

AMALIA D. KESSLER

Stanford Law School, 559 Nathan Abbott Way, Stanford, CA 94305-8610
akessler@law.stanford.edu, (650) 725-5800

EXPERIENCE

STANFORD UNIVERSITY, STANFORD, CA
LEWIS TALBOT AND NADINE HEARN SHELTON PROFESSOR OF INTERNATIONAL LEGAL STUDIES, AND PROFESSOR (BY COURTESY) OF HISTORY Oct. 2011-present
FOUNDING DIRECTOR, STANFORD CENTER FOR LAW AND HISTORY June 2017-present
JEAN-PAUL GIMON DIRECTOR OF THE FRANCE-STANFORD CENTER FOR INTERDISCIPLINARY STUDIES Sept. 2012-present
PROFESSOR OF LAW AND (BY COURTESY) HISTORY, AND HELEN L. CROCKER FACULTY SCHOLAR Sept. 2008-Sept. 2011
ASSOCIATE PROFESSOR OF LAW AND (BY COURTESY) HISTORY, AND HELEN L. CROCKER FACULTY SCHOLAR Oct. 2007-Aug. 2008
ASSOCIATE PROFESSOR OF LAW AND (BY COURTESY) HISTORY Sept. 2006-Sept. 2007
ASSISTANT PROFESSOR OF LAW Aug. 2003-Aug. 2006

OSGOODE HALL LAW SCHOOL March 2016
GENEST GLOBAL FACULTY

TEL AVIV LAW SCHOOL June 2013; June 2021
VISITING PROFESSOR

YALE LAW SCHOOL Sept.-Dec. 2012
SIDLEY AUSTIN-ROBERT D. MCLEAN '70 VISITING PROFESSOR OF LAW

UNIVERSITÉ PANTHÉON-ASSAS (PARIS II), PARIS, FRANCE June 2015; June 2010; May 2009
VISITING PROFESSOR

ÉCOLE DES HAUTES ÉTUDES EN SCIENCES SOCIALES, PARIS, FRANCE April 2009
VISITING PROFESSOR

STUDIENSTIFTUNG DES DEUTSCHEN VOLKES, GUIDEL, FRANCE Sept. 2007
FACULTY, THE EUROPEAN-AMERICAN JUDICIAL CONFLICT (CO-TAUGHT WITH PROFESSOR THOMAS RÜFNER, UNIVERSITY OF TRIER)

NATIONAL ADVOCACY CENTER, U.S. DEPARTMENT OF JUSTICE, COLUMBIA, SC Mar. 2005
FACULTY, CIVIL PROCEDURE

UNITED STATES DEPARTMENT OF JUSTICE, CIVIL DIVISION, WASHINGTON, DC 2001-2003
TRIAL ATTORNEY (COMMERCIAL LITIGATION), HONORS PROGRAM

PIERRE N. LEVAL, UNITED STATES CIRCUIT JUDGE, NEW YORK, NY 2000
LAW CLERK, U.S. COURT OF APPEALS FOR THE SECOND CIRCUIT

DAVIS POLK & WARDWELL, NEW YORK, NY Summer 1998
SUMMER ASSOCIATE

UNESCO, PARIS Summer 1992
EDITOR, UNESCO PUBLICATIONS

EDUCATION

- YALE LAW SCHOOL,** J.D., 1999
Honors: Carolyn E. Agger Endowment for Women in Law, Postgraduate Grant
Yale Center for Studies in Law, Economics & Public Policy/Olin Research
Grant—research in 18th-century merchant-court archives (Paris, Summer
1997)
Dean’s Research Funds—research on 18th-century French merchant law and
practice (Cambridge, MA, Summer-Fall 1999)
- Activities: *Yale Law Journal*, Senior Editor
Yale Journal of Law and the Humanities, Articles Editor
Jerome N. Frank Legal Services Organization—political asylum clinic
- STANFORD UNIVERSITY,** Ph.D., European History, 2001; M.A., 1996
Dissertation: From Virtue to Commerce: The Parisian Merchant Court and the Rise of
Commercial Society in Eighteenth-Century France (dissertation
committee: Keith M. Baker, James Q. Whitman, Paul A. Robinson)
Honors: Andrew W. Mellon Fellowship for Summer Research
German Academic Exchange Service (DAAD) Scholarship (Regensburg,
Summer 1995)
Teaching: Instructor, Law, Commerce, and Theory: Conceptualizing the Rise of
Modernity
Teaching Assistant, undergraduate courses in 19th-century European intellectual
history, inter-war European culture, and 20th-century Indian history
Activities: *Stanford Humanities Review*, Editor
Graduate Resident Assistant
Tutor, French
- HARVARD COLLEGE,** A.B., *magna cum laude*, History & Literature (Modern France & England), 1994
Honors: *Phi Beta Kappa*
Lucy Allen Patton Senior Prize—awarded to the Radcliffe student graduating
with the highest grade point average in Humanities or Fine Arts
John Harvard and Elizabeth Cary Agassiz Scholarships
Detur Prize—awarded to top 5% of first-year students
Minda de Gunzburg Center for European Studies Research Grant
Activities: *The Harvard Advocate* (literary magazine), Executive Editor & Circulation
Manager
Tutor, French and English as a Second Language

