

CLARK J. FRESHMAN
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EDUCATION

STANFORD LAW SCHOOL. J.D., with distinction, 1991. Order of the Coif. Member, *Stanford Law Review*. Graduate Fellow, Stanford Center on Conflict and Negotiation. Steven M. Block Civil Liberties Award for best written work on issues related to personal freedom.

OXFORD UNIVERSITY. University College. Marshall Scholar. Honours B.A. in Philosophy, Politics, and Economics, 1988. College Prize in Philosophy, Politics, and Economics. Attended International Red Cross Summer School on International Humanitarian Law, Warsaw, Poland.

HARVARD UNIVERSITY. A.B., magna cum laude, in History and Government, 1986. Detur Prize (for ranking in top 49 persons in Freshman class). Robert Winthrop Scholar. Senior thesis on executive clemency in the Leo Frank case, 1913-86. Thesis funded by Mark DeWolfe Howe Fund in Civil Rights and Legal History Research of Harvard Law School and awarded Thomas Hoopes Prize for best undergraduate theses. Thesis facilitated pardon in 70-year-old Georgia murder case.

EMPLOYMENT

- Prof.** UNIVERSITY OF CALIFORNIA, HASTINGS COLLEGE OF THE LAW. Professor, 2007 to present. ; Civil Procedure; Arbitration Visiting Professor, Jan. 2006 to June 2006. Classes: Civil Procedure, Arbitration; Alternative Dispute Resolution; Negotiation and Mediation; Identity, Culture, and Discrimination in Dispute Resolution.; Emotion, Mindfulness, Lie Detection and Negotiation.
- Vis. Prof.** SANTA CLARA UNIVERSITY SCHOOL OF LAW. June 2004 to June, 2006.. Classes: Pleading and Civil Procedure (year-long) and Alternative Dispute Resolution. Voted offer of full professor with tenure.
- Prof.** UNIVERSITY OF MIAMI SCHOOL OF LAW. June 1995 to June 2007. Tenured full professor of law since May, 2000. Research areas: Alternative Dispute Resolution (including negotiation, mediation, arbitration, and conflict resolution design), Civil Procedure, Civil Rights, and Legal Theory (including feminist theory and law and economics); Law and Economics; Law and Psychology. Courses taught: Civil Procedure, Arbitration Law and Policy (as seminar and class) Alternative Dispute Resolution, Civil Rights Coalitions (seminar), Alternative Dispute Resolution Theory and Policy (seminar), Emotion, Rationality, and Problem-Solving (seminar).
- Trainer** PAUL EKMAN GROUP. June 2005 to present. Developed materials on ethical duties to detect lies by lawyers. Instruct lawyers and others on common mistakes in

distinguishing lies from truth and teach several pathways for better distinguishing truth from lies based on emotional and cognitive research.

- Consultant** 1995 to present. Consultant regarding appellate and trial litigation of sovereign immunity of California local government; consultant on arbitration design; expert witness on arbitrator ethics. .
- Mediator** Facilitated posthumous pardon in 70-year-old murder case of Leo Frank (whose lynching led to formation of the modern Ku Klux Klan and the Anti-Defamation League); mediator of several complex cases, including EEOC claim against a Dade County police department in federal court; claim brought by ACLU seeking to invalidate statute under the Americans with Disabilities Act.
- Associate** MANATT, PHELPS & PHILLIPS. Associate. October 1992 to June, 1995. Emphasis on civil litigation, including employment discrimination, entertainment dispute resolution (including arbitration and mediation) and legal ethics, (including legal malpractice).
- Prosecutor** OFFICE OF INDEPENDENT COUNSEL (diGenova). 1992 to 1994. Appointed Associate Independent Counsel of the United States to investigate crimes related to search of passport files of President Clinton. Researched legal issues related to search and seizure issues and consulted regarding investigation.
- Clerk** Circuit Judge William Norris, U.S. Court of Appeals for the Ninth Circuit. 1991 to 1992. Researched and prepared draft opinions on criminal law, administrative law, civil rights, and other areas.
- Instructor** Teaching Assistant, Negotiation and Mediation; Mediation Stanford Law School, 1990 to 1991. Assisted in preparation of class and in-class negotiations, conducted weekly negotiation sections, and gave feedback to students during negotiation sessions.
- Researcher** 1989 to 1990. Assisted Visiting Professor in research on theories of family law and interracial relationships.
- Researcher** CHARLES KETTERING FOUNDATION. Summer 1985. Researched and drafted sections of book on public participation in politics. Researched and participated in projects on alternate dispute resolution.

