

## **CURRICULUM VITAE**

### **Alex Stein**

Professor of Law  
Benjamin N. Cardozo School of Law  
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### **PERMANENT APPOINTMENTS**

2004- Professor of Law, Benjamin N. Cardozo School of Law

Teaching: Evidence  
Torts  
Medical Malpractice  
Constitutional Criminal Evidence  
Economic Analysis of Criminal Law

Chair of the Academic Standards Committee: 2005-06

Chair of the Appointments Committee: 2007-08

Chair of the Steering Committee for Promotion and Tenure: 2009-10

Chair of the Faculty Development Committee: 2010-11

1991-2004 Sylvan M. Cohen Professor of Law, Faculty of Law, Hebrew University of Jerusalem

Taught: Evidence  
Civil Procedure  
Criminal Procedure

Vice-Dean in 1998-99

1989-1991 Lecturer in Law, Brunel University, Uxbridge, England

Taught: Evidence  
Criminal Law

### **VISITING POSITIONS**

2008-2009 George W. Crawford Visiting Professor of Law, Yale Law School

Taught: Evidence; Criminal Procedure

2006-2007 Visiting Professor of Law, Yale Law School

Taught: Evidence; Criminal Law

2002 (Fall) &  
2003-2004 Visiting Professor of Law, Benjamin N. Cardozo School of Law  
Taught: Evidence  
Torts  
Medical Malpractice  
Constitutional Criminal Evidence

2000 (Fall) Visiting Professor of Law, Columbia Law School  
Taught: Evidence

1999 (Fall) Visiting Professor, University College Oxford (short visit with condensed teaching)  
Taught: Class Actions

1998 (Fall) Distinguished Visiting Professor of Law, University of Toronto Faculty of Law  
Taught: Causation and Uncertainty

1996  
(Spring) Visiting Professor of Law, Benjamin N. Cardozo School of Law  
Taught: Evidence  
Tort Liability under Uncertainty

1994-1995 Visiting Professor of Law, University of Miami School of Law  
Taught: Evidence  
Analysis of Evidence

### **EDUCATION**

Ph.D. (1990), University of London (University College)  
LL.B. (1983); LL.M. (1987), Hebrew University of Jerusalem

### **PRACTICE OF LAW**

Bar Membership: Israel

1986-1987 Private practice with Wiskind & Stein, Jerusalem, Israel: Partner, specializing in commercial litigation

1984-1986 Private practice with Raveh, Abramson & Co., Jerusalem, Israel: Associate, specializing in commercial litigation

1983-1984 Law Clerk for Justice Menachem Elon, Israel Supreme Court

1982-1983 Law Clerk for Hon. Rachel Sukar, Head of the Criminal Litigation Department, Attorney-General's Office, Israel

## PUBLICATIONS

### BOOKS

- 2005 *Foundations of Evidence Law* (Oxford University Press)
- 2001 *Tort Liability under Uncertainty* (Oxford University Press) (co-authored with Ariel Porat)
- 1992 *Evidence and Proof*, Volume XI in the International Library of Essays in Law & Legal Theory (New York University Press) (co-edited with William Twining)

