MARK D. BAUER

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**TEACHING STETSON UNIVERSITY COLLEGE OF LAW,** Gulfport, Florida,

**EXPERIENCE**

*Professor of Law,* July 2004-Present  
 *Associate Dean for Academic Affairs*: 2008-2010

*Associate Director, Center for Elder Justice,* July 2023-2024

*Director, Center for Elder Justice,* July 2024-Present

**Courses taught**: Antitrust, Property, Administrative Law, Consumer Law, International and Comparative Competition Law, Advanced Antitrust Seminar, and Financial Advocacy (commercial law survey focusing on financial legal literacy for law students).

**Primary areas of research**: Government regulatory law, including the nexus between antitrust, consumer law and elder law, real property, and economics from a domestic and international perspective. Special emphasis on relationship between antitrust, consumer law, property law, and elder law.

**Promotions**:

Director of the Center for Elder Justice, Spring 2024

Assoc. Director of the Center for Elder Justice, Spring 2023

Promoted to Full Professor Spring 2010

Received tenure Spring 2009

Promoted to Associate Professor Spring 2007

**Awards**:

2013 Recipient of Stetson’s “Branton Excellence in Teaching Award”

2017 Recipient of Stetson’s “Homer and Dolly Hand Award for Faculty

Scholarship”

Named “Distinguished International Fellow” of the

Canadian Centre for Elder Law in 2012

Received 2009-10 “Outstanding Faculty Service” Award (award discontinued)

Received 2008-09 “Outstanding Faculty Service” Award

Received 2007-08 “Outstanding Faculty Service” Award

Received 2006-07 “Outstanding Faculty Service” Award

**International Teaching Experience**:

* International and Comparative Competition Law, Granada, Spain (July, 2019) (emphasis on EU Law) (Stetson University and the University of Granada).
* International Consumer and Privacy Law, and Global Aging Law, The Hague, Netherlands (Summer 2018) (Stetson University and the Institute for Social Studies, Erasmus University).
* Global Aging Law, The Hague, Netherlands (Summer 2015) (Stetson University and the Institute for Social Studies, Erasmus University).
* International and Comparative Competition Law, Tianjin, China (Summer 2013) (emphasis on Chinese Anti-Monopoly Law) (Stetson, Oklahoma City and Nankai Universities)
* International and Comparative Competition Law, Melbourne, Australia (Spring 2012) (University of Melbourne Law School LL.M Program)
* International and Comparative Antitrust Law, and Administrative Law; London, England (Fall 2011) (Stetson full-semester study abroad program).
* South American, International, and Comparative Competition Law, Buenos Aires, Argentina (2010 and 2011) (emphasis on Argentina, Mercosur, and emerging economies) (Stetson University and Pontifical Catholic University of Argentina).
* International and Comparative Competition Law, Granada, Spain (2007) (emphasis on EU Law) (Stetson University and the University of Granada).
* International and Comparative Competition Law, Tallinn, Estonia (2005) (emphasis on emerging economies) (Scandinavian/Baltic Institute on Emerging

Markets and Transitional Democracies, Stetson and Concordia Universities).

**Visiting Positions and Fellowships:**

* *Senior International Fellow and Visiting Scholar*, Melbourne Law School, The University of Melbourne, Melbourne, Australia (Spring 2012).
* *Visiting Scholar*, The School of Law, Queen Mary’s College, The University of London, London, England (Fall 2011).

**OTHER CHICAGO-KENT COLLEGE OF LAW,** Chicago, Illinois, July 2001-June 2004

**EXPERIENCE** *Visiting Assistant Professor* (full-time fellowship position):

**Courses taught**: Antitrust, Administrative Law, Legal Writing I, Legal Writing II.

**CCH, INCORPORATED,** Riverwoods, Illinois, Jan. 2000-July 2001

*Writer-Editor-Analyst*: Authored treatise for major legal publishing company on state

consumer protection laws. Specialized in antitrust, unfair and deceptive practices,  
 advertising and sweepstakes. Wrote and edited monthly analysis of relevant case

law and events for subscribers.

