DALIA T. MITCHELL
The George Washington University Law School
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ACADEMIC APPOINTMENTS

THE GEORGE WASHINGTON UNIVERSITY

Professor of Law and History (by courtesy)	May 2009–present
Louis Harkey Mayo Research Professor of Law	Sept. 2024–present
John Marshall Harlan Dean's Research Professor	Dec. 2022–Sept. 2024
Faculty Director, Business & Finance Law Program	July 2021–present
Associate Professor of Law with tenure	Aug. 2005–May 2009
Associate Professor of Law	Aug. 2004–Aug. 2005
Visiting Associate Professor of Law	Aug. 2003–Aug. 2004

THE UNIVERSITY OF ARIZONA

Associate Professor of Law	Jan. 2001-Aug. 2004
Assistant Professor of Law	July 1999–Dec. 2000

TEACHING

Corporations, American Legal History, Selected Topics in Constitutional Law, Business Bankruptcy and Reorganization

PUBLICATIONS AND WORKS IN PROGRESS

BOOKS

THE MAKINGS OF DELAWARE CORPORATE LAW (in progress)

ARCHITECT OF JUSTICE: FELIX S. COHEN AND THE FOUNDING OF AMERICAN LEGAL PLURALISM (Ithaca, NY: Cornell University Press, 2007)

- Winner of the 2007 American Historical Association's Littleton-Griswold Prize for the best book in any subject on the history of American law and society
- Selected Reviews:
  - Brett W. Curry, LAW AND POLITICS BOOK REVIEW, vol. 17: 764-767 (2009)

- Roy Kreitner, *Biographing Realist Jurisprudence*, LAW AND SOCIAL INQUIRY, vol. 35: 765-791 (2010)
- Larry Nesper, ETHNOHISTORY, vol. 56: 315-317 (2009)
- Edward A. Purcell, Jr., THE JOURNAL OF AMERICAN HISTORY, vol. 95: 250-251 (2008)
- Steve Russel, WICAZO SA REVIEW, vol. 23: 112-114 (2008)
- John Schlegel, LAW AND HISTORY REVIEW, vol. 26: 463-464 (2008)
- Kaius Tuori, *The Disputed Roots of Legal Pluralism*, LAW, CULTURE AND THE HUMANITIES, vol. 9: 330-351 (2013)
- Kevin Washburn, *Felix Cohen, Anti-Semitism, and American Indian Law*, AMERICAN INDIAN LAW REVIEW, vol. 33: 583-605 (2009)
- Jace Weaver, AMERICAN HISTORICAL REVIEW, vol 113: 1185-1186 (2008)

CORPORATIONS (Carolina Academic Press, 2018)

ARTICLES

Dodge v. Ford and Diverging Conceptions of the Modern Industrial State (in progress)

Tilting at Windmills: Delaware's One Size Doesn't Fit All (with Michael Rand) (in progress)

The Independent Directors: A Brief History, *in* BOARDROOM LEGACY: THE WEINBERGS OF GOLDMAN SACHS & THE EVOLUTION OF CORPORATE GOVERNANCE (Lawrence A. Cunningham, ed., Macmillan, forthcoming)

Mediating Pluralism: Felix Frankfurter's Commitment to Majoritarian Democracy in a Symposium "Celebrating the Legacy of Felix Frankfurter," TOURO LAW REVIEW, vol. 39: 871-923 (2024)

Asking the Jewish Question: The Import of Jewish History to Corporate Law, in a Symposium on "Law vs. Antisemitism," LEWIS AND CLARK LAW REVIEW, vol. 27: 1293-1348 (2024)

Proceduralism: Delaware's Legacy, UNIVERSITY OF CHICAGO BUSINESS LAW JOURNAL, vol. 2: 333-390 (2023)

- Shorter adaptation published in: HARVARD LAW SCHOOL FORUM ON CORPORATE GOVERNANCE (September 8, 2023)

Shareholder Wealth Maximization: Variations on a Theme, UNIVERSITY OF PENNSYLVANIA JOURNAL OF BUSINESS LAW, vol. 24: 700-749 (2022)

- Shorter adaptations published in:
  FINANCIAL HISTORY MAGAZINE (March 2022): 22-25
  OXFORD BUSINESS LAW BLOG (May 15, 2023)

Rewritten Meinhard, in FEMINIST JUDGMENTS: REWRITTEN CORPORATE LAW (Kelli Alces Williams, Anne Choike, and Usha Rodrigues eds., Cambridge University Press, 2022)

Business as Usual: Hobby Lobby and the Purpose of Corporate Rights, 2021 COLUMBIA BUSINESS LAW REVIEW: 243-295 (2021)

