

**N. GREGORY SMITH**

Louisiana State University Law Center  
Baton Rouge, Louisiana 70803-1000  
(225) 578-8701

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LEGAL  
EDUCATION

**J. Reuben Clark Law School, Brigham Young University**

J.D., *Magna Cum Laude*, 1978  
Article Editor, *Brigham Young University Law Review*  
J. Reuben Clark Scholar  
Class Standing: Upper 5%

UNDERGRADUATE  
EDUCATION

**Yale University**

B.A., *Cum Laude*, 1975  
Departmental Honors in Political Science  
Member, Course of Study Committee for Political  
Science

LAW-RELATED  
EMPLOYMENT

**Louisiana State University Law Center**

*Professor of Law (August 2001)*  
*G. Frank and Winston Professor (August 2000)*  
*Associate Professor (1995 to 2001)*  
*Assistant Professor (1991 to 1995)*  
Subjects taught: Commercial Paper, Common Law  
Property, Legal Profession, Land Use Planning, Civil Law  
Property

Attorney, Security Pacific Bank Arizona  
Phoenix, Arizona (1990-91)

Attorney, Streich, Lang, Weeks & Cardon,  
Phoenix, Arizona (1979-90)

Law Clerk to the Honorable Monroe G. McKay,  
United States Tenth Circuit Court of Appeals (1978-79)

Law Clerk, Gray, Cary, Ames & Frye,  
San Diego, California (Summer 1978)

Law Clerk, Rutan & Tucker,  
Santa Ana, California (*Summer 1977*)

Law Clerk, Streich, Lang, Weeks, Cardon & French,  
Phoenix, Arizona (*Summer 1977*)

Research Assistant to Dale A. Whitman  
Brigham Young University Professor of Law (*Winter 1978*)

Research Assistant to Gerald Williams  
Brigham Young University Professor of Law (*Summer 1976*)

LAW PRACTICE-  
RELATED  
INFORMATION

Member, Arizona State Bar Committee on Rules  
of Professional Conduct (*1985-89*)

Member, Arizona State Bar Corporate, Banking, and Business  
Law Section Subcommittee on Rendering Legal Opinions  
in Business Transactions (*1987-88*)

Member, Ethics and Conflicts Committees, Streich, Lang,  
Weeks & Cardon (*1987-90*)

Administered Legal Writing Program at Streich, Lang, Weeks  
& Cardon (*1988-90*)

Admitted to practice in Arizona, *1980*

Admitted to practice in California, *1979*

## Publications

### Books and Book Contributions

Supplement to *Public Housing*, in *Thompson on Real Property*: 2008

Supplement to *Landlord Rights and Tenant Duties*, in *Thompson on Real Property*: 2008

*Supplement to Tenant Rights and Landlord Duties*, in *Thompson on Real Property*: 2008

Supplements to *Louisiana Lawyering*: 2008, 2009

*Louisiana Lawyering* (co-author with Professor Frank Maraist, President Thomas Galligan, and Judge Thomas Daley) (West Group 2007)

*Public Housing*, in *Thompson on Real Property* (LexisNexis 2007)

*Landlord Rights and Tenant Duties*, in *Thompson on Real Property* (LexisNexis 2007)

*Tenant Rights and Landlord Duties*, in *Thompson on Real Property* (LexisNexis 2007)

*Revised Transfer of Landlord and Tenant Interests*, in *Thompson on Real Property* (LexisNexis 2007)

*Revised Statutory Modifications of Landlord and Tenant Law*, in *Thompson on Real Property* (LexisNexis 2007)

*Revised Commercial Leasing*, in *Thompson on Real Property* (LexisNexis 2007)

*Revised Fixtures*, in *Thompson on Real Property* (LexisNexis 2007)

*Louisiana Judicial Conduct* (Louisiana Judicial College 2006)

Supplements to *Rights and Duties of Landlords and Tenants*, in *Thompson on Real Property*: 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006.

*La Propriete Immobiliere*, in *Droit des Etats-Unis*, (Dalloz 2d ed. 1994)

*Rights and Duties of Landlords and Tenants*, in *Thompson on Real Property* (Michie 1994).

