

Kate O'Neill

University of Washington School of Law
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TEACHING

University of Washington School of Law

Professor of Law

Associate Professor 2001 - 2011
Assistant Professor 1996 – 2001
Director, Basic Legal Skills Program, 1993 – 2006
Senior Lecturer 1993 - 2001

Subjects: Contracts, Copyright, Law, Literature & Film, Legal Method, Legal Rhetoric, Legal Perspectives on the Legal Process, Analytic Writing, Contract Drafting, Drafting Business Documents, Legal Writing, Research & Analysis,

Brooklyn Law School

Instructor, Legal Writing, 1992 – 93
Instructor, Legal Writing, 1989 – 92 (half-time)
Instructor, Legal Writing, 1986 – 87

New York University Law School

Coordinator, Legal Writing Program, 1985 – 86
Instructor, Legal Writing, 1983 – 86

PRACTICE

Debevoise & Plimpton, New York, Associate 1980 – 83
Bar Admissions: New York 1981, Washington 1996

EDUCATION

Columbia University School of Law, J.D. 1980
Stanford University, B.A. with Distinction, 1975, Honors in Humanities
Phi Beta Kappa 1974
Major: Comparative Literature (English, French and Latin)
Minor: Philosophy

PUBLICATIONS

'Should I Stay or Should I Go?'—Covenants Not to Compete in a Down Economy: A Proposal for Better Advocacy and Better Judicial Opinions, 6 *Hastings Bus. L. J.* 83 (2010).

Rhetoric Counts: What We Should Teach When We Teach Posner, 39 *Seton Hall L. Rev.* 507 (2009).

Book Review, 58 *J. Leg. Educ.* 579 (2008), reviewing Elizabeth Mertz, *The Language of Law School: Learning to "Think Like a Lawyer"* (New York: Oxford Univ. Press 2008).

But Who Will Teach Legal Reasoning & Synthesis?, 4 *J. ALWD* 21 - 34 (2007).

A Silk Purse from a Sow's Ear? Or the Hidden Value of Being Short-Staffed, 15/1 *Persps.* 12 – 18 (Autumn 2006).

Against Dicta: A Legal Method for Rescuing 'Fair Use' from the 'Right of First Publication,' 89 *Cal. L.Rev.* 369 (2001).

Adding an Alternative Dispute Resolution (ADR) Perspective to a Traditional First Year Writing Course, 50 *Fla. L. Rev.* 709 (1998).

Using an 'ADR' Perspective to Teach Introductory Case Analysis in a Legal Writing Class; and The Medi-Lab Case: A Negotiation Exercise for a Legal Writing Course, in *Teachers' Manual for Leonard Riskin, et al., Dispute Resolution and Lawyers*, 258-269, 282 - 294 (2d. ed. West 1998); *Formalisms and Syllogisms: A Pragmatic Critique of Writing in Law School*, *XX Leg. Stud. Forum* 51 (1996).

Reasoning by Analogy, Persuading by Metaphor, University of Washington School of Law CLE Course Materials for Law, Literature and Film C.1 – C.11 (1993).

**A Writer's Guide to Copyright* (New York: Poets and Writers, Inc., 2d ed.1990). (I updated and revised the first edition, which was researched by Nelson Richardson and Judith Johnson and written by Caroline Rand Herron.) ** Works from 1974 – 1990 published under the name Kathleen O'Neill rather than Kate O'Neill*

Book Review, 15 *NYU Rev. L. & Soc. Change* 415 (1986-87) (reviewing Peter H. Schuck, *Agent Orange on Trial: Mass Toxic Disasters in the Courts* (Cambridge, Mass: Harvard Univ. Press 1986).

The Little Girl Book (co-authored with David Laskin) (New York: Ballantine Books 1992, 1996). Study Guide for *The Aeneid* (Woodbury NY: Barron's Education Series, Inc. 1984).

On 'Passing Time', VIII/1 *Mosaic* 29 (1974) (Paper presented at Stanford University comparative literature conference on the works of French novelist Michel Butor).

PRESENTATIONS

Presenter, “A Story with No End in Sight,” Conference on Applied Storytelling in Law, Lewis & Clark Law School, Portland, OR, July 23, 2009 (discussing the use of investigative journalism stories to teach first-year contracts law students about the “financial crisis” that began in 2007).

Panelist, “Applying the Rhetorical Perspective to Scholarship, Teaching, Professional Practice, & Disciplinary Development,” Mercer University/ Legal Writing Institute Conference on Law & Rhetoric: Legal Writing Through A Rhetorical Lens, San Diego, January 6, 2009.

Presenter, “Persuasive Writing Techniques – Improving Your Writing Style,” Washington State Bar Association CLE, Seattle, June 26, 2008.

Presenter, “Workshop on Contract Drafting,” K&LGates, PLLC, Seattle, March 6 & 13, 2008.
Presenter, “Posner TM”, Faculty Colloquium, University of Washington School of Law, October 31, 2007.

