

David J.S. Ziff

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ACADEMIC EXPERIENCE

University of Washington School of Law, Seattle, Washington

<i>Director of Legal Writing</i>	2017–present
<i>Senior Lecturer</i>	2016–present
<i>Lecturer</i>	2012–2016

Courses: Legal Analysis, Research, and Writing (A506)
Washington Law Review Seminar (B597)
Persuasive Writing (E508)
Advanced Legal Writing: Motion Practice (B598)
Introduction to Perspectives on the Law (A500)

Service: *National*
Chair, ALWD Publications Committee (2018–present)
ALWD Publications Committee (2017–2018)
LWI Discipline Building Working Group (2018–present)

University of Washington

Co-Chair, Faculty Workshop Committee (2018–present)
Class of 2018 Gift Committee, Faculty Adviser (2018–present)
Search Committee for the School of Law’s Dean for Students (2019)
William L. Dwyer Inn of Court Board Member (2014–present)
Undergraduate UW Mock Trial Team Adviser (2015–present)
Public Interest Law Association Auction Co-Host (2015–present)
William H. Gates Scholarship Finalist Reviewer (2019)
Academic Success Committee (2017–2018)
Search Committee on the Deanship of the School of Law (2017–2018)
William H. Gates Scholarship Faculty Reader (2013–2018)
Outcomes and Assessment Committee (2017)
Moot Court Honor Board Faculty Adviser (2013–2017)
Order of Barristers Selection Coordinator (2014–2017)
Law School Diversity Committee, Commc’ns Subcommittee (2014–2017)
Teaching & Learning Committee (2015)
American Association for Justice Mock Trial Coach (2013–2016)
New York City Bar Association Moot Court Coach (2013–2016)
National Veterans Law Moot Court Coach (2015–2016)

Honors: Commencement Faculty Speaker (2015)
SCALE Faculty Award (2015)
Philip A. Trautman Small Section Professor of the Year (2013)

EDUCATION

Columbia University School of Law, New York, NY, J.D., 2005

Honors: James Kent Scholar (outstanding academic achievement)
Harlan Fiske Stone Scholar (superior academic achievement)

Activities: Executive Managing Editor, *Columbia Law Review*, Vols. 104–105
Staff, *Columbia Law Review*, Vols. 103–104

Symposium Co-Coordinator, *Sentencing: What's at Stake for the States?*
Research Assistant, Modern Remedies with Professor Catherine Sharkey
Teaching Assistant, Civil Procedure with Professor Samuel Issacharoff
IMPACT 2004 (voting rights organization)
Civilian Oversight of the Police Project

Brown University, Providence, RI, *Mathematics A.B. & Economics A.B.*, 2000
Activities: Coordinator and Counselor, Resident Counselor Program
Parliamentarian and Representative, Undergraduate Council of Students
President, Brown University Mock Trial Team

CLERKSHIPS

Chief Judge Dennis Jacobs 2006–2007
United States Court of Appeals for the Second Circuit

Judge Gerard E. Lynch 2005–2006
United States District Court for the Southern District of New York

PUBLICATIONS

Law Reviews and Peer-Reviewed Journals

The Worst System of Citation Except for All the Others, 66 J. Legal Educ. (forthcoming Spring 2017)
(reviewing *The Bluebook: A Uniform System of Citation* (Columbia Law Review Ass'n et al. eds., 20th ed. 2015))

Dear Chief Justice Roberts: Please Tell Justice Scalia to Be Quiet, 10 Legal Comm. & Rhetoric: JALWD 265 (2013) (reviewing Ryan A. Malphurs, *Rhetoric and Discourse in Supreme Court Oral Arguments: Sensemaking in Judicial Decisions* (2013))

Fourth Amendment Limitations on the Execution of Computer Searches Conducted Pursuant to a Warrant, 105 Colum. L. Rev. 841 (2005)

Termination of Idiopathic Persistent Singultus (Hiccup) with Supra-Supramaximal Inspiration, J. Emergency Med., Nov. 2004, at 416 (co-author)

Selected Posts at Ziff Blog

Six Suggestions for Improving The Bluebook (Oct. 17, 2018)

Stare Decisis and the Consubstantiality of the Washington Court of Appeals (Jan. 26, 2018)

Everybody Hates The Bluebook: An Example (Nov. 10, 2016)

Washington's Prison Glitch and the Law of Carceral Take-Backs (Dec. 29, 2015)

The Chief Justice's Brand of Textualism (June 25, 2015)

Alabama, Same-Sex Marriage, and the Variousness of Federal Law (Feb. 11, 2015)

Reflections from Cato: Halbig and the "Isolationist" Theory of Statutory Interpretation (Nov. 3, 2014)

Halbig, Statutory Interpretation, and Lessons I Learned in Practice (July 29, 2014)

PROFESSIONAL EXPERIENCE

McNaul Ebel Nawrot & Helgren PLLC, Seattle, Washington

2009–2012

Associate

Managed a variety complex civil cases, including partnership disputes, employment disputes, commercial contract disputes, and discrimination claims. Argued numerous motions in Superior Court, including motions for preliminary injunctions and summary judgment. Conducted and defended many depositions of lay witnesses and experts in a variety of cases. Researched and drafted briefs and pleadings, including a motion to stay a \$6 million insurance litigation, a Ninth Circuit Court of Appeals brief in a \$25 million contract dispute, and a variety of motions for summary judgment. Assisted with trial in the Western District of Washington, including drafting proposed jury instructions and motions in limine.

