

**Kathleen McGarvey Hidy, J.D.**  
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**Xavier University**  
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## **EDUCATION**

Columbia Law School, New York, New York  
Juris Doctor, 1988.

University of Notre Dame, Notre Dame, Indiana  
Bachelor of Arts, *Magna Cum Laude*, 1985. Program of Liberal Studies, Great Books Program.  
Nutting Award Recipient “Student who contributed most to the education of fellow students.”

## **EMPLOYMENT**

Williams College of Business, Xavier University, Cincinnati, Ohio  
Assistant Professor of Legal Studies, Department of Accountancy and Business Law, 2017-present.  
Visiting Professor of Legal Studies, Department of Accountancy and Business Law, 2011-2017.  
Temporary Appointment to Assistant Professorship, Department of Accounting and Information Systems,  
1998 – 1999.  
Adjunct Faculty, Department of Accountancy and Business Law, 1991 – 2011.

Northern Kentucky University Salmon P. Chase School of Law, Highland Heights, Kentucky  
Adjunct Professor, 2010-2011.

University of St. Thomas, Opus College of Business, Department of Ethics and Business Law, St. Paul,  
Minnesota  
Adjunct Faculty, 2006.

Crabbe Brown & James, LLP, Cincinnati, Ohio  
Litigation Staff Attorney, 2005 – 2007; Litigation Associate, 1991 – 1997.

Office of the Hamilton County, Ohio Prosecuting Attorney, Cincinnati, Ohio  
Assistant Prosecuting Attorney, Civil Division, 2003 – 2005.

Federal Court Clerkship, The Honorable Jack Sherman, Jr., Cincinnati, Ohio  
Federal Magistrate Judge, United States District Court Southern District of Ohio, 2002 -2003.

Dinsmore & Shohl, LLP, Cincinnati, Ohio  
Labor and Employment Associate, 2002.

Frost Brown Todd, LLC, Cincinnati, Ohio  
Litigation Staff Attorney, 1997 – 1998.

Federal Court Clerkship, The Honorable Carl B. Rubin, Cincinnati, Ohio  
Federal District Judge, United States District Court Southern District of Ohio, 1989 -1991.

Drinker Biddle & Reath, Philadelphia, Pennsylvania  
Litigation Associate, 1988 -1989.

## **HONORS AND AWARDS**

Merit Faculty Award Extraordinary Teaching, Scholarship, Service in 2018, Williams College of Business, Awarded 2019.

Jesuits Midwest Province Ignatian Educator of Distinction Award, 2019.

Ralph Bunche Award Finalist Best International Paper, Academy of Legal Studies in Business National Conference, 2019.

Best Paper Award, Mid-Atlantic Academy of Legal Studies Business, Law, and Society Conference, 2019.

Best Paper Award, Tri-State Legal Studies in Business Conference, 2017.

Cintas Faculty Ethics Fellowship, Cintas Institute for Business Ethics, Xavier University, 2015 – 2017.

International Business Ethics and Compliance Certificate, Cintas Institute for Business Ethics, 2017.

MBA Teacher of the Year “*For Excellence in Teaching*,” Williams College of Business, Xavier University, 2014.

Provost’s Senior Board Designation for Faculty, Xavier University, 2014.

University of Notre Dame Wall of Fame Recipient, Inducted, 1996.

## **RESEARCH INTERESTS**

Freedom of Speech and Social Media  
Technology and Property Rights  
Technology and Employment Law

## **ACADEMIC REFEREED PUBLICATIONS**

Hidy, K. (2020), Social Media Policies, Corporate Censorship and the Right to be Forgiven: A Proposed Framework for Free Expression in an Era of Employer Social Media Monitoring. *University of Pennsylvania Journal of Business Law*, 2020 vol. 22, Issue 2: 346-385.

Hidy, K., Diener, K. (2020), Damages under CISG: Attorneys’ Fees and Other Losses in International Commercial Law. *Journal of Transnational Law & Policy*, 2020 vol. 29.

Hidy, K. (2019), Social Media Use and Viewpoint Discrimination: A First Amendment Judicial Tightrope Walk with Rights and Risks Hanging in the Balance. *Marquette Law Review*, 2019 vol. 4:102, 1045-1085.

Hidy, K. (2018), Business Disputes Over Social Media Accounts: Legal Rights, Judicial Rationales, and the Resultant Business Risks. *Columbia Business Law Review*, 2018 vol. 2:426-494.

Tracey, A.M., Hidy, K. (2016), It Takes Two to Tango: The Dance of the United States Supreme Court Jurisprudence on Arbitration Enforcement and Ohio Law. *The University of Cincinnati Law Review*, 84 U. Cin. L. R. 793-823.

