

## FRANK GULINO

### EXPERIENCE:

- 2006-** **MAURICE A. DEANE SCHOOL OF LAW AT HOFSTRA UNIVERSITY, Hempstead, NY**  
**Associate Professor of Legal Writing, 2009-**  
**Assistant Professor of Legal Writing, 2007-09**  
**Visiting Assistant Professor of Legal Research and Writing, 2006-07**  
**Special Professor of Law, Summer 2006**  
Director of Student Advocacy Programs, 2009-12  
Faculty Advisor to Hofstra Moot Court Board, 2009-12  
*Courses:* Legal Analysis Writing & Research I & II, 2011-  
Advanced Appellate Skills Seminar, 2010-12  
Advanced Appellate Advocacy, 2008-  
Perspectives on Legal Analysis & Writing, 2007  
Legal Writing and Research, 2006-10  
Appellate Advocacy, 2006-11
- 2001-06** **BRECHER FISHMAN PASTERNAK POPISH HELLER REIFF & WALSH, P.C., New York, NY**  
**Partner, 2003-06**  
**Counsel, 2001-02**  
Briefed and argued numerous appeals in New York Court of Appeals; Appellate Division, 1st, 2nd & 3rd Departments; and Appellate Term, 2nd Department. Responsible for firm's complex legal issues and motion practice (pretrial, in limine and post-trial), supervision of firm's trial lawyers and handling of cases from inception through trial.
- 1988-2001** **FIXLER & ASSOCIATES, L.L.P., New York, NY**  
**Partner, 1989-2001**  
**Of Counsel, 1988-89**  
Briefed and argued numerous appeals in New York Court of Appeals; Appellate Division (all four Departments); Appellate Term, 2nd Department; and Second Circuit. Responsible for firm's complex legal issues and motion practice (pretrial, in limine and post-trial); handled cases from inception through trial; supervised firm's lawyers.
- 1986-88** **NEW YORK CITY HOUSING AUTHORITY, New York, NY**  
**Deputy General Counsel**  
Supervised 30-attorney litigation practice in areas including civil rights, real estate & employment discrimination; handled trials and appeals in state and federal courts.

**EXPERIENCE (continued):**

- 1984-86**            **CARRO SPANBOCK FASS GELLER KASTER & CUIFFO, New York, NY**  
**Litigation Associate**  
Handled commercial litigation in state and federal courts, from inception through trial and appeal, in areas including real estate, intellectual property, corporate derivative suits and products liability.
- 1983-88**            **FORDHAM UNIVERSITY SCHOOL OF LAW, New York, NY**  
**Adjunct Associate Professor of Law**  
Taught two-semester course in Legal Writing & Research.
- 1980-83**            **DONOVAN LEISURE NEWTON & IRVINE, New York, NY**  
**Litigation Associate**  
Handled commercial litigation in state and federal court, in areas including antitrust, securities, real estate and products liability.
- 1979-80**            **UNITED STATES DISTRICT COURT, S.D.N.Y., New York, NY**  
**Law Clerk to Hon. Kent Sinclair, Jr., U.S. Magistrate Judge**

**EDUCATION:**

- 1976-79**            **FORDHAM UNIVERSITY SCHOOL OF LAW, New York, NY**  
**J.D., 1979**  
**Managing Editor, vol. 7, FORDHAM URBAN LAW JOURNAL, 1978-79**  
**Author, Comment, *Legal Duty to the Unborn Plaintiff: Is There A Limit?*, 6 FORDHAM URB. L.J. 217 (1978)**  
**Staff, vol. 6, FORDHAM URBAN LAW JOURNAL, 1977-78**  
**Irving R. Kaufman Securities Law Moot Court Competition, 1978**  
**Semifinalist & Best Respondent's Brief**
- 1972-76**            **NEW YORK UNIVERSITY, New York, NY**  
**B.A. (Politics), 1976**  
**Justinian (Pre-Law) Honor Society**  
**Pi Sigma Alpha, National Political Science Honor Society**  
**Intern to Leonard Silverman, Chairman of the Committee on Insurance, N.Y. State Assembly, Albany, NY, 1976**  
**Intern to Carol Bellamy, N.Y. State Senate, New York, NY, 1975**

**BAR ADMISSIONS:**

**New York, 1980**  
**District of Columbia, 1986**

**BAR ADMISSIONS (continued):**

**Federal Admissions:**

**U.S. Supreme Court; U.S. Court of Appeals, Federal, D.C., First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth & Eleventh Circuits; U.S. Temporary Emergency Court of Appeals; U.S. District Court, S.D.N.Y., E.D.N.Y., W.D.N.Y., N.D.N.Y., D. Neb. & D. Hawaii; U.S. Court of International Trade; U.S. Claims Court; U.S. Court of Military Appeals; U.S. Court of Appeals for Veterans Affairs; U.S. Tax Court**

