

Dr. Esra Hamamciođlu

## CURRICULUM VITAE

### CURRENT POSITION

Asst. Prof. Dr., Commercial & Company Law Department, Faculty Member, Kadir Has University Faculty of Law – Istanbul, Turkey.

### CONTACT INFORMATION

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### EDUCATION

**LL.B.:** Marmara University Faculty of Law (İstanbul, Turkey) (1997-2001)

**LL.M.:** Marmara University Institute of Social Sciences (İstanbul, Turkey), Private Law LL.M. Program (2002-2005)

**Ph. D.:** Marmara University Institute of Social Sciences (İstanbul, Turkey), Private Law Ph.D. Program (2005-2011)

### TEACHING EXPERIENCE

Maltepe University Faculty of Law, Commercial & Company Law Dept., Teaching Assistant (2002-2012)

Maltepe University Faculty of Law, Commercial & Company Law Dept., (Asst. Prof. Dr.) (2012) (2012.....)Kadir Has University Faculty of Law, Commercial & Company Law Dept., (Asst. Prof. Dr.)

### RESEARCH INTERESTS

Business Enterprises Law, Company Law, Negotiable Instruments Law, Capital Market Law, Intellectual Property Law, Unfair Competition Law.

### RESEARCH STAYS

01.07.2007-31.08.2007 – Research stay for PhD thesis in München, Germany.

04.07.2007-24.08.2007 – German language course in *Deutschkurs für Ausländer bei der Universität München e.V.*

01.07.2013-01.09.2013 – Post-doctoral research stay in London, UK.

### PUBLICATIONS

#### BOOK

-Anonim Ortaklık Genel Kurul Toplantıları (General Assembly Meetings of Joint Stock Company), Beta İstanbul 2014 (with Prof. Dr. Mehmet Bahtiyar).

#### PEER-REVIEWED ARTICLES

-“Amerikan Haksız Rekabet Hukuku ve Türk Hukuku Açısından Bazı Notlar” (*Some Remarks Regarding the American and Turkish Unfair Competition Law*), Maltepe Üniversitesi Hukuk

Fakültesi Dergisi, Prof. Dr. Ayferi GÖZE'ye Armağan, 2004/1-2, pp. 421-438.

-“Sermaye Piyasası Kanunu ve Tasarı Taslağı Açısından Yatırım Ortaklıkları” (*Investment Trusts in terms of Capital Markets Law and Draft of Capital Markets Law*) Prof. Dr. Ergon A. Çetingil ve Prof. Dr. Rayegan KENDER'e 50. Birlikte Çalışma Yılı Armağanı, İstanbul, 2007, pp. 349-366 (with Prof. Dr. Mehmet BAHTİYAR).

-“6102 Sayılı Türk Ticaret Kanunu'nun Limited Ortaklıklarda Meydana Getirdiği Temel Değişiklikler” (*Amendments in Relation To Limited Liability Companies Introduced By Turkish Commercial Code Nr. 6102*), Maltepe Üniversitesi Hukuk Fakültesi Dergisi, Ankara 2012, pp. 229-248 (with Asst Prof. Dr. Levent BİÇER ).

-“Yeni Türk Ticaret Kanunu'na Göre Anonim Şirket Genel Kurulunun Fiziken Yapılması” (*Holding the General Meeting of Joint Stock Company as a Physical Meeting under The Regulations of The New Turkish Commercial Code*), in: Prof. Dr. Erhan Adal'a Armağan, Yeditepe Üniversitesi Hukuk Fakültesi Yayını, İstanbul 2012, pp. 333- 381 (with Prof. Dr. Mehmet BAHTİYAR).

“Anonim Ortaklıklarda Genel Kurulun Devredilemez Yetkileri Kapsamında Önemli Miktarda Şirket Varlığının Toptan Satışı ve Uygulama Alanı (TTK m. 408/2-f)”, (*General Assembly's Authority to Approve Mass Sale of Substantial Amount of Company's Assets as an Inalienable Power of General Assembly in Joint Stock Company and Its Scope of Application (TCC Art. 408/2/f)*), Kadir Has Üniversitesi Hukuk Fakültesi Dergisi, C.I, S.1, Ankara 2013, pp. 33-52 (with Asst Prof. Dr. Levent BİÇER).

