

ELLEN E. DEASON

Moritz College of Law
The Ohio State University
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PROFESSIONAL POSITIONS

The Ohio State University Moritz College of Law, Columbus, Ohio

Professor in Law Emerita	2020 to present
Joanne Wharton Murphy/Classes of 1965 and 1973 Professor in Law	2007 – 2020
Professor	2003 – 2020
Faculty Director, LL.M. Program for Foreign Lawyers	2006 – 2010
Faculty Director, Semester in Oxford Program	2008

East China University of Political Science and Law, Shanghai, PRC

Visiting Professor November 2018

University of Oregon School of Law, Eugene, Oregon

Visiting Professor Fall 2011

University of Illinois College of Law, Champaign, Illinois

Associate Professor	1998-2003
Assistant Professor	1994-1998

Visiting Scholar, The Ohio State University Moritz College of Law
Arthur I. Vorys Research Institute on Courts and Dispute Resolution

Summer 1999

Morrison & Foerster, Washington, D.C.

1989-1994

Litigation Associate with practice before federal and state courts and federal agencies

Legal Assistant to U.S. Arbitrator Howard M. Holtzmann

1987-1988

Iran-United States Claims Tribunal, The Hague, The Netherlands

Law Clerk to Associate Justice Harry A. Blackmun

1986-1987

Supreme Court of the United States

Law Clerk to Judge Harry T. Edwards

1985-1986

United States Court of Appeals for the District of Columbia Circuit

Wilmer Cutler & Pickering, Washington, D.C.

Summer 1985

Summer Associate

Marine Resources Specialist

1981-1982

University of Rhode Island Coastal Resources Center

Marine Biologist

1975-1981

University of Rhode Island Graduate School of Oceanography

EDUCATION

University of Michigan Law School, Ann Arbor, Michigan

J.D. *magna cum laude*, 1985

Order of the Coif

Editor-in-Chief, Michigan Law Review, Volume 83

Henry M. Bates Memorial Award

Abram W. Sempliner Memorial Award

Oregon State University School of Oceanography, Corvallis, Oregon

M.S. Biological Oceanography, 1975

Carleton College, Northfield, Minnesota

B.A. *cum laude*, 1972

Major: Biology

Sigma Xi Honor Society

National Science Foundation Student Originated Studies Grant

AWARDS

Carleton College Alumni Council Distinguished Achievement Award	2022
Association of American Law Schools Section of Alternative Dispute Resolution Award for “Best Article of 2017”	2018
Ohio State University Alumni Award for Distinguished Teaching	2016
Morgan E. Shipman Professor of the Year	2015
Student Bar Association “One-L Professor of the Year”	2010
Ohio State Journal on Dispute Resolution “Award for Outstanding Service”	2010

PUBLICATIONS

Works in Progress

Equity: An Appropriate Lens for Mediation (forthcoming in the Ohio State Journal on Dispute Resolution)

Commentary on *Disputing Irony: A Systematic Look at Litigation about Mediation*, in Discussions in Dispute Resolution (Volume II): The Coming of Age (2000-2009) (A. Hinshaw, A. Schneider, & S. Cole eds.) (forthcoming Oxford University Press, 2025).

Boundaries on Neutrality (with Sharon Press & Isabelle Gunning)

Revisiting the Role of Law in Justice through Settlement

Books

GLOBAL ISSUES IN MEDIATION (2019) (with Jacqueline Nolan-Haley & Mariana Hernandez-Crespo Gonstead).

CIVIL PROCEDURE: CASES, PROBLEMS AND EXERCISES (4th ed. 2016) (with John T. Cross & Leslie W. Abramson) with teacher's manual and annual supplements (also prior editions 1-3).

ALTERNATIVE DISPUTE RESOLUTION: THE ADVOCATE'S PERSPECTIVE (5th ed. 2016) (with Edward Brunet & Charles B. Craver) with teacher's manual (also prior editions 3-4).

Articles and Book Chapters

Equity: An Appropriate Lens for Mediation (2022 Schwartz Lecture), *forthcoming* OHIO STATE JOURNAL ON DISPUTE RESOLUTION (2024).

Mediation: Embedded Assumptions of Whiteness? 22 CARDOZO JOURNAL OF CONFLICT RESOLUTION 453-498 (2021) (with Sharon Press).

Mediation Confidentiality: Mediators as Witnesses, in *MEDIATION ETHICS: A PRACTITIONER'S GUIDE* 267-293 (O. Shapira ed., 2021).

Dimensions of Quality of Justice, in *DISCUSSIONS IN DISPUTE RESOLUTION: THE FOUNDATIONAL ARTICLES* 377 (A. Hinshaw, A. Schneider & S. Cole eds., Oxford University Press 2021).

