

Curriculum Vitae

DONALD O'BRIEN MAYER, LL.M., J.D.

Professor of the Practice of Business Ethics & Legal Studies,
Daniels College of Business,
University of Denver

PROFESSIONAL EXPERIENCE

- Current: Professor of the Practice of Business Ethics & Legal Studies, Daniels College of Business.
- July 2015 – May 2016: Visiting Professor of Business Ethics and Social Responsibility, St. Mary's College, Moraga, California (teaching Globalization, and Business Ethics and Social Responsibility).
- March 2014 – May 2016: Chair, Business Ethics and Legal Studies Department, Daniels College of Business, University of Denver
- Fall 2007 – May 2015: Professor in Residence, Daniels College of Business, University of Denver, Denver, Colorado (teaching International Business Law, Ethics for the 21st Century Professional, Creating Sustainable Enterprises, Leadership Challenges for Executives, Law and Public Policy)(Executive MBA, Professional MBA, and undergraduate programs).
- Fall, 2010: Arsht Visiting Business Ethics Scholar, University of Miami. Visiting Professor of Law and Ethics for Global Business, Antwerp Management School, Antwerp, Belgium.
- July – Oct. 2008 - 2009: Visiting Professor of Law and Ethics, Manchester Business School Worldwide (teaching Law and Ethics for Global Business in England, Singapore, Malaysia, and the United Arab Emirates).
- Apr – May 2006. Visiting Professor, University of Iowa MBA Program (teaching Business Ethics).
- Feb. 2001 – Aug. 2007: Professor of Management, Oakland University School of Business Administration (teaching Legal Environment of Business, Business Ethics, International Business Ethics, International Law, and Environmental Law and Policy).
- Aug. 2002 – 2003. Visiting Professor of Law, History, and Communication, University of Michigan, Ann Arbor (on leave from Oakland University, AY 2002-03) (Teaching Business Ethics, Marketing Law, Business Organizations, and the Legal Environment of Business).
- Oct. 2000 – Dec. 2001. Associate Dean for External Programs and Assessment, Oakland University School of Business Administration.
- Jan. – June 1999. Visiting Instructor, California Polytechnic State University, San Luis Obispo, CA, College of Business, Department of

Global Strategy and Law (teaching Business, Government and Society, and Business Law).

- 1995 – 2000. Associate Professor of Management, Oakland University School of Business Administration (teaching Legal Environment of Business, Business Ethics, and International Business Law at B.S. and M.B.A. levels).
- 1990 – 1994. Assistant Professor of Management, School of Business Administration, Oakland University, Rochester, Michigan.
- 1985 – 1990. Assistant Professor of Business Law, School of Business, Western Carolina University, Cullowhee, NC.
- 1984 – 1985. Chief Clerk for Legal Research, Wilkes, Artis, Hedrick and Lane, Chartered, Washington, DC. LL.M. candidate, Georgetown University Law Center.
- 1975 – 1983. Private law practice in Asheville, North Carolina. Associate, Lee and Lee, Attorneys at Law; Partner, Reynolds, Fowler, Nesbitt, Crawford, and Mayer; solo practitioner, Donald O. Mayer, P.A.; in-house counsel, Holiday Inns of Asheville, N.C.
- 1973 – 1975: Office of the Staff Judge Advocate, Frances E. Warren Air Force Base, Cheyenne, Wyoming. Captain, USAF, Chief of Military Justice.

EDUCATION

LL.M. (1985) International and Comparative Law, Georgetown University Law Center, Washington, D.C.

Master's Thesis on the Export of Hazardous Products to Developing Countries (supervised by Robert Stein, Environmental Mediation International, Washington D.C.).

Top honors in International Trade Law, Environmental Law, International Human Rights Law.

J.D. (1973) Duke University Law School, Durham, North Carolina.

A.B. (1970) Kenyon College, Gambier, Ohio.
Magna cum laude, honors in philosophy. Phi Beta Kappa.

