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William S. Boyd School of Law  
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## **EMPLOYMENT**

- 2003-present Saltman Professor, Boyd School of Law & Founding Director Saltman Center for Conflict Resolution, University of Nevada-Las Vegas
- 1999-2003 John D. Lawson Professor, University of Missouri-Columbia School of Law & Senior Fellow, Center for the Study of Dispute Resolution
- 1997-1999 Associate Professor (tenured), Florida State University, College of Law
- 1994-1999 Director, Education and Research  
Florida Dispute Resolution Center
- 1992-1997 Assistant Professor, Florida State University, College of Law
- 1990-1992 Vice President and Member, Samuel & Ballard, P.C.  
Philadelphia, Pennsylvania  
(litigation regarding employment and general civil matters)
- 1984-1989 Associate, Samuel & Ballard, P.C.  
Philadelphia, Pennsylvania
- 1983-1984 Law Clerk, Honorable Marilyn Hall Patel  
United States District Court, Northern District of California

## **EDUCATION**

- Harvard Law School, J.D. 1983 Cum Laude  
Harvard Civil Rights-Civil Liberties Law Review  
Editor-in-Chief (1982-1983)  
Book Review Editor (1981-1982)  
Research Assistant, Professor John Hart Ely (summer 1981)  
Legal Writing Instructor, Professor Abram Chayes (fall 1981)
- Swarthmore College, B.A. 1979  
High Honors, Phi Beta Kappa  
Major: Economics

## **BOOKS**

PSYCHOLOGY FOR LAWYERS: UNDERSTANDING THE HUMAN FACTORS IN NEGOTIATION, LITIGATION, AND DECISION MAKING, 2D ED. (ABA Publications, 2021) (with Jennifer K. Robbennolt)

PSYCHOLOGY FOR LAWYERS: UNDERSTANDING THE HUMAN FACTORS IN NEGOTIATION, LITIGATION, AND DECISION MAKING (ABA Publications, 2012) (with Jennifer K. Robbennolt)

DISPUTE RESOLUTION: BEYOND THE ADVERSARIAL MODEL 2D ED. (Aspen, 2010) (with Carrie J. Menkel-Meadow, Lela Porter Love & Andrea Kupfer Schneider)

MATERIALS ON MEDIATION THEORY AND PRACTICE 2D ED. (LEXIS, 2006) (with James J. Alfini, Sharon B. Press & Joseph B. Stulberg)

ARBITRATION LAW IN AMERICA: A CRITICAL ASSESSMENT (Cambridge Univ. Press, 2006) (with Edward Brunet, Richard Speidel & Stephen Ware)

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## **SIGNIFICANT ARTICLES**

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Jennifer Robbennolt & Jean R. Sternlight, "Behavioral Legal Ethics," 45 ARIZONA ST. L. J. 1107

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Jean R. Sternlight, "Mandatory Binding Arbitration Clauses Prevent Consumers from Presenting Procedurally Difficult Claims," 42 SOUTHWESTERN L. REV. 87 (2012)

Jean R. Sternlight, "Tsunami: *AT&T Mobility v. Concepcion* Impedes Access to Justice," 90 OREGON L. REV. 703 (2012)

Jean R. Sternlight, "Lawyerless Dispute Resolution: Rethinking a Paradigm," 37 FORDHAM URB. L.J. 381 (2010)

John Lande and Jean R. Sternlight, "The Potential Contribution of ADR to an Integrated Curriculum: Preparing Law Students for Real World Lawyering," 25 OHIO ST. J. ON DISP. RES. 247 (2010)

Jean R. Sternlight & Jennifer Robbennolt, "Good Lawyers Should Be Good Psychologists: Insights for Interviewing and Counseling Clients," 23 OHIO ST. J. ON DISP. RES. 437 (2008)

Jean R. Sternlight, "In Defense of Mandatory Arbitration (if Imposed on the Company)," 8 NEV. L.J. 82 (2007)

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Jean R. Sternlight, "Creeping Mandatory Arbitration: Is it Just?," 57 STANFORD L. REV. 1631 (2005)

Jean R. Sternlight, "Separate and Not Equal: Integrating Civil Procedure and ADR in Legal Academia," 80 NOTRE DAME L. REV. 681 (2005)

Jean R. Sternlight & Elizabeth J. Jensen, "Using Arbitration to Eliminate Consumer Class Actions: Efficient Business Practice or Unconscionable Abuse?," 67 LAW & CONTEMP. PROBS. 75-103 (2004)

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Jean R. Sternlight, "ADR is Here: Reflections on Where it Fits in a System of Justice," 3 NEV. L.J. 289-304 (2003)

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- Jean R. Sternlight, "Hurrah for the Consumer Financial Protection Bureau: Consumer Arbitration as a Poster Child for Regulation," 48 ST. MARY'S L.J. 343 (2016)
- Jean R. Sternlight & Jennifer K. Robbennolt, "Psychology and Effective Lawyering: Insights for Legal Educators," 64 J. LEGAL EDUC. 365 (2015)
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## **BOOK CHAPTERS**

