

ASAF ECKSTEIN

The Hebrew University of Jerusalem – Faculty of Law
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ACADEMIC POSITION

The Hebrew University of Jerusalem

Associate Professor of Law (October 2020 -)

FORMER ACADEMIC POSITIONS

Ono Academic College

Associate Professor of Law (2019 – September 2020)

Assistant Professor of Law (2017 – 2019)

Courses: Corporate Law; Securities Regulation

Bar-Ilan University, Faculty of Law

Academic Fellow (2015 – 2016)

ACADEMIC ACTIVITIES

Israeli Foundation of Corporate Governance

Researcher (2017 - 2022)

EDUCATION

Tel-Aviv University, Faculty of Law, Ph.D. (2014)

Dissertation: *Who Supervises the Israeli Securities Authority? An Empirical and Comparative Analysis*

Supervisor: Professor Sharon Hannes

Bar-Ilan University, Faculty of Law, LL.M. (Magna cum Laude) (2010)

Ono Academic College, Faculty of Law, LL.B. (2009) (Summa cum Laude, first in a class of 868)

PRIMARY RESEARCH AND TEACHING FIELDS

Corporate Law; Securities Regulation

PUBLICATIONS AND WORKS IN PROGRESS

Published Papers [in English]

1. *The Sound of Silence in Corporate Director Resignation*, 82 WASHINGTON AND LEE LAW REVIEW (forthcoming 2024) (with Ziv Granov)
2. *Corporate Governance Outside Wall Street*, TEXAS A&M LAW REVIEW (forthcoming 2024) (with Prof. Gideon Parchomovsky)
3. *Compliance Gatekeepers*, 41 YALE JOURNAL ON REGULATION (with Prof. Roy Shapira)

4. *Corporate Empires: Past, Present and Future*, 109 IOWA LAW REVIEW (forthcoming, 2023) (with Prof. Gideon Parchomovsky)
5. *The Rise of Corporate Guidelines in the United States, 2005-2021: Theory and Evidence*, 98 INDIANA LAW JOURNAL (2023)
6. *The Agent's Problem*, 70 DUKE LAW JOURNAL 1509 (2021) (with Prof. Gideon Parchomovsky)
7. *The Virtue of Common Ownership in an Era of Corporate Compliance*, 105 IOWA LAW REVIEW 507 (2020)
8. *Toward a Horizontal Fiduciary Duty in Corporate Law*, 104 CORNELL LAW REVIEW 803 (2019) (with Prof. Gideon Parchomovsky)
9. *Long / Short Incentive Scheme for Proxy Advisory Firms*, 53 WAKE FOREST LAW REVIEW 1 (2019) (with Prof. Sharon Hannes)
10. *Skin in the Game: Aligning the Interests of Credit Rating Agencies, Proxy Advisors and Investors*, 7 HARVARD BUSINESS LAW REVIEW 221 (2017)
11. *Great Expectations: The Peril of Expectations Gap in Proxy Advisory Firm Regulation*, 40 DELAWARE JOURNAL OF CORPORATE LAW 77 (2015) (featured in the Wall Street Journal)

Published Books [in Hebrew]

12. CORPORATE LAW (Nevo 2023) (in Hebrew) (with ZOHAR GOSHEN) (536 pages)

Published Papers [in Hebrew]

13. *Competition Among Corporate Suits: A Race to the Bottom*, LAW & BUS. (2024) (with Noam Zamir & Gal Kelner).
14. *Clawback Mechanisms: Theory, Evidence and Policy*, JERUSALEM L. REV. (2023) (with Yoav Stoler & Dan Ben Arye)
15. *Directors Election: Theory, Evidence and Policy*, JERUSALEM L. REV. (2022) (with Dr. Kobi Kastiel)
16. *Control: Responsibility and Accountability without Authority?*, 34 BAR-ILAN LAW REVIEW 1 (2021) (with Prof. David Hahn)
17. *Directors' Liability for Unlawful Dividend Distribution*, 24 LAW & BUS. 639 (2021) (with Prof. David Hahn)
18. *Board Composition: Theory, Evidence and Policy*, 50 JERUSALEM L. REV. 527 (2020)
19. *Pre-Trial Settlements and Corporate Compliance Monitors*, 32 BAR-ILAN LAW REVIEW 451 (2019)
20. *Regulatory Inertia and Interest Groups: Evidence from Securities Regulation*, 30 BAR-ILAN LAW REVIEW 635 (2016)
21. *Who Supervises the Israeli Securities Authority and Who Participates in its Regulation*, 19 LAW & BUS. 195 (2015)
22. *Mixed - Motives for Trade-Based Manipulation*, 17 LAW & BUS. 277 (2013)

Papers under Review

1. *Trusting Others: A New Paradigm for Startup Governance in an Era of Institutional Investors* (with Danielle Chaim).
2. *Board Fatigue: The Unfulfilled Promise of Good Corporate Citizenship* (with Ariel Shillo)

Works in Progress

1. SECURITIES REGULATION (with Joshua Mitts) (forthcoming 2024) (in Hebrew) (approximately 300 pages)
2. *Oversight Liability* (with Prof. Gideon Parchomovsky) (in Hebrew)
3. *Hedge Funds Activism* (with Prof. Gideon Parchomovsky and Adi Libson) (in Hebrew)

VISITING POSITIONS

Columbia Law School
Visiting Professor (Spring 2020)

Columbia Law School
Visiting Scholar (Summer 2015)

Harvard Law School
Visiting Scholar (Spring 2013)

DOCTORAL STUDENTS

Stav Ben Ami – Securities fraud and manipulation on social media (2024 -)

ACADEMIC AWARDS AND GRANTS

Birk Prize for Excellence in Research (2022)

Research Grant: The Aharon Barak Center for Interdisciplinary Legal Research (2022 – 2024)

Research Grant: The Raymond Ackerman Family Foundation in Israeli Corporate Governance (2017-2022, 2024)

Meitar Fellowship for excellent research in law, Tel Aviv University (2012-2014)

ACADEMIC REFEREE

The American Law and Economics Association; Israeli Center for Advanced Legal Studies; Bar-Ilan University Law Review; Law & Business Academic Journal

BAR ADMISSION

Israel (2010)