

**NORA FREEMAN ENGSTROM**  
Stanford Law School  
559 Nathan Abbott Way  
Stanford, CA 94305  
(650) 736-8891  
nora.engstrom@law.stanford.edu

### LEGAL EXPERIENCE

**Stanford Law School** - *Professor*, 2014-present; *Associate Professor*, 2012-2014; *Assistant Professor*, 2009-2012

Research and teaching focusing on tort law and legal ethics, as well as related topics including tort reform, alternative compensation mechanisms, complex litigation, products liability, and third-party litigation finance.

**Georgetown University Law Center** - *Research Dean's Scholar*, 2007-2009

**Wilmer Cutler Pickering Hale & Dorr** - *Associate*, Washington, D.C., 2005-2007

Represented clients before various appellate and trial courts.

**Inez Tenenbaum for U.S. Senate** - *Senior Legal and Policy Advisor*, South Carolina, Fall 2004

Drafted domestic and foreign policy positions; briefed candidate on issues.

**Hon. Merrick Garland, U.S. Court of Appeals for the D.C. Circuit** - *Law Clerk*, 2003-2004

**Hon. Henry H. Kennedy, Jr., U.S. District Court for D.C.** - *Law Clerk*, 2002-2003

**U.S. Department of Justice, Terrorism and Violent Crime Section** - *Outstanding Scholar*, 1997-1999

Worked on domestic terrorism and national security issues. Recipient of the Attorney General's Award for Superior Service, 1998.

### EDUCATION

**Stanford Law School**, J.D. with distinction, 2002

**Honors:** Order of the Coif

**Activities:** *Stanford Law Review*, 2000-2002; Articles Editor, 2001-2002  
Co-President, Stanford Law School Student Body, 2000-2001  
Coach, Stanford University Mock Trial Team, 2001-2002

**Dartmouth College**, A.B. in Anthropology, *summa cum laude*, 1997

**Honors:** Phi Beta Kappa and Rufus Choate Scholar (top 5% of class)

## SCHOLARLY PUBLICATIONS

- Exit, Adversarialism, and the Unexpected Durability of Tort Law*, 6 J. OF TORT LAW \_\_ (forthcoming, 2015)
- A Dose of Reality for Specialized Courts: Lessons from the VICP*, 163 U. PA. L. REV. (forthcoming, 2015)
- Lawyer Lending: Costs and Consequences*, 63 DEPAUL L. REV. 377 (2014)
- 3-D Printing and Product Liability: Identifying the Obstacles*, 162 U. PA. L. REV. ONLINE 35 (2013)
- Re-Re-Financing Civil Litigation: How Lawyer Lending Might Remake the American Litigation Landscape, Again*, 60 UCLA L. REV. DISC. 110 (2013)
- Attorney Advertising and the Contingency Fee Cost Paradox*, 65 STAN. L. REV. 633 (2013)
- An Alternative Explanation for No-Fault's "Demise,"* 61 DEPAUL L. REV. 303 (2012)
- Sunlight and Settlement Mills*, 86 N.Y.U. L. REV. 805 (2011)
- Legal Access and Attorney Advertising*, 19 J. OF GENDER, SOC. POL'Y & LAW 1083 (2011)
- Run-of-the-Mill Justice*, 22 GEO. J. OF LEGAL ETHICS 1485 (2009)

## WORKING PAPERS

WHY NO FAULT FAILS (book manuscript)

*Litigation by Vilification*

## OTHER WRITINGS

*What Prop. 46 Would Fix*, L.A. TIMES, Oct. 28, 2014 (with Michelle M. Mello and Robert L. Rabin), available at <http://www.latimes.com/opinion/op-ed/la-oe-engstrom-prop-20141029-story.html>