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PUBLICATIONS

Yes, And: Core Concerns, Internal Mindfulness, and External Mindfulness for Emotional Balance, Lie Detection, and Successful Negotiation, UNLV L.J. (forthcoming, 2010)

Don't Just Say No, 24 NEGOTIATION J. 89 (2007).

After Basic Mindfulness Meditation: External Mindfulness, Emotional Truthfulness, and Lie Detection in Dispute Resolution, J. DISP. RESOL. 511 (2006)

Identity, Beliefs, Emotion, and Negotiation Success in HANDBOOK OF DISPUTE RESOLUTION (Robert Bordone and Michael Moffitt, eds., 2005) (discussing complex ways that identities, beliefs, and emotions may affect negotiation and offering brief introduction to mindfulness and nonverbal communication).

Behind The Process: Remembering The Compassion of John Ely, 58 U. MIAMI. L. REV. 955 (2004) (remarks at a memorial for John Ely).

The Promise and Perils of "Our" Justice: Psychological, Critical and Economic Perspectives on Communities and Prejudices in Mediation, 6 CARDOZO J. CONFLICT RESOL. 1 (2004) (updating critique of community mediation based on more recent social science).

Prevention Perspectives on "Different" Kinds of Discrimination: From Attacking Different-isms to Promoting Acceptance in Critical Race Theory, Law and Economics, and Empirical Research, 55 STAN. L. REV. 2293 (2003) (arguing that Law and Economics, Critical Race Theory, and empirical studies of bias often emphasize differences between types of bias, but arguing psychological research suggests the best way employers and others may avoid discrimination will often involve quite general programs to promote fairness). The publication includes separate responses by Yale Law Professor Ian Ayres and editors of the most recent Critical Race Theory volume.

Revising the Constellations of Critical Race Theory, Law and Economics, and Empirical Scholarship, 55 STAN. L. REV. 2267. (2003) (introducing a symposium organized by the author on similarities and differences between approaches to discrimination drawing on Law and Economics and Critical Race Theory).

Tweaking The Market For Autonomy? Arbitration and Barriers to Informed Consent 56 U. MIAMI L. REV. 909 (2002) (analyzing how one may overcome psychological

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and institutional barriers to help individuals make informed decisions about arbitration).

The Legal Status of Non-Human Animals, 9 ANIMAL L. 1 (2002) (discussing links between unfairness to animals and unfairness to human outgroups).

The Lawyer-Negotiator as Mood Scientist: What We Know and Don't Know About How Mood Affects Negotiation, 2002 J. DISP. RESOL. 1.

Using Meditation To Promote Negotiation Success: A Guide to Varieties and Empirical Support, 7 HARV. NEGOT. L. REV 67 (2002).

Whatever Happened To Anti-Semitism? How Social Science Theories Identify Discrimination And Promote Coalitions Between Different Minorities, 85 CORNELL L. REV. 313 (2001) (arguing that lawyers and legal scholars may draw on social science theories since the 1940's to see much discrimination as either generally ingroup sympathy or outgroup hostility rather than narrowly directed against a particular group, such as racism or sexism and so on).

The Limits of Passive Neutrality in Postmodern Conditions, ADR Report, February 18, 1998, at 5.

Privatizing Same-Sex Marriage Through Alternative Dispute Resolution: Community-Enhancing Versus Community-Enabling Mediation 44 UCLA L. REV. 1687 (1997) (studying mediation involving same-sex couples as an example of dispute resolution for communities and exploring the tension between mediation as facilitating individual's own preferences (private ordering) and mediation as enhancing existing communities and application of community norms (community-enhancing)).

