenants bring affirmative litigation in Housing Part actions against landlords to force them to make repairs and correct housing standard violations. She has conducted multiple trainings on tenants' rights in both English and Chinese-Cantonese. She has also been featured in media appearances as a subject matter expert on tenant advocacy.

Ms. Chiu is an immigrant from Hong Kong, China and a native Chinese-Cantonese speaker. She takes great pride in being able to leverage her background to provide linguistically and culturally appropriate services. Ms. Chiu received her J.D. from City University of New York School of Law in 2005 and received her B.A. cum laude from Fordham University at Lincoln Center in 2002.

Asian American Leadership

Concepcion Montoya



Concepcion A. Montoya brings nearly 15 years of trial and litigation experience to her practice, specifically consumer defense and employment law. Ms. Montoya has litigated in the federal courts of New York and New Jersey in more than 40 class action lawsuits involving claims brought under various federal and state consumer and employment laws. In addition, Ms. Montoya has worked extensively in legal malpractice defense and general commercial litigation.

Ms. Montoya is widely recognized for successful strategies that resolve litigation disputes involving consumer defense claims and employment law. Ms. Montoya's clients have also benefitted from her risk management programs and counseling on all aspects of consumer defense and employment regulations.

Ms. Montoya joined Hinshaw & Culbertson LLP in 2005 and was made Partner in 2010. Ms. Montoya is a member of Hinshaw's Diversity Committee

In the field of consumer class action litigation, Ms. Montoya frequently defends leading financial services organizations against claims arising from various federal statutes, including the Fair Debt Collection Practices Act (FDCPA), the Fair Credit Reporting Act (FCRA), the Telephone Consumer Protection Act (TCPA), the Truth-in-Lending Act (TILA), and the Real Estate Settlement Procedures Act (RESPA). Her clients include banks, credit card companies, creditors, loan servicers, mortgage lenders, debt buyers and third-party debt collectors. She also counsels clients in the financial and consumer industries regarding compliance with federal and state regulatory standards.

Ms. Montoya brings substantial experience to her employment law practice. She has defended employment discrimination claims brought pursuant to Title VII and other employment claims, which include the Fair Labor Standards Act (FLSA). Ms. Montoya is also experienced in defending claims involving the Americans with Disabilities Act (ADA), specifically involving premises accessibility litigation. Her clients reflect widely diverse industries, from food service providers to telecommunications and construction.

As a trial attorney, Ms. Montoya has defended multiple federal jury trials and arbitration with successful defense verdicts, and defended clients before the Equal Employment Opportunity Commission, the New York State Division of Human Rights and the New York City Commission on Human Rights.

Ms. Montoya has also designed and conducted training workshops for clients in the consumer lending industry regarding compliance with the FDCPA, FCRA, and TCPA and regulations promulgated by the Consumer Federal Protection Bureau (CFPB).

Before joining Hinshaw, Ms. Montoya was an Assistant Corporation Counsel in the Special Federal Litigation Division of the Office of the Corporation Counsel of the City of New York, where she defended the City and its municipal employees in federal civil rights actions. During her tenure with the Corporation Counsel, Ms. Montoya was awarded "Legal Rookie of the Year 2000-2001," for demonstration of outstanding performance, promise, dedication, a solid work ethic, constructive attitude, and willingness to contribute to a positive work environment. In 2004, she received the "Municipal Affairs Award" for outstanding achievement in the New York City Law Department, from the Municipal Affairs Committee of the Association of the Bar of the City of New York.

June S. Dipchand

June S. Dipchand is a corporate partner at Skadden, Arps, Slate, Meagher & Flom LLP and Affiliates, concentrating in mergers and acquisitions, securities law and general corporate law matters.

Ms. Dipchand advises public and private clients in connection with various U.S. and cross-border corporate transactions, including negotiated and contested acquisitions, dispositions, mergers, joint ventures, leveraged buyouts, carveouts, strategic investments, financings, restructurings, recapitalizations and reorganizations. In addition, she has represented numerous clients with respect to a wide array of corporate law matters, including corporate governance, SEC reporting obligations and takeover preparedness.



