

JAIME L. DODGE

Director, Institute for Complex Litigation and Mass Claims
Emory University School of Law
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EDUCATION

HARVARD LAW SCHOOL, *Juris Doctor, cum laude*, 2004

Harvard Law Review - Supreme Court Chairperson

Harvard Negotiation Law Review - Articles Chairperson

American Bankruptcy Institute Medal of Excellence

PEPPERDINE LAW SCHOOL, *Masters in Dispute Resolution*, 2004

Straus Institute Fellow

DARTMOUTH COLLEGE, *Bachelor of Arts, magna cum laude*, 2000

Psychology *with honors*; International Development *with high honors*

Grant Recipient: E.E. Just Grant (race studies), Cargill Grant (agriculture and environment),

Rockefeller Grant (government), and Waterhouse Honors Grant

CURRENT POSITION

EMORY LAW SCHOOL

Director, Institute for Complex Litigation and Mass Claims

Atlanta, GA

2016-present

PAST ACADEMIC APPOINTMENTS

UNIVERSITY OF GEORGIA LAW SCHOOL

Assistant Professor of Law

Courses: Complex Litigation; Bankruptcy; Interviewing, Counseling, and Negotiation; Dispute Resolution and Systems Design

Athens, GA

2011-2015

PEKING UNIVERSITY SCHOOL OF TRANSNATIONAL LAW

Visiting Assistant Professor of Law

Courses: Transnational Financial Services Litigation, International Class Actions & Complex Litigation

Shenzhen, China

2011, 2012

HARVARD LAW SCHOOL

Climenko Fellow & Lecturer on Law

Courses: Legal Research & Writing, Cross-Border Class Actions and Aggregate Dispute Resolution: Public and Private Process Design Seminar

Cambridge, MA

2009-2011

OTHER APPOINTMENTS

EDITOR-IN-CHIEF, *Duke Law Distinguished Lawyer's Conference on Best Practices in Multidistrict Litigation*

CO-REPORTER, *ABA Working Group on White Collar Crime, Asset Forfeiture and Business Bankruptcy*

PUBLICATIONS

- Reconceptualizing Non-Article III Tribunals*, 99 MINN. L. REV. 905 (2015)
- Bilateral Mass Settlement*, 90 NOTRE DAME L. REV. 335 (2014) (invited article)
- Mass-Claims Resolution Without Class Actions*, 63 EMORY L.J. 1253 (2014)
Colloquy dedicated to this Article, with responses published beginning at 63 EMORY L.J. 1317,
by Margaret Thomas, Dana Remus, and Adam Zimmerman
- The Limits of Procedural Private Ordering*, 97 VA. L. REV. 724 (2011)

SYMPOSIUM ARTICLES & OTHER WORKS

- Facilitative Judging: Organizational Design in Multi-District Litigation*, 64 EMORY L.J. 329 (2015)
(Randolph W. Throver Symposium)
- Standards and Best Practices for Large and Mass-Tort MDLs*, DUKE LAW CENTER FOR JUDICIAL
STUDIES (2014) (editor-in-chief) (150-page report)
- Collective Adjudication of Financial Services and Other Cross-Border Mass Injury Cases*,
1 EUR. J. CONSUMER L. 141 (2010) (with David Rosenberg) (symposium; peer-reviewed)
- Note, Jurisdiction in Bankruptcy Proceedings: A Test Case for Implied Repeal of the Federal
Arbitration Act*, 117 HARV. L. REV. 2296 (2004)

ESSAYS & COMMENTS

- Federal Employers' Liability Act*, 117 HARV. L. REV. 420 (2003)
- Arbitration: Fifth Circuit Holds Magnuson-Moss Warranty Act Claims Arbitrable Despite Contrary
Agency Interpretation – Walton v. Rose Mobile Homes*, 116 HARV. L. REV. 1201 (2003)
- Arbitration, Consent & Contractual Theory: The Implications of EEOC v. Waffle House*,
8 HARV. NEGOT. L. REV. 289 (2003) (with Elizabeth Pollman)
- Revisiting the Standard for Arbitral Review: Major League Baseball Players Ass'n v. Garvey*,
7 HARV. NEGOT. L. REV. 389 (2002) (with Allison Berkowitz Prout)