- Jean R. Sternlight: "Panacea or Corporate Tool: The Aftermath," *in* Discussions in Dispute Resolution: The Foundational Articles" (Hinshaw, Schneider, and Cole, eds.) (Oxford Univ. Press 2021).
- Jennifer K. Robbennolt & Jean R. Sternlight, "The Psychology of Ethics in Negotiation," *in* Negotiation Essentials for Lawyers (Andrea Kupfer Schneider & Chris Honeyman eds., 2019)
- Jean R. Sternlight & Jennifer K. Robbennolt, "Drawing on Psychology to Negotiate Ethically" *in* The Negotiator's Desk Reference Vol. 1 (Chris Honeyman & Andrea Schneider eds. 2017)
- Jean R. Sternlight, "Drafting a 'Bulletproof' Consumer Arbitration Agreement: Is it Possible?" *in* Arbitration of Consumer Financial Services Disputes (PLI 1999)
- Jean R. Sternlight, "Major Ways of Challenging Arbitration Agreements in the Consumer Setting" *in* Arbitration of Consumer Financial Services Disputes (PLI 1999)
- Jean R. Sternlight, "Negligence and Intentional Torts," AIDS and the Law (Wiley, 3d ed.) (1997)

## **BLOGS AND OP-EDS**

- Jean R. Sternlight, New CFPB Rule – A Poster Child for Regulation, July 24, 2017, <https://acslaw.org/acsblog/new-cfpb-rule-%E2%80%93-a-poster-child-for-regulation>
- Jean R. Sternlight, New rule protects financial consumers: Arbitration clauses unfairly benefit big companies, Las Vegas Review Journal (July 22, 2017) at 3E, <https://www.reviewjournal.com/opinion/commentary-consumer-bureaus-new-rule-will-better-protect-consumers-from-the-abusive-financial-companies/>
- Sternlight: Musings From the CFPB Hearing, October 8, 2015, <http://www.indisputably.org/?p=7635>
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- Sternlight – CFPB Report Shows Mandatory Consumer Arbitration Harms Consumers, March 13, 2015, <http://www.indisputably.org/?p=6618>
- Sternlight – New Executive Order Blocks Mandatory Employment Arbitration, July 31, 2014, <http://www.indisputably.org/?p=5705>
- Sternlight – Public Justice on Companies’ Use of ‘Bait and Switch’ in Arbitration, March 26, 2014, <http://www.indisputably.org/?p=5492>
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- Eliminating Class Actions: A Tsunami in the Wake of AT&T Mobility v. Concepcion Threatens Access to Justice, September 19, 2011, <http://www.scotusblog.com/2011/09/eliminating-class-actions-a-tsunami-in-the-wake-of-att-mobility-v-concepcion-threatens-access-to-justice/>

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### **U.S. Supreme Court**

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DirectTV v. Imburgia, 136 S. Ct. 463, 478 (Dec. 14, 2015) (Ginsburg, J., dissenting)

### **Federal Appellate Courts**

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Homa v. American Express, 2009 WL 440912 at \*6 (3d Cir. Feb. 24, 2009) (Weis, concurring)

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Tracinda Corp. v. DaimlerChrysler AG, 502 F.3d 212, 223 n.10 (3d Cir. 2007)

Kristian v. Comcast, 446 F.3d 25, 29 (1<sup>st</sup> Cir. 2006)

Pieper v. American Arbitration Association, 336 F.3d 458, 462 n.4 (6<sup>th</sup> Cir. 2003)

Ingle v. Circuit City Stores, Inc., 328 F.3d 1165, 1174 n.7 (9<sup>th</sup> Cir. 2003)

American Heritage Life Ins. Co. v. Orr, 294 F.3d 702, 714 n.3 (5<sup>th</sup> Cir. 2002) (Dennis, J., concurring)

Cole v. Burns Intern. Sec. Servs., 105 F.3d 1465, 1472 (D.C. Cir. 1997)

### **Federal District Courts**

Chen-Oster v. Goldman, Sachs & Co., \_\_\_ F. Supp. 3d \_\_\_, 2020 WL 1467182 at \*13 n.17 (S.D.N.Y. Mar 26, 2020)

UBS Fin. Servs. Inc. v. Asociacion de Empleados del Estado Libre Asociado de Puerto Rico, 419 F. Supp. 3d 266, 187 (D. Mass 2019)

Styczynski v. Marketsource, Inc., 340 F. Supp. 3d 534, 548 (E.D. Pa. 2018)

GGNSC Chestnut Hill LLC v. Schrader, 2018 WL 1582555 at \*9 (D. Mass. Mar. 31, 2018), aff'd sub nom, GGNSC Admin. Servs., LLC v. Schrader, 958 F.3d 93 (1st Cir. 2020)

Dunn v. Dunn, 318 F.R.D. 652, 679 (M.D. Ala. Sept. 9, 2016), modified sub nom, Braggs v. Dunn, 2020 WL 2395987 (M.D. Ala. May 12, 2020)

Tigges v. AM Pizza, Inc., 2016 WL 4076829 at \*12 (D. Mass. July 29, 2016)

Vector Elec. & Controls, Inc. v. ABM Indus. Inc., 2016 WL 126752 at \*4 n.8 (M.D. La. Jan. 1,