-“Limited Ortaklıkta Esas Sermaye Payının Rehni” (*Share Pledge in Limited Liability Companies*), Kadir Has Üniversitesi Hukuk Fakültesi Dergisi, C. I, S. 2, Ankara 2013, pp. 59-88 (with Asst Prof. Dr. Levent BİÇER).

-“Tüketicinin Kıymetli Evrak İle Borçlanması ve Sonuçları” (*Consumer's Drawing Negotiable Instruments and Consequences Thereof*), Kadir Has Üniversitesi Hukuk Fakültesi Dergisi, C. 3, S. 1, Ankara 2015, pp. 67-92 (with Prof. Dr. Mehmet BAHTİYAR).

-“Adi Ortaklık Sözleşmesinde Şekil” (*Form of Ordinary Partnership Agreement*), Marmara Üniversitesi Hukuk Fakültesi Hukuk Araştırmaları Dergisi 2016, C. XXII, S.3, Özel Sayı: Prof. Dr. Cevdet Yavuz'a Armağan, C. II, pp. 1301-1339 (with Asst. Prof. Dr. Argun KARAMANLIOĞLU)

-“6750 sayılı Ticari İşlemlerde Taşınır Rehni Kanunu'na İlişkin Bazı Tespitler” [*Some Remarks on the Law on Security Right over Movable Assets in Commercial Transactions (Law Nr. 6750)*], Yeditepe Üniversitesi Hukuk Fakültesi Dergisi (*Journal of Yeditepe University Faculty of Law*) 2016, Özel Sayı: Yeditepe Üniversitesi Hukuk Fakültesi'nin Kuruluşunun 20. Yılı Armağanı, C. II, pp. 95-138 ((with Asst. Prof. Dr. Argun KARAMANLIOĞLU).

-“Anonim Ortaklık Genel Kurul Toplantılarında Uygulanan Yetersayılar ve Bazı Değerlendirmeler” (*Quorums for General Meetings of Joint Stock Companies and Some Remarks Regarding the Subject*), Bahçeşehir Üniversitesi Hukuk Fakültesi Dergisi, C. 12, S. 149-150, OcakŞubat 2017, pp. 71-134 (with Prof. Dr. Levent BİÇER)

-”6361 Sayılı Kanun'un 9/3 Hükmünün Uygulanma(ma)sına İlişkin Yargıtay Kararının Değerlendirilmesi (Temel Borç İlişkisinden Doğan Kişisel Def'ilerin Faktoring Şirketine İleri Sürülüp Sürülemeyeceği Sorunu)” (*The Review of the Court of Appeal's Decision Regarding the; Applicability (Inapplicability) of Article 9/3 of Act No.6361 (The Issue of Whether the Defences Arising From the Main Debtor-Creditor Relationship Can be Asserted Against Factoring Company)*), İstanbul Kültür Üniversitesi Hukuk Fakültesi Dergisi, Prof. Dr. iur. Merih Kemal Omağ'a Armağan, C. 16, S. 2, Temmuz 2017 (Özel Sayı), C.II, s. 783-804 ( with Asst. Prof. Dr. Özge Uzun KAZMACI)

-“Limited Şirket Genel Kurulunda Yetersayılar” (*Quorums for General Meetings of Limited Liability Company*), İstanbul Kültür Üniversitesi Hukuk Fakültesi Dergisi, Prof. Dr. iur. Merih

Kemal Omağ'a Armağan, C. 16, S. 2, Temmuz 2017 (Özel Sayı), C.I, s. 343-381 (with Asst. Prof. Dr. Levent BİÇER)

- "Elektronik Ticaretin Hukuksal Boyutu" (Legal Dimension of Electronic Commerce), KOSBED (Kocaeli Üniversitesi Sosyal Bilimler Dergisi), 2018/1, S. 35, pp. 43-72.

