The Fordham Law Review and the Conflict Resolution and ADR Program and the National Center for Access to Justice present

Achieving Access to Justice Through ADR: Fact or Fiction?

Friday, November 1, 2019
8:30 – 9 a.m. check-in
9 a.m. – 5 p.m. program
Costantino Room | Fordham Law School

This program is presented in conjunction with the Conflict Resolution and ADR Program and the National Center for Access to Justice

CONFLICT RESOLUTION & ADR PROGRAM

National Center for Access to Justice
AT FORDHAM LAW SCHOOL
ABOUT THE SYMPOSIUM

ADR is enthusiastically promoted as a vehicle for providing access to justice. For parties, there are promises of autonomy, self-determination, and empowerment. For courts, there is the attraction of procedural and administrative reforms and greater efficiencies. This symposium will offer a critical analysis of ADR’s access to justice claims and consider whether these claims should be more modest. An outstanding group of scholars will address this issue in a number of contexts, including procedural and substantive justice, arbitration, mediation, online dispute resolution, and international, comparative, and cross-cultural perspectives.

ABOUT THE FORDHAM LAW REVIEW

The Fordham Law Review is a scholarly journal serving the legal profession and the public by discussing current legal issues. Approximately 75 articles, written by students or submitted by outside authors, are published each year. Each volume comprises six books, three each semester, often totaling over 3,000 pages. The Law Review publishes several symposia within each volume, in addition to the Robert L. Levine Distinguished Lecture Series, the Philip D. Reed Lecture Series, and an annual legal ethics colloquium. Papers from this symposium will be published by the Fordham Law Review in spring 2020.

In the United States, the Fordham Law Review is the fourth most cited law review in other legal journals and the seventh most cited law review in judicial decisions, according to a recent study by Washington and Lee University. Managed by a board of twenty student editors, the Law Review is both a working journal and an honor society.

For more information, please visit:
www.fordhamlawreview.org
Program

8:30 – 9 a.m.
Registration

9 – 9:15 a.m.
Welcome Remarks
Matthew Diller, J.D.
Dean and Paul Fuller Professor of Law,
Fordham University School of Law
Jacqueline Nolan-Haley, J.D., LL.M.
Professor of Law, Fordham University School of Law

9:15 – 10:45 a.m.
Panel I - Perspectives on Justice
(1.5 professional practice CLE credit)
Ellen E. Deason, M.S., J.D.
Professor of Law, Ohio State University Moritz College of Law
Hon. Wayne D. Brazil (Ret.), J.D., Ph.D.
JAMS Mediator and Arbitrator
Julie Macfarlane, LL.M., Ph.D.
Professor of Law, University of Windsor Faculty of Law
Michael Z. Green, J.D., LL.M.
Director, Workplace Law Program,
Professor of Law, Texas A&M University School of Law
Moderator: David Udell, J.D.
Founder and Executive Director of the National Center for Access to Justice, Fordham University School of Law

10:45 – 11 a.m.
Break

11 a.m. – 12:30 p.m.
Panel II - Mediation, Arbitration, Transparency, and Diversity
(1.5 professional practice CLE credit)
Benjamin G. Davis, J.D.
Professor of Law, University of Toledo College of Law
Lydia Nussbaum, J.D.
Director, Saltman Center for Conflict Resolution,
Professor of Law, William S. Boyd School of Law at UNLV
Ellen Waldman, J.D., LL.M.
Professor of Law, Thomas Jefferson School of Law
Nancy A. Welsh, J.D.
Director, Aggie Dispute Resolution Program,
Professor of Law, Texas A&M University School of Law
Moderator: Lela P. Love, J.D.
Director, Kukin Program for Conflict Resolution,
Professor of Law, Benjamin N. Cardozo School of Law

12:30 – 1:30 p.m.
Lunch

1:30 – 3 p.m.
Panel III - Online Dispute Resolution, Mediation, Arbitration, and Pop Culture
(1.5 professional practice CLE credit)
Jennifer Reynolds, J.D.
Faculty Director, ADR Center,
Associate Professor of Law, University of Oregon School of Law
Kristen Blankley, J.D.
Professor of Law, Nebraska College of Law
Amy J. Schmitz, J.D.
Elwood L. Thomas Missouri Endowed Professor of Law,
University of Missouri School of Law
Jill I. Gross, J.D.
Associate Dean for Academic Affairs,
Professor of Law, Elisabeth Haub School of Law at Pace University
Moderator: Paul Radvany, J.D.
Clinical Professor of Law, Fordham University School of Law