2016)

Mohamed v. Uber Techs., Inc., 109 F. Supp. 3d 1185, 1194 (N.D. Cal. 2015), aff'd in part, rev'd in part and remanded, 836 F.3d 1102 (9th Cir. 2016), and aff'd in part, rev'd in part and remanded, 848 F.3d 1201 (9th Cir. 2016)

Frankel v. Citicorp Ins. Servs., Inc., 2014 WL 1051855 at \*1 n.1 (E.D.N.Y. Aug. 12, 2014), report and recommendation adopted, 2015 WL 6021534 (E.D.N.Y. Oct. 14, 2015)

Morgan Stanley Dean Witter Reynolds, Inc. v. Gekas, 309 F. Supp. 2d 652, 659 n.10 (M.D. Pa. 2004)

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Klocek v. Gateway Inc., 104 F. Supp. 2d 1332, 1339, n.9 (D. Kan. 2000)

International Cement Aggregates, Inc. v. Antilles Cement Corp., 62 F. Supp. 2d 412, 416 n.3 (D. P.R. 1999)

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## PRESENTATIONS

Speaker, "The Psychology of Lawyers in Litigation and Negotiation," Boyd School of Law Faculty Enrichment (Oct. 26, 2021)

Speaker, "The Psychology of Lawyers in Litigation and Negotiation," Fiji Law Society Annual Convention (Oct. 23, 2021)

Speaker, "The Psychology of Lawyers in Litigation and Negotiation," Australian International Law Section (Sept. 29, 2021)

Speaker, "The Psychology of Lawyers in Litigation and Negotiation," Houston Bar Association ADR Section (Sept. 14, 2021)

Panelist, "The Role of Psychology in Decision Making and Dispute Resolution," London International Disputes Week (May 12, 2021)

Speaker, "Justice in a Brave New World?," Quinnipiac University-Yale Dispute Resolution Speaker Series (March 12, 2021) <https://vimeo.com/526170288>

Interviewee, Book Launch for DISCUSSIONS IN DISPUTE RESOLUTION, discussing foundational article, "Panacea or Corporate Tool?" (March 11, 2021) [https://www.youtube.com/watch?v=soD\\_ZHp6iAs&t=2310s](https://www.youtube.com/watch?v=soD_ZHp6iAs&t=2310s)

Panelist, "Mediation in the Age of Covid and Beyond," Creighton Law Review Symposium (Feb. 26, 2021)

Panelist, "Psychology & ODR," Online Mediator's Call (Sept. 2, 2020)

Panelist, "Effective Representation in Judicial Settlement Conferences," (Northern Nevada Womens Lawyers' Association, Feb. 19, 2020), Reno NV, appearing by video)

Panelist, "Pouring a Little Psychological Cold Water on Online Dispute Resolution," (2019 International ODR Forum, Oct. 29, 2019, Williamsburg VA, appearing by video)

Panelist, "Appreciating Our Legacy and Engaging in the Future," (Pepperdine School of Law, June 18-19 2019)

Panelist, "Mandatory Arbitration, Ethics & Psychology," (Civil Justice Research Initiative U.C. Irvine School of Law, April 26, 2019)

Panelist, "Arbitration in an *Epic* World," (ABA Employment Rights & Responsibilities

Committee, Midwinter Meeting, March 20, 2019, Las Vegas NV)

Panelist, “On-line Dispute Resolution: Promises and Pitfalls,” (AALS Annual Meeting, January 5, 2019, New Orleans)

Speaker, “Conflict in the Workplace,” (UNLV Graduate Assistant Professional Development Conference, April 20, 2018, Las Vegas NV)

Panelist, “Mandatory Pre-Dispute Arbitration Agreements – The Pro Se Litigant v. The Experienced Law – Can we ‘Level the Playing Field?’” (ABA Section of Dispute Resolution Annual Conference, April 6, 2018, Washington DC)

Panelist, “Not Every Panel is a Nail,” (Construction SuperConference, Dec. 6, 2017, Las Vegas NV)

Speaker, “Dispute Resolution, Science Fiction and Technology: Moving Beyond Truth to Justice,” (ADR Works in Progress Conference, Oct. 21, 2017, Phoenix AZ)

Speaker, “Dispute Resolution, Science Fiction and Technology: Moving Beyond Truth to Justice,” (Marquette University School of Law Academic Enrichment, Oct. 5, 2017)

Speaker, “Thinking About How Lawyers Think: Insights for Docketing Professional,” National Docketing Association Annual Meeting, Sept. 26, 2016 (Las Vegas, NV)

Panelist, “Consumer Arbitration/ Consumer Financial Protection Board, Hot Topic,” ABA Section of Dispute Resolution Spring Conference, April 7, 2016 (New York, NY)

Panelist, “Heard not Seen: Internet Radio for the ADR-Minded,” ABA Section of Dispute Resolution Spring Conference, April 7, 2016 (New York, NY)

Panelist, “Consumer Financial Protection Bureau, Consumer Contracts and Arbitration,” (11<sup>th</sup> International Conference on Contracts, February 27, 2016, St. Mary’s University School of Law, San Antonio TX)