WORK IN PROGRESS

The Public Roots of Private Ordering: An Institutional Account of the Origins of Modern American Arbitration

BOOKS

Inventing American Exceptionalism: The Origins of American Adversarial Legal Culture, 1800-1877
(Yale University Press, 2017)

A Revolution in Commerce: The Parisian Merchant Court and the Rise of Commercial Society in Eighteenth-Century France (Yale University Press, 2007)

PAPERS

- Essay in Forum on Orit Malka's "Disqualified Witnesses, Between Tannaitic Halakha and Roman Law: Archaeology of a Legal Institution," *Law and History Review* (forthcoming 2019)
- Continuities, Ruptures, and Causation in the History of American Legal Culture*, 70 *STANFORD LAW REVIEW ONLINE* 48 (2017)
- The Mystery of the 'Charitable Arbitrator,' or Reflections on a Neglected Old Regime Text and the Intersection Between Status and Practices of Arbitration and Mediation*, in *TEXTS AND CONTEXTS IN LEGAL HISTORY: ESSAYS IN HONOR OF CHARLES DONAHUE* (Robbins Collection, U.C. Berkeley, 2016)
- Arbitration and Americanization: The Paternalism of Progressive Procedural Reform*, 124 *YALE LAW JOURNAL* 2940 (2015)
- Delineating Between Conciliation and Adjudication: A Comment on Resnik and Curtis's Representing Justice*, 56 *ST. LOUIS UNIVERSITY LAW JOURNAL* 1099 (2012)
- Recalling Past Convergence: Equity Procedure and the United States' Forgotten Inquisitorial Tradition*, *CUADERNOS DE LA MAESTRÍA EN DERECHO DE LA UNIVERSIDAD SERGIO ARBOLEDA* (2012)
- The Making and Debunking of Legal Tradition (Comparative Law Symposium)*, 16 *ROGER WILLIAMS UNIVERSITY LAW REVIEW* 129 (2011)
- Constructing an Ideal: Chancellor Kent, Justice Story, and the Surprising Revival of Equity in Early Nineteenth-Century America*, *ANNUAIRE DE L'INSTITUT MICHEL VILLEY: L'ÉQUITÉ ET SES MÉTAMORPHOSES* 107 (vol. 2, 2010)
- Marginalization and Myth: The Corporatist Roots of France's Forgotten Elective Judiciary*, 58 *AMERICAN JOURNAL OF COMPARATIVE LAW* 679 (2010)
- Power, Not Progress: An Alternative Reading of L'Hôpital's Legal Reforms*, 28 *LAW AND HISTORY REVIEW* 837 (2010)
- Deciding Against Conciliation: The Nineteenth-Century Rejection of a European Transplant and the Rise of a Distinctively American Ideal of Adversarial Adjudication*, 10 *THEORETICAL INQUIRIES IN LAW* 423 (2009)
- Approches procédurales et institutionnelles de la justice: la réponse contrastée américaine et française à l'augmentation des procès civils « orientés public, »* *DROIT ET ÉCONOMIE* (38^e Congrès du Mouvement Jeune Notariat, 2007)
- Our Inquisitorial Tradition: Equity Procedure, Due Process, and the Search for an Alternative to the Adversarial*, 90 *CORNELL LAW REVIEW* 1181 (2005)
- A "Question of Name": Merchant-Court Jurisdiction and the Origins of the Noblesse Commercante*, *A VAST AND USEFUL ART: THE GUSTAVE GIMON COLLECTION ON FRENCH POLITICAL ECONOMY* (Mary Jane Parrine ed., 2004), 49-65
- Enforcing Virtue: Social Norms and Self-Interest in an Eighteenth-Century Merchant Court*, 22 *LAW AND HISTORY REVIEW* 71 (2004)
- Limited Liability in Context: Lessons from the French Origins of the American Limited Partnership*, 32 *JOURNAL OF LEGAL STUDIES* 511 (2003)
- Searching for a "New System" of Government: Linguet and the Rise of the Centralized, Administrative State*, 28 *HISTORICAL REFLECTIONS / RÉFLEXIONS HISTORIQUES* 93 (2002)