3 – 3:15 p.m.
Break

3:15 – 4:45 p.m.
Panel IV - Mass Settlements, Restorative Justice, and Cross-Cultural Perspectives
(1.5 professional practice CLE credit)
Howard M. Erichson, J.D.
Professor of Law, Fordham University School of Law
Sukhsimranjit Singh, LL.M.
Managing Director, Straus Institute,
Director of LL.M. Program, Assistant Professor of Law and Practice, Pepperdine School of Law
Mariana H.C. Gonstead, J.D., LL.M.
IDRR Network Executive Director,
Deputy to the Dean for International Legal Studies,
Professor of Law, University of St. Thomas School of Law
Bruce Green, J.D.
Louis Stein Chair of Law, Fordham University School of Law
Moderator: Harold I. Abramson, J.D., LL.M.
Professor of Law, Touro Law School

4:45 – 5 p.m.
Closing Remarks
Participants

**Harold I. Abramson, J.D., LL.M.**  
Professor of Law, Touro Law School

Professor Hal Abramson, Touro Law Center, has been deeply involved in the development and practice of domestic and international dispute resolution for more than 25 years. He contributes as a teacher, trainer, author, and participant on professional committees and serves actively as a mediator and facilitator. He also has taught or trained on dispute resolution in 19 countries on six continents. He is an award-winning author with two of his numerous publications receiving international awards from the CPR Institute for Conflict Resolution.

While at Touro, he visited full-time at Cardozo Law School in NYC and UNLV Law School in Las Vegas. He also visited for a year as a Distinguished Visiting Professor at the U.S. Air Force Academy where he assisted in building their negotiation program, including teaching negotiations and training negotiation teachers.

Professor Abramson has been selected for the International Who’s Who of Commercial Mediation since its inaugural year and served as the first Scholar-in-Residence for the International Academy of Mediators. His most recent project involved the new Singapore Mediation Convention. He served as an expert advisor to UNCITRAL when Working Group II drafted the Convention, participated in the drafting sessions, and co-chaired the first symposium on the Convention and edited a book on the Convention that will be out soon. For his contributions to the field of dispute resolution, Professor Abramson received the 2013 Peace Builder Award from the NYS Dispute Resolution Association.

**Kristen Blankley, J.D.**  
Professor of Law, Nebraska College of Law

Kristen Blankley is a Professor of Law and Director of the Robert J. Kutak Center for the Teaching and Study of Applied Ethics at University of Nebraska College of Law. Professor Blankley teaches and writes in the areas of alternative dispute resolution and ethics. Professor Blankley’s interest in this particular topic stems from her work as a pro bono mediator in Lincoln, NE, working on family law cases, including custody and guardianship issues.

**Hon. Wayne D. Brazil (Ret.), J.D., Ph.D.**  
JAMS Mediator and Arbitrator

Wayne Brazil was a United States Magistrate Judge in the Northern District of California for 25 years (1984-2009). He was one of the primary architects of that court’s ADR program – overseeing its design and management until his retirement from the bench. In addition to exercising the full range of responsibilities for litigated civil cases, Judge Brazil hosted more than 1500 settlement conferences. After leaving the bench, Judge Brazil taught ADR courses at the law school at the University of California, Berkeley. Earlier in his career, he taught civil procedure and constitutional law at three other law schools. In 2011 he joined JAMS, where he continues to serve as an arbitrator, mediator, and special master.

Judge Brazil has published extensively on ADR and procedural topics. He was educated at Stanford (B.A.), Harvard (M.A. and Ph.D), and Cal (J.D.).

**Benjamin G. Davis, J.D.**  
Professor of Law, University of Toledo College of Law


Former Chair of the American Bar Association (ABA) Section of Dispute Resolution; a former Member, Africa Council, ABA Rule of Law Initiative; Former Member, ABA Standing Committee on Law and National Security.


1986: American Legal Counsel at the International Court of Arbitration of the ICC in Paris: supervised directly or indirectly over 5000 international commercial arbitration and mediation cases, prepared filings before courts, assisted drafting of arbitration laws, led conferences in Europe, North America, and Asia. In 1996, promoted to Director, Conference Programmes and Manager of the ICC Institute of World Business Law where he organized diverse events.