What's in a Name? The Terms "Commercial" and "Mediation" in the Singapore Convention on Mediation, 20 CARDOZO JOURNAL OF CONFLICT RESOLUTION 1149-1172 (2019).

ADR and Access to Justice, 33 OHIO STATE JOURNAL ON DISPUTE RESOLUTION 303-336 (2018) (with Michael Z. Green, Donna Shestowsky, Rory Van Loo & Ellen Waldman).

Formative Assessments: A Law School Case Study, 94 UNIVERSITY OF DETROIT MERCY LAW REVIEW 388-428 (2017) (with Ruth Colker, Deborah Merritt, Abigail Shoben & Monte Smith).

Beyond "Managerial Judges": Appropriate Roles in Settlement, 78 OHIO STATE LAW JOURNAL 73-144 (2017).

Recipient of the Association of American Law Schools Section of Alternative Dispute Resolution Award for Best Article of 2017.

Enforcing Settlement Agreements in International Commercial Mediation: A New Legal Framework?, 22 ABA Dispute Resolution Magazine, Fall 2015, at 32-38.

Combinations of Mediation and Arbitration with the Same Neutral: A Framework for Judicial Review, 5 YEARBOOK ON ARBITRATION AND MEDIATION 219-249 (2013).

Debriefing the Debrief, in EDUCATING NEGOTIATORS FOR A CONNECTED WORLD: VOLUME 4 IN THE RETHINKING NEGOTIATION TEACHING SERIES 301-332 (C. Honeyman, J. Coben & A. Lee, eds. 2013) (lead author with Y. Efron, R. Howell, S. Kaufman, J. Lee & S. Press).

Debriefing Negotiation Adventure Learning, in EDUCATING NEGOTIATORS FOR A CONNECTED WORLD: VOLUME 4 IN THE RETHINKING NEGOTIATION TEACHING SERIES 333-342 (C. Honeyman, J. Coben & A. Lee, eds. 2013) (lead author with Y. Efron, R. Howell, S. Kaufman, J. Lee & S. Press).

Ethics in Legal Negotiation: A Cross Cultural Perspective, in EDUCATING NEGOTIATORS FOR A CONNECTED WORLD: VOLUME 4 IN THE RETHINKING NEGOTIATION TEACHING SERIES 247-266 (C. Honeyman, J. Coben, & A. Lee, eds. 2013) (with A. K. Schneider, D. Chen & Z. Xiahong).

As We See It, in EDUCATING NEGOTIATORS FOR A CONNECTED WORLD: VOLUME 4 IN THE RETHINKING NEGOTIATION TEACHING SERIES 103-124 (C. Honeyman, J. Coben, & A. Lee, eds. 2013) (with B. Goh, H. Chamoun-Nicolas, J. Folberg & S. Singh).

Assessing Negotiation Competitions, in ASSESSING OUR STUDENTS, ASSESSING OURSELVES: VOLUME 3 IN THE RETHINKING NEGOTIATION TEACHING SERIES 213-245 (N. Ebner, J. Coben & C. Honeyman eds. 2012) (with N. Delicado, H. Falcao, S. Press, S. Ali, E. Blanchot & H. Chamoun-Nicolas).

“Alternative” Dispute Resolution in the United States, in JURISPRUDENCE 520-557 (Bin Liang & Hong Lu, eds. 2011) (translated into Chinese by Xiaoyi “Amy” Sun) (published by Renmin Daxue Chubanshen [Renmin University of China Press] as part of the Series on Western Research in the Humanities and Social Sciences).

The Need for Trust as a Justification for Confidentiality in Mediation: A Cross-Disciplinary Approach, 54 KANSAS LAW REVIEW 1387-1418 (2006).

Comparative Considerations: Toward the Global Transfer of Ideas about Dispute System Design, ABA Dispute Resolution Magazine, Spring 2006, at 23-26 (with Amy J. Cohen).

Perspectives on Decisionmaking from the Blackmun Papers: The Cases on Arbitrability of Statutory Claims, 70 UNIVERSITY OF MISSOURI-COLUMBIA LAW REVIEW 1133-1181 (2005).

Procedural Rules for Complementary Systems of Litigation and Mediation—Worldwide, 80 NOTRE DAME LAW REVIEW 553-592 (2005).

Uniform Mediation Act: Law Ensures Confidentiality, Neutrality of Process, ABA Dispute Resolution Magazine, Summer 2002, at 7-9.

Predictable Mediation Confidentiality in the U.S. Federal System, 17 OHIO STATE JOURNAL ON DISPUTE RESOLUTION 239-319 (2002).

The Quest for Uniformity in Mediation Confidentiality: Foolish Consistency or Crucial Predictability? 85 MARQUETTE LAW REVIEW 79-111 (2001).