- "Anonim Ortaklıklarda Tek Borç İlkesine İlişkin Gelişmeler" (*Recent Developments on Single Debt Principle in Joint Stock Companies*), Kadir Has Üniversitesi Hukuk Fakültesi Dergisi, Prof. Dr. Mustafa Dural Anısına, Özel Sayı-III, C. 6, S. 1, Haziran 2018, pp. 125-145.

## BOOK CHAPTERS

- "Virtual General Assembly Meetings of Joint Stock Companies in Turkish Law With a Comparative Approach to Different Law Systems, Social Sciences and Humanities A Global Perspective, Detay Ankara 2016, pp. 184-199.

- 6102 Sayılı TTK ve İkincil Düzenlemelere Göre Anonim Şirketlerin Genel Kurullarında Uygulanacak Elektronik Genel Kurul Sistemi II (*Virtual Shareholder Meeting System under the Regulations of Turkish Commercial Code Nr. 6102 and Secondary Legislation II*), Türk Ticaret Kanunu'na İlişkin İkincil Mevzuatın Değerlendirilmesi Sempozyumu (Evaluation of Secondary Legislation of Turkish Commercial Code Symposium), Seçkin Ankara 2014, pp. 133-168.

- "Mimari Tasarım ve Eserlerin Korunması - I (Türk Hukuku ve Karşılaştırmalı Hukukta)" [*Protection of Architectural Designs and Works – I (in Turkish Law and Comparative Law)*], in: İnşaat Sektöründe Mimari Haklar (*Architectural Rights in Construction Industry*), Ankara 2015, pp. 29-55.

- Bankacılık Sektöründe Kefalet (*Surety in Banking Sector*) Bankacılık Sektöründe Tüketici Hukuku Uygulamaları, Sektörel Bazda Tüketici Hukuku Uygulamaları Külliyesi, C. I, Editörler: Tokbaş, Hakan/Kurşun, Ali Suphi, Aristo, İstanbul pp. 123-159 (2015 (With Prof. Dr. Şebnem AKIPEK ÖCAL ve Asst. Prof. Dr Özge UZUN KAZMACI),

- "Tüketicinin Korunması Hakkında Kanun'un Kıymetli Evrak Hukukuna Yansımaları" I (*The Effects of the Law on the Protection of the Consumer in Negotiable Instruments Law*), Tüketicinin Korunması Hakkında Kanuna Disiplinler Arası Yaklaşım, (*An Interdisciplinary Approach to Law on Consumer Protection*), Seçkin Ankara 2016, pp. 57-64.

## EDITORSHIPS

- Book: Türk Ticaret Kanunu'na İlişkin İkincil Mevzuatın Değerlendirilmesi Sempozyumu - Kadir Has Üniversitesi Hukuk Fakültesi (*Evaluation of Secondary Legislation of Turkish Commercial Code Symposium*), Ankara 2014, ISBN: 9789750227356 (with Prof. Dr. Ömer TEOMAN & Asst. Prof. Dr. Argun KARAMANLIOĞLU & Teaching Asst. Onur GÖRMEZ).
- Book: İnşaat Sektöründe Mimari Haklar (Sempozyum Kitabı) [*Architectural Rights in Construction Industry (Symposium Book)*], Ankara 2015, ISBN: 978-975-02-3225-1 (with Asst. Prof. Dr. Özge UZUN KAZMACI & Asst. Prof. Dr. Argun KARAMANLIOĞLU).
- Book: Tüketicinin Korunması Hakkında Kanuna Disiplinler Arası Yaklaşım (Sempozyum Kitabı) [*An Interdisciplinary Approach to Law on Consumer Protection (Symposium Book)*], Ankara 2016, ISBN: 9789750239816 (with Asst. Prof. Argun KARAMANLIOĞLU & Asst. Prof. Dr. Özge UZUN KAZMACI & Asst. Prof. Dr. M. Ertan YARDIM & Teaching Asst. Zeliha Gizem SAYIN).
- Journal: Maltepe Üniversitesi Hukuk Fakültesi Dergisi Editörlüğü (*Journal of Maltepe University Faculty of Law Member of Editorial Board*), ISSN:1303-5630 (2005-2012).
- Journal: Kadir Has Üniversitesi Hukuk Fakültesi Dergisi Editörlüğü (*Journal of Kadir Has University Faculty of Law Member of Editorial Board*), ISSN: 2147-9305 (2013-...).