Created fast-track international commercial arbitration in 1991. 30-year pioneer in Online Dispute Resolution, Fellow of the National Center for Technology and Dispute Resolution. Led the adoption in 2006 of the ASIL Centennial Resolution on Laws of War and Detainee Treatment. Presented and published worldwide.

**Ellen E. Deason, M.S., J.D.**  
Professor of Law, Ohio State University Moritz College of Law

Ellen E. Deason is the Joanne Wharton Murphy/Classes of 1965 and 1973 Professor of Law at the Ohio State University Moritz College of Law. She currently teaches the Mediation Clinic, Dispute Resolution Processes, International Commercial Arbitration, and Civil Procedure. She was honored with the Ohio State University Alumni Award for Distinguished Teaching in 2016 and chosen as the Professor of the Year in the Law School in 2015. On behalf of the Association of American Law Schools Section of Alterive Dispute Resolution, she organized and moderated a discussion on ADR and Access to Justice at the 2017 AALS annual meeting. That section recognized her article on appropriate roles for judges in settlement by selecting it as the Article of the Year for 2017. She is the co-author of Global Issues in Mediation (with Jacqueline Nolan-Haley and Mariana H.C. Gonståed) and casebooks on Civil Procedure and Alternative Dispute Resolution.

**Howard M. Ericson, J.D.**  
Professor of Law, Fordham University School of Law

Professor Ericson teaches Civil Procedure, Complex Litigation, Professional Responsibility, and Torts at Fordham Law School. His research explores the U.S. litigation process, particularly the problem of resolving mass disputes. He is the author of the book Inside Civil Procedure, co-author of Complex Litigation: Cases & Materials on Advanced Civil Procedure, and co-author of a forthcoming casebook on Civil Procedure. In addition, he has written numerous law review articles, which have addressed, among other things, ethical issues in
Professor Ericson clerked for the New Jersey Supreme Court and for the U.S. Court of Appeals for the Second Circuit, practiced as a litigator with Cleary Gottlieb Steen and Hamilton in New York City, and taught at Seton Hall Law School.

**Mariana H.C. Gonstead, J.D., LL.M.**

IDRR Network Executive Director, Deputy to the Dean for International Legal Studies, Professor, University of St. Thomas School of Law

Professor Mariana H.C. Gonstead, Deputy to the Dean for International Legal Studies and Executive Director of the IDRRN at St. Thomas School of Law in Minnesota, holds J.D. and LL.M. degrees from Harvard Law School and a law degree from UCAB. Her broad international experience includes: leading national consensus building in Brazil, working with the Trust of the Americas (OAS), teaching at the WTI in Switzerland, developing capacity for the EPA between Mongolia and Japan, and participating as an expert at UNCTAD and the World Bank. Additionally, she was appointed by the President of the World Bank to serve on the ICSID Panel of Arbitrators and of Conciliators, as one of ten globally-selected mediators. She has co-chaired the ABA Dispute Resolution Section Law Schools Committee and has publications in English, Spanish, and Portuguese.

**Bruce Green, J.D.**

Louis Stein Chair of Law, Fordham University School of Law

Bruce Green is the Louis Stein Chair at Fordham Law School, where he directs the Louis Stein Center for Law and Ethics. He writes and teaches primarily in the areas of legal ethics and criminal justice. Before joining the Fordham faculty, Professor Green was a federal prosecutor in the Southern District of New York, and while teaching at Fordham, he worked part-time on the Iran-Contra prosecution, served on the NYS Commission on Government Integrity, and served on the NYC Conflicts of Interest Board. He currently chairs the ABA Criminal Justice Standards Committee and the MPRE drafting committee. He is a co-author of Professional Responsibility: A Contemporary Approach (West, 3d ed. 2017).

**Michael Z. Green, J.D., LL.M.**

Director, Workplace Law Program, Professor of Law, Texas A&M University School of Law

Professor Green has served as a full professor at Texas A&M University School of Law since its beginning in August 2013 and the Director of its Workplace Law Program since 2015.