Enforcing Mediated Settlement Agreements: Contract Law Collides With Confidentiality, 35 UNIVERSITY OF CALIFORNIA DAVIS LAW REVIEW 33-102 (2001).

The Challenges of Human Cloning for Public Policy in Illinois, Institute of Government and Public Affairs, The University of Illinois 1-36 (2001) (with Donald Chambers, Robert McKim, Therese McGuire, Timothy Murphy, & Thomas Ulen).

Report to the Fulton County Courts: Dispute Resolution Opportunities, Arthur I. Vorys Research Institute on Courts and Dispute Resolution 1-167 (2000).

Incompatible Versions of Authority in Law and Science, 13 SOCIAL EPISTEMOLOGY 147-164 (1999).

State Court ADR: Probate, Family, Other Specialized Courts are a Key Source of Innovation, ABA Dispute Resolution Magazine, Fall 1999, at 6-7.

Managing the Managerial Expert, 1998 UNIVERSITY OF ILLINOIS LAW REVIEW 341-411 (1998).
Reprinted in 48 DEFENSE LAW JOURNAL 819-913 (1999).

Court-Appointed Expert Witnesses: Scientific Positivism Meets Bias and Deference, 77 OREGON LAW REVIEW 59-156 (1998).

RCRA-Type Requirements, Europe, 23 ENVIRONMENTAL MANAGEMENT REVIEW 72 (1992) (with Z. Gresham).

Water Pollution Developments in Europe, International Environmental Laws and Regulation 144 (1992) (with Z. Gresham).

Note, *The Self-Critical Analysis Privilege and Discovery of Affirmative Action Plans in Title VII Suits*, 83 MICHIGAN LAW REVIEW 405 (1984).

Shorter Pieces

On Professional Practice: Is Racism Embedded in Mediation? ABA Dispute Resolution Magazine, Spring 2021 (with Sharon Press).

The Missing Piece: In Memory of Christopher Fairman, 14 Mayhew-Hite Report on Dispute Resolution and the Courts (September 2015), available at <http://moritzlaw.osu.edu/students/groups/osjdr/mayhew-hite-report/>.

Consideration of UNCITRAL Convention Moves Forward, Indisputably Blog (February 2015).

Preparing Students to Represent Clients in an Online World: An E-Mail Negotiation in the Classroom, 11 Mayhew-Hite Report on Dispute Resolution and the Courts (October 2012), available at <http://moritzlaw.osu.edu/students/groups/osjdr/mayhew-hite-report/>.

Conjuring Controversy, Book Review of SORCERERS' APPRENTICES: 100 YEARS OF LAW CLERKS AT THE UNITED STATES SUPREME COURT by Artemus Ward & David L. Weiden, 42 TRIAL 61-62, December 2006.

Building Conflict Resolution Institutions: Case Studies in Community-Police Relations, 22 OHIO STATE JOURNAL ON DISPUTE RESOLUTION 1 (2006) (symposium introduction).

Uniform Mediation Act Brings Changes to Ohio Law, 3 Mayhew-Hite Report on Dispute Resolution and the Courts (April 2005), available at <http://moritzlaw.osu.edu/students/groups/osjdr/mayhew-hite-report/>.
Comparing Mediation Practices Around the Globe, Moritz Law Record, Spring 2004, at 5-6.

Confronting and Embracing Changes in the Practice of Law, 86 ILLINOIS BAR JOURNAL 628-637 (1998).

Book Notice, 82 MICHIGAN LAW REVIEW 849 (1984) (reviewing A.G. Levine, *Love Canal: Science, Politics, and People*).

LECTURES & PRESENTATIONS

A Conversation about White Supremacy, Racism, and Mediation Neutrality (with Sharon Press & Isabelle Gunning).

ABA Section of Dispute Resolution Annual Conference, Las Vegas (May 2023).

Minnesota Bar Association, Section of Dispute Resolution Ethics Conference (April 2023).

Can Mediators Promote Anti-Racism within the Confines of Neutrality?, UC College of the Law San Francisco, Center for Negotiation and Dispute Resolution Colloquium, San Francisco (March 2023).

The Racial Reckoning: Challenges for Facilitated Processes, Washington D.C. Multi-Door Courthouse (October 2022) (with Sharon Press & Isabelle Gunning).

Neutrality in Mediation: Is Anti-Racist Work Possible?, Association of American Law Schools Section of Alternative Dispute Resolution Works-in-Progress Conference, University of Oregon School of Law, Eugene (October 2022).

Mediation: Embedded Assumptions of Whiteness? (with Sharon Press).

Keynote Address, State Bar of Michigan ADR Conference (September 2022).

Institute for the Study of the Transformation of Conflict (June 2022).

NYC-DR Roundtable Breakfast co-sponsored by the Association for Conflict Resolution of Greater New York and the City University of New York Dispute Resolution Center at John Jay College of Criminal Justice (April 2022).

