

LUKE BIERMAN
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518-956-1117 (Cell)

EMPLOYMENT

Northeastern University School of Law, Boston, MA

Associate Dean for Experiential Education and Distinguished Professor of Practice of Law, 2011-date

- * coordinate curriculum for co-op program, clinic and 1L writing/skills/social justice courses
- * supervise staff responsible for program on experiential education
- * assist Dean in all facets of Law School governance, budget, personnel, communications, and development: raised > \$1 million to date
- * Principal Researcher, Outcome Assessment Project
- * Founding Director, Legal Innovation Lab
- * teach Ethics, Pathway to Practice, Legal Skills in Social Context, other subjects as needed

Office of New York State Comptroller, Albany and New York City, NY

General Counsel, 2007-2010

- * provided legal counsel to New York State Comptroller and all Agency staff and units
- * managed legal services staff of 85 with 55 lawyers plus 25 retained outside law firms for securities litigation and transactional matters
- * oversaw full range of legal issues affecting investment of \$130 billion state pension fund, oversight of \$130 billion state budget, audits of public sector and 2,500 person staff
- * devised, implemented and supervised Comptroller's initiatives in ethics and law and policy
- * Board of Directors (cochair, Policy Committee), Council of Institutional Investors, 2009-2011

Albany Law School, Albany, NY

Fellow in Government Law and Policy, Government Law Center, 2006-2007

- * provided counsel and developed programmatic initiatives in law and policy

North Carolina State University, Institute for Emerging Issues, Raleigh NC

Executive Director and Associate Professor of Political Science, 2004-2006

- * managed all aspects of university institute translating research into innovative public policy, including fundraising, program and policy, budget, personnel, strategic communications, and governance, plus \$12 million development campaign
- * convened business, government and higher education leaders to develop policy agenda for research, debate, consensus and action
- * spokesperson in public and private media
- * taught public law and public policy courses in Political Science Department

American Bar Association, Chicago IL

Director, Justice Center, 2000-2004

- * managed ABA initiatives for judicial system reform and organizational outreach
- * raised \$2.5 million in grants and private contributions for programmatic activities
- * supervised up to 20 staff with \$3 million budget

Assistant to President, 1998-2000, 2001-2002

- * counsellor to ABA officers on strategic policy, programs, and communications
- * principal speechwriter and grant writer for ABA officers

Director, Judicial Division, 1996-1998

EMPLOYMENT (con't)

The Richard Stockton College of New Jersey, Political Science Program, Pomona NJ

Visiting Specialist in Constitutional Law and Civil Liberties with rank of Associate Professor, teaching Constitutional Law, Civil Liberties, Administrative Law, Supreme Court, Law and Legal Process, Law and Film: 1994 - 1996

New York Supreme Court, Appellate Division, Third Department, Albany NY

Chief Attorney, 1990-1994

Law Clerk to Presiding Justice A. Franklin Mahoney, 1988-1990

Law Clerk to Associate Justice Robert G. Main, 1983-1985

Law Research Assistant, 1982-1983

Connecticut General Assembly, Office of Legislative Research, Hartford CT

Research Attorney to Judiciary Committee, 1987-1988

Fitzpatrick, Trombley, Owens & Lahtinen, P.C., Plattsburgh NY: Associate, 1985-1987

EDUCATION

State University of New York at Albany: Ph.D., 1994, M.A., 1991, in Political Science

Dissertation: "Institutional Identity and the Limits of Institutional Reform: The New York Court of Appeals in the Judicial Process"

Marshall-Wythe School of Law of the College of William and Mary: J.D., 1982

Member, William and Mary Law Review

Colgate University: B.A. in Social Sciences - American Political History, 1979

Magna Cum Laude; High Honors in Concentration; Member, Phi Beta Kappa

ADJUNCT TEACHING

Albany Law School, Albany NY, 2007-2010, Federal Practice, Government Ethics, Current Issues in State Law

Northwestern University School of Law, Chicago IL, 1997-2000, State Constitutional Law

Trinity College, Graduate Program - Public Policy, Hartford CT, 1995, Law and Regulation

University at Albany, Department of Political Science, Albany NY, 1994, US Supreme Court

PROFESSIONAL CONSULTING

Cohen, Milstein, Sellers and Toll, Washington, DC and New York City, NY, 2011-date

Of counsel to prominent civil rights and securities fraud class action law firm

American Bar Association, Chicago, IL, 2004-2007

Strategic planning, judicial reform initiatives

Camoin Associates, Saratoga Springs and New York City, NY, 2006-2007

Economic development projects

Joyce Foundation and Justice at Stake Campaign, Chicago, IL/Washington, DC, 2006-2007