Professor Green has been invited to discuss his scholarly endeavors at scores of venues throughout the nation and internationally. He was selected in 2006 as a member of the American Law Institute (ALI) and appointed to the ALI consultative group advising the Reporters drafting the Restatement of Employment Law. He was selected in June 2014 to join the College of Labor and Employment Lawyers, “a non-profit association honoring the leading lawyers nationwide in the practice of Labor and Employment Law.” In 2015, he received the Paul Steven Miller Memorial Award, determined by peer law professors and given annually to a law scholar who has demonstrated outstanding academic and public contributions in the field of labor and employment law. In 2018, he became a member of the Labor Law Group, a collection of scholars engaged in producing quality casebooks for instruction in labor and employment law. In September 2019, he was selected as a member of the National Academy of Arbitrators in recognition of his scholarly achievements and service as a labor arbitrator. He is a new co-author on the Fourth Edition of ADR in the Workplace expected for publication by West in 2020.

More biographical information is available at: http://law.tamu.edu/faculty-staff/find-people/faculty-profiles/michael-z-green.

**Jill I. Gross, J.D.**

Associate Dean for Academic Affairs, Professor of Law, Elisabeth Haub School of Law at Pace University

Jill I. Gross is Associate Dean for Academic Affairs and Professor of Law at the Elisabeth Haub School of Law at Pace University, teaching courses in ADR, securities law, and professional responsibility. At Pace, she has held the Hopkins Chair, and served as Director of the Investor Rights Clinic and of Legal Skills Programs. She also has taught at Cornell Law School, UNLV’s Boyd School of Law and Cardozo School of Law. She is co-author of the fifth edition of the well-known treatise, Broker-Dealer Law and Regulation (Wolters Kluwer 2018), has published dozens of book chapters and articles on the negotiation, mediation, and arbitration of securities disputes, and is a Senior Contributing Editor to the Securities Online Litigation Alert. She has chaired the AALS Section of Dispute Resolution, and other ADR-related committees. She is an arbitrator for the AAA and FINRA, and member of the Securities Experts Roundtable. She is a former public member of FINRA’s NAMC, and current member of the President’s Council of Cornell Women. She has been retained as an expert in securities matters. She received an A.B. magna cum laude, Phi Beta Kappa, from Cornell University and a J.D. cum laude from Harvard Law School.

**Lela P. Love, J.D.**

Director, Kukin Program for Conflict Resolution, Professor of Law, Benjamin N. Cardozo School of Law

Lela Porter Love is a professor of law and director of the Kukin Program for Conflict Resolution at Benjamin N. Cardozo School of Law (NYC). Her program has been ranked by U.S. News and World Report among the top ten law school programs in the US in dispute resolution since 2000.

Lela is Past Chair of the American Bar Association Section of Dispute Resolution. In her chair year she initiated the first International Mediation Leadership Summit in the Hague. She has written widely on the topic of dispute resolution, including co-authoring three law school textbooks. Among her books are: The Middle Voice, co-authored with Joseph Stulberg, and two collections of stories about mediators—Stories Mediators Tell and Stories Mediators Tell—World Edition. She has received Lifetime Achievement Awards from the International Academy of Mediators (2012) and the American College of Civil Trial Mediators (2010).
Julie Macfarlane, LL.M, Ph.D.
Professor of Law, University of Windsor Faculty of Law

Professor Macfarlane is a Full Professor in the Faculty of Law, and was awarded a University of Windsor Professorship (the highest honour of the University) in the Fall of 2014.

She has published widely in the area of conflict resolution, mediation, and legal practice. She is the author of the bestselling “The New Lawyer: How Settlement is Transforming the Practice of Law” (University of British Columbia Press 2008). Her student textbook “Dispute Resolution: Readings and Case Studies” is just going into its 4th edition (Emond Montgomery 2015). Both these texts are used widely in law schools throughout North America. In 2012, Julie completed a four year empirical study of Islamic divorce and published “Islamic Divorce in North America: A Shari’a Path in a Secular Society” (Oxford University Press), attracting much public and media interest.

Her new project is the National Self-Represented Litigants Project established at Windsor Law in the wake of the momentum created by her national study of self-representation, published in 2013.

Professor Macfarlane is also an active mediator and dispute resolution consultant to a wide range of organizations and government agencies.