### ARTICLES

- 2013 Are People Probabilistically Challenged? Review of Daniel Kahneman, *Thinking, Fast and Slow* (2001), 111 *Michigan Law Review* (forthcoming)
- 2012 The Relational Contingency of Rights, 98 *Virginia Law Review* (forthcoming) (with Gideon Parchomovsky)
- 2012 Toward a Theory of Medical Malpractice, 97 *Iowa Law Review* (forthcoming)
- 2012 Corrupt Intentions: Bribery, Unlawful Gratuity, and Honest-Services Fraud, 75 *Law & Contemporary Problems* (forthcoming)
- 2012 Evidence, in Uriel Procaccia, ed., *Economic Analysis of Law* (forthcoming in Hebrew University Legal Publications) (in Hebrew) (with Talia Fisher)
- 2011 Self-Incrimination, in *Procedural Law and Economics* 366-385 (Chris W. Sanchirico, volume ed., 2011) (8 ENCYCLOPEDIA OF LAW AND ECONOMICS, Edward Elgar Publishing Limited, Cheltenham, UK, Gerrit De Geest, gen. ed., 2nd ed. 2009-2011)
- 2011 The Flawed Probabilistic Foundation of Law & Economics, 105 *Northwestern University Law Review* 199-260
- 2011 Liability for Future Harms, in Richard S. Goldberg, ed., *Perspectives on Causation* 221-239 (Hart Publishing, Oxford) (with Ariel Porat)
- 2011 Torts, Innovation, and Growth, in *Rules for Growth: Promoting Innovation and Growth through Legal Reform* (Robert E. Litan, et al, Kauffman Foundation Press) 257-272 (with Gideon Parchomovsky)
- 2010 The Distortionary Effect of Evidence on Primary Behavior, 124 *Harvard Law Review* 518-548 (with Gideon Parchomovsky)
- 2010 Strategic Enforcement, 94 *Minnesota Law Review* 9-58 (with Margaret H. Lemos)

- 2009 Originality, 95 *Virginia Law Review* 1505-1550 (with Gideon Parchomovsky)  
Reproduced in *West's 2010/11 Copyright Law Anthology* (Rodney A. Smolla, ed.)
- 2009 Reconceptualizing Trespass, 103 *Northwestern University Law Review* 1823-1862 (with Gideon Parchomovsky)
- 2009 The Trial-Time/Forum Principle and the Nature of Evidence Rules, in *Current Trends in Criminal Procedure and Evidence: A Collection of Essays in Honor of Professor Eliahu Harnon* 81-103 (Anat Horovitz & Mordechai Kremnitzer, eds.)
- 2008 On the Epistemic Authority of Courts, 5 *Episteme* 402-410 (special issue on Evidence & Law, edited by Frederick Schauer and Walter N. Sinnott-Armstrong)
- 2008 The Right to Silence Helps the Innocent: A Response to Critics, 30 *Cardozo Law Review* 1115-1140  
Symposium on the *Future of Self-Incrimination: Fifth Amendment, Confessions, and Guilty Pleas*
- 2008 Torts and Innovation, 107 *Michigan Law Review* 285-315 (with Gideon Parchomovsky)  
Reproduced in the *Law and Economics of Innovation, International Library of Critical Writings on Economics* (Mark Blaug, et al, eds. 2012) (forthcoming)  
Reproduced in the *Stresa Lecture Series* 1-41 (Corridori Atlantici, Torino, 2009)  
Shortened version published in the *Handbook on Law, Innovation and Growth* 151-77 (Robert E. Litan, ed. 2011)
- 2008 Constitutional Evidence Law, 61 *Vanderbilt Law Review* 65-124
- 2007 Deterrence, Retributivism, and the Law of Evidence, 93 *Virginia Law Review in Brief* 173-182 (with Richard A. Bierschbach)  
<http://www.virginialawreview.org/inbrief/2007/09/18/bierschbach.pdf>
- 2007 Mediating Rules in Criminal Law, 93 *Virginia Law Review* 1197-1258 (with Richard A. Bierschbach)
- 2007 A Liberal Challenge to Behavioral Economics: The Case of Probability, 2 *New York University Journal of Law & Liberty* 531-540  
Symposium on the *Behavioral Law & Economics' Challenge to the Classical Liberal Program*
- 2006 Ambiguity Aversion and the Criminal Process, 81 *Notre Dame Law Review* 1495-1551 (with Uzi Segal)
- 2006 Healthcare Intermediaries, 29(4) *Regulation* 20-25
- 2005 Overenforcement, 93 *Georgetown Law Journal* 1743-1781 (with Richard A. Bierschbach)
- 2004 Auctioning for Loyalty: Selection and Monitoring of Class Counsel, 22 *Yale Law & Policy Review* 69-124 (with Alon Harel)

