



WILLIAM S. BOYD SCHOOL OF LAW
Faculty Publications
(As of February 23, 2008)

Bruce A. Markell

BOOKS

BANKRUPTCY: 21ST CENTURY DEBTOR-CREDITOR LAW (INCLUDING BAPCPA) (2d ed. 2006) (with David G. Epstein, Steve Nickles & Elizabeth Perris).

MAKING AND DOING DEALS: CONTRACT AND RELATED LAW (2002 & 2d ed. 2006) (with David G. Epstein & Lawrence Ponoroff).

BANKRUPTCY: DEBTOR-CREDITOR LAW FOR THE TWENTY-FIRST CENTURY (2005) (with David G. Epstein, Steve Nickles & Elizabeth Perris).

CORE CONCEPTS OF COMMERCIAL LAW: PAST, PRESENT & FUTURE (2004) (with John F. Dolan & Lawrence Ponoroff).

SECURITIZATION, STRUCTURED FINANCE, AND CAPITAL MARKETS (2004) (with Steven L. Schwarcz & Lissa Broome).

QUESTIONS & ANSWERS: SECURED TRANSACTIONS (2003) (with Timothy R. Zinnecker).
1 & 3 COLLIER BANKRUPTCY MANUAL (3d ed. 1997 & Supp. 2002).

BOOK CHAPTERS

Overview of Bankruptcy, in 1 COLLIER ON BANKRUPTCY (Alan N. Resnick & Henry J. Sommers eds., 15th ed. rev. 2006).

Property of the Estate, in 7 COLLIER ON BANKRUPTCY (Alan N. Resnick & Henry J. Sommers eds., 15th ed. rev. 2005).

Bankruptcy Crimes, in 1 COLLIER ON BANKRUPTCY (Alan N. Resnick & Henry J. Sommers eds., 15th ed. rev. 2002).

Mediation in Bankruptcy, in 1 COLLIER ON BANKRUPTCY (Alan N. Resnick & Henry J. Sommers eds., 15th ed. rev. 2002).

Power of Court, in 2 COLLIER ON BANKRUPTCY (Alan N. Resnick & Henry J. Sommers eds., 15th ed. rev. 2002).

Confirmation of Plan, in 7 COLLIER ON BANKRUPTCY (Alan N. Resnick & Henry J. Sommers eds., 15th ed. rev. 2002).

Claims and Interests, in 7 COLLIER ON BANKRUPTCY (Alan N. Resnick & Henry J. Sommers eds., 15th ed. rev. 2002).

LAW REVIEW AND OTHER ARTICLES

The Sub Rosa Subchapter: Individual Debtors in Chapter 11 After BAPCPA, 2007 U. ILL. L.REV. 67. [SSRN](#) [Lexis](#) [Westlaw](#) [Hein](#)

Bewitched by Language: Wittgenstein and the Practice of Law, 32 PEPP. L. REV. 801 (2005). [Lexis](#) [Westlaw](#) [Hein](#)

Moderator, *Religious Organizations Filing for Bankruptcy*, 13 AM. BANKR. INST. L. REV. 25 (2005). [Lexis](#) [Westlaw](#)

Alive at 25? A Short Review of the Supreme Court's Bankruptcy Jurisprudence, 1979-2004, 78 AM. BANKR. L.J. 373 (2005) (with Lee Dembart). [Lexis](#) [Westlaw](#) [Hein](#)

White's Wheel, 12 AM. BANKR. INST. L. REV. 193 (2004). [Lexis](#) [Westlaw](#) [Hein](#)

Uncommercial Transactions and Insider Transactions Under the Uniform Fraudulent Transfer Act: Separated at Birth?, INSOL WORLD, May 2003, at 13.

Slouching Towards Fairness: A Reply to the ABCNY's Proposal on Unfair Discrimination, 58 BUS. LAW. 109 (2002).

The Priority Provisions of the UNCITRAL Convention on the Assignment of Receivables in International Trade, 11 INT'L INSOLVENCY REV. 121 (2002) (with Richard F. Broude).

UNCITRAL's Receivables Convention: The First Step, But Not the Last: A Comment on Bazinas, 12 DUKE J. COMP. & INT'L L. 401 (2002).

