2011 Annual Report
Introduction to the American Bar Foundation

Mission
The American Bar Foundation is the nation’s leading research institute for the empirical study of law. An independent, nonprofit organization, for more than fifty years the ABF has advanced the understanding and improvement of law through research projects of unmatched scale and quality on the most pressing issues facing the legal system in the United States and the world. The Foundation is committed to broad dissemination of its research findings to the organized bar, scholars, and the public. The results are published in a wide range of forums, including leading academic journals, law reviews, and academic and commercial presses.

Research Faculty
The research program of the American Bar Foundation is implemented through the projects designed and conducted by the members of the ABF’s resident research faculty. ABF Research Professors are among the leading scholars in their disciplines, which include anthropology, economics, history, law, political science, psychology, and sociology. A research project is undertaken only after completion of a very extensive review process. The internal review committee, an external review panel, the Research Committee of the ABF Board, and ultimately the Board of Directors must conclude that the proposed study will make a significant contribution to the field and that the research can be carried out with the appropriate standards of integrity, human subjects protection, and scholarship.

Funding
The Foundation extends special thanks to the American Bar Endowment. The American Bar Endowment’s grant of $3,524,213 in fiscal year 2010-2011 makes the Endowment the Foundation’s largest supporter. Founded in 1942, the ABE is a charitable organization dedicated to improving the quality of justice in the United States by funding research, educational, and public service projects in the field of law. ABA members who participate in the Endowment’s group insurance programs can contribute to these efforts. Those members who participate in the Endowment’s insurance plans, and allow the ABE to retain dividends payable on the group insurance policies, provide essential support for the ABE’s grant program. The Foundation would like to thank all ABA members who participate in ABE insurance plans and donate their dividends, along with the ABE, for the valuable funding they have provided.

Other sponsors include The Fellows of the American Bar Foundation and private foundations and government agencies that award grants to support specific research projects and other ABF programs. The American Bar Foundation is recognized as a 501(c)(3) nonprofit organization.

The Fellows of the American Bar Foundation
The Fellows of the American Bar Foundation is an organization of lawyers, judges, law faculty, and legal scholars who have been elected by their peers to become members of The Fellows because of their outstanding achievements in the legal profession. The Fellows support the research work of the American Bar Foundation through their annual contributions and sponsor seminars and events of direct relevance to leaders of the legal profession.
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# Past Presidents of the American Bar Foundation

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(Elected the first president on November 21, 1952)

* Deceased
Law is an arena in which fundamental questions about the nature of rights and justice confront the realities of the social world. It is the challenge of bringing rights and realities together that draws us to the practice of law and to the study of law in action. How can we devise a system of justice that better realizes the ideals of the rule of law?

In different forms this is the question that is confronted in international tribunals’ efforts to investigate and prosecute charges of genocide, in Supreme Court decisions about the principles that guide fee shifting in public interest litigation, in the budgetary actions of Congress and state legislatures about the funding of civil legal assistance, in the choices we make about whether we invest in the construction of prisons necessary to sustain policies of mass incarceration despite growing evidence of the social costs of incarceration to families and communities, in the rules we establish for the selection and instruction of juries, and in the advice we give clients for insuring that they receive the sort of medical care they prefer near the end of life.

For these and other issues, we need rigorous research that examines the relationship between rights and realities. That is the defining mission of the American Bar Foundation. In all the topics listed above, ABF faculty are conducting pathbreaking research—from the work of John Hagan on genocide that garnered the Stockholm Prize in Criminology to Laura Beth Nielsen and Catherine R. Albiston’s analysis of public interest law firms to Rebecca Sandefur’s Access Across America, the first-ever map of the national access to civil justice infrastructure, to Shari Diamond’s study of real civil juries that was recognized with the Harry Kalven, Jr. Prize from the Law & Society Association to Susan Shapiro’s research on end-of-life decisionmaking that has garnered widespread interest from medical and legal audiences. These studies are providing judges, policymakers, and practitioners with the material they need for evidence-based decisions.

We can feel proud of the continuing record of accomplishments by ABF scholars that are noted in the Highlights section of this report. The real measure of success is not in prizes or grants awarded, but in the impact we have in advancing the understanding and improvement of the legal system.

Research of the quality, independence, and relevance reported here would not be possible without the legacy of institutional support that the American Bar Foundation has received for more than 50 years from the American Bar Endowment and the Fellows of the American Bar Foundation. We thank them and all our supporters for giving us the tools to produce research that we so critically need to improve the system of justice in the face of ongoing economic and social challenges.

Robert L. Nelson
2011 was another year of accomplishment for the American Bar Foundation. At the Annual Meeting of the Law & Society Association, ABF scholars swept the major honors. Bryant Garth, Director Emeritus and Dean of Southwestern Law School, and his co-author Yves Dezalay, received the Herbert Jacob Prize for best book in law and society for their *Asian Legal Revivals* (University of Chicago Press 2010). Christopher Tomlins received the Willard Hurst Prize for best book in legal history for *Freedom Bound: Law, Labor, and Civic Identity in Colonizing English America, 1580-1865* (Cambridge University Press 2010). (Tomlins also received the highly prestigious Bancroft Prize awarded annually by the Trustees of Columbia University for books that contribute to the field of American History and Diplomacy through their “scope, significance, depth of research, and richness of interpretation.” Over 230 books published in 2010 were considered for the 2011 prize. *Freedom Bound* also won the John Phillip Reid Book Award from the American Society for Legal History for best monograph by a mid-career or senior scholar). The Law and Society Association article prize represented a double honor for the ABF. It was given to Joseph Conti, now an assistant professor at the University of Wisconsin, who was an ABF Doctoral Fellow in 2008-09, for an article published in the ABF’s journal, *Law & Social Inquiry* concerning the dynamics of disputing at the World Trade Organization. And new ABF Research Professor, Jothie Rajah, was recognized with an honorable mention for best dissertation in law and society. (Rajah won the prize for best dissertation from her degree granting institution, the University of Melbourne. The dissertation is being published as a book by Cambridge University Press, forthcoming 2012.)

This year we launched several initiatives to further pursue our mission to bring the very best social science research to bear on the challenges facing law and the system of justice. We hired three exciting new faculty members to replace some of our recent retirements and departures. Jothie Rajah began a full time appointment as a Research Professor at the ABF pursuing research on the rule of law. Tom Ginsburg, who is jointly appointed at the University of Chicago Law School, joined the ABF as a Research Professor. He is a leading scholar on Asian legal systems and the history and comparative development of constitutions. Christopher Schmidt, who is jointly appointed at Chicago-Kent College of Law and holds a JD/PhD from Harvard University, became a Faculty Fellow at the ABF. Schmidt is writing a book that re-examines the differing conceptions of constitutional rights leading to the landmark case of *Brown v. Board of Education* and how *Brown* shaped the civil rights movement. While these issues long have been of historical interest, they have become salient in contemporary debates about “color-blind” constitutionalism.

Under the leadership of ABF President William Hubbard and the past and present leadership of the Fellows of the ABF (Jimmy Goodman, David Houghton, Kay Hodge, Doreen Dodson, and Myles Lynk), the ABF Board voted in November 2010 to launch the quiet phase of a campaign to endow a Fellows Research Chair in Diversity and Law, with the hope that the chair campaign would lead to the creation of a research center on diversity and law. The vision of the campaign is that although the legal profession has struggled to advance diversity for several years, and has made considerable progress on some fronts, much more remains to be done. For progress to continue,
rigorous research is necessary to analyze the roots of continuing barriers to diversity and to suggest what policies and practices are most likely to advance diversity. The ABF is well positioned to lead such an effort. As the leading source of research on the legal profession, the ABF has an established track record of pioneering work in this field. The campaign already has garnered financial support from all elected members of the ABF Board and has received leadership gifts from such major corporations as Walmart and Microsoft.

While we gather support for this effort, we are moving ahead to launch a research program in this critical area. The first research group formed under this initiative, the Research Group on Legal Diversity, is being co-directed by ABF Director Robert Nelson, David Wilkins of Harvard Law School, and Ronit Dinovitzer, ABF/University of Toronto. Two dozen leading scholars on legal diversity have agreed to participate in the research program and planning is underway for a major conference in May 2012. (For more on the diversity initiative, see the Research Program section of this report.)

Last year the ABF initiated a new program of research on access to justice headed by ABF Senior Research Social Scientist Rebecca Sandefur, jointly appointed at the University of Illinois at Urbana-Champaign. Out of discussions with the leadership of the Legal Services Corporation, Sandefur and her research team conducted a comprehensive Mapping of Civil Legal Assistance in the United States, Access Across America, which provides systematic data on levels and types of civil legal aid in every state and the District of Columbia. The report is available at http://www.americanbarfoundation.org/research/Pursuing_Law_s_Promise.html. The ABF Board approved funding for an ambitious new project, the Community Needs and Services Survey, to be led by Sandefur. The study will ask a cross-section of a selected community about what potentially justiciable problems they face and how they attempt to deal with them. A unique aspect of the study is that it will also examine the legal services providers in the community, and attempt to measure how well those services connect to community needs. Sandefur received a major grant from the National Science Foundation to support the research. A group of leading scholars on access to justice are acting as an advisory board to these projects and for future work on this topic.

Law & Social Inquiry, the journal of the ABF, continues to publish innovative scholarship under the editorship of ABF Research Professor Laura Beth Nielsen. LSI has launched “Early View” that makes published manuscripts available for reading online within 90 days of their acceptance. LSI also is developing author spotlight interviews that will be available on the ABFs and the author’s websites. The Fall Issue of LSI published a Symposium in Honor of John Heinz, former ABF Director and renowned scholar on the legal profession. The symposium contained six articles that exemplified the main streams of Heinz’s scholarship, and included an article by Heinz and colleagues on the role of elite lawyers in a national network of conservative, centrist, and liberal organizations.

The ABF’s Center on Law and Globalization (a joint effort with the University of Illinois College of Law) continues to see notable accomplishments and events. The Center, along with European partner institutions (the Grotius Center for International Legal Studies, Leiden University, and Tilburg University), convened the Second International Conference on Systematic Gender-Based
Leading researchers and activists reported on patterns of violence in Bosnia, Rwanda, Democratic Republic of Congo, Central African Republic, Darfur and Iraq. Judges, lawyers and observers reported on the uneven progress of international tribunals to prosecute and convict perpetrators for crimes of sexual violence. Others showed how the costs of violence to many victims continue with years of medical, psychological, social and community difficulties, leading to widespread depression, suicide and social isolation. The Trust Fund for Victims (International Criminal Court) reported on its many programs in Africa to provide reparations, medical interventions, counseling, jobs and rebuilding of communities. All agreed that research is fundamental to every facet of violence against women—predicting its onset, mapping its scope, demonstrating its long-term harms, and evaluating the effectiveness of post-conflict interventions.

The Midyear Meetings of the American Bar Association held in February in Atlanta, Georgia, included a Fellows Research Seminar on the “Futures of Lawyering,” which examined the impact of globalization and technological change on the legal profession. The session was chaired by former ABF President Richard Pena and featured presentations by Fred Ury, William Henderson (Indiana Law), Carole Silver (Indiana Law), and ABF Director Robert Nelson. The program was later broadcast as a webinar in cooperation with ALI-ABA.

The ABF hosted four undergraduates in the Montgomery Summer Research Diversity Fellowship program and has six doctoral fellows in residence, four of whom are supported by a grant from the National Science Foundation in cooperation with the Law & Society Association for students conducting research on inequality and law. The three doctoral fellows who completed their degrees this year were successful in obtaining jobs: two took academic appointments at major universities; one took a position with a leading law firm as preparation for eventual entry to the law school academic market.

Following last year’s record breaking year for obtaining external grants, in which the ABF brought in $857,677 in new funding, we have had another excellent year for external grants. If all the initial grant approvals stay on track, we will have brought in $668,512 in new funding in 2011. The ABF continues its strong track record in grant submissions to the National Science Foundation. Since 2006, the ABF has been awarded 19 grants out of the 22 proposals it has submitted, or an 86% success rate. The overall NSF success rate is 23%.
The Legal Profession and Legal Education

There is more empirical expertise on the legal profession at the ABF than there is in any other scholarly institution. Emeritus Research Professor John Heinz and colleagues published several articles on the roles of lawyers in national politics, including a comprehensive empirical analysis of the networks of relationships among lawyers representing political organizations from the right to the left of the political spectrum. Elizabeth Mertz and colleagues published a major report on their national study of the legal academy, *After Tenure: Post-Tenure Law Professors in the United States*. Their project found striking differences in perceptions of the fairness of the tenure review process between women, minorities, and white men. Mertz, Bryant Garth, and other ABF researchers are providing new scholarship about the role of social science in legal education. John Hagan and Gabriele Plickert’s comparative research on lawyers in the U.S. and Germany reveals significant differences in the effect of gender on lawyers’ careers in these two societies. Hagan continues to publish research from his and Fiona Kay’s longitudinal study of the careers of male and female lawyers in Toronto, tracking the divergence in men’s and women’s careers over more than 20 years. Laura Beth Nielsen and colleagues have demonstrated significant transformations in public interest law practice, coupled with continuing challenges of how to maintain attorney morale and commitment in an underresourced environment. The After the JD Study of Legal Careers is entering its third wave of data collection on the large national cohort of lawyers who passed the bar in the year 2000, supported by major grants from the National Science Foundation and the National Association of Law Placement Foundation. Through two waves of results the project reveals high levels of mobility among young lawyers and continuing differences in the career paths of attorneys along the dimensions of race, class, and gender. We are anxious to obtain a new round of data in 2012, which will give us an opportunity to examine the impact of the economic downturn of 2008 on this cohort of lawyers.

Diversity and Law

Diversity in the legal profession and matters of equal justice in the legal system have been prominent concerns of ABF research throughout its history and in the current research program. Heinz and Laumann’s *Chicago Lawyers* (1986) strikingly demonstrated that ethnicity and religion continued to shape the social organization of the Chicago bar in the mid-1970s. One of the streams of research for which James Heckman received the Nobel Prize in Economics was that which found dramatic effects of civil rights legislation on the labor market opportunities of African-Americans in the southern textile industry. The ABF is carrying on that strong tradition with several projects that examine differential career opportunities for attorneys of color, women, and other traditionally disadvantaged groups in the legal profession. ABF projects also are examining the differential treatment of racial and ethnic groups in the American legal system. As noted in other sections of this report, the ABF is pursuing efforts to further build this research with an endowed chair in diversity and law, as well as a center for research on diversity and law.
Access to Justice

As noted in the Highlights section, the ABF has launched important new research in the field of access to justice, under the leadership of Senior Research Social Scientist Rebecca Sandefur. Sandefur’s work on the Mapping of Civil Legal Assistance in the United States is supported by national leaders in legal services. Her new project on Community Needs and Services, supported by a substantial grant from the National Science Foundation, promises to provide unique insights into civil legal need at a community level, as well as the mechanisms at the community level that do or do not meet that need.

