

## THILO KUNTZ

Professor (Chair) of Private Law, Commercial and Corporate Law  
Co-Managing Director, Institute for Corporate Law  
Heinrich-Heine-University Düsseldorf  
Universitaetsstrasse 1  
Gebaeude 24.81  
40225 Düsseldorf  
Germany  
e-mail: thilo[dot]kuntz[at]hhu[dot]de  
+49 211 81-11454

---

### ACADEMIC POSITIONS

Professor of Private, Commercial and Corporate Law (tenured, chair), Heinrich-Heine-University in Düsseldorf, Germany Managing Director, Institute for Corporate Law, Heinrich-Heine-University;	10/2022-
Visiting Professor, UCLA School of Law, USA	01/2024- 03/2024
Global Visiting Professor, Notre Dame Law School, USA	09/2021- 10/2021
Professor of Corporate Law and Legal Theory (tenured, chair) Managing Director, Institute for Corporate and Capital Markets Law, Bucerius Law School, Germany	04/2018- 09/2022
Professor of Corporate Law and Legal Theory, Bremen University (tenured, chair)	01/2015- 03/2018
Visiting Professor of Corporate Law, Bremen University	10-2014- 12/2014
Visiting Professor of Corporate Law, University of Konstanz	04/2014- 09/2014
Visiting Scholar, Stanford Law School, USA sponsored by the German Research Foundation	01/2010- 02/2010

## EDUCATION

LL.M., University of Chicago Law School, US, 2007

Full Scholarship by ZEIT-Foundation and German Academic Scholarship Foundation  
(*Studienstiftung des deutschen Volkes*)

Second State Examination, State of Hesse, Germany, 2006

First State Examination (J.D. equivalent), Justus-Liebig-University, Giessen, Germany, 2003

Full Scholarship by Friedrich-Ebert-Foundation

## INTERESTS

Corporate Law, Fiduciary Law, Torts, Comparative Law, Law and Economics, Legal Theory

## COURSES TAUGHT

US: Comparative Corporate Governance (UCLA, 2024; Notre Dame, 2021)

Germany: Corporations, Business Associations, Commercial Law, Law and Economics, Contracts, Property, Legal Methodology, Comparative Corporate Governance, Economics of Banking and Banking Crises

## SELECTED SCHOLARSHIP

### Books

*Gestaltung von Kapitalgesellschaften zwischen Freiheit und Zwang. Venture Capital in Deutschland und den USA* (Freedom of Contract in Corporate Law. Venture Capital in Germany and the US), 2016

Several awards, inter alia 1st prize German Institute for Corporations and Corporate Law (*Deutsches Aktieninstitut*) for Academic Research; eight reviews in German and Italian

*Interessenkonflikte beim Buyout unter Managementbeteiligung* (Conflicts of Interest in Management Buy-outs), 2009

based on SJD thesis, *summa cum laude*

### Edited Volumes

Corporate Purpose, CSR and ESG: A Trans-Atlantic Perspective

Jens-Hinrich Binder, Klaus J. Hopt, and Thilo Kuntz (eds.), Oxford University Press, forthcoming, 2024

Research Handbook on Environmental, Social, and Corporate Governance (ESG)

Edward Elgar, Research Handbooks in Corporate Law and Governance Series (2024)

Thilo Kuntz, CV as of July 2024

Methodology in Private Law Theory: Between New Private Law and *Rechtsdogmatik*  
Thilo Kuntz and Paul B. Miller (eds.), Oxford University Press, 2024

Transnational Fiduciary Law

Seth Davis, Thilo Kuntz, and Gregory Shaffer (eds.), Cambridge University Press 2024, [open access](#)

## Articles, Essays, Chapters

### Published or on SSRN

ESG Demand-Side Regulation – Governing the Shareholders,  
in: Binder, Hopt, and, Kuntz, Corporate Purpose . . . (see Edited Volumes);  
[SSRN](#);  
see also: [CLS Blue Sky Blog](#) and [Oxford Business Law Blog](#).

[Introduction to Research Handbook on Environmental, Social and Corporate Governance](#)

in: Kuntz, Research Handbook . . . (see Edited Volumes), pp. 1 – 20.

How ESG is Weakening the Business Judgment Rule,

in: Kuntz, Research Handbook . . . (see Edited Volumes), pp. 64 – 90;  
see also: [CLS Blue Sky Blog](#) and [Oxford Business Law Blog](#).