**PROFESSIONAL ACTIVITIES & PUBLICATIONS:**

**Elected, Member of the Board of Editors, THE MATRIMONIAL STRATEGIST (forthcoming as of Sept. 1, 2012)**

**Author, *Appellate Court Dismisses Suit Challenging New York's Marriage Equality Act*, 30 THE MATRIMONIAL STRATEGIST \_ (No. 9 Sept. 2012) (forthcoming)**

**Author, *DOMA and Proposition 8 Move Closer to the Supreme Court: But Will the Justices Hear the Cases?*, 30 THE MATRIMONIAL STRATEGIST 1 (No. 9 Sept. 2012) (forthcoming)**

**Deputy Editor, Susan Jaffe Roberts, et al., *International Secured Transactions and Insolvency, in International Legal Developments in Review: 2011*, 46 INT'L LAW. 1, 253 (No. 1 Spring 2012)**

**Author, *The Tension Between Marriage Equality and Religious Liberty: A Case of Irreconcilable Differences*, 30 THE MATRIMONIAL STRATEGIST 1 (No. 6 June 2012)**

**Narrator, *Reenactment of "The Death of Vincent Chin"* [*State of Michigan v. Ronald Ebens, United States v. Ronald Ebens*], Presentation of Asian Pacific American Law Student Ass'n and Global Initiatives & Multicultural Affairs Office, Maurice A. Deane School of Law at Hofstra University, Hempstead, NY, April 9, 2012**

**Coach, Hofstra Law Interscholastic Moot Court Teams:**

**2012 Dean Jerome Prince Memorial Evidence Competition, Brooklyn, NY, March 29-31, 2012 (Octofinalists & Third Best Brief Award);**

**2012 Nassau Academy of Law Hon. Elaine Jackson Stack Moot Court Competition, Mineola, NY, March 20-21, 2012 (Semifinalists);**

**PROFESSIONAL ACTIVITIES & PUBLICATIONS (continued):**

**Coach, Hofstra Law Interscholastic Moot Court Teams (continued):**

**2012 Hon. Conrad B. Duberstein Bankruptcy Moot Court Competition, Jamaica, NY, March 10-12, 2012 (Semifinalists & Outstanding Brief Award);**

**ABA 2011-12 National Appellate Advocacy Competition, New York, NY, March 1-3, 2012 (Regional Finalists & Best Advocate – 1st Place Award);**

**2011-12 Niagara International Moot Court Competition, Washington, DC, Feb. 24-25, 2012 (5th Place Advocate Award);**

**2011-12 National Moot Court Competition, New York, NY:**

**-- National Final Rounds, Jan. 30-Feb. 2, 2012;**

**-- Region II Rounds, Nov. 16-17, 2011 (Best Team, Best Individual Oralist, Second Place Best Individual Oralist & Best Brief Awards)**

**Director of Student Advocacy Programs, Hofstra Law Interscholastic Trial Teams:**

**2012 National Trial Competition, Mineola, NY, and Austin, TX:**

**-- National Final Rounds, Austin, TX, March 22-24, 2012 (finished 9th);**

**-- Region 2 Rounds, Mineola, NY, Feb. 9-11, 2012 (Regional Winner, Second Place Best Overall Advocate, Individual Awards for Best Opening Statement, Best Direct Examination & Best Cross Examination in Preliminary Rounds (first team) & Regional Finalists (second team), Best Coach Award)**

**Oral Argument Judge, Quarter-final and Semi-final Rounds, Mid-Atlantic Region, 2012 Philip C. Jessup International Law Moot Court Competition, Washington, DC, Feb. 25-26, 2012**

**Regional Coordinator & Evaluator, Semifinal Round, 2012 National Trial Competition, Region 2, Mineola, NY, Feb. 9-11, 2012**

**Brief Judge, 2012 National Moot Court Competition in Child Welfare & Adoption Law at Capital University Law School, Columbus, OH, Feb. 2012**

**PROFESSIONAL ACTIVITIES & PUBLICATIONS (continued):**

**Advisor to Hofstra University School of Law Criminal Justice Clinic Students on Application for Leave to Appeal to New York Court of Appeals (in *People v. John Stephens*, 34 Misc. 3d 43, 937 N.Y.S.2d 822 (App. T. 2d Dep't 9th & 10th Dists. 2011)), Hempstead, NY, Jan. 2012**

**Author, *A Match Made in Albany: The Uneasy Wedding of Marriage Equality and Religious Liberty*, 84 N.Y. ST. B. ASS'N J. 38 (No. 1 Jan. 2012)**

**Author, *Lawyers Who Shaped America: William Howard Taft*, THE BENCHER 22 (Jan./Feb. 2012) (American Inns of Court)**

**Coach, Hofstra University School of Law Interscholastic Trial Team:**

**2011 Judge Paul Joseph Kelly, Jr. Invitational Trial Competition, New York, NY, Nov. 11-12, 2011 (Quarterfinalists)**

**Memorial Judge, Hardy C. Dillard Competition for Best Memorial, 2011 Philip C. Jessup International Law Moot Court Competition, May-June 2011**

**Moot Judge for Hofstra University School of Law Criminal Justice Clinic Student's Oral