*Professional Ethics and Foreclosures*, in *Ins and Outs of Foreclosures* (Arizona State Bar 1993)

*Recovery of Costs and Fees for Non-Lawyer Services*, in *Arizona Attorneys' Fees Manual* (Arizona State Bar 1987) (co-author)

### **Articles and Published Papers**

*Legal Ethics—What's Going on Now?*, Fifty-Third Annual Institute on Mineral Law (2007)

*Beware of Clients Bearing Gifts*, 54 Louisiana Bar Journal 250 (2006)

*Judicial Discipline, A Few Notes About the American Experience*, 71 International Review of Penal Law (2000)

*Surprise Clients*, 48 Louisiana Bar Journal 218 (2000)

*Missed Opportunities: Louisiana's Version of the Rules of Professional Conduct*, 61 Louisiana Law Review 1 (2000)

*Confidentiality and the Attorney-Client Privilege - A Few Fundamentals*, December 1999 Louisiana Bar Journal 326

*Ethics v. Professionalism and the Louisiana Supreme Court*, 58 Louisiana Law Review 539 (1998)

*Louisiana Went For It: A New Thirty-Day Waiting Period for Targeted Solicitation of Clients*, 57 Louisiana Law Review 613 (1997)

*Report of the State Bar of Arizona Corporate, Banking, and Business Law Section Subcommittee on Rendering Legal Opinions in Business Transactions*, 21 Arizona State Law Journal 563 (1989) (contributing member of subcommittee)

*Paralegal Services and Awards of Attorneys' Fees Under Arizona Law*, Arizona Bar Journal Oct./Nov. 1984) (co-author)

*Finality and Fairness in Grievance Arbitration: Whether Allegations of Unfair Representation Justify Termination of Arbitration*, 1978 BYU Law Review 132

### **Speeches and Presentations**

3 April 2009 - Legal Ethics for Inquiring Minds, 56<sup>th</sup> Mineral Law Institute, Baton Rouge

20 February 2009 - Some Lessons in Legal Ethics, Institute for Energy Law, 60<sup>th</sup> Annual Oil and Gas Law Conference, Houston

28 January 2009 - Legal Ethics: Some Lessons From the School of Hard Knocks, Rocky Mountain Mineral Law Foundation, Federal Offshore Oil & Gas Course, Houston

5 December 2008 - Changes to Canon 6, Louisiana Judicial College, New Orleans

5 December 2008 - Legal Ethics: A Last Gasp At Year-End, Louisiana Association of Defense Counsel, New Orleans

7 October 2008 - Changes to Canon 6, Presenter at 2008 Annual Fall Judges' Conference, New Orleans

11 September 2008 - Legal Ethics, Pain, and Suffering, 21<sup>st</sup> Annual Energy Law Institute for Attorneys and Landmen, South Texas College of Law, Houston, Texas

Fall 2008 - Legal Ethics: A Few of Our Favorite Things, Center of Continuing Professional Development, Baton Rouge, Shreveport, Monroe, Lake Charles, and New Orleans

10 June 2008 - Panelist and Presenter at Judicial Ethics Session of Summer School Program for Judges, Sandestin, Florida

27 March 2008 - Legal Ethics, Pain, and Suffering, 55<sup>th</sup> Mineral Law Institute, Baton Rouge

7 December 2007 - Lawyers, Judges, and Ethics, Louisiana Association of Defense Counsel and Louisiana Judicial College, New Orleans

Fall 2007 - Legal Ethics, Here and Away, Center of Continuing Professional Development, Baton Rouge, Shreveport, Monroe, Lake Charles, Kenner, and New Orleans

25 September 2007 - Legal Ethics At High Noon, Houston Bar Association Oil, Gas and Mineral Law Section, Houston

June 4, 2007 - Presenter and panelist on program on "Political Activity", Louisiana Judicial

College, Sandestin, Florida

April 12, 2007 - Legal Ethics - Is There Anything New Under the Sun? 54<sup>th</sup> Mineral Law Institute, Baton Rouge

December 8, 2006 - Legal Ethics: The More Things Change, The More They Stay the Same, Louisiana Association of Defense Counsel, New Orleans

December 8, 2006, Ethics - Some of This and Some of That, Louisiana Judicial College, New Orleans

October 19, 2006 - Legal Ethics and Estate Planning, Center of Continuing Professional Development, Baton Rouge

October 6, 2006 - A Few Lessons in Legal Ethics, State Bar of Texas program, Houston

September 26, 2006 - Ethics Incidents, Oil, Gas & Mineral Law Section of the Houston Bar Association, Houston

Fall 2006, Legal Ethics - Lessons of a Year, Center of Continuing Professional Development, Baton Rouge, Shreveport, Monroe, Lake Charles, Kenner, and New Orleans

July 13, 2006 - Legal Ethics, Keogh, Cox and Wilson law firm, Baton Rouge

April 6, 2006 - Legal Ethics - What's Going On Now?, Mineral Law Institute, Baton Rouge

Fall 2005, Legal Ethics - What's Up? Center of Continuing Professional Development, Baton Rouge, Shreveport