Panelist, *Perspectives in Signing and Ratifying the Singapore Convention*, UNCITRAL Academy Government Capacity Building Workshop, Singapore Convention Week (August 2022).

The Racial Reckoning: Challenges for Facilitated Processes, ABA Section of Dispute Resolution Annual Conference (April 2022) (with Sharon Press & Isabelle Gunning).

Mediation: Questions Through the Lens of Equity, Schwartz Lecture, The Ohio State University Moritz College of Law (March 2022).

https://www.youtube.com/watch?v=ZEE4_nFYhmY&t=1449s

Approaches to Dialogue to Address Issues Relating to Racial Inequalities, Implicit Bias, and Discrimination, Melnick Symposium, Cardozo School of Law (March 2022) (with Sharon Press, Isabelle Gunning, & Maurice Q. Robinson).

Commentary by Ellen Waldman on this presentation published in *CPR Alternatives* (2022).

Mediation: Embedded Assumptions of Whiteness?? (with Sharon Press).

Association of Attorney Mediators—Illinois Chapter (2021).

University of Oregon School of Law Faculty Colloquium (2021)

ABA Section of Dispute Resolution Spring Conference (2021)

Revisiting the Role of Law in Justice through Settlement, Faculty Workshop, Moritz College of Law, Ohio State University, Columbus, Ohio (2020).

Perspectives on Justice, Achieving Access to Justice through ADR: Fact or Fiction? Fordham Law School, New York, New York (2019).

Justice, Dispute Resolution, and the Shadow of the Law, Association of American Law Schools Section of Alternative Dispute Resolution Works-in-Progress Conference, Boyd School of Law, University of Nevada Las Vegas, Nevada (2019).

Panelist, *Law School Dispute Resolution Programs in Evolution*, Appreciating our Legacy and Engaging the Future: An International Conference for Dispute Resolution Teachers, Scholars, and Leaders, Pepperdine University, Malibu, California (2019).

Panelist, *Shining the Light on Parties by not Casting our own Shadows—Bringing Meaningful Reflexive Practice into Collaborative Processes (and in the Classroom)*, ABA Section of Dispute Resolution Spring Conference, Minneapolis, Minnesota (2019).

Law as Promotion: The United Nations Convention on International Settlement Agreements Resulting from Mediation, Mitchell Hamline Dispute Resolution Institute Convocation, St. Paul, Minnesota (2019).

What's in a Name? "Commercial" and "Mediation," The New Singapore Mediation Convention: Compliance with Cross-Border Mediated Agreements, The Jed D. Melnick Symposium of the Cardozo Journal of Conflict Resolution and Touro Law Center, New York, NY (2019).

Beyond "Managerial Judges": Appropriate Roles in Settlement
Quinnipiac—Yale Dispute Resolution Workshop & Liman Center for Public Policy
Lecture, New Haven, Connecticut (2019).

Faculty Enrichment Series Lecture, UNLV Boyd School of Law, Las Vegas, Nevada (2018).

Public Lecture, UNLV Boyd School of Law, Las Vegas, Nevada (2018).

Reflective/Reflexive Practice in Collaborative Processes: What do you Teach? Association of American Law Schools ADR Section Works-in-Progress Conference, Baltimore, Maryland (2018).

A Judge's Role in Settlement, The Supreme Court of Ohio Dispute Resolution Conference, Columbus, Ohio (2018).

Panel Moderator and Organizer, *ADR and Access to Justice*, Association of American Law Schools Annual Meeting, Section of Alternative Dispute Resolution Program, San Diego, California (2018).

Discussant, American Society of International Law Dispute Resolution Interest Group Scholarly Workshop, Lewis and Clark Law School, Portland Oregon (2017).

Panelist, *Discussions in Dispute Resolution—Public Policy Articles*, SEALS Conference, Boca Raton, Florida (2017).

Panelist, *Mediation Confidentiality Reconsidered: What's on the Horizon Here in California and Nationwide*, ABA Section of Dispute Resolution Annual Conference, San Francisco, California (2017).

Panel Moderator, *Ethics and Collaborative Law*, Moritz College of Law, Ohio State Journal on Dispute Resolution Symposium (2016).

Discussion Leader, International Task Force on Mixed-mode Dispute Resolution Summit, Straus Institute, Pepperdine School of Law, Malibu, California (2016).

Beyond “Managerial Judges”, Moritz College of Law Faculty Workshop, Columbus, Ohio (2016).

Panelist and Moderator, *Reaching Out between Civil Procedure and Legal Analysis & Writing: Long-Arm Statutes in Action*, Legal Writing Institute Workshop, Moritz College of Law, Columbus, Ohio (2015).