BOOK REVIEWS & MISCELLANEOUS WRITINGS

- Book Review, Clare Haru Crowston, *Credit, Fashion, Sex: Economies of Regard in Old Regime France*, 119 AMERICAN HISTORICAL REVIEW 1780 (2014)
- Book Review, Alessandro Stanziani, *Rules of Exchange: French Capitalism in Comparative Perspective, Eighteenth to Early Twentieth Centuries*, 118 AMERICAN HISTORICAL REVIEW 922 (2013)
- Op Ed, *Stuck in Arbitration*, New York Times, March 7, 2012, at A27
- Book Review, Michael Sonenscher, *Before the Deluge: Public Debt, Inequality, and the Intellectual Origins of the French Revolution*, 83 BUSINESS HISTORY REVIEW 426 (2009)
- Book Review, Mitchel de S.-O.-l'E. Lasser, *Judicial Deliberations: A Comparative Analysis of Judicial Transparency and Legitimacy*, 18 YALE JOURNAL OF LAW & THE HUMANITIES 327 (2006)
- Book Review, Cindy Skach, *Borrowing Constitutional Designs: Constitutional Law in Weimar Germany and the French Fifth Republic*, 16 LAW AND POLITICS BOOK REVIEW 344 (2006)
- Book Review, Suzanne Desan, *The Family on Trial in Revolutionary France*, 24 LAW AND HISTORY REVIEW 219 (2006)
- Book Review, Geoffrey C. Hazard, Jr. & Angelo Dondi, *Legal Ethics: A Comparative Study*, 15 LAW AND POLITICS BOOK REVIEW 22 (2005)
- Book Review, Antoine Garapon & Ioannis Papadopoulos, *Juger en Amérique et en France*, 52 AMERICAN JOURNAL OF COMPARATIVE LAW 777 (2004)
- Book Review, Kristin Ruggiero, *Modernity in the Flesh: Medicine, Law, and Society in Turn-of-the-Century Argentina*, 14 LAW AND POLITICS BOOK REVIEW 320 (2004)
- Book Review, Charlotte Wells, *Law & Citizenship in Early Modern France*, 5 STANFORD HUMANITIES REVIEW 302 (1997)

PRESENTATIONS

- Paper to be determined, History and Social Sciences Forum, University of Chicago (scheduled, May 6, 2019)
- Book Panel/ Authors Meet Readers (Tamar Herzog's *A Short History of European Law: The Last Two and a Half Millennia*), Annual Conference of the American Society for Legal History, Houston, TX (Nov. 9, 2018)
- The Public Roots of Private Ordering: An Institutional Account of the Origins of Modern American Arbitration, University of Illinois Law Faculty Workshop (Aug. 30, 2018)
- Invited Participant, Manuscript Conference on the New Edition of Robert Kagan's *Adversarial Legalism: The American Way of Law*, Georgia State University College of Law (Apr. 24, 2018)
- The Public Roots of Private Ordering: An Institutional Account of the Origins of Modern American Arbitration, Clough Distinguished Lecture in Jurisprudence, Clough Center for the Study of Constitutional Democracy, Boston College (Apr. 10, 2018)
- The Public Roots of Private Ordering: An Institutional Account of the Origins of Modern American Arbitration, Columbia Legal Theory Workshop (scheduled, Apr. 9, 2018)
- Invited Participant, Litigation Section Panel on American-Style Litigation: A Force for Good or Ill? (Amalia Kessler's *Inventing American Exceptionalism* & Alexandra Lahav's *In Praise of Litigation*), Annual Meeting of the American Association of Law Schools (Jan. 4, 2018)

Book Panel/ Authors Meet Readers (Amalia Kessler's *Inventing American Exceptionalism* & Daniel Sharfstein's *Thunder in the Mountains*), Annual Conference of the American Society for Legal History, Las Vegas, NV (Oct. 27, 2017)

Inventing American Exceptionalism: The Origins of American Adversarial Legal Culture, 1800-1877, Lunch Talk with Stanford Alumni, Jeffer Mangels Butler & Mitchell (Jun. 8, 2017)

