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CURRENT POSITION

Case Western Reserve University School of Law, 2011 – present

Morris G. Shanker Professor of Law

Courses: Business Associations, Mergers & Acquisitions, Corporate Finance, Torts

EDUCATION

YALE LAW SCHOOL, New Haven, CT

J.D., 2006

William K.S. Wang Prize, best performance in Business Organizations

Moot Court

MASSACHUSETTS INSTITUTE OF TECHNOLOGY, Cambridge, MA

B.S., Physics, 2000

Sigma Xi, Scientific Research Society

Thesis: “Possible Forms and Probable Consequences of a Time-Dependent Cosmological ‘Constant’”

PUBLICATIONS

Assessing Market Efficiency in Corporate and Securities Litigation, forthcoming Indiana Law Journal (with M. Myers)

The Form and Function of Fairness in Modern Corporate Law, forthcoming Alabama Law Review (with M. Myers)

Woke Capital and the Ownership of Enterprise, 26 U. Pa. J. Bus. L. 511 (2024) (available at <https://scholarship.law.upenn.edu/jbl/vol26/iss2/4/>)

The Single-Owner Standard and the Public-Private Choice, 47 J. Corp. L. 675 (2022) (with M. Myers) (available at https://jcl.law.uiowa.edu/sites/jcl.law.uiowa.edu/files/2022-09/KorsmoMyers_Online.pdf)

Cited:

- Palkon v. Maffei, 211 A.3d 255 (Del. Ch. 2024)

What do Stockholders Own? The Rise of the Trading Price Paradigm in Corporate Law, 47 J. Corp.

L. 389 (2022) (with M. Myers) (*available at* https://jcl.law.uiowa.edu/sites/jcl.law.uiowa.edu/files/2022-04/KorsmoMyers_Final.pdf)

Cited:

- McRitchie v. Zuckerberg, 315 A.3d 518 (Del. Ch. 2024)
- Goldstein v. Denner, 2022 WL 1797224 (Del. Ch. 2022)

Information Bundling, Disclosure, and Judicial Deference to Market Valuations, 62 B.C. L. Rev. 571 (2021) (republished in the 2022 Securities Law Review)

Cited:

- BCIM Strategic Value Master Fund, LP v. HFF, Inc., 2022 WL 304840 (Del. Ch. 2022)

Lead Plaintiff Incentives in Aggregate Litigation, 72 Vand. L. Rev. 1923 (2019) (with M. Myers)

Cited:

- In re Fox Corp. Derivative Litig., 307 A.3d 979 (Del. Ch. 2023)
- In re Viacom Inc. Stockholders Litig., 2023 WL 5130359 (Del. Ch. 2023)
- In re Dell Tech. Inc. Class V Stockholders Litig., 300 A.3d 679 (Del. Ch. 2023)

Delaware's Retreat from Judicial Scrutiny of Mergers, 10 U.C. Irvine L. Rev. 55 (2019)

Cited:

- Firefighters' Pension System of City of Kansas City v. Foundation Building Materials, Inc., 318 A.3d 1105 (Del. Ch. 2024)
- In re Edgio, Inc. Stockholders Litig., 2023 WL 3167648 (Del. Ch. 2023)

2018 Leet Symposium: Fiduciary Duty Corporate Goals, and Shareholder Activism—Introduction, 69 Case W. Res. L. Rev. 843 (2019) (invited symposium introduction)

The Flawed Corporate Finance of Dell and DFC Global, 68 Emory L.J. 221 (2018) (with M. Myers)

Cited:

- Firefighters' Pension System of City of Kansas City v. Foundation Building Materials, Inc., 318 A.3d 1105 (Del. Ch. 2024)
- In re Stillwater Mining Company, 2019 WL 3943851 (Del. Ch. 2019)
- In re Appraisal of Columbia Pipeline Group, Inc., 2019 WL 3778370 (Del. Ch. 2019)

The Audience for Corporate Disclosure 102 IOWA L. REV. 1581 (2017)

Selling Stock and Selling Legal Claims: Alienability as a Constraint on Managerial Opportunism

70 OK. L. REV. 215 (2017) (invited symposium article)

Illegality and the Business Judgment Rule (Research Handbook on Shareholder Litigation (Edward Elgar Publishing) (book chapter) (2017))

Recent Developments in Stockholder Appraisal (Research Handbook on Shareholder Litigation (Edward Elgar Publishing) (book chapter) (2017)) (with M. Myers)

Reforming Modern Appraisal Litigation, 41 DEL. J. OF CORP. L. 279 (2017) (with M. Myers)

Cited:

- In re GGP, Inc. Stockholder Litig., 282 A.3d 37 (Del. 2022)
- Wei v. Zoox, Inc., 268 A.3d 1207 (Del. Ch. 2022)
- In re Appraisal of Columbia Pipeline Group, Inc., 2019 WL 3778370 (Del. Ch. 2019)
- Basho Technologies Holdco B, LLC v. Georgetown Basho Investors, LLC, 2018 WL 3326693 (Del. Ch. 2018)
- ACP Master, LTD. v. Sprint Corp. CA-8507-VCL (July 21, 2017)
- In re Appraisal of Dell, Inc. CA-9322-VCL (May 31, 2016)

Interest in Appraisal, 42 J. OF CORPORATION LAW 109 (2016) (with M. Myers)

Cited:

- In re Sears Hometown and Outlet Stores, Inc. Stockholder Litig., 2024 WL 5403534 (Del. Ch. 2025)
- In re Columbia Pipeline Group, Inc. Merger Litig., 316 A.3d 359 (Del. Ch. 2024)
- In re Appraisal of Panera Bread Company, 2020 WL 506684 (Del. Ch. 2020)
- Glidepath Limited v. Beumer Corporation, 2019 WL 855660 (Del. Ch. 2019)
- In re Oxbow Carbon LLC Unitholder Litigation, 2018 WL 3655257 (Del. Ch. 2018)
- Verition Partners Master Fund Ltd. v. Aruba Networks, Inc., 2018 WL 2315943 (Del. Ch. 2018)

The Reasonable Person Standard: A New Perspective on the Incentive Effects of a Tailored Negligence Standard, 41 EUR. J. OF L. & ECON. 459 (2016)

Aggregation by Acquisition: Replacing the Class Action with a Market for Legal Claims, 101 IOWA L. REV. 1323 (2016) (with M. Myers)

Cited:

- West Palm Beach Firefighters' Pension Fund v. Moelis & Co., 310 A.3d 985 (Del. Ch. 2024)

The Deterrence Value of Stockholder Appraisal (with M. Myers), Research Handbook on Mergers & Acquisitions (Edward Elgar Publishing) (book chapter) (2016)

Appraisal Arbitrage and the Future of Public Company M&A, 92 WASH. U. L. REV. 1551 (2015) (with M. Myers)

Named as one of the top 10 corporate and securities articles of 2016 by *Corporate Practice Commentator* at Georgetown Law

Featured in the N.Y. Times, Wall Street Journal, Reuters, and Bloomberg.

Cited:

- HBK Master Fund L.P. v. Pivotal Software, Inc., 2023 WL 5199634 (Del. Ch. 2023)
- Wei v. Zoox, Inc., 268 A.3d 1207 (Del. Ch. 2022)
- In re Appraisal of Columbia Pipeline Group, Inc., 2019 WL 3778370 (Del. Ch. 2019)
- Basho Technologies Holdco B, LLC v. Georgetown Basho Investors, LLC, 2018 WL 3326693 (Del. Ch. 2018)
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