Justice, the Courts, and Dispute Resolution

ABF research on civil justice, juries, and the courts continues to shape policy debates about the changing character of the American judicial system. Prize-winning scholar Shari Diamond continues to publish important findings from her jury research project. Diamond’s research has played a role in changing jury rules at the state and federal level. She is working on a book that will bring these results together. The book promises to be the most important empirical study of the jury since Kalven and Zeisel’s *American Jury* (1966).

ABF Research Professor Janice Nadler and colleagues continue to collect experimental data and publish results on the effect that law can have in conflict and bargaining situations, not through sanctions, but by getting parties to focus on particular outcomes. ABF Research Professor Stephen Daniels (on leave) and colleague Joanne Martin continue to publish findings from their research on the effect of tort reform on plaintiffs’ lawyers in the State of Texas. ABF Research Professor Laura Beth Nielsen and colleagues are shedding new light on the dynamics of employment discrimination litigation. In a widely cited article they found, contrary to media reports, that plaintiffs are likely to lose or take small settlements, that class actions are extremely rare, that significant numbers of plaintiffs are not represented by a lawyer, and that a majority of plaintiffs without lawyers have their cases dismissed compared to 20% of all cases. An article in press employs interviews with plaintiffs and defendants to show that both sides in employment discrimination litigation are unhappy with the system, albeit for different reasons. In a new experimental study, Nielsen and colleagues are comparing the judgments of ordinary citizens and judges about whether particular fact patterns constitute illegal employment discrimination. Previous research has been stymied by the inability to systematically vary case attributes that may be perceived as supporting or refuting claims of discrimination.

Law and Globalization

The ABF continues to lead in the field of empirical research on law and globalization. The Highlights section of this report detailed many of these accomplishments, from the award-winning research of Bryant Garth and Yves Dezalay on Asian legal
systems to John Hagan’s pathbreaking research on genocide and sexual violence as international crime to Terence Halliday and Sida Liu’s innovative research on the criminal defense bar in China. Further initiatives range from Tom Ginsburg’s research on comparative constitutionalism to Jothie Rajah’s research on the rule of law (actually the rule by law) in Singapore to John and Jean Comaroff’s prize-winning research on the global movement toward treating tribal identities as commercial commodities (Ethnicity, Inc. 2009) to the ongoing research collaboration between a team of ABF-organized scholars and the Rule of Law Index project of the World Justice Project. ABF Faculty Fellow Bernadette Atuahene has been studying land reform and redistribution in South Africa, work that was recognized by a Fellowship at Princeton’s Program in Law and Public Affairs.

Law and Democracy

ABF research examines the role of law and lawyers in the promotion (or limitation) of democratic processes in the United States and abroad. Terence Halliday and colleagues have been examining the roles that lawyers (and more broadly the “legal complex”) can play in the operation of democratic institutions across different societies. They have published or have in press three books, covering a range of types of societies and historical periods. Historian and Research Professor Victoria Woeste has been examining another face of law and democracy in her brilliant historical analysis of the trial of Henry Ford for group libel against a leading Jewish attorney in the 1920s. The book is forthcoming from Stanford University Press. ABF’s world class political theorist, Research Professor Bonnie Honig, continues to produce research that leads the field of law and humanities. After publishing Emergency Politics: Paradox, Law, Democracy (Princeton University Press 2009), which analyzed the dangers to and possibilities for democracy in times of national emergency, such as we witnessed in the aftermath of September 11, she has turned to the topic of civil disobedience and law in a much heralded re-examination of the Greek tragedy, Antigone. The Greek classic has served as a central text in courses taught in law school and political science departments. Research Professor Traci Burch has been examining the effect of felon disfranchisement on presidential elections in 2004 and 2008, and has finished a book manuscript on the relationship between incarceration and community political activity. Given striking differences in incarceration rates across racial groups, the research has important implications for equal political participation for American minority groups. New ABF Faculty Fellow Christopher Schmidt is advancing our historical understanding of American constitutionalism through research on Brown v. Board of Education, as well as contemporary movements of popular constitutionalism (such as the Tea Party movement).

Law and Health

Three ABF projects are making highly original contributions to the burgeoning intersection of law and medicine. Susan Shapiro and her research team were able to gain extraordinary access to stroke and intensive care units in a research hospital. They were able to observe over two hundred cases in which families struggled with decisions about the medical treatment of a loved one unable to make decisions for themselves. Shapiro’s results are striking and offer a very different perspective on the effectiveness of advanced medical directives than suggested in previous research based on retrospective accounts.
Carol Heimer is working to complete her study of the AIDS epidemic in the United States and abroad. Building on her prize-winning book on the role of law in neo-natal intensive care units, Heimer is examining the “legalization” of medicine in AIDS treatment and research. She is analyzing three important rule systems: clinical practice guidelines, rules for the conduct of research, and governance protocols. She is observing these in four different national contexts: the United States, Uganda, South Africa, and Thailand. These four countries have adopted very different strategies and have had very different levels of success in the fight against AIDS. Through this comparative research design Professor Heimer is observing the interaction of global forces (multinational organizations, patent law, etc.) with national health policies and local medical practices. Her objective is to understand whether rule systems in medicine can be constructed in ways that produce medical decisions that are more fair and effective.

Nobel Laureate economist and ABF Research Professor James Heckman is continuing his prize-winning research on the effects of early childhood education and health on life outcomes. Recent work includes studies of notable preschool programs and collaborations with psychologists to examine the impact of non-cognitive skills and self-control on achievement, crime, and health in later life. Heckman’s research was featured in a recent White House Conference on the future of American education and has been noted by commentators such as Nicholas Kristof of the New York Times.

Law in Our Lives

While many of the projects described above clearly relate to the role that law plays in the lives of lawyers and other groups, some ABF projects take a special interest in the role of law in our lives. The Highlights section described the sweeping acclaim that legal historian Christopher Tomlins (on leave) has received for Freedom Bound (2010), a comprehensive treatment of the role of law in creating systems of free, indentured, and slave labor in Colonial English America. What Tomlins brings to life through both statistics and original archival research is the great variation in the nature of labor systems operating in different locations in Colonial America, and the significant influence of law on those very different systems. What we learn, contrary to much received wisdom, is that early American history did not unfold as a continual march toward free labor, but rather as a patchwork of rules that constrained labor.

Historian Dylan Penningroth is investigating the activities and experiences of African-Americans in local civil courts from the Civil War through the Great Migration. This project has the potential to be a theoretical and methodological breakthrough. Using sophisticated techniques to construct a sample of 3,700 civil cases in four states—Virginia, New Jersey, Mississippi, and Illinois—including roughly 560 involving African-Americans, the project will revise the conventional understanding of the use of law by African-Americans in this period. Whereas most previous accounts depict the law as indifferent or hostile to African-Americans in this era, the research thus far suggests that African-Americans, most of them working class, were using the courts to pursue their own interests. This project has won a significant grant from the National Science Foundation.
Criminal Justice

The ABF continues to have a strong commitment to the field of criminal justice. Research Professor, John Hagan, past president of the American Society of Criminology, is one of the world’s leading criminologists. His research on the International Criminal Tribunal for the Former Yugoslavia and on the genocide in Darfur has taken the study of crime to the transnational field of human rights enforcement. The Stockholm Prize in Criminology explicitly recognized this contribution of Hagan’s international work. With colleagues, Hagan has published new research suggesting how social science data might be used as evidence in prosecutions of sexual violence in conflict and post-conflict situations.

Hagan and colleagues continue to examine the effects of the American criminal justice system on young people. In a series of articles they have documented the negative consequences of parental incarceration on the life trajectories of youth. The imprisonment of fathers not only adds to the cumulative disadvantage of their children, the effects appear to be especially severe for the daughters of incarcerated men. The absence of biological fathers from households associated with incarceration leave daughters at special risk of abuse and neglect by non-biological father figures. New findings from this project suggest that these disadvantages may cluster at the level of schools, and that the incarceration of mothers can have pronounced effects on the lifecourse of children in affected schools. Hagan and colleague, Holly Foster, plan to continue to examine these issues with new data from an ongoing national study of adolescent health. Hagan and colleagues also are examining the relationship between mortgage foreclosures and crime rates.

Janice Nadler has launched a new empirical study of the psychology of blame in the criminal process, which has begun to unearth the influence of assessments of moral character and motive on judgments about culpability. The criminal law is rife with many assumptions about these relationships, but these assumptions have not been examined empirically.

Steven Levitt (on leave), the best-selling author of *Freakonomics* and a leading economist of his generation, continues to make significant contributions to economic studies of crime. Some of this research is reported in Levitt’s latest book, *Superfreakonomics*.

Tracey Meares, now of Yale Law School, is continuing several projects that were begun with ABF support. Meares and colleagues are studying legitimacy and policing. In an ambitious research design, involving more than 1,000 respondents in at least 10 different cities, they presented video clips of police-citizen encounters to respondents. The respondents were given different priming instructions concerning both the police department in the city and the characteristics of the police officer and citizen involved. Meares hopes to establish the extent to which perceptions of police-citizen encounters are shaped by membership in a minority community, prior experience with the police, priming information, and the observed content of the interaction. The study may have profound implications for the factors that shape the legitimacy of the police. The dataset will become publicly available through the ABF.

In work related to her study of incarceration and politics, Traci Burch has documented the significant effect of skin color on periods of incarceration—a dramatic demonstration of ongoing challenges to equal justice in the American criminal justice system.
Traci Burch  
Ph.D., Government and Social Policy, Harvard University  
Joint Appointment: Assistant Professor of Political Science, Northwestern University  
Research Interests: U.S. politics, political behavior, race and ethnic politics, criminal justice. Current research examines the effects of criminal convictions and incarceration on individual and neighborhood voter participation; changes in racial categorization as a result of intermarriage and immigration; and interest group participation in the Supreme Court.  
Current ABF Project  
Imprisonment and Neighborhood Political Participation  
This project explores the impact of mass imprisonment and other aspects of the criminal justice system on political behavior. A book stemming from the project, entitled Punishment and Participation: How Criminal Convictions Really Threaten American Democracy, is in preparation.

John L. Comaroff  
Ph.D., Anthropology, University of London  
Joint Appointment: Harold W. Swift Distinguished Service Professor in Anthropology and the College, University of Chicago; also Honorary Professor of Social Anthropology, University of Cape Town.  
Research Interests: legal and political anthropology with a current focus on crime, policing, and informal justice, on postcolonial governance, and on the politics and economics of ethnic identity.  
Current ABF Project  
Ethnicity, Inc  
This study investigates the conditions under which ethnic groupings seek empowerment by incorporating themselves, by deploying their sovereign legal status for economic ends, and by copyrighting their cultural practices, knowledge, designs, and performances as intellectual property.

Stephen Daniels (on leave, 2010-11)  
Ph.D., Political Science, University of Wisconsin  
Research Interests: law and public policy; components of the U.S. civil justice system; U.S. Supreme Court/Constitutional Law. Research has addressed legal services for the poor, public opinion on the legal system, plaintiffs’ lawyers, juries, trial courts, and the politics of tort reform, including the areas of medical malpractice, products liability, and punitive damages.  
Current ABF Projects  
It’s Deja Vu All Over Again: Plaintiffs’ Lawyers and the Evolution of Tort Law and Practice in Texas (with Joanne Martin)  
The project examines the changes in the practices of plaintiffs’ lawyers in the wake of tort reform. These changes are important because tort reform is a major arena of policy debate in the United States, and because these lawyers act as gatekeepers to the civil justice system and the rights and remedies the law provides.
Shari Seidman Diamond

Ph.D., Social Psychology, Northwestern University; J.D., University of Chicago

Joint Appointment: Howard J. Trienens Professor of Law and Professor of Psychology, Northwestern University School of Law

Research Interests: legal decision-making, including conflicts between expertise and impartiality; discretion and control; equality and individualization; and science and law. Research addresses how these conflicts influence jury and judicial decision-making, how juries grapple with evidence and the law, judgments about fairness, and how courts use and fail to make use of scientific evidence.

Current ABF Projects

Building on the Arizona Filming Project (with Mary R. Rose)
This project was made possible by a unique opportunity to record real jury deliberations. The book currently under completion uses the deliberations of 50 civil trials to answer a variety of theoretical and policy-related questions about the jury, and to construct an in-depth picture of the deliberating jury.

Condemn-Nation: The Social Psychological Foundations of the Kelo Backlash (with Janice Nadler)
Please refer to Janice Nadler's entry for project description.

Optimizing the Jury Instruction Process (with Elizabeth L. Murphy)
This project studies approaches courts can use in revising jury instructions.

Bryant G. Garth

ABF Director Emeritus; Dean, Southwestern Law School; Ph.D., European University Institute; J.D., Stanford Law School

Research Interests: the legal profession: how globalization is transforming the role of law and lawyers in different areas of the world, and tracking the trajectories of lawyers within the United States.

Current ABF Projects

After the J.D. (with Ronit Dinovitzer, Gabriele Plickert, Robert Nelson, and Joyce Sterling)
Please refer to Robert Nelson's entry for project description.

Lawyers and the Construction of the Rule of Law: National and Transnational Perspectives (with Yves Dezalay)
This project, with Yves Dezalay, has resulted in two edited volumes published by Routledge in 2011, containing empirical studies on (1) the role of lawyers in constructing the rule of law nationally and (2) the role of lawyers in constructing the rule of law transnationally.
**Tom Ginsburg**

Ph.D., Jurisprudence and Social Policy, University of California, Berkeley; J.D., Boalt Hall School of Law, University of California, Berkeley

**Joint Appointment:** Leo Spitz Professor of Law and Professor of Political Science, University of Chicago

**Research Interests:** national constitutions across time and space with a focus on the conditions under which constitutions are effective; the transformation of legal institutions in Northeast Asia.

**Current ABF Project**

**Conceptualizing, Contextualizing, and Testing the Effects of the Rule of Law** *(with Robert Nelson)*

Using a mix of methodologies, this project seeks to identify the conditional mechanisms under which the rule of law produces its desired results. First, the project exploits its unique access to the World Justice Project Rule of Law Index to conduct a statistical analysis of the relationship between the rule of law and desirable social outcomes. Second, the project will conduct case studies in eight theoretically selected countries that will focus primarily on the observable patterns of implementation and enforcement of the rule of law in specific country contexts.

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**John Hagan**

Ph.D., Sociology, University of Alberta

**Joint Appointment:** John D. MacArthur Professor of Sociology and Law, Northwestern University

**Research Interests:** international criminal law, war crimes, law and society, human rights, the legal profession.

**Current ABF Projects**

**Crime, War and Wealth in Pre-and Post-Invasion Iraq**

The U.S. led invasion and occupation of Iraq by Coalition forces coincided with a transformation in crimes against persons and property. Drawing on three data sets outlining the experiences of a diverse sample of Iraqis in Baghdad and beyond, the research will assess whether and how in Iraq ethno-sectarian strong state repression was followed by a weak state in which fears about safety, protection, and resource needs in turn caused extensive sectarian looting and violent crime by gangs and militias. The combination of data sets available for this research allows a unique “new war” case study of the sectarian and economic consequences of violent crime in a kind of strong to weak state transition that may be increasingly replacing older forms of conflict.