Facilitation of collaborative judicial reform initiatives in Midwestern states

Kettering Foundation, Dayton, OH, 2006-2007

Civic engagement initiatives for professionals in US and abroad

PUBLICATIONS AND EDITORSHIPS

Member, Board of Editors and Associate Editor, Justice System Journal, 1992-1994, 2004-2007

Senior Consulting Editor, State Constitutional Commentary - Albany Law Review, 1995-date

"Let the Great Law School Differentiation Begin," New York Law Journal, September 2012

PUBLICATIONS AND EDITORSHIPS (con't)

“Experiential Legal Education,” *National Law Journal*, June 4, 2012

“Pathway to Practice,” 18 *The Law Teacher* 1 (2011) @
<http://lawteaching.org/lawteacher/2011fall/lawteacher2011fall.pdf>

“Looking Ahead Retrospectively: What We Can Learn About Justice System Reform from the Pound Centennial,” *Hamline Law Review Symposium*, http://www.hamline.edu/law/journals/law_review/bierman.html

“The Administration of Justice a Century After Roscoe Pound: Future Directions and Emerging Trends,” 48 *South Texas Law Review* 1051 (2007)

“Help Wanted: Is there a better way to select judges?” 34 *Fordham Urban Law Review* 511 (2007)

“Justice System Needs Shake Up,” *Omaha World Herald*, August 31, 2006

“The Judiciary is Different,” League of Women Voters of the US monthly newsletter, April, 2006, reprinted in *State and Local Government 2006-2007*, Congressional Quarterly Press (2007)

“Tar Heels, we are a-changing,” *The Herald Sun*, Durham, NC, April 29, 2006, with Bryce Ball

“Three Views of Intermediate Appellate Courts – Introduction,” 26 *Justice System Journal* 91 (2005)

Contributor of entries: “Charles Evans Hughes,” “John Jay,” “Supreme Court Justices – number,” and “writ of certiorari” in “The Encyclopedia of the Supreme Court” (Facts on File, 2005)

“The Judiciary as a ‘Republican’ Institution,” 39 *Willamette Law Review* 1385 (2003)

Review of “The Oxford Companion to American Law,” 12 *Law and Politics Book Review* 10 (2002)

“Beyond Merit Selection,” 29 *Fordham Urban Law Journal* 101 (2002)

“Common Law, Common Values, Common Rights: Essays on Our Common Heritage by Distinguished British and American Authors,” Staff Editor, West Group and American Bar Association (2000)

“Preserving Power in Picking Judges: Merit Selection for the New York Court of Appeals,” 60 *Albany Law Review* 339 (1996)

“Epilogue: The New York Court of Appeals - Independent and Accountable,” 59 *Albany Law Review* (1996)

“Horizontal Pressures and Vertical Tensions: State Constitutional Discordancy at the New York Court of Appeals,” 12 *Touro Law Review* 633 (1996)

“The Dynamics of State Constitutional Decision Making,” 68 *Temple Law Review* 1403 (1995)

“Paths to the Bench: Judicial Selection on the New York Court of Appeals,” 4 *State Constitutional Commentaries & Notes* 1 (1994)

“When Less is More: Changes to the NY Court of Appeals' Civil Jurisdiction,” 12 *Pace Law Review* 61 (1992)

“Are 5 Heads Better Than 3? A Case For 3 Judge Panels for the New York Supreme Court, Appellate Division,” 56 *Albany Law Review* 147 (1992)

PROFESSIONAL AND COMMUNITY ACTIVITIES

Member, Advisory Board, Educating Tomorrow's Lawyers, 2012 - date

Member, Massachusetts Supreme Judicial Court Working Group on Professionalism, 2011- 2012

Member, Massachusetts Supreme Judicial Court Task Force on Code of Judicial Conduct, 2012-date

Member, Task Force on Town and Village Courts, Association of the Bar of the City of New York, 2006-2007

Lecturer to Foreign Judges, Lawyers and Court Personnel, 1996 – 2004

Media resource and commentator and analyst on courts, law and public policy, 1994 - date

The New York Times, Washington Post, National Law Journal, Albany Times-Union, New York Law Journal, National Public Radio, Raleigh News & Observer, WRAL-TV, UNC-TV, various radio

Member, Board of Directors, Justice at Stake Campaign, Inc., 2005 - 2007

Member, Board of Directors, Illinois Campaign for Political Reform, 2002 - 2005

Member, Board of Directors, American Judicature Society, 2000-2002

Project Director: American Bar Association projects funded by Joyce Foundation, Deer Creek Foundation, and Open Society Institute, 1997 - 2004