Hidy, K., McDonald, M.S. (2013), Risky Business: The Legal Implications of Social Media’s Increasing Role in Employment Decisions. *Journal of Legal Studies in Business*, 18: 69-88.

## SCHOLARSHIP PRESENTATIONS

Hidy, K. (2019), *Social Media Policies, Corporate Censorship and the Right to be Forgiven: A Proposed Framework for Free Expression in an Era of Employer Social Media Monitoring*. Academy of Legal Studies in Business National Conference, Montreal, Canada.

Hidy, K., Diener, K. (2019), *Damages under CISG: Attorneys' Fees and Other Losses in International Commercial Law*. Academy of Legal Studies in Business National Conference, Montreal, Canada. Ralph Bunche Best International Paper Award Finalist.

Diener, K., Hidy, K. (2019), *CISG'S Brave New World: The Moral and Practical Imperatives of Harmonization Post-Zapata*. University of Pennsylvania Journal of Business Law Symposium on the Harmonization of Business Law, Philadelphia, Pennsylvania.

Diener, K., Hidy, K. (2019), *Damages under CISG: Attorneys' Fees and Other Losses in International Commercial Law*. Mid-Atlantic Academy of Legal Studies Business, Law, and Society Conference, Reading, Pennsylvania. Best Paper Award.

Diener, K., Hidy, K. (2019), *Damages under CISG: Attorneys' Fees and Other Losses in International Commercial Law*. Northeast Academy of Legal Studies in Business Annual Conference, Cape May, New Jersey.

Hidy, K. (2018), *Social Media Use and Viewpoint Discrimination: A First Amendment Judicial Tightrope Walk with Rights and Risks Hanging in the Balance*. Academy of Legal Studies in Business National Conference, Portland, Oregon.

Hidy, K. (2017), *Business Disputes over Social Media Accounts: Legal Rights, Judicial Rationales, and the Resultant Business Risks*. Academy of Legal Studies in Business National Conference, Savannah, Georgia.

Hidy, K. (2017), *Business Disputes over Social Media Accounts: Legal Rights, Judicial Rationales, and the Resultant Business Risks*. Tri-State Academy of Legal Studies in Business, Cincinnati, Ohio. Best Paper Award.

Tracey, A.M., Hidy, K. (2015), *Have Recent Supreme Court Decisions Regarding Arbitration Eviscerated Ohio Law Safeguards against Unconscionability and Other Contract Defenses?* Tri-State Academy Legal Studies in Business, Columbus, Ohio.

Hidy, K., McDonald, M.S. (2012), *Risky Business: The Legal Implications of Social Media's Increasing Role in Employment Decisions*. Academy of Legal Studies in Business National Conference, Kansas City, Missouri.

## OTHER PUBLICATIONS AND PRESENTATIONS

Hidy, K., Kralovec, J. (2020), *Entering Through Their Door: Perspectives on Cultivating a Just Society Through the Moral and Spiritual Formation of Professional and Continuing Education Students at Jesuit Universities*, Association of Jesuit Colleges and Universities, Justice in Jesuit Higher Education Conference, Georgetown University, Washington, D.C.

Hidy, K. (2018), *Fighting Corruption: Corporate Compliance, Corporate Ethics, Corporate Citizenship: An Educator's Perspective*, U.S. Department of State International Visitor Leadership Program, Xavier University, Cincinnati, Ohio.

Hidy, K. (2015), *Talking Back: Risks Worth Taking: The Moral Formation of Business Professionals through Jesuit Business Education*. *Conversations on Jesuit Higher Education*, 48:41-44. In 2015, this

article was provided to Xavier University's Board of Trustees and the President's Cabinet by Dr. Debra Mooney, Chief Mission Officer and Assistant to the President for Mission and Identity, Xavier University. Xavier's Center for Mission and Identity hosted a discussion on this article as well as an article authored by the Director of the Brueggeman Center for Dialogue.

Hidy, K. (2014), *The Moral Formation of Business Professionals through Jesuit Business Education*. Jesuit Business Undergraduate Deans' Conference, Cincinnati, Ohio.

*America Magazine* (April, 1986); *Commonweal Magazine* (April, 1998), (July, 1994), (September, 1990); *The Federal Lawyer*, Federal Bar Association Publication Columnist, (May, 1997); *The New York Times*, Letter to the Editor, (May, 1989).

## **TEACHING**

Courses Taught at Xavier University  
Business Law and Ethics (Graduate)  
Legal Environment of Business (Undergraduate)

Courses Taught at other Academic Institutions  
Contract Drafting (Graduate)  
Legal Environment of Business (Undergraduate)

Curricular Development and Design  
Co-designer of the Smith Scholars Program, the Williams College of Business Honors Program, American Council of Trustees and Alumni Oases of Excellence Designation Recipient.  
Designed honors business law course, Regulatory Environment of Business, for Smith Scholars Program.