Re-Visioning the Dependency Crisis and the Negotiator's Dilemma: Reflections on The Sexual Family and The Mother-Child Dyad, 22 LAW & SOC. INQUIRY 97 (1997) (exploring the way that negotiators face a dilemma in the way they think about their own identity, such as fathers having to decide how much they think of themselves as employees -- as opposed to fathers, caretakers, or metaphorical Mothers -- when they decide how to seek family leave).

Were Pat Williams and Ronald Dworkin Separated At Birth? 5 COLUM. L. REV. 1568 (1995) (exposing weaknesses in theory and in practice of claim that judges and legal scholars should be use more "empirical" and law and economics methods) (reviewing RICHARD A. POSNER, OVERCOMING LAW)).

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Beyond Atomized Discrimination: Use of Acts of Discrimination Against 'Other' Minorities to Prove Discriminatory Motivation Under Federal Employment Law, 43 STAN. L. REV. 241 (1990). (arguing that much, but not all discrimination, can best be understood as discrimination in favor of a preferred group rather than discrimination against a particular group) (awarded Stephen M. Block Civil Liberties Award for best written work on issues related to personal freedom).

By The Neck Until Dead: A Look Back at a 70 Year Search for Justice, AMERICAN POLITICS, January, 1988, at 29 (describing author's successful efforts to negotiate a posthumous pardon "to heal old wounds" surrounding the Leo Frank case, the famous 1915 lynching of a Jew that led to the formation both of the Anti-Defamation League and the rebirth of the Ku Klux Klan).

CURRENT RESEARCH AND WORKS IN PROGRESS

“Emotion, Lie Detection, and Negotiation Success,” (with Michael Wheeler, Class of 1958 Professor, Harvard Business School) (empirical study of the way that recognition of emotion through nonverbal communication and detection of lies is associated with success at negotiation and testing whether training in either, or both, improves negotiation success).

“When ‘Not Too Bad’ May Not Be Good Enough: A Theoretical and Empirical Exploration of Efficient Emotion and Law Student Success at First Year Grades, Negotiation, and Mental Health,” (with Adele Hayes, Associate Professor Director of Clinical Training, University of Delaware) (working paper summarizing studies that show (1) measures of optimism and other coping skills predict first year grades as well as LSAT and undergraduate GPA; (2) measures of optimism, brief changes in positive emotion and negative emotion predict success at simulated on-line negotiation; (3) different coping strategies predict symptoms of depression, anxiety and well-being of law students).

“Efficient Emotion” (criticizing the prevalent law and economics view that emotion is merely negative emotion and a barrier to efficiency; offering a theoretical alternative supported by original empirical research showing positive emotions, not merely the absence of negative emotions, are associated with greater success at law students in negotiation and in their overall grade point average and class rank) (with Adele Hayes,). The intended audience includes academic economists and legal academics. The research is designed for publication in a general law review or a specialized law review for law and economics, law and psychology, or law and society.

“Sources and Consequences of Law Student Depression and Anxiety (using several years of survey research with first year and upper-level law students to explore what factors predict law student depression and anxiety; using the same research along with undergraduate GPA, LSAT, and law school GPA and class rank to show how symptoms of depression and anxiety B as well as positive emotions like optimism B are associated with success in law school compared to the success that test scores and GPA would predict) (with Adele Hayes). The intended audience for this research includes legal educators, disability rights advocates, and psychological scholars of depression, anxiety, and positive emotion. More general versions of the article are designed for publication in a law review, and more technical versions are designed for publication in psychology journals.