Neutrality Debates: Can Mediators Learn Anything from Genetic Counselors?, AALS Dispute Resolution Section Works-in-Progress Conference, Southwestern Law School, Los Angeles, California (2014).

Implications of Psychology for Structuring Roles in Dispute Resolution: Dual Roles for Neutrals, ABA Section of Dispute Resolution Annual Conference, Miami, Florida (2014).

Panel Moderator, *Dispute Resolution in Special Education Symposium*, Moritz College of Law, Ohio State Journal on Dispute Resolution (2014).

Introduction to Mediation, Bioethics Center Fellows Meeting, The Ohio State University (2013).

Video Recording Student Activities: Pedagogy and Possibilities, Moritz College of Law Clinical Programs Summer Seminar Series (2013).

Med-Arb and the Challenge of Judicial Review, Penn State University Dickinson School of Law, Yearbook on Arbitration and Mediation Symposium on The Role of the Courts: Judicial Review of Arbitral Awards and Mediated Settlement Agreements (2013).

Conflict and Controversy in Genetics Research, OSU Office of Undergraduate Research and Bioethics Society (2013).

Limiting Judicial Discretion: Separating “Managing” from “Settling” under Rule 16, AALS Dispute Resolution Section Works-in-Progress Conference, Columbus, Ohio (2012).

Debriefing and Case Rounds as an Analytical Process, Moritz College of Law Clinical Programs Summer Seminar Series (2012).

Panelist and Moderator, *Debriefing the Debrief*, Legal Educators’ Colloquium, ABA Section on Dispute Resolution Spring Conference, Washington, D.C. (2012).

Elements of Institutional Design for Conflict Resolution, Faculty Workshop, University of Oregon School of Law, Eugene, Oregon (2011).

Science and Law: Sources of Authority and Processes of Change, Festschrift for Theodore J. Smayda, University of Rhode Island, Narragansett, Rhode Island (2011).

Panelist, *Teaching Arbitration as Part of the ADR Survey Course*, Symposium on Teaching ADR in Law Schools, Pepperdine University, Malibu, California (2011).

Discussion Facilitator, *Codifying Mediation 2.0*, Ohio State Journal on Dispute Resolution Roundtable Symposium (2010).

Seminar on Alternative Dispute Resolution, Deusto University, Bilbao, Spain (2008).

A Framework for Comparison: Building a Taxonomy of ADR System Analysis and Design, Quinnipiac-Yale Dispute Resolution Workshop, New Haven, Connecticut (2007).

Neutral Court-Appointed Experts, AEI-Brookings Joint Center for Regulatory Studies, Judicial Symposium on Scientific Evidence in the Courts, Washington, D.C. (2007).

Uniform Mediation Act, Third National Conference of Minority Professionals in Alternative Dispute Resolution, Capital University (2007).

Roundtable Moderator, *New Ideas for Building End-of-Life Dispute Resolution Strategies*, Ohio State Journal on Dispute Resolution Symposium: *Alternative Dispute Resolution Strategies in End-of-Life Decisions*, Columbus, Ohio (2007).

Comparative Mediation Processes and Legal Frameworks, Faculty of Law Seminar Series on Implications of Transnational Law, Deusto University, Bilbao, Spain (2006).

Panelist, *Mediation Privilege: Is it Necessary, Is it Constitutional and, If So, How Should We Ensure Parties and Neutrals Abide by It in Subsequent Proceedings*, ABA Section of Dispute Resolution Annual Conference, Atlanta, Georgia (2006).

Teaching Demonstration (International Arbitration, Advocacy in Dispute Resolution, Choice of Process), EC-US ADR Fellows Dispute Resolution Program, Deusto University, Bilbao, Spain (2006).

Comparative Design of Dispute Resolution Institutions, Ohio State Journal on Dispute Resolution Symposium: *Listening to the World: New Ideas for Resolving Identity-Based Conflict*, Columbus, Ohio (2006) (with Amy J. Cohen).

Moderator, Conference on Court ADR Research, sponsored by the Federal Judicial Center and Moritz College of Law with funding from the Hewlett Foundation and JAMS Foundation, Washington, D.C. (2005) (with Christopher Fairman, Laural Hooper, & Donna Steinstra).

Justification for Confidentiality in Mediation: A Cross-Disciplinary Approach, Kansas Law Review Symposium: *Secrecy and Transparency in Dispute Resolution*, Lawrence, Kansas (2005).

Comparative Methods for Dispute Resolution, Roundtable Conference on Dispute Resolution System Design, Moritz College of Law (2005) (with Amy J. Cohen).

The Uniform Mediation Act from an Advocate's Perspective, Ohio State Bar Association Annual Meeting (2005).

Understanding How Identity Issues Affect Negotiation, Ohio State Bar Association Annual Meeting (2005).