## **SERVICE**

### **SERVICE TO XAVIER UNIVERSITY**

#### **University**

Brueggeman Center Director Search Committee Member, 2019-present.

Center for Mission and Identity Universal Apostolic Preferences Discernment Group. 2019.

Business Operations Group, Faculty Representative reporting to Faculty Committee Chair. 2018–present.

Students For Life. Co-Faculty Advisor. 2019-present.

Center for Catholic Education Speakers Bureau Faculty Participant. 2019-present.

Student Success Center/Center for Diversity and Inclusion Faculty Participant for First Generation Students. 2018-present.

Invocation Presenter at *Heroes in Professional Ethics and Smith Center Speaker Events*. 2015, 2017, 2018.

University Next Gen Scholar Committee, Member. 2015–2016.

University Roundtable Discussion Group, Center for Teaching Excellence, Co-Founder, Chair, Participant. 2015–2016.

University Core Curriculum Committee Ethics and Social Justice Task Force, Member. 2014.

Manresa Common Reading Faculty Facilitator. 2014, 2012.

University Ethical Reasoning/Critical Thinking Task Force for the Ad Hoc Curriculum Assessment Committee, Member. 2012.

Pre-Law Program X-Perience Day Representative. 2011–2017.

### **College**

Stephen S. Smith Center, Smith Scholars Program Co-Academic Coordinator. 2018–2019.

Stephen S. Smith Center, Smith Scholars Program Working Committee Member. 2017–2018.

Stephen S. Smith Center, Advisory Board Member. 2016–2017.

Cintas Institute for Business Ethics Pedagogy Workshop Coordinator. 2017.

Student Run Businesses, Steering Committee Member. 2015–2016.

MBA International Trip Faculty Assistant, *Doing Business in India*. 2015.

Emerging Leaders MBA Program Cintas Corporation Compliance Tour, Faculty Organizer. 2015.

Young Women in Business Workshop, Panel Participant. 2013.

### **Department**

University Scholars Program for Williams College of Business Students, Faculty Advisor. 2013–2017.

Pre-Law advising. 2012–present.

Flynn & Co. Scholarship Reviewer. 2012.

### **PROFESSIONAL SERVICE**

*Journal of Legal Studies in Business*, Articles Reviewer, 2013.

Judicial Selection Committee, Hamilton County, Ohio (Party Affiliate), 2008–2016.

*The Federal Lawyer*, Federal Bar Association Publication Editorial Board Member and Judicial Profiles Editor. Washington, D.C., 1996–2003.

Ohio CLE Institute, Continuing Legal Education lecturer. Cincinnati, Ohio. 1994, 1997.

Cincinnati Bar Association, Continuing Legal Education Seminar Presenter. Cincinnati, Ohio. 1994.

University of Cincinnati College of Law, Guest Lecturer. Cincinnati, Ohio. 1994–1999.

## **COMMUNITY SERVICE**

Play Like a Champion Today, Advisory Board Member. South Bend, Indiana. 2019-present.

Hesburgh Women of Impact Mentorship Program, Mentor. Notre Dame, Indiana. 2019-present.

The Angelico Project, Advisory Board Member. Cincinnati, Ohio. 2019-present.

Notre Dame Club of Cincinnati, Chair Current Student Support, 2015–2019; Exemplar Award Committee Chair and Member. Cincinnati, Ohio. 2013–2014.

National Center for the Laity, Advisory Board Member. Chicago, Illinois, 1997–present; Board Member, 1991–1997; Vice-President and Chairperson of Partnership Drive, 1992–1995.

Invited Speaker on Catholicism, Cincinnati, Ohio: Role of the Laity Retreat for Xavier University Students on *Lumen Gentium*, Ch. IV, 1999; *Theology on Tap*, 2000; St. Gertrude Church Millennium Lecture Series, 2000; St. Gertrude School Catholic Identity Committee Parents Workshop, 2001. St. Gertrude School Catholic Identity Committee Faculty Workshop, 2001; St. Gertrude School Catholic Identity, 2001.

St. Xavier High School Mothers Club Board Member, Cincinnati, Ohio. 2009–2011.

## **PROFESSIONAL CERTIFICATIONS**

Ohio Bar, 1992-present (Active).

Pennsylvania Bar, 1988-present (Inactive).

District of Columbia Bar, 1989-present (Inactive).

Admitted to United States Sixth Circuit Court of Appeals, 2004.

Admitted to United States District Court Eastern District of Wisconsin, 2002.

Admitted to United States District Court Southern District of Ohio, 1991.

## **PROFESSIONAL MEMBERSHIPS**

Academy of Legal Studies in Business, Member. 2011-present.

Cincinnati Bar Association, Member. 2007-present.