**Parental Incarceration and Intergenerational Social Exclusion: “The Long Arm of the Law”** *(with Holly Foster)*

This study is designed to better understand the difference that parental incarceration makes in the life of an adolescent. American incarceration is four times larger than in the 1970s, six to ten times greater than in European and Scandinavian countries, and the majority of Americans who are imprisoned are parents. Working with data collected from the National Longitudinal Study of Adolescent Health, which includes information from over 2000 sons and daughters of fathers who have spent time in jail or prison during the peak growth years of incarceration in this country, the project will trace the impact of this parental imprisonment on their sons and daughters from mid-adolescence to early adulthood. A challenge of this project is to deepen and broaden understanding of intergenerational consequences of incarcerating parents.
Early Post-Law School Careers of Women and Men Lawyers in U.S. and German Cities (with Gabriele Plickert, Patricia Parker, and Hans Merkens)

This research is expanding a national U.S. study of lawyers (the American Bar Foundation’s After the JD study) to include two cities in Germany – Frankfurt and Berlin. This will be a comparative study of the entry and advancement of women and men lawyers in the business and political capitals of these two countries. The project extends ongoing comparative research on the legal profession in the U.S. and Canada to Germany.

Home Foreclosures and Criminal Violence (with Andrea Cann Chandrasekher)

This is a study of the patterning of bank foreclosures in Chicago and the possible relationship of foreclosures to neighborhood increases in person and property crime.

Terence Halliday
Ph.D., Sociology, University of Chicago

Joint Appointment: Adjunct Professor of Sociology, Northwestern University; Adjunct Professor, School of Regulation, Justice and Diplomacy, Australian National University, and Fellow, College of Asia and the Pacific, Australian National University

Research Interests: the globalization of law in markets and politics. The research on law and markets focuses on international trade law, with special reference to the ways in which international trade organizations, such as UNCITRAL, UNIDROIT, and the Hague Conference on Private International Law, create global norms in such diverse areas as corporate bankruptcy law, maritime law and secured transactions. The research on globalization and politics, part of an international research collaborative, analyzes the support or resistance of the legal complex (e.g., lawyers, judges, prosecutors, law faculty) to the advance of political liberalism worldwide. A major project studies the ability of China’s criminal defense lawyers to protect basic legal freedoms.

Current ABF Projects

Global Legislators: The Making of International Trade Law (with Susan Block-Lieb)

This book project provides an empirically-based analysis of how global norms are produced for international trade law, which states or non-state organizations are the most influential shapers of those norms, and the politics of producing a global consensus. The book focuses on the United Nations Commission on International Trade Law and three recent products: the Legislative Guide on Insolvency; the Legislative Guide on Secured Transactions; and the Convention on Carriage of Goods by Sea (Rotterdam Rules).

The Legal Complex and Struggles for Political Liberalism
(with Lucien Karpik and Malcolm Feeley)

This project investigates how lawyers and judges contribute to political liberalism. Together the ABF and the National Science Foundation have supported the second and third rounds of international collaborations on ways that the legal complex—legally-trained professions—fight for the moderate state, civil society, and basic legal freedoms. In the second volume, Fighting for Political Liberalism, sixteen experts show how the struggle has unfolded in thirteen countries across Asia, North America, Latin America, the Middle East, and Europe. In the third volume, The Fates of Political Liberalism in the British Post-Colony: The Politics of the Legal Complex, scholars weigh the trajectories of countries in South Asia (Pakistan, India, Sri Lanka), Africa (Sudan, Malawi, Zambia, Namibia) and South East Asia (Malaysia, Singapore). Current work continues on questions about the politics of the legal complex and religion, gender, and public dramaturgy.

Lawyers in the Pursuit of Basic Legal Rights: Criminal Defense in China. (with Sida Liu)

This project undertakes a major empirical study on criminal defense lawyers and political liberalism in China using a combination of social science methods, including interviews, media analysis, archival research, and online ethnography.
James J. Heckman
Ph.D., Economics, Princeton University

Joint Appointment: Henry Shultz Distinguished Service Professor, Department of Economics and the College, University of Chicago

Research Interests: the development of a scientific basis for economic policy evaluation, using a body of new econometric tools that address this issue. Current research focuses on the economics of human development and building theoretical and empirical models of human capacity formation, with an emphasis on the role of the family in producing capacities and the effects of capacities on education, wages, health, crime, and other dimensions of lifetime achievement.

Current ABF Project:
Capabilities and Self-control: Implications for Crime, Health and the Law
This project researches the economics and psychology of capabilities with an emphasis on self-control with a particular focus on the effects of self-control on crime and health. The research investigates how these capabilities are produced and the consequences of these capabilities for the law.

Carol A. Heimer
Ph.D., Sociology, University of Chicago

Joint Appointment: Professor of Sociology, Northwestern University

Research Interests: the relationship between law and other systems of rules and norms. Research has focused especially on how people work with rules in medical settings, including HIV clinics and neonatal intensive care units. The research asks what people typically do when attempts to follow one set of rules are stymied by obligations to comply with another and how medical workers who are not trained in law modify their use of rules as their environment becomes more legalized.

Current ABF Project:
The Legal Transformation of Medicine: How Rules Work in the International World of HIV/AIDS
This book project uses ethnographic and interview data from HIV clinics in the US, South Africa, Thailand, and Uganda to discuss the changing role of law in medicine. It argues that the legalization of medicine has had two main effects: a ratcheting up of people’s sense of obligation to each other as a result of the dialogue created by discussions of laws, regulations, and other kinds of rules, and an increased confusion about what clinic workers can and cannot do as a result of uncertainty about the provenance and variably binding character of the many rules governing clinic work.

John P. Heinz
Research Professor Emeritus; LL.B., Yale University

Research Interests: the social structure of the legal profession, the political activity of lawyers, and interest group politics.

Current ABF Project
Networks Among Lawyers Active in National Policymaking (with Ann Southworth and Anthony Paik)
This study examines the networks of relationships among lawyers engaged in a broad range of political issues, including abortion, gun control, judicial selection, eminent domain, bankruptcy, medical malpractice, flag desecration, and class actions. Research is charting the lines of division among these lawyers, and seeks to identify those who cross political boundaries.
Bonnie Honig
Ph.D., Political Science, Johns Hopkins University
Joint Appointment: Sarah Rebecca Roland Chair, Political Science, Northwestern University
Research Interests: Legal theory, philosophy of law, democratic theory.
Current ABF Project
Antigone, Interrupted: On the Role of a Classic Text in Law, Philosophy and Democratic Theory
Sophocles’ Antigone is routinely taught in law school and political science department courses on civil disobedience. The story of a woman’s demand to bury her brother, Antigone has been treated as emblematic of principled disobedience or self-sacrifice for at least 200 years in the west and in post-colonial contexts as well. But what are we teaching when we teach this text? This project looks at the multiple established and possible future meanings of the original play, situating it in historical context in fifth-century Athens and also in contemporary democratic and legal theory.

Steven D. Levitt (on leave, 2011)
Ph.D., Economics, Massachusetts Institute of Technology
Joint Appointment: William B. Ogden Distinguished Service Professor of Economics, University of Chicago
Research Interests: crime, the criminal justice system, and corruption, and a wide variety of issues related to racial disparity and education.
Current ABF Project
Measuring the Impact of Crack Cocaine (with Roland Fryer)
This project is developing a statistical index to measure the extent to which crack cocaine can account for the adverse trends in many indicators of African American progress in major urban areas during the 1990s. It will shed light on important issues related to public policy and law. Among these issues are the extent to which the important social costs of crack are due primarily to the ingestion of crack per se, or rather to the prohibition of crack and the accompanying enforcement of the law.

Elizabeth Mertz (on leave, 2010-11)
Ph.D., Anthropology, Duke University; J.D., Northwestern University School of Law
Joint Appointment: John and Rylla Bosshard Professor of Law, University of Wisconsin
Research Interests: language and law, legal education, and how law translates the world around it. Examination of these questions through the methods of anthropology and linguistics.
Current ABF Project
After Tenure: Senior Status in the Legal Academy (with Katherine Barnes)
This is the first national study examining the post-tenure experiences of law professors in the United States. It combines a national survey with in-depth interviewing to provide an in-depth picture of the attitudes and experiences of the professors who train the nation's lawyers.
**Janice Nadler**  
Ph.D., Social Psychology, University of Illinois;  
J.D. Boalt Hall School of Law, University of California, Berkeley  
**Joint Appointment:** Benjamin Mazur Summer Research Professor, Northwestern University School of Law  
**Research Interests:** social psychology and law, with focuses on compliance with the law; the psychology of property; perceptions of responsibility and fairness; and negotiation and conflict.  
**Current ABF Projects**  
**Moral Judgment and the Psychology of Legal Blame**  
Social psychological research on motivated reasoning suggests that blaming is sometimes motivated in ways that we are not consciously aware of and that the law does not always explicitly recognize or encourage. This project proposes to empirically investigate three factors that are hypothesized to influence psychological blame: the actor's motive, the actor's character, and the victim's character. A central aim of the project is to inform criminal law theory about the factors that motivate the reasoning of ordinary people when they make judgments about blame and punishment.  
**Condemn-Nation: The Social Psychological Foundations of the Kelo Backlash** *(with Shari Diamond)*  
This project focuses on the rift between the public's expectations about the circumstances under which government should be permitted to take private property, on the one hand, and eminent domain law, on the other. The goal of the study is to provide an initial map of common sense perceptions of justice regarding takings.  
**Expressive Law: Testing the Effects of Third-Party Recommendations on Behavior in Coordination Games** *(with Richard McAdams)*  
This project seeks to understand empirically the effects that law has apart from sanctions that it imposes. The project tests experimentally the theory that law influences behavior in coordination games with multiple equilibria by providing a focal point for behavior.

**Robert L. Nelson**  
ABF Director  
MacCrate Research Chair in the Legal Profession; Ph.D., Sociology, Northwestern University; J.D., Northwestern University School of Law  
**Joint Appointment:** Professor of Sociology and Law, Northwestern University  
**Research Interests:** the social organization of law practice and the relationship between law and social inequality. Research has addressed transformations in the legal profession, the role of corporate counsel, gender inequality, and employment discrimination.  
**Current ABF Projects**  
**After the JD** *(with Ronit Dinovitzer, Bryant Garth, Gabriele Plickert, and Joyce Sterling)*  
The After the JD (AJD) project is an empirical study of a nationally representative cohort of almost 5,000 new lawyers. The AJD study design is longitudinal, following the careers of new lawyers over the first ten years following law school graduation; the first cohort of lawyers was surveyed in 2002-03, the second in 2007-08, and the third contact is planned for 2012. While a main emphasis of the study is to broadly chart the career outcomes of these lawyers, a further emphasis of this study is to analyze the structure of the legal
profession by investigating the sorting process through which lawyers come to occupy various positions within the profession. By analyzing the various forms of capital -- human, social and symbolic -- accumulated by lawyers over their life course, After the JD will bring to light the forms of capital that are valued and rewarded within the legal profession, the social and professional contexts that lead to differential valuations, and how these processes of opportunity and reward may be changing over time.

**Employment Discrimination Litigation**
(with Laura Beth Nielsen, John Donohue III, Peter Siegelman, and Ryon Lancaster)
Please refer to Laura Beth Nielsen’s entry for project description.

**Pursuing Law’s Promise: Researching Access to Justice in 21st Century America** (with Rebecca L. Sandefur, Laura Beth Nielsen, and Aaron C. Smyth)
Please refer to Rebecca Sandefur’s entry for project description.

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**Laura Beth Nielsen**

Ph.D., Jurisprudence and Social Policy, University of California, Berkeley; J.D., Boalt Hall School of Law, University of California, Berkeley

**Joint Appointment:** Associate Professor of Sociology and Law, Director of Legal Studies, Northwestern University

**Research Interests:** the sociology of law, with particular interests in legal consciousness and the relationship between law and inequalities of race, gender, and class, civil rights generally and employment civil rights in particular.

**Current ABF Projects**

**Pursuing Law’s Promise: Researching Access to Justice in 21st Century America** (with Rebecca L. Sandefur, Robert L. Nelson, and Aaron C. Smyth)
Please refer to Rebecca Sandefur’s entry for project description.

**Contested Constructions of Discrimination** (with Jill D. Weinberg and Jeremy Freese)
This quantitative and qualitative research project interrogates how laypersons as well as state and federal judges assess the presence or absence of discrimination.

**Public Interest Law Firms** (with Catherine R. Albiston)
This quantitative and qualitative study focuses on access to justice with an emphasis on one organizational environment.

**Employment Discrimination Litigation** (with Robert L. Nelson, John Donohue III, Peter Siegelman, and Ryon Lancaster)
This archival, quantitative, and qualitative research project is a comprehensive examination of employment civil rights claiming behavior in the EEOC and in the Federal Courts.
Dylan C. Penningroth  
Ph.D., History, Johns Hopkins University  
Joint Appointment: Associate Professor of History, Northwestern University  
Research Interests: African American history, comparative histories of slavery and emancipation, and socio-legal history, with a particular focus on family relations, the rise of the independent black church, migration, the interaction between legal categories and popular conceptions such as respectability, race, and “slavish origins”; the cultural, social, and legal legacy of slavery in colonial Ghana and the United States.  
Current ABF Project  
Local Courts and African American Life, 1865-1930  
This book project is a study of black people’s dealings with local courts, one that builds outward to explore popular understandings of law and the relationship between race and law between the Civil War and World War II.

Jothie Rajah  
Ph.D., University of Melbourne; LL.B., National University of Singapore  
Research Interests: the intersections of law, language and power in the following areas: law, legitimacy and authoritarianism; international organizations and the global public sphere in constructions of norms for the rule of law; and the relationship between law, religion and national identity.  
Current Project  
Global Norms for the Rule of Law  
This study analyses the different ways in which global institutional actors (the UN, the World Bank, the International Commission of Jurists, the World Justice Project) define ‘rule of law’ through a close reading of the texts and practices of these institutions in order to investigate global norms for the rule of law. By focusing on the normative content of global texts and practices, the study seeks to uncover the history and politics of global discourse on the rule of law.