Speaker, “Negotiation Strategies for Women Attorneys,” Nevada Justice Association (Las Vegas NV November 18, 2015)

Speaker, “Insights from Psychology for Negotiators, Mediators and Mediation Advocates,” (Nevada ADR Section, November 6, 2015)

Invited Panelist, Consumer Financial Protection Bureau Field Hearing on Proposal to End Arbitral Class Action Waivers (Denver CO, October 7, 2015)

Moderator, “The Front-Line of Reforms-ADR,” in “Magistrate Judges and the Transformation of the Federal Judiciary” (UNLV Boyd School of Law, Sept. 26, 2015)

Panelist, “Disarming Employees: Using Mandatory Arbitration to Deny Workers Access to Justice” (UCLA School of Law Negotiation and Conflict Resolution Consortium, February 26, 2015)

Speaker, “The Psychology of Negotiation,” (Clark County Bar Association, Las Vegas NV, February 25, 2015)

Speaker, “Why Mediators Should Care About the Psychology of Ethics,” (Southwestern Law School, Los Angeles CA, January 23, 2015)

Speaker, “A Conflict Resolution Toolkit for University Administrators,” (UNLV Leadership Development Council, December 10, 2014)

Speaker, “Why Mediators Should Care About the Psychology of Ethics,” (ADR Section, State Bar of Nevada, Reno NV, December 5, 2014)

Speaker, “Why Mediators Should Care About the Psychology of Ethics,” (ADR Section, State Bar of Nevada, Las Vegas NV, November 14, 2014)

Keynote speaker, “The Psychology of Ethics in Negotiation and Mediation,” (ABA Section of Dispute Resolution, Mediation Institute, San Antonio TX, October 17, 2014)

Roundtable leader, “Fostering Problemsolving Lawyers,” (Society of American Law Teachers, Las Vegas NV, October 11, 2104)

Speaker, “Why Should Mediators Care About the Psychology of Ethics,” (Mediators of Southern Nevada, September 20, 2014)

Panelist, “Disarming Employees: Using Mandatory Arbitration to Deny Workers Access to Justice” (9<sup>th</sup> Annual Colloquium on Scholarship in Employment & Labor Law, Boulder CO, September 14, 2014)

Panelist, “Disarming Employees: Using Mandatory Arbitration to Deny Workers Access to Justice” (Annual Conference Law & Society Association, Minneapolis, MN, June 1, 2014)

Speaker, “Behavioral Legal Ethics” (Annual Conference United States District Court for District of Nevada, May 8, 2014)

Speaker, “Negotiation Strategies for Women” (UNLV Womens’ Council, April 9, 2014)

Moderator, “Disarming Employees? Examining Case Outcomes & Legal Representation in Employment Arbitration” (U.C. Berkeley School of Law, February 27, 2014)

Speaker, “Psychology and Lawyering,” ABA Teleconference, (December 10, 2013)

Speaker, “Disarming Employees? Examining the Impact of Mandatory Arbitration on the Workplace”, (ABA Dispute Resolution Section Works in Progress Conference (Cardozo School of Law, New York City, November 9, 2013)

Speaker, “Introducing the Field of Psychology and Lawyering,” Western Pacific Chapter, American Association of Law Libraries (Las Vegas, NV October 4, 2013)

Speaker, “Dealing with Difficult Clients and Obstinate Prosecutors,” National Association Criminal Defense Lawyers Annual Conference (Las Vegas, NV October 4, 2013)

Speaker, “Negotiation Tips for Women Attorneys,” Southern Nevada Ass’n Women Attorneys (Las Vegas, NV July 11, 2013)

Speaker, “Psychology for Consultants: Novel Applications of Psychology,” American Society of Trial Consultants (Las Vegas NV (May 31, 2013))

Speaker, “Psychology and Mediation: Essential Tips for Mediators,” The Mediation Society (San Francisco CA (May 14, 2013))

Panelist, “Teaching the Federal Arbitration Act,” ABA Section on Dispute Resolution (Chicago IL (4/7/13))

Panelist, “Teaching Psychology to Law Students,” ABA Section on Dispute Resolution (Chicago IL (4/7/13))

Moderator, “ADR in Nevada,” Nevada Judicial Leadership Summit 2012 (Las Vegas NV 5/2/12)

Panelist, “AT&T Mobility v. Concepcion,” Cardozo School of Law (New York City 4/26/12)

Panelist, “Approaches to Scholarship in ADR,” ABA Section of Dispute Resolution (Washington DC 4/21/12)

Panelist, “The Supreme Court and the Future of Arbitration,” AALS Annual Meeting, Sections on Alternative Dispute Resolution and Civil Procedure (Washington DC 1/7/12)

Panelist, “The Impact of *AT&T Mobility v. Concepcion*,” UNLV Boyd School of Law CLE (Las Vegas 9/16/11)

Speaker, “Psychology and Mediation,” Mediators of Southern Nevada (Las Vegas 9/10/11)

Panelist, “Psychology and Ethics: Lessons for Lawyers and Neutrals,” ABA Section of Dispute Resolution (Denver 4/14/11)

