## JOAN E. SCHAFFNER

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### PROFESSIONAL EXPERIENCE

# GEORGE WASHINGTON UNIVERSITY LAW SCHOOL, Washington, DC

Associate Professor of Law 1992-present Areas of Teaching: Civil Procedure, Sexuality & the Law, Remedies, Legislation Regulation

Areas of Scholarship: Animal Law & Ethics

## LAW PREVIEW

Lecturer in Civil Procedure & Constitutional Law

1999-present

**JUDICIAL CLERKSHIP**, United States District Court, Central District of California Law Clerk for the Honorable Mariana R. Pfaelzer 1991-1992

## IRELL & MANELLA, Los Angeles, California

Associate 1990-1991 Summer Associate Summer 1989

General Corporate Litigation

# NILSSON, ROBBINS, DALGARN, BERLINER, CARLSON & WURST,

Los Angeles, California

Summer Associate Summer 1988

Intellectual Property Litigation

## GEORGIA POWER COMPANY, Atlanta, Georgia

Generation Analyst 1986-1987

Authored testimony, provided production analyses, published article in Utility Planning Model Users Bulletin, featured lecturer at Arthur Andersen Seminar.

### **ENERGY MANAGEMENT ASSOCIATES**, Atlanta, Georgia

Senior Consultant & Supervisor

1981-1986

Developed/Administered system policies, procedures, & client training; Authored/Maintained documentation.

#### PROFESSIONAL MEMBERSHIPS

Bar Admissions: California State Bar (inactive), Washington D.C. Bar (inactive)

Member: American Intellectual Property Law Association, American Bar Association

(ABA), ABA Tort Trial & Insurance Practice Section (TIPS), ABA International

Law Section, Oxford Centre for Animal Ethics

### **PUBLICATIONS**

## **Books and Book Chapters**

Animal Cruelty and the Law: Permitted Conduct in Animal Cruelty: A MULTIDISCIPLINARY APPROACH TO UNDERSTANDING (Carolina Academic Press, 3d ed. 2023).

The Convention on Animal Protection: The Missing Link in a One Health Global Strategy for Pandemic Prevention, 10 GLOBAL J. ANIMAL LAW (2022)

SUSTAINING INNOVATION IN COMPASSIONATE FREE-ROAMING CAT MANAGEMENT ACROSS THE GLOBE: A DECADAL REAPPRAISAL OF THE PRACTICE AND PROMISE OF TNVR (e-book co-editor, Frontiers in Veterinary Science, 2019).

Value, wild animals and law in Animal Welfare and International Environmental Law: From Conservation to Compassion (Edward Elgar 2019).

Evolving Perspectives on Captive Wild Animals in WILDLIFE LAW & ETHICS: A U.S. PERSPECTIVE (ABA 2016).

Blackfish and Public Outcry: A Unique Political and Legal Opportunity for Fundamental Change to the Legal Protection of Marine Mammals in the United States in ANIMAL LAW AND WELFARE: INTERNATIONAL PERSPECTIVES (Springer 2016)

Valuing Nature in Environmental Law: Lessons for Animal Law and the Valuation of Animals in What Can Animal Law Learn From Environmental Law? (ELI Press 2015)

Americans Working on behalf of the UnderDOGS in SEARCHING FOR THE AMERICAN DREAM: HOW A SENSE OF PLACE SHAPES THE STUDY OF History (Cambridge Scholars Publishing 2013)

Canine profiling in GLOBAL GUIDE TO ANIMAL PROTECTION (Univ. Illinois Press 2013)

AN INTRODUCTION TO ANIMALS AND THE LAW (Palgrave MacMillan 2010)

Laws & policy to address the link of family violence in The Link Between Animal Abuse and Human Violence (Sussex Academic Press 2009)

Remedies in Animal-Related Litigation in LITIGATING ANIMAL LAW DISPUTES: A COMPLETE GUIDE FOR LAWYERS (ABA 2009) (also co-editor)

The Constitutionality of Breed Discriminatory Legislation in GUIDE TO HANDLING DANGEROUS DOG ISSUES (ABA 2009) (also editor)

### **Articles**

International Legal Developments: Year in Review: 2022, *International Animal Law*, 57 THE INTERNATIONAL LAWYER 499 (Dec. 2022).