Miscellaneous appearances during annual Emerging Issues Forum, 2005- 2006

Various presentations, North Carolina General Assembly Committees, 2004-2006

Speaker, "The Pedagogy of the Iterative Experience in the Law School Curriculum," Institute for Law Teaching and Learning, June 2012

Moderator, "Experiential Education: Everything Old is New Again," Pre-Law Advisers National Conference, June 2012

Speaker, "Public Interest Law," Law School Podcaster, June 2012

Moderator, "Corporate Governance Roundtable," Active Passive Investor Summit, April 2012

Panelist, "Corporate Governance, Due Diligence and Securities Litigation," Public Funds Summit, March 2012

Panelist, "Legal Developments," Public Funds Summit, January 2012

Speaker, "A Question of Integrity: Politics, Ethics and the Supreme Court," Alliance for Justice film screening, December 2011

Panelist, "Innovations," Institute on Legal Writing, December 2011

Panelist, "Dodd-Frank: Panacea or Poison?" American Bar Association Annual Meeting, August 2011

Panelist, "What Morrison Means," National Summit on the Future of Fiduciary Responsibility, June 2011

Panelist, "Fiduciary Update – Scandals," Stanford Law School Fiduciary College, March 2011

Panelist, "The Rights and Responsibilities of Institutional Investors," Institutional Investor Conference, March 2011

Speaker, "SEC Pay to Play Reforms," American Bar Association Business Law Section Fall Meeting, November, 2010

Panelist, "Access to Justice: Morrison v. National Australia Bank," American Constitution Society, October 2010

Keynote, "Politics and the Market: How Policy Affects Investment Decisions," De-Risking Strategies for Pension Funds, Foundations and Endowments, International Quality and Productivity Center, October 2010

PROFESSIONAL AND COMMUNITY ACTIVITIES (cont'd)

Panelist, "Challenges Facing Public Pension Funds," Governance for Owners Conference, October 2010

Speaker, "Public Pension Reform in a Time of Turmoil," Emerging Issues Forum, Massachusetts Public Employee Retirement Administration Commission, September 2010

Moderator, "Fiduciary Duty," Council of Institutional Investors Annual Meeting, September 2010

Speaker, "Morrison v. National Australia Bank: Implications for Investors," Council of Institutional Investors teleconference, August 2010

Panelist, "Regulation of Placement Agents for Public Pension Funds," National Association of Pension Plan Attorneys, June 2010

Panelist, "The Public Authorities Reform Act of 2009," Albany Law School, April 2010

Panelist, "The SEC's Investor Protection Mission," DC Bar Association, April 2010

Speaker, "Dealing With Placement Agents," Stanford Law School Fiduciary College, March 2010

Panelist, "Credit Rating Agencies' Liability," DC Bar Association, February 2010

Speaker, "Evolving Fiduciary Obligations of Pension Plans," Institutional Investor Conference, February 2010

Speaker, "Updates on Pension Fund Reform in New York State – Views from the General Counsel," National Association of Pension Plan Attorneys, June 2009

Panelist, "The Proposed Legislation to Amend the Public Authorities Law," Albany Law School Government Law Center, June 2009

Speaker, "Updates on Pension Fund Reform in New York State – Views from the General Counsel," National Association of Pension Plan Attorneys, June 2009

Panelist, "The Proposed Legislation to Amend the Public Authorities Law," Albany Law School Government Law Center, June 2009

Panelist, "Governance Changes as Part of Class Action Settlements," Institutional Investor Educational Foundation's Global Shareholder Activism Conference, December, 2008

Moderator, Panels on Pension Plan Fiduciary Responsibility, Governance, and Ethics, U.S. Pensions Summit, October 2008

Keynote Speaker, Jefferson B. Fordham Awards Luncheon, Annual Meeting of ABA Section of State and Local Government Law, August 2008

Panelist, "Government Consolidation: Is the State Finally Ready?" New York State Legislature and Albany Law School, April 2008

Panelist, "Governance and Pension Plans," U.S. Pensions Summit, April 2008

Panelist, "Fiduciary and Accounting Responsibilities in Non Profit Management," New York State Bar Association, November 2007

Panelist, "Governance - Best Practices for Fiduciary," U.S. Pensions Summit, September 2007

PROFESSIONAL AND COMMUNITY ACTIVITIES (cont'd)

Presenter, "A 21st Century Vision for Law as a Profession: 100 Years After Roscoe Pound's Call for Change in the Administration of Justice," Hamline Law School, April 2007

Warren Anderson Lecture, "Rethinking Judicial Reform: Judges are Different," New York State Legislature and Albany Law School, February 2007

Witness, New York State Assembly Judiciary Committee, Hearing on Compliance with Lopez Torres v. New York State Board of Elections, 462 F.3d 161 (2d Cir. 2006), December 2006