Panelist, “The Role of Courts in Supervising Arbitration,” George Washington University Law School Conference on “The Future of Arbitration” (Washington DC 3/18/11)



Panelist, “Nursing Homes Mandate Arbitration,” AALS Annual Meeting, Section on Aging and the Law (San Francisco 1/8/11)

Speaker, “Mandatory Arbitration: Panacea or Corporate Tool?,” Loyola Law School, Journalist Law School (Los Angeles 6/19/10)

Moderator, “Conducting Ethical Negotiations,” UNLV Boyd School of Law (Las Vegas 6/18/10)

Panelist, “An In-Depth Look at Class-Action Arbitrations in the Consumer and Employment Context,” ABA Section of Dispute Resolution (San Francisco 4/8/10)

Panelist, “Whether, When and How Representation in Mediation Matters,” ABA Section of Dispute Resolution (San Francisco 4/8/10)

Moderator and Panelist, “Arbitration and Unconscionability in *Rent-a-Center West v. Jackson*,” Spring Conference on Contracts, UNLV Boyd School of Law (Las Vegas, NV 2/26/10)

Panelist, “Consumer Advocates’ Views on Consumer Arbitration,” ABA Business Law Section, Consumer Financial Services Committee (Park City, UT 1/11/10)

Panelist, “Alternative Dispute Resolution Ethics Hot Spots,” UNLV Boyd School of Law (Las Vegas 10/16/09)

Speaker, “Mandatory Arbitration: Panacea or Corporate Tool?,” Loyola Law School, Journalist Law School (Los Angeles 6/20/09)

Panelist, “Arbitration Fairness: Reconciling Domestic Concerns,” ABA Section of Dispute Resolution (New York City 4/16/09)

Panelist, “Arbitration Fairness: Reconciling International and Domestic Concerns,” ABA Section of Dispute Resolution (New York City 4/16/09)

Panelist, “The Future of Dispute Resolution in Law Schools,” The Ohio State University Moritz College of Law (Columbus, OH 2/19/09)

Panelist, “Dispute Resolution in the Year 2050,” Association of American Law Schools (San Diego, CA 1/9/09)

Panelist, “Lawyerless Dispute Resolution: Rethinking the Paradigm,” ABA Section of Litigation (Atlanta, GA 12/5/08)

Speaker, “Lawyerless Dispute Resolution,” Brooklyn Law School (Brooklyn, NY 11/7/08)

Panelist & Moderator, “The Use of Arbitration as a Collection Tool,” Cardozo School of Law, (New York City 11/6/08)

Speaker, “ADR and the Rule of Law: Learning About Justice From Abroad,” Hofstra U. School of Law, (New York 9/23/08)

Panelist, “Update on the Arbitration Fairness Act,” Southeastern Association of Law Schools (Palm Beach, FL 8/1/08)

Speaker, “Mandatory Arbitration: Panacea or Corporate Tool?,” Loyola Law School, Journalist Law School (Los Angeles 6/18/08)

Panelist, “Justice and Dispute Resolution,” ABA Section of Dispute Resolution (Seattle 4/3/08)

Panelist, “Good Lawyers Should be Good Psychologists: Insights for Interviewing and Counseling Clients,” ABA Section of Dispute Resolution (Seattle 4/5/08)

Panelist, “Conflict Resolution and Video Games,” ABA Section of Dispute Resolution (Seattle 4/5/08)

Speaker, “Panacea or Corporate Tool?,” Friday Afternoon Talk, UNLV Boyd School of Law (Las Vegas 2/22/08)

Moderator, “Civil versus Common Law: Does Context Matter in ADR?,” ABA Section of Dispute Resolution Annual Meeting (Washington, DC 4/27/07)

Schwartz Lecture on Dispute Resolution, “Good Lawyers Should Be Good Psychologists: Insights for Interviewing and Counseling Clients,” The Ohio State University Moritz College of Law (Columbus, OH 4/7/07)

Speaker, “In Defense of Mandatory Arbitration (If Imposed on the Company),” Symposium re: Rethinking the Federal Arbitration Act: An Examination of Whether and How the Statute Should be Amended (Las Vegas, NV 1/26/07)

Panelist, “Dispute Resolution in Action: Examining the Reality of Employment Discrimination Cases,” Joint presentation by Employment Discrimination Law and ADR Sections of the Association of American Law Schools (Washington, D.C. 1/5/07)

Keynote Address, “ADR in Nevada: Precious Natural Resources; Gambling; and Prostitution,” Mediators of Southern Nevada Annual Dinner (9/20/06)

Speaker, “ADR and the Rule of Law: Lessons from Abroad,” Clifford Symposium, DePaul University College of Law (Chicago, IL 4/21/06)

Panelist, “Arbitration and Class Actions,” ABA Section of Dispute Resolution (Atlanta, GA 4/8/06)

Panelist, “Justice and ADR,” ABA Section of Dispute Resolution (Atlanta, GA 4/8/06)

Speaker, “Difficult Conversations” to Nevada Board of Regents (Las Vegas 10/20/05)

Speaker, “Introduction to ADR” to UNLV Forensic Social Work Program (Las Vegas 9/13/05)