Managing Our Relationship with Free-Roaming Cats in Zoopoland, 30 SOCIETY & ANIMALS 742 (2022).

Review Article, Cats and Conservationists, 11 J. Animal Ethics 84 (2021).

Cats and the Protection of Biodiversity in Australia: Are Management Goals Based on Killing an Effective and Ethical Approach?, co-author, JURISTE INTERNATIONAL (2021).

<u>Coping With Human-Cat Interactions Beyond the Limits of Domesticity: Moral Pluralism in the Management of Cats and Wildlife</u>, co-author, FRONTIERS VET. Sci. (2021).

Ruminations on Twenty-Five Years of Animal Law, 25 ANIMAL L. 421 (2019)

Editorial: Sustaining Innovation in Compassionate Free-Roaming Cat Management Across the Globe: A Decadal Reappraisal of the Practice and Promise of TNVR, FRONT. VET. SCI. (Nov. 5, 2019) (co-author).

<u>The Road to TNR: Examining Trap-Neuter-Return Through the Lens of Our Evolving Ethics,</u> FRONT. VET. SCI. (Jan. 11, 2019) (co-authored with Peter Wolf).

Community Cats: Changing the Legal Paradigm for the Management of So-Called "Pests, 67 SYRACUSE LAW REVIEW 71 (2017).

Damages in Dog-Bite and Other Animal-Related Litigation, 2 MID-ATLANTIC JOURNAL ON LAW & PUBLIC POLICY, 39 (2014).

Should Law Schools Bar Student Organizations From Inviting the Military to Campus for Recruitment Purposes?, JOURNAL OF LEGAL EDUCATION (Fall 2007).

The Federal Marriage Amendment: Defining Marriage as between a Man and a Woman To Protect the Sanctity of Marriage or Destroy Constitutional Democracy?, 54AMERICAN UNIVERSITY LAW REVIEW 1487 (2005).

The Seventh Amendment Right to a Civil Jury Trial: The Supreme Court Giveth and the Supreme Court Taketh Away, 31 University of Baltimore Law Review 225 (Spring 2002).

Dispelling the Misconceptions Raised by the Davis Dissent, 12 HASTINGS WOMEN'S LAW JOURNAL 141 (Winter 2001).

Davis v. Monroe County Board of Education: *The Unresolved Questions*, 21 WOMEN'S RIGHTS LAW REPORTER 79 (Spring 2000).

Approaching the New Millennium with Mixed Blessings for Harassed Gay Students, 22 HARVARD WOMEN'S LAW JOURNAL 159 (Spring 1999).

Federal Circuit "Choice of Law": Erie Through the Looking Glass, 81 IOWA LAW REVIEW 1173 (1996).

Patent Preemption UnLocked, 1995 WISCONSIN LAW REVIEW 1081.

Engendering Social Security Disability Determinations: The Path of a Woman Claimant, 68 TULANE LAW REVIEW 1477 (1994) (co-authored with Peter Lee and Sheri Porath).

Protection of Reputation Versus Freedom of Expression: Striking a Manageable Compromise in the Tort of Defamation, 63 SOUTHERN CALIFORNIA LAW REVIEW 433 (1990).

# Reports, Papers, Pamphlets

A Report on Animal Welfare in the District of Columbia (co-author, GWU Animal Welfare Project) (presented to D.C. Councilman Catania February 10, 2005).

Combating Gay Harassment in Our Schools: A Student Guide (1998)

Combating Gay Harassment in Our Schools: An Advocate's Guide (1998)

Working Paper of the Ninth Circuit Gender Bias Task Force, Advisory Committee on Federal Benefits, *Gender in Social Security Disability Determinations* (1993) (co-authored with Peter Lee and Sheri Porath)

### Comments, Book Reviews, Newsletter Articles and News Items

Book Review, Unnatural Companions: Rethinking Our Love of Pets in an Age of Wildlife Extinction, 13 J. Animal Ethics 208 (2023).

Review Article, Cats and Conservationists, 11 J. ANIMAL ETHICS 84 (2021).

The Growth of Animal Law, 2020.3 JURISTE INTERNATIONAL 55 (Nov. 2020).

Review Article, Cat Wars: The Devastating Consequences of a Dangerous Book, 8 J. ANIMAL ETHICS 236 (2018).

