CENTER FOR NEGOTIATION AND DISPUTE RESOLUTION
UC Hastings College of the Law
WELCOME

THE CENTER FOR NEGOTIATION & DISPUTE RESOLUTION (CNDR)
at UC Hastings College of the Law offers superior education and
cutting edge scholarship in dispute resolution to law students, attorneys,
practitioners and international visitors.

In the heart of San Francisco, steps away from Federal and State Courts,
CNDR collaborates on projects and events with non-profits, commercial
ADR providers and government agencies. Over a third of the student
body takes an elective course through CNDR yearly. We are shaping
the future of dispute resolution and we invite you to join us.

Best wishes,

SHEILA PURCELL  » Clinical Professor of Law, Director of the Center for Negotiation
and Dispute Resolution

SOME HIGHLIGHTS AND ACCOMPLISHMENTS INCLUDE:

» Recognized in 2013 by US News & World Report
  as one of the Top Ten ADR programs in the country

» Winner of the prestigious Louise Otis Award for
  Excellence in Mediation Education in 2011 and
  in 2013

» Mediation Clinic

» ADR Externship Program

» Mediation Observation Project

» Most classes under 16 students and over 20
courses to choose from

» Specialization: J.D. students may obtain a Civil
  Litigation and Dispute Resolution Concentration

» National and International Competitions Champions

» LL.M Degree for Foreign Lawyers with Specialization
  in Dispute Resolution

» International Court ADR System Design Institute

» Providing Technical Assistance and Training
  Worldwide

» Symposia, conferences and workshops on cutting
  edge topics
CNDR’s core faculty conduct original research, publish and lecture widely. Adjunct faculty are highly accomplished ADR directors, mediators and attorneys.

Professor and Faculty Chair Melissa Nelken spearheaded the formation of CNDR in 2003. A trained psychoanalyst, she has published articles on negotiation styles, the role of feelings in negotiation and adult learning. Her text, “Negotiation Theory and Practice”, is used across the country and around the world.

Professor Clark Freshman has taught ADR, Arbitration, Mediation, and Lie Detection and Emotion Recognition both to students and to Homeland Security, JAMS and others. A collaborator with Paul Ekman, the world’s leading authority on lie detection, his scholarship also addresses the role of discrimination in negotiation, ways to prevent it and how to promote acceptance.

Clinical Professor Carol Izumi is a pioneering ADR educator, teaching first in 1986 at George Washington University Law School and now at UC Hastings. Her scholarship includes work on implicit bias and mediator neutrality, ADR in criminal and juvenile cases, the unauthorized practice of law issues in a mediation clinic and the “good faith” requirement in mediation.

Clinical Professor and Director Sheila Purcell teaches ADR Systems Design and Negotiation & Mediation. She co-founded and co-teaches the International Court ADR Institute. A Court ADR leader, she directed the award winning San Mateo Superior Court ADR program. Her writing has focused on Court ADR and International ADR Systems Design. Sheila is also a UC Hastings ’86 graduate.

Clark Freshman
Professor Freshman researches the science of reading emotion, detecting lies, mindfulness and succeeding at negotiation. Federal and state judges, mediators, arbitrators, lawyers and executives world-wide seek his expertise.
MEDIATION CLINIC

Students in the UC Hastings Mediation Clinic are well-equipped to offer mediation services in San Francisco Small Claims Court. By integrating mediation theory and reflective practice, and by serving a diverse local community, Clinic students develop crucial lawyering skills that prepare them for any career path.

Currently overseen by one of the nation’s most experienced ADR Clinical Professors, Carol Izumi, the Clinic began in 2001. In addition to civil cases, Professor Izumi has expertise in mediation of criminal and juvenile cases and police-civilian disputes.

HANDS-ON TRAINING

CNDR’s constructive relationships with community organizations provide students with valuable practical experience that can benefit the general public.