Joon Kim



Joon H. Kim is the Deputy United States Attorney for the Southern District of New York. He was promoted to that position in July 2015 after serving as Chief of the Criminal Division from July 2013 to July 2014. Prior to that, from April 2013 to July 2014, Mr. Kim served as the Chief Counsel to the U.S. Attorney.

As the Deputy U.S. Attorney, Mr. Kim oversees and supervises the work of all of the approximately 220 Assistant U.S. Attorneys in the Office, both in the Criminal and Civil Divisions. That work includes prosecutions of terrorism, white-collar and financial crimes, including securities and commodities fraud, violent and organized crime, cybercrime and public corruption, as well as all the Office's affirmative and defensive civil litigation and asset forfeiture work.

Before returning to the U.S. Attorney's Office in 2013, Mr. Kim was a litigation and enforcement partner at the law firm of Cleary Gottlieb Steen & Hamilton LLP. Mr. Kim's practice at Cleary Gottlieb focused on white-collar criminal defense and regulatory enforcement, as well as commercial civil litigation and international arbitration.

From 2000 to 2006, Mr. Kim was an Assistant U.S. Attorney investigating and prosecuting a wide variety of crimes, including racketeering, murder, money laundering, securities fraud, firearms and narcotics offenses, tax evasion, and terrorism. He spent his last four years of his first tour in the Office in the Organized Crime and Terrorism Unit, prosecuting mostly violent organized crime syndicates, including Asian gangs and the Mafia.

Mr. Kim graduated Phi Beta Kappa from Stanford University in 1993 and graduated cum laude from Harvard Law School in 1996. After law school, he clerked for the Honorable Miriam Goldman Cedarbaum of the Southern District of New York until 1997.

Julius Towers

Julius Towers is the Chief Personal Care, Hill's, and Transactions Trademark Counsel for Colgate-Palmolive Company. In addition, he also oversees the Trademark Department's Operations and is the chair of the Colgate-Palmolive Global LGBT & Allies Employee Resource Group. Previously, he was Senior Counsel (Intellectual Property) at Bristol-Myers Squibb (BMS), in New York City, where he chaired the BMS Law Department Diversity Committee. Prior to BMS, Towers was an associate in the Intellectual Property Practice Group of Pillsbury Winthrop Shaw Pittman LLP, in New York City. His practice includes trademarks, copyrights, anti-counterfeiting, and digital media law.



Julius is a graduate of Florida State University and the University of Pennsylvania Law School, where he was the co-president of Penn Law Lambda, currently serves on the Law School Alumni Society's Board of Managers, and is a co-founder of the Penn Law Asian-American Alumni Network. A member of the New York Bar, Julius is a volunteer lawyer with the NY Family Court Volunteer Attorney Program and a mentor with Legal Outreach, Inc., and is an active member of The National LGBT Bar Association and the Filipino American Lawyers Association of New York.

David Lat



David Lat is the founder and managing editor of *Above the Law*, an award-winning website about the legal profession that reaches more than 1 million unique visitors a month. David's writing has also appeared in the *New York Times*, the *Wall Street Journal*, and the *Washington Post*, among other publications. Prior to *Above the Law*, he launched *Underneath Their Robes*, a blog about federal judges.

Before entering the media world, David worked as a federal prosecutor in Newark, New Jersey; a litigation associate at Wachtell, Lipton, Rosen & Katz, in New York; and a law clerk to Judge Diarmuid F. O'Scannlain of the U.S. Court of Appeals for the Ninth Circuit. David graduated from Harvard College and Yale Law School, where he served as an editor of the *Yale Law Journal*.

David's first book, *Supreme Ambitions: A Novel*, was published in 2014. According to the *New York Times*, "for an elite niche — consisting largely of federal judges and their clerks — *Supreme Ambitions* has become the most buzzed-about novel of the year."