**LIQUID ART, LTD.,** Chicago, Illinois, July 1999-Dec. 1999

*Consultant***:** Worked with two former Freeborn & Peters attorneys in creation and extension of various product lines for new internet start-up company specializing in publication of digital fine art. Authored descriptions of art for manuals and marketing materials.

**FREEBORN & PETERS**, Chicago, Illinois, Jan. 1997-June 1999

*Associate Attorney*: Counseled clients on antitrust and trade regulation, Hart-Scott-Rodino filings, consumer protection law (advertising and technology, privacy, decency law and e-commerce), government investigations, mergers, acquisitions, pricing policies, joint ventures, distribution arrangements and horizontal relationships. Represented clients before U.S. Department of Justice and Federal Trade Commission. Work included corporate counseling, business planning, drafting technology agreements, and corporate immigration.

**BELL, BOYD & LLOYD,** Chicago, Illinois, April 1994-Dec. 1996

*Associate Attorney:* Litigated complex antitrust and commercial matters, including major federal multidistrict class action dispute. Deposed corporate executives. Drafted appellate briefs, motions and document requests. Represented clients before U.S. Department of Justice and Federal Trade Commission on advertising and other issues. Researched and implemented sweeping changes to firm computer network and litigation tools. Worked extensively with jury consultants and trial graphics artists.

**U.S. FEDERAL TRADE COMMISSION,** Washington, D.C. July 1990-March 1994

*Litigation Attorney*: Led government investigations into large corporate mergers and systematic anticompetitive abuses. Interviewed and deposed industry leaders. Worked with economists and econometric analysis to assess patterns of abuse.

**HONORABLE WILLIAM R. ROBIE, U.S. DEPARTMENT OF JUSTICE,**

Washington, D.C.Aug. 1988-June 1990

*Judicial Law Clerk and Attorney Advisor to Chief Immigration Judge of the United States, Attorney General’s Honor Program***:** Drafted legal opinions. Analyzed new laws and advised Judge Robie. Monitored legislation considered by Congress and developed compliance programs. Investigated court practices, substantially rewrote relevant portions of the Code of Federal Regulations, and assisted in management of immigration court system.

**EDUCATION** **EMORY UNIVERSITY SCHOOL OF LAW,** Atlanta, Georgia

Received Juris Doctor, May, 1988.

Honors: Writing/Advocacy Instructor, Moot Court Honor Society, and Merit Scholarship.

**THE UNIVERSITY OF CHICAGO,** Chicago, Illinois

Received Bachelor of Arts with concentration in Political Science, June, 1983.

Honors: Howell Murray Award, Highest grade on senior thesis, Morton-Murphy Prize.

**ARTICLES** *Antitrust by Design* (submitted to law reviews for publication)

*Freedom of Association for College Fraternities After Christian Legal Society and Citizens United,*39 Notre Dame Journal of College and University Law 248 (2013)

*Peter Pan as Public Policy: Should 55-Plus Age Restricted Communities Continue to be Exempt from Civil Rights Laws and Substantive Federal Regulation?*, 21 U. Ill. Elder L.J. 33 (2013).

Reprinted in *Zoning and Planning Law Handbook* (Clark Boardman Callaghan, 2014 ed).

*Department Stores on Sale: An Antitrust Quandary*, 26 Ga. St. U. L. Rev. 255 (2010) (Lead Article)

*“Give The Lady What She Wants” – As Long As It’s Macy’s,* 80 Temple U. L. Rev. 949 (2007) (Lead Article)

*Whither Dr. Miles?* 20 Loy. Consumer L. Rev. 1 (2007) (Lead Article)

*The Licensed Professional Exemption in Consumer Protection: At Odds With Antitrust History and Precedent,* 73 Tenn. L. Rev. 131 (2006) (Lead Article)

*Small Liberal Arts Colleges, Fraternities and Antitrust: Rethinking Hamilton College,*

53 Cath. U. L. Rev. 347 (Winter 2004)

**BOOKS** *Bankruptcy Law in Context: An Inter-Doctrinal View* (Casebook co-author) (Aspen 2020).

*Elder Law in Context: An Inter-Doctrinal View* (Casebook co-author) (Aspen 2017).