Commentator, Stanford/Yale/Harvard Junior Faculty Forum (Jun. 6, 2017)

Inventing American Exceptionalism: The Origins of American Adversarial Legal Culture, 1800-1877, Bay Area Civil Procedure Forum (Apr. 12, 2017)

Panel Commentator, "Race, Identity, and Local Court Reform in the Early Twentieth Century," Annual Conference of the Association for the Study of Law, Culture, and the Humanities, Stanford University (Mar. 31, 2017)

Inventing American Exceptionalism: The Origins of American Adversarial Legal Culture, 1800-1877, Boston University Legal History Series (Mar. 23, 2017)

The Freedmen's Bureau Exception: The Triumph of Due (Adversarial) Process and the Dawn of Jim Crow, Vanderbilt Law Faculty Workshop (Feb. 15, 2017)

Prioritizing the Political: Discourse, Power, and Contingency in Legal History and Beyond, Bakerfest (Conference in Honor of Keith M. Baker), Stanford University, Feb. 3, 2017

Inventing American Exceptionalism: The Origins of American Adversarial Legal Culture, 1800-1877, International Workshop on the Constitution in Trial Courts: Hierarchy, Adjudication, and Democracy, Bar-Ilan University (Jan. 3, 2017)

Inventing American Exceptionalism: The Origins of American Adversarial Legal Culture, 1800-1877, U. Penn Law School Faculty Workshop (Nov. 22, 2016)

Commentator, International Junior Faculty Forum, U. Penn Law School (Nov. 11, 2016)

The Mystery of the 'Charitable Arbitrator,' or Reflections on a Neglected Old Regime Text and the Intersection Between Status and Practices of Arbitration and Mediation, Roundtable Conference on Texts and Contexts in Legal History in Honor of Professor Charles Donahue, Harvard Law School (Oct. 7, 2016)

Inventing American Exceptionalism: The Origins of American Adversarial Legal Culture, 1800-1877, U.C. Davis Law School Faculty Workshop (Apr. 4, 2016)

Genest Global Faculty Lecture, *Inventing American Exceptionalism: The Origins of American Adversarial Legal Culture, 1800-1877*, Osgoode Hall Law School (Mar. 23, 2016)

Inventing American Exceptionalism: The Origins of American Adversarial Legal Culture, 1800-1877, Elmer J. Schaefer Workshop Series, William & Mary Law School (Mar. 17, 2016)

Invited Speaker, Equity in the Federal Courts, Annual Meeting of the American Association of Law Schools, Panel on Remedies (Jan. 9, 2016)

Keynote Speaker, *Inventing American Exceptionalism: The Origins of American Adversarial Legal Culture, 1800-1877*, Australian and New Zealand Law and History Society Conference, University of Adelaide (Dec. 11, 2015)

Freedmen's Bureau Courts and the Critique (and Resurgence) of Adversarialism, Annual Conference of the American Society for Legal History, Washington, D.C. (Oct. 30, 2015)

Commentator, International Junior Faculty Forum, Stanford Law School (Oct. 9, 2015)

Invited Speaker, *Freedmen's Bureau Courts and the Emergence of Adversarial Due Process*, Conference on Constitutional Culture: Identities, Texts, Institutions, Faculty of Law, Queen's University, Kingston, Ontario (Oct. 2-3, 2015)

Inventing American Exceptionalism: The Origins of American Adversarial Legal Culture, 1800-1877, Institut Michel Villey, Université Panthéon-Assas, Paris (June 5, 2015)

The Freedmen's Bureau Exception: The Triumph of Due (Adversarial) Process and the Dawn of Jim Crow, Law and History Workshop, Harvard Law School (Oct. 28, 2014)

Arbitration and Americanization: Frances Kellor, the American Arbitration Association and the Paternalism of Progressive Procedural Reform, Arbitration, Transparency, and Privacy: A Seminar, Quinnipiac-Yale Dispute Resolution Workshop, Yale Law School (Oct. 23, 2014)

Commentator, International Junior Faculty Forum, Stanford Law School (Oct. 10, 2014)

The Freedmen's Bureau Exception: The Triumph of Due (Adversarial) Process and the Dawn of Jim Crow, Public Law Workshop, University of Minnesota Law School (Nov. 18, 2013)

Invited Speaker, "The Federal Rules and the Nature of Procedural Scholarship," Penn Law Review Symposium on The Federal Rules at 75 (Nov. 16, 2013)