- 2003 Indeterminate Causation and Apportionment of Damages: An Essay on *Holtby, Allen and Fairchild*, 23 *Oxford Journal of Legal Studies* 667-702 (with Ariel Porat)
- 2001 Of Two Wrongs that Make a Right: Two Paradoxes of the Evidence Law and their Combined Economic Justification, 79 *Texas Law Review* 1199-1234
- 2000 The Right to Silence Helps the Innocent: A Game-Theoretic Analysis of the Fifth Amendment Privilege, 114 *Harvard Law Review* 430-510 (with Daniel J. Seidmann)
- 2000 How to Resolve the Indeterminate Causation Problem that Arises in Medical Malpractice Litigation, 23 *Yiuney Mishpat* 755-775 (Hebrew)
- 2000 Evidential Rules for Criminal Trials: Who Should be in Charge?, in Sean Doran & John Jackson, eds., *The Judicial Role in Criminal Proceedings* 127-143 (Hart Publishing, Oxford)
- 1999 The Evidential Damage Doctrine: A Response to Critique, 30 *Mishpatim* 349-376 (Hebrew) (with Ariel Porat)
- 1999 Israel, in Craig M. Bradley, *Criminal Procedure: A Worldwide Study* 217-244 (Carolina Academic Press) (with Eliahu Harnon)
- 1998 An Essay on Uncertainty and Fact-Finding in Civil Litigation, with Special Reference to Contract Cases, 48 *University of Toronto Law Journal* 299-351
- 1998 The Evidential Damage Doctrine: A Positive Analysis of the Law, 21 *Yiuney Mishpat* 191-258 (Hebrew) (with Ariel Porat)
- 1998 Theory and Fortuity in Judicial Reasoning, 29 *Mishpatim* 5-15 (Hebrew)  
Keynote Lecture at the Hebrew University of Jerusalem Faculty of Law
- 1997 Liability for Uncertainty: Making Evidential Damage Actionable, 18 *Cardozo Law Review* 1891-1960 (with Ariel Porat)
- 1997 Bayesioskepticism Justified, 1 *International Journal of Evidence & Proof* 339-342
- 1997 Against Free Proof, 31 *Israel Law Review* 573-589
- 1996 The Refoundation of Evidence Law, 9 *Canadian Journal of Law & Jurisprudence* 279-342
- 1996 Judicial Fact-Finding and the Bayesian Method: The Case for Deeper Scepticism about their Combination, 1 *International Journal of Evidence & Proof* 25-47
- 1996 Allocating the Burden of Proof in Sales Litigation, 50 *University of Miami Law Review* 335-344
- 1995 Probability and Proof in *State v. Skipper*: An Internet Exchange, 35 *Jurimetrics Journal* 277-310 (with Ronald J. Allen, *et. al.*)