“Foreign” Americans: Asian Americans and Race

Rose Cuison Villazor

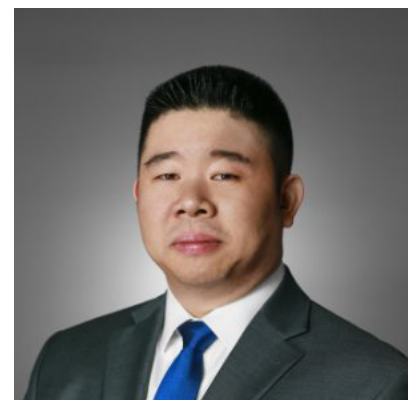


Professor Rose Cuison Villazor is Professor of Law and Martin Luther King, Jr. Hall Research Scholar at UC Davis School of Law. She teaches, researches and writes in the areas of immigration and citizenship law, property law, Asian Americans and the law, equal protection law, and critical race theory. Professor Villazor obtained an LL.M. from Columbia Law School and a J.D. from the American University Washington College of Law, where she served as Notes and Comment Editor of the American University Law Review. Professor Villazor is a prolific writer and has published numerous articles in major law reviews and journals, such as the New York University Law Review, the California Law Review, and the Fordham Law Review, just to name a few.

She received the 2011 Derrick A. Bell Award, which is given by the Association of American Law Schools (AALS) Minority Section to a junior faculty member who, through activism, mentoring, teaching and scholarship, has made an extraordinary contribution to legal education, the legal system, or social justice. From 2004 to 2006, she served as a Human Rights Fellow at Columbia Law School, focusing on the domestic application of international human rights. We are excited to have her back as a visiting professor this year.

William Wang

William Wang served as president for the Asian American Bar Association of New York last year and is an Assistant Attorney General in the Charities Bureau of the Office of the New York State Attorney General. William works in the Enforcement Section, where he conducts investigations and civil litigation of fraud, misappropriation, and breaches of fiduciary duty in charitable organizations. In 2005-2006, he clerked for Chief Judge Edward R. Korman in the United States District Court for the Eastern District of New York. William is formerly associated with the law firms of Lee Anav Chung White & Kim LLP, Patterson Belknap Webb & Tyler LLP and Bryan Cave LLP. At Patterson Belknap, William represented large institutions in securities, antitrust and intellectual property litigation. William obtained his J.D. from Brooklyn Law School, magna cum laude, in 2003. At Brooklyn, he was an editor for the Brooklyn Journal of International Law.



William is also actively involved in community and volunteer activities. William is a former President of Project by Project (NY, 2009), a national non-profit organization, and also volunteers for Apex for Youth and the Dynasty Project, coaching basketball to elementary and middle school at PS1 in the Lower East Side/Chinatown.

Rex Chen

In the 2015-16 academic year, Rex Chen was a part-time adjunct professor with the Child Advocacy Clinic at St. John's Law School. He chose not to continue with the adjunct teaching position and is now focusing full-time on Safe Passage Project as an immigration attorney who defends unaccompanied children.

He has spoken about race issues, immigration issues, and Asian American issues as part of an evening program about race issues at St. John's Law School earlier this year.

Mr. Chen knows a great deal about immigration law, illegal home raids by immigration officials, major immigration litigation topics being raised across the country, and how it impact the Asian community. He is on the Board of Directors of the National Immigration Project, which is affiliated with the National Lawyers Guild and its staff is doing excellent litigation to challenge the government.

Although not currently involved with the Asian American Bar Association of New York (AABANY), for several years Mr. Chen was a co-chair of its Issues Committee and raised numerous issues that affected the Asian community. He also helped a group of community members on the David Wong Support Committee to challenge the wrongful murder conviction of a Chinese immigrant and even made a short documentary video about the case.

Microaggressions and Discrimination in the Workplace

Richard Young



Richard Young is partner at Young & Ma LLP and founder of the New York Asian Professionals Meetup, a network of over 7,000 professionals. Richard specializes in employment and discrimination law, focusing primarily on servicing employees in large institutions and small businesses in or working with those in the NYC metropolitan area. Richard obtained his J.D. from Fordham University School of Law, where he wrote for the Fordham International Law Journal.