ADR EXTERNSHIP PROGRAM

Students develop advanced skills and design dispute resolution systems in settings such as the San Francisco Superior Court, the California State Mediation and Conciliation Service and the US District Court, Northern District of California.

MEDIATION OBSERVATION PROJECT

Local providers of ADR, including the US District Court, JAMS and Judicate West, offer real world mediations for students to observe as part of the Mediation and the Mediation Clinic courses.

“UC Hastings Mediation Clinic students offer an invaluable public service to both the Court and the Small Claims Court litigants. They provide much needed services to a diverse population.”

— Jeniffer Alcantara, ADR Director, SF Superior Court
Each year, over a third of UC Hastings students take one or more dispute resolution courses. 15 sections of basic negotiation and numerous advanced courses are offered.

- Small class sizes of 16 or fewer are the hallmark of CNDR’s courses, enabling personalized coaching and feedback to each student.
- CNDR coordinates email negotiations between its students and students from other schools nationally to develop remote negotiation skills.
- Difficult Negotiations, a DVD CNDR co-produced, teaches varied strategies negotiators use when faced with difficult behaviors. CNDR offers the DVD on its website.

**LLM DEGREE FOR FOREIGN LAWYERS**
Recognized for its specialization in Dispute Resolution, UC Hastings draws lawyers from all over the world for its wide selection of courses and its outstanding location.

**SUMMER LEGAL INSTITUTE**
CNDR offers J.D. students and international and domestic practitioners courses in Negotiation as well as a 40 hour Mediation Training.

“UC Hastings has rapidly become an academic leader in the alternative dispute resolution field. The knowledge and opportunities for experience available to its students are exceptional.”

— Dorothy W. Nelson, Senior Circuit Judge
INTERNATIONAL IMPACT

CNDR is an international ADR education leader, providing an LL.M for foreign attorneys with an ADR emphasis and hosting U.S. State Department affiliated international delegations, foreign diplomats and scholars.

INTERNATIONAL COURT ADR DESIGN INSTITUTE

This one of a kind certificate program has brought together judges, court administrators, attorneys and mediator participants from over 25 countries to learn how to design court ADR programs for their jurisdictions. Faculty is drawn from the top directors of local court ADR programs.

INTERNATIONAL TRAINING AND TECHNICAL ASSISTANCE

In addition to providing in-country technical assistance, CNDR faculty have been invited to serve as ADR design experts for the American Bar Association, the US Agency for International Development and UN related programs.

1 | HAITI

Professor Melissa Nelken taught mediation skills to students at École Supérieure Catholique de Droit de Jérémie in Haiti. Professor Izumi also provided help on mediation clinic design as part of the Hastings to Haiti Partnership.

2 | SINGAPORE

Director Sheila Purcell spoke at an international ADR conference of the Singapore Supreme Court and provided in country training to a pilot mediation court in Dongguan, China.

3 | SPAIN

CNDR sent Adjunct Professor Jessica Notini to Spain where she provided a highly lauded 50 hour Mediation Certificate training in Madrid.

4 | CHINA

Professor Carol Izumi spoke at Peking University and Shanghai Jiao Tong University on ADR and clinical education. She also gave a presentation on ADR in Juvenile Delinquency Cases to visiting Chinese Supreme Court and Juvenile judges.

5 | JAPAN

Professor Melissa Nelken helped inaugurate the exchange between UC Hastings and Waseda University Law School with a talk on Cognitive Traps in Negotiation in Tokyo.