*CCH State Unfair Trade Practices* (Mark D. Bauer ed. CCH 2000).

**ESSAYS/**  *Fraternities’ Lawsuit Against Colgate University*, Syracuse Post-Standard,

**OP/ED** March 17, 2005.

**BAR JOURNAL** *Collaborating Doctors: Potential Price-Fixers*, National Law Journal, May 6, 1996 (co-

author)

**REFEREED** SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL

**SPEECHES** CONFERENCE, Paper Presentation (Refereed), *Exacerbated By Success: Consumer Fraud and the Incomplete Integration of North American Financial Systems* (Palm Beach, FL, August 2010)

ASSOCIATION FOR LAW, PROPERTY, AND SOCIETY ANNUAL MEETING,

Paper Presentation (Refereed), *Department Stores On Sale: A Quandary in Property and Antitrust* (Washington, D.C. March 2010)

CANADIAN LAW & ECONOMICS ASSOCIATION CONFERENCE OF THE

LAW FACULTY OF THE UNIVERSITY OF TORONTO, Paper Presentation (Refereed), *“Give The Lady What She Wants” – As Long As It’s Macy’s* (Toronto, Canada, September 2007)

LOYOLA UNIVERSITY CHICAGO ANNUAL ANTITRUST COLLOQUIUM, Paper Presentation (Refereed), *The Licensed Professional Exemption in Consumer Protection: At Odds With Antitrust History and Precedent* (Chicago, Illinois, April 2006)

**SELECTED** *CENTRAL FLORIDA ESTATE PLANNING COUNCIL MEETING,* Keynote Speaker*,*

**SPEECHES** *Elder Law in Song and Dance* (March 2024, Orlando, FL)

SPECIAL NEEDS TRUST CONFERENCE, Speaker

*Antitrust for SNT Professionals (and how to avoid it)* (October 2023,

*St. Petersburg, FL)*

ASSOCIATION OF AMERICAN LAW SCHOOLS ANNUAL CONFERENCE, Panel

Moderator and Paper Discussant, *Emerging Scholars in Business and Commercial*

*Law* (January 2021, Virtual Conference)

ASSOCIATION OF AMERICAN LAW SCHOOLS ANNUAL CONFERENCE, Panel Organizer and Presenter, *Emerging Issues in Elder Law: Consumer Law* (January 2020, Washington, D.C.)

SPECIAL NEEDS TRUST CONFERENCE, Keynote Speaker Trusts, Distrust, and Antitrust (October 2019, St. Petersburg, Florida)

ABA CYBERERSPACE LAW CONFERENCE, Roundtable Organizer and Discussion

Leader, *Cyberspace Law Update* (January 2019, Gulfport, Florida)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL CONFERENCE, Panel Organizer and Presenter, *“Hipster Antitrust”* (August 2018, Ft. Lauderdale , Florida)

TEACHING CONSUMER LAW BIENNIAL CONFERENCE,

Panel Organizer and Presenter, *Teaching Financial Literacy within a Law School Curriculum* (May 2018, Santa Fe, New Mexico)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL CONFERENCE,

Panel Organizer and Presenter, *The Future of the Consumer Financial Protection Bureau and Administrative Law* (July 2017, Boca Raton, Florida)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL CONFERENCE, Panel Presentation, *Maximizing the Impact of Scholarship (*July 2016, Amelia Island, Florida)

CANDADIAN CONFERENCE ON ELDER LAW, Panel Presentation, *Elder Law Litigation* (November 12, 2015, Vancouver, British Columbia)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL CONFERENCE,

Panel Presentation, *2013 Supreme Court Administrative Law Update (*July 2013, Palm Beach, Florida)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL CONFERENCE, Roundtable Organizer and Presenter, *Making the Most of Your VAP/Fellowship* (July 2013, Palm Beach, Florida)

Law and Society Association Annual Meeting, Presentation, *Peter*

*Pan as Public Policy: The Challenge of 55-Plus Housing*; and co-presenter *Elder Law as a Capstone* (May 2013, Boston, Massachusetts)