Ji Hye Young

Ji Hye is a partner at Schulte, Roth, & Zabel LLP, focusing her practice on commercial and corporate finance transactions and representation of private equity funds, hedge funds, investment banks and borrowers in a wide range of domestic and cross-border financing transactions, including asset-based and cash-flow facilities, acquisition and leveraged finance facilities, working capital facilities, secured financings, syndicated credit facilities, and subordinated debt financings. She has represented private equity funds as the agent for a syndicate of lenders to finance the acquisition of a national wealth management company and as a senior secured financing facility to support the construction of a major New York City tourist attraction, as well as foreign banks in a working capital credit facility to a refiner and retailer of petroleum products. Ji Hye earned her J.D. from Fordham University School of Law.



Thomas Y. Yee



Thomas Y. Yee, a partner in the Orange County office of Knobbe Martens, focuses on optimizing the commercial value of the intellectual property of our clients. Leveraging his diverse business experiences, Mr. Yee counsels clients on strategic actions for patent portfolio development, intellectual property transactions and licensing, and trademark portfolio procurement.

The clients that Mr. Yee serves vary from sole inventors and medium-size companies to large multi-national corporations, all in a diverse set of industries, including medical devices, financial services, internet startups, automotive, electronics, software, medical informatics, biotech, warehousing logistics and components, religious institutions, sporting goods, and baby products. Mr. Yee advises business leaders across the U.S. and around the world, such as in Honolulu and Hong Kong, as well as other parts of China and Europe.

Prior to joining the firm, Mr. Yee was one of the youngest managers in the Internet division of the American Express Company, where he was responsible for a re-engineering initiative of the worldwide website for the company. Mr. Yee also conducted due diligence for the founders of a New York City based venture capital firm, Silicon Alley Seed Investors, specifically evaluating \$1-2 million investments in early stage startups.

Additionally, Mr. Yee served as a business development manager at a Silicon Alley financial services software company, TradingNews. At Walker Digital, the Internet incubator that created Priceline.com, Mr. Yee worked on the creation of two startup companies, where he was responsible for managing business development work with the company's development partner, Bain Consulting in Boston, and for overseeing the technical development work with the company's software development teams in New York and Atlanta.

The “It” Factor: How Impressions Make a Difference



Steve Chung

Steve Chung is a Senior Vice President at NBCUniversal where he serves as a lead content lawyer for the Owned Television Stations Division, NBC News and the TODAY Show. He collaborates with senior management and producers on a wide range of matters. Steve is currently a member of NBCUniversal’s diversity council and was a chair of the outside counsel committee devoted to the retention of diverse attorneys and firms. He is a former Director for the Board of the Asian American Bar Association of New York, and developed an ongoing series of group mentoring programs for lawyers. Prior to joining NBCUniversal, Steve was a litigator at Davis Wright Tremaine LLP and Debevoise and Plimpton LLP and was a federal law clerk in the Northern District of California. He is a graduate of Harvard Law School and had a prior career as a management consultant, focused

on a data-driven approach to developing business strategies.

Lawrence G. Wee

Lawrence G. Wee is a partner in the Corporate Department and a member of the Capital Markets and Securities Group at Paul Weiss. He focuses on capital markets and finance transactions and securities regulation. Larry’s practice includes public and private equity offerings, high-yield and investment-grade debt offerings, convertible debt offerings and offerings of asset-backed securities. Larry has extensive experience representing private equity firms and other financial sponsors (and their portfolio companies) in capital markets and financing transactions. He also represents public companies in connection with their ongoing securities law and corporate governance matters and advises in connection with public mergers and acquisitions transactions. Larry also has extensive experience in debt consent solicitations, debt restructurings and exchange offers.



Larry is a Co-Chair of the Corporate Law Committee of the Asian American Bar Association of New York and is also a member of the Board of Regents of Trinity International University. He is the author of “An Illustrated Guide to High-Yield Debt Standard Covenants” which he has presented at the Practising Law Institute’s “Understanding the Securities Laws” program. Larry is recognized by Chambers and The Legal 500 as a leading capital markets lawyer and by BTI Consulting Group as a Client Service All-Star.

Larry received his B.A. from Yale College, 1991, summa cum laude, and his J.D. from Harvard Law School, 1994, cum laude.

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