- 1995 Symposium on Implied Hearsay: Discussion, 16 *Mississippi College Law Review* 93, 95, 106, 108, 193, 194
- 1995 The Form and Substance of the Hearsay Doctrine: A Response to Professor Seidelson, 16 *Mississippi College Law Review* 55-60  
Symposium on *Implied Hearsay*
- 1995 The Bank-Client Evidentiary Privilege, 25 *Mishpatim* 45-85 (Hebrew)
- 1993 Reform Movements in Criminal Procedure and the Protection of Human Rights in Israel, 64 *Revue Internationale de Droit Penal* 1177-1192 (with Eliahu Harnon)
- 1993 Defending Liberal Law (reviewing Andrew Altman, *Critical Legal Studies: A Liberal Critique*, Princeton University Press, 1990), 22 *Anglo-American Law Review* 194-220
- 1993 From Blackstone to *Woolmington*: On the Development of a Legal Doctrine, 14 *Journal of Legal History* 14-27
- 1993 The Admissibility of Out-of-Court Statements as Evidence in Criminal Trials: On the New Bill, New Ideas, and the Same Old Tenets, 10 *Mechkarey Mishpat* 157-181 (Hebrew)
- 1992 Hearsay Statements as Evidence in Criminal Trials: Is and Ought, 21 *Mishpatim* 325-351 (Hebrew)
- 1992 Introduction, in William Twining & Alex Stein, eds., *Evidence and Proof*, Volume XI in the INTERNATIONAL LIBRARY OF ESSAYS IN LAW & LEGAL THEORY xv-xxx (New York University Press) (with William L. Twining)
- 1991 After *HUNT*: The Burden of Proof, Risk of Non-Persuasion and Judicial Pragmatism, 54 *Modern Law Review* 570-576
- 1991 Criminal Defences and the Burden of Proof, 28 *Coexistence* 133-147
- 1988 A Political Analysis of Procedural Law (reviewing Mirjan R. Damaška, *The Faces of Justice and State Authority*, Yale University Press, 1986), 51 *Modern Law Review* 659-675
- 1987 Bentham, Wigmore and Freedom of Proof (reviewing William L. Twining, *Theories of Evidence: Bentham & Wigmore*, Weidenfeld & Nicolson, London, 1985), 22 *Israel Law Review* 245-276
- 1985 Eavesdropping and Electronic Surveillance in Criminal and National Security Investigations, 14 *Mishpatim* 527-557 (Hebrew) (student article)
- 1984 Promises of Public Authorities, 14 *Mishpatim* 255-294 (Hebrew) (student article)
- 1983 On the Probative Value of Out-of-Court Statements, 13 *Mishpatim* 154-158 (Hebrew) (student Note)

## OTHER

- 1992 The Accused's Right to Due Process, in Tamar Ben-Gal *et al.*, eds., 3 *Human Rights and Civil Liberties in Israel: A Reader* 355-358 (published by the Association for Civil Rights in Israel)
- 1992 Human Rights in the Law of Evidence, in Tamar Ben-Gal *et al.*, eds. 3 *Human Rights and Civil Liberties in Israel: A Reader* 420-425 (published by the Association for Civil Rights in Israel)

## WORKS IN PROGRESS

### *People's Probability; Rerunning the Blue Cab*

Experimental investigation of people's assessments of mathematical and causative probabilities, carried out with Hal Arkes and Yuval Feldman. Received grant from the Ewing Marion Kauffman Foundation (2010). Pilot article ready.

For this work's theoretical framework, see my articles *The Flawed Probabilistic Foundation of Law & Economics*, 105 NW. U. L. REV. 99 (2011); *Are People Probabilistically Challenged?*, 111 MICH. L. REV. \_\_\_\_ (2013).

*Medical Malpractice* (treatise in progress)

## ACADEMIC PRESENTATIONS

- 2012 The Twenty Second Meeting of the American Law & Economics Association, Stanford Law School  
Presented *The Relational Contingency of Rights* (see Articles)
- 2012 Symposium on Decision Theory and Law, University of Alabama School of Law  
Presented *Are People Probabilistically Challenged?* (see Articles)
- 2012 University of California at Berkeley School of Law, Law & Economics Seminar  
Presented *The Relational Contingency of Rights* (see Articles)
- 2012 University of Connecticut School of Law, Faculty Workshop  
Presented *The Relational Contingency of Rights* (see Articles)
- 2012 AALS Conference, Evidence Section, Washington DC  
Presented *Burdens of Proof and Primary Behavior*
- 2011 VI MINI FORO DE EPISTEMOLOGÍA JURÍDICA, Instituto de Investigaciones Filosóficas, UNAM, Mexico City, Mexico  
Presented *People's Probability* (see Works in Progress)
- 2011 Georgetown University School of Law, Law & Economics Workshop  
Presented *The Relational Contingency of Rights* (see Articles)