U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, FAIR HOUSING ADMINISTRATION, Featured Speaker, *Peter Pan as Public Policy: The Challenge of 55-Plus Housing* (May 2013, Washington, D.C. and webcast to all HUD field offices)

UNIVERSITY OF RICHMOND FACULTY EXCHANGE, Presentation, *Peter Pan as* *Public Policy: The Challenge of 55-Plus Housing* (March 2013, Richmond, Virginia)

NATIONAL CONFERENCE ON LAW AND HIGHER EDUCATION, Panel Presentation, *Current issues in Fraternity Law:* *Freedom of Association for College Fraternities*; and Panel Presentation, *Stopping Hazing* (February 2013, Orlando, Florida).

ELDER LAW WORLD STUDY GROUP, Presentation, *Financial Abuse, Regulations*

*and Borders* (Vancouver, Canada, November 2012)

CANADIAN CONFERENCE ON ELDER LAW, Presentation, *Peter Pan as Public Policy: The Challenge of 55-Plus Housing*; and Presentation, *Banking on It: The Things You Don’t Know Will Hurt You* (Vancouver, Canada, November 2012)

SOUTHERN STATES CRIME PREVENTION CONFERENCE, Presentation, Elder Abuse and Scams (Orlando, Florida, October 2012)

COMPETITION LAW NETWORK DISCUSSION SERIES, Presentation, *Retail and*

*Competition Laws: Israel, Australia, and the Classical View* (Melbourne, Australia, February 2012)

NATIONAL ACADEMY OF ELDER LAW ATTORNEYS, Panelist, *Financial Literacy for the Elderly and Clients With Special Needs* (Las Vegas, Nevada, May 2011)

UNIVERISTY OF HOUSTON LAW CENTER FACULTY WORKSHOP, Work in Progress Presentation, *Exacerbated By Success: Consumer Fraud and the Incomplete Integration of North American Financial Systems* (Houston, Texas, April 2011)

CANADIAN CONFERENCE ON ELDER LAW, Presentation, *The Curious Case of Identity Theft in North America* (Toronto, Ontario, October 2010)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL CONFERENCE, Panelist, *So You’ve Got Tenure… Now What?* (Palm Beach, Florida, August 2010)

FRATERNITY EXECUTIVES ASSOCIATION ANNUAL MEETING, Keynote Speaker, *Freedom of Association in Light of Citizens United and Christian Legal Society, and Other Hot Topics in Higher Education Law* (Seattle, Washington, July 2010)

UNIVERSITY OF HOUSTON LAW CENTER “TEACHING CONSUMER LAW” CONFERENCE, Moderator/Speaker, *A Global Response to the Financial Crisis* (Houston, Texas, May 2010)

ASSOCIATION OF AMERICAN LAW SCHOOLS, Panel Organizer and Moderator, *Five Years After Katrina: Access to Education* (New Orleans, Louisiana, January 2010)

NEVADA ATTORNEY GENERAL’S CONFERENCE ON SENIOR PROTECTION, Speaker, *Renewing Our Commitment to Seniors* (Keynote Speech) (Las Vegas, Nevada, December 2009)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL CONFERENCE, Moderator, *Teaching Legal Doctrine in a Post-Realist World* (Palm Beach, Florida, August 2009)

FLORIDA COLLEGE OF ADVANCED JUDICIAL STUDIES, Faculty Member/Speaker, *How Do Federal and State Consumer Protection Laws Impact Your Court?* (Ft. Myers, Florida, June 2009)

U.S. ADMINISTRATION ON AGING REGIONAL CONFERENCE, Panel Presentation, *Stopping Elder Fraud and Financial Exploitation* (Orlando, Florida, September 2008)

U.S. ADMINISTRATION ON AGING REGIONAL CONFERENCE, Panel Presentation, *Stopping Elder Fraud and Financial Exploitation* (Anaheim, California, September 2008)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL CONFERENCE, Moderator, *Empirical Analysis of Law School Rankings* (Palm Beach, Florida, July 2008)

