

SIMONA GROSSI

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EDUCATION

UC Berkeley, School of Law, Berkeley, CA
JSD, 2011 – Thesis, “*Standards of decisions.*”

LL.M., 2009 – Concentration in Civil Procedure and Litigation. Thesis, “*A Comparative Analysis Between the Italian Civil Proceedings and the American Civil Proceedings before Federal Courts.*”

Activities:

Berkeley Journal of International Law (BJIL), Associate Editor.

Research Assistant to Professor David B. Oppenheimer (research on Civil Procedure and Comparative Equality Law).

Research Assistant to Professor Wayne D. Brazil (research on ADR).

L.U.I.S.S. University, School of Law, Rome, Italy, July 2002
Grade: 110/110. Thesis, “*Limits to the Subject Matter Jurisdiction of the International Criminal Court.*”
Merit Scholarship in 1999, 2000, 2001 and 2002.

Georgetown University, School of Law, Washington, D.C., 1999
Exchange student (international and comparative law studies).

EXPERIENCE

Yale Law School, New Haven, CT—Fall 2016
Senior Research Scholar in Law

USC Gould School of Law, Los Angeles, CA—Fall 2015
Visiting Professor of Law
Course: Civil Procedure

Temple University Beasley School of Law, Japan Campus, Tokyo, Japan—Summer 2015
Visiting Professor of Law
Course: Constitutional Law.

Loyola Law School Los Angeles, Los Angeles, CA—June 2010 - present
Professor of Law & Theodore A. Bruinsma Fellow
Courses: Civil Procedure, California Civil Procedure, Federal Courts, Constitutional Law, Comparative Law.

Judge Charles R. Breyer, Northern District of California, San Francisco, CA—Spring 2010
Judicial Extern

UC Berkeley, School of Law, Berkeley, CA—Fall 2009 & Spring 2010
Tutor to LLM students
Courses: American Law and Legal Writing and Research.

Golden Gate University, School of Law, San Francisco, CA—Fall 2009 & Spring 2010

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Adjunct Professor of Law

Course: Comparative Civil Procedure.

Bonelli Erede Pappalardo Law Firm, Milan, Italy - July 2005 – July 2008

Associate, litigator and trial lawyer

Drafted pleadings, motions and deeds, prepared cases for trial, prepared testimonies, examinations and cross-examinations, attended hearings in judicial proceedings and national and international arbitration, provided advice concerning civil procedure, conflict of laws, private international law, arbitration, torts, product liability, professional responsibility, contracts, bankruptcy, corporations, etc.

Clifford Chance Law Firm, Milan, Italy - July 2002 – July 2005

Associate, litigator and trial lawyer

Advised clients on national and international bankruptcy, civil procedure, evidence, conflict of laws, private international law, arbitration, torts, product liability, contracts, corporations. Drafted pleadings, motions and deeds, prepared cases for trial, prepared testimonies, attended hearings in judicial proceedings and arbitration.

Senate and Legal Offices of Senator Paul Strauss, Washington, D.C.—Summer 2000

Intern

Prepared cases for trial, interviewed clients, filed motions, conducted legal research, drafted memos, assisted Senator in legal and political matters in general.

UNESCO National Commission for Italy, Rome, Italy - October 2000—January 2001

Intern

Responsible for drafting and editing the UNESCO 2000 Report on Human Rights Education in Italy.

American Council for the United Nations University (AC-UNU) at The Millennium Project, Washington D.C.—July 2000 -July 2002

Researcher

Projects included the International Criminal Court (ICC), Global Challenges for the Millennium, Environmental Security, United Nations, Implementation of Futures Research in Decision-making.

PUBLICATIONS

Books

The Legislative History of the Federal Rules of Civil Procedure, forthcoming.

The Federal Rules of Civil Procedure: Common Threads and Ideas, forthcoming.

Charles E. Clark: A Biography, forthcoming.

Legal Realism and Legal Process: The Untold Story, forthcoming.

The Federal Rules of Civil Procedure as a Model of Legislative Reform, forthcoming.

The Federal Courts and the People in a Democratic System, Cambridge University Press, forthcoming.

Federal Courts: Principles, Cases & Practices (with Allan Ides) West Academic Publishing, forthcoming.

Civil Procedure: Cases & Problems (with Allan Ides & Christopher N. May), Aspen 2016, 5th ed.

Constitutional Law: National Power and Federalism (with Allan Ides & Christopher N. May), Aspen 2016, 6th ed.

Constitutional Law: Individual Rights (with Allan Ides & Christopher N. May), Aspen 2016, 6th ed.

California Civil Procedure: Rules, Comments, Cases & Practices (with Allan Ides), Carolina Academic Press, forthcoming.