Presenter, "Roscoe Pound Centennial Symposium," South Texas College of Law, November 2006

Moderator, "Judicial Independence in the 21st Century," Harvard Law School, September 2006

Panelist, "Roscoe Pound Roundtable Discussions," Conference of Chief Justices Annual Meeting, August 2006

Panelist, "A Centennial for Roscoe Pound," American Bar Association Annual Meeting, August 2006

Keynote, "Exploring Upstate Cities: A Dialogue in Practice and Theory," Colgate University, April 2006

Panelist, "Rethinking Judicial Selection," Fordham Law School, April 2006

Moderator, "Addressing Diabesity: The Role of Business in Confronting an Epidemic," Duke University Fuqua School of Business, March 2006

Panelist, "Preserving Public Confidence in a Fair and Impartial Court System," Indiana Judicial Center, December 2005

Lecturer, "Transitions in American Society and Effects on the Judicial Process," Justice at Stake Campaign Annual Workshop, July 2005

Panelist, "Critical Issues and Policy Making in NC," Institute of Political Leadership, May 2005

Moderator, Roundtable on Specialized Law Related Journals, Midwest Political Science Association, April 2005

Panelist, "Judicial Selection and Reproductive Rights," Harvard Law School, April 2004

Keynote Speaker, Convocation Series, "The Shape of Our Democracy," Augustana College, April 2004

Presenter, "Judicial Selection and the Guarantee Clause: Are Judicial Elections republican?" Western Political Science Association, March 2004

Witness, New York State Commission to Promote Public Confidence in Judicial Elections, Public Hearing, September 2003

Panelist, "Symposium on Selection of State Appellate Judges," Willamette Law School, February 2003

Guest Speaker, "Judicial Elections May Stink but are they Unconstitutional?" Glenview (IL) League of Women Voters Annual Meeting, December 2002

Panelist, "Political Scientists as Experts on the Law: When Journalists Come Calling," American Bar Foundation, April 2002

PROFESSIONAL AND COMMUNITY ACTIVITIES (cont'd)

Presenter, "2002 Judicial Elections: What Bar Associations Can Do," National Association of Bar Executives Media Section, January 2002

Presenter, "Judicial Campaign Financing," Illinois Campaign for Political Reform Meeting, April 2001

Panelist, "Judicial Ethics and Independence," National Association of Administrative Law Judges Annual Conference, October 2000

Faculty, National Symposium on the Future of Judicial Branch Education, "From the Evolution to the Revolution of the Courts," October 1999

Panelist, "Is it a Role of the Courts to Help the Public Understand and Value the Independent Judicial System?" Third Circuit Judicial Conference, October 1999

Participant, Citizens for Independent Courts, Working Groups on the Judiciary, September 1998 - 1999

Guest Speaker, "Judges in the Political Process", Glenview IL League of Women Voters, April 1998

Keynote Speaker, Criminal Justice and Pre-Law Society Annual Dinner, Richard Stockton College of New Jersey, April 1996

Panelist, "State Constitutional Adjudication," Albany Law School, March 1996

Organizer and Panelist, "The State of State Courts Near Century's End," American Political Science Association Meeting, September 1995

Organizer and Moderator, "O.J. Simpson Before the Law," The Richard Stockton College of New Jersey, February 1995

Panelist, "Roundtable: Appellate Court Workloads," New York State Political Science Association Meeting, April 1994

Panelist, "A Research Agenda for Judicial Administration," American Political Science Association Meeting, September 1993

"Paths to the Bench: Judicial Selection on the New York Court of Appeals," presented at American Political Science Association Meeting, September 1993

Panelist, "Beyond the Wachtler Court," Albany Law School, June 1993

Participant, Graduate Student Workshop, Law and Society Association Meeting, May 1992

"When Less is More: Changes to the New York Court of Appeals' Civil Jurisdiction," presented at New York State Political Science Association Meeting, April 1991

HONORS, AWARDS AND FELLOWSHIPS

Research and Professional Development Grant, Richard Stockton College, 1995
Unger Memorial Prize for Best Student Article, SUNY at Albany, Department of Political Science, 1993
Judicial Fellows Program, U.S. Supreme Court, Finalist, 1993
Am Jur Book Award in Contracts I, Marshall-Wythe School of Law
1981 I'Anson Essay Contest, National Center for State Courts, First Prize

ADMITTED TO PRACTICE

New York State
U.S. District Court for Northern District of New York
Supreme Court of the United States

PROFESSIONAL AFFILIATIONS

American Law Institute (elected member)
American Bar Association
New York State Bar Association Committee on Attorneys in Public Service, 2007-2010