Teaching Demonstration (Decision tree analysis), EC-US ADR Fellows Dispute Resolution Program, University of Rome La Sapienza, Rome, Italy (2005).

Theoretical Insights into the Role of Identity in Negotiation and Mediation, Supreme Court of Ohio Judicial College Program on Mediation and Negotiation for Magistrates (2005).

Panelist, *Totenberg on Blackmun, A Journalist Takes Questions From His Clerks*, Moritz College of Law (2005).

Arbitrability of Statutory Claims, Moritz Law Faculty Workshop (2005).

Perspectives on Decisionmaking from the Blackmun Papers: The Cases on Arbitrability of Statutory Claims, University of Missouri-Columbia School of Law Symposium: *Reflections on Judging: A Discussion Following the Release of the Blackmun Papers*, Columbia, Missouri (2005).

A Comparative Perspective on International Dispute Resolution, International Law Colloquium Series, Wittenberg University, Springfield, Ohio (2005).

Moderator, *Avoiding Ethical Pitfalls*, Ohio State Journal on Dispute Resolution Symposium, The Collision of Two Ideals: Legal Ethics and the World of Alternative Dispute Resolution (2005).

Scientific Information and Governmental Decision Making, Department of Biochemistry Graduate Seminar, The Ohio State University (2004).

Panelist, *Choice of Court Convention and Revisions to the Service and Evidence Conventions*, The American Branch of the International Law Association, International Law Weekend 2004, New York (2004).

Conflict and Conflict Theory, Advanced Child Protection Mediation Training Program, Supreme Court of Ohio Judicial and Court Services Division (with A. Lloyd and M. Green Camp) (2004).

Moderator, *Transitional Justice Mechanisms*, Winning the Peace: Post-Conflict Dispute Resolution and Nation-Building, Ohio State Journal on Dispute Resolution Symposium (2004).

Panelist, *Competing or Complementary Rule Systems? Adjudication, Arbitration, and the Procedural World of the Future*, Joint Program of Sections on Alternative Dispute Resolution and Civil Procedure, Association of American Law Schools Annual Meeting, Atlanta, Georgia (2004).

The Role of the Science Neutral in Mediation of International Scientific Disputes, Biodiversity, Biotechnology, & Conflict Resolution Conference, The Einstein Institute for Science, Health and the Courts, St. Louis, Missouri (2003).

Mediation in the Regulatory Context, Workshop on Alternative Dispute Resolution and Regulatory Procedures, Sri Lanka Public Utilities Commission, Negombo, Sri Lanka (2003).

Mediation of Dental Disputes, Mediation and Peer Review Program, Illinois State Dental Society and Chicago Dental Society (2002).

Confidentiality and Trust in Mediation, The Ohio State University Michael E. Moritz College of Law (2002).

Panelist, *Challenges for Spinal Cord Injury Repair*, University of Illinois College of Medicine at Urbana-Champaign Research Symposium (2002).

Regulatory Restraint on Research: Cloning, Stem Cells, & Xenotransplantation, Symposium on "Health Care Reform: Where are we? Where are we Going?" University of Illinois College of Medicine at Urbana-Champaign, College of Law, Nursing Institute and Institute for Government and Policy Analysis (2002)

Panelist, *Forum on Critical Issues: Stem Cells*, Center for Advanced Study, University of Illinois at Urbana-Champaign (2001).

Keeping Confidence: Exploring Best Practices in Agency ADR, A Symposium sponsored by the ABA Ad Hoc Committee on Federal Government ADR Confidentiality, the Federal Interagency Dispute Resolution Steering Committee, the Policy Consensus Initiative, and the Association for Conflict Resolution, Washington, D.C. (2001).

Research on Learning: What Does it Mean for Law Schools? University of Illinois College of Law, Faculty Workshop Series (2001) (report on Association of American Law Schools teaching conference).

Panelist, *Developing the Perspective of "Lawyer as Problem Solver,"* Legal Educators' Colloquium, American Bar Association Dispute Resolution Section Annual Meeting, Washington, D.C. (2001).

Mediation in Practice, East Central Illinois Women Attorneys Association (2001).

Mediation Confidentiality in a Federal System, University of Illinois College of Law, Faculty Workshop Series (2001).

Achieving the Promise of Mediation, Illinois State Dental Society Peer Review Committee (2001).

Confidentiality in Mediation: An Exploration of the Problems and Approaches, Federal Judicial Center Workshop for Circuit Mediators and Appellate Conference Attorneys, Atlanta, Georgia (2001).

Mediation Confidentiality in the Federal Courts, Presentation to the Uniform Mediation Act Joint Drafting Committees of the National Conference of Commissioners on Uniform State Laws and the American Bar Association, Washington, D.C. (1999).

