



## Daniel B. Listwa

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**Daniel B. Listwa is an associate in Wachtell Lipton's Litigation Department.**

Daniel received his J.D. from Yale Law School, where he was an Articles & Essays Editor of the *Yale Law Journal* and a Managing Editor of the *Yale Journal of Law & Humanities*. There he was the recipient of such awards as the Felix S. Cohen Prize in Legal Philosophy and the Judge Ralph K. Winter, Jr. Prize in Law and Economics. He received his M.A. with First Class Honors in Philosophy and Public Affairs from University College Dublin, as the recipient of a prestigious George J. Mitchell Scholarship. Daniel received a B.A. *summa cum laude* in Philosophy-Economics and Business Management from Columbia University where he was a John Jay Scholar, a member of Phi Beta Kappa and the recipient of multiple academic awards, including the Albert Asher Green Memorial Prize, awarded to the graduating senior with the highest academic record.

Daniel rejoined the firm after serving as a law clerk to the Honorable Jed S. Rakoff of the U. S. District Court for the Southern District of New York and as law clerk to the Honorable Debra Ann Livingston of the U.S. Court of Appeals for the Second Circuit.

Daniel is also a non-resident Fellow of the Yale Law School Center for Private Law.

### Clerkships

Honorable Debra Ann Livingston, U.S. Court of Appeals for the Second Circuit, 2022-2023

Honorable Jed S. Rakoff, U. S. District Court for the Southern District of New York, 2021-2022

## Recent Publications

[Interpreting Code](#), in 61 Harv. J. on Legis. Online 69 (2024).

[Jurisdictional Problems, Comity Solutions](#), in 100 Tex. L. Rev. 1373 (2022).

[Shareholder Lock-in and the Corporate Soul: Implications for the First Amendment](#), in 110 Georgetown L.J Online 66 (2021).

[A Common Law of Choice of Law](#), in 89 Fordham Law Review 889 (2020).

[Constraint Through Independence](#), in 129 Yale L.J. 548 (2019).

[Cooperative Covenants: Good Faith for the Alternative Entity](#), in 25 Stan. J.L. Bus. & Fin. 137 (2019).

[First Principles for Forum Provisions](#), in Cardozo Law Review de novo (2019).