A Common Sense Policy for the Common Good: In Defense of Trap-Neuter-Return, ABA TIPS Animal Law Committee Newsletter (Winter/Spring 2016) (co-authored with Peter J. Wolf).

Review Article: Animal Law in Australasia: A Universal Dialogue of "Trading Off" Animal Welfare, J. ANIMAL ETHICS (Spring 2016).

Book Review, International Issues in Animal Law, 5 J. ANIMAL ETHICS 94 (2015).

Comment, A Rabbit, is a Rabbit, is a Rabbit... Not Under the Law, 1 GLOBAL JOURNAL OF ANIMAL LAW (2013), available at <a href="http://www.gjal.abo.fi/gjal-content/2013-01/article2/A%20Rabbit%20is%20a%20Rabbit.pdf">http://www.gjal.abo.fi/gjal-content/2013-01/article2/A%20Rabbit%20is%20a%20Rabbit.pdf</a>.

Federal Animal Crush Video Statute Held Unconstitutional, ABA TIPS Animal Law Committee Newsletter (Summer 2013)

Maryland's High Court Finds Pit Bulls Inherently Dangerous, ABA TIPS TortSource (Fall 2012)

Update on Tracey v. Solesky, Lex Canis (Summer 2012)

Tracey v. Solesky Finds all Pit Bull Mix Dogs Inherently Dangerous, Lex Canis (Spring 2012)

TIPS Law Student Writing Competition on Disaster Preparedness and Response, ABA TIPS Student TIPSter 4-5 (Winter 2011)

Southern Law Center Law Students Earn Top Praise in TIPS Disaster Essay Competition at the ABA Mid-Year Meeting in New Orleans, ABA TIPS Student TIPSter 2-3 (Spring 2012).

Court Rejects Orca Whales' Slavery Claim Against Sea World, ABA TIPS Animal Law Committee Newsletter 6 (Winter/Spring 2012).

David Favre Honored for the Advancement of Animal Law Award, ABA TIPS Animal Law Committee Newsletter 1 (Winter 2011).

Is the Depiction of Animal Cruelty Constitutionally Protected Speech?, ABA TIPS Animal Law Committee Newsletter 1 (Summer 2009).

New York Courts Make it More Difficult to Evict Tenants with Non-nuisance Cats, ABA TIPS Animal Law Committee Newsletter 8 (Summer 2009).

Supreme Court Accept Certiori in Stevens Case, ABA TIPS Animal Law Committee Newsletter 7 (Summer 2009).

Book Review, Animals As Persons, By Gary Fancione, BETWEEN THE SPECIES (2009 on-line Journal for the Study of Philosophy and Animals).

Feral Cats, Their Caretakers and the Law, ABA-TIPS Animal Law Committee Newsletter (Fall 2007)

Ensuring a "Yes-Pets" Rule, ABA-TIPS Animal Law Committee Newsletter (Spring 2007)

Linking Domestic Violence, Child Abuse, and Animal Cruelty, ABA-TIPS Animal Law Committee Newsletter (Fall 2006)

Vicious Dog Laws Unconstitutional in Ohio, ABA-TIPS Animal Law Committee Newsletter (Spring 2006) (Barbara Gislason co-author)

The Essence of Marriage (Book Review), 66 GEORGE WASHINGTON LAW REVIEW 195 (1997).

#### SPEAKING ENGAGEMENTS

Law and Animal Well-being, GWU ONE HEALTH DAY (Washington DC, Nov. 3, 2023).

Out of the Shadows: Making Animals Visible in the Academy, Canadian Animal Law Conference, (Toronto, Sept. 30, 2023).

Wildlife and Welfare: Animal Law in Theory and Practice, Vermont Law School Animal Law Program (Virtual, Mar. 26, 2022).

Convention on Animal Protection, Our Hen House Podcast (Feb. 2022), https://www.ourhenhouse.org/ep635/.

International Convention on Animal Protection For Public Health, Animal Welfare, and the Environment, Vermont Law Review Symposium: Balancing Corp and Activist Interests: Clean Energy, Wildlife protection and Land Use Reform (Virtual, Nov. 5, 2021)

Bar None: The ABA's Role in expanding justice for animals, Animal Law Conference 2021 (ALDF, Oct. 17, 2021)

Community Cats, The Law, TNVR and RTF, Illinois State Bar Association, Animal Law Conference (Carbondale, IL, Feb. 9, 2018).

