

JAY CONISON
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**ACADEMIC
EMPLOYMENT:**

Dean 1998-

Valparaiso University School of Law
Wesemann Hall
656 S. Greenwich Street
Valparaiso, IN 46383-6493

Interim Dean 1997-98
Professor and Associate Dean 1994-97
Associate Professor 1993-94
Assistant Professor 1990-93

Oklahoma City University School of Law
2501 N. Blackwelder
Oklahoma City, Oklahoma 73106-1402

EDUCATION:

Yale College, B.A. 1975
University of Minnesota, M.A. 1978 (Philosophy)
University of Minnesota,
J.D. Magna Cum Laude 1981
Order Of the Coif
Law Review, Notes and Comments Editor

LEGAL EMPLOYMENT:

Sonnenschein Nath & Rosenthal
Chicago, Illinois 1981-1990

BOOKS AND CHAPTERS

EMPLOYEE BENEFIT PLANS IN A NUTSHELL (3d ed.) (West 2003)

EMPLOYEE BENEFIT PLANS IN A NUTSHELL (2d ed.) (West 1998)

The Impact of ERISA on Secured Lending, Chapter 12A of SECURED TRANSACTIONS UNDER THE UNIFORM COMMERCIAL CODE (Matthew Bender 1994)

EMPLOYEE BENEFIT PLANS IN A NUTSHELL (West 1993)

Chapter 15, "State of Illinois," in ABA ANTITRUST LAW SECTION, STATE ANTITRUST PRACTICE AND STATUTES (with R. T. Joseph, R. C. Busey, A.S. Burt & S. H. Rice) (1990)

MAJOR ARTICLES

Law School Education and Liberal CLE, 40 Val. U.L. Rev. 325 (2006)

Success, Status, and the Goals of a Law School, 37 U. Tol. L. Rev. 23 (2005)

Financial Management of the Law School: Costs, Resources, and Competition, 34 U. Tol. L. Rev. 37 (2002)

Assurance, Reliance and Expectation, 6 S. Cal. Interdisc. L.J. 335 (1998)

The Pragmatics of Promise, 10 Can. J.L. & Jurisp. 273 (1997)

ERISA and the Language of Preemption, 72 Wash. U.L.Q. 619 (1994)

What Does Due Process Have To Do With Jurisdiction?, 46 Rutgers L. Rev. 1071 (1994)

Suits for Benefits Under ERISA, 54 U. Pitt. L. Rev. 1 (1992)

Foundations Of The Common Law Of Plans, 41 DePaul L. Rev. 575 (1992)

The Federal Common Law Of ERISA Plan Attorneys, 41 Syracuse L. Rev. 1049 (1990)

Restrictive Lease Covenants And The Law of Monopoly, 9 Franchise L.J., Summer 1990, at 3

Retail Price Ceilings And The Rule Of Reason, 8 Franchise L.J., Summer 1988, at 1

OTHER PUBLICATIONS

The State of Tort Law at the Turn of the Millenium—An Introduction, 34 Val. U.L. Rev. 555 (2000)

Has the Time Come and Gone? Calculating the Limitations Period on Suits to Recover Unpaid Multiemployer Withdrawal Liability (Board of Trustees, Bay Area Laundry and Dry Cleaning Pension Trust Fund v. Ferbar Corp. Of California, Inc.), 1997-98 Preview of United States Supreme Court Cases 89

Franchising Currents (Column), 16 Franchise L.J. 156 (1997) (with Kim Lambert and Dennis Wiczorek) *Does ERISA Preempt a State Tax on the Income of Medical Centers Owned and Operated by ERISA-Governed Healthcare Plans? (DeBuono v. NYSA-ILA Medical and Clinical Services Fund)*, 1996-97 Preview of Supreme Court Cases 302

When Does ERISA Preempt State Regulation of Apprenticeship Plans? (California Division of Labor Standards Enforcement v. Dillingham Construction, NA), 1996-97 Preview of United States Supreme Court Cases 79

Franchising Currents (Column), 15 Franchise L.J. 121 (1996) (with Kim Lambert and Andrew Loewinger)

When Is the Process of Amending a Pension Plan Subject to ERISA's Fiduciary Rules? (Lockheed Corp. v. Spink), 1995-96 Preview of United States Supreme Court Cases 340

When Is a Proceeding to Pierce the Corporate Veil a Matter For Federal Courts? (Peacock v. Thomas), 1995-96 Preview of United States Supreme Court Cases 60

Franchising Currents (Column), 15 Franchise L.J. 20 (1995) (with David Gurnick and Anita Blair)

Copyright and the Franchise, 14 Franchise L.J. 69 (1995)

Franchising Currents (Column), 14 Franchise L.J. 6 (1994) (with David Gurnick and John Dienelt)