## PROCEEDINGS & PRESENTATIONS

- Proceeding: “Ticaret Sicili” (*Trade Register*) in “Yeni Türk Ticaret Kanunu Tanıtım Günleri-I” (*Introduction of New Turkish Commercial Code-I*) held by Maltepe University Faculty of Law in İstanbul on 21<sup>st</sup> March 2012.
- Presentation: 6102 Sayılı TTK ve İkincil Düzenlemelere Göre Anonim Şirketlerin Genel Kurullarında Uygulanacak Elektronik Genel Kurul Sistemi II” (*Virtual Shareholder Meeting System under the Regulations of Turkish Commercial Code Nr. 6102 and Secondary Legislation II*) in “Türk Ticaret Kanunu’na İlişkin İkincil Mevzuatın Değerlendirilmesi I” (Evaluation of Secondary Legislation of Turkish Commercial Code Symposium) organized by Kadir Has University Faculty of Law, Aralık 2012.
- Proceeding: “Mimari Tasarım ve Eserlerin Korunması (Türk Hukuku ve Karşılaştırmalı Hukukta) – II” [*Protection of Architectural Designs and Works – II in “İnşaat Sektöründe Mimari Haklar Sempzoyumu” (Turkish Law and Comparative Law) in (Architectural Rights in Construction Industry Symposium)*] organized by Kadir Has University Faculty of Law and Dr. Levent BIÇAKCI Law Office in İstanbul on 11<sup>th</sup> April 2014 (published in proceedings book).
- Proceeding: “Tüketicinin Korunması Hakkında Kanunun Kıymetli Evrak Hukukuna Yansımaları” (*The Effects of the Law on the Protection of the Consumer in Negotiable Instruments Law*) in “Tüketicinin Korunması Hakkındaki Kanununa Disiplinler Arası Yaklaşımlar Sempzoyumu” (*An Interdisciplinary Approach to Law on Consumer Protection Symposium*) organized by Kadir Has University Faculty of Law in İstanbul on 23<sup>rd</sup> February 2015 (published in proceedings book).
- Proceeding: “Holding Joint Stock Company General Meetings Virtually in Turkish Law and Comparative Law” in Social Sciences and Humanities in Focus, Warsaw, Poland, September 16-18, 2015 (Abstract is also published in Book of Abstract, SSHIF, Warsaw, Poland 2015, pp. 78).
- Proceeding: “New Forms of Trademark”, in 1st, International Scientific Researches Congress, Humanity and Social Sciences, Spain, May 19-22, 2016 (Abstract is also published Abstract Book, ECOEI Publication Series No:10 2017, pp. 149).
- Speaker in Round-Table Conference: “Ticari İşlemlerde Taşınır Rehni Kanunu Paneli” *Law on Security Right over Movable Assets in Commercial Transactions Round-Table Conference* organized by Yeditepe University Faculty of Law in İstanbul on 6<sup>th</sup> February 2017.
- Proceeding (with assoc. Prof. Dr. Anlam ALTAY): “Anonim Ortaklıklarda Tek Borç İlkesi” (*The Single Debt Principle in Joint Stock Companies*) in “Prof. Dr. Mustafa DURAL’ı Anma Sempozyumu” (*Symposium in Memoriam Prof. Dr. Mustafa DURAL*) organized by Kadir Has University Faculty of Law in İstanbul on 22<sup>nd</sup> February 2017 (Revised and extended version is later published in Journal of Kadir Has University Faculty of Law, see Peer-Reviewed Articles).
- Presentation: “Kambiyo Senetlerinde Defiler Sistemi” (*The System of Defenses of Debtor in Commercial Bills*) in “Factoring Hukuku’nda Güncel Gelişmeler ve Def’iler Sistemi Paneli” (*Recent Developments and System of Defenses of Debtor*) organized by Kadir Has University Faculty of Law & İstanbul Bar Commission of Banking and Finance Law in İstanbul on 3<sup>rd</sup> November 2017.
- Proceeding: Concept of Electronic Commerce - A Legal Perspective, in “European Congress on Economic Issues – 2 (ECOEI – 2)” organized by Kocaeli University in Kocaeli on 17<sup>th</sup> November 2017 (Revised version is later published in Kocaeli University