NATIONAL ASSOCIATION OF AREA AGENCIES ON AGING, Panel Presentation, *Stopping Elder Fraud and Financial Exploitation* (Nashville, Tennessee, July 2008)

UNIVERSITY OF HOUSTON LAW CENTER “TEACHING CONSUMER LAW” CONFERENCE, Panel Presentation, *Consumer Law versus Consumer Protection* (Houston, Texas, May 2008)

Askew Institute of the University of Florida: CONSUMER PROTECTION IN THE DIGITAL AGE, Moderator/Speaker, *Setting A Consumer Protection Agenda For Florida*, (Tallahassee, Florida, March 2008)

29th ANNUAL NATIONAL CONFERENCE ON LAW & HIGHER EDUCATION, Panel Presentation, *Freedom of Association and College Fraternities* (Clearwater, Florida, February 2008)

National Crime Prevention Council Annual Meeting, Panel Presentation, *Stopping Elder Fraud and Financial Exploitation* (Atlanta, Georgia, October 2007)

BRAZIL ENERGY CONFERENCE, Presentation, *Antitrust Ramifications of American Ethanol Policy* (Rio de Janeiro, Brazil, September 2007)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL CONFERENCE, Panel Presentation and Panel Organizer, *Whither Dr. Miles?* (Amelia Island, Florida, July 2007)

NATIONAL COUNCIL ON AGING –AMERICAN SOCIETY ON AGING JOINT CONFERENCE, Panel Presentation, *Building A Grassroots Consumer Education Program For Seniors* (Chicago, Illinois, March 2007)

MERCER UNIVERSITY SCHOOL OF LAW FACULTY WORKSHOP, Work in Progress Presentation, *“Give The Lady What She Wants” – As Long As It’s Macys* (Macon, Georgia, November 2006)

INDIANA UNIVERSITY SCHOOL OF LAW/INDIANAPOLIS FACULTY WORKSHOP, Work in Progress Presentation, *“Give The Lady What She Wants” – As Long As It’s Macys* (Indianapolis, Indiana, October 2006)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL CONFERENCE NEW SCHOLARS PRESENTATION, Work in Progress Presentation, *“Give The Lady What She Wants” – As Long As It’s Macy’s* (Palm Beach, Florida, July 2006)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL CONFERENCE, Panel Discussion Moderator, *The Changing Paradigm of Article II* (Palm Beach, Florida, July 2006)

ELDER LAW CONSUMER FRAUD FORUM, Presentation, *The FTC and Consumer Protection*, Elder Law Consumer Fraud Forum (Gulfport, Florida, January 20, 2006)

SOUTHEASTERN ASSOCIATION OF LAW SCHOOLS ANNUAL CONFERENCE, Moderator, *Use of Adjunct Professors* (Hilton Head Island, Georgia, July 2005**)**

26th ANNUAL NATIONAL CONFERNCE OF LAW & HIGHER EDUCATION, Presentation, *Antitrust Concerns for Private Colleges* (Clearwater, Florida, February 2005)

CHICAGO-KENT COLLEGE OF LAW FACULTY WORKSHOP, Work in Progress Presentation, *State Consumer Protection Laws and the Exemption for Licensed Professionals* (Chicago, Illinois, August 2002)

**SERVICE** **Stetson Service:**

Associate Dean for Academics (2008 to 2010): Supervised Office of the Registrar, Office of Career Development, Office of Electronic Education, and Office of Faculty Support Services. Shared supervision of Information Technology and Admissions & Financial Aid Departments. Responsible for all academic concerns and policies, class schedules, academic budget, hired adjunct professors, advised and counseled students, managed electronic education/distance learning program, coordinated disability accommodation, and annual accreditation reports. Served on Academic Standards, Curriculum, Admissions, Library & Technology, and Appointments Screening Committees. Coordinated all bar preparation and student academic success programs. Served as a member of Student Support and Emergency Team. Liaison to all accrediting bodies (ABA, AALS, and SACS). Supported reaccreditation inspections.

Journals: Editor in Chief, *Journal of International Aging Law and Policy* (2010 to 2011); Faculty Advisor, *Stetson Law Review* (2005 to 2007).