Doing it Right: What Language Must an Employer Benefit Plan Contain to Validate Changes in Benefits (Curtiss-Wright Corp. v. Schoonejongen), 1994-95 Preview of United States Supreme Court Cases 170

Do ERISA's Fiduciary Rules Apply to an Insurance Company's General Account Assets? (John Hancock Mutual Life Insurance Co. v. Harris Trust and Savings Bank), 1993-94 Preview of United States Supreme Court Cases 11

Can Nonfiduciaries Be Held Liable For Damages If They Participate In A Breach Of Duty By An ERISA Plan Fiduciary? (Mertens v. Hewitt Associates), 1992-93 Preview of United States Supreme Court Cases 207

Franchising Currents (Column), 13 Franchise L.J. 49 (1993) (with Kim A. Goodhard and Larry C. Becnel)

Seeking A Preliminary Injunction, 12 Franchise L.J. 127 (1993)

Franchising Currents (Column), 12 Franchise L.J. 77 (1993) (with Kim A. Goodhard)

ERISA Basics For Creditors And Attorneys, 46 Consumer Fin. L.Q. Rpt. 156 (1992)

Franchising Currents (Column), 11 Franchise L.J., Fall 1991, at 41

Fiduciary Litigation Involving Employer Stock And Employee Stock Ownership (with Roger C. Siske), in First Annual ERISA Litigation Conference (Prentice Hall 1988)

EDITORSHIPS

Franchise Law Journal, Topic & Article Editor, 1990-1996

Minnesota Law Review, Notes & Comments Editor, 1980-81

COURSES TAUGHT

Civil Procedure
Federal Jurisdiction
Copyright
Intellectual Property

Employee Benefit Plans
Legal Method/Legal Process
Advanced Legal Method
Seminar: Legal Reasoning

OTHER EDUCATION

Understanding and Solving Complex Business Problems, Sloane School of Business, Massachusetts Institute of Technology, December 2006

Program on Negotiation at Harvard Law School, Program on Negotiation for Senior Executives, Spring 2006

Harvard Graduate School of Education, Management Development Program, Summer 2002

BAR MEMBERSHIPS

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|----------------------------------|------|-------------------------------|------|
| Illinois | 1981 | | |
| United States Supreme Court | 1990 | Northern District of Illinois | 1981 |
| | | Eastern District of Wisconsin | 1984 |
| Seventh Circuit Court of Appeals | 1986 | Western District of Oklahoma | 1990 |
| Eighth Circuit Court of Appeals | 1988 | | |

ORGANIZATIONS AND SERVICE

Legal Education

American Bar Association, Section of Legal Education and Admissions to the Bar

Accreditation Committee 2005-

ABA/AALS Sabbatical Inspection Teams (Member, Chair, AALS Reporter) and LL.M. and Summer Program Inspector 1998-

Committee on Clinical and Skills Education 1998-2004 (Co-chair 2001- 2004)

Association of American Law Schools

Libraries and Technology Committee 1999-2002

Section on Employee Benefits, Executive Committee 2001- 03; Chair 2002

Law School Admission Council

Finance and Legal Affairs Committee 1997-2001

Indiana State Bar Association

Professional Legal Education, Admission, and Development Section, Chair-Elect 2000-01, Chair 2001-02

Indiana Legal Education Conclave, Program Vice-Chair 2001-02

Legal Education Conclave Committee, Vice-Chair 2002-03; Chair 2003-04

Other

John Marshall Law School Employee Benefits Advisory Board 2003-

University of Minnesota Law School Board of Visitors 1999-2004

Oklahoma Bar Association Mandatory Pre-Admission Task Force 1997-98

Bar Associations

Illinois
Indiana
Porter County, IN
Lake County, IN
Chicago, IL

Other Legal Organizations

Indiana Bar Foundation, Fellow (1998-) and Trustee 1998-2005
Indiana Continuing Legal Education Forum, Director (1998-), Secretary 2003-05, Chair, Curriculum Committee 2007-
Porter County Inns of Court 1998-2003
Federal Administrative Law Judge Screening Panel (Oklahoma-Arkansas) 1994-97
Second Tuesday Program Committee, Oklahoma Chapter, International Franchise Association 1994-97
American Civil Liberties Union of Illinois, Participating Attorney 1981-85

Other Service

Greater Valparaiso Chamber of Commerce, Board of Directors 2002-
Jewish Federation of Northwest Indiana, Board of Directors 2002-05
Oklahoma City University Presidential Search Committee 1997-98
Oklahoma City Intercongregational Jewish Education Committee 1994-96

Other Community Organizations

Indiana Society of Chicago 1998-2002
Valparaiso Rotary Club 1998-2003