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“Fluoride For Mental Health: Using Negotiation Training To Reduce Distress and Promote Mental Health”(developing potential ways that negotiation training may reduce distress and promote mental health based (1) on original and other research on predictors of distress and positive mental health (2) original and other research on parallels between existing empirically-supported programs to prevent depression and features of negotiation training, such as emphasis on journals of potentially negative events, reframing events, and problem-solving) (with Adele Hayes, Associate Professor of Clinical Psychology and Co-Director, Adult Track in Psychology, University of Miami School of Law). The research is a multi-stage effort. The first stage, nearing completion, involves testing hypotheses between certain specific habits (such as rumination, optimism, reframing negative events, etc.) and both negative mental health (such as depression) and positive mental health (such as various measures of wellness). The second stage, currently in progress, involves collaborative efforts to refine existing negotiation training (such as journal techniques and problem-solving) and develop new methods (such as teaching mindfulness) to improve mental health. The third stage, once such methods are developed, involves a program of testing the methods for improvement in mental health and negotiation. The research is designed for both negotiation scholars and teachers (in law and more generally) and for mental health scholars and professionals. Publications at each stage expected in scholarly publications both in law (and/or negotiation) and psychology.

“Taking The Case: Automatic Discrimination in Lawyer Negotiations for Outgroup Clients” (a series of empirical studies to test whether lawyers and law students evaluate and/or negotiate identical cases in different ways when clients may be seen as outgroup members based on some combination of gender, sexuality, race, religion, or other characteristics”)

“What’s Your Best Offer: Empirical Studies of Law Student and Lawyer Salary Negotiations” (an empirical investigation how law students view statements by students that they have better offers than they do and how such statements influence actual hiring and salary decisions).

“Emotions That Win: Applying Positive Psychology For Successful Negotiation and Happiness” This book project seeks (1) to share information on efficient emotion with the general public (2) to serve as a basis for teaching emotion and negotiation that empirical research will in turn test.

PRESENTATIONS

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Invited Speaker, Emotional Efficiency: The Empirical Case for Optimism and Law Student Grades, Negotiations, and Mental Health, Willamette Law School, Portland, Oregon, February 18, 2010.

Invited Speaker, “Catching Lies and Building Relationships: Another Negotiator’s Dilemma,” Loyola Law School, Los Angeles, April, 2010.

Invited Speaker, “Lie Detection, Emotion, and the Negotiation Within,” Harvard Law School, Symposium, “The Negotiation Within,” February, 2010.

“Teaching Discrimination and Negotiation,” Hastings College of Law, Center for Negotiation and Dispute Resolution, November, 2009.

Invited Panelist, “Cultural Bias and Mediation: What Science Shows,” Contra Costa Bar Association, November, 2009

Invited Speaker, “Culture, Emotion, and Lie Detection,” Conference on New Directions in Negotiation Teaching, Istanbul, Turkey, October, 2009.

Invited Speaker, “Emotion and Lie Detection for Trial Lawyers: Jury Selection and Arguing to Juries and Judges,” San Francisco Public Defender, June, 2009.

Invited Speaker, “Spotting the Next Madoff: Lie Detection and Financial Fraud,” Columbia Business School, April, 2009.

Invited Speaker, “Emotional Truthfulness, Lie Detection, and Negotiation Success,” Limited Partners Meeting of Vector Capital, San Francisco, October, 2007.

Invited Speaker, “Emotional Truthfulness and Lie Detection,” National Association of Dental Administrators, October, 2007.

Invited Speaker, “An Introduction to Lie Detection,” National Association of Bar Counsel, San Francisco, August, 2007.

Trainer, “Evaluating Truthfulness,” Transportation Safety Administration, Maryland, July-Aug, 2007 (led six seminars of two days each on evaluating truthfulness and lie detection).

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Invited Speaker, “External Mindfulness and Lie Detection,” University of Missouri School of Law, Oct. 2006.

Invited Speaker, “Emotion, Lies, and Negotiation Success,” Harvard Project on Negotiation, April, 2006.

Invited Workshop Presenter, “Detecting Lies for Negotiators,” Harvard Business School, April, 2006.

Workshop Organizer, “Evaluating Truthfulness for Lawyers” full day training on detecting deception and evaluating truthfulness for lawyers and negotiators for invited audience in Washington, D.C., including ombudsperson of National Institute of Health, Harvard Business School Professor, and professors of law from Vanderbilt, Marquette, Quinnipiac, Columbia, and other law schools, January, 2006.

