

JANET COOPER ALEXANDER
Stanford Law School
Stanford California 94305
(650) 723-2892

EMPLOYMENT

STANFORD LAW SCHOOL, 1987-
Frederick I. Richman Professor of Law, 2002-
Professor of Law, 1994-2002, Justin M. Roach, Jr. Faculty Scholar, 1998-2002
Subjects: Federal Courts, Civil Procedure I & II, Advanced Civil Procedure, Complex
Litigation, Terrorism and the Courts, The Civil Jury, Conflict and Dispute Resolution
Principal Investigator, Stanford Center on Conflict and Negotiation, 1994-2002

TOIN UNIVERSITY OF YOKOHAMA, Yokohama, Japan. Visiting Professor, 1998.

MORRISON & FOERSTER, San Francisco, California, 1982-87 (partner from 1984)
Complex commercial and securities litigation.

CALIFANO, ROSS & HEINEMAN, Washington, D.C. Associate, 1980-82

JUDICIAL CLERKSHIPS

THE HONORABLE THURGOOD MARSHALL, United States Supreme Court, 1979-80

THE HONORABLE SHIRLEY M. HUFSTEDLER, United States Court of Appeals for the Ninth
Circuit, 1978-79

EDUCATION

UNIVERSITY OF CALIFORNIA, BERKELEY SCHOOL OF LAW (BOALT HALL), J.D. 1978
Order of the Coif
California Law Review, 1976-78, Head Articles Editor, 1977-78
Industrial Relations Law Journal, 1975-76

STANFORD UNIVERSITY, M.A., English 1973.
Graduate study in English and American literature, 1968-71
Teaching assistant, Freshman English, 1969-71
Taught Senior Colloquium (Moby-Dick), 1969

SWARTHMORE COLLEGE, B.A. with Distinction, English Literature, 1968
Phi Beta Kappa

PUBLICATIONS

Jurisdiction-Stripping in a Time of Terror, 95 CALIFORNIA LAW REVIEW 1193 (2007)

Jurisdiction-Stripping in the War on Terrorism, 2 STANFORD JOURNAL OF CIVIL RIGHTS AND CIVIL LIBERTIES 259 (2006)

Procedural Design and Terror Victim Compensation, 53 DEPAUL LAW REVIEW 627 (2003)

An Introduction to Class Action Procedure in the United States, published online at <http://www.law.duke.edu/grouplit/papers/classactionalexander.pdf> (2000), from Conference, Debates Over Group Litigation in Comparative Perspective, Duke University and University of Geneva, Geneva, Switzerland, July 21-22, 2000

Class Actions for Consumer Protection, in Consejo General del Poder Judicial (Judicial Conference of Spain) y Instituto Nacional de Consumo, Ministerio de Sanidad y Consumo (National Institute for Consumer Affairs, Spanish Ministry of Health and Consumer Affairs), JUSTICIA & PROTECCION DE LOS CONSUMIDORES (published in both English and Spanish translation) (2000)

The Administration of Justice in Commercial Disputes: Developments in the United States, in CANADIAN INSTITUTE FOR THE ADMINISTRATION OF JUSTICE, THE ADMINISTRATION OF JUSTICE IN COMMERCIAL DISPUTES (1999).

Contingency Fees and Class Actions, 47 DEPAUL LAW REVIEW 347 (1998)

"Methodology and the Merits," American Bar Association, Torts and Insurance Practice Section, 1997 Annual Meeting program materials

The Agency Problem: Some Procedural Suggestions, in *Conference: Civil Justice and the Litigation Process: Do the Merits and the Search for Truth Matter Anymore?* 41 NEW YORK LAW SCHOOL LAW REVIEW 359 (1997)

Rethinking Damages in Securities Class Actions, 48 STANFORD LAW REVIEW 1487 (1996)
Reprinted in 1998 SECURITIES LAW REVIEW.
Selected as one of the ten best corporate and securities articles of 1997 and reprinted in CORPORATE PRACTICE COMMENTATOR (1998). Translated and reprinted in Korean by the Korea Center for Free Enterprise (2004).

Janet Cooper Alexander
Page Three

The Value of Bad News in Securities Class Actions, 41 UCLA LAW REVIEW 1421 (1994)
Reprinted in 1995 SECURITIES LAW REVIEW.
Selected as one of the best corporate and securities articles of 1995 and reprinted in
CORPORATE PRACTICE COMMENTATOR (1996)

Judges' Self-Interest and Procedural Rules: Comment on Macey, 23 JOURNAL OF LEGAL
STUDIES 647 (1994)

The Lawsuit Avoidance Theory of Why Initial Public Offerings Are Underpriced, 41 UCLA
LAW REVIEW 17 (1993)
Selected as one of the best corporate and securities articles of 1993 and reprinted in
CORPORATE PRACTICE COMMENTATOR (1994)

Unlimited Shareholder Liability Through a Procedural Lens, 102 HARVARD LAW REVIEW
387 (1992). Translated and reprinted in Chinese by Law Press China, 2004.