- 2011 William & Mary School of Law, Faculty Workshop  
Presented *Toward a Theory of Medical Malpractice* (see Articles)
- 2011 Law & Economics Institute, Stresa, Italy  
Invited discussant
- 2011 Hebrew University of Jerusalem, Conference on Moral Uncertainty  
Presented *Criminal Law and the Limits of Government*
- 2011 Duke Law School, the *Law & Contemporary Problems* Symposium “Adjudicating Guilty Mind”  
Presented *Corrupt Intentions: An Essay On Bribery, Unlawful Gratuity, and Honest-Services Fraud* (see Articles)
- 2011 University of Connecticut Law School, Conference on Actuarial Litigation  
Commentator
- 2010 Tel-Aviv University Faculty of Law  
Delivered the Second Annual Taubenschlag Lecture on *Criminal Law and the Limits of Government*
- 2010 Bar-Ilan University Faculty of Law, Faculty Workshop  
Presented *The Flawed Probabilistic Foundation of Law & Economics* (see Articles)
- 2010 Harvard Law School, Law & Economics Workshop  
Presented *The Distortionary Effect of Evidence on Primary Behavior* (see Articles)
- 2010 Chicago Law School, Law & Economics Workshop  
Presented *The Distortionary Effect of Evidence on Primary Behavior* (see Articles)
- 2010 The Twentieth Meeting of the American Law & Economics Association, Princeton University  
Presented *The Flawed Probabilistic Foundation of Law & Economics* (see Articles)  
Presented *The Distortionary Effect of Evidence on Primary Behavior* (see Articles)
- 2010 The Kauffman Foundation Summer Legal Institute, Dana Point, California  
Presented *Torts vs. Growth*
- 2010 Benjamin N. Cardozo School of Law, Faculty Seminar  
Presented *The Distortionary Effect of Evidence on Primary Behavior* (see Articles)
- 2010 Albert Einstein College of Medicine, Yeshiva University  
Presented *Toward a Theory of Medical Malpractice* (see Articles)
- 2009 The Hebrew University of Jerusalem Conference in Honor of Professor Eliahu Harnon  
Presented *Recent Trends in American Evidence Law*

- 2009 Ono Academic College of Law, Faculty Seminar  
Presented *The Flawed Probabilistic Foundation of Law & Economics* (see Articles)
- 2009 The Kauffman Foundation Summer Legal Institute, Dana Point, California  
Participated in a roundtable discussion on *Law, Innovation and Growth*
- 2009 The Nineteenth Meeting of the American Law & Economics Association, University of San Diego School of Law  
Presented *Reconceptualizing Trespass* (see Articles)
- 2009 Virginia Law School, Faculty Workshop  
Presented *Reconceptualizing Trespass* (see Articles)
- 2008 Yale Law School, Conference in Honor of Mirjan Damaška  
Presented *Bentham, Damaška, and the Epistemic Authority of Courts*
- 2008 University of Southern California School of Law, Center of Law, Economics and Organization Workshop  
Presented *Torts and Innovation* (see Articles)
- 2008 Yale Law School Faculty Workshop  
Presented *Torts and Innovation* (see Articles)
- 2008 The Kauffman Foundation Conference on Law & Innovation, Dana Point, California  
Presented *Torts and Innovation* (see Articles)
- 2008 Dartmouth College, Conference on Law and Evidence organized by the Dartmouth College Philosophy Department & *Episteme, A Journal of Social Epistemology*  
Presented *The Epistemic Authority of Courts* (see Articles)
- 2008 University of Southern California School of Law, Conference on Law, Economics and Neuroscience  
Presented *Economizing Neuroscience: Comments on Mark Dean, et al, Measuring Beliefs and Utilities: A Neuroeconomic Approach*
- 2008 Benjamin N. Cardozo School of Law, The Cardozo Law Review Symposium on The Future of Self-Incrimination: Fifth Amendment, Confessions, and Guilty Pleas  
Presented *The Right to Silence Helps the Innocent: A Response to Critics* (see Articles)
- 2008 Benjamin N. Cardozo School of Law, Faculty Seminar  
Presented *Torts and Innovation* (see Articles)
- 2007 Yale Law School Faculty Workshop  
Presented *Constitutional Evidence Law* (see Articles)
- 2007 University of Minnesota Law School, Institute for Law and Rationality  
Presented *Mediating Rules in Criminal Law* (see Articles)