Jacqueline Nolan-Haley
Professor of Law, Fordham University School of Law

Jacqueline Nolan-Haley is a Professor at Fordham University Law School where she directs the ADR & Conflict Resolution Program and the Mediation Clinic. She teaches courses in ADR, International and Interethnic Conflict Resolution, Catholic Perspectives on Conflict Resolution, and Mediation at Fordham Law School and at its Queens University Belfast and University College Dublin Summer Program. She has conducted conflict resolution training programs in Ghana, Northern Ireland and the United States. Professor Nolan-Haley is a member of the Ethics Committee of the ABA Section of Dispute Resolution and is chair of the Education Committee of the New York Bar Association's Dispute Resolution Section. She is the former Chair of the ADR Section of the Association of American Law Schools. Professor Nolan-Haley has taught dispute resolution courses at the University of Lorraine, France, McGill University, Faculty of Law, Boston University Law School, and University of Navarre School of Law, and has been a Visiting Scholar at the Harvard Program on Negotiation. She is an award winning author with one of her publications receiving an award from the CPR International Institute for Conflict Resolution and Prevention. Her recent publications include: Mediation and Access to Justice in Africa: Perspectives from Ghana (2015); Designing Systems for Achieving Justice after a Peace Agreement: The Case of Northern Ireland (2017); Does ADR's Access to Justice Come at the Expense of Meaningful Consent? 33 Ohio St. J. Dispute Res. 373 (2018); Mediation, Self-Represented Parties and Access to Justice: Getting There from Here, 87 Fordham L. Rev. Online 1 (2019); Global Perspectives in Mediation (co-author) (West/Thompson 2019); Access to Justice and ADR: Comparative Perspectives, Missouri J Disp. Res. (Forthcoming 2020).

Lydia Nussbaum, J.D.
Director, Saltman Center for Conflict Resolution, Professor of Law, William S. Boyd School of Law at UNLV

Lydia Nussbaum is a Professor of Law at the UNLV Boyd School of Law where she also serves as the Director of the Saltman Center for Conflict Resolution. Before joining the faculty at Boyd, she taught at the University of Baltimore School of Law and also was a fellow in the Leadership, Ethics, and Democracy Building Initiative at the University of Maryland Francis King Carey School of Law. She teaches courses on dispute resolution and family law and also directs the law school’s Mediation Clinic. Professor Nussbaum’s research explores questions of how and why states use ADR procedural interventions as instruments for shaping public policy and instituting societal reform. Her articles have been published in the Hastings Law Journal, the Maryland Law Review, the Utah Law Review, and the Cardozo Law Review.

Professor Nussbaum earned her J.D. from the University of Maryland and she received her double major B.A. in History and Italian with distinction in all subjects from Cornell University.

Paul Radvany, J.D.
Clinical Professor of Law, Fordham University School of Law

Professor Paul Radvany is a Clinical Professor at Fordham Law School where he directs the Securities Arbitration Clinic and also teaches Leadership for Lawyers and Trial and Arbitration Advocacy. He is a past Chair of the American Association of Law Schools’ Litigation Section. He is an active mediator and arbitrator for the International Institute for Conflict Prevention (“CPR”) and was appointed in 2016 to be one of a handful of mediators for a pilot mediation program for the Second Circuit. He is also a member of the mediation panels for the Southern and Eastern Districts of New York. Professor Radvany was appointed to the inaugural Mediation Advisory Committee for the Southern District of New York. He has taught and trained lawyers, law students, and LLM students on various aspects of arbitration and mediation and has been appointed as a member of the Securities Industry Conference on Arbitration.

Before joining Fordham’s faculty, Professor Radvany was a Deputy Chief of the Criminal Division for the United States Attorney’s Office in the Southern District of New York, where he oversaw the Securities and Commodities Fraud, Major Crimes, and General Crimes Units and directed the trial training program for new prosecutors. He also is an adjunct professor at Columbia Law School, where he teaches Trial Practice and the Federal Court Clerk Externship class. Before joining the U.S. Attorney’s Office, Professor Radvany was a litigation associate at Debevoise & Plimpton. He clerked for the Hon. Michael H. Dolinger in the Southern District of New York, and he received his J.D. from Columbia Law School, where he was a Harlan Fiske Stone Scholar, and his B.A. from Columbia College.

Jennifer Reynolds, J.D.
Faculty Director, ADR Center, Associate Professor of Law, University of Oregon School of Law

Professor Jen Reynolds teaches civil procedure, negotiation, conflict of laws, and dispute systems design. Her research
interests include problem-solving in multiparty scenarios, cultural influences and implications of alternative processes, and plea bargaining. Reynolds received her law degree cum laude from Harvard Law School, a master's degree in English from the University of Texas at Austin, and a bachelor's degree from the University of Chicago. While at Harvard, Reynolds served as an editor of the Harvard Law Review; as a research assistant for Professor Arthur Miller on his treatise, Federal Practice and Procedure; and as a teaching assistant, researcher, and Harvard Negotiation Research Project Fellow for the Program on Negotiation. Reynolds joined the faculty at the University of Missouri School of Law as a Visiting Associate Professor in 2008 before joining the Oregon faculty the following year. She served as a visiting professor at Harvard Law School in 2017-18.