Community Cats: Legal Considerations, 2017 Symposium: Animal Shelter Law (American Bar Association Tort, Trial & Insurance Practice Section, at National Animal Care and Control Association Training Conference, Virginia Beach, VA, Oct. 18, 2017).

Community Cats and Strays: Legal Considerations, Illinois State Bar Association, Animal Law Conference (Chicago, IL, Mar. 2016).

Moderator, *Animal Rights—From WHY to HOW*, American Association of Law Schools Annual Meeting (New York, NY, Jan. 2016).

Conference Coordinator, International Law and Wildlife Wellbeing—Moving From Theory to Action, George Washington University Law School, American Association of Law School, American Society of International Law (Washington D.C., Nov. 2015).

Linking Animal Abuse and Human Violence: Why and How the Law Should Directly Target the Cycle of Violence, Animal Law Guild Conference--Collaboration in Animal Law: Combating Criminal Animal Cruelty and Puppy Mills (Los Angeles, CA, Sept. 2015).

All Things Cat, American Bar Association, Tort Trial and Insurance Practice Section Shelter and Rescue Law Symposium (Atlanta, GA, July 2015).

Moderator, *Animals as Family*, American Association of Law Schools Annual Meeting (Washington D.C. Jan. 2015).

Legal Issues Related to Community Cats and Trap-Neuter-Return, American Bar Association, Tort Trial and Insurance Practice Section Shelter and Rescue Law Symposium (Las Vegas, NV, Oct. 2014).

Animals sentience, science and legislation: What are the links?, Sentience Mosaic: Science of Animal Sentience, (Feb. 2014) <a href="http://www.animalmosaic.org/sentience/Debates/past-debates/default.aspx?page=0&debate=tcm:46-36968">http://www.animalmosaic.org/sentience/Debates/past-debates/default.aspx?page=0&debate=tcm:46-36968</a>.

Blackfish and Public Outcry: A Unique Political and Legal Opportunity for Fundamental Change to the Legal Protection of Cetaceans in the United States, Animal Law: International Perspectives Symposium 2013 (Gold Coast Australia, Dec. 2013).

An Interview with Joan Schaffner, Association of Lawyers for Animal Welfare (Sept. 2013) <a href="http://alaw.org.uk/student-group/interview-with-a-lawyer/an-interview-with-joan-schaffner/">http://alaw.org.uk/student-group/interview-with-a-lawyer/an-interview-with-joan-schaffner/</a>.

A Study of Contrasts, Equal Justice Alliance Speaker Series (Teleconference, July 22, 2013).

Valuing Companion Animals, 2013 No Kill Conference, George Washington University Law School, No Kill Advocacy Center, (Washington, D.C., July 14, 2013).

Introduction to Animal Law, Australian Student Delegation, (Washington, DC, July 2, 2013).

Damages in Dog Bite and Other Animal-Related Litigation, Mid-Atlantic Animal Law Symposium, Maryland State Bar Animal Law Section (Baltimore, MD, Apr. 22, 2013).

Moderator, A Capitol Hill Event: Trending Topics in Animal Law, UDC Student Animal Legal Defense Fund (Cannon Office Building, Washington DC, Apr. 10, 2013).

Valuing Companion Animals, 2012 No Kill Conference, George Washington University Law School, No Kill Advocacy Center (Washington, D.C., Aug. 11, 2012).

National Association of Appellate Court Attorneys, Annual Meeting, Fido, Babe, Shamu and the Law, (Washington, D.C., July 18, 2012).

American Association of Law Schools, Annual Meeting, Valuing Companion Animals: Law, Politics, and Policy (Jan. 7, 2012 Washington DC).

CSPAN Washington Journal, Private Ownership of Exotic Animals (Oct. 2011).

Moderator, ABA TIPS CLE teleconference on U.S. v. Stevens case (Sept. 2010)

The Link between Animal Cruelty and Human Violence, Catholic University Animal Law Panel (Washington D.C., Nov. 2010).