Journal of Social Sciences, see Peer-Reviewed Articles).

- Proceeding: "Equalization Demand of the Agent" in "25. Eurasia Business and Economic Society Conference" organized by Eurasia Business and Economic Society in Berlin/Germany on 23<sup>rd</sup> May 2018 (Abstract is also published 25th EBES Conference Program and Abstract Book, pp. 73).
- Presentation: (with Asst. Prof. Dr. Argun KARAMANLIOĞLU) "Şirketler Topluluğu Hükümlerinin Uygulama Alanı Karşısında Tüzel Kişilik Perdesinin Aralanması" (*Piercing the Veil In Relation to Scope of Regulations Regarding Group of Companies*) in "Türk Hukukunda Şirketler Topluluğu Düzenlemeleri Paneli" (*Regulations Regarding Group of Companies in Turkish Law Panel*) organized by Beykent University Faculty of Law in İstanbul on 14<sup>th</sup> December 2018.

#### COURSES TAUGHT (LAST THREE YEARS)

SEMESTER	COURSE
2016-2017 Spring	Intellectual Property Law (Faculty of Law)
2016-2017 Spring	Information Technology Law (Faculty of Law)
2016-2017 Spring	General Shareholder Meetings of Joint Stock Companies According to Turkish Commercial Code (Private Law LL.M. Program)
2017-2018 Summer	Company Law (Faculty of Law)
2017-2018 Fall	Business Enterprises and Negotiable Instruments Law (Faculty of Law, with Prof. Dr. Mehmet BAHTİYAR and Asst. Prof. Dr. Argun KARAMANLIOĞLU)
2017-2018 Fall	Basics of Commercial Law (Vocational School for Paralegals)
2017-2018 Fall	Intellectual and Artistic Works Law
2017-2018 Spring	Intellectual Property Law (Faculty of Law)
2017-2018 Spring	Information Technology Law (Faculty of Law)
2017-2018 Spring	Graduation Thesis (Faculty of Law)
2017-2018 Spring	General Shareholder Meetings of Joint Stock Companies According to Turkish Commercial Code (with Asst. Prof. Dr. Esra HAMAMCIOĞLU, Private Law LL.M. & Ph.D. Programs)
2017-2018 Summer	Company Law (Faculty of Law)
2018-2019 Fall	Business Enterprises and Negotiable Instruments Law (Faculty of Law, with Prof. Dr. Mehmet BAHTİYAR and Asst. Prof. Dr. Esra HAMAMCIOĞLU)
2018-2019 Fall	Basics of Commercial Law (Vocational School for Paralegals)

2018-2019 Fall	Unfair Competition Law (Private Law LL.M. Program)
2018-2019 Spring	Intellectual Property Law (Faculty of Law)
2018-2019 Spring	Company and Negotiable Instruments Law (Faculty of Economics and Administrative Sciences)
2018-2019 Spring	General Shareholder Meetings of Joint Stock Companies According to Turkish Commercial Code (Private Law LL.M. Program)
2018-2019 Spring	Graduation Thesis (Faculty of Law)

\* *Course language is Turkish.*