Susan P. Shapiro  
Ph.D., Sociology, Yale University  
Research Interests: the social construction, social organization, and social control of fiduciary, trust, and principal-agency relationships. Research has examined white-collar crime, ethics, conflict of interest, the professions, the news media, and medical decision making.  
Current ABF Project  
Surrogate Decision Making at the End of Life: An Observational Study  
This observational study of two intensive care units investigates how surrogate decision makers make medical decisions for patients unable to speak for themselves. It also examines the role of law at the bedside, in general, and that of advance directives, in particular.
Christopher L. Tomlins (on leave, 2011)
Ph.D., American History, Johns Hopkins University; University of California-Irvine, School of Law; American Bar Foundation Research Professor

Research Interests: Anglo-American legal history across a broad front, from the “early modern” era (the beginning of the sixteenth century) into the later twentieth century. Recent work gathers together several related fields of inquiry - the history of colonizing; the historical relationship between migration, labor force creation and law; the history of the relation of master and servant (labor and employment law), of the legal structure of the employment relationship, and of slavery; and the history of civic identity. Current research includes projects on the theory and method of legal history – the history of the treatise; the course of legal history “after” critical legal history; the conceptualization of legal history as “a structural history of national legal practices”; and the intersection between legal history and the critical theory of Walter Benjamin. A current book project focuses on the Southampton, Virginia, Slave Rebellion of 1831 (the Turner Rebellion).

Victoria Saker Woeste (on leave 2010-11)
Ph.D., Jurisprudence and Social Policy, University of California, Berkeley; Visiting Professor of Law and American Studies, Indiana University-Indianapolis, 2011

Research Interests: the direction and scope of change in 20th century U.S. legal history, particularly in the fields of regulation and political economy; the history of speech rights under the First Amendment.

Current ABF Project
Henry Ford’s War: Law, Antisemitism, and Speech in the Tribal 1920s
The final publication of a long project on the history of group libel law, this book provides the definitive treatment of the leading case involving auto magnate Henry Ford’s libellous, antisemitic newspaper during the turbulent 1920s.

Bernadette Atuahene
JD, Yale Law School; M.P.A., Harvard University

Joint Appointment: Assistant Professor, Chicago-Kent College of Law

Research Interests: law and international development, particularly the dispossession and restitution of property rights in the developing world. Research has examined the challenges faced by transitional democracies where past property dispossession is a prominent political and moral issue.

Current Research Project:
The Effects of Land Restitution in South Africa: A Qualitative Study
Under the South African Restitution of Land Rights Act (LRA), only those dispossessed of a “right in land after 1913 as a result of a racially discriminatory law or practice” are eligible to receive compensation. During eight months in the field over 150 semi-structured interviews have been conducted with urban people who were evicted from their land by the Apartheid government and who were compensated by the new political dispensation through the LRA. South Africa has two populations that are valuable for this study—beneficiaries that received compensation in the form of “reparations” (compensation without choice) and “restoration” (compensation with choice). The recently collected interview data will be used to investigate the difference between reparations and restoration as well as other important hypotheses.
Ronit Dinovitzer  
Ph.D., Sociology, University of Toronto  
Joint Appointment: Associate Professor of Sociology, University of Toronto  
Research Interests: the sociology of law, with a particular interest in the legal profession, focusing on the sources of inequality within the profession and the mechanisms that produce and reproduce them. Recent work has examined the gender gap in lawyer incomes, the distribution of lawyer satisfaction, and the career trajectories of urban law school graduates.

Current ABF Project  
After the JD (with Bryant Garth, Robert Nelson, Gabriele Plickert, and Joyce Sterling)  
Please refer to Robert Nelson’s entry for project description.

Ryon Lancaster  
Ph.D., Sociology, Northwestern University  
Joint Appointment: Assistant Professor of Sociology, University of Chicago  
Research Interests: organizational sociology, sociology of law, economic sociology, and historical sociology.

Current ABF Projects  
Employment Discrimination Litigation (with Laura Beth Nielsen, Robert L. Nelson, John Donohue III, and Peter Siegelman)  
Please refer to Laura Beth Nielsen’s entry for project description.

Corporate Purchasing of Legal Services  
This project, which is a collaborative effort with the Program on the Legal Profession at Harvard Law School, examines the processes by which large corporations, and in particular the general counsel of these large corporations, go about finding, selecting, and evaluating outside counsel for a variety of legal work. Using in-depth interviews with general counsel of Fortune 500 companies, publicly available data, and a survey of general counsel, this project will provide the first systematic examination of the structure of purchasing of corporate legal services.

Christopher W. Schmidt  
Ph.D., History of American Civilization, Harvard University; JD, Harvard Law School  
Joint Appointment: Assistant Professor, Chicago-Kent College of Law  
Research Interests: the intersection of social movement mobilization and constitutional change in recent American history; the ways in which constitutional claims emerge and develop outside the courts, and the effect of these extrajudicial claims on legal doctrine. Current research focuses on the egalitarian constitutionalism of the civil rights movement; and the libertarian constitutionalism that has gained traction with the rise of populist conservatism in recent decades.

Current Research Project  
This book offers a kind of biography of the Supreme Court’s most famous decision. It begins with Brown’s origins in the distinctive atmosphere of post-World War II racial liberalism, and then traces the ways in which subsequent generations of Americans fought over the meaning and significance of Brown, in effect re-creating the decision on their own terms and for their own purposes.
Elizabeth L. Murphy
M.A., Sociology, University of Illinois, Chicago

Research Interests: jury decision making; ways to assist courts in optimizing jury trials.

Current ABF Projects
Building on the Arizona Filming Project
(with Shari Seidman Diamond and Mary R. Rose)
Please refer to Shari Seidman Diamond’s entry for project description.

Optimizing the Jury Instruction Process (with Shari Seidman Diamond)
Please refer to Shari Seidman Diamond’s entry for project description.

Gabriele Plickert
Ph.D., Sociology, University of Toronto

Research Interests: work and careers, the life course, and mental health, legal profession and organizations, and international comparisons. Current scholarship examines aspects of work and aspirations within organizations on trajectories of well-being, as well as the consequences of work adversities on careers of professionals.

Current ABF Projects
Early Post-Law School Careers of Women and Men Lawyers in U.S. and German Cities (with John Hagan, Patricia Parker, and Hans Merkens)
Please refer to John Hagan’s entry for project description.

After the JD (with Ronit Dinovitzer, Bryant Garth, Robert L. Nelson, and Joyce Sterling)
Please refer to Robert Nelson’s entry for project description.

Rebecca L. Sandefur
Ph.D., Sociology, University of Chicago

Joint Appointment: Assistant Professor of Sociology, University of Illinois

Research Interests: inequality, poverty and social stratification; access to justice; occupations and professions; work, mobility and labor markets. Current research examines how ordinary people think about and respond to civil justice problems and the institutions that exist to assist people with those problems in the US and other societies; how experience with civil justice problems affects social class inequality; the impact of counsel on case outcomes; the careers of lawyers who work for ordinary people, either as public servants, public interest lawyers or attorneys who provide legal services directly to individuals.

Current ABF Projects
Pursuing Law’s Promise: Researching Access to Justice in 21st Century America (with Laura Beth Nielsen, Robert L. Nelson, and Aaron C. Smyth)
Through a series of innovative empirical research projects, Pursuing Law’s Promise investigates Americans’ experiences with their civil justice problems and the institutions of remedy that exist to serve them. The goal is to produce new knowledge essential for policy makers and service providers as they seek to respond to the legal needs of the public today.

Accessing Justice in Contemporary America: The Community Needs and Services Study (with Laura Beth Nielsen and Pascoe Pleasence)
This community-sited, multi-method study investigates the American public’s experiences with problems that fall within the purview of the civil justice system.
Traci Burch
- Editor (with J. Hochschild & V. Weaver, Creating a New Racial Order
- (Princeton University Press, forthcoming 2012)
- “Destabilizing the American Racial Order” (with J. Hochschild & V. Weaver), 140 Daedalus 151 (2011)

John L. Comaroff
- Theory from the South: Or, How Euro-America is Evolving Toward Africa (with Jean Comaroff) (Paradigm Publishers, forthcoming 2011)
- “Law As...”: Theory and Practice in Legal History” (with C.L. Tomlins), UC Irvine Law Review (forthcoming)
- “Thinking Anthropologically, About British Anthropology: A Preface” (with J. Comaroff), in R. Fardon, J. Gledhill, O. Harris, T. Marchand, M. Nuttall, C. Shore, V. Strang, & R. Wilson, eds., Sage Handbook of Social Anthropology (Sage, with the Association of Social Anthropologists of the United Kingdom and Commonwealth, forthcoming)

Stephen Daniels
- Editor (with J. R. Bowers), Inside Campaigns: Chronicles—and Lessons—from the Trenches (Lynne Rienner, 2011)

Shari Seidman Diamond
- “Damage Anchors on Real Juries” (with M.R. Rose, E.L. Murphy, & J. Meixner), Journal of Empirical Legal Studies (forthcoming)
- “Selected to Serve: An Analysis of Lifetime Jury Participation” (with M.R. Rose & M. Musick), Journal of Empirical Legal Studies (forthcoming)

Bryant G. Garth
- Editor (with Y. Dezalay), Lawyers and the Rule of Law in an Era of Globalization (Routledge, 2011)
- Editor (with Y. Dezalay), Lawyers and the Construction of Transnational Justice (Routledge, 2011)
- Asian Legal Revivals: Lawyers in the Shadow of Empire (with Y. Dezalay), (University of Chicago Press, 2010)
- “Marketing Professional Expertise by (Re)Inventing States : Professional rivalries between lawyers and economists as hegemonic strategies in the international market for the reproduction of national state elites” (with Y. Deza), in Development and Semi-periphery: Post-neoliberal Trajectories in South America and Central Eastern Europe (Anthem Press, forthcoming)
- “Hegemonic Battles, Professional Rivalries, and the International Division of Labor in the Market for the Import and Export of State-Governing Expertise” (with Y. Deza), 5 International Political Sociology 276 (2011)
- “State Politics and Legal Markets” (with Y. Dezalay), 9 Comparative Sociology 953 (2010)
• “Marketing and Selling Transnational ‘Judges’ and Global ‘Experts’: Building the Credibility of (Quasi) Judicial Regulation” (with Y. Dezalay), 8 Socio-Economic Review 113 (2010)

Tom Ginsburg
• Editor (with R. Dixon), Comparative Constitutional Law (Edward Elgar Publishing, 2011)
• “An Economic Interpretation of the Pashtunwali,” University of Chicago Legal Forum (forthcoming, 2011)
• “Empiricism and the Rising Incidence of Co-authorship in Law” (with T. Miles), University of Illinois Law Review (2011)
• “Latin American Presidentialism in Comparative and Historical Perspective” (with J. Cheibub & Z. Elkins), 89 Texas Law Review 1707 (2011)

John Hagan
• “The Displaced and Dispossessed of Darfur” (with J. Kaiser), British Journal of Sociology (forthcoming)
• “The Masculine Mystique: Living Large from Law School to Later Life” (with F. Kay), Canadian Journal of Law & Society (forthcoming)
• “Children of the Prison Generation” (with H. Foster), Law & Society Review (forthcoming)
• “The Emotional Toll and Exhilaration of Human Rights Activism: Gender and Legal Work at the Hague International Criminal Tribunal” (with F. Kay), Queens Law Review (forthcoming)
• “Race, Land, and Forced Migration in Darfur” (with W. Rymond-Richmond), in M. Zatz, ed., Punishing Immigrants (New York University Press, forthcoming)
• Reclaiming Justice: The International Criminal Tribunal for the Former Yugoslavia and Local Courts (with S. K. Ivkovic), Oxford University Press, 2011
• “Forms of Genocidal Destruction” (with J. Kaiser), 62 British Journal of Sociology 1 (2011)
• “Voices of the Darfur Genocide” 10 Contexts 22 (2011)

Terence Halliday
• “The Legal Complex” (with L. Karpik), Annual Review of Law and Social Science (forthcoming 2011)
• “Architects of the State: International Organizations and the Reconstruction of States in East Asia” Law and Social Inquiry (forthcoming 2011)

James J. Heckman
• “Identification Problems in Personality Psychology” (with L. Borghans, B. Golsteyn & J. Humphries), 51 Personality and Individual Differences 315 (2011)
Research Professors

Faculty Publications

Richard B. Dore

• “The Economics of Inequality: The Value of Early Childhood Education,” American Educator (Spring, 2011)
• “Tests of Hypotheses Arising In the Correlated Random Coefficient Model ” (with D. Schmierer), 27 Economic Modeling 1355 (2010)

Carol A. Heimer

• “Inert Facts and the Illusion of Knowledge: Strategic Uses of Ignorance in HIV Clinics,” Economy and Society (forthcoming)
• “Extending the Rails: How Research Reshapes Clinics” (with J. Petry), Social Studies of Science (forthcoming 2011)

John P. Heinz

• “Lawyers in National Policymaking” (with A. Paik & A. Southworth), in S. Cummings, ed., Law and the Possibility of Justice (Cambridge University Press, 2011)

Bonnie Honig

• “Ismene’s Forced Choice: Sacrifice and Sorority in Sophocles’ Antigone”, 44 Arethusa 29 (2011)
• “By the Numbers” in M. Walzer, ed., The Jewish Political Tradition, Vol 3 (Yale University Press, forthcoming 2012)

Steven D. Levitt

• “Evaluating the Effectiveness of Child Safety Seats and Seat Belts in Protecting Children from Injury” (with J. Doyle), 48 Economic Inquiry 521 (2010)

Elizabeth Mertz

• “Comparative Anthropology of Law” (with M. Goodale), in D. Clark, ed., Comparative Law and Society (Edward Elgar, forthcoming, 2011)
• “Undervaluing Indeterminacy: Legal Translations of Social Science,” 60 DePaul Law Review 397 (2011)
• After Tenure: Post-Tenure Law Professors in the United States (with K. Barnes, F. Tung, W. Njogu, M. Heiler, & M. Martin), American Bar Foundation/Law School Admission Council, 2011
• “Toward a New Legal Empiricism: Empirical Legal Studies and New Legal Realism” (with M. Suchman), 6 Annual Review of Law and Social Science 555 (2010)
Janice Nadler
• “Moral Character, Motive, and the Psychology of Blame” (with Mary-Hunter McDonnell), 97 Cornell Law Review (forthcoming 2012)

Robert L. Nelson
• Editor (with J.C. Botero & C. Pratt), Special Issue on Measuring the Rule of Law, 3 Hague Journal of the Rule of Law (2011)

Laura Beth Nielsen
• “Situated Justice: Plaintiffs’ and Defendants’ Perceptions of Fairness in Employment Civil Rights Cases” (with E. Berrey & S. Hoffman), Law and Society Review (forthcoming, 2011)
• “Siding with Science: In Defense of ASA’s Dukes vs. Wal-Mart Amicus Brief” (with A. Myrick & J. Weinberg), Sociological Methods & Research (forthcoming 2011)
• “The Experience and Consequences of Professional Marginality: the Case of Public Interest Lawyers” (with M. Zaloznaya), Law & Social Inquiry (forthcoming 2011)
• “Examining Empathy: Judge and Plaintiff Minority Status and the Viability of Discrimination Claims at Summary Judgment” (with J. Weinberg), University of Southern California Law Review (forthcoming 2012)