From Vulnerable to Sophisticated: The Changing Representation of Creditors in Business Reorganizations, NEW YORK UNIVERSITY JOURNAL OF LAW AND BUSINESS, vol. 16: 123-183 (2019)

From Dodge to eBay: The Elusive Corporate Purpose, VIRGINIA LAW AND BUSINESS REVIEW, vol. 13: 155-211 (2019)

- Shorter adaptation published in: THE CLS BLUE SKY BLOG: COLUMBIA LAW SCHOOL BLOG ON CORPORATIONS AND CAPITAL MARKETS (2019)

Legitimating Power: A Brief History of Modern U.S. Corporate Law, in THE RESEARCH HANDBOOK ON THE HISTORY OF CORPORATE AND COMPANY LAW 510-533 (Harwell Wells, ed., Edward Elgar Press, 2018)

From Tort to Finance: Delaware's Sedative Duty to Monitor, in COMPLEXITY AND CRISIS IN THE FINANCIAL SYSTEM: CRITICAL PERSPECTIVES ON THE EVOLUTION OF AMERICAN AND BRITISH BANKING 121-148 (Matthew Hollow, Folarin Akinbami and Ranald Michie eds., Edward Elgar Pub. 2016)

The Import of History to Corporate Law, in "Teaching Business Associations," ST. LOUIS UNIVERSITY LAW JOURNAL, vol. 59: 683-701 (2015)

Jews and American Legal Pluralism, in JEWS AND THE LAW 321-346 (Marc Galanter, Ari Mermelstein, Suzanne Last Stone, Victoria Saker Woeste, and Ethan Zadoff eds., Quid Pro Press, 2014)

Legitimating Power: The Changing Status of the Board of Directors, in THE EMBEDDED FIRM: LABOR, CORPORATE GOVERNANCE, AND FINANCE CAPITALISM 60-81 (Cynthia Williams and Peer Zumbansen eds., Cambridge University Press, 2011)

The Financial Determinants of American Corporate Governance: A Brief History, in CORPORATE GOVERNANCE: A SYNTHESIS OF THEORY, RESEARCH, AND PRACTICE 19-36 (H. Kent Baker and Ronald Anderson eds., John Wiley & Sons, Inc., 2010) (with Lawrence E. Mitchell)

The End of Corporate Law, in a symposium on "Corporate Governance and Climate Change," WAKE FOREST LAW REVIEW, vol. 44: 101-127 (fall 2009)

Status Bound: The Twentieth Century Evolution of Directors' Liability, NEW YORK UNIVERSITY JOURNAL OF LAW AND BUSINESS, vol. 5: 63-151 (spring 2009)

Transformations: Pluralism, Individualism, and Democracy, in TRANSFORMATIONS IN AMERICAN LEGAL HISTORY: ESSAYS IN HONOR OF PROFESSOR MORTON J. HORWITZ 185-210 (Daniel W. Hamilton & Alfred L. Brophy eds., Harvard University Press for Harvard Law School, 2008)

Shareholders as Proxies: The Contours of Shareholder Democracy, in a Symposium on "Understanding Corporate Law through History," WASHINGTON AND LEE LAW REVIEW, vol. 63: 1503-1578 (winter 2006)

- Reprinted in CORPORATE GOVERNANCE: VALUES, ETHICS, AND LEADERSHIP (Lawrence E. Mitchell ed., Ashgate Publishing 2009)

From Pluralism to Individualism: Berle and Means and 20th Century American Legal Thought, LAW AND SOCIAL INQUIRY, vol. 30(1): 179-225 (winter 2005)

Corporations without Labor: The Politics of Progressive Corporate Law, THE UNIVERSITY OF PENNSYLVANIA LAW REVIEW, vol. 151: 1861-1912 (summer 2003)

"A Double Runner": Felix S. Cohen and the Indian New Deal, in a Symposium on "Putting Law in Its Place in Native North America," POLITICAL AND LEGAL ANTHROPOLOGY REVIEW (POLAR), vol. 25(1): 48-68 (summer 2002)

Pluralisms: The Indian New Deal as a Model, in a Symposium on "Legislating Morality: The Problem of Moral Rights and Legal Rights," MARGINS: MARYLAND'S INTERDISCIPLINARY PUBLICATION ON RACE, RELIGION, GENDER AND CLASS, vol. 1(2): 393-449 (winter 2001)

The New Deal Origins of American Legal Pluralism, FLORIDA STATE UNIVERSITY LAW REVIEW, vol. 29(1): 189-268 (fall 2001)

- Includes a comment by Aviam Soifer, *Descent*, FLORIDA STATE UNIVERSITY LAW REVIEW, vol. 29(1): 269-276 (fall 2001)