September 16, 2005, Legal Ethics: Is Fact Stranger than Fiction? Texas State Bar Program, Houston

October 27, 2005, Presentation on "The Invasion of Common Law Property Concepts into the Civil Law," The Civilian Society, LSU Law School

June 14, 2005, Panelist, Mass Tort Settlement, Mealey's Pharmaceutical Litigation 101 Conference, New Orleans

March 31, 2005, Legal Ethics, Mineral Law Institute, Baton Rouge

March 11, 2005, A Few Lessons on Legal Ethics, Labor & Employment Law Seminar, Center of Continuing Professional Development, Baton Rouge

December 10, 2004, Legal Ethics Update, Louisiana Association of Defense Counsel, New Orleans

November 19, 2004, Legal Ethics - A Few Notes for Bank Lawyers, Louisiana Bankers Association, New Orleans

Fall 2004, Legal Ethics - A Backward Glance, Center of Continuing Professional Development, Baton Rouge, Lake Charles, Shreveport, Monroe, Kenner, New Orleans

June 9, 2004, Recommendations of the ABA to Modify the Code of Judicial Conduct - What do Louisiana Judges Think about them? Louisiana Judicial College, Sandestin, Florida (panel discussion moderator)

June 9, 2004, Judicial Ethics: Reports from Near and Far, Louisiana Judicial College, Sandestin, Florida.

April 2, 2004. Legal Ethics – Things New and Old, Mineral Law Institute, Baton Rouge

December 12, 2003. Year End Legal Ethics, Louisiana Association of Defense Counsel, New Orleans

October 16, 2003, Legal Ethics: News, Rules & Opinions, State Bar of Texas, Houston

Fall 2003, Legal Ethics: Some News, Some Rules, Some Stories, Baton Rouge, Lake Charles, Shreveport, New Orleans

October 16, 2003. Legal Ethics: News, Rules & Opinions, Texas State Bar, Houston

June 11, 2003, Judicial Ethics and the Judiciary Commission, Louisiana Judicial College, Sandestin, Florida (panel discussion moderator and member).

April 3, 2003, Legal Ethics Lessons, Mineral Law Institute, Baton Rouge

December 13, 2002, Lawyer Ethics, Louisiana Association of Defense Counsel, New Orleans

Fall, 2002, Legal Ethics 2002, Center of Continuing Professional Development, Baton Rouge, Lake Charles, Shreveport, Monroe, New Orleans, Metairie

April 5, 2002, Ethics Update – News and Opinions, Mineral Law Institute, Baton Rouge

March 14, 2002, Professionalism and Ethics in Judicial Elections, Louisiana Judicial College, Lafayette (panel discussion moderator and presentation on The First Amendment and the Canons).

December 14, 2001, Legal Ethics - Some Things to Know, Louisiana Association of Defense Counsel, New Orleans

September 28, 2001, Ethics and E-Commerce, Center of Continuing Professional Development, Baton Rouge

Fall, 2001: Lessons in Legal Ethics, Center of Continuing Professional Development, Baton Rouge

June 5, 2001, A Few Problems in Judicial Ethics, Louisiana Judicial College, Sandestin, Florida.

Fall, 2000, Legal Ethics 2000, Center of Continuing Professional Development, Baton Rouge, Lake Charles, Shreveport, Monroe, New Orleans

March 23, 2001, Judicial Ethics: Twenty Questions, Louisiana Judicial College, Lafayette Louisiana.

6 June 2000, Telling It Like It Is: What You Can Say and What You Can't, Sandestin (panel discussion moderator of program sponsored by Louisiana Judicial College)

April 13, 2000, Judicial Immunity, Louisiana Judicial College and Louisiana Court Administrators' Association, Lafayette

Fall, 1999, Legal Ethics at the Millennium's End, Center of Continuing Professional Development, Baton Rouge, Lake Charles, Shreveport, Monroe, New Orleans

March 26, 1999, Legal Ethics for Mineral Lawyers, Mineral Law Institute, Baton Rouge

December 11, 1998 Legal Ethics for Litigators, Louisiana Association of Defense Counsel, New Orleans

December 2, 1998, Legal Ethics -- News and Opinions, Center of Continuing Professional Development, Baton Rouge

Fall, 1998 Legal Ethics -- News and Opinions, Center of Continuing Professional Development, Baton Rouge, Lake Charles, Shreveport, Monroe, New Orleans

September 18, 1998, Legal Ethics, Estate Planning Seminar, Center of Continuing Professional Development, Baton Rouge

September 3, 1998, Panelist, Conference on Preventing Lawyer Misconduct, New Orleans (Sponsored by the Louisiana Supreme Court and the Louisiana Attorney Disciplinary Board)