Making the Case: Compensation for Loss of Companionship of a Companion Animal B Law, Politics and Policy, Mid-Atlantic Animal Law Symposium, Maryland State Bar Animal Law Section (Baltimore, MD, April 2010)

Law & Society 2008 Annual Conference, Seeking Protection from Cruelty for All Animals Through an Animal-Centered Legal Regime (work-in-progress) (Montreal, Quebec, Canada, May 2008).

MSBA Animal Law Section, Law & Policy to Address the Link of Family Violence (Baltimore, MD, March 2008).

Catholic Law School Inn of Court, Law & Policy to Address the Link of Family Violence (Washington, D.C., February 2008).

AALS Annual Meeting, Debating Animals as Persons and Creation of New Section on Animal Law (New York City, Jan. 2008)

ABA-TIPS Regional Conference, *Prosecuting Reckless Owners and Muzzling Dangerous Dogs*, The Constitutionality of BSL (New York City, NY, Dec. 2007)

PG County Feral Cat Summit, Feral Cats, Their Caretakers and the Law (Prince George=s County, MD, Oct. 2007)

Oxford Centre for Animal Ethics, Conference on the Relationship Between Animal Abuse and Human Violence, Law & Policy to Address the Link of Family Violence (Oxford, England Sept. 2007).

DC Medical Group, The Link Between Domestic Violence and Animal Abuse (Washington, D.C., Apr. 2007).

DC Coalition Against Domestic Violence, The Link Between Domestic Violence and Animal Abuse

(D.C. Nov. 2006).

Lavender Law Conference, Panel Moderator, Dressing for Success (Washington D.C., Sept. 2006)

DC Judicial and Management Training, Sexual Orientation and the Law (West Virginia, May 2006)

SALT Cover Public Interest Retreat, Animal Law Panel (New Hampshire, Mar. 2006)

Animal Welfare in DC, Georgetown University SALDF Forum (Washington D.C., Mar. 2005).

Marriage Rights for Same-Sex Couples and the Constitution, Second National People of Color Legal Scholarship Conference (Oct. 2004).

Web Broadcast for Princeton Review: Hot Legal Topics, The Federal Marriage Amendment (Mar. 2004)

Presenter, The Academic Epidemic: Peer Sexual Harassment After *Davis v. Monroe County Board of Education*, Hastings Women's Law Journal Tenth Annual Symposium (San Francisco, CA, Mar. 2000)

Reporter, Law, Legal Education, and Democracy in the Twenty-first Century--Panel on Gay & Lesbian Rights, George Washington President's Millennium Seminars (Washington, D.C., Feb. 2000)

The Sexual Harassment of Gay Students: Recent Developments under Title IX, AALS Annual Meeting (Jan. 2000)

Approaching the New Millennium with Mixed Blessings for Harassed Gay Students, GWU Scholars Showcase, (Jan. 1999)

"Judicial Clerkships" at Washington Area Legal Recruitment Administrators Association Luncheon (July 1997, July 1995, July 1993)

Civil Procedure, Patent Academy, Juris Masters Program (Fall 1996)

"Bridging the Gap--Training New Patent Attorneys" at American Intellectual Property Law Association, Fall Meeting, Washington D.C. (Oct. 1993)

"Gender in Social Security Disability Determinations" at Thirtieth Annual Seminar Federal Administrative Law Judges Conference (Williamsburg, VA, Sept. 1993)

#### **AWARDS**

Andrew C. Hecker Memorial Award (American Bar Association, Tort Trial & Insurance Practice Section, 2019).

Excellence in Animal Law—Scholarship-Teaching-Service (Association of American Law Schools, Animal Law Section 2018).

Excellence in the Advancement of Animal Law Award (American Bar Association, Tort Trial & Insurance Practice Section 2013).

2009 Henry Bergh Leadership Award

Honorary Member Golden Key Honor Society

Faculty Recipient of Lambda Law Award (1995, 1999)

#### **ACTIVITIES**

Editor-in-Chief, AMERICAN INTELLECTUAL PROPERTY LAW ASSOCIATION QUARTERLY JOURNAL (1994-present)

American Bar Association, Tort Trial and Insurance Practice Section

Member, Council (2015-18)

Member, Long-Range Planning Committee (2015-present)

Member, Membership Committee (2015-present)

Member, Standing Committee on Young Lawyers (2016-2019)

Member, McKay Law Professor Award Committee (2014-present)

Member, Standing Committee on Law Students (2013-present)

Member, Finance Committee (2013-2015)

Co-Chair, Task Force on Outreach to Law Students (2011-2013)

Member, Scope Committee (2011-2013, 2019-present)

Member, Disaster Preparedness and Response Task Force (2011-2012)

#### Animal Law Committee

Past Chair (2009-2010); Newsletter Editor (2007-present); Chair, Publications Subcommittee (2006-2012).

