

ANDREW D. BRADT

University of California, Berkeley School of Law (Boalt Hall)
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ACADEMIC APPOINTMENTS

UNIVERSITY OF CALIFORNIA, BERKELEY SCHOOL OF LAW July 2012-present
Assistant Professor of Law
Courses: Civil Procedure, Conflict of Laws, Remedies
Service: Admissions Committee (2017-present)
Curriculum Committee (2017-present)
Judicial Clerkships Committee, 2012-2017 (co-chair, 2013-2017)
Faculty Workshop Committee, 2015-2016 (co-chair)
Academic Placement Committee, 2013-2015
Faculty Advisor, American Constitution Society (2013-present)
Secretary, Litigation Section, Association of American Law Schools
Member, Academic Advisory Board, Supreme Court Fellows Program

HARVARD LAW SCHOOL 2010-2012
Climenko Fellow and Lecturer on Law
Course: Legal Research & Writing

EDUCATION

HARVARD LAW SCHOOL, J.D., *magna cum laude* June 2005
Joseph H. Beale Prize for highest grade in Conflict of Laws, 2004-2005
Research Assistant, Prof. Stephen B. Burbank, University of Pennsylvania Law School
Research Assistant, Prof. Charles R. Nesson, Harvard Law School

HARVARD UNIVERSITY, A.B. in Social Studies, *summa cum laude* June 2002
Awards: Phi Beta Kappa, Detur Book Prize, John Harvard Scholarship

PUBLICATIONS

BOOKS

PLEADING AND PROCEDURE: CASES AND MATERIALS (11th ed. 2015, Foundation Press) (with Geoffrey C. Hazard, Jr., William A. Fletcher, and Stephen McG. Bundy).

PUBLISHED ARTICLES & ESSAYS

Aggregation on Defendants' Terms: Bristol-Myers Squibb and the Federalization of Mass-Tort Litigation, 59 B.C. L. REV. 1251 (2018) (with D. Theodore Rave).

The Long Arm of Multidistrict Litigation, 59 WM. & MARY L. REV. 1166 (2018).

MDL v. Trump: The Puzzle of Public-Law MDLs, 112 NW. U. L. REV. 905 (2018) (with Zachary D. Clopton)

The Information-Forcing Role of the Judge in Multidistrict Litigation, 105 CAL. L. REV. 1259 (2017) (with D. Theodore Rave).

Something Less and Something More: MDL's Roots as a Class Action Alternative, 165 U. PA. L. REV. 1711 (2017) (invited contribution to Symposium on the fiftieth anniversary of the 1966 amendments to Rule 23).

"A Radical Proposal": The Multidistrict Litigation Act of 1968, 165 U. PA. L. REV. 831 (2017).

Herma Hill Kay and the Conflict of Laws: A Tribute, 104 CAL. L. REV. 579 (2016) (invited contribution to festschrift).

Resolving Intrastate Conflicts of Laws: The Example of the Federal Arbitration Act, 92 WASH. U. L. REV. 603 (2015).

Atlantic Marine and Choice-of-Law Federalism, 65 HASTINGS L.J. 617 (2015) (invited contribution to Symposium on *Atlantic Marine v. U.S. District Court*).

The Shortest Distance: Direct Filing and Choice of Law in Multidistrict Litigation, 88 NOTRE DAME L. REV. 759 (2012).

Grable on the Ground: Mitigating Unchecked Jurisdictional Discretion, 44 U.C. DAVIS L. REV. 1153 (2011).

Much to Gain and Nothing to Lose: Implications of the History of the Declaratory Judgment for the (b)(2) Class Action, 58 ARK. L. REV. 767 (2006).

JUDICIAL CLERKSHIPS

HON. ROBERT A. KATZMANN , New York, NY U.S. Court of Appeals for the Second Circuit	2007-2008
HON. PATTI B. SARIS , Boston, MA U.S. District Court for the District of Massachusetts	2005-2006

PRACTICE EXPERIENCE

JONES DAY , New York, NY <i>Associate, Issues & Appeals Group</i>	2008-2010
ROPES & GRAY , Boston, MA <i>Litigation Associate</i> <i>Summer Associate</i>	2006-2007 Summer 2004

BAR ADMISSIONS

New York (admitted 2007); Massachusetts (admitted 2007); U.S. Court of Appeals for the Ninth Circuit; U.S District Courts for the District of Massachusetts and the Eastern and Southern Districts of New York.