RESEARCH AND PUBLICATIONS

Books

- Advanced Business Law, 2nd edition, Flatworld Knowledge (2016), lead author, with Daniel Warner, George Siedel, and Jethro Lieberman.
- Sustainability, Ethics, and the Law, Cengage Publishing (2013)

- International Business Law: Cases and Materials, 6th Edition (2013) (Pearson/Prentice-Hall)(co-authors, Ray August and Michael Bixby)
- Business Law: Cases and Materials, volume 1: Flatworld Publishing (2011) (with Dan Warner, George Siedel, and Jethro Lieberman)
- Business Law: Cases and Materials, volume 2: Flatworld Publishing (2012) (with Dan Warner, George Siedel, and Jethro Lieberman)
- Good Business: Exercising Effective and Ethical Leadership. (Routledge: Taylor and Francis) (2010) (co-edited with James O'Toole)
- International Business Law: Cases and Materials, 5th Edition (2009) (Pearson/Prentice-Hall)(co-authors, Ray August and Michael Bixby)

Journal Articles

- "The Law and Ethics of CEO Activism," Journal of Law, Business, and Ethics, volume 23 (forthcoming, 2017)
- "Crime and Punishment (or the Lack Thereof) for Financial Fraud in the Subprime Mortgage Meltdown: Reasons and Remedies for Legal and Ethical Lapses," 51 American Business Law Journal (Fall 2014), pp. 515-597(with Anita Cava and Catharyn Baird).
- "Individual Criminal Liability for Financial Fraud in the United States: A Moral and Legal Imperative," 14 Atlantic Law Journal (2012), pp. 1 - 33.
- "China's Export Restrictions of Raw Materials and Rare Earths: A New Balance Between Free Trade and Environmental Protection?" 44 George Washington International Law Review, pp. 579 - 642 (2012). (Co-author, Ruth Jebe, University of Denver.)
- "Legal Loopholes: Business Ethics and Corporate Legal Strategy," 48 American Business Law Journal, (Winter 2011), pp. 713 - 763.
- "Clean Hands and the CEO: Equity as an Antidote for Excessive Compensation," 12 University of Pennsylvania Journal of Business Law, (2010) pp. 947 - 1011. (Leigh Anenson, co-author)
- "Peaceful Warriors: Private Military Security Companies and the Quest for Stable Societies," 89 Journal of Business Ethics, (2010), pp. 387- 401.
- "Corporate Citizenship and Trustworthy Capitalism: Co-Creating a More Peaceful Planet," in 44 American Business Law Journal (Summer 2007), pp. 237 - 286.
 - Winner, Hoeber Award for Best Paper in the American Business Law Journal, volume 44.

- "Integrative Social Contract Theory and Urban Prosperity Initiatives," 72 Journal of Business Ethics (May 2007), pp. 263 - 278. (Anita Cava, co-author).
- "KPMG and 'Abusive' Tax Shelters: Key Ethical Implications for Legal and Accounting Professionals," 31 The Journal of the Legal Profession, (2007), pp. 43-74. (Ethan Burger and Peter Bowal, co-authors).
- "*Kasky v. Nike* and the Quarrelsome Question of Corporate Free Speech," 17 Business Ethics Quarterly, (January 2007), pp. 65 - 96.
- "Public Interest and Private Rights in Eminent Domain: Moving Beyond *Kelo v. New London*," 38 Business Law Review (Spring 2006), pp. 57 - 75.
- "Supreme Court Allows California Gun Victims' Suit to Proceed to Trial Against Gun Manufacturers and Distributors," 33 Journal of the Academy of Marketing Science, p. 636 (Fall 2005).
- "Fort's 'Business as Mediating Institution' – A Holistic View of Corporate Governance and Ethics," 41 American Business Law Journal, pp. 595 - 619. (Summer 2004).
- "Yes! We Have No Bananas: *Forum Non Conveniens* and Corporate Evasion," Academy of Legal Studies International Business Law Review, vol. 4, at 130 - 154 (2004) (Winner, Ralph Bunche Award, 2003).
- "DDT and the Precautionary Principle," South Carolina Environmental Law Review, Vol. 9, No. 2 (Spring 2002), pp. 135 - 179.
- "Corporate Governance in the Cause of Peace: An Environmental Perspective," Vanderbilt Transnational Law Journal, Vol. 35, No. 2 (March 2002), pp. 585 - 683.
- "Communities, Business Ethics, and Global Capitalism," 38 American Business Law Journal, (Summer 2001), pp. 215-260.
- "Greenhouse Gas Emissions and the Social Responsibility of Automakers," 103 Business and Society Review, (Fall 2000), pp. 347-360.
- "Environmental Law in Context: Integrating Ethics, Economics, and the International Dimension," 16 Journal of Legal Studies Education, (Winter/Spring 1998), pp. 3-18.
- "Lessons in Law from A Civil Action," 16 Journal of Legal Studies Education, (Winter/Spring 1998), pp. 113-148.
- "International Letters of Credit: Arbitral Alternatives to Litigating Fraud," 35 American Business Law Journal (Spring 1998) pp. 443-467. Article also reprinted in the 1998 Annual Survey of Letter of Credit Law & Practice, published by the Institute of International Banking Law and Practice, with my permission. (Mark Blodgett, co-author)