Arbitration of Statutory Claims, Thirty-fifth Anniversary Conference on Labor Law, National Labor Relations Board Region 33, Peoria, Illinois (1999).

A Coordinated Approach to Confidentiality in Mediation, The Ohio State University Moritz College of Law, Summer Seminar Series (1999).

Panel Chair, *Securing Human Rights Through the "Rule of Law"*, Human Rights and Development in Africa -- Establishing the "Rule of Law," Center for African Studies and College of Law, University of Illinois at Urbana-Champaign (1999).

Mediation as an Alternative to Litigation, University of Illinois Psychology Department Clinical Lecture Series (1999).

ADR -- Benefits and Costs, Alternative Dispute Resolution Seminar, Illinois State Bar Association and University of Illinois College of Law (1998).

Celebrating the Successes; Tackling the Challenges, Myra Bradwell Association Symposium, University of Illinois College of Law (1998).

Panelist, *Scanning the Horizon: The Clash Between Mediation and the Unauthorized Practice of Law*, Mediation Council of Illinois Annual Meeting (1996).

SCIENTIFIC PUBLICATIONS

Nitrogen dynamics in lower Narragansett Bay. II. Phytoplankton uptake, depletion rates of nitrogenous nutrient pools, and estimates of ecosystem remineralization. *Journal of Plankton Research* 8: 755-769 (1986) (with M.J. Furnas & T.J. Smayda).

Mnemiopsis leidyi (Ctenophora) in Narragansett Bay, 1975-1979: Abundance, Size Composition and Estimation of Grazing. *Estuarine, Coastal and Shelf Science* 15: 121-134 (1982).

The Influence of Grazing by Two *Acartia* Species on *Olisthodiscus luteus* Carter. *Marine Ecology* 2: 215-221 (1982) (with C.R. Tomas).

Ctenophore-Zooplankton-Phytoplankton Interactions in Narragansett Bay, Rhode Island, USA, during 1972-1977. *Journal of Plankton Research* 4: 203-217 (1982) (with T.J. Smayda).

Experimental Evaluation of Herbivory in the Ctenophore *Mnemiopsis leidyi* Relevant to Ctenophore-Zooplankton-Phytoplankton Interactions in Narragansett Bay, Rhode Island, USA. *Journal of Plankton Research* 4: 219-236 (1982) (with T.J. Smayda).

Potential Effects of Phytoplankton Colony Breakage on the Calculation of Zooplankton Filtration Rates. *Marine Biology* 57: 279-286 (1980).

Grazing of *Acartia hudsonica* (*A. clausi*) on *Skeletonema costatum* in Narragansett Bay (USA): Influence of Food Concentration and Temperature. *Marine Biology* 60: 101-113 (1980).

SELECTED MEDIA PRESENTATIONS

--*The New Singapore Convention on Mediation*, podcast interview with Kate Munger, Ohio Supreme Court Ohio Channel (2020),

<https://www.ohiochannel.org/video/civility-and-solutions-podcast-episode-9-the-new-singapore-convention-on-mediation>.

--*Genetically Modified Crops*, All Sides with Ann Fisher, WOSU Radio (January 2015).

-- Panelist, *Changing the Genome: For Better or Worse*, WOSU TV at COSI (April 2014).

COURSES TAUGHT

Advanced Issues in Dispute Resolution

Alternative Dispute Resolution

Civil Procedure I

Civil Procedure II: Choice of Law and Forum

Comparative Dispute Resolution

Comparative Privacy Law

Dispute Resolution: Equity and Social Justice

Dispute Resolution Processes: Theory and Practice

Exploring the Lawyer-Client Relationship

International Commercial Arbitration

International Commercial Arbitration and Mediation

Law & Genetics

Law & Science Seminar

Legal Writing and Analysis

Mediation Clinic and Seminar

Legal Negotiation

Legal Negotiation: A Western Perspective

Multi-Party Mediation Clinic and Seminar

Seminar and Colloquium: Dispute Resolution, Equity, and Social Justice

The U.S. Legal System and Legal Traditions

PROFESSIONAL ACTIVITIES AS A FACULTY MEMBER

Association of American Law Schools, Section of Alternative Dispute Resolution

Inaugural Mentor, New Voices in Dispute Resolution Program (2023-2024)

Chair Regent (2019)