Civic Republican Lawyering: Legal Oratory and the Antebellum Embrace of Adversarialism, Annual Conference of the American Society for Legal History, Miami, FL (Nov. 9, 2013)

Invited Faculty, Summer School for Young Legal Historians, David Berg Institute for Law and History, Tel Aviv University & Hebrew University Legal History Forum (June 23-24, 2013)

Civic Republicanism and the Cultural Foundations of American Adversarialism: Henry Vanderlyn and the Decline of Equity's Quasi-Inquisitorial Tradition, Legal History Workshop, Hebrew University Law School (June 18, 2013)

Civic Republicanism and the Cultural Foundations of American Adversarialism: Henry Vanderlyn and the Decline of Equity's Quasi-Inquisitorial Tradition, Law & History Workshop, Tel Aviv University Law School (June 12, 2013)

Market Freedom and Adversarial Adjudication: The Nineteenth-Century American Debates Over (European) Conciliation Courts and the Problem of Procedural Ordering, Tel Aviv University Law School Faculty Workshop (June 10, 2013)

Market Freedom and Adversarial Adjudication: The Nineteenth-Century American Debates Over (European) Conciliation Courts and the Problem of Procedural Ordering, Tulane Law School Faculty Workshop (Apr. 8, 2013)

Market Freedom and Adversarial Adjudication: The Nineteenth-Century American Debates Over (European) Conciliation Courts and the Problem of Procedural Ordering, Moritz College of Law Faculty Workshop (Mar. 21, 2013)

Market Freedom and Adversarial Adjudication: The Nineteenth-Century American Debates Over (European) Conciliation Courts and the Problem of Procedural Ordering, Yale Law School Faculty Workshop (Oct. 29, 2012)

Market Freedom and Adversarial Adjudication: The Nineteenth-Century American Debates Over (European) Conciliation Courts and the Problem of Procedural Ordering, Comparative Law and Economics Forum, Berkeley Law School (June 15, 2012)

Delineating Between Conciliation and Adjudication: A Comment on Resnik and Curtis's Representing Justice, Childress Lecture program on Justice Systems Circa 2011: Public Courts, Military Commissions and Aggregate Processing, Saint Louis University School of Law (Nov. 11, 2012)

Invited Speaker, Conference on Franco-American Legal Influences, Then and Now, Harvard Law School (June 13, 2011)

Panel Commentator, "Hidden and Emergent Financial Systems," Annual Meeting of the Law and Society Association, San Francisco, CA (June 2, 2011)

Market Freedom and Adversarial Adjudication: The Nineteenth-Century American Debates Over (European) Conciliation Courts and the Problem of Procedural Ordering, Chicago-Kent College of Law Faculty Workshop (Apr. 26, 2011)

Market Freedom and Adversarial Adjudication: The Nineteenth-Century American Debates Over (European) Conciliation Courts and the Problem of Procedural Ordering, Iowa Legal History Workshop (Apr. 25, 2011)

Civic Republicanism and the Cultural Foundations of American Adversarialism: Henry Vanderlyn and the Decline of Equity's Quasi-Inquisitorial Tradition, Harvard Legal History Workshop (Apr. 7, 2011)

Civic Republicanism and the Cultural Foundations of American Adversarialism: Henry Vanderlyn and the Decline of Equity's Quasi-Inquisitorial Tradition, George Washington University Law School Works-in-Progress Series (Nov. 19, 2010)

Recalling Past Convergence: Equity Procedure and the United States' Forgotten Inquisitorial Tradition, Il Seminario Derecho de los Contratos Internacionales, Universidad Sergio Arboleda, Bogotá (Aug. 26, 2010)

Civic Republicanism and the Rise of a Unified (Oral and Adversarial) Model of Procedure, Law, History, and Culture Workshop, University of Southern California (Apr. 21, 2010)

Civic Republicanism and the Rise of a Unified (Oral and Adversarial) Model of Procedure, Legal History and Culture Speaker Series, University of Connecticut Law School (Mar. 24, 2010)

Civic Republicanism and the Rise of a Unified (Oral and Adversarial) Model of Procedure, Legal History Forum, Yale Law School (Mar. 23, 2010)

Civic Republicanism and the Rise of a Unified (Oral and Adversarial) Model of Procedure, Legal History Workshop, University of Virginia Law School (Mar. 22, 2010)

Civic Republicanism and the Rise of a Unified (Oral and Adversarial) Model of Procedure, Center for the Study of Law and Society Speaker Series, University of California at Berkeley Law School (Mar. 1, 2010)

