Zuckerberg will retain control of Facebook after IPO

There is one very significant aspect of the Facebook initial public offering that may provide lessons for entrepreneurs everywhere: Mark Zuckerberg, the founder of Facebook, will maintain control of it even after it becomes one of the largest publicly-traded companies in the world. During his leadership of the company, Zuckerberg managed to remain in charge, stave off potential predators, and expand the company so quickly that no one could challenge him. Now he will get the pay-off. Check out the S-1 registration statement (complete with fun graphics) on the SEC website for more details.

The Jon and Jon Show: Macey cuts laughs on the Daily Show

Those of us who have taken classes with him know that corporate law and securities professor Jon Macey is a hoot. Now so does the rest of the world. This week Macey joined Jon Stewart on the Daily Show to discuss Mitt Romney-inspired public backlash against private equity shops. Macey previously wrote a well-received op-ed in the WSJ arguing that PE can save failing companies. Macey held his own against Stewart and his skeptical audience, and in his singular manner, both defended PE shops and cracked jokes about their intentions. To see the interview, check out the Daily Show site.

MARK YOUR CALENDARS

Events this week:

- “A Career in International Arbitration,” with Paul Friedland, Global Head of International Arbitration at White & Case LLP, 2/7, 12.10pm, 121
- “Running an Education Organization,” with Dmitri Mehlhorn, Chief Operating Officer of Students First, James B. O’Neal, Executive Director of Legal Outreach, Inc., and Seth Andrew, Superintendent of Democracy Prep Public Schools, 2/9, 6pm, 122

Events next week:

- “Assessing Antitrust in the Obama Administration,” CLC Alumni Breakfast, 2/14, 7.30am, The Century Association, NYC
- “Emerging Issues in M&A: A Case Study,” Presented by Sullivan & Cromwell, 2/15, 6.10pm, 129 with reception in the Alumni Reading Room afterwards
- Careers in Consulting, CLC Panel, 2/17, 12.10 pm., 121

Politicization of White Collar Crime in 2012

In the last decade enforcement agencies have increased considerably their pursuits of white collar criminals. In a memo to its clients, published on the Harvard Law School Forum on Corporate Governance and Financial Regulation, Wachtell, Lipton argues that in 2012 white collar enforcement will be more politicized. It appears that in 2012 corporations should be prepared for increased media security and public leaks of investigations as well as occasional parallel involvement from Congress. In 2011, individuals were faced with increasingly severe prison terms—Raj Rajaratnam, 11 years for insider trading; Joe Esquenazi, 15 years for corrupting foreign government officials. In 2012, there may be additional enforcement stemming from the Dodd-Frank whistleblower provisions, especially if whistleblowers side-step internal reporting mechanisms and report directly to authorities. And, with respect to the SEC, there appears to be pressure on the organization: SEC staff are increasingly scrutinized by its Inspector General and SEC settlements are questioned by judges.

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With contributions from the YLBS Board and members