AMICUS BRIEFS

Brief by Civil Procedure Professors in Support of Respondents, *Bristol-Myers Squibb v. Superior Court of California*, U.S. Supreme Court, No. 16-466 (2017) (with Pamela K. Bookman, Zachary D. Clopton, Maggie Gardner, and D. Theodore Rave) (cited in dissent by Justice Sotomayor, 137 S. Ct. 1773, 1788 n. 3).

Letter in Support of Petition for Review, *Chen v. L.A. Truck Centers, LLC*, California Supreme Court, No. S240245 (2017) (review subsequently granted).

SELECTED PRESENTATIONS

“The Looming Battle for the Soul of MDL,” Fordham Law Review Symposium, “Civil Justice Reform in the Trump Era,” New York, NY, Feb. 2018.

“Aggregation on Defendants’ Terms: *Bristol-Myers Squibb* and the Federalization of Mass-Tort Litigation,” AALS Annual Meeting, Conflict of Laws Section, San Diego, CA, Jan 2018; Bay Area Civil Procedure Forum, UC-Hastings College of the Law, San Francisco, CA, Oct. 2017; Berkeley Law Faculty Workshop, Sept. 2017.

“MDL v. Trump,” Joint Workshop with Seoul National University Law School, Berkeley, CA, Aug. 2017.

Presentation on recent Supreme Court decisions on personal jurisdiction, Berkeley Law Summer Faculty Workshop, June 2017.

“The Long Arm of Multidistrict Litigation,” UCLA Law School Faculty Workshop, April 2017.

“The Information-Forcing Role of the Judge in Multidistrict Litigation,” presented at Junior Federal Courts Scholars Workshop, Emory Law School, Atlanta, GA, April 2017; University of Houston Public Law Colloquium, Feb. 2017; University of Arizona Law School Faculty Workshop, Tucson, AZ, Jan. 2017; Civil Procedure Workshop, Seattle, WA, July 2016; Law & Society Conference, New Orleans, LA, June 2016.

“The Stickiness of the MDL Statute,” presented at American Association of Law Schools Litigation Section Annual Meeting, San Francisco, CA, Jan. 2017.

“MDL as a Class Action Alternative,” presented at the University of Pennsylvania Law Review Symposium, Philadelphia, PA, November 2016.

“The Multidistrict Litigation Act of 1968,” presented at American Society for Legal History Conference, Toronto, ON, Oct. 2016; Faculty Workshop, University of California-Irvine School of Law, Irvine, CA, Jan. 2016; Junior Federal Courts Scholars Workshop, Irvine, CA, Sept. 2015; First Annual Civil Procedure Conference, University of Washington, Seattle, WA, July 2015; Berkeley Law Faculty Workshop, Berkeley, CA, July 2015.

Discussant for Daniel & Lisa Klerman, “Inside the Caucus: An Empirical Analysis of Mediation from Within,” Ninth Conference on Empirical Legal Studies, UC-Berkeley School of Law, Berkeley, CA, Nov. 2014.

“Declaratory Relief and Full Faith and Credit,” Bay Area Civil Procedure Forum, UC-Hastings College of the Law, San Francisco, CA, Oct. 2014.

“When States Don’t Blink: Declaratory Judgments and Full Faith and Credit,” Seventh Annual Junior Faculty Federal Courts Workshop, University of Georgia School of Law, Athens, GA, Oct. 2014.

“*Atlantic Marine* and Choice-of-Law Federalism,” Symposium on Forum Selection after *Atlantic Marine*, UC-Hastings College of the Law, San Francisco, CA, Sept. 2014.

“Recent Developments in Civil Procedure,” Berkeley Law Faculty Workshop, Berkeley, CA, June 2014.

“Intrastate Conflicts and the Federal Arbitration Act,” Junior Faculty Federal Courts Workshop, Brooklyn Law School, New York, NY, Oct. 2013.

“Multidistrict Litigation and Choice of Law,” University of Pennsylvania School of Law Complex Litigation Seminar, Philadelphia, PA, Nov. 2012; New England Junior Scholars’ Conference, Boston College Law School, Boston, MA, Mar. 2011.

“The Shortest Distance: Direct Filing and Choice of Law in Multidistrict Litigation,” presented at law-school-faculty workshops held by Harvard Law School, Drexel University, Syracuse University, Temple University, Tulane University, University of Alabama, University of California-Berkeley, University of California-Davis, University of Oklahoma, University of Washington, and the University of Wisconsin, Sept.-Dec. 2011.