Dylan C. Penningroth

Jothie Rajah

Susan P. Shapiro

Christopher L. Tomlins
• “The State, the Unions and the Critical Synthesis in Labor Law History: A 25-year Retrospect,” Labor History (forthcoming)
Faculty Publications

- “Law As...”: Theory and Practice in Legal History” (with J. Comaroff), UC Irvine Law Review (forthcoming)

Victoria Saker Woeste

Gabriele Plickert
- “Ergebnisse zur Befragung junger Rechtsanwältinnen und Rechtsanwälte aus Berlin und Frankfurt” (with H. Merkens)

Rebecca L. Sandefur

Bernadette Atuahene
- “South Africa’s Land Reform Crisis,” Foreign Affairs (July/August, 2011)

Ronit Dinovitzer

Ryon Lancaster

Christopher W. Schmidt
- “Conceptions of Law in the Civil Rights Movement,” 1 UC-Irvine Law Review (forthcoming 2011)
Faculty Presentations

**Traci Burch**
- “The Effects of Neighborhood Incarceration Rates on Individual Political Efficacy and Perceptions of Discrimination,” Public Laws Colloquium, University of Chicago School of Law, Chicago, IL, November 2010
- “Incarceration Nation,” Pomona College, Claremont, CA, November 2010
- “Using Government Data to Study Current and Former Felons,” Surveying Social Marginality Workshop, University of Washington, Seattle, WA, October 2010

**John L. Comaroff**
- “Theory from the South: Further Thoughts,” Opening Lecture, The Graduate Institute, Geneva, Switzerland, September 2011
- “Criminal Accounting: Quantifacts and the Production of the Real,” Universidad Nacional de San Martin, Buenos Aires, Argentina, August 2011

**Stephen Daniels**
- “Civic Education and the Legal Profession,” Missouri Fellows of the American Bar Foundation Meeting, Kansas City, MO, September 2011
- “An Embarrassment of Riches: The Effects of the Economic Downturn on Pro Bono Services and Legal Services to the Poor” (with J. Martin), Ben J. Altheimer Symposium, Reframing Public Service Law: Innovative Approaches to Integrating Public Service into the Legal Profession, University of Arkansas, Bowen School of Law, Little Rock, AR, March 2011

**Shari Seidman Diamond**
- “Total Justice,” Carmen Tortora Lectures, Quinnipiac University Law School, Hamden, CT, October 2011
- “The Real Civil Jury” (with M.R. Rose & B. Murphy), Federation of Defense & Corporate Counsel Winter Meeting, (Plenary), Indian Wells, CA, March 2011

**Bryant G. Garth**
- “Asian Legal Revivals: Lawyers in the Shadow of Empire,” University of Toronto Munk Institute of Global Affairs, Trudeau Centre for Peace and Conflict Studies Asian Institute, Toronto, Canada, March 2011
- “Asian Legal Revivals” (with Yves Dezaley), Harvard Law School, October 2010
- “Colonialism, the Cold War and the Rule of Law in Asia,” Chicago-Kent College of Law, September 2010

**Tom Ginsburg**
- “The Content of Authoritarian Constitutions” University of Chicago Law School Conference on Constitutions in Authoritarian Regimes, Chicago, IL, October 2011
- “Constitutional Review: Options for Afghanistan” US Institute for Peace Conference on Constitutional and Islamic Review, Kabul, Afghanistan, September 2011
- “Constitutional Constraints on Executive Lawmaking” American Political Science Association Annual Meeting, Seattle, WA, September 2011
- “Property Rights in China: An Actuarial Theory” University of Chicago Beijing Center Conference on Property Rights, Beijing, China, June 2011

**John Hagan**
- “Immigration and Crime” Invited Speaker, Pierre Elliot Trudeau Conference on Public Policy, Halifax, Nova Scotia, November 18, 2011
- “How We Remember to Forget: Collective Memory and America’s Forever Wars.” Keynote Speaker for 50th Anniversary Celebration of the Department of Sociology, University of Alberta, September 14, 2011
Terence Halliday
“Politics in Everyday Work: Motivations and Coping Strategies of Chinese Criminal Defense Lawyers,” University of Hong Kong Law School, Hong Kong, October 2011, and East Asia Law and Society Conference, Seoul, Korea, September 2011
“Delegations: A Micro-Politics of Global Lawmaking” (with J. Pacwicz & S. Block-Lieb), RegNet@10 Conference, Australian National University, Canberra, Australia, March 2011

James J. Heckman
“The Developmental Origins of Health: Models and Evidence,” Stephen Frankel Lecture, University of Bristol, Bristol, UK, November 2011
“Marshak’s Maxim,” Marshak Memorial Lecture, UCLA Anderson School of Management, Los Angeles, CA, June 2011

Carol A. Heimer
“Making the Clinic safe for Science,” Klopsteg Seminar Series in Science in Human Culture, Northwestern University, Evanston, IL, October 2011
“ ‘Using Just One Drug Makes Them Guilty’: The Two Faces of Law in HIV Clinics,” Baldy Center for Law and Social Policy, University of Buffalo Law School, Buffalo, NY, April 2011
“Global Governance on a Local Stage: Some Challenges of Governance in Pluralistic Systems,” Keynote address at RegNet@10: The Future of Regulation, Australian National University, Canberra, Australia, March 2011

John P. Heinz

Bonnie Honig
“Antigone at the Movies: Law, Tragedy, Melodrama,” The Ferdinand Schoeman Lecture, Northwestern University Law School, Chicago, IL, November, 2011
“Humanism in Agonistic Perspective: Themes from the Work of Bonnie Honig,” keynote address and presentation, Nottingham University, UK, April, 2011

Steven D. Levitt
“Freakonomics and Beyond,” Dean's Lecture Series, Radcliffe Institute for Advanced Study, Cambridge, MA, March 2010
“SuperFreakonomics,” London School of Economics, November 2009
“SuperFreakonomics,” Ubben Lecture, DePauw University, Greencastle, IN, November 2009

Elizabeth Mertz

Janice Nadler
“Harm, Character, and Moral Emotion,” Symposium on Adjudicating the Guilty Mind, Duke University School of Law, May 2011
“Moral Character, Motive, and the Psychology of Blame,” Faculty Workshop, University of Illinois College of Law, February, 2011
“Moral Character and Blame,” International Society for Justice Research Conference, Banff, Alberta, Canada, August 2010
Robert L. Nelson

- “Rights on Trial: Race and Representation in Employment Civil Rights Litigation,” Baldy Center, University of Buffalo Law School, Buffalo, NY, September 2011
- “Race and Gender Differences in the Careers of Young Lawyers” (with M. Payne-Pikus and J. Hagan), Law & Society Association Annual Meeting, San Francisco, CA, June 2011

Laura Beth Nielsen

- “Contested Constructions of Employment Discrimination,” University of Illinois, Chicago, IL, March 2011
- “Conceptualizing Justice,” Invited Colloquium participant, National Science Foundation / George Mason University, Fairfax, VA, December 2010

Dylan C. Penningroth

- Panelist, “Beyond Freedom: New Directions in the Study of Emancipation,” Gilder-Lehrman Center, Yale University, New Haven, CT, November 2011
- “Reconsidering the Legacies of Slavery in Africa: The Case of Colonial Ghana,” Hurst Institute for Legal History, University of Wisconsin, Madison, WI, June 2011

Jothie Rajah

- “Rule of Law: A Singapore Story,” Asia Research Institute seminar series, Singapore, August 2011
- “Figuring ‘the people’; Bordering ‘the nation’: APEC and Territories of Temporary Emergency,” University of Melbourne Law School, December 2010

Susan P. Shapiro

- “Are We Helping the End of Life Decision Process? The Role of the Living Will, Advanced Medical Directive and Health Care Surrogates,” Meeting of the Council of Advanced Practitioners of the National Academy of Elder Law Attorneys, Chicago, IL, August 2011
- “Are We Helping the End of Life Decision Process? The Role of the Living Will, Advanced Medical Directive and Health Care Surrogates,” American College of Trust and Estate Counsel Annual Meeting, Phoenix, AZ, March 2011
- “Research on Surrogate Decision Making,” American Bar Foundation Meeting of the Board of Directors, Chicago, IL, November 2010

Christopher L. Tomlins

- Chair, “American Histories” Panel, Australia and New Zealand Legal History Society, 2011 Annual Meeting, Brisbane, Queensland, December 2011
- “After Critical Legal History,” for the Joint Conference of the Law and Society Association of Australia and New Zealand and the Law, Literature and Humanities Association of Australia, Ceremonies of Law, Wollongong, NSW, December 2011

Victoria Saker Woeste

- “Henry Ford’s War: Law, Antisemitism, and Speech in the Tribal 1920s,” ABF-Illinois Legal History Seminar, Chicago, IL, May 2011; School of Law, Indiana University-Indianapolis, IN, April 2011
- Discussant, Session on American Farm Policy Since 1945, Business History Conference, St. Louis, MO, March 2011
Bernadette Atuahene
• “Property Law and Race,” Association of Law, Policy & Society Annual Meeting, Georgetown University Law Center, Washington, DC, March 2011
• “This is the least that we can do to wipe your tears”: A Qualitative Study of the Financial Compensation Distributed through the South African Land Restitution Commission,” Association for Law, Property, and Society Annual Meeting, Georgetown University Law School, Washington, DC, March 2010

Ronit Dinovitzer
• “Corporate Lawyers and Ethical Decision-Making in Large Law Firms” (with H. Gunz & S. Gunz), Law and Society Association Annual Meeting, San Francisco, CA, June 2011
• “Overview of Empirical Research,” Ethics 2010, the Annual Meeting of The Canadian Legal Ethics Teachers Network, University of Ottawa, Ottawa, Canada, October 2010
• “Hierarchical Structure and Gender Dissimilarity in American Legal Labor Markets” (with J. Hagan), Law and Society Association Annual Meeting, Chicago, IL, May, 2010

Ryon Lancaster
• “Officium Dei: The Emergence of Bureaucracy in the Medieval Church,” Department of Sociology Colloquium, Northwestern University, Evanston, IL, October 2010

Christopher W. Schmidt
• “The Tea Party and the Constitution,” Constitutional Law Colloquium, Loyola University Chicago School of Law, October 2011
• “The Tea Party and the Constitution,” Faculty Workshop, Chicago-Kent College of Law, March 2011
• “The Tea Party and the Constitution,” Chicago Bar Association, Committee on Civil Rights and Constitutional Law, February 2011

Elizabeth L. Murphy
• “Anchors and Set Asides on Real Juries” (with S. Diamond), Judgment by the Numbers Workshop, Cornell University, Ithaca, NY, October 2010
• “Personal Experience on the Jury” (with S. Diamond & M. Rose), Law and Society Association Annual Meeting, Chicago, IL, May 2010
• “Culture, Language, and Diversity on the Jury” (with S. Diamond, R. Garcia, & M. Rose), Law and Society Association Annual Meeting, Chicago, IL, May 2010
• “The Complexities of Impartiality, Commonsense and Bias on the Jury: Juror Expertise” (with S. Diamond & M. Rose), Law and Society Association Annual Meeting, Chicago, IL, May 2010

Rebecca L. Sandefur
Professional Service and Recognition

Traci Burch
• Associate Editor, Law and Social Inquiry
• Co-Chair, Urban Politics Program, American Political Science Association (2011)
• Member, Urban Politics Section Executive Council, American Political Science Association (2011–2012)
• Member, Northwestern University Legal Studies Faculty Advisory Board

John L. Comaroff
• Research Fellow, Stellenbosch Institute for Advanced Study, Stellenbosch, South Africa
• Patron, Organisation of Intra-Cultural Development
• Honorary Professor, University of Cape Town, 2010-2015
• Member, Editorial Group, Journal of Anthropological Research
• Member, Editorial Advisory Board, Hagar: International Social Science Review
• Member, International Advisory Board, Social Dynamics
• Member, Editorial Board, Afrika Spectrum
• Chair, Lichtstern Fund Committee, University of Chicago Department of Anthropology
• Director, University of Chicago African Studies Abroad Program in South Africa

Stephen Daniels (on leave, 2010–11)
• Participant, Amicus Curiae Brief of Professors Neil Vidmar, et al. in Support of Plaintiffs in Deborah Watts v. Lester E. Cox Medical Centers et al. (Supreme Court of Missouri, Case No. 91867), constitutional challenge to cap on damages in medical malpractice cases, October 2011
• Participant, Amicus Curiae Brief of Professors Neil Vidmar, et al. in Support of Plaintiffs in Estate of Michelle Evette McCull, etc. et al. (Supreme Court of Florida, Case No. SC11-1148), constitutional challenge to cap on damages in medical malpractice cases, August 2011

Shari Seidman Diamond
• Chairperson, Dean’s Search Committee, Northwestern University, 2011
• Co-President, Society for Empirical Legal Studies, 2010–2011
• Faculty Director, JD/PhD Program, Northwestern U. Law School
• Member, Seventh Circuit, Pattern Criminal Jury Instructions Committee
• Member, Honorary Degrees Committee, Northwestern University
• Member, Executive Director Search Committee, Law & Society Association 2010-2011

Bryant G. Garth
• Named one of three Legal “Persons of the Year,” Metropolitan News-Enterprise Person of the Year Dinner, Los Angeles, CA
• Winner (for Asian Legal Revivals with co-author Yves Dezalay) of the Herbert Jacob Biennial Book Award from the Law and Society Association for the best book in the field of law and society published in 2010
• Co-Editor, Journal of Legal Education
• Chair, Law School Survey of Student Engagement (LSSSE) Advisory Committee
• Member, Executive Director Search Committee, Law and Society Association
• Member, Hughes Committee, University of Denver College of Law

Tom Ginsburg
• Honorable mention, best book in Political Economy, American Political Science Association, (for 2010, awarded in 2011)
• Named Leo Spitz Chair of International Law, University of Chicago, July 2011

John Hagan
• Editor, Annual Review of Law and Social Science
• Member, Editorial Boards, Social Problems, Sociological Forum, European Journal of Criminology, Criminal Justice, Criminology, Theoretical Criminology, and Canadian Journal of Law & Society
• Co-Director, Center for Law and Globalization, American Bar Foundation and University of Illinois College of Law

Terence Halliday
• Co-Director, Center on Law and Globalization, American Bar Foundation and University of Illinois College of Law
• Team Leader, External Assessment of the International Monetary Fund’s Financial Integrity Group program on Reports of Observance of Standards and Codes for Anti-Money Laundering and Combating the Financing of Terrorism.
• Co-Organizer, Second Hague Colloquium, Systematic Sexual Violence and Victims’ Rights, Organized by the Center on Law and Globalization of the University of Illinois College of Law and American Bar Foundation in cooperation with Grotius Centre for International Legal Studies, Leiden University/Campus The Hague and The International Victimology Institute, Tilburg (INTERVICT) and the Department of Criminal Law, Tilburg University, April 2011
• Co-Convenor, Collaborative Research Network, The Legal Complex and Political Liberalism, Law and Society Association
• Elected Member, International Insolvency Institute