OTHER PUBLICATIONS

- Navigating Changing Currents: New Trend or Outlier?*, GEORGIA BAR ASSOCIATION (2013) (with
Jennifer Williams)
- Dispute Resolution in Bankruptcy*, SOUTHEASTERN BUSINESS LAW INSTITUTE (2013) (with Justin
Barger)
- Government Claims in Bankruptcy*, SOUTHEASTERN BUSINESS LAW INSTITUTE (2013) (with Jill
Jenkins)
- Arbitration & Liquidation: Attacking and Defending Arbitration Provisions in Bankruptcy
Proceedings*, 1 BUS. LAW NEWS 1 (2007) (two-part cover article)
- The Role of Courts in Arbitration*, NAT'L CONF. OF BANKR. JUDGES PROC. (2006)
- Settlement Law and Strategies*, NTL. EMPL. LAW INST. (2007) (with Jeffrey Wohl)
- Arbitration & Other Alternative Dispute Resolution Processes*, Ntl. Empl. Law Inst. (2006)
(with Jeffrey Wohl)
- Developments in Employment Law*, ARIZONA BAR ASS'N (2006) (with Jeffrey Wohl & Rishi Sharma)

Annual Developments in Public Sector Law, NTL. EMPL. LAW INST. (2006) (with Jeffrey Wohl)

Annual Developments in Equal Employment Opportunity Law, NAT'L EMPL. LAW INST. (2005, 2006, 2007) (with Jeffrey Wohl & Rishi Sharma)

Addressing the Pro Se Litigation Crisis: A Process Analysis, BELLOW-SACHS FOUND. (2004)

WORKS IN PROGRESS

Shadow Judges (selected for presentation at Junior Federal Courts Workshop)

The Tyranny of Settlement

COMPLEX LITIGATION & MASS SETTLEMENT (2017 release date with West)

MEDIA

Quoted on employment, bankruptcy/ insolvency, and complex litigation by the Associated Press, National Public Radio, CNN, ABC News, MSNBC, *Businessweek*, the *Daily Reporter*, *The Huffington Post*, *The Boston Globe*, *The Washington Post*, the *Denver Post*, the *Miami Herald*, and the *Atlanta Business Chronicle*, among many others.

SELECTED LEGAL EXPERIENCE

Represented Fortune 50 corporations in a variety of consumer, employment, and civil rights complex litigation cases; oversaw administration of both domestic and international class action settlements; and participated in successful appeals of two of the largest employment-discrimination class actions ever certified.

- GIBSON, DUNN & CRUTCHER LLP, *San Francisco, CA* 2007-2009
- PAUL, HASTINGS, JANOFSKY & WALKER LLP, *San Francisco, CA* 2005-2007
- U.S. COURT OF APPEALS FOR THE NINTH CIRCUIT, Law Clerk to John T. Noonan, Jr. 2004-2005

REPRESENTATIVE DISPUTE RESOLUTION EXPERIENCE

Provide dispute resolution systems design expertise for public and private organizations, as well as transitional governments. Served as a mediator, arbitrator, reg-neg facilitator, and dispute-resolution trainer for a variety of local and state government bodies, as well as domestic and international non-profit organizations.

- Assisted committee drafting new model bankruptcy law and alternative dispute resolution protocols for a transitional government in the Middle East
- Provided training in international conflict management and grassroots dispute resolution through Roger Fisher's Conflict Management Group
- Developed environmental by-laws through modified regulatory negotiation proceeding
- Mediated racial and ethnic neighborhood conflicts for a California city; participated in founding mayor's peace-building task force
- Drafted approximately a dozen arbitration awards for the National Association of Securities Dealers
- Served as mediator-arbitrator for the Massachusetts Attorney General's Regulated Industries Division
- Directed community-based mediation center comprised of more than 70 trained mediators and neutrals
- Appeared before the US Olympic Committee, successfully arguing for changes in the interpretation of statutory due process rights for athletes

SELECTED PRESENTATIONS

ACADEMIC PRESENTATIONS

The Tyranny of Settlement

Southeastern Law Junior/ Senior Faculty Workshop, Florida State University School of Law,
October 2014

Shadow Judges

Article selected for presentation through blind process by nationally recognized federal courts
scholars; Junior Federal Courts Workshop, Georgia, October 2014

The Death of Group Vindication of the Law

Randolph W. Throver Symposium, Emory Law School, February 2014; “Stand Alone or Stand
Down: Consumer Arbitration Agreements and the Demise of Collective Dispute Resolution”

Reconceptualizing Non-Article III Tribunals

Article selected for presentation through blind process by nationally recognized federal courts
scholars; Junior Federal Courts Workshop, New York, NY, October 2013
Presentation at the University of Notre Dame Law School, January 2014

Bilateral Mass Settlements and the Rise of Disaggregate Litigation

Article selected for presentation through blind, peer-review process by Harvard/Stanford/Yale
faculty; Stanford/ Harvard/ Yale Junior Faculty Forum, Yale Law School, June 2013
Presentation at the University of Florida School of Law, February 2014
Presentation at the Emory School of Law, September 2012