TM, 44 STANFORD LAW REVIEW 1231 (1992)

Do the Merits Matter? A Study of Settlements of Securities Class Actions, 43 STANFORD LAW
REVIEW 497 (1991)
Reprinted in 1992 SECURITIES LAW REVIEW. Translated and reprinted in Korean by the
Korea Center for Free Enterprise (2004).

Editor, TRIAL EVIDENCE COMMITTEE OF THE SECTION OF LITIGATION, AMERICAN BAR
ASSOCIATION, THE ATTORNEY-CLIENT PRIVILEGE AND THE WORK-PRODUCT DOCTRINE
(ABA Press, 1983)

Note, *Daly v. Superior Court: Immunity Orders for Discovery in Private Civil Litigation*, 66
CALIFORNIA LAW REVIEW 233 (1978)

SELECTED ACADEMIC AND PROFESSIONAL ACTIVITIES

INVITED LECTURES, PRESENTATIONS AND TESTIMONY

Panelist, "Compensating Victims of Terrorism," 2009 ABA Section of International Law
Spring Meeting, April 15, 2009

"Dispute Resolution Design in Response to the War on Terror: Three Cautionary Examples",
Harvard Negotiation Law Review Symposium on Dispute Systems Design Across
Contexts and Continents, March 7-8, 2008, Cambridge, MA.

“War Powers and Judicial Review,” Symposium on The War on Terrorism: What Are the Roles of Congress, the President, and the Courts?”, Pepperdine University, January 19, 2007

“Jurisdiction-Stripping in a Time of Terror,” Symposium in Honor of Paul Mishkin, University of California, Berkeley (Boalt Hall), October 27-28, 2006

Moderator, “Current Issues in Class Action Practice,” 2006 UCLA Law Review Symposium on Emerging Issues in Class Action Law, UCLA Law School, Jan. 27, 2006

“Jurisdiction-Stripping Goes to GWOT,” Federal Courts Section Program, 2006 AALS Annual Meeting, Washington, D.C., January 5, 2006

Moderator, “Class Action Reform,” 2006 Stanford Law Review Symposium, The Civil Trial: Adaptation and Alternatives, Stanford Law School, February 5, 2005

“Procedural Design and Terror Victim Compensation,” Ninth Annual Clifford Symposium on Tort Law and Social Policy, DePaul University College of Law, Chicago, April 25, 2003

Moderator, Symposium: Shifting the Balance of Power? The Judiciary, Federalism and State Sovereign Immunity, Stanford Law Review, Stanford Law School, February 5, 2001

“Class Action Practice and Procedure in the United States,” Conference, Debates Over Group Litigation in Comparative Perspective, Duke University and University of Geneva, Geneva, Switzerland, July 21-22, 2000

Extended version, *An Introduction to Class Action Procedure in the United States*, published online at

<http://www.law.duke.edu/grouplit/papers/classactionalexander.pdf>

"Consumer Class Actions for Consumer Protection in the United States," Conference on Justicia y Proteccion de los Consumidores, organized by the Ministerio de Sanidad y Consumo (Spanish Ministry of Health and Consumer Affairs) and the Consejo General del Poder Judicial (Judicial Conference), Madrid, Spain, October 30, 1998

Panelist, "ADR: A Cure for Litigation?" Stanford Law School, October 6, 1998

“A Middle View of Dispute Resolution in the United States Court System,” Principal Speaker, Colloquium, Comparison of Dispute Resolution in Japan and the United States, Toin University, Yokohama, Japan, June 29, 1998

“American Justice and Law,” Toin University of Yokohama, Japan, June-July 1998

Keynote Speaker, "The Administration of Justice in Commercial Disputes: Developments in the United States," Canadian Institute for the Administration of Justice Annual Conference, Toronto, Canada, October 15-18, 1997

"The Impact of the Private Securities Litigation Reform Act and Alternative Directions," Torts and Insurance Practice Section, American Bar Association Annual Meeting, San Francisco, California, August 5, 1997

"Contingency Fees and Class Action Litigation," Third Annual Clifford Seminar on Tort Law and Social Policy, DePaul University School of Law, Chicago, April 4-5, 1997

"Class Action Litigation and the Merits," Conference on Civil Justice and the Litigation Process, The Federalist Society, Washington DC, September 12, 1996

"Rethinking Damages in Securities Class Actions"
Law and Economics Seminar, Stanford University, February 9, 1996
Law and Economics Seminar, University of Chicago Law School, February 13, 1996

Testimony on securities fraud litigation before the Subcommittee on Telecommunications and Finance, Committee on Energy and Commerce, U.S. House of Representatives, August 10, 1994

Commentator, "Liability Reforms' Causes and Economic Impacts," Conference on Growth and Development: The Economics of the 21st Century, Stanford Center for Economic Policy Research, Stanford, June 4, 1994