Invited Speaker, “Emotional Efficiency: How Emotions and Emotional Habits Predict Success at Negotiation and First Year Grades Better Than The LSAT,” University of Nevada at Las Vegas School of Law, November, 2005

Invited Speaker, “Is There An Ethical Obligation To Detect Lies?,” joint CLE by University of Miami and Paul Ekman Group, October 2005.

Invited Speaker, “Emotion and Negotiation,” Hastings Law School Continuing Legal Education, April, 2005.

Invited Speaker, “Emotional Efficiency and Negotiation,” Northern California ADR Teachers Association, April, 2005.

Session Organizer and Speaker, “Emotion and Negotiation: Nonverbal Signs of Emotion,” American Bar Association, Section on Dispute Resolution, Los Angeles, CA, April, 2005.

Invited Speaker, “Emotion and Negotiation,” Stanford Gould Center on Negotiation and Mediation (presentation on emotion and training on nonverbal communication to existing negotiation teachers), Sausalito, CA, January, 2005.

Invited Panelist, “Emotion” on panel on “The Negotiation Canon,” Association for Conflict Resolution, Sacramento, CA, Sep. 2004.

Invited Speaker, Debate on Same-Sex Marriage, sponsored by University of Miami Department of Philosophy, April, 2004.

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Session Organizer and Panelist, Emotion and Negotiation Success: Why Not Too Bad May Not Be Good Enough and the New Science of Emotion, American Bar Association, Section on Dispute Resolution, New York, April, 2004.

Invited Speaker, University of Miami, Memorial for John Hart Ely, March, 2004.

Invited Speaker, Cardozo Law School, Symposium on Justice and Mediation, March, 2004.

Invited Speaker, Efficient Emotion, Quinnipiac-Yale ADR Speaker Series, September, 2003

Invited Speaker, Efficient Emotion: A Theory and Empirical Testing, Sloan Speaker Series on Law and Economics, Georgetown University Law Center, March 2003.

Panelist, Fluoride for Mental Health: The Potential of Negotiation Training To Reduce Lawyer Distress and Improve Mental Health, Psychology and Law: International Interdisciplinary Conference (sponsored by European Law and Psychology Association), July, 2003.

Co-Author, Dwelling and Spreading: Unproductive Responses to Problems and Vulnerability to Depression (with Feldman, Hayes, A.M. Galyardt, M.) in E. Watkins (Chair), Emotional Processing in Psychiatric Disorders: Comparing Productive and Unproductive Working Through of Upsetting Events. Symposium to be conducted at the annual convention of the Association for the Advancement of Behavior Therapy, Boston, MA, 2003..

Invited Speaker, Emotion and Negotiation: From Emotion as Barrier to Efficient Emotion, Plenary Panel, American Association of Law Schools, Workshop on Alternative Dispute Resolution, January, 2003.

Invited Speaker, Concurrent Session, Teaching Emotion and Negotiation to Lawyers and Law Students: Challenges, Opportunities, and Options, American Association of Law Schools, Workshop on Alternative Dispute Resolution, January, 2003.

Invited Speaker, Mindfulness Meditation and Negotiation Success: Varieties and Empirical Support, Harvard Project on Negotiation & Harvard Negotiation Law Review Symposium on Mindfulness and Negotiation, March, 2002.

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Invited Speaker, Contemplative Practices and Negotiation, Fetzer Institute, Mindfulness and Law Working Group of Center for Contemplative Mind in Society, May, 2002.

Co-Author, Productive Mental Problem Solving: Cognitive Flexibility and Mental Simulation as Alternatives to Worry and Rumination (with Greg Feldman and Adele Hayes), Association for Advancement of Behavior Therapy, November, 2002.

Presenter and Chair, Authors Meet Readers: *Crossroads, Directions and A New Critical Race Theory*: (Francisco Valdez, Jerome Culp, and Angela Harris, eds.) and Ian Ayres, *Pervasive Prejudice?*, Law and Society Annual Meeting, June, 2002

Presenter, Fluoride for Mental Health: Using Negotiation Training To Improve Mental Health, Law and Society Annual Meeting, June, 2002.