The US Supreme Court and the Modern Common Law Approach to the Decision Making Process, Cambridge University Press, 2015.

Transnational Litigation: A practitioner's Guide. Italy, Oxford University Press, 2010.

Commentary To The Italian Code Of Civil Procedure, Oxford University Press, 2010 - <http://www.us.oup.com/us/catalog/general/subject/Law/CivilProcedureandLitigation/?view=usa&ci=9780195372717>

Articles

Procedural Due Process, forthcoming.

The Law of Personal Jurisdiction in 2017, forthcoming.

The U.S. Supreme Court: Politics & Reform, forthcoming.

Frontloading, Class Action, and a Proposal for a New Rule 23, __Lewis & Clark L. Rev. __ (2017);

The Claim, __Houston L. Rev. __ (2017).

The Claim-Centered Approach to Arising-Under Jurisdiction: A Brief Rejoinder to Professor Mulligan, 89 Wash. L. Rev. 487 (2014).

A Modified Theory of the Law of Federal Courts: The Case of Arising Under Jurisdiction, 88 Wash. L. Rev. 961 (2013).

Personal Jurisdiction: A Doctrinal Labyrinth with No Exit, 47 Akron L. Rev. 617 (2013).

Forum Non Conveniens as a Jurisdictional Doctrine, 75 U. Pitt. L. Rev. 1 (2013).

Rethinking the Harmonization of Jurisdictional Law, 86 Tul. L. Rev. 623 (2012).

A Comparative Analysis Between the Italian Civil Proceedings and the American Civil Proceedings Before Federal Courts, 20 Ind. Int'l & Comp. L. Rev. 213 (2010).

Essays

Venezuela v. Helmerich: Will Formalism Win Over Substantive Law? Again?, __ N.Y.U. Journal of Law & Liberty __ (2016).

The Courts and the People: Against Federal Courts' Exceptionalism, 92 Notre Dame L. Rev. Online __ (2016).

Supreme Court Update, 2016 AALS CIVIL PROCEDURE SECTION NEWSLETTER (2017) (with Allan Ides).

Supreme Court Update, 2015 AALS CIVIL PROCEDURE SECTION NEWSLETTER (2016) (with Allan Ides).

Supreme Court Update, 2014 AALS CIVIL PROCEDURE SECTION NEWSLETTER (2015) (with Allan Ides).

Supreme Court to Revisit Qualified Immunity and Pleading Standards (with Allan Ides), American Bar Association Section of Litigation: Civil Rights (2014)

<https://apps.americanbar.org/litigation/committees/civil/home.html>

Supreme Court Update, 2013 AALS CIVIL PROCEDURE SECTION NEWSLETTER (2014) (with Allan Ides).

The Purposeful Availment Trap (with Allan Ides), 7 Federal Courts Law Review 1 (2013), also available at <http://www.fclr.org/fclr/articles/html/2010/Ides.pdf>

Constitutional Courts as Lawmakers: A Commentary on the Lecture by Prof. Dr. Rupert Scholz, 'Constitutional Court Jurisdiction between Constitutional Law and Politics – Taking the German Federal Constitutional Court as an Example. This paper was presented at the conference "The Mission and the Condition of the Supreme Court in the Contemporary Society," organized by the Ritsumeikan University, Kyoto, Japan, July 2013 (available on SSRN at http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2346446)

Toward Transnational Standards of Judicial Decisionmaking (with Allan Ides), presented to the International Association of Procedural Law (IAPL) World Congress on transnational commercial litigation (2013).

http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2346512

Pleading Standards and Propriety of Filing Rule 12(c) Motion after Discovery (October 10, 2012) (with Allan Ides) <https://advance.lexis.com/GoToContentView?requestid=f976152b-104c-b941-2a7b-8df422a4c8d9&crd=33cbe1b7-f4d6-651a-52cb-c2c3ff7e818b>

Interpleader and Potential Tort Liability of Negligent Stakeholders (October 10, 2012) (with Allan Ides) <https://advance.lexis.com/GoToContentView?requestid=c83484ef-daad-1fb4-823d-1e136faac881&crd=9569e8c6-3fd9-22e3-ead4-5869ca81892a>

Mootness and a Defendant's Post-Certiorari Cessation of Challenged Activity (November 29, 2012) (with Allan Ides)

<https://advance.lexis.com/GoToContentView?requestid=9b4b68ab-1a37-8fa1-35d8-9b6e2b7d2e79&crd=ff4b7120-af14-cf0e-5b5a-287c54f1f80b>

Aggregation and the Distinction between Separate and Distinct Claims (November 29, 2012) (with Allan Ides)

<https://advance.lexis.com/GoToContentView?requestid=e17c01d2-7464-3e3d-ac51-a81951e57a6a&crd=fa2f74bf-9b01-ee9d-4188-de7775e690e4>

Riflessioni intorno all'efficacia soggettiva del titolo esecutivo ("Some thoughts on the limits to the subjective effects of title empowering to levy execution"), in *Le Società*, Milano, Ipsoa (2010).