Brune & Richard LLP, New York, New York

2007–2009

Associate

Criminal Litigation Experience: Drafted and presented submissions to the United States Attorney's Office, the SEC, and FINRA to prevent prosecutions. Prepared client, in coordination with the Assistant District Attorney, to testify in a murder prosecution. Advocated for reduction in client's sentence following guilty plea. Researched and drafted numerous memoranda regarding a wide range of issues, including loss calculation at sentencing, statutes of limitations as applied to conspiracy and aiding and abetting charges, and the materiality of various statements in connection with securities fraud prosecutions.

Civil Litigation Experience: Conducted and defended numerous depositions in a \$3 million contract litigation. Argued summary judgment motion in federal district court on behalf of plaintiffs in a fraud and contract action. Managed discovery in an employment arbitration. Drafted complaints in various financial instrument actions. Researched and drafted numerous briefs, including a motion for summary judgment based on the jurisdictional limitation of the Hobbs Act, an opposition to a motion to dismiss a California arbitration, and motions in limine.

The Bronx Defenders, Bronx, New York

Summer 2004

Charles Evans Hughes Fellow, Intern

Worked with two senior attorneys in a community-based public defender's office. Represented client in misdemeanor arraignment. Participated in client interviews. Researched and drafted brief arguing that New York's discretionary sentencing enhancement for recidivist offenders is unconstitutional under *Blakely v. Washington*. Researched and drafted memorandum on the admissibility of 911 recordings against criminal defendants under *Crawford v. Washington*.

U.S. Attorney's Office, Southern District of New York, New York, New York

Summer 2003

Lloyd F. MacMahon Fellow, Intern

Criminal Division, General Crimes Unit

Participated in the preparation of witnesses for suppression hearing. Researched and drafted memoranda on search and seizure law, the constitutionality of federal statutes, and admissibility of evidence. Attended numerous interviews with defendants, suspects, and informants.

PRESENTATIONS

Legal Writing Workshop, The Washington State Bar Association, WSBA CLE Program, Mar. 13, 2019 (Seattle, WA)

Reading Like a Lawyer & Class Simulation, Foundations for Legal Study, University of Washington School of Law, Sep. 18, 2018 (Seattle, WA)

Moderator, *A Conversation with the LWI Discipline-Building Working Group*, Legal Writing Institute Biennial Conference, Marquette Law School, July 14, 2018 (Milwaukee, WI)

Energizing Your Writing III: The Big Picture, The ACLU of Washington, July 10, 2018 (Seattle, WA) (with Prof. Mimi Samuel)

Theory, Theme, and Narrative, Beyond the Law: Persuading Appellate Judges that Your Client Deserves to Win, Washington State Office of Public Defense, June 28, 2018 (Leavenworth, WA)

Writing Workshop, FOCAL, PLLC, Aug. 22, 2017 (Seattle, WA)

Energizing Your Writing II: The Re-Energizing, The ACLU of Washington, June 28, 2017 (Seattle, WA) (with Prof. Mimi Samuel)

Seattle Think & Drink: Presidential Power, Humanities Washington and KUOW, Mar. 28, 2017 (Seattle, WA) (with Prof. Lisa Manheim)

Superior Court, Supreme Court, Ninth Circuit Court of Appeals: A Conversation with Judge Morgan Christen, University of Washington School of Law Second Friday CLE in Alaska, Oct. 14, 2016 (Anchorage, AK)

Three Inns Meeting: Technology & Access to Justice in Washington, William L. Dwyer Inn of Court, Seattle University School of Law, Oct. 5, 2016 (with Judge Beth Andrus)

Energizing Your Writing, The ACLU of Washington, June 29, 2016 (Seattle, WA) (with Prof. Mimi Samuel)

Judging Statutes: A Conversation with Chief Judge Robert A. Katzmann, University of Washington School of Law, Apr. 18, 2016 (Seattle, WA)

Moderator, *The Supreme Court in the Shadow of the 2016 Election*, The Federal Bar Association for the Western District of Washington, Dec. 9, 2015 (Seattle, WA)

Legal Writing for Tax LLM Students, University of Washington School of Law, Nov. 17, 2015 (Seattle, WA)

Let's Talk About Sexism in the Legal Profession, William L. Dwyer Inn of Court, Seattle University School of Law, Sep. 8, 2015 (Seattle, WA)

Introduction to Civil Litigation, Foundations for Legal Study, University of Washington School of Law, Sep. 16, 2015 (Seattle, WA)

The Language of the Law: Reading Like a Lawyer, Foundations for Legal Study, University of Washington School of Law, Sep. 16, 2015 (Seattle, WA)

Legal Storytelling and Statutory Interpretation: An Examination of the Rhetoric and Narrative in King v. Burwell, Legal Writing Institute, Fifth Biennial Conference on Applied Legal Storytelling, July 22, 2015 (Seattle, WA)

Panelist, *King v. Burwell: Obamacare in the Supreme Court (Again)*, University of Washington School of Law, Mar. 11, 2015 (Seattle, WA)

Panelist, *What Is the Law, and on Which Side Is the IRS?*, Cato Institute, *Pruitt, Halbig, King & Indiana: Is ObamaCare Once Again Headed to the Supreme Court?*, Oct. 30, 2014 (Washington, DC)

Legal Writing for Tax LLM Students, University of Washington School of Law, Oct. 7, 2014 (Seattle, WA)

ADDITIONAL INFORMATION

Raised in Minnetonka, Minnesota. Admitted to practice in Washington State and New York State. Fan of the Minnesota Twins, British murder mysteries, and the birds in my backyard.