Invited Speaker, Keynote Address, Comparative Law Workshop, Center for International and Comparative Law, Emory Law School (Feb. 19, 2010)

Panel Commentator, "An Archeology of Agency in the Civil Law Tradition: Early Modern Spain, France, and Colonial Spanish America," Annual Meeting of the American Historical Association, San Diego, CA (Jan. 7-10, 2010)

Lessons from the Archives: Critical Reflections on the Standard Narrative of the Law Merchant, Annual Conference of the American Society for Legal History, Dallas, TX (Nov. 13, 2009)

The Making and Debunking of Legal Tradition, Annual Meeting of the American Society of Comparative Law: Methodological Approaches to Comparative Law, Roger Williams University School of Law (Oct. 2, 2009)

Le droit et le commerce: La juridiction consulaire de Paris au XVIII^e siècle, Seminar on "Capitalisme et marchés, XVIII^e-XIX^e siècles: Produits, travail et société," École des hautes études en sciences sociales, Paris (Apr. 3, 2009)

Une révolution du commerce: La juridiction consulaire de Paris et l'essor de la société de marché, Seminar on "La propriété et ses droits: Confiance et institutions judiciaires dans les sociétés de l'époque moderne," École des hautes études en sciences sociales, Paris (Apr. 2, 2009)

Panel Commentator, "Language and Republican Virtue in Early Modern France," Annual Meeting of the Society for French Historical Studies, St. Louis, MO (Mar. 28, 2009)

Marginalization and Myth: France's Forgotten Politicized Courts, Comparative Law Workshop, Villanova Law School (Mar. 25, 2009)

Deciding Against Conciliation: The Nineteenth-Century Rejection of a European Transplant and the Rise of a Distinctively American Ideal of Adversarial Adjudication, Willamette Law School Faculty Workshop (Mar. 9, 2009)

Invited Participant, Manuscript Conference on Benito Arruñada's *Building Market Institutions*, Mercatus Center at George Mason University (Feb. 2-4, 2009)

Deciding Against Conciliation: The Nineteenth-Century Rejection of a European Transplant and the Rise of a Distinctively American Ideal of Adversarial Adjudication, Conference in Honor of Mirjan Damaska, Yale Law School (Nov. 1, 2008)

Deciding Against Conciliation: The Nineteenth-Century Rejection of a European Transplant and the Rise of a Distinctively American Ideal of Adversarial Adjudication, Illinois Legal History Program, University of Illinois (Oct. 3, 2008)

Deciding Against Conciliation: The Nineteenth-Century Rejection of a European Transplant and the Rise of a Distinctively American Ideal of Adversarial Adjudication, Legal History Workshop, University of Minnesota Law School (Sept. 25, 2008)

Deciding Against Conciliation: The Nineteenth-Century Rejection of a European Transplant and the Rise of a Distinctively American Ideal of Adversarial Adjudication, Faculty Workshop, Haifa University Law School (July 23, 2008)

Deciding Against Conciliation: The Nineteenth-Century Rejection of a European Transplant and the Rise of a Distinctively American Ideal of Adversarial Adjudication, Semi-Plenary Session, Annual Meeting of the Research Committee on the Sociology of Law, Como, Italy (July 12, 2008)

Deciding Against Conciliation: The Nineteenth-Century Rejection of a European Transplant and the Rise of a Distinctively American Ideal of Adversarial Adjudication, Law & History Workshop, Tel Aviv University Law School (June 30, 2008)

Deciding Against Conciliation: The Nineteenth-Century Rejection of a European Transplant and the Rise of a Distinctively American Ideal of Adversarial Adjudication, Conference on the History of Legal Transplants, Hebrew University and Tel Aviv University (June 12, 2008)

Bankruptcy and the Reconceptualization of Merchant-Court Jurisdiction in Eighteenth-Century France, European Social Science History Conference, Lisbon, Portugal (Feb. 29, 2008)

Deciding Against Conciliation: The Nineteenth-Century Rejection of a European Transplant and the Rise of a Distinctively American Ideal of Adversarial Adjudication, Global Law Workshop, Duke Law School (Feb. 22, 2008)

Between Functionalism and Essentialism: Culture as Historically Contextualized Social Practice, Annual Meeting of the American Society of Comparative Law: Comparative Law and Culture, Cornell Law School (Nov. 9, 2007)