- 2006 Conference on the Behavioral Law & Economics' Challenge to the Classical Liberal Program  
New York University Journal of Law & Liberty, New York University School of Law  
Presented *A Liberal Challenge to Behavioral Economics: The Case of Probability* (see Articles)
- 2006 The Sixteenth Meeting of the American Law & Economics Association, University of California at Berkeley School of Law  
Presented *Ambiguity Aversion and the Criminal Process* (see Articles)
- 2006 Hebrew University of Jerusalem Faculty of Law, Conference on *Foundations of Evidence Law* (see Books)
- 2006 University of Texas School of Law, Law & Economics workshop  
Presented *Ambiguity Aversion and the Criminal Process* (see Articles)
- 2006 University of Connecticut School of Law, Faculty Seminar  
Presented *Ambiguity Aversion and the Criminal Process* (see Articles)
- 2006 Hebrew University of Jerusalem Faculty of Law, Symposium on Evidence and Procedure  
Presented *Ambiguity Aversion and the Criminal Process* (see Articles)
- 2006 Bar-Ilan University Faculty of Law, Law & Economics workshop  
Presented *Ambiguity Aversion and the Criminal Process* (see Articles)
- 2005 University of Pennsylvania School of Law, Institute for Law & Philosophy  
Participated in a roundtable symposium on *Risk* (discussing, inter alia, Ariel Porat & Alex Stein, *Tort Liability under Uncertainty*, Oxford University Press, 2001)
- 2004 University of Chicago School of Law, John M. Olin Workshop in Law & Economics  
Presented *Overenforcement* (see Articles)
- 2004 University of Pennsylvania School of Law, Conference on Conflict of Interests  
Presented *Does Scholarship Involve Agency Problems? A Comment on Steven Sugarman's Paper*
- 2004 Benjamin N. Cardozo School of Law, Faculty Seminar  
Presented *Understanding the Law of Evidence through Paradoxes of Rational Belief* (Chapter 3 of Alex Stein, *Foundations of Evidence Law*, Oxford University Press, 2005)
- 2003 Benjamin N. Cardozo School of Law, Faculty Seminar  
Presented *Indeterminate Causation and Apportionment of Damages: An Essay on Holtby, Allen and Fairchild* (see Articles)
- 2002 University of Pennsylvania School of Law, John M. Olin Workshop in Law & Economics  
Presented *Indeterminate Causation and Apportionment of Damages: An Essay on Holtby, Allen and Fairchild* (see Articles)