Other Leadership Positions: Chair, Academic Review Committee (2022-Present); Co-Chair, Promotions, Tenure, and Sabbatical Committee (2019-2021); Co-Chair, Appointments Screening Committee (2013-14; 2017-18); Chair, Task Force on Strategic Plan Implementation (2014-17); Subcommittee Chair, Strategic Plan Taskforce (2021-22); Decanal Review Committee (2021-22); Faculty Representative to Board of Overseers (2016-18); Director of Mentor Program (2014-2018); Chair, Strategic Planning Subcommittee (2013; 2020-21); Faculty Parliamentarian (2015-2018; 2019-present); Academic Director *Autumn in London* Semester Abroad Program (Fall 2011); Responsible for ABA and U.S. News Questionnaire (2008-2010); Chair, Strategic Plan New Goals Task Force (2007-2009); Chair, Admissions Committee (2007-2008; 2010-2011); Bar Passage Liaison (2007-2008); Enrollment Management Liaison (2007-2008); Co-Chair, Admissions Committee (2006-2007); Faculty Secretary (2005-2006); Faculty Liaison to Office of Student Life/Assistant Dean for Student Services (2005-2006); Dean’s Advisory Committee (2006-2011; 2013-2014; 2017-2018; 2019-2021; 2022-2023; 2024-2025).

Co-Curricular Advising/Coaching: Coach, 2008 Manne Law & Economics Moot Court Competition; (third place finish); Coach, 2005 ABA National Arbitration Team (second place finish). *At Chicago-Kent*: Coach, 2003 NYC National Moot Court Team (quarter-finalist); Coach, 2004 ABA National Moot Court Team (regional semi-finalist).

Committee Memberships: Curriculum Committee (2019-2022); Academic Review Committee (2018-present); Academic Standards (2018-2020); Curriculum Reform Task Force (2017-2019); Pro Bono and Experiential Learning Committee (2019); Strategic Plan Committee (2013-2018; 2020-Present); Scholarship Committee (2013-2017); Library & Technology Committee (2012-2013); Student Support and Emergency Team (2008-2010); Admissions Committee (2004-2011; 2014-2016); Graduate and International Programs Committee (2004-2008; 2024-2025); Strategic Enrollment Management Committee (2007-2010); *U.S. News & World Report* Task Force (2007-2008); Financial Aid and Scholarship Committee (2006-2007; 2010-2011); Strategic Plan Committee (2007-2009); Faculty Appointments Screening Committee (2006; 2008-2010; 2012-2013; 2017-18); Website Redevelopment Task Force (2008); Honors and Awards Committee (2010-2011).

**Legal Academy Service:**

Southeastern Association of Law Schools: Member, Steering Committee (2006 to 2010); Member, Programming Committee (2006 to 2010); Member, Mentor Committee (2007 to 2010); Mentor to junior scholar (2009; 2013).

American Association of Law Schools: AALS Commercial and Consumer Law Section, Chair (2023-24), Executive Board (2019-2024). AALS Aging and the Law Section: Chair, (2014); Treasurer (2012); Executive Committee (2011, 2013 to 2018). AALS Education Law Section: Chair, (2009); Secretary (2007); Treasurer, (2006). AALS Real Property Law Section: Executive Board (2016-17).

Loyola University of Chicago *Consumer Law Review*: Member, Advisory Board (2009-2015).

**Community Service:**

President, Psi Upsilon Fraternity, 2004 to 2008. President, Psi Upsilon Foundation (non-profit 501(c)(3) educational foundation), 2002 to 2004. Life Member, Psi Upsilon Fraternity Executive Council (2008 to Present); Member, Administration and Compensation Committees, Psi Upsilon Foundation (2004 to 2018).

Numerous speeches and panel discussions on leadership to college alumni groups and undergraduates. Several articles printed in fraternity magazines related to leadership and college-fraternity relations. One award for writing from the College Fraternity Editors Association and the National Interfraternity Foundation.

**AFFILIATIONS** Admitted to Bars of Illinois and Pennsylvania; Northern District of Illinois.

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