Amy J. Schmitz, J.D.
Elwood L. Thomas Missouri Endowed Professor of Law, University of Missouri School of Law

Professor Amy J. Schmitz joined the University of Missouri School of Law as the Elwood L. Thomas Missouri Endowed Professor of Law in 2016. Previously she was a Professor at the University of Colorado School of Law for over 16 years. Prior to teaching, Professor Schmitz practiced law with large law firms in Seattle and Minneapolis, and served as a law clerk for the U. S. Court of Appeals for the Eighth Circuit. Professor Schmitz teaches courses in Contracts, Lawyering, Online Dispute Resolution, Major Research Projects, Secured Transactions, Arbitration, International Arbitration, and Consumer Law. Recent speaking engagements include events at the American Bar Association, ODR Forums in New Zealand, Paris and the U.S., Universities in Munich and Augsburg, Germany, Cyberjustice Lab in Montreal, Consumer Financial Protection Bureau in Washington, D.C.; University of Leicester in England; University of Ghent in Belgium; Stanford Law School; International Chamber of Commerce; and many other universities and conferences throughout the world. She serves on the Association of American Law Schools Executive Committee on Commercial and Consumer Law, is a Fellow of the National Center for Technology and Dispute Resolution, is Co-Chair of the ABA Technology and Dispute Resolution Committee, and was an External Scientific Fellow of the Max Planck Institute Luxembourg. She also has taught in France, South Africa, and Oxford, England, and has been an expert and liaison for the United Nations working group seeking to create a global online dispute resolution mechanism (UNCITRAL WG III). Professor Schmitz has published over 50 articles in law journals and books, and a book, The New Handshake: Online Dispute Resolution and the Future of Consumer Protection, with Colin Rule.

Sukhsimranjit Singh, LL.M.
Managing Director, Straus Institute, Director of LL.M. Program, Assistant Professor of Law and Practice, Pepperdine School of Law

Sukhsimranjit Singh practices, teaches, and trains in dispute resolution. He is the Managing Director of the Straus Institute for Dispute Resolution and an assistant professor of law and practice at Pepperdine School of Law where he also directs the LL.M. program in dispute resolution. He specializes in cross-cultural dispute resolution and has published numerous articles in that field, and in 2015 he delivered a TED Talk on cross-cultural communications in Salem, Oregon. He has mediated intercultural and commercial cases in the United States, India, and Canada, among other countries. An Honorary Fellow with the International Academy of Mediators, he is also a council member of the Section of Dispute Resolution of the American Bar Association and board member at Weinstein International Foundation. He has trained lawyers and law students in more than 30 states and 22 countries. Singh obtained his Ph.D from National Law University, Delhi, master of laws in dispute resolution from University of Missouri-Columbia and was a Fellow at the Dispute Resolution Institute at Hamline University School of Law. An avid reader and an amateur photographer, he loves to travel with his family. He is passionate for music, sports, and interacting with new cultures.

David Udell, J.D.
Founder and Executive Director of the National Center for Access to Justice, Fordham University School of Law

David Udell is the Founder and Executive Director of the National Center for Access to Justice at Fordham Law School, a research and advocacy organization that works with data to expand justice in the United States. David leads NCAJ’s justice system reform initiatives, including the Justice Index, promoting best polices for access to justice; the Fines and Fees Project, promoting best policies for controlling the use of court-imposed debt to fund government; the A2J Initiative and A2J Summit Collection, convening justice system reformers and publishing their work; the Outcomes Guide, recommending best practices for tracking outcomes in civil legal aid organizations; and the National Science Foundation Scholars’ Project, engaging social scientists from diverse disciplines to grow the field of civil justice research.

David is a co-director of the school-wide A2J Initiative at Fordham Law School, where he also co-teaches the Access to Justice Seminar. He is a member of advisory boards of the National Coalition for a Civil Right to Counsel, Voices for Civil Justice, and the Justice Center of the New York County Lawyers’ Association. He is a former member of the New York City Bar Association’s Committee on Professional Responsibility and its Committee on Pro Bono and Legal Services, and of the New York Chief Judge’s Taskforce on New Roles for Non-lawyers. He was the Founder and Executive Director of the Justice Program of the Brennan Center for Justice at NYU Law School, a Senior Attorney at Legal Services for the Elderly (NYC); and a Managing Attorney at Mobilization for Justice (NYC). He is a graduate of NYU Law School.