Keynote Speaker, "Remembering Thurgood Marshall," University of California, San Diego Forum on the Life and Career of Thurgood Marshall, April 27, 1993

"Judicial Preferences and Procedural Rules: A Response to Professor Macey," Conference on Economic Analysis of Civil Procedure, John M. Olin Program in Law and Economics, University of Virginia, March 16-17, 1993

Commentator, "Reactive Devaluation in Negotiation and Conflict Resolution," SCCN-NIDR Conference on New Theoretical Perspectives on Dispute Resolution, Stanford University, February 19, 1993

"Shareholder Litigation and Corporate Disclosure Strategies," National Investor Relations Institute Spring Conference, San Francisco, California, June 8, 1992

"Developments in Securities Class Action Litigation: Settlement," Stanford Law and Business Society Forum, San Francisco, California, July 23, 1991

Janet Cooper Alexander
Page Six

Principal speaker, "Why Do Securities Class Actions Settle?" Forum on Securities Class Actions, Stanford Law and Business Society, Stanford, California, May 8, 1991

"Do the Merits Matter? Settlements in Securities Class Actions"
Law and Economics Seminar, Harvard University Law School, April 30, 1991
Law and Economics Seminar, University of California, Berkeley School of Law,
April 25, 1991
Seminar, Stanford Center on Conflict and Negotiation, April 1990

"A Tribute to Justice Thurgood Marshall," Third Annual Justice and Humanity Award, Legal Aid Society of San Diego, February 2, 1991

"Women in the Law: An Assessment and an Agenda," Presidential Symposium on Women in the Professions, Scripps College, Claremont, California, November 14, 1990

Panelist, "An Appellate Argument: Shopping for a Tort Theory," American Bar Association, Section of Litigation 14th Annual Fall Meeting, October 6, 1989

Moderator and Program Chair, "Civil Rights Litigation: The Bicentennial and Beyond," 1987 Annual Meeting, Section of Litigation, American Bar Association

OTHER PROFESSIONAL ACTIVITIES AND INVITED CONFERENCES

Chair, Federal Courts Section, American Association of Law Schools, 2006; Annual Meeting Program Chair and Chair-Elect, 2005

Consultant, Federal Rules of Civil Procedure restyling project review (Rules 17-25), 2005

Conference, Designing Victim Compensation Programs, Stanford Law School and Stanford Center on Conflict and Negotiation, Stanford, California, April 12, 2002

Conference, Mass Tort Class Actions, convened by Advisory Committee on the Civil Rules of the Judicial Conference of the United States, University of Pennsylvania, October 1999

Conference, Working Group on Mass Tort Class Actions, convened by Advisory Committee on the Civil Rules of the Judicial Conference of the United States, April 1998

Group Reporter, Conference on the Implementation of the Civil Justice Reform Act of 1991, American Bar Association and the University of Alabama Law School, Tuscaloosa, Alabama, April 1997

Janet Cooper Alexander
Page Seven

Meetings between U.S. and Russian experts on Russian shareholder rights and remedies, convened by the U.S. Securities and Exchange Commission at the request of the Russian government, Washington DC, December 2-5, 1996 (one of two non-SEC U.S. delegates invited to participate in all sessions)

Conferee, Research Conference on Class Actions and Related Issues in Complex Litigation, Institute of Judicial Administration, New York University School of Law, April 21-22, 1995

Co-Chair, 1987 Annual Meeting Program, American Bar Association, Section of Litigation

Chair, Committee on Special Publications, American Bar Association, Section of Litigation (1983-85); Chair, Monograph Series Committee, (1981-83)

Consultant, CALIFORNIA CONTINUING EDUCATION OF THE BAR, CALIFORNIA TRIAL OBJECTIONS (2d ed. 1984)

UNIVERSITY AND COMMUNITY SERVICE

Stanford University Academic Senate, 2001-02

Stanford University Judicial Panel, 2001-2005

Alumni Council, Swarthmore College, 2001-04
Executive Committee, 2003-2004
Co-chair, College Advisory and Support Committee, 2003-04
Acting chair, 2003
Admissions interview volunteer, 2002-

Castilleja School, Palo Alto, California
Leadership Council, 2002-2005
Athletic Council, 2002-2005
Castilleja School Association Board, 2002-03
Co-chair, Parent Education, 2002-03
Lead parent representative, 2002-03

Board of Directors, Boalt Hall Alumni Association, 1987-90

Janet Cooper Alexander
Page Eight

PROFESSIONAL AFFILIATIONS

American Association of Law Schools
Sections on Civil Procedure, Federal Courts, Women and the Law
Federal Courts Section
Chair, 2006
Program Chair, 2005
Executive Committee, 2007

ADMITTED TO PRACTICE

California, 1978
District of Columbia, 1980
United States Supreme Court, 1987
United States Court of Appeals for the Eleventh Circuit, 2004
Eastern District of California, 1985
Northern District of California, 1982
Central District of California, 1978