6 | EGYPT

Director Sheila Purcell was chosen as an expert to assist an ABA/UN Development Program/International Finance Corporation effort aimed at reviewing and commenting on a draft Egyptian Mediation Law.
SYMPOSIA
CNDR offers cutting-edge symposia in the field of dispute resolution, bringing scholars and practitioners together to share theory, research, and methodologies on a variety of topics such as:

- Negotiating Solutions to eDiscovery Problems in 2013
- Lie to Me?! How Emotions Matter in Negotiation in 2010
- Toward Collaborative Governance: A Conversation at the Crossroads of Civic Engagement and ADR in collaboration with UC Hastings’ Center for State and Local Government in 2008

CONFERENCES
- ADR Teaching Conference: UC Hastings, in conjunction with Stanford Law School, hosts the Annual Northern California ADR Faculty Conference. Best ADR teaching practices are shared by faculty from business, graduate and law schools throughout the region.
- Continuing Legal Education: CNDR organizes events for practitioners such as Ethics, Elimination of Bias and Detection/Prevention of Mental Illness through a Negotiation Lens for attorneys needing to complete those hard-to-get specialized credits.

SALONS
- Mediating Criminal Cases: Opportunities and Challenges, a salon in which Professor Carol Izumi discussed her experience in mediating criminal cases in the Washington DC area.
- Cross Cultural Mediation and Dispute Resolution, a salon led by Adjunct Professor Karenjot Bhangoo based on her research in Malerkotla, an Indian city on the border of Pakistan which has enjoyed peace and no incidents of violence despite the unrest and violence that has surrounded the area for centuries.

SPEAKER SERIES
- Arbitration is Everywhere, a four-part speaker series discussing arbitration in sports and entertainment, securities, construction and international commerce.
- New Frontiers in ADR, a three-part speaker series addressing the use of mediation and ADR in the context of Collaborative Family Law, Juvenile Restorative Justice and International Transitional Justice.

“CNDR has been an invaluable partner in building our Alternative Dispute Resolution Program and helping us serve the public better.”

—Karen V. Clopton, Chief Administrative Law Judge, California Public Utilities Commission
Every fall, students try out for the team by participating in a “Negotiation Boot Camp”—a series of workshops and negotiation simulations—that prepares them for the team qualifying event. Hastings enters twelve competitions annually, sponsored by bar associations, law schools, and international business organizations. Approximately 30 students compete at a live competition each year.

Team members enjoy individual support, coaching and mentoring from volunteer alumni, faculty, and local practitioners designed to maximize competitive performance, to increase understanding of legal problems and their practical implications, and to develop skills.

Clint Waasted
Head Coach Clint Waasted, once a UC Hastings team member himself, has coached the team for many award winning years.

Winning ADR Team

Competing against teams from Europe, Asia and North America, the UC Hastings Negotiation and Mediation Team has earned a superlative reputation as the team to beat. With hours of practicing and traveling together, members of the team become close and form their own community within Hastings.

“"The Negotiation and Mediation Team was unquestionably the most formative experience of my time at Hastings. It cannot be overstated.”

— Jacob Linesky ’05, Real Estate and Land Conservation Law
UC Hastings is known for its world class faculty. CNDR collaborates with many of them on conferences, curriculum and teaching ADR to first year classes.

Kate Bloch
Criminal Law

Richard Boswell
Immigration Law

Jo Carrillo
Property, Law & Culture

William S. Dodge
International Law & Transactions, Arbitration, Contracts

Scott Dodson
Civil Procedure, Federal Courts

David L. Fagiman
Science Policy, Constitutional Law

Robin Feldman
Intellectual Property, Patents, Antitrust, Law & Science

Miye Goishi
Poverty Law, Clinical Legal Education

Keith J. Hand
Chinese Law, Criminal Procedure

Elizabeth Hillman
Military Justice, Legal History, Constitutional Law

David Jung
State & Local Government Law, Remedies, Torts

Eumi K. Lee
Criminal Law, Roles & Ethics, Clinical Legal Education

David Levine
Civil Procedure, Remedies, Institutional Reform Litigation

Joel Paul
International Economic Law & Policy

Morris A. Ratner
Civil Procedure, Legal Ethics

Naomi Roht-Arriaza
International Human Rights, Transitional/Post-Conflict Justice

Gail Silverstein
Public Interest Law, Clinical Legal Education

Nancy Stuart
Clinical Legal Education

Yvonne Troya
Legal/Medical Partnerships, Public Policy & Advocacy

Joan C. Williams
Property, Feminist Legal Theory, Employment Law

Sheila Purcell
Director and Clinical Professor of Law

Clark Freshman
Professor of Law

Clint Waasted
ADR Team Head Coach

Melissa Nelken
Professor of Law and Faculty Chair

Carol Izumi
Clinical Professor of Law

Jolynn Jones
Academic Program Coordinator

“UC Hastings CNDR has the most interesting and vibrant ADR teachers and state-of-the-art courses for law students in the Bay Area.”