Ellen Waldman, J.D., LL.M.
Professor of Law, Thomas Jefferson School of Law

Ellen Waldman has been active in the fields of mediation and medical ethics for over two decades. In the area of dispute resolution, she writes, trains, consults and mediates in a broad range of cases, including end-of-life in the healthcare context. Former chair of the International Mediation Institute’s ethics committee and task-force member for the California judicial
council’s working-group on training requirements for court-connected mediators, Waldman has been deeply involved in policy questions relating to the qualification and ethics training of mediators.

A mediator for both community centers and superior courts in California and consultant for profit and non-profit healthcare institutions, Waldman founded and directs the Thomas Jefferson School of Law Mediation Program, where she is also a full-time faculty member. She has published more than 25 articles on numerous dispute resolution topics and crafted the first book-length treatment of ethical dilemmas in mediation, entitled Mediation Ethics: Cases and Commentaries. She is currently a visiting professor and directing the mediation clinic at the Cardozo School of Law.

Nancy A. Welsh, J.D.
Director, Aggie Dispute Resolution Program, Professor of Law, Texas A&M University School of Law

Nancy A. Welsh is a Professor of Law and Director of the Dispute Resolution Program at Texas A&M University School of Law. Before joining Texas A&M Law in September 2017, she was Professor of Law and William Trickett Faculty Scholar at Penn State University, Dickinson School of Law. In 2016-2017, she was Chair of the American Bar Association Section of Dispute Resolution.

Professor Welsh is a leading scholar and teacher of dispute resolution and procedural law. She examines negotiation, mediation, arbitration, judicial settlement, and dispute resolution in U.S. and international contexts, focusing on self-determination, procedural justice, due process, and institutionalization dynamics. Professor Welsh presents nationally and internationally and has written more than 60 articles and chapters that have appeared in law reviews, professional publications, and books. Her article, “The Thinning Vision of Self-Determination in Court-Annexed Mediation: The Inevitable Price of Institutionalization?”, has been recognized as one of the three most-cited articles from the first ten years of the existence of the Harvard Negotiation Law Review. In 2018, the Texas Bar Foundation selected her article, Do You Believe in Magic?: Self-Determination and Procedural Justice Meet Inequality in Court-Connected Mediation, for its Outstanding Law Journal Article Award. Professor Welsh is also co-author of the fourth, fifth, and sixth editions of Dispute Resolution and Lawyers. In 2006, she conducted research in the Netherlands as a Fulbright Scholar and taught at Tilburg University.

Before joining the legal academy, Professor Welsh was the executive director of Mediation Center in Minnesota and practiced law with Leonard, Street and Deinard. She has advised state legislatures, federal and state agencies, and courts regarding the institutionalization of dispute resolution, conducted empirical research, convened roundtables and symposia on various dispute resolution topics, and served as a mediator, facilitator, and arbitrator.

GUEST WI-FI ACCESS

1. Go to Settings>Wi-Fi and select Connect-Fordham-WiFi.
2. Open your web browser and navigate to a frequently refreshed URL, such as CNN.com. You will automatically be directed to the Fordham network welcome page. Select Join as a Guest. (Note: For Apple iOS devices, use only the Safari browser for this process.)
3. Agree to the acceptable use policy. You will be directed to a new website. Click Join Now.
4. Follow the prompts to complete the process, which includes downloading/installing a small configuration files that allows you to connect to our public Wi-Fi network. You may need to enter the password for the device/computer to complete the process.
5. You’ll receive a message confirming that you’ve joined the network. Click Done.

Guest Wi-Fi is available throughout Fordham University’s Lincoln Center campus. While guest access does not expire, on subsequent use with your device/computer, you may be prompted to agree to the acceptable use policy.

For more detailed, device- or computer-specific instructions, visit www.fordham.edu/wireless, pick up a more detailed instruction sheet at the information desk, or call the Fordham Law Helpdesk at 212-636-6786.

CLE CREDIT

CLE credit for the program is approved in accordance with the requirements of the New York State CLE Board for a maximum of 6.0 transitional and non-transitional credits, (6.0) Professional Practice.

CLE course materials available at: law.fordham.edu/clematerials