James J. Heckman
• President-Elect, Econometric Society (effective 2013)
• Member, Research Council, Becker-Friedman Institute for Research in Economics, 2011–2014
• Member, National Academy of Education, 2010
Fellow, American Association for the Advancement of Science, 2009
Lifetime Member, Irish Economic Association, 2009

Carol A. Heimer
Elected to membership, Macro-Organizational Behavior Society (MOBS)
Co-Editor, Regulation and Governance
Member, Special Committee on Bioethics and Law, American Bar Association

John P. Heinz
Lifetime Achievement Award, Chicago Council of Lawyers and the Chicago Appleseed Fund for Justice, October 2011
Member, Board of Directors, Chicago Appleseed Fund for Justice

Bonnie Honig
Program co-chair, American Political Science Association Annual Convention, San Francisco, CA, 2009-2011
Member, Editorial Board, Journal of Citizenship Studies, 2010-2012
Invited Member, Future Citizenship Network, http://www.futurecitizenship.com
Member, Editorial Board, Ethics & Global Politics

Steven D. Levitt (on leave, 2011)
Director, Becker Center on Chicago Price Theory, University of Chicago
Editor, Journal of Political Economy

Elizabeth Mertz (on leave, 2010–11)
Fellow, Program in Law and Public Affairs, Princeton University
Co-Editor, PoLAR: Political and Legal Anthropology Review
Research Committee Coordinator & Consultant, National Quality Improvement Center on the Representation of Children in the Child Welfare System
Member, Editorial Board, Language and Law Book Series, Oxford University Press
Member, Editorial Board, Legal Education Book Series, Ashgate Press
Organizer, Collaborative Research Network, Realist and Empirical Legal Studies, Law & Society Association

Janice Nadler
Member, Executive Board, Dispute Resolution Research Center, Northwestern University

Robert L. Nelson
Member, Study Team, National Quality Improvement Center on Child Representation in the Child Welfare System, University of Michigan
Chair, Sociology of Law Section, American Sociological Association
Co-Chair, Scholarship Committee, World Justice Project, ABA Presidential Initiative
Advisor, ABA Commission on Women, Women of Color Research Initiative
Co-Principal Investigator and Member, Advisory Committee, National Science Foundation/Law & Society Association/American Bar Foundation, Doctoral Fellowships in Law and Inequality
Member, Sociological Research Association
Member, Faculty Advisory Board, Center for Legal Studies, Northwestern University

Laura Beth Nielsen
Secretary, Law and Society Association
Editor, Law & Social Inquiry
Primary Drafter, Amicus Brief on behalf of the American Sociological Association, in support of respondents in Wal-Mart Stores, Inc. v. Dukes, Supreme Court, docket #10-277 (2011)
Drafter, Amicus Brief on behalf of the Institute for Women’s Policy Research, George Washington University, in support of respondents in Wal-Mart Stores, Inc. v. Dukes, Supreme Court, docket #10-277 (2011)

Dylan C. Penningroth
Planning Committee, Northwestern University History Department, 2009-10, 2010-11
Graduate Affairs Committee, Northwestern University History Department
Tenure and promotion committees, Northwestern University History Department, 2010 (chair), 2011
Member, Board of Directors, American Society for Legal History, 2009-11
Member, Program Committee, American Society for Legal History, 2009-10

Jothie Rajah
Law & Society Association Dissertation Committee Honorable Mention, 2011
Harold Luntz Graduate Thesis Award for Excellence in the PhD, Melbourne Law School, 2011
Member, Conference Steering Committee, First International Conference on the Legal Histories of the British Empire, July 2012, supported by the American Society of Legal History, the Australian and New Zealand Legal History Association, and the Osgood Society for Canadian Legal History.
Victoria Saker Woeste (on leave, 2010–11)

- Member, Wayne D. Rasmussen Award Committee, Agricultural History Society
- Elected to Board of Directors, American Society for Legal History, 2010-2012
- Member, Cromwell Prize Committee, American Society for Legal History, 2010-2012

Susan P. Shapiro

- Chair, Nominations Committee, Law & Society Association, 2010-11

Christopher L. Tomlins (on leave, 2011)

- Bancroft Prize, awarded by the trustees of Columbia University for books in the fields of American History and Diplomacy, for Freedom Bound: Law, Labor, and Civic Identity in Colonizing English America (Cambridge and New York, 2010)
- Elected member, American Antiquarian Society
- Chancellor's Professor of Law, University of California Irvine, 2009-
- Director, Irvine Program in Law and Graduate Studies, 2010-
- Editor, Cambridge Historical Studies in American Law and Society (monograph series, for Cambridge University Press), 1994-
- Co-editor, Cambridge New Histories of American Law (monograph series, for Cambridge University Press), (with Michael Grossberg), 2008-
- Member, Law & Society Association Kalven Prize Committee, 2010-11
- Member, Editorial Board, Law and Society Review, 2010-
- Member, Editorial Committee, Annual Review of Law and Social Science, 2009-
- Member, Fellowships and Awards Committee, American Society for Legal History, 2005-
- Chair, Honors Committee, American Society for Legal History, 2010-
- Chair, Internationalization Subcommittee, American Society for Legal History, 2010-
- Member, ABA Standing Committee on Public Education, 2008-11

Research Social Scientists

Rebecca L. Sandefur

- Collaborator, Cost of Justice Research Alliance, Canadian Forum on Civil Justice
- Member, Right to Counsel Committee, California Commission on Access to Justice
- Member, Research Advisory Board of the Civil Right to Counsel Leadership and Support Initiative

Faculty Fellows

Bernadette Atuahene

- Council on Foreign Relations International Affairs Fellow
- Editor, SSRN Transitional Justice eJournal

Ronit Dinovitzer

- University of Toronto, Dean’s Merit Award, 2010
- Department of Sociology, Executive Committee, 2010-12
- Editorial Board, Law & Social Inquiry, 2005-2010
- Secretary/Treasurer, American Sociological Association, Sociology of Law Section, 2009-2011
- Member, Law School Admission Council Grants Committee, 2009-2011
- Member, Career Checkpoint, American Bar Foundation/American Bar Association, 2010-

Christopher W. Schmidt

- Associate Editor, Law & Social Inquiry
- Co-Chair, American Bar Foundation/Illinois Legal History Seminar
- Legal History Section Editor, Jotwell (online)
- Chicago-Kent College of Law Excellence in Teaching Award, 2011
- Kathryn T. Preyer Memorial Prize Committee, American Society for Legal History
- Chicago-Kent College of Law Roy C. Palmer Civil Liberties Prize Committee
- Paper Commentator, “We Must First Take Account: A Conference on Race, Law, and History in the Americas,” University of Michigan Law School, April 2011
Law & Social Inquiry

Editorial Policy

Law & Social Inquiry is a quarterly, interdisciplinary, peer-reviewed scholarly journal of international standing in law and social science. Contributors include law professors, social scientists, and practicing lawyers. Procedures for submission and consideration of manuscripts are the same as those followed by most refereed academic journals. Submitted manuscripts are reviewed by the editor and then by three or more expert scholars in a process known as “double-blind peer review” (the identities of both the authors and the reviewing scholars are known only to the journal’s editors). Publication decisions are made by Law & Social Inquiry’s editorial committee, made up of the journal’s editor and associate (advisory) editors.

In addition to the high quality of the original research that it publishes, Law & Social Inquiry is widely known for its review essays and review symposia. The essays go beyond the typical brief book review to place the work under examination in its intellectual context and to provide readers with a synthesis of the major intellectual debates in the field relevant to the book. Currently, each issue of the journal also includes a “book notes” section that presents brief descriptions of twenty or thirty recently published books of interest to those working in the field of sociolegal studies. Additionally, each year Law & Social Inquiry holds a student paper competition for graduate and law students, which includes a monetary prize and publication of the winning paper. The journal has also recently begun offering advance online publication; Law and Social Inquiry is one of the first law and society journals to adopt this publication method and we are excited about the ways in which authors, readers, and scholars in the field will benefit from it.

Law & Social Inquiry is not intended to serve (and does not serve) as a dedicated outlet for the research of American Bar Foundation research fellows and affiliates. Nevertheless, ABF researchers and affiliates have always played an important role in the journal’s success, both as contributors and, particularly, as editors.

Researching Law

Researching Law: An ABF Update is a quarterly newsletter designed to acquaint a wide audience with the research activities of the American Bar Foundation. The articles that appear in this publication present the findings of ABF projects in a concise, nontechnical format but in sufficient length to convey the full flavor of the research reported on. The topics covered in 2011 include: “Property Rights and the Demands of Transformation” (Bernadette Atuahene); “What Defines Competence? A Debate of the Future(s) of Lawyering” (Fellows CLE Research Seminar), “The Economics of Inequality: The Value of Early Childhood Education” (James J. Heckman), and “Invitation to Inquiry: The Summer Research Diversity Fellowship Program.” The newsletter is distributed to a wide audience, including The Fellows of the American Bar Foundation, policy makers, libraries, foundations, government agencies, and media outlets. Issues are also posted on the ABF website and may be downloaded. The articles in Researching Law are written and/or edited by Katharine W. Hannaford.
The Liaison Research Services Program was created in 1975 to address two primary goals: to compile and disseminate information about the legal profession and to provide research expertise to entities of the organized bar by designing and conducting discrete, short-term projects focusing on issues of concern and interest to these groups.

To address the first of these goals, the American Bar Foundation has, since 1956, periodically produced The Lawyer Statistical Report with the cooperation of Martindale Hubbell, which provides the data files for this project. This report is unique to the literature about the profession in that it provides detailed demographic information on the numbers of lawyers and law firms nationally and on a state-by-state basis. It presents distributions of lawyers across practice settings, among law firms of various sizes, and practice settings by age and gender. Clara N. Carson has compiled the latest edition of The Lawyer Statistical Report which is an analysis of the 2005 national lawyers’ database. A preliminary version of the Report is available through the ABF website at americanbarfoundation.org/publications/lawyerstatisticalreport.html.

To address the second goal of providing research expertise to entities of the organized bar, the Foundation works closely with the American Bar Association on a variety of research initiatives. In general, the Foundation provides useful, professional research advice and services in a variety of formats.

1. **New Research.** From time to time, the Foundation, through its Liaison Research Services Program, will take on a few modest research projects for ABA entities. In determining what research projects might be possible in a given year, the Foundation will give priority to research that fits within the overall mission of the ABF and that is feasible to conduct in a shorter period of time.

2. **Information from Existing Projects.** The Foundation and the Association might find overlap between an existing ABF research project and an ABA project or initiative. In these cases, the Liaison Research Services Program can develop a liaison relationship between Foundation Research Faculty and ABA entities. Research Professors may provide general expertise or specific data that have been collected from previous or current research projects, to inform the work of an ABA entity.

3. **Research Advice.** The Foundation is in a unique position to consult with ABA entities on how best to structure a research initiative. The Foundation can provide general guidance, review survey instruments, help to find appropriate academics to work on a research project, and consult on results.

The Foundation and the Association have a unique relationship that informs each organization’s efforts to enhance the public’s understanding of the law, legal institutions and legal processes. Through the Liaison Research Services Program, the Foundation collaborates with the Association and its entities in meaningful ways, thus bringing the expertise of the leading institution for the empirical study of the law to bear on the myriad programs, initiatives and activities of the ABA. From participating in initiatives organized by the ABA Presidents to working with Sections, Divisions and Committees on unique research projects, the research of the American Bar Foundation informs the organized bar, the legal community, and the public.
The American Bar Foundation was pleased to host four outstanding undergraduate students in the summer of 2011 who participated in the Summer Research Diversity Fellowship Program. The program offers students, who are selected from across the country in a highly competitive application process, the opportunity to explore the field of sociolegal research and observe law practice in the private and public sector. Since 1988, ninety-eight undergraduates have participated in the program.

The summer program is supported in part by the Kenneth F. and Harle G. Montgomery Foundation, the Solon E. Summerfield Foundation, and the National Science Foundation.

Additional sponsors of the 2011 program were:

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The 2011 Summer Research Diversity Fellows were:

Alvita Akiboh, a rising senior at Indiana University, who worked with Research Professor Robert L. Nelson.

Wintre Foxworth, a rising senior at the University of Virginia, who worked with Research Professor Dylan C. Penningroth.

Chris Han, a rising junior at University of California, Berkeley, who worked with Faculty Fellow Christopher Schmidt.

Arlene Rivera, a rising senior at the Pennsylvania State University, who worked with Research Professor John Hagan.

The 2011 Summer Research Diversity Fellows:
Left to right: Alvita Akiboh, Arlene Rivera, Wintre Foxworth, Chris Han
• Lea VanderVelde, University of Iowa College of Law & ABF Visiting Scholar, “Who represented slaves in Freedom suits? A metaphor for suing on behalf of the least well-off,” January 12
• M. Cherif Bassiouini, DePaul College of Law, “The Institutionalization of Torture by the Bush Administration: Is Anyone Responsible?” January 26
• James E. Pfander, Northwestern Law School, “Article III and the Scottish Enlightenment,” January 31
• Jacqueline Stevens, Northwestern University, “US Government Detaining and Deporting US Citizens as Aliens,” February 16
• Andrew Koppelman, Northwestern University School of Law, “Religious Neutrality in American Law,” February 23
• Robert Livingston, Northwestern University Kellogg School of Management, “The Dynamics of Social Hierarchy Reversal: Why Humility Helps and Hubris Hurts Black (but not White) Males,” May 11
• Ronen Shamir, Dept. of Sociology and Anthropology and Faculty of Law, Tel-Aviv University, “The Elementary Forms of Electric Life,” May 18
• Martha Nussbaum, University of Chicago Law School, “Reinventing the ‘Civil Religion’: Comte, Mill, Tagore,” May 25
• Dylan Penningroth, American Bar Foundation and Northwestern University, “Law and the Black Church, 1865-1945,” September 21
• ABF Doctoral Fellows: Jennifer Woodward, Meredith Rountree & Camilo Arturo Leslie, October 5
• Shannen Portillo, George Mason University, “Doing Justice: Conceptualizing and Mobilizing Justice at the Street-Level,” October 12
• Traci Burch, American Bar Foundation and Northwestern University, “Skin Color and the Criminal Justice System: Beyond Black-White Disparities in Sentencing,” October 19
• Jeffrey Rachlinski, Cornell University Law School, “Context Effects in Judicial Decision Making,” November 2
• Lauren Rivera, Northwestern University Kellogg School of Management, “Diversity Recruitment in Action,” November 9
• Valerie Hans, Cornell University Law School, “Deciding Death: Juries, Judges, and Capital Punishment in America,” November 16
• Felicity Turner, University of Wisconsin Law School, “Infanticide, Race, and the Law in the Nineteenth-Century U.S. South,” December 7
The ABF research program is supported by an annual grant from the American Bar Endowment (see page 2) and contributions from The Fellows of the American Bar Foundation and other supporters. The ABF also seeks grants for specific research projects and other Foundation programs from government agencies and private foundations. The following external sponsors provided support for projects in 2011.

