

**ALEXANDRA D. LAHAV**  
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### **ACADEMIC POSITIONS**

**UNIVERSITY OF CONNECTICUT SCHOOL OF LAW**, Hartford, CT 2004 - present  
*Associate Professor of Law*

Courses taught include Civil Procedure, Class Actions, Complex Litigation, Wal-Mart, Ethics, Legal Profession.

**TEL AVIV UNIVERSITY**, Tel Aviv, Israel May - June 2007  
*Visiting Professor of Law*

Co-taught course "The Constitution of the United States: What does it promise; how is it litigated?"

**STANFORD LAW SCHOOL**, Stanford, CA 2002 - 2004  
*Lecturer and Teaching Fellow*

### **ACADEMIC HONORS**

Human Rights Institute Fellowship, University of Connecticut Spring 2009

### **EDUCATION**

**HARVARD LAW SCHOOL**, Cambridge, MA J.D. *magna cum laude*, June 1998

**BROWN UNIVERSITY**, Providence, RI B.A. *with Honors in History*, 1993

### **PROFESSIONAL EXPERIENCE**

**EMERY CUTI BRINCKERHOFF & ABADY PC**, New York, NY 1999 - 2002  
*Associate*

- One of seven attorneys at general litigation firm specializing in police misconduct, First Amendment retaliation and voting rights. Other areas of practice include class actions, commercial litigation, intellectual property and internet law.
- Experience with all aspects of civil litigation, including drafting complaints, taking and defending depositions, motion practice and trial practice.
- Assisted in the administration of the largest civil rights class action settlement in New York history.

**JUSTICE ALAN HANDLER**, New Jersey Supreme Court 1998 - 1999  
*Law Clerk*

## **PUBLICATIONS**

### **Articles**

*Recovering the Social Value of Jurisdictional Redundancy*, Symposium Issue, 82 TULANE L. REV. \_\_ (forthcoming 2008) (proposing that the values of polycentrism, in particular its ability to encourage institutional conflict and plural conceptions of the good, should influence reforms of our judicial system.).

*Bellwether Trials*, 76 GEO. WASH. L. REV. 576 (2008) (arguing that bellwether trials allow courts to re-envision the trial as a democratic enterprise rather than a purely atomistic one and that this democratic participation provides a justification for group typical justice).

*The Law and Large Numbers: Preserving Adjudication in Complex Litigation*, 59 FLA. L. REV. 383 (2007) (describing how courts have transferred the power to regulate tortfeasors to private parties, situating this development in the history of resistance to bureaucracy in American government, and arguing that courts should take an active role in administering solutions to mass tort litigation).

*Fundamental Principles for Class Action Governance*, 37 IND. L. REV. 65 (2003) (proposing four fundamental principles for class action governance: mandatory disclosure, an actively adversarial process, expertise of decision-makers and agents, and independent decision-making) (cited in *Freeport Partners, L.L.C. v. Allbritton*, 2006 WL 627140 (D.D.C. March 13, 2006) and *In re Relafen Antitrust Litigation*, 231 F.R.D. 52 (D. Mass. 2005)).

*Recent Publication: The Strange Career of Legal Liberalism*, 32 HARV. C.R.-C.L. L. REV. 565 (1997).

### **Book Chapters**

*The Uses of History in THE OXFORD ENCYCLOPEDIA OF LEGAL HISTORY* (forthcoming 2009).

*Absence Makes the Heart Grow Fonder: Dead Souls, Phantom Clients and the Modern Class Action in 40 STUDIES IN LAW, POLITICS AND SOCIETY* 340 (Austin Sarat ed., 2007) (arguing that the client in the class action is a phantom and drawing a literary analogy to Gogol's *Dead Souls*).

*Comment on State, Religion, and Personal Law in Israel in INTERNATIONAL HUMAN RIGHTS IN CONTEXT* 495-97 (Henry J. Steiner & Philip Alston, eds. 2000).

### **Work in Progress**

*Facing Procedural Injustice*. This work in progress presents the moral dilemma of lawyers asked to participate in unfair hearings with particular focus on the lawyers defending detainees before Military Commission proceedings held in Guantanamo Bay, Cuba. If they participate, these lawyers may be complicit in making a rigged system appear adversarial and fair. If they refuse, they leave their potential clients without recourse. The paper develops four categories of choices available to defense counsel: boycott, conscientious objection, resistance, and bearing witness. It analyzes each of these choices using examples drawn from the experiences with respect to the Military Tribunals in Guantanamo so far, with reference to a few other historical examples.

## **PRESENTATIONS**

Panel chair/presenter, *A Place Beyond Law: Advocacy before the Military Commissions in Guantanamo Bay, Cuba*, Law & Society Annual Meeting, Montreal, Canada, May 29, 2008.

Keynote speaker, University of Connecticut Women's Law Student Association Spring Luncheon, April 10, 2008.

*Bellwether Trials*, Benjamin N. Cardozo School of Law, NY, March 19, 2008

*Bellwether Trials*, St. John's School of Law, Queens, NY, March 10, 2008.

*Recovering the Social Value of Jurisdictional Redundancy*, Tulane Law Review Symposium: The Problem of Multidistrict Litigation, New Orleans, LA, February 16, 2008.

*Bellwether Trials*, Washington University School of Law – St. Louis, MO, October 22, 2007.

*Bellwether Trials*, Tel Aviv University, Tel Aviv, Israel, May 10, 2007.

*Wal-Mart: Inter-doctrinal and Interdisciplinary Approaches to Law*, Association of American Law Schools, Open Source Panel, Washington, DC, January 5, 2007 (developed panel chosen by competition).

*The Phantom Client*, Association of American Law Schools, Professional Responsibility Section Panel, Washington, DC, January 6, 2007.

*Absence Makes the Heart Grow Fonder: Dead Souls, Phantom Clients and the Modern Class Action*, Eastman Lecture, Department of Law, Jurisprudence and Social Thought, Amherst College, Amherst, MA, April 17, 2006.

Invited Participant, *Governance by Design: Cost, Effectiveness and Democratic Norms*, Harvard Law School, Cambridge, MA, March 25, 2005.

*Historicism in Judicial Opinions*, Law Culture and Humanities Conference, New York, NY, 2003.

## **BAR MEMBERSHIP**

*Admitted to practice in New York, Massachusetts (inactive), Southern and Eastern Districts of New York*