The Ethical Duty To Advise Clients About Alternative Dispute Resolution, Broad and Cassell law firm retreat, Amelia Island, Florida, October, 1999.

Invited Panelist, The Rights of Non-Human Animals, Annual Conference on Animal Rights, Association of the Bar of New York City. September, 1999.

Is There A Market For Autonomy? Arbitration and Barriers to Informed Consent, Yale Law School-Quinnipiac Law School Alternative Dispute Resolution Speaker Series, April, 1999.

Lawyers as Architects of Community: The Roles of Transactional Lawyers, Feminism and Legal Theory Workshop, Cornell Law School, May, 1999.

Chair, Advocacy, Representation, and Mediation: Disjunctions and Limits, Law & Society Annual Meeting, 1999.

Chair, Dispute Resolution in Cultural Perspective, Law & Society Annual Meeting, 1999.

Discussant, Family Law at the Turn of the Century: Some Contemporary Issues, Law & Society Annual Meeting, 1999.

Moderator, American Association of Law Schools, Section on Gay and Lesbian Legal Issues, Panel Update on Solomon Amendment.

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Whatever Happened To Anti-Semitism? Generalized Discrimination, Proof of Discrimination and Social Science, Feminism and Legal Theory Workshop, Columbia Law School, November, 1998.

The Duty to Inform Clients About Alternative Dispute Resolution, Continuing Legal Education Lecture, Dade County Courthouse, Miami, Florida, June, 1998.

A Public Theory of Private Justice: The Secular Grail of Informed Consent, Law and Society Meeting, Aspen, Colorado, May, 1998.

Lawyers and the Coalition That Wasn't, LatCrit Conference, May, 1998, University of Miami.

Whatever Happened To The Jews? Generalized Discrimination, Proof of Discrimination and the Partially Understood Paradigms of Social Science, Legal Theory Workshop, Brooklyn Law School, April, 1997.

The Family and The Corporation, Feminism and Legal Theory Workshop, Columbia Law School, March, 1997.

Generalized Discrimination and the Puzzling Persistence of Analogy Talk, @ Critical Race Theory Workshop, Yale Law School, November, 1997.

Panel Speaker, Race and Sexual Orientation, AALS Section Meeting on Gay and Lesbian Legal Issues, January, 1998.

Presenter and Panel Organizer, Rethinking Categories of Discrimination and Identity: Avoiding Fragmentation or Creating Essentialism? Law and Society Annual Meeting, Glasgow, Scotland, July, 1996.

Discussant, Sharing War Stories: Transnational Approaches to Strategizing Against Domestic Violence II, Law and Society Annual Meeting, Glasgow, Scotland, July, 1996.

Presenter, Developments In Employment Discrimination Law, Lavender Law (Meeting of National Association of Gay and Lesbian Lawyers), New Orleans, October, 1996.

Presenter, Mediation for Gays and Lesbians, Lavender Law (Meeting of National Association of Gay and Lesbian Lawyers), New Orleans, October, 1996.

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Presenter, Panel on Author Meets Readers: Martha Fineman's *Neutered Mother*, Law and Society Annual Meeting, Toronto, 1995.

Discussant, Feminist Legal Theory Workshop on Welfare Reform, Columbia University, June, 1995.

MEDIA APPEARANCES

Television Interviewed about class action procedures, settlement possibilities, appeals, and punitive damages in Florida class action tobacco trial on ABC, CNN, MacNeil/Lehrer Report (PBS), and local television stations. 1999 to present.

Radio Interviewed about class action procedures, settlement possibilities, appeals, and punitive damages in Florida class action tobacco trial on National Public Radio, September-November, 1999 to present.

Newspapers Interviewed about class action procedures, settlement possibilities, appeals, and punitive damages in Florida class action tobacco trial for *Washington Post*, *New York Times*, and *Miami Herald*; profiled in *California Lawyer* on lie detection for lawyers.

LONGER-TERM RESEARCH PROJECTS

An ADR Companion to Civil Procedure. (a book designed to help teachers of Civil Procedure incorporate ideas on negotiation and alternative dispute resolution into Civil Procedure courses).