Access Group, Inc.
- After the JD: Legal Careers in Transition (Ronit Dinovitzer, Robert Nelson, Bryant Garth, and Joyce Sterling)

American Bar Association Litigation Research Fund
- Optimizing the Jury Decision-Making Process (Shari Diamond)

M. D. Anderson Foundation
- My Brother’s Keeper: Surrogate Decision-Making at the End of Life (Susan Shapiro)

Law School Admission Council
- After the JD: Legal Careers in Transition (Ronit Dinovitzer, Robert Nelson, Bryant Garth, and Joyce Sterling)
- Early Post-Law School Careers of Women and Men Lawyers in U.S. and German Cities (John Hagan, Gabriele Plickert, Patricia Parker, and Hans Merkens)
- Senior Status, Gender, and Race in the Legal Academy (Elizabeth Mertz, Wamucii Njogu, and Carol Greenhouse)

Legal Services Corporation and Friends of Legal Services Corporation
- Accessing Justice in Contemporary America (Robert Nelson, Rebecca Sandefur)

Lloyd A. Fry Foundation
- Summer Diversity Research Fellowships in Law and Social Science

Google Grants
- Ongoing in-kind support of the American Bar Foundation website (http://www.americanbarfoundation.org/index.html)

Harry Frank Guggenheim Foundation
- Home Foreclosures and Criminal Violence (John Hagan and Andrea Cann Chandrasekher)

Kenneth F. and Harle G. Montgomery Foundation
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- After the JD: Legal Careers in Transition (Ronit Dinovitzer, Robert Nelson, Bryant Garth, and Joyce Sterling)

National Conference of Bar Examiners
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National Science Foundation
- Accessing Justice in Contemporary America: The Community Needs and Services Survey (Rebecca Sandefur, Robert Nelson)
- After the JD III: The Trajectories of Legal Careers (Ronit Dinovitzer, Robert Nelson, Bryant Garth, and Joyce Sterling)
- Supplemental grant also awarded under the NSF Research Experiences for Undergraduates Program
- Crime, War and Wealth in Pre- and Post-Invasion Iraq (John Hagan)
- Lawyers in the Pursuit of Basic Legal Rights: Criminal Defense in China (Terence Halliday and Sida Liu)
- Ethnicity, Inc. (John Comaroff and Jean Comaroff)
- Doctoral Fellowships in Law and Social Science (Laura Beth Nielsen; submitted through the sponsorship of the Law and Society Association) Supplemental grant also awarded in 2011

Seyfarth Shaw LLP
- Summer Diversity Research Fellowships in Law and Social Science

Alexander Von Humboldt Foundation, TransCoop Program
- Early Post-Law School Careers of Women and Men Lawyers in U.S. and German Cities (John Hagan, Gabriele Plickert, Patricia Parker, and Hans Merkens)

World Justice Project
- Rule of Law Research Partnership (Robert Nelson, Tom Ginsburg, Jack Knight, Margaret Levi, and Beatriz Magaloni)

The American Bar Foundation gratefully acknowledges the following sponsors to the Center on Law and Globalization, a Partnership of the American Bar Foundation and the University of Illinois College of Law.
- The City of The Hague
- The Dutch Foreign Ministry
- Grotius Centre for International Legal Studies, Leiden University
- The International Victimology Institute Tilburg (INTERVICT), Tilburg University
- Mia Farrow
- Carol Lee
- Susan Vazzano
The American Bar Foundation is in the early phases of an effort to establish a new Research Center on Diversity and Law to investigate urgent questions surrounding diversity in the legal profession, as well as issues of equal justice in the legal system and equality of opportunity in society. The Center will build on the ABF’s position as the preeminent research institute for the empirical study of law. As an essential first step toward this vision, The Fellows of the American Bar Foundation are planning a campaign to endow a Research Chair in Diversity and Law.

The ABF gratefully acknowledges pledges and contributions to the campaign to endow The Fellows Research Chair in Diversity and Law made in 2011.

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For additional information about the campaign, please contact Lucinda Underwood, Director of Development, or Jennie Casavant, Director of The Fellows.

The Fellows Research Chair in Diversity and Law

Research Funds

The American Bar Foundation acknowledges with gratitude those individuals who continue to support its research funds.

The Robert O. Hetlage Scholarship Fund supports the participation of students and young faculty in the research programs of the American Bar Foundation, including the Summer Research Diversity Fellowship Program for undergraduate minority students, the Doctoral Fellowship Program for dissertation research, and a Young Scholars Program to support research in the first five years of an academic career.

The William Reece Smith, Jr. Research Fund advances ABF research on the topics of professionalism, pro bono legal services, and the role of the legal profession internationally to advance human rights and access to justice.

The Liz and Peter Moser Research Fund in Legal Ethics, Professional Responsibility and Access to Legal Services supports path-breaking, empirical research in the field of legal ethics, professional responsibility, and access to legal services.
The Fellows of the American Bar Foundation is an honorary organization of attorneys, judges and legal scholars whose public and private careers have demonstrated exceptional dedication to the welfare of their communities and to the highest principles of the legal profession.

Established in 1955, The Fellows encourage and support the research of the American Bar Foundation and sponsor seminar programs on topics of direct relevance to the legal profession. Membership in The Fellows is limited to one third of one percent of the bar membership in each state. Fellows are nominated by other Fellows, and nominations are approved by the State Chairs, Fellows Officers and ABF Board of Directors.

Fellows Programming
The Fellows CLE Research Seminar, “What Defines Competence? A Debate on the Future of Lawyering,” was held in February during the ABA Midyear Meeting in Atlanta, Georgia. Moderating the program was Richard R. Pena, Founder and CEO of the Law Offices of Richard Pena and immediate past President of the American Bar Foundation. Panelists included Robert L. Nelson, Director and MacCrate Research Chair in the Legal Profession at the American Bar Foundation and Professor of Sociology and Law at Northwestern University, William D. Henderson, Professor of Law, Val Nolan Faculty Fellow, and Director of the Center on the Global Legal Profession at Indiana University-Bloomington, Carole Silver, Professor of Law at Indiana University-Bloomington and American Bar Foundation Affiliated Scholar, and Frederic S. Ury, Founding member of Ury & Moskow, LLC, Fairfield, Connecticut. The panel discussed critical questions, such as, Is the definition of what makes a competent lawyer changing? Is there an evolution of legal practice underway or is it more of a revolution? Is there consensus as to what makes a lawyer successful? Can law schools and legal employers predict who will become successful lawyers?

In August, during the ABA Annual Meeting in Toronto, Ontario, The Fellows sponsored the CLE Research Seminar, “Access Across America: First Report of the Civil Justice Infrastructure Mapping Project.” Rebecca L. Sandefur, Senior Research Social Scientist at the American Bar Foundation and Assistant Professor of Sociology at the University of Illinois, presented the program and Robert L. Nelson served as moderator. Panelists included Jonathan D. Asher, Executive Director of Colorado Legal Services, Lorne Stratton, Dean of the Osgoode Hall Law School, York University, Mary Stratton, Former Research Director of the Canadian Forum on Civil Justice and member of the Research Team for the Alberta Legal Services Mapping Project, and Aneurin (Nye) Thomas, Director of Strategic Research at Legal Aid Ontario. The CLE seminar was co-sponsored by the ABA Center for Professional Responsibility, the ABA Government and Public Sector Lawyers Division, the ABA Young Lawyers Division, the ABA Center for Racial and Ethnic Diversity, the ABA Standing Committee on Legal Aid and Indigent Defendants, and the ABA Senior Lawyers Division.

The Fellows Research Advisory Committee organizes the Fellows Research Seminars each year and serves as a bridge between the research program of the American Bar Foundation and the profession, including the practicing bar, the judiciary, and legal education.

Fellows Events
The 55th Annual Fellows Awards Banquet, held at The Fox Theatre in Atlanta, Georgia on February 12, 2011, featured presentations to the following honorees:

- **Outstanding Service Award:** William G. “Bill” Paul, Oklahoma City, Oklahoma
- **Outstanding Scholar Award:** Professor David B. Wilkins, Cambridge, Massachusetts
- **Outstanding State Chair Award:** Benes Z. Aldana, Peter S. Ehrlichman, and Kathleen J. Hopkins, Washington State Co-Chairs

The banquet’s keynote address was delivered by Professor David B. Wilkins, the Lester Kissel Professor of Law and Vice Dean for Global Initiatives on the Legal Profession at Harvard Law School. He also serves as the Faculty Director of the Program on the Legal Profession at Harvard’s Center for Lawyers and the Professional Services Industry. He is a Senior Research Fellow of the American Bar Foundation and a Faculty Associate of the Harvard University Edmond J. Safra Foundation Center for Ethics. During his speech Wilkins discussed the launch of a new major research collaboration exploring the development of
the market for legal services in countries such as India, China, and Brazil. Specifically, the project investigates how globalization, state-sponsored innovation policies around the opening of markets, legal education reform, and pro bono and public interest initiatives are fundamentally reshaping the practice of law in these countries—and how these changes will inevitably affect how the law is practiced, taught, and regulated in the United States and elsewhere.

At the Fellows Opening Reception at the ABA Annual Meeting in Toronto in August, The Fellows gathered in the elegant Vertical outdoor patio for socializing. Kay H. Hodge, Chair of The Fellows, made a few brief remarks. The Fellows met again the following morning for the Annual Business Breakfast. The breakfast featured keynote speaker John Hagan, Research Professor at the American Bar Foundation, Co-Director of the Center on Law & Globalization, and the John D. MacArthur Professor of Sociology and Law at Northwestern University. Fellows Chair Kay H. Hodge recapped the work of The Fellows and the Foundation during her term as chair, and also discussed new Fellows business.

Many Fellows State Chairs organized local events where Fellows heard presentations from noteworthy speakers and socialized among colleagues and friends. Washington, D.C. Fellows gathered in April for their annual dinner, which featured keynote speaker Kenneth R. Feinberg, who served as Head of the BP Claims Fund, Special Master of the Federal 9/11 Victim Compensation Fund, and Fund Administrator of the Hokie Spirit Memorial Fund following the shootings at Virginia Tech. New York Fellows also met in April for a luncheon featuring Ben Ferencz, the sole surviving American who served as a prosecutor at the Nuremberg trials of Nazi war criminals. Local Fellows events were also hosted in Colorado, Maryland, Minnesota, Oklahoma, California, and Washington, among others.

2011–2012 Fellows Officers
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Each year Life Fellows’ contributions support the innovative and influential research being done by the Foundation. This continued financial support is vital to the Foundation’s work.

Life Fellow Giving Societies*

Giving Societies are opportunities for Life Fellows to continue contributing to the Foundation once they have completed their initial Fellows pledge. Giving societies are as follows:

- A Life Fellow who contributes a minimum of $250 annually will be named a **Sustaining Life Fellow**
- A Life Fellow who contributes an aggregate of $5,000 will be named a **Life Patron Fellow**
- A Life Fellow who contributes an aggregate of $10,000 will be named a **Life Benefactor Fellow**
- A Life Fellow who contributes an aggregate of $25,000 will be named a **Life Leadership Fellow**

*Changes to aggregate amounts were made in 2002.

We extend our appreciation to the many Life Leadership, Life Benefactor, Life Patron and Sustaining Life Fellows below who invested in the American Bar Foundation during fiscal year 2011 (September 2010 – August 2011). Their generosity continues a longstanding culture of philanthropy that supports the empirical research work of the American Bar Foundation.

Contributions can be pledged over a period of years. Life Fellows who contribute annually at the Sustaining Level and higher will be recognized in the ABF Annual Report and on the Fellows Website. All Fellows are acknowledged in the Fellows Roster.

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Eugene L. Wishod
Saul A. Wolfe
John B. Wood
Travers D. Wood
L. Kivin Wroth
Brooke WunnVick
Ellen G. Yost
Douglas R. Young
James B. Young
Diane C. Yu
Stephen N. Zack
Andrea Zorp
Howard Zucker
William A. Zucker
## Personnel

### Administration
- Robert L. Nelson, Director
- Eileen C. Gallagher, Assistant Director for Governance, Liaison, and Legal Affairs
- Lucinda Underwood, Director of Communications, Development, and Operations
- Linda Lorenz, Executive Assistant
- Wencia Smithen, Controller

### Manager of Information Services
- James Fields

### IS Senior Support Specialist
- Edgar Tuazon

### Senior Writer; Editor, Researching Law & ABF Annual Report; Grants Officer
- Katharine W. Hannaford

### Development and Communications Associate
- Allison Lynch (as of January 2011)

### Publications
- Amy E. Schlueter, Editorial Coordinator, Law and Social Inquiry

### Technical Services Consultant
- Clara N. Carson

### The Fellows of the American Bar Foundation
- Jennie Fisher Casavant, Director of the Fellows and Assistant Director of Development (as of January 2011)
- Timothy Watson, Assistant Director of the Fellows (as of January 2011)
- Candy Khin, Fellows Database Administrator (as of January 2011)
- Anita Lee-Bjerke, Fellows Coordinator (through July 2011)
- Erin Christmas, Fellows Coordinator (as of July 2011)

### Accounting Assistant
- Tessie Harrell

### Administrative Associates
- Roz Caldwell, Senior Administrative Associate
- Anne Godden-Segard
- Kathryn Harris (as of February 2011)

### Research Social Scientist
- Elizabeth L. Murphy
- Gabriele Plickert

### Senior Research Social Scientist
- Rebecca L. Sandefur

### Research Support Staff
- Jennifer Anderer
- Ashin Azim
- Alison Baulos
- Kaasha Benjamin
- Lauren Buxbaum
- Nicholas Dorzweiler
- Paul Durak
- Brad Epperly
- John Foster
- Adrienne Frie
- Spencer Headworth
- Corinne Hirai
- Terence Leong
- Lili Liang
- Stephanie Maras
- Jaime Morse
- Daniel Owings
- Jennifer Pachon
- Jeeyoon Park
- Monique Payne-Pikus
- Sarah Pickering
- Alan Ritchie
- Josh Robison
- Diego Rossello
- Melina Rozzisi
- Rashmee Singh
- Aaron Smyth
- Douglas Thompson
- Annelise Tillman
- Frances Tung
- Jill Weinberg
- Marina Zaloznaya