Il sequestro giudiziario di quote di s.r.l. fa ancora parlare di sè ("The seizure of limited liability company's shares still causes discussions"), in *Le Società*, Milano, Ipsoa (2010).

L'azione di responsabilità ex art. 2476, terzo comma c.c.: in claris non fit interpretatio ("The liability action pursuant to article 2476, third paragraph civil code: When a rule is clearly intelligible, there is no need of proposing an interpretation"), in *Le Società*, Milano, Ipsoa (2010).

Il procedimento societario passa ancora l'esame della Consulta ("Company law proceeding passes again the Supreme Court's exam"), in *Le Società*, Milano, Ipsoa (2010).

Il procedimento sanzionatorio della CONSOB al vaglio delle corti di merito ("Consob sanction proceeding under first instance courts' review"), in *Le Società*, Milano, Ipsoa (2010)

Damages for Insider Trading awarded by Court in civil case, in *World Securities Law*, BNA International, 08/2004, Washington D.C., USA.

SELECTED PRESENTATIONS

Presenter, 2017 Pepperdine Law Review Symposium, *The Supreme Court: Politics and Reform*.

Kickoff Speaker, 2017 AALS Civil Procedure Section Annual Meeting, *The Roberts Court and the Federal Rules of Civil Procedure*.

Presenter, *The Claim Prism*, 8th Annual Junior Federal Courts Workshop, U.C. Irvine School of Law, Irvine, CA (Sept. 2015);

Presenter, *Transnational Litigation and Class Actions: What's Changing in the American Jurisprudence and What to Expect in the Near Future*, The Beasley School of Law at Temple University, Japan Campus, Tokyo, Japan (July 2015);

Presenter, *Transnational Litigation Viewed from the Claim Prism*, The Beasley School of Law at Temple University, Japan Campus, Tokyo, Japan (July 2015);

Kickoff Speaker, 2014 Annual Meeting of the American Society of International Law (ASIL) and the International Law Association (ILA), *Litigation of International Norms in State Courts*, Washington D.C., (Apr. 2014);

Presenter, *Constitutional Courts as Lawmakers: A Commentary on the Lecture by Prof. Dr. Rupert Scholz "Constitutional Court Jurisdiction between Constitutional Law and Politics – Taking the German Federal Constitutional Court as an Example,"* Ritsumeikan University, Kyoto, Japan, Symposium on "The Mission and the Condition of the Supreme Court in the Contemporary Society" (July 2013);

Presenter, *Federal Jurisdiction: The Compass, the Maze and the Trap*, UH Colloquium, University of Houston School of Law, Houston, Texas (Apr. 2013);

Presenter, *Repositioning Forum Non Conveniens as a Jurisdictional Doctrine*, Bay Area Procedure Forum, U.C. Hastings, San Francisco, CA (Oct. 2012);

Presenter, *Demystifying Personal Jurisdiction*, The Miller Institute for Global Challenges and Law Series, UC Berkeley School of Law, Berkeley, CA (Oct. 2012);

Presenter, *Rethinking the Harmonization of Jurisdictional Rules*, IAPL (International Association of Procedural Law) 2011 World Congress, Heidelberg, Germany (July 2011);

Presenter, *Private Justice Course and Conference 2011*, IUC Dubrovnik, Croatia (May 2011).

PUBLIC SERVICE

Chair of the AALS Executive Committee of the Civil Procedure Section for the year 2016.

Amicus Curiae Brief on Behalf of Professors of Civil Procedure and Federal Courts, *Ziglar v. Abbas*, Docket No. 15-1358 (2016) (co-authored with Allan Ides).

Amicus Curiae Brief on Behalf of Professors of Civil Procedure, *Gonzalez v. Owens Corning*, Docket No. 16-2653 (2016) (co-authored with Allan Ides).

Chair-elect of the AALS Executive Committee of the Civil Procedure Section for the year 2015.

Amicus Curiae Brief on Behalf of Professors of Civil Procedure, *Wood v. Moss*, 13-115 (2014) (co-authored with Allan Ides).

Member of the AALS Executive Committee of the Civil Procedure Section for the year 2014.

BAR MEMBERSHIP

Admission to the Italian Bar in 2006.

MEMBERSHIP

American Law Institute (ALI).

International Association of Procedural Law (IAPL).