- 2002 Fordham University School of Law, Faculty Seminar  
Presented *Indeterminate Causation and Apportionment of Damages: An Essay on Holtby, Allen and Fairchild* (see Articles)
- 2001 Bar-Ilan University Faculty of Law, Faculty Seminar  
Presented *The Evidential Damage Doctrine: A Positive Analysis of the Law* (see Articles)
- 2001 Tel-Aviv University Faculty of Law & Business School Seminars on Law & Economics  
Presented *The Right to Silence Helps the Innocent: A Game-Theoretic Analysis of the Fifth Amendment Privilege* (see Articles)
- 2000 University of California at Berkeley School of Law, John M. Olin Workshop in Law & Economics  
Presented *The Right to Silence Helps the Innocent: A Game-Theoretic Analysis of the Fifth Amendment Privilege* (see Articles)
- 2000 Columbia Law School, Faculty Seminar  
Presented *The Right to Silence Helps the Innocent: A Game-Theoretic Analysis of the Fifth Amendment Privilege* (see Articles)
- 2000 Fordham University School of Law, Faculty Seminar  
Presented *The Right to Silence Helps the Innocent: A Game-Theoretic Analysis of the Fifth Amendment Privilege* (see Articles)
- 2000 Benjamin N. Cardozo School of Law, Faculty Seminar  
Presented *The Right to Silence Helps the Innocent: A Game-Theoretic Analysis of the Fifth Amendment Privilege* (see Articles)
- 2000 University of Connecticut School of Law, Faculty Seminar  
Presented *The Right to Silence Helps the Innocent: A Game-Theoretic Analysis of the Fifth Amendment Privilege* (see Articles)
- 2000 Hebrew University of Jerusalem Faculty of Law, Faculty Seminar  
Presented *The Right to Silence Helps the Innocent: A Game-Theoretic Analysis of the Fifth Amendment Privilege* (see Articles)
- 1999 Nottingham University Seminars on Criminal Justice  
Presented *The Right to Silence Helps the Innocent: A Game-Theoretic Analysis of the Fifth Amendment Privilege* (see Articles)
- 1999 Second World Conference on Evidence and Fact-Finding in Litigation, Amsterdam, Holland  
Presented *The Right to Silence Helps the Innocent: A Game-Theoretic Analysis of the Fifth Amendment Privilege* (see Articles)
- 1999 Conference on the New Corporate Law and Securities Class Actions, Hebrew University of Jerusalem  
Presented *The Class Action Agency Problem* (part of *Auctioning for Loyalty: Selection and Monitoring of Class Counsel*, see Articles)

- 1998 Conference on Legal Theory, Federalism Institute, Freiburg, Switzerland  
Presented *Theory vs. Pragmatism*
- 1998 Hebrew University of Jerusalem Faculty of Law, Faculty Seminar  
Presented *The Evidential Damage Doctrine: A Positive Analysis of the Law* (see Articles)
- 1997 University of Pennsylvania School of Law, Faculty Seminar  
Presented *An Essay on Uncertainty and Fact-Finding in Civil Litigation, with Special Reference to Contract Cases* (see Articles)
- 1997 Benjamin N. Cardozo School of Law, Faculty Seminar  
Presented *An Essay on Uncertainty and Fact-Finding in Civil Litigation, with Special Reference to Contract Cases* (see Articles)
- 1996 Israel Supreme Court, Anglo-Israeli Academics and Judges Symposium  
Presented *Admissibility of Confessions*
- 1996 Keynote Speaker at the Academic Year Opening Ceremony, Hebrew University of Jerusalem Faculty of Law  
Presented *Theory and Fortuity in Judicial Reasoning* (see Articles)
- 1995 Levin College of Law, University of Florida, Gainesville, Faculty Seminar  
Presented *The Refoundation of Evidence Law* (see Articles)
- 1995 International Seminar on Evidence and Inference in Litigation, Benjamin N. Cardozo School of Law  
Presented *The Refoundation of Evidence Law* (see Articles)
- 1994 Law Academy, Moscow, Russia  
Delivered a series of lectures in Russian: *Overviewing the Common Law Systems of Adjudication*
- 1993 International Conference on the Rights of the Accused, Crime Control and Protection of Victims, Hebrew University of Jerusalem  
Presented *Against Free Proof* (see Articles)
- 1992 Annual Conference, International Association of Penal Law, Vancouver, Canada  
Presented *On the Unbearable Lightness of "Weight"* (part of *The Refoundation of Evidence Law*, see Articles)  
Presented *Procedure and Evidence in Terrorist Trials*
- 1991 Annual Conference, International Association of Penal Law, Toledo, Spain  
Presented *Reform Movements in Criminal Procedure and the Protection of Human Rights in Israel* (with Eliahu Harnon) (see Articles)
- 1991 Conference on the Erosion of the Hearsay Rule and Rights of the Accused, Hebrew University of Jerusalem  
Presented *Hearsay Statements as Evidence in Criminal Trials: Is and Ought* (see Articles)

1990

Anglo-Russian Conference on Criminal Law, University College London  
Presented *Criminal Defences and the Burden of Proof* (see Articles)