The Future of Public Tribunals in a Constitutional System

Presentation at the Peking University School of Transnational Law, Shenzhen, China, June 2011

The Limits of Procedural Private Ordering

Presentation at the Pepperdine University School of Law, December 2010
Presentation at the University of Virginia School of Law, November 2010
Presentation at the University of Georgia School of Law, November 2010
Presentation at the Florida State University School of Law, November 2010
Presentation at the University of Alabama School of Law, November 2010
Presentation at the Louisiana State University School of Law, November 2010
Presentation at the University of St. Thomas School of Law, November 2010
Presentation at the Stetson University School of Law, November 2010
Presentation at the University of Vermont School of Law, October 2010
Presentation at Harvard Law School, September 2010

PRESENTATIONS TO THE JUDICIARY

Multidistrict Litigation Settlement

Presentation to the Multidistrict Litigation Conference, Duke Law School, October 2015

Multidistrict Litigation Best Practices

Written presentation to the Duke Law Conference, Bench-Bar-Academy Distinguished Lawyers’
Series, September 2014 (prepared with the input of over two-dozen prominent members of the
judiciary and bar)

Procedure as Instrumentality of Judicial Legitimacy: The Necessity, Role & Contours of The Federal Rules of Civil Procedure Post-Mensalao

Presentation to the International Judicial Training Program - Brazil, December 2013

Presentation to the International Judicial Training Program - Brazil, December 2012

Trend or Outlier?: A Look Back from the Bankruptcy Bench

Moderator of panel discussion between Chief Judge Susan Barrett, Chief Judge John Laney, and Judge Jim Smith, State Bar of Georgia, Annual Bankruptcy Seminar, December 2013

Exemptions, 707(b) Dismissals & Absolute Priority: Navigating Through Conflicting Precedent

Annual Bankruptcy Seminar, Middle District of Georgia, September 2013

Governmental Parties in Bankruptcy: Pitfalls & Strategies

Southeastern Bankruptcy Law Institute, Atlanta, GA, March 2013

Alternative Dispute Resolution Strategy & Techniques in Bankruptcy Litigation

Southeastern Bankruptcy Law Institute, Atlanta, GA, March 2013

Cross-Border Insolvencies: Tools for Coordination and Avenues for Relief

Panelist, American Bar Association Subcommittee on International Bankruptcy, San Diego, CA
October 2012

Enforcement of Arbitration Provisions in Bankruptcy Cases

Panelist, National Conference of Bankruptcy Judges, San Francisco, CA, November 2006

OTHER PRESENTATIONS*The Relationship Between Federal & State Courts and Counsel*

Mass Torts Judicial Forum, New York, NY, April 2016

A Magical Marriage, or Is He Just a Troll?

American Bankruptcy Institute, Amelia Island, FL, July 2013

Article III Delegation Doctrine

Emory/UGA Law Workshop, July 2013

Effective Advocacy in Bankruptcy

Panelist, Pollard Bankruptcy Award Program, Atlanta Bar Association, Atlanta, GA, May 2011

The (New) Constitutional Limits of Arbitration

The Law & Society Association, San Francisco, CA, June 2011

Obama's Employment Policies: Employers, Family Decisions & the Role of Government

The Federalist Society & The Abigail Adams Society (co-sponsors), Cambridge, MA, October 2010

Procedural Private Ordering

Panelist, "Critique of Alternative Procedures in Law," The Law & Society Association,
Chicago, IL, May 2010

BAR ADMISSIONS

STATE OF CALIFORNIA (2005-PRESENT)

COMMONWEALTH OF MASSACHUSETTS (2005-PRESENT)

STATE OF NEW YORK (2005-PRESENT)

UNIVERSITY SERVICE

UGA LAW PLACEMENT COMMITTEE, 2012-2015

ADVISOR, HOMER W. DRAKE JR., GEORGIA BANKRUPTCY AMERICAN INN OF COURT, 2014-2015

MEDIATOR, UNIVERSITY OF GEORGIA (CONFLICTS BETWEEN DEANS, DEPARTMENT HEADS), 2014-2015

ADVISOR, LABOR & EMPLOYMENT LAW ASSOCIATION, 2011-2015

UGA LAW LIBRARY COMMITTEE, 2011-2012

OTHER ACTIVITIES

BOARD OF DIRECTORS, RANDOM ACTS (global non-profit organization)

NEXT GENERATION PROGRAM, NATIONAL CONFERENCE OF BANKRUPTCY JUDGES (first law professor ever selected for participation)

HONORARY MEMBER, HOMER W. DRAKE JR., GEORGIA BANKRUPTCY AMERICAN INN OF COURT