—Gary Friedman, co-founder and co-director of The Center for Understanding in Conflict and The Center for Mediation in Law
While a focus of CNDR is on improving negotiation skills no matter what profession the law student chooses, a number of UC Hastings alumni have become pioneers and innovators in the dispute resolution field.

Claude Ames ’77 (above right)
Mediator and Arbitrator Ames has handled up to 1,800 arbitration and mediation cases. He is the former chairman of the Northern California Regional Academy of Arbitrators and a panel member of the U.S. Bankruptcy Court Dispute Resolution Program for the Northern District of California.

Claudia Bernard ’86
Chief Circuit Mediator, Ninth Circuit Court of Appeals Bernard supervises eight circuit mediators who all work exclusively for the court of appeals and they collectively resolve about 1,200 cases annually.

Richard Berry ’90
Senior Vice President and Director of Case Administration, Financial Industry Regulatory Authority (FINRA) Berry oversees the four regional offices of FINRA, the largest independent regulator for all securities firms in the U.S.

Ruth V. Glick ’91 (above center)
Mediator and Arbitrator Glick is chair-elect of the Dispute Resolution Section of the American Bar Association, the founder of the Section’s WIDR (Women in Dispute Resolution) Task Force, and a Fellow of the College of Commercial Arbitrators.

Jay E. Grenig ’71
Professor of Law, Marquette University Law School Dispute Resolution Program Grenig teaches dispute resolution and has served as an arbitrator or mediator in over 3,000 labor and employment disputes throughout the nation.

Howard A. Herman ’83
Director of ADR Programs, US District Court, Northern District of California Herman previously served as Director of ADR Programs for Contra Costa County Superior Court, and spent four years as a settlement conference attorney for the United States Court of Appeals for the Ninth Circuit.

John Lande ’80
Director of the Master of Laws Program in Dispute Resolution, University of Missouri School of Law The International Institute for Conflict Prevention and Resolution gave Lande its award for best professional article for “Principles for Policymaking about Collaborative Law and Other ADR Processes”.

Jarett Nixon ’05
Senior Corporate Counsel, Cisco Systems Nixon leads the negotiation of complex licensing, strategic alliance, and IT solution agreements globally, working with his clients to balance risk and business opportunity.

William Quinby ’67 (above left)
Mediator and Arbitrator Quinby has mediated and arbitrated close to 1,000 complex commercial and interpersonal cases. He is an active member of a number of ADR and legal boards.

Joseph C. Scott ’76
San Mateo County Superior Court Assistant Presiding Judge Judge Scott works closely with the court’s ADR program in his role as Case Management judge. He has served throughout the court, including as head of the Civil Grand Jury.

Tiziana Sucharitkul ’97
Co-Managing Partner and Director, Dispute Resolution, Tilleke & Gibbins, Bangkok, Thailand Sucharitkul is on the Committee of the Thai chapter of the Chartered Institute of Arbitrators Association.

Randall W. Wulff ’74
Partner, Wulff, Quinby, Sochynsky Dispute Resolution Wulff was selected by the Chief Judge in the Southern District of New York to lead the panel that heard and decided the property damage claims for the World Trade Center arising from the tragedy on September 11.

CNDR has been fortunate to welcome back several alumni as Adjunct Professors:
Karen Carrera
Karl Christiansen
John Dean
Jonathan Gross
Howard Herman
Amy Slater
Lucia St. Amour
Clint Waasted