### **PEER REVIEWS**

Harvard Law Review	Journal of Legal Studies	Israel Law Review
International Commentary on Evidence	Journal of Moral Philosophy	New Criminal Law Review
International Journal of Evidence & Proof	Law, Probability & Risk	<i>YIUNEY MISHPAT</i> : Tel-Aviv University Law Review
International Review of Law & Economics	Legal Theory	<i>MISHPATIM</i> : Hebrew University Law Review
Journal of Law, Economics & Organization	Oxford University Press	
Journal of Law, Medicine and Ethics	Public Choice	

### **EXPERT OPINION & TESTIMONY**

06-cv-702, U.S. District Court, E.D.N.Y., In the matter of Strauss v. Credit Lyonnais, S.A. (2010)

08-cv-375, U.S. District Court, E.D.N.Y., Goldberg et al v. UBS AG, 660 F.Supp.2d 410 (2009)

03-C-108, Circuit Court of the Raleigh County, W. VA., United Bank as Executor and Trustee of the Estate of Meyer (Max) Lewin v. Summert, et al. (2006)

03-cv-5562, U.S. District Court, S.D.N.Y., JSC Foreign Economic Ass'n TECHNOSTROYEXPORT v. International Development & Trade Services, Inc., et al. (2005)

H'D 12/05, Tel-Aviv SHALOM Court, ISRAEL, United States Judicial Authority Foreign Economic Ass'n TECHNOSTROYEXPORT v. Schein, et al. (2005)

### **OTHER PROFESSIONAL ENGAGEMENTS**

Member, Editorial Board, *International Journal of Evidence & Proof* (2000-)  
<http://www.vathek.com/ijep/index.shtml>

Faculty Advisor, *Cardozo Law Review Symposium on the Future of Self-Incrimination: Fifth Amendment, Confessions, and Guilty Pleas* (2008)

Member, *Revision Committee*, Israel Bar (2000-2003)

Founding Editor & Member of the Editorial Board, *Theoretical Inquiries in Law* (1999-2002)

<http://www.tau.ac.il/law/ceglajournal.htm>

<http://www.bepress.com/til>

Co-Chairperson, *International Conference on Contemporary Legal Scholarship: Achievements and Prospects*, Tel-Aviv University Faculty of Law, 1999, published in 2:1 *Theoretical Inquiries in Law* (2001)

Guest Editor of 31:1-3 *Israel Law Review* – special volume containing papers presented at the *International Conference on the Rights of the Accused, Crime Control and Protection of Victims*, Hebrew University of Jerusalem (1997)

<http://law.mscc.huji.ac.il/law1/ilr/Default.htm>

Member, Advisory Board, *International Journal of Evidence & Proof* (1996-2000)

Organizing Committee, *International Conference on the Rights of the Accused, Crime Control and Protection of Victims*, Hebrew University of Jerusalem (1993)

*Institute for Advanced Judicial Studies*, Israel (lectured to judges on various legal issues between 1992 and 2004)

Member, *Law Commission for the Review of the Law of Criminal Procedure*, Ministry of Justice, Israel (1992-2003)

Chairperson, *Conference on the Erosion of the Hearsay Rule and Rights of the Accused*, Hebrew University of Jerusalem (1991)

Arbitrator, *Israel Chess Federation* (1985-1987)

Member, Editorial Board, *MISHPATIM*, Hebrew University Law Review (1984-1985)

<http://law.mscc.huji.ac.il/law1/newsite/hebrew.html>

### **COMMUNITY SERVICE**

Co-founder of the Israeli Indigent Criminal Defense Association (prior to the establishment of the Public Defender's Office) (1991-94)

Association for Civil Rights in Israel, Pro Bono Advisor on Criminal Defense (1984-87)

Pro bono representation of the Black Hebrew Israelites residing in Dimona, Israel, in their Supreme Court petition against deportation (1986)

**LANGUAGES:** English, Hebrew, Russian

**HOBBIES:** Chess. Chess Master, played professionally 1964-1982  
Soccer. Played in amateur teams