- "Arbitration of Employment Discrimination Claims and the Challenge of Contemporary Federalism," 47 South Carolina Law Review, No. 3 (Spring 1996) pp. 475-536. (Ellwood Oakley, co-author)
- "Social Contract Theory and Gender Discrimination: Some Reflections on the Donaldson-Dunfee Model," 5 Business Ethics Quarterly, (April, 1995) pp. 257-270. (Anita Cava, co-author)
- "Labeling, Packaging and Alleged Failures to Warn: Federal Pre-emption May Void Claims Based on State Law," 22 Journal of the Academy of Marketing Science, (Summer 1994) pp. 303-04.
- "International Environmental Protection and the GATT: The Tuna/Dolphin Controversy," 31 American Business Law Journal (September 1993) pp. 187-244. (David Hoch, co-author).
- "Ethics and the Gender Equality Dilemma for U.S. Multinationals," 12 Journal of Business Ethics (1993) pp. 129-136. (Anita Cava, co-author)
- "Gender Discrimination Abroad: Managerial Solutions to a New Legal Dilemma." 40 The Business & Economic Review (Oct/Dec. 1993), pp.13-16. (Anita Cava, co-author).
- "Integrating Environmental Law Issues into the Legal Environment Curriculum," 11 Journal of Legal Studies Education, (Summer/Fall 1993) pp. 163-186.
- "Federalism and the Arbitration of Employment Discrimination Claims," 26 Business Law Review (Spring 1993) pp. 39-56. (Ellwood Oakley, co-author)
- "Sovereign Immunity and the Moral Community," 2 Business Ethics Quarterly, (October 1992) pp. 411-434.
- "Contractual Arbitration and Choice of Forum Clauses: An Answer to Limits on Title VII's Extraterritorial Use?" 1 Southeastern Journal of Legal Studies (Spring 1992) pp. 1-19.
- "Arbitration of Employment Discrimination Claims Under the Federal Arbitration Act," 25 Business Law Review (Spring 1992) pp. 63-80.
- "Workplace Privacy and the Fourth Amendment: An End to Reasonable Expectations?" 29 American Business Law Journal (Winter 1992) pp. 625-663.
- "U.S. Civil Rights Law Does Not Protect U.S. Employees of U.S. Companies Abroad," 25 The Law Teacher (U.K.) No.2, pp. 173-178.
- "Deforestation and Global Warming: The Conflict Between State Responsibility and Sovereignty Over Natural Resources," 9 Midwest Law Review (Fall 1990) pp. 4 -32.
- "Global Warming and the Un-Ethics of Business-As-Usual," Journal of the Southern Business Law Association (1990) pp. 262-288.

- “Jurisdiction Over Foreign Companies: Minimum Contacts Become Even More Minimal (Irving v. Owens-Corning Fiberglas Corp.),” case comment published in Vol. 18, No. 2, Journal of the Academy of Marketing Science, (Spring 1990), pp. 182-183.
- “Unforeseeable Liability?: Distributor Ordered to Pay Damages for Improper, Non-marketed Use of Drug (Medics Pharmaceutical Corp. v. Newman),” case comment published in Vol. 18, No. 2, Journal of the Academy of Marketing Science, (Spring 1990), p. 183.
- “Chernobyl: Soviet Liabilities Under International Law,” 6 Midwest Law Review (Spring 1988) pp. 51-72.
- Donald O. Mayer and Heydar F. Pourian, “From Revolutions to Regulations: Legal Risk and Foreign Direct Investment in Latin America,” International Law Association Journal, (Fall 1987), pp. 1-9.

Book Chapters

- The Daniels Compass: Global business education for management professional, in Educating for Responsible Management: Putting Theory into Practice, Greenleaf Publishers (2016).
- Legal and Ethical Issues for Multinational Corporations, book chapter, with Ruth Jebe, in Good Business: Exercising Effective & Ethical Leadership, 2010, Routledge Publishing (Taylor and Francis).
- CSR and Corporate Excellence, book chapter, with Bruce Hutton, in Good Business: Exercising Effective & Ethical Leadership, 2010, Routledge Publishing (Taylor and Francis).
- “Institutionalizing Overconsumption,” in Westra and Werhane, eds., The Business of Consumption: Environmental Ethics and the Global Economy, published by Rowman-Littlefield & Co. (1998) pp. 67-90.