Panelist, “Contracts and Arbitration,” AALS Mid-Year Conference on Contract Law (Montreal 6/15/05)

Panelist, “How to Arbitrate a Class Action – Or Not,” (ABA-CLE Teleconference and Audio Webcast 6/14/05)

Panelist, “ADR and the Vanishing Trial,” Northern District of California Judicial Conference (Santa Cruz, CA 5/1/05)

Panelist, “What International and Comparative Dispute Resolution Can Teach Us About ADR and What We Can Do With These Insights in Our Classrooms,” Annual Conference, ABA Section of Dispute Resolution (Los Angeles, CA 4/16/05)

Panelist, “An Empirical Look at Consumer Arbitration,” Annual Conference, ABA Section of Dispute Resolution (Los Angeles, CA 4/15/05)

Panelist, “The Civil Trial: Adaptation and Alternatives,” Stanford Law School (Palo Alto, CA 2/5/05)

Panelist, “How to Arbitrate a Class Action – Or Not,” ABA Section of Litigation and the Center for Continuing Legal Education (New Orleans, LA 10/29/04)

Commentator, “Islam and the West: A Clash of Civilizations?” (Las Vegas, NV 10/23/04)

Speaker, “The Employment Due Process Protocol: Good as Far as it Goes or a Cloak for Evil?” Annual Conference, National Academy of Arbitrators (Las Vegas, NV 5/25/04)

Co-Moderator: "Competing or Complementary Rule Systems? Adjudication, Arbitration, and the Procedural World of the Future," Joint presentation by Civil Procedure and ADR Sections of the Association of American Law Schools (Atlanta, GA 1/3/04)

Speaker: “The Rise and Spread of Mandatory Arbitration as a Substitute for the Jury Trial,” California Dispute Resolution Institute & University of San Francisco School of Law (San Francisco, CA 11/14/03)

Panelist: “Privatizing Justice: The Civil Story,” at Northeastern University School of Law Conference, “Rethinking Ideology and Strategy: Progressive Lawyering, Globalization and Markets,” (Boston, MA 11/7/03)

Panelist: “Examining and Predicting Trends in Labor and Employment Arbitration in the Context of the Broader Arbitration World,” ABA Annual Meeting, Dispute Resolution and Labor Sections (San Francisco, CA 8/10/03)

Panelist: “Update on *Green Tree v. Bazzle*: Class Actions and Arbitration,” ABA Annual Meeting, Consumer Financial Services and Business Sections, (San Francisco, CA 8/9/03)

Speaker: “The Rise and Spread of Mandatory Arbitration as a Substitute for the Jury Trial,” Roscoe Pound Institute Forum for State Court Judges (San Francisco, CA 7/19/03)

Panelist: “Class Actions & Arbitration,” ABA Section on Dispute Resolution (San Antonio, TX 3/21/03)

Speaker: “Using Arbitration to Eliminate Consumer Class Actions: Efficient Business Practice or Unconscionable Abuse?,” (Duke Law School & Roscoe Pound Institute Conference on The Coming Crisis in Mandatory Arbitration, 10/5/02)

Professor: “Consumer Arbitration”; one credit course taught at Hamline University Dispute Resolution Institute (St. Paul, MN 6/18-20/02)

Speaker: “Preliminary Thoughts on Designing a Civil System of Procedural Justice Given Identity-Based Conflict,” (Park City, UT 6/7/02)

Panelist: “Arbitration of Employment Disputes: Pros and Cons for Employers and Employees,” Pacific Coast Labor & Employment Law Conference (Seattle, WA 5/3/02)

Speaker: “Update on Consumer Arbitration,” U. Houston Conference on Teaching Consumer Law (4/27/02)

Speaker: “What is the Best Procedure for Resolving Individual Employment Disputes?,” ABA Section on Dispute Resolution (Seattle, WA 4/5/02)

Panelist: “The New Civil Rights Battleground: ADR After *Circuit City*,” National Employment Lawyers Association Conference (Philadelphia, PA 3/15/02)

Speaker: “U.S. Out on a Limb?: Comparing ‘Mandatory’ Arbitration in the U.S. and the Rest of the World,” U. Miami Arbitration Law Symposium (3/2/02)

Commentator: “Perspectives on Dispute Resolution in the 21<sup>st</sup> Century,” U. Nevada-Las Vegas Boyd School of Law (1/25/02)

Speaker: “Mandatory Binding Arbitration: What It Is; Why It Is Dangerous; and How It Can Be Attacked,” U. Nevada-Las Vegas Boyd School of Law (1/24/02)

Panelist: “ADR: Impacts on Minority Groups and the Quest for Justice,” AALS Annual Meeting, (New Orleans 1/5/02)

Speaker: “Litigation Does not Always Make Sense: An Overview of ADR” for Jefferson Club,

U. Missouri-Columbia (10/26/01)

Speaker: "What is the Best Procedure for Resolving Individual Employment Disputes?," U. Nevada-Las Vegas Boyd School of Law (10/4/01)