Lawyer-Made Law, Lex Juris and Confusing the Message with the Messenger: A Comment on Frankel, 12 DUKE J. COMP. & INT'L L. 493 (2002).

Following Zaretsky: Fraudulent Transfers and Unfair Risk, 74 AM. BANKR. L.J. 317 (2001).

Sorting and Sifting Fact From Fiction: Empirical Research and The Face of Bankruptcy, 74 AM. BANKR. L.J. 145 (2001) (reviewing TERESA A. SULLIVAN ET AL., THE FRAGILE MIDDLE CLASS: AMERICANS IN DEBT (2000)).

Report of the Deposit Accounts Task Force to the Article 9 Drafting Committee, 54 CONN. FIN. L.Q. REP. 203 (2000) (with John F. Hilson, Stephen L. Sepinuck & William D. Warren).

LaSalle and the Little Guy: An Examination of the Ultimate Impact of Bank of America, NT & SA v. 203 North LaSalle Street Partnership, 16 BANKR. DEV. J. 345 (2000).

From Property to Contract and Back: An Examination of Deposit Accounts and Revised Article 9, 74 CHI.-KENT L. REV. 963 (1999).

Hope in the Heartland: Chapter 11 Dispositions in Indiana and Southern Illinois, 1990-1996, 50S.C. L. REV. 343 (1999) (with Steven H. Ancel).

A View From the Field: Some Observations on the Effect of International Commercial Law Reform Efforts on the Rule of Law, 6 IND. J. GLOBAL L. STUD. 497 (1999).

Bankruptcy, Impeachment, and History, 15 BANKR. DEV. J. 253 (1999).

Bank of America: Whither New Value?, BANKR. STRATEGIST, Nov. 1998, at 1.

A New Perspective on Unfair Discrimination in Chapter 11, 72 AM. BANKR. L.J. 471 (1998).

Criminal Counseling: Advising Financially-Distressed Clients in Light of the Crime-Fraud Exception to the Attorney-Client Privilege, PROF. LAW., 1998 Symposium Issue, at 111.

Changes in Attitudes, Changes in Platitudes: A Short Examination of Non-Uniform Approaches to Business Insolvency, 6 AM. BANKR. INST. L. REV. 35 (1998).

The Folly of Representing Insolvent Corporations: Examining Lawyer Liability and Ethical Issues Involved in Extending Fiduciary Duties to Creditors, 6 J. BANKR. L. & PRAC. 403 (1997).

Truth?, 72 IND. L.J. 1115 (1997) (reviewing DENNIS PATTERSON, LAW & TRUTH (1996)).

Digital Demons and Lost Lawyers, 48 FED. COMM. L.J. 545 (1996) (reviewing ETHAN KATSH, LAW IN A DIGITAL WORLD (1995)).

Introduction: The Indiana Uniform Fraudulent Transfer Act, 28 IND. L. REV. 1195 (1995).

Clueless on Classification: Toward Removing Artificial Limits on Chapter 11 Claim Classification, 11 BANKR. DEV. J. 1 (1995).

Bankruptcy Crimes and the Federal Sentencing Guidelines, 7 FED. SENTENCING REP. 49 (July/Aug. 1994) (with Leah Lorber).

Conspiracy, Literalism, and Ennui at the Supreme Court: An Examination of Bankruptcy Cases Decided From 1990 to 1993, 41 FED. B. NEWS & J. 174 (1994).

Bankruptcy, Lenity, and the Statutory Interpretation of Cognate Civil and Criminal Statutes, 69 IND. L.J. 335 (1994).

The Case Against Breakup Fees in Bankruptcy, 66 AM. BANKR. L.J. 349 (1992).

Owners, Auctions, and Absolute Priority in Bankruptcy Reorganizations, 44 STAN. L. REV. 69(1991).

Toward True and Plain Dealing: A Theory of Fraudulent Transfers Involving Unreasonably Small Capital, 21 IND. L. REV. 469 (1988).

Comment, *Children Take Their Lumps: The Sorry State of Children's Tort Recovery*, 12 U.C.DAVIS L. REV. 797 (1979).