Do Firms Sue Too Little? An Economic Account of the Incentives of In-House Counsel. (a theoretical and empirical study of how the incentives of in-house counsel affect the willingness to recommend firms institute and maintain litigation).

Does Mediation Deter? The Cases of Discrimination (a theoretical and empirical study of the message that mediation sends to employers about the norms surrounding employment discrimination).

SERVICE

Board Member, ACLU of South Florida (2001 to 2004).

Member, University of Miami Law School Committees on Promotion and Tenure; Disability Issues, 2003 to 2004.

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Chair, University of Miami Law School Disability Issues Committee (worked with Disability Issues Coordinator to address needs of students with disabilities and chaired faculty-student committee to hear appeals from denials of requests by students with disabilities), 2001 to 2003.

Advisor to Students Regarding Honor Council, 2002 to present.

Member, University of Miami Faculty Senate Ad Hoc Committee on Consensual Relationships, 2002.

Problem Drafting Committee, ABA National Advocacy in Mediation Competition for Students, 2000 to 2001.

Résumé of CLARK FRESHMAN (continued)

Coach, Advocacy in Mediation Regional and National teams, 1995 to 2001 Coached teams that won regional competition in New York and third place in national competition.

Faculty Representative, University of Miami Employee Benefits Committee, 2002 to present (alternate, 2001 to 2002).

Alternate Senator, Faculty Senate, University of Miami, 1998 to 1999.

Member, Faculty Senate Ad Hoc Committee on Domestic Partners, University of Miami. (helped research domestic partner plans, including legal and financial issues and helped draft plan), 1998 to 1999.

Faculty Advisor, University of Miami Entertainment and Sports Law Review (1997)

Faculty Advisor, Honor Council, University of Miami School of Law, 1997 to 2002. Advised Honor Council on procedural issues and chaired ad hoc committee to revise rules on plagiarism.

Coach, Negotiation Team, University of Miami School of Law, 1995 to 2001. Prepared final negotiation problem for school competition; helped three teams prepare for regional competition by meeting to discuss potential proposals and strategies and scheduling and attending practice negotiation rounds.

Member, Dean's Task Force on Diversity, 1996 to 1998. Organized panels on professional responsibility and bias for first year students and Aforum@ series on Jews and African-Americans.

Lecturer on alternative dispute resolution in the United States to visiting Austrian lawyer, University of Miami Law School, May, 1996.

University of Miami School of Law Appointments Committee, 1995 to 96 & 1996 to 1997 & 1999 to 2000.

Member, University of Miami Employee Benefits Committee, Subcommittee on Domestic Partner Benefits, 1998.

Mediator (pro bono), litigation under Americans with Disabilities Act to gain equal access to mental health records, 1996 to 2003.

PERSONAL Arts Editor, Harvard Crimson. Directed, produced, and acted in various college plays. Co-wrote original screenplay, Matters of State, original screenplay about

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affair between black South African woman and white South African man at Oxford. Teaching Assistant in Creative Writing, Governor's School of South Carolina. Traveled extensively through Eastern and Western Europe, Israel, Turkey, and Australia. Recreational in-line skating and ice skating; yoga (Iyengar, Kundalini, and Ashtanga) and meditation (mindfulness and loving kindness practices).

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REFERENCES

Prof. Carrie Menkel-Meadow, Georgetown School of Law (Tel: 202/662-9379).

Prof. Ian Ayres, Yale School of Law, ian.ayres@yale.edu .

Prof. Martha Fineman, Woodruff University Professor, Emory University (Tel: 404/712-2421).

Prof. Mark Kelman, Stanford Law School, Crown Quadrangle, Stanford, California 94305 (Tel: 415/723-4069).

Prof. Jonathan Simon, University of California at Berkeley School of Law. Email: jsimon@law.berkeley.edu; (Tel.: 510-643-5169).

Robert E. Hinerfeld, Esq. (Partner, Manatt, Phelps & Phillips), 131 South Cliffwood Avenue, Los Angeles, California, 90049. (Tel: 310/394-4902).