Introduction to Methodology in Private Law Theory Between New Private Law and *Rechtsdogmatik*,  
in: Kuntz and Miller, Methodology . . . (see Edited Volumes), with Paul B. Miller, pp. xv – xxxii.

Against Essentialism in Private Law Theory: Private Law as an Artifact Kind,

in: Kuntz and Miller, Methodology . . . (see Edited Volumes), pp. 103 – 134.

[Transnational Fiduciary Law: Spaces and Elements](#),

in: Davis, Kuntz, and Shaffer, Transnational . . . (see Edited volumes), 37-73

German Corporate Law in the 20th Century,

in: Research Handbook on the History of Corporate and Company Law 205-243 (Harwell Wells,  
ed., Edward Elgar, 2018)  
see also: [Oxford Business Law Blog](#).

Asset Partitioning, Limited Liability, and Veil Piercing. Review Essay on *Bainbridge/Henderson*,  
Limited Liability,

in: 19 European Business Organization Law Review (EBOR) 439–463 (2018) (peer-reviewed);  
[SSRN](#).

### Work in Progress

Corporate Law as an Instrument of Environmental Regulation

## Other

12 peer-reviewed and various other articles and essays in German on Corporate Governance, Corporate Finance (Venture Capital and Corporate Reorganization), Legal Theory.

## SELECTED PRESENTATIONS AND CONFERENCES

### Presentations in English in the US and the UK

The Business and Social Background of ESG: A European Perspective

Joint Conference of UCLA/Lowell Milken Institute and Heinrich-Heine-University Duesseldorf/Institute for Corporate Law on ESG Law, Practice, and Theory, February 2024

Venture Capital in Europe

Conference on The Law & Finance of Private Equity and Venture Capital, Oxford University, Oxford, UK, June 2023 (joint presentation with Geneviève Helleringer, ESSEC/France and Oxford)

The Inclusion of ESG aims in Corporate Fiduciary Law and the Shrinking Business Judgment Rule

Washington University, St. Louis, USA, March 2023

North American Fiduciary Law Workshop, Brooklyn Law School, USA, June 2022

Joint Bucerius-UCLA/Lowell Milken Institute Workshop on Corporate Governance, USA, March 2022

Transnational Fiduciary Law – Spaces and Elements

International Fiduciary Law Workshop, Cambridge University, Cambridge, UK, Dec. 2019

Transnational Fiduciary Law Conference, UC Irvine, USA, Sept. 2019

Transnational Fiduciary Law from a Civil Lawyer's Point of View

Panel, Law and Society Association, Annual Meeting, Washington, D.C., USA, May 2019

Fiduciary Law as a Sorting Device

Fiduciary Law Workshop, UCLA, USA, June 2017

Corporate (Re-)Organization by Contract

London Roundtable on Transnational Private Law Theory, King's College London – Dickson Poon School of Law, London, UK, November 2014

### International Conferences hosted/organized with non-German colleagues

ESG Law, Practice, and Theory: Transatlantic Perspectives

Joint Conference of UCLA School of Law & Lowell Milken Institute and Heinrich-Heine-University Duesseldorf & HHU Institute for Corporate Law, UCLA School of Law, Los Angeles, USA, February 2024 (co-organizer with Stephen Bainbridge)

International Fiduciary Law Conference

Heinrich-Heine-University in Düsseldorf, Germany, June 2023 (local host)

## Thilo Kuntz, CV as of July 2024

### Methodology in Private Law Theory

Joint Bucerius-Notre Dame Conference, Hamburg, May 2022 (co-organizer with Paul Miller)

### International Conference on Environmental, Social, and Corporate Governance

Bucerius Law School, Hamburg, April 2022 (assisted by Seth Davis; co-sponsored by the Miller Institute for Global Challenges and the Law, University of California, UC Berkeley School of Law)

### Current Trends and Themes in Corporate Governance,

Joint Bucerius Law School-UCLA/Lowell Milken Institute Workshop, UCLA Law School, March 2022 (co-organizer with Sung Hui Kim)

### Transnational Fiduciary Law

International Conference, Sept. 2019, UC Irvine, USA co-organizer, with Gregory Shaffer and Seth Davis).

Sole or co-host of various international conferences in Germany with participants from the US, UK, France, Belgium, the Netherlands, South Korea, Japan, and Australia.