Law and Virtue: The Eighteenth-Century Parisian Merchant Court, Studienstiftung des Deutschen Volkes, Guidel, France (Sept. 19, 2007)

Invited Participant, Law, War, and History, Boalt Law School (Jan. 15-17, 2007)

Invited Participant, Pamphleteers on Commerce, Culture and Liberty: De La Court, Locke, Barbon, North, Child, Fletcher, Liberty Fund, Safety Harbor, FL (Jan. 4-7, 2007)

Launching a National Campaign: The Administrative Monarchy and the Rise of le Commerce, Social Science History Workshop, Stanford University (Nov. 15, 2006)

A Crisis in Virtue: The Challenges Posed by the Rise of Negotiability in Eighteenth-Century France, Annual Meeting of the Law and Society Association, Baltimore, MD (July 7, 2006)

A Revolution in Commerce: The Administrative Monarchy and the Rise of le Commerce, Legal History Colloquium, NYU Law School (Mar. 29, 2006)

A Revolution in Commerce: The Administrative Monarchy and the Rise of le Commerce, Law and Humanities Colloquium, Cornell Law School (Mar. 27, 2006)

Our Inquisitorial Tradition: Equity Procedure, Due Process, and the Search for an Alternative to the Adversarial, Civil Justice Workshop, Boalt Law School (Feb. 2, 2006)

From Public Hazard to Social Good: The Parisian Merchant Court and the Rise of a New Conception of Commerce, Legal History Workshop, UCLA Law School (Jan. 18, 2006)

From Public Hazard to Social Good: The Parisian Merchant Court and the Rise of a New Conception of Commerce, Legal History Series, Columbia Law School (Nov. 17, 2005)

Panel Commentator, Symposium on Comparative Early Modern Legal History, Newberry Library, Chicago, IL (Oct. 14, 2005)

Panel Moderator, Conference and Festschrift in Honor of Lawrence Friedman, Stanford Law School (Oct. 1, 2005)

Panel Moderator, Gun Control: Old Problems, New Paradigms, Stanford Law School (Sept. 16, 2005)

The Adversarial Self-Conception of American Legal Culture and the Forgotten Equity Tradition, Cornell Law School and Sciences Po, Workshop on Rethinking “Legal Transplants” and “Mixed Jurisdictions”: When Civilian Legal Reasoning Meets Constitutional Thought, Paris, France (July 14, 2005)

A Revolution in Commerce: French Absolutism and the Rise of “le Commerce” as Social Function, Annual Meeting of the Research Committee on the Sociology of Law, Paris, France (July 12, 2005)

Our Inquisitorial Tradition: Equity Procedure, Due Process, and the Search for an Alternative to the Adversarial, Law & History Workshop, Tel Aviv University Law School (May 23, 2005)

Reconceiving Trade as Free, Private Exchange: Jurisdictional Conflict and the Eighteenth-Century Parisian Merchant Court, Annual Conference of the Society for French Historical Studies, Stanford University (Mar. 19, 2005)

Invited Participant, West Coast Law and Society Retreat, Berkeley, CA (Mar. 11-12, 2005)

A Revolution in Commerce: French Absolutism and the Rise of “le Commerce” as Social Function, Annual Conference of the American Society for Legal History, Austin, TX (Oct. 30, 2004)

Invited Participant, Empire, Human Rights, and Transnational Contexts in American Legal History, Miniconference, University of Texas, Austin (Oct. 28, 2004)

A “Question of Name”: Merchant-Court Jurisdiction and the Origins of the Noblesse Commerçante, Gimon Conference on French Political Economy (1650-1850), Stanford University (Apr. 18, 2004)

GRANTS AND AWARDS

John Phillip Reid Book Award, awarded by the American Society for Legal History for the best monograph by a mid-career or senior scholar published in English in Anglo-American legal history (2018)

Violet Andrews Whittier Fellowship, Stanford Humanities Center (2013-14)

Hessel Yntema Prize, awarded by the American Society of Comparative Law for the “most outstanding” article by a scholar under 40 appearing in volume 58 of the *American Journal of Comparative Law* (2011)

J. Russell Major Prize, awarded by the American Historical Association for the best book in English on any aspect of French history (2008)

Research Fellow, Workshop on Common Law Legal Transplants, Institute for Advanced Studies, Hebrew University (May-August 2008)

Charles A. Ryskamp Research Fellowship, American Council of Learned Societies (2007-2008)

Surrency Prize, awarded by the American Society for Legal History for the best article appearing in volume 22 of the *Law and History Review* (2005)