Panelist, “When Worlds Collide: Exploring Inter-Relationships and Collaboration Between Clinicians and Legal Writing Teachers in Teaching and Scholarship,” Association of American Law Schools Annual Meeting, Washington D.C., January 4, 2007.

Presenter, “How Students Learn Basic Legal Skills – Report on the first year of the Pilot Project, Faculty Colloquium, University of Washington School of Law, March 2005.

Presenter, “What’s consideration got to do with it?” Faculty Colloquium, University of Washington School of Law, February 2005.

Presenter, “Pilot Project for Teaching Basic Legal Skills ” Faculty Colloquium, University of Washington School of Law, April 2004.

Presenter, “Just Rhetoric? – Persuasion, Manipulation and Ethics in Legal Writing Today,” CLE Program on Law, Literature and Film: Uses and Abuses, University of Washington School of Law, December 2004.

Presenter, “Copyright” – Presentation to Puget Sound Science Writers Association, Seattle, February, 2003.

Small Section Leader, Workshop on Critiquing, Legal Writing Institute Conference, Seattle University Law School, July 2000.

Presenter, “Using an ADR Perspective to Teach Introductory Case Analysis,” Association of Legal Writing Directors Annual Conference, Chicago, July 1997.

PRESENTATIONS, cont.

Co-chair and Moderator, "Writing to Learn," Legal Writing Section Program, AALS Annual Meeting, Washington, D.C., January 1987.

Presenter, "Pragmatism in First-Year Legal Writing Courses," Legal Writing Institute Annual Conference, Chicago – Kent Law School, July 1994.

Panelist, "Teaching the Video Generation," Legal Writing Institute Annual Conference, Chicago – Kent Law School, July 1994.

Panelist, "Using Narrative to Enlist the Interest and Participation of Students of Diverse Backgrounds," SALT Teaching Conference, Santa Clara University, October 1993.

Presenter, "Reasoning by Analogy, Persuading by Metaphor," CLE Program on Law, Literature and Film, University of Washington School of Law, December 1993.

PROFESSIONAL & PUBLIC SERVICE

Pro Bono Legal Services:

Volunteer, Home Foreclosure Project (a joint project of the Washington State Bar Association and the Northwest Justice Project), (providing pro bono help to homeowners attempting to modify loans - occasionally since January 2010).

Volunteer & Member, Washington Lawyers for the Arts (providing free legal advice to artists - occasionally since Summer 2007).

CLE Presentations:

Presenter, *Animal Law – Contract Pitfalls*, CLE, 1 credit, Washington State Bar Association, Seattle WA, November 16, 2010.

Presenter, *Legal Writing*, CLE, 1.5 credits, Washington State Bar Association, Seattle WA, June 26, 2008.

Presenter, *Contract Law and Practice in Washington State: An Update*, CLE, 3 credits, Whatcom County Bar Association, Bellingham, WA, November 1, 2006.

Presenter, *Just Rhetoric?- Persuasion, Manipulation and Ethics in Legal Writing Today*, CLE on Law, Literature and Film: Uses And Abuses .75 credit, University of Washington School of Law, December 3, 2004.

Selected Committee Work:

National/Regional Academic

Chair, Scholarship Committee, Association of Legal Writing Directors 2011 – 2012; Member, 2010 - 2011

Association of American Law Schools: Reporter, Association of American Law Schools, Section on Legal Analysis, Research and Writing (for section web page), Summer 2005 – Autumn 2006.

Sponsor, Northwest Legal Writing Conference, University of Washington School of Law, September 2005.

Chair, Association of American Law Schools, Section on Legal Reasoning, Research & Writing, 2000.

University of Washington:

Chair, Faculty Council on Educational Outreach, University of Washington, Academic 2007 - 2008.

Chair, Faculty Council on Faculty Affairs, University of Washington, Academic 2002 – 2004.

Chair, Program Review of Textual Studies Program, University of Washington, 2002.

Chair, Faculty Council on University Libraries, University of Washington, April 1998 – March 2000.

Member and Chair, Subcommittee on Libraries' Users, Provost's Ad-Hoc Committee on Libraries' Facilities Master Plan, Academic 1999 – 2000.

University of Washington School of Law:

Chair, University of Washington School of Law, Curriculum Committee, Academic 2010 – 2011, 2011 – ongoing.

Member, Curriculum Committee, University of Washington School of Law, Academic 2006-2008; Chair, Academic 2005-2006.

Member, Initial Appointments Committee, Academic, 2006-2007.

PROFESSIONAL AND PUBLIC SERVICE, cont.

Selected Committee Work, cont.

Faculty Representative, Strategic Planning Steering Committee, University of Washington School of Law, Academic 2004-2005.

Executive Council Member, University of Washington School of Law, Academic 2002-2004.
Member of Competition Review Board, The William L. Dwyer Jury Project Award, 2003-present.

Miscellaneous:

President, American Association of University Professors, University of Washington Chapter, Academic 2003-2004.

Chair, Subcommittee on Volunteer Recruitment, Community Legal Services Committee, King County Bar Association, 2002 – 2003.

Vice-President, Board of Directors, Innis Arden Community Association, 1999 – 2002 (pro-bono)