### Collaborating Scholars
- Catherine R. Albiston, University of California, Boalt Hall School of Law
- Katherine Barnes, University of Arizona Rogers College of Law
- Ellen Berrey, SUNY Buffalo
- Kenworthy Bill, Northwestern University School of Law
- Susan Block-Lieb, Fordham University
- Pedro Carneiro, University College London
- Jean Comaroff, University of Chicago
- Flavio Cunha, University of Pennsylvania
- Yves Dezalay, Centre Nationale de Recherche Scientifique, Paris
- John Donohue, III, Yale Law School
- Angela Duckworth, University of Pennsylvania
- Zachary Elkins, University of Texas
- Malcolm Feeley, University of California, Berkeley
- Holly Foster, Texas A&M University
- Jeremy Freese, Northwestern University
- Roland Fryer, Harvard University
- Nuno Garoupa, University of Illinois
- Jennifer Hochschild, Harvard University
- Steve Hoffman, SUNY Buffalo
- Lucien Karpik, Ecoles des Mines & EHESS, Paris
- Fiona Kay, Queen’s University
- Michael Levi, University of Cardiff
- Ron Levi, University of Toronto
- Sida Liu, University of Wisconsin
- Joanne Martin, American Bar Endowment
- Richard McAdams, University of Illinois College of Law
- Mary Hunter McDonnell, Northwestern University School of Law
- James Melton, IMF Institute, Lucca, Italy
- Carrie Menkel-Meadow, Georgetown Law School
- Hans Merkens, Freie Universität, Berlin
- Tom Miles, University of Chicago
- Jaime Morse, Northwestern University
- Soo Geun Oh, Ewha Woman’s University, Seoul, Korea
- Jan Pacewicz, University of Chicago
- Anthony Paik, University of Iowa
- Alberto Palloni, University of Wisconsin
- Patricia Parker, University of Toronto
- Monique Payne-Pikus, DePaul University
- JuLeigh Petty, Vanderbilt University
- Peter Reuter, University of Maryland
- Mary R. Rose, University of Texas, Austin
- Wenona Rymond-Richmond, University of Massachusetts, Amherst
- Gregory Shaffer, University of Minnesota
- Peter Siegelman, University of Connecticut Law School
- Ann Southworth, University of California, Irvine School of Law
- Joyce S. Sterling, University of Denver College of Law
- J.D. Trout, Loyola University Chicago
- Edward Vrylacil, Yale University
- Vesla Weaver, University of Virginia
- David B. Wilkins, Harvard Law School
Research Group in Legal Diversity
Jamillah Bowman, ABF Doctoral Fellow, Stanford JD/PhD
Elizabeth Chambliss, New York Law School
Ronit Dinovitzer, ABF Faculty Fellow, University of Toronto, Sociology
Bryant Garth, ABF Director Emeritus, Southwestern Law School
Elizabeth Gorman, University of Virginia, Sociology
Mitu Gulati, Elizabeth Mertz, ABF Research Professor, Northwestern University, Sociology and Law
John Heinz, ABF Research Professor Emeritus, Northwestern Law Emeritus
William Henderson, Indiana University School of Law
Fiona Kay, Queens University, Canada, Sociology
Elizabeth Mertz, ABF Research Professor, University of Wisconsin Law School
Robert Nelson, ABF Director, Northwestern University, Sociology and Law
Jane Ohgami, Georgetown Law Doctoral Fellow
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Damon Phillips, Columbia University, Business
Gabrielle Plickert, ABF Research Social Scientist
Lauren Rivera, Kellogg School of Management
Rebecca Sandefur, ABF Research Social Scientist, University of Illinois, Sociology
Carroll Seron, University of California Irvine, Social Ecology
Carole Silver, ABF Affiliated Scholar, Indiana University School of Law
Joyce Sterling, University of Denver College of Law
Albert Yoon, University of Toronto, Faculty of Law
David Wilkins, ABF Affiliated Scholar, Harvard Law School
(Additional scholars will be added to this research group as the program progresses.)

Law Firms Working Group, sponsored by the American Bar Foundation and Indiana University
Arthur Alderson, Indiana University
Jonathan Beavestock, University of Nottingham School of Geography
Laura Beny, University of Michigan Law School
Leonard Biernam, Mays Business School at Texas A&M University
Steven Boucher, University of California, Irvine
Andrew Canter, Stanford Law School
Elizabeth Chambliss, New York Law School
Nicole DeBruin, Northwestern University School of Law
Ronit Dinovitzer, University of Toronto
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James Faulconbridge, Lancaster University
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Deborah Honaker, Stanford Law School
Michael Hoyle, Loughborough University
Lynn Mather, University at Buffalo Law School
Andrew Morriss, University of Illinois College of Law
Daniel Muir, Lancaster University Management School
Jonathan Nash, Tulane Law School
Robert L. Nelson*, American Bar Foundation
Sara Peters, Stanford Law School
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Mitt Regan, Georgetown University Law Center
Lauren Robel*, Indiana University Maurer School of Law
Tanina Rostain, New York Law School
Carole Silver, Indiana University Maurer School of Law
Peter Taylor, Loughborough University
Christopher Tuggle, University of Missouri—Columbia
Gita Wilder*, NALP Foundation for Law Career Research and Education
* Member, Law Firms Working Group Steering Committee

World Justice Forum II Scholars Group
Juan Carlos Botero, World Justice Project
Brad Epperly, University of Washington
Tom Ginsburg, American Bar Foundation and University of Chicago
Jack Knight, Chicago Law School
Margaret Levi, University of California, Berkeley
Gita Wilder*, NALP Foundation for Law Career Research and Education

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Susan Block-Lieb, Professor, Fordham University School of Law
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Bruce Hoffman, Associate Professor, Sociology, Ohio State University
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Becky Pettit, Associate Professor, Sociology, University of Washington
Carole Silver, Professor, Indiana University Maurer School of Law
Christopher W. Schmidt, Assistant Professor, Chicago-Kent College of Law
Lea VanderVeld, Professor, University of Iowa College of Law

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Jamillah Bowman, Sociology and Law, Stanford University
Jordan Gans-Morse, Political Science, University of California, Berkeley
Camilo Arturo Leslie, Sociology, University of Michigan
Jamie Longazel, Sociology, University of Delaware
Shaun Ossei-Owusu, Africa Diaspora Studies, University of California, Berkeley
Destiny Peery, Psychology and Law, Northwestern University
Meredith Martin Rountree, Sociology, University of Texas, Austin
Rashmee Singh, Criminology, University of Toronto
Kimberly Welch, History, University of Maryland
Jennifer Woodward, Political Science, SUNY- Albany

Members of the Wheeler External Research Review Panel
Professor Richard Brooks, Yale Law School
Professor Stewart Macaulay, University of Wisconsin School of Law
Professor Michael McCann, Comparative Law and Society Studies
Professor Sally Engle Merry, Merton Butler McLean Professor in the History of Ideas, Wellesley College
Professor Jennifer Robbennolt, University of Illinois College of Law
Professor Robert Sampson, Department of Sociology, Harvard University

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Statements of Financial Position
Years Ended August 31, 2011 and 2010

<table>
<thead>
<tr>
<th>Assets</th>
<th>August 31, 2011</th>
<th>August 31, 2010</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cash and cash equivalents</td>
<td>$485,882</td>
<td>$318,046</td>
</tr>
<tr>
<td>Long-term investments at market value</td>
<td>19,078,439</td>
<td>17,701,611</td>
</tr>
<tr>
<td>Receivables and other</td>
<td>403,273</td>
<td>186,916</td>
</tr>
<tr>
<td>Property and equipment</td>
<td>364,042</td>
<td>426,592</td>
</tr>
<tr>
<td>(Original cost of $2,073,231 in 2011 and $2,053,750 in 2010, less accumulated depreciation of $1,709,189 in 2011 and $1,627,159 in 2010)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Prepaid expenses</td>
<td>17,192</td>
<td>25,642</td>
</tr>
<tr>
<td>Total Assets</td>
<td>20,348,828</td>
<td>18,658,807</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Liabilities</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Accounts payable and accrued expenses</td>
<td>499,055</td>
<td>509,791</td>
</tr>
<tr>
<td>Short-term debt</td>
<td>—</td>
<td>100,000</td>
</tr>
<tr>
<td>Deferred revenues</td>
<td>27,112</td>
<td>39,000</td>
</tr>
<tr>
<td>Deferred rent liability</td>
<td>792,088</td>
<td>819,949</td>
</tr>
<tr>
<td>Minimum pension liability</td>
<td>402,627</td>
<td>624,242</td>
</tr>
<tr>
<td>Total Liabilities</td>
<td>1,720,882</td>
<td>2,092,982</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Net Assets</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Unrestricted</td>
<td>14,151,869</td>
<td>12,617,121</td>
</tr>
<tr>
<td>Temporarily restricted</td>
<td>1,883,758</td>
<td>1,602,690</td>
</tr>
<tr>
<td>Permanently restricted</td>
<td>2,592,319</td>
<td>2,346,014</td>
</tr>
<tr>
<td>Total Net Assets</td>
<td>18,627,946</td>
<td>16,565,825</td>
</tr>
</tbody>
</table>

| Total Liabilities and Net Assets | $20,348,828 | $18,658,807 |

Notes:
These financial statements were abstracted from the Foundation’s August 31, 2011 financial statements which are currently being audited by Blackman Kallick, LLP.
Because the information does not include all disclosures required by the generally accepted U.S. accounting principles, it does not purport to present the Foundation’s financial condition or results of operations.
A copy of the audited financial statements will be provided upon request at the Foundation’s office.
## Statements of Activities

### Years Ended August 31, 2011 and 2010

<table>
<thead>
<tr>
<th></th>
<th>August 31, 2011</th>
<th>August 31, 2010</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Revenues</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>American Bar Endowment</td>
<td>$3,524,213</td>
<td>$3,750,000</td>
</tr>
<tr>
<td>National Science Foundation grants</td>
<td>281,455</td>
<td>299,542</td>
</tr>
<tr>
<td>The Fellows of the ABF</td>
<td>1,275,068</td>
<td>1,142,527</td>
</tr>
<tr>
<td>LSAC research grants</td>
<td>21,345</td>
<td>101,507</td>
</tr>
<tr>
<td>Other grants/contributions</td>
<td>109,458</td>
<td>107,684</td>
</tr>
<tr>
<td><strong>Total Grants and Contributions</strong></td>
<td><strong>5,211,539</strong></td>
<td><strong>5,401,259</strong></td>
</tr>
<tr>
<td>ABF Endowment spending allowance</td>
<td>1,052,207</td>
<td>974,480</td>
</tr>
<tr>
<td>Law and Social Inquiry subscriptions</td>
<td>19,048</td>
<td>14,000</td>
</tr>
<tr>
<td>Royalties and publications</td>
<td>1,866</td>
<td>7,760</td>
</tr>
<tr>
<td>Interest income</td>
<td>135</td>
<td>292</td>
</tr>
<tr>
<td>Other income</td>
<td>34,641</td>
<td>9,429</td>
</tr>
<tr>
<td><strong>Total Revenues</strong></td>
<td><strong>6,319,436</strong></td>
<td><strong>6,407,220</strong></td>
</tr>
<tr>
<td><strong>Expenses</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Research activities</td>
<td>3,127,435</td>
<td>3,155,117</td>
</tr>
<tr>
<td>Fellows’ Services (net of revenues from events)</td>
<td>504,840</td>
<td>483,959</td>
</tr>
<tr>
<td>Law &amp; Social Inquiry</td>
<td>158,696</td>
<td>155,732</td>
</tr>
<tr>
<td>Liaison Research Services</td>
<td>8,612</td>
<td>6,519</td>
</tr>
<tr>
<td>Academic Affairs and Fellowships</td>
<td>239,678</td>
<td>213,174</td>
</tr>
<tr>
<td>Development and Communication</td>
<td>360,040</td>
<td>217,349</td>
</tr>
<tr>
<td>Administration and Facilities</td>
<td>1,588,448</td>
<td>1,915,687</td>
</tr>
<tr>
<td><strong>Total Expenses</strong></td>
<td><strong>5,987,749</strong></td>
<td><strong>6,147,537</strong></td>
</tr>
<tr>
<td><strong>Results from Operations</strong></td>
<td><strong>331,687</strong></td>
<td><strong>259,683</strong></td>
</tr>
<tr>
<td><strong>Other Foundation Activity – Non-Operating and Restricted</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Investment activity net of allowance</td>
<td>1,230,398</td>
<td>(23,040)</td>
</tr>
<tr>
<td>Restricted gifts</td>
<td>246,073</td>
<td>11,950</td>
</tr>
<tr>
<td>Changes in minimum pension liability</td>
<td>253,963</td>
<td>(127,775)</td>
</tr>
<tr>
<td><strong>Total change in net assets</strong></td>
<td><strong>2,062,121</strong></td>
<td><strong>120,818</strong></td>
</tr>
</tbody>
</table>

**Notes:**

- $75,068 of Fellows revenue transferred to the Fellows Research Chair on Diversity and Law fund.
- In FY2011, the accounting treatment for the Foundation’s operating lease and other administrative expenses was changed to accurately allocate these expenses from Administration to all relevant programs, projects and/or departments. Reporting for FY2010 expenses was revised to reflect this change.
Allocation of Funding
FY 2010–2011
American Bar Foundation Research Projects

- 21% Legal Profession
- 16% Legal History and Social Role of Law
- 9% Discrimination
- 23% Law and Globalization
- 15% Criminal Justice
- 16% Civil Justice
In Memoriam

Harle Garth Montgomery

Harle Garth Montgomery, a major benefactor of the Summer Research Diversity Fellowship program, passed away on October 24, 2010 at the age of 92 at her home in La Jolla, California. Born in Beaumont, Texas she grew up in La Jolla, attending public school there. After attending Stanford University, she worked as a journalist in the United States, Europe, the Middle East, and Asia, interviewing figures such as King Hussein, John F. Kennedy and Richard Nixon. After marrying her second husband, Kenneth F. Montgomery, a Chicago lawyer, she dedicated herself to charitable causes in the areas of social justice, education, politics, and the arts. In 1993, she and her husband established the Chicago-based Kenneth and Harle Montgomery Foundation to support charitable causes in these areas. Mrs. Montgomery was also active in Democratic national politics, campaigning for Adlai Stevenson, Jimmy Carter, and Barack Obama, among many others.

In 1999 and 2000 the Montgomery Foundation contributed a total of $100,000 to the Summer Research Diversity Fellowship Program.

In addition to the Bar Foundation’s Summer Research Diversity Fellowship Program, the Montgomery Foundation supports the Kenneth and Harle Montgomery Professorship in Public Interest Law at Stanford Law School, the Thomas F. Geraghty Fund for Juvenile Justice at Northwestern Law School, and the Montgomery House at Dartmouth College, a residential base for visiting scholars. Her nephew, Bryant Garth, directed the ABF from 1990 to 2004. According to him, “Harle wanted to do something to help the Foundation, and it was clear that the Summer Research Diversity Fellowship was the program that perfectly fit her commitment to equal opportunity and education. She was very pleased with the achievements of this program.”