Speaker and moderator: "Workshop on Alternative Dispute Resolution," at Caribbean Law Institute & Caribbean Law Institute Centre program for judges in the Organization of the Eastern Caribbean States, Bay Gardens Hotel, St. Lucia (8/ 3-4/01)

Speaker: "An Exploration of Federal and State Constitutional Jury Trial Issues Raised by the Supreme Court's Case Law on Binding Arbitration," at Ohio State University College of Law, Conference on *Gilmer v. Interstate/Johnson Lane Corp.*: Ten Years After, Columbus, OH (11/17/00)

Commentator: "Arbitration and Class Actions" at Arbitration Beyond 2000, St. Louis, MO (10/20/00)

Speaker: "The FAA Scheme," 2000 ATLA Annual Convention, Chicago, IL (8/1/00)

Speaker: "Mediation and Accountants: Opportunities, Limitations and Next Steps," Society of Missouri CPAs, Central Division, Columbia, MO (5/25/00)

Speaker: "Imposing Mandatory Binding Arbitration on Consumers Violates Core Principles," ABA Section on Alternative Dispute Resolution Annual Conference, Washington, D.C. (4/27/00)

Plenary panelist: "Mandatory Arbitration: Does the Shoe Fit?," ABA Section of Dispute Resolution Annual Conference, San Francisco (4/6/00)

Panelist: "There Ought to be a Law . . . Protecting Mediators from Unauthorized Practice of Law Prosecution," ABA Section of Dispute Resolution Annual Conference, San Francisco, (4/6/00)

Speaker and Co-Organizer: "Overview of ADR Methods" Seminar on Alternative Dispute Resolution, Caribbean Law Institute, Sherbourne Conference Centre, Barbados (7/9/99)

Speaker: "Challenging Mandatory Arbitration in Employment Cases," National Employment Lawyers Association, New Orleans, LA (7/3/99)

Speaker: "The Attorney's Role in Representing Clients in Mediation," Quinnipiac/Yale Workshop on Dispute Resolution (3/29/99)

Speaker: "Drafting a 'Bulletproof' Consumer Arbitration Agreement: Is it Possible?" and "Major Ways of Challenging Arbitration Agreements in the Consumer Setting," Arbitration of Consumer Financial Services Disputes, Practising Law Institute, New York, NY (2/22/99)

Speaker: "Role of the Attorney in Mediation: Drawing Lessons from Economic and Psychological Theory," U. Missouri-Columbia School of Law (11/20/98)

Speaker & moderator: "Current Legal, Ethical and Public Policy Issues Regarding the Uses of ADR in the Non-Unionized Workplace," Society for Professionals in Dispute Resolution Conference, Portland, OR (10/15/98)

Speaker: Plenary Session on "Consumer Issues in Arbitration," ABA's Conference "Arbitration: Preparing for the 21st Century," New York, NY (9/24/98)

Speaker: "Role of the Attorney in Mediation: Lessons for Mediators," Florida Dispute Resolution Conference, Orlando, FL (8/31/98)

Moderator: Conducted panel discussion and role plays regarding the use of mediation in cases involving a history of domestic violence at Florida Dispute Resolution Conference, Orlando, FL (8/31/98)

Speaker: "Role of the Attorney in Mediation," Law and Society Conference, Aspen, CO (6/7/98)

Speaker: Co-taught four and a half hour training session for certification of arbitrators to handle court-ordered arbitration in Florida as part of Florida Dispute Resolution Conference (8/23-8/24/96)

Moderator: Conducted panel discussion on the future of alternative dispute resolution at the Florida Dispute Resolution Conference (8/24/96)

Speaker: Presented lecture/discussion on the rights of homosexuals in Florida to local chapter of Parents and Friends of Lesbians and Gays (4/9/96)

Speaker: Presented workshop on Intercultural Mediation as part of Florida Dispute Resolution Conference (8/25/95)

Speaker: Presented discussion on HIV in the workplace as part of "Charting the Course -- A Seminar for Health Care and Safety Professionals" (4/30/94)

Speaker: "The Americans with Disabilities Act," Pennsylvania Bar Institute (5/1/92)

Speaker: "Sexual Harassment and the New Civil Rights Act," Pennsylvania Bar Institute (2/12/92)

Speaker: "Update on Equity," National Association of Collegiate Women Athletic Administrators, Phoenix, AZ (9/21 - 9/23/91)

Faculty Member, Pennsylvania Bar Institute's Pennsylvania Legal Practice Series 1988, 1989 and 1991 (employment law)

Speaker: "Update on Title VII" to Plaintiff's Employment Panel for U.S. Dist. Ct., E.D. Pa. (12/14/90)

Speaker: "Impediments to Advancement by Women in the Legal Profession," National Association of Women Lawyers (10/19/90)

Speaker: "Civil Rights Act of 1990" before the Pennsylvania and Delaware Advisory Committee to the U. S. Commission on Civil Rights (5/16/90)

Speaker: "A Plaintiff's Attorney's View of Wrongful Termination Law," Professional Management Services, Inc., Personnel Law 1987

## **INTERNATIONAL CONNECTIONS**

Organizer, Speaker and Moderator, Workshop on Alternative Dispute Resolution directed to judges from the Organization of the Eastern Caribbean States, Caribbean Law Institute, Bay Gardens Hotel, St. Lucia (8/3-8/4/ 2001)