*"The Only Thing We Have to Fear is Fear Itself": How Physicians' Exaggerated Conception of Medical Malpractice Liability Has Become the Real Problem*, Review of Myungho Paik et al., "The Receding Tide of Medical Malpractice Litigation: Part 1—National Trends," JOTWELL REV., Apr. 9, 2014, available at <http://torts.jotwell.com/the-only-thing-we-have-to-fear-is-fear-itself-how-physicians-exaggerated-conception-of-medical-malpractice-liability-has-become-the-real-problem/>

*Raise the Cap on Malpractice Awards*, L.A. TIMES, Aug. 13, 2013 (with Robert L. Rabin), available at <http://articles.latimes.com/2013/aug/13/opinion/la-oe-engstrom-malpractice-damage-caps-20130813>

*Bridging the Gap in the Justice Gap Literature, Review of Joanna Shepherd's "Justice in Crisis: Victim Access to the American Medical Liability System,"* JOTWELL REV., May 6, 2013, available at <http://torts.jotwell.com/bridging-the-gap-in-the-justice-gap-literature/>

*Damage Caps— and Why Fein May No Longer Be Good,* Guest Blog for the Torts Prof Blog, Dec. 5, 2012, available at <http://lawprofessors.typepad.com/tortspof/2012/12/nora-freeman-engstrom-damage-caps-and-why-fein-may-no-longer-be-good.html>

*Shining a Light on Shady Personal Injury Claims,* 2 J. OF INS. FRAUD OF AM. 13 (2011)

### **BRIEFS**

Brief for Human Rights Campaign et al., as *Amici Curiae* in Support of Appellants, Conn. Sup. Ct., *Kerrigan v. Comm'r of Public Health*, Case No. 17716 (Jan. 2007)

Brief for Equality Maryland, Inc. et al., as *Amici Curiae* in Support of Appellees, Md. Ct. of App., *Conaway v. Polyak*, Case No. 24-C-04-005390 (Oct. 2006) (Counsel of Record)

Brief for the ACLU et al., as *Amici Curiae* in Support of Petitioners, U.S. Supreme Court, *Lopez v. Gonzales*, Case Nos. 05-547, 05-7664 (June 2006)

Brief for Professors of Law as *Amici Curiae* in Support of Respondents, U.S. Supreme Court, *Gonzales v. Oregon*, Case No. 04-623 (July 2005)

### **SELECT PRESENTATIONS**

7th Annual Stanford International Junior Faculty Forum, Judge and Commentator, Stanford Law School (Oct. 2014)

Participant, Comptroller General Forum on Additive Manufacturing, U.S. Government Accountability Office, Washington, D.C. (Oct. 2014)

"The Plaintiffs' Bar: Where It's Been, Where It's Going," The Inner Circle of Advocates, Washington, D.C. (Aug. 2014)

"No-Fault's Failure and the Persistent Durability of Tort," AALS Annual Meeting, Insurance Law and Torts Compensation Systems Joint Program, New York, New York (Jan. 2014)

"Medical Malpractice Litigation: How Does It Work? What Do We Know? How Are Radiologists at Risk?," Stanford Medical School (Nov. 2013)

"Lawyer Lending: Costs and Consequences," Works-in-Progress Roundtable for Third-Party Funding Scholars, Washington & Lee Law School (Nov. 2013)

6th Annual Harvard-Stanford International Junior Faculty Forum, Judge and Commentator, Harvard Law School (Oct. 2013)

"Lawyer Lending: Costs and Consequences," Stanford Law School Faculty Workshop (Aug. 2013)

"Lawyer Lending: Costs and Consequences," Legal Ethics Schmooze, Fordham Law School (June 2013)

"Potential Tort Liability for 3-D Printing," Roundtable on 3-D Printing, Stanford Center for Internet and Society (May 2013)

"Lawyer Lending: Costs and Consequences," 19th Annual Clifford Symposium, DePaul Law School (Apr. 2013)

"Attorney Advertising and the Contingency Fee Cost Paradox," Stanford Law Review Author Series (Feb. 2013)