BOOK REVIEWS

Review of James R. Hackney, Jr., *Under Cover of Science: American Legal Economic Theory and the Quest for Objectivity* (Durham, NC: Duke University Press, 2006), LAW AND HISTORY REVIEW (2009)

Review of *Felix S. Cohen, On the Drafting of Tribal Constitutions*, edited by David E. Wilkins (Norman, OK: University of Oklahoma Press, 2007), THE REGISTRAR OF KENTUCKY HISTORICAL SOCIETY (2008)

ENCYCLOPEDIA ENTRIES

Felix S. Cohen, an entry in YALE BIOGRAPHICAL DICTIONARY OF AMERICAN LAW (Roger Newman ed., Yale University Press, 2009)

Morris R. Cohen, an entry in YALE BIOGRAPHICAL DICTIONARY OF AMERICAN LAW (Roger Newman ed., Yale University Press, 2009)

Legal Realism, an entry in LEGAL SYSTEMS OF THE WORLD: A POLITICAL, SOCIAL, AND CULTURAL ENCYCLOPEDIA (Herbert Kritzer ed., 2002)

LL.M. THESIS

DELIBERATIVE DEMOCRACY AND ITS CRITICS (LL.M. Thesis, 1994, available at Harvard Law School's Library)

SERVICE

Chair, Curriculum Committee, The George Washington University Law School (2014, 2025-present)

Faculty Director, Business and Finance Law Program, The George Washington University Law School (2021-present)

Member, Executive Committee, Women, Gender, and Sexuality Studies, The George Washington University (2022-present)

Member, Curriculum Committee, The George Washington University Law School (2004-2006, 2010-2025)

Member, Search Committee for Business and Finance Law Program Director, The George Washington University Law School (2021-2022, 2023)

Member, Academic Integrity Committee, The George Washington University Law School (2015-2022)

Member, Ad hoc Committee on ABA Standards Implementation, The George Washington University Law School (2017-2020)

Member, Advisory Council on Research, The George Washington University (2012-2013)

Member, Appointments Committee, The George Washington University Law School (2007- 2008, 2010)

Member, Works in Progress Committee, The George Washington University Law School (2005- 2006, 2009-2010)

Member of the Editorial Advisory Board, LAW AND SOCIETY REVIEW (2004-2006)

Member, LAW AND SOCIETY HURST PRIZE COMMITTEE (2004-2005)

Member of the Program Committee, Annual Meeting, AMERICAN SOCIETY FOR LEGAL HISTORY (2001)

Member of the Organizing Committee, Conference on FEMINISM, CORPORATIONS AND CAPITALISM: POLICY AND PROTEST, SUNY Buffalo, co-sponsored by the Feminism and Legal Theory Workshop at Cornell Law School, April 2001

Member of the Organizing Team, Conversations on FEMINISM AND CORPORATIONS, sponsored by the Feminism and Legal Theory Workshop at Cornell Law School, June 2000

Member, Faculty Selection Committee, James E. Rogers College of Law, University of Arizona (2001-2002)

Member, Visiting Scholars / Faculty Enrichment Committee, James E. Rogers College of Law, University of Arizona (1999-2000; 2000-2001): organized a speaker series on legal realism. The series included seven faculty presentations by eminent legal scholars who assessed the enduring influence of legal realism on their respective fields of expertise

LEGAL EXPERIENCE

S. HOROWITZ & CO. LAW FIRM, TEL AVIV, ISRAEL
Law Clerk March 1993-August 1993
Drafted memoranda analyzing corporate transactions and intellectual property litigation

CHIEF JUSTICE MEIR SHAMGAR, SUPREME COURT OF ISRAEL, JERUSALEM, ISRAEL
Judicial Clerk March 1992-March 1993
Drafted opinions in a variety of civil law cases

FELLOWSHIPS AND AWARDS

THE AMERICAN HISTORICAL ASSOCIATION'S 2007 LITTLETON-GRISWOLD PRIZE (for the best book in any subject on the history of American law and society) for ARCHITECT OF JUSTICE: FELIX S. COHEN AND THE FOUNDING OF AMERICAN LEGAL PLURALISM (Ithaca, NY: Cornell University Press, 2007)

(Inaugural) WILLARD HURST LEGAL HISTORY INSTITUTE, University of Wisconsin, Madison, Summer 2001

SAMUEL I. GOLIEB FELLOWSHIP IN LEGAL HISTORY, New York University School of Law, 1998-1999

EDUCATION

HARVARD LAW SCHOOL, CAMBRIDGE, MA
S.J.D., June 1999

YALE UNIVERSITY, NEW HAVEN, CT
M.Phil., Department of History, May 1998

TEL AVIV UNIVERSITY SCHOOL OF LAW, ISRAEL
LL.B. *magna cum laude*, February 1992