Chair (2018)
Chair-elect (2017)
Executive Committee (2003-2009, 2013-2019)
Uniform Law Commission
Reporter, Study Committee on U.N. Convention on International Settlement Agreements
Resulting from Mediation (2021 to present)
Reporter, Committee to Monitor Developments in Civil Procedure & Dispute Resolution
(2018 to present)
Reporter, Uniform Protection of Genetic Information in Employment Act (2005-2011)
Scientific Advisor, Workgroup on Use of Genetic Information (2004-2005)
Advisor, Uniform Mediation Act (1999-2003)
American Bar Association Section on Dispute Resolution
Planning Committee for 2006 Annual Conference (2005-2006)
Ohio Supreme Court Committee on Dispute Resolution
White Paper on Magistrates' Roles as Mediators and Eldercaring Coordinators (2021)
Workgroup on Ohio Board of Professional Conduct Opinion 19-12 (2020)
Workgroup on Best Practices for Court-Connected Mediation (2004-2005)
Illinois House Judiciary Committee, Testimony on the Uniform Mediation Act (2003)
Einstein Institute for Science, Health & the Courts, Washington, D.C.
Committee on United Nations Industrial Development Organization Biotechnology Forum
(2002-2004)
Comments on proposed Model Confidentiality Rule, Ninth Circuit ADR Program (1999)
Comments on proposed Uniform Mediation Act (1999)
Advisory Committee for the U.S. District Court for the Central District of Illinois
Reporter (1999- 2003)
Illinois State Bar Association
Reporter, Allerton Conference (1998)

As Of Counsel, co-authored briefs to the U.S. Supreme Court and the U.S. Court of Appeals for the Federal Circuit in a challenge to the constitutionality of extending social security deductions to sitting federal judges.

United States v. Hatter, 121 S. Ct. 1782 (2001).
United States v. Hatter, 121 S. Ct. 338 (2000).
Hatter v. United States, 203 F.3d 795 (2000).
Hatter v. United States, 185 F.3d 1356 (1999).
United States v. Hatter, 519 U.S. 801 (1996).
Hatter v. United States, 64 F.3d 647 (1995).

FACULTY COMMITTEES AND ADMINISTRATION

The Ohio State University

Decision Sciences Collaborative Steering Committee: 2012- 2015

Alumni Distinguished Teaching Awards Selection Committee: 2016-2018

The Ohio State University Moritz College of Law

College Investigation Committee (elected) 2015-2017

Promotion and Tenure Committee: 2010-2011, 2012-2013, 2013-2014, 2014-2015

Admissions Committee: 2003-2004, 2004-2005, 2011-2012 (spring)

Career Services Committee: 2004-2005 (Chair), 2007-2008 (fall)

Graduate and International Studies Committee: 2005-2006 (Chair), 2006-2007 (Chair), 2007-2008 (Chair), 2008-2009 (Chair), 2009-2010, 2010-2011, 2011-2012 (spring), 2015-2016 (Chair), 2016-2017 (Chair), 2017-2018 (Chair), 2019-2020 (Chair).

Teaching Innovation Group: 2015-present

Faculty Director, LL.M. Program: 2006-2010

Faculty Director, 2008 Semester in Oxford

Faculty Co-Director, EU-US ADR Fellows Program: 2003-2007

Search Committees for Langdon Fellow in Dispute Resolution: 2007, 2009, 2010, 2012, 2015

Search Committee for Assistant Dean for Graduate & International Programs: 2006 (Chair), 2008

Search Committee for Director of Career Services: 2005

Search Committee for Office Staff Coordinator: 2015

Search Committee for Graduate and International Programs Fellow: 2016

Search Committees (2) for Graduate and International Programs Office Associate: 2016

Search Committee for Graduate and International Programs Program Manager: 2018

Faculty Advisor, Ohio State Journal on Dispute Resolution: 2007 to 2009, 2012 to 2013

Faculty Advisor, Dispute Resolution Association: 2006 to 2014

Faculty Advisor, ABA Representation in Mediation Competition: 2003-2004, 2004-2005

University of Illinois at Urbana-Champaign

Faculty Advisory Committee (elected for 3-year term): served 2002-2003

Ad hoc Investigatory Committee (appointed by the Chancellor): 2002-2003

University Admissions Committee: 1999-2000, 2000-2001

Criminal History Case Review Committee: 1999-2000

University of Illinois College of Law

Executive Committee (elected): 1998-1999

Admissions and Scholarship Committee: 1997-1998, 1998-1999 (Chair), 2001-2002

Appointments Committee: 1999-2000

Centennial Committee: 1996-1997, 1997-1998

Disciplinary Committee: 2002-2003

Faculty Advisor, ABA Negotiation Competition: 1995-1996, 1996-1997

Faculty Advisor, ABA Client Counseling Competition: 1994-1995

Judicial Clerkship and Career Services Committee: 1994-1995, 1995-1996, 2002-2003

Lectures Committee: 2000-2001

Library Committee: 1994-1995, 1995-1996 (Chair)

Technology Committee: 2000-2001, 1999-2000 (Chair), 2001-2002

CERTIFICATIONS

Center for Analysis of Alternative Dispute Resolution Systems, Civil Litigation Mediation
Training 2000

Admitted to Law Practice, District of Columbia Bar 1989

Current: February 25, 2024