"Re-Re-Financing Civil Litigation: How Lawyer Lending Might Remake the American Litigation Landscape, Again," UCLA Law Review Symposium (Jan. 2013)

"Attorney Advertising and the Contingency Fee Cost Paradox," Stanford Law School Faculty Workshop (Dec. 2012)

7th Annual Conference on Empirical Legal Studies, Discussant of Neil Rickman and Paul Fenn's "No Win, No Fee' and the Costs of Civil Litigation," Stanford Law School (Nov. 2012)

5th Annual Harvard-Stanford International Junior Faculty Forum, Judge and Commentator, Stanford Law School (Nov. 2012)

"Attorney Advertising and the Contingency Fee Cost Paradox," International Legal Ethics Conference, Banff, Alberta (July 2012)

"Run-of-the-Mill Justice," Stanford Center for Ethics in Society, Stanford University (May 2012)

"An Alternative Explanation for No-Fault's 'Demise,'" Berkeley Law School Faculty Workshop (Feb. 2012)

"An Alternative Explanation for No-Fault's 'Demise,'" Stanford Law School Faculty Workshop (Jan. 2012)

4th Annual Harvard-Stanford International Junior Faculty Forum, Judge and Commentator, Harvard Law School (Nov. 2011)

"An Alternative Explanation for No-Fault's 'Demise,'" Faculty Speaker Series, Loyola Chicago Law School (Sept. 2011)

"An Alternative Explanation for No-Fault's 'Demise,'" 17th Annual Clifford Symposium, DePaul Law School (Apr. 2011)

"Sunlight and Settlement Mills," New Voices in Civil Justice Scholarship, Vanderbilt Law School (Apr. 2011)

"Sunlight and Settlement Mills," Bay Area Civil Procedure Forum, Hastings Law School (Mar. 2011)

"Settlement Mills," Lecture in "Cutting-Edge Issues in Professional Responsibility," Berkeley Law School (Mar. 2011)

"Advertising and Access," AALS Annual Meeting, Section on Professional Responsibility, San Francisco (Jan. 2011)

"Run-of-the-Mill Justice," International Legal Ethics Conference (July 2010)

"Run-of-the-Mill Justice," Legal Studies Workshop, Stanford Law School (Jan. 2010)

"Run-of-the-Mill Justice," Junior Faculty Speaker Series, Catholic University's Columbus School of Law (Mar. 2008)

## **UNIVERSITY SERVICE**

### **LAW SCHOOL COMMITTEES:**

Chair, Clerkship Committee, 2013-present (member since 2009)

Member, Admissions Committee, 2013-present

Member, Public Interest Committee, 2009-2012

### **OTHER:**

Stanford University Faculty Fellow, 2011-2013

Stanford University, Voice and Influence Program Participant, 2011-2012

Member, Advisory Board, Stanford Public Interest Law Foundation, 2010-2012

Guest Lecturer (Torts), *Thinking Like a Lawyer*, 2012-present

Guest Lecturer (Torts), LeadAmerica, 2013-present

Member, Steering Committee, Stanford Center on the Legal Profession, 2009-present

Faculty Advisor, William A. Ingram Inn of Court, 2009-2013

Stanford University, Diversifying Academia, Recruiting Excellence (DARE) Faculty Resource Advisor, 2012-2013

Faculty Mentor, Stanford Law Association, 2009-present

Stanford Law School Representative to the AALS House of Delegates, 2011

### **PROFESSIONAL MEMBERSHIP AND SERVICE**

Executive Committee Member, William A. Ingram Inn of Court, 2012-2013

Referee, *Yale Law Journal*, *American Journal of Law and Medicine*, *Stanford Law Review*, *Stanford Journal of Complex Litigation*, *Law & Society Review*

Contributing Editor (Torts), *Jotwell*, 2013-present

Admitted, District of Columbia and Maryland Bars

*Dated: November 2014*