American Association of Law Schools, Animal Law Section: Founding Chair (2008), Chair (2015)

Ferrater Mora Oxford Centre for Animal Ethics, Fellow

Journal of Animal Ethics (Ferrater Mora Oxford Center for Animal Ethics), Advisor

Global Journal of Animal Law (GJAL), Editor & Advisory Board Member

National Coalition on Violence Against Animals, Member (past)

National Law Enforcement Center on Animal Abuse, Advisory Board Member (past)

# University Service:

Current: Law School

Faculty Co-Director, Animal Legal Education Initiative

Faculty Inn Advisor, Marshall Inn Faculty Advisor, Lambda Law

Faculty Advisor, AIPLA QUARTERLY JOURNAL Staff Faculty Advisor, Student Animal Legal Defense Fund

Faculty Advisor, Animal Welfare Project Journal Advisory Committee (Chair)

Public Interest Committee

Member, Fundamentals of Lawyering Faculty Search Committee

University

GW University Faculty Senate Dispute Resolution Committee, Chair Chair, Hearing Panel on Faculty Matter (Dec. 2005-June 2006) Chair, Hearing Panel on Faculty Matter (Dec. 2011-August 2012)

Past: Dean of Students National Search Committee (2016, Chair)

Inns of Court Committee (2015) Dean Search Committee (2013-14)

Incidents of Discrimination or Harassment Committee (1998-2004)

Intellectual Property Committee (1998-2005) Admissions Committee (2004-05, 2012-16)

Appointments Committee (2000-01)

Curriculum Committee (1997, chair 1998-1999)

Scholarship Committee (1992-1996) Clerkship Committee (1992-1996) Faculty Secretary (1993-1994)

Alternate: Committee, Status of Women Faculty and Librarians (1993-1995).

### Community Service:

Citizen member, DC Board of Veterinary Examiners (2007-2012)

Volunteer, Washington Humane Society (2005-2014)

Brief Grader, National Animal Law Moot Court Competition (2011, 2013)

Grader for NY State Bar Animal Law Section Student Writing Competition (2008-2013)

Volunteer, Alley Cat Allies (2003-05)

Brief Grader, National Sojourner Moot Court Competition (2004)

Volunteer, Sexual Minority Youth Assistance League (SMYAL) (1997-1999)

Convener, Federal Benefits Advisory Committee, Ninth Circuit Gender Bias Task Force (1991-1993)

Public Member, District of Columbia Board of Appeals and Review (2000-March 2004) (adjudicatory position hearing appeals from various local government agencies Be.g. the Department of Consumer and Regulatory Affairs and the Metropolitan Police Department)

#### **EDUCATION**

### UNIVERSITY OF SOUTHERN CALIFORNIA LAW CENTER

Juris Doctor 1987-1990

Class Standing: Top 3%, Order of the Coif SOUTHERN CALIFORNIA LAW REVIEW:

Executive Publications Editor, Volume 63 (1989-1990)

Staff Member, Volume 62 (1988-1989)

Legion Lex Merit Scholarship

American Jurisprudence Awards:

Criminal Procedure, Business Organizations, Professional Responsibility

Research Assistant:

Professor Resnik (1990), Professor Chemerinsky (1988-1989), Visiting Professor Tushnet (1988)

## MASSACHUSETTS INSTITUTE OF TECHNOLOGY

Master of Science: Mechanical Engineering 1979-1981

Full Research Scholarship

## UNIVERSITY OF SOUTHERN CALIFORNIA

Bachelor of Science: Mechanical Engineering, Summa Cum Laude 1975-1979

Order of the Laurel, Mortar Board, Phi Kappa Phi, Tau Beta Pi, Pi Tau Sigma ME Teaching Assistant, Research Assistant: Professor P. Roy Choudhury