Cases

- Chiquita Brands and Terrorism: Legal Challenges and Ethical Dilemmas, European Case Clearing House (ECCH), Case 709-036-1, 2008.
- “Trading with the Enemy? The Case of American Avionics,” European Case Clearing House and the Center for International Business Education. (Fall 2001)

Encyclopedia Entries

- Environmental Law and Regulation, the Glass-Steagall Act, Garnishment, the Great Recession, forthcoming, Encyclopedia of Business Ethics and Society, (Sage Publications, 2017); Robert Kolb, ed.

- “Environmental Law and Regulation” in Encyclopedia of Business Ethics and Society, (Sage Publications, 2008); Robert Kolb, ed., pp. 751 – 759.
- "Boundaries of the Moral Community," in Blackwell's Encyclopedic Dictionary of Business Ethics, Pat Werhane and Ed Freeman, editors (1998) pp. 43-44.
- Foreign Corrupt Practices Act,” “Sex Discrimination,” “Negligence,” “Climate Change and the Framework Climate Change Convention,” “Stakeholders and Stakeholder Theory.” Encyclopedia of Business, Gale Publishing, Second Edition (2000). [Two additional articles were co-authored by then-Assistant Prof. Chris Carr of California Polytechnic State University, San Luis Obispo, California. They are “International Law,” and “International Commercial Arbitration,”].
- "Foreign Corrupt Practices Act," "International Free Trade," "International Arbitration," "Negligence," "Sex Discrimination," and "International Law," in the Encyclopedia of Business, Gale Publishing Co. (1996)

Instructor's Manuals

- Instructor's Manual and Test Bank to accompany INTERNATIONAL BUSINESS LAW AND ITS ENVIRONMENT, by SCHAEFFER, EARLE, AND AGUSTI (3rd Edition, WEST PUBLISHING CO. 1995).
- Instructor's Manual and Test Bank to accompany THE LEGAL, ETHICAL, AND REGULATORY ENVIRONMENT OF BUSINESS, by FISHER AND PHILLIPS (6th edition), West Publishing Co., 1997).

PROFESSIONAL ORGANIZATIONS

Academy of Legal Studies in Business
 Business Ethics section (co-chair, 1991; Executive Secretary, 1991-1993; Vice-chair, 1996-97; Chair, 1997-2000, 2012 -13)
 Academy of Management (2010-11)(2015-16)
 Connected Organizations for a Responsible Economy (2009 -2013)
 International Society for Business, Ethics and Economics
 International Society of Sustainability Professionals
 North Carolina State Bar (since 1973)
 Rocky Mountain Academy of Legal Studies in Business
 (Member of other regionals in the past, Southeast, Midwest)
 Society for Business Ethics (1992 - 2016)
 International Association for Business and Society (1992 - 2016)

AWARDS, GRANTS, AND HONORS

Outstanding Ethics Paper, Academy of Legal Studies in Business, 2012,
2008, 2006

Ralph Bunche Award – Best International Paper for 2008, Academy of
Legal Studies in Business. (also 2003)

The 2008 Center for International Business Education and Research
(CIBER) “Excellence in Case Writing” Award, Academy of Legal Studies in
Business & Indiana University.

Outstanding Article, American Business Law Journal (Hoerber Award),
Academy of Legal Studies in Business, 2007

Best Environment and Business Paper Award, Academy of Legal Studies in
Business, 2000.

The 2000 Center for International Business Education and Research
(CIBER) “Excellence in Case Writing” Award, Academy of Legal Studies in
Business & Indiana University, 2000.

Ralph Bunche Best Paper Award, 2nd Place, Academy of Legal Studies in
Business, 1998.

Oakland University Faculty Recognition Day - Honoree, April 1997

Paul F. Lorenz Teacher of the Year Award (1995-96)

Southeastern Regional Business Law Association
Best Paper Award: 1989, 1991
Distinguished Paper Award: 1988

Tri-State Regional Business Law Association
Outstanding Paper Award - Runner Up, 1991, 1995

MacArthur Foundation Grant: Population, Consumption, and the
Environment (1998)