Special Commendation Award, U.S. Department of Justice (December 2002)

Performance Award, U.S. Department of Justice (December 2002)

Star Award for legal representation, U.S. Department of the Interior (September 2002)

PROFESSIONAL MEMBERSHIPS AND SERVICE

Co-Editor, Oxford University Press Monograph Series, *Oxford Legal History*

External Reviewer, School of Historical Studies, Institute for Advanced Study, Princeton (2018-19)

Chair, Nominating Committee of the American Society for Legal History (2017)

Elected Member, Nominating Committee of the American Society for Legal History (2008-2010; 2016-18)

Invited Member, Program Committee of the American Society for Legal History (2006; 2010; 2017)

Invited Member, Program Committee of the Law and Society Association (2015)

Invited Member, Editorial Board of *Law and History Review* (2013-2017; 2018-2020)

Invited Member, Editorial Board of *Law and Social Inquiry* (2013-2015)

Invited Member, Editorial Board of *Studies in the History of Law and Justice*, Springer (starting 2013)

Invited Member, Herbert Jacob Book Prize Committee, Law and Society Association (2013)

Elected Associate Member, International Academy of Comparative Law (starting 2012)

Invited Member, Executive Committee of the American Society for Legal History (2011-2014)

Elected Member, Board of Directors of the American Society for Legal History (2011-2014)

Co-Chair, Program Committee of the American Society for Legal History (2011)

Invited Member, J. Willard Hurst Book Prize Committee, Law and Society Association (2011; 2016)

Elected Member, Executive Committee of the American Society of Comparative Law (2009-10; 2010-11)

Co-Director, Law and History Workshop, Stanford Humanities Center (2008-09)

Associate Editor (Book Reviews, Non-Americas), *Law and History Review* (2007-2012)

Chair, American Association of Law Schools Section on Comparative Law (2010)

Elected Member, Executive Committee of the American Association of Law Schools Section on Comparative Law (2007-09)

Manuscript Reviewer, Yale University Press; Oxford University Press; University of Chicago Press; Edward Elgar Publishing; *Law and History Review*; *American Historical Review*; *The Economic History Review*; *The Journal of Economic History*; *Law and Social Inquiry*; *The Journal of Modern History*; *Journal of Law, Economics, and Organization*; *The Journal of Legal History*; *French History*; *Financial History Review*

Grant/Fellowship Reviewer, Mellon/ACLS Dissertation Completion Fellowship Program; Agence nationale de la recherche (France)

Director/Editor (representing Stanford), American Society of Comparative Law

Local Organizer, Annual Meeting of *Mouvement Jeune Notariat* (organization of French notaries/transactional lawyers), San Francisco, CA (Nov. 18-24, 2007)

Member, American Society for Legal History, Law and Society Association, American Historical Association, & Society for French Historical Studies

Admitted to New York and Massachusetts Bars (2000)

LAW SCHOOL SERVICE

Member, Promotions Committee (2015-16; 2018-19)

Member, Appointments Committee (2008-09; 2014-15; 2016-17)

Member, Tenure Committee (2013-14)

Member, Private International Law Committee (2012-13)

Chair, Appointments Committee (Entry-Level) (2010-11)

Member, Foreign Law Programs Committee (2009-10; 2015-16; 2016-17; 2017-18; 2018-19)

Chair, Faculty Workshops Committee (2006-07; 2007-08)

Member, Graduate/International Studies Committee (2004-07; 2009-10; 2012-13)

Member, Building Committee (2006-07; 2008-09)

Member, Admissions Committee (2003-04)

UNIVERSITY SERVICE

Member, Selection Committee for Joint School of Humanities & Sciences/Law School Search in Law and Legal Institutions in Muslim Societies (2017-18)

Member, Selection Committee for the Graduate School of Education Centennial Search in Education and Humanities (2017-18)

Member, Selection Committee for Dissertation Fellowships, Stanford Humanities Center (2018)

Member, Selection Committee for Research Workshops, Stanford Humanities Center (2016)

Member, Faculty Voice and Influence Program (2011-12)

Executive Committee Member, France-Stanford Center for Interdisciplinary Studies (2008-11)

Member, Committee on Libraries (2009-12; 2015-18)

Member, Committee on Libraries Subcommittee on the Future of Stanford's Libraries (2008-10)

Stanford Fellow (2008-10)

Member, Selection Committee for Gimon Visiting Scholar Fellowship in French Political Economy (2005-07; 2008-09; 2012-15)