August 21, 1998, When Judges Speak Up, New Orleans (Co-Coordinator of program developed by American Judicature Society and sponsored by Louisiana Judicial College)

April 3, 1998, Distinguishing Professionalism from Ethics, Center of Continuing Professional Development, Baton Rouge

June 10, 1998, Problems in Judicial Ethics, Louisiana Judicial College, Sandestin

March 27, 1998, Legal Ethics -- A Few Things You Should Know, Mineral Law Institute, Baton Rouge

March 6, 1998, Legal Ethics -- Some Recent Developments, Environmental Law Institute, Baton Rouge

December 3, 1997, Ethics, Center of Continuing Professional Development, Baton Rouge

Fall 1997, Professional Responsibility: Some Recent Developments, Center of Continuing Professional Development, Baton Rouge, Lake Charles, Shreveport, New Orleans & Monroe

January 24, 1997, Professional Responsibility: A Few Lessons from Recent Developments, Young Lawyers Section, Louisiana State Bar Association, Baton Rouge

August 24, 1996, Judicial Ethics, Louisiana Judicial College, New Orleans

Fall 1996, Professional Responsibility: Some Recent Developments, Center of Continuing Professional Development, Baton Rouge, Lake Charles, Shreveport, New Orleans & Monroe

Fall 1995, Professional Responsibility: Some Recent Developments, Center of Continuing Professional Development, Baton Rouge, Lake Charles, Shreveport, New Orleans & Monroe)

May 26, 1995, Professional Responsibility: A Few Problems, Banking Law Seminar, Baton Rouge

March 31, 1995, Professional Responsibility: A Few Problems, Mineral Law Institute, Baton Rouge

November 4, 1993, Recent Developments in Ethics, Center of Continuing Professional Development, Shreveport

October 23, 1993, Professional Ethics and Foreclosures, Arizona State Bar Association, Sedona, Arizona

January 15, 1993, Conflicts of Interest in Litigation, Jury Psychology, Center of Continuing Professional Development, Baton Rouge

July 15, 1992, Conflicts of Interest, Center of Continuing Professional Development, Baton Rouge

April 30, 1992, Panelist for Inns of Court program, Baton Rouge

October 26, 1991, Professional Ethics and Foreclosures, Arizona State Bar, Phoenix

## **Law School-Related Service**

### **Law School Committee Assignments**

Council of CCPD (Center for Continuing Professional Development), 1992-1996

Clinical Education & Skills, 1992-1996

Clinical Instruction Committee, member 2007 -

Library Director Search Committee, member 2008-2009

Curriculum Committee, member, 1995-1996 & 1997-1998

Executive Committee, member 1997-1998; 1999-2000, 2001-2002, 2003-2004, 2004-2005, 2006-2007

Executive Committee, chair, 2001-2002, 2003-2004, 2004-2005

Chancellor Search Committee, 1997-1998, 2006-2007

Special Clinical-Curriculum Committee, 1998-2006

Faculty Recruitment Committee, member, 1999-2000, 2005-2006

Faculty Recruitment Committee, chair, 2005-2006

Externship Committee, 2001-2002

Admissions Committee, 2000-2003

Chairman of Legal Research and Writing Subcommittee for ABA Self-Study, 2008 - 2009

Chairman of Ad Hoc Retention Committee, Legal Writing, 2002; member 2003-2004

Student Life Committee, 2003-2005

Promotion & Tenure Committee, member, 2004-2006

Promotion & Tenure Committee, chair, 2005-2006

Secretary to LSU Law Center's Chapter of the Order of the Coif, 2000-2001

President of LSU Law Center's Chapter of the Order of the Coif, 2001-2008

### **Law School Administrative Assignments**

Faculty coordinator of legal research and writing program, 1993 -1998

Liaison with state bar committee on development of professionalism program for new law students 2000 -

As Chairman of the Executive Committee, Coordinated the LSU Law School National Flagship initiative 2003 -2005

## **Louisiana State Law Institute**

Council of the Louisiana State Law Institute, 1999-2002

Member of Committee on Leases, 1995-

Member of Registry Committee, 1996-

## **Other Committees**

Member of the Louisiana Supreme Court Committee on the Prevention of Lawyer Misconduct, 1999-2001

Member of Honorary Degree Committee for the Louisiana State University System, 2005 -

Member of the Louisiana Supreme Court's Advisory Committee for Revision of the Code of Judicial Conduct, 2007 -

## **Miscellaneous**

Member of the Board of Directors of Camelot Citizens Association, 1995 - 2008

President of Camelot Citizens Association, 1996-1998, 2004-2005