Conducted research in Ireland & N. Ireland on procedural mechanisms used to resolve individual employment discrimination claims, pursuant to grant funding from the College and University Affiliation Program of Educational and Cultural Affairs Bureau (formerly USIA) of the U.S. Department of State (5/22 - 6/2 2001)

Collaborated and gave presentations regarding alternative dispute resolution and legal pedagogy with faculty from the University of the Western Cape, South Africa (3/22- 4/2 2001)

Speaker and Co-Organizer: "Overview of ADR Methods" Seminar on Alternative Dispute Resolution, Caribbean Law Institute, Sherbourne Conference Centre, Barbados (7/9/99)

Taught course on international commercial arbitration as part of Florida State University College of Law Summer Program, University of the West Indies, Cave Hill Campus, Barbados (summer 1998)

## **EXTERNAL SERVICE**

ABA Dispute Resolution Publications Board, 2015-present

Chair ABA Dispute Resolution Section Boskey Writing Competition Committee, 2008-2013

Member, ABA Dispute Resolution Section Task Force on Legal Education and Problem Solving, 2010-2012

Member, AALS Dispute Resolution Section Executive Committee, 2012-2013

Member, Clark County Family Court Committee on Outsource Mediation, 2004-2009

Member, Nevada Supreme Court CLE Subcommittee of Supreme Court Settlement Judge Core Committee, 2005

Member, AALS Alternative Dispute Resolution Section Executive Committee, 2004

Member, ABA Dispute Resolution Section Task Force on the Lawyer as Problem Solver (2002-2004)

Member, ABA Dispute Resolution Section Task Force on Binding Arbitration (March 2000-2001)

Member, Academic Advisory Committee, Joint NCCUSL and ABA Drafting Project for Uniform Mediation Act (September 1999-2001)

Member, SPIDR Task Force on Mediation and the Unauthorized Practice of Law (October 1999-2000)

Member, CPR Institute for Dispute Resolution, Joint Initiative on Ethics of Lawyer Representatives in ADR (May 1998-1999)

Member, Advisory Committee, Caribbean Law Institute Alternative Dispute Resolution Project (January 1999-Aug. 1999)

Evaluation Team, Florida State Agency Dispute Resolution Pilot Project (Aug. 1998-1999)

Chair, Florida Committee on Mediation and Domestic Violence (1998-1999)

Member, Florida Supreme Court Committee on Mediation/Arbitration Training (1996-1999)

## **LAW SCHOOL & UNIVERSITY SERVICE**

UNLV Law Nimble Pedagogy Committee (2020)

Chair UNLV Law Self-Study Committee (2018-2020)

UNLV Law Dean Search Committee (2012-2013)

UNLV Law Retention, Promotion & Tenure Committee  
(Chair 2011-2013)  
Member 2007-2010, 2015-2016, 2016-2017)

UNLV Hiring Committee  
Member 2016-2017



Co-Coach for UNLV Law Client Interviewing & Counseling Teams (2005-present) (placing team in top three at ABA National Competition, four years in a row)

Member UNLV Self Study Sub-committee on Curriculum (2012)

Member UNLV Law Dean's Advisory Committee (2008, 2009-2010, 2020-2021)

Member, UNLV Law CLE Committee (2009-2010)

Member UNLV Faculty Senate Grievance Committee (2008-2010)

Member UNLV Law Library Director Search Committee (2007-2008)

Chair UNLV Law Curriculum Committee (2004-2005) and Member Fall 2005

Faculty Advisor Saltman Dispute Resolution Society (2003-present)

Faculty Advisor Boyd Law LGBT Society (2010-present)

#### **OTHER HONORS AND AWARDS**

Recipient 2015 Lifetime Achievement Award, American College of Civil and Trial Mediators

Recipient 2015 American Bar Association Section of Dispute Resolution Award for Outstanding Scholarly Work.

Recipient Wayne R. LaFave Award for Excellence in Faculty Scholarship (U. Illinois School of Law 2012)

Awarded (but declined) Fulbright Senior Scholar Award to conduct research in Australia re: alternative dispute resolution, 2006-2007

Recipient Peacemaker of the Year Award from Mediators of Southern Nevada (2004)

Recipient University of Missouri Excellence in Education Award (recognizing importance of teaching outside the classroom) (2003)

Recipient Shook, Hardy & Bacon P.C. Excellence in Research Award (2001) (for "As Arbitration Meets the Class Action, Will the Class Action Survive?")

Recipient John Minor Wisdom Award for Academic Excellence in Legal Scholarship (1997-98) (for "Rethinking the Constitutionality of the Supreme Court's Preference for Binding Arbitration")

Recipient Florida State University Teaching Incentive Program Award (1995-96)

Member Phi Beta Kappa

**BAR ADMISSIONS**

New York Bar (June, 1984) (retired)

Pennsylvania Bar (May, 1985) (retired)

U. S. District Court for the E.D. Pa. (August, 1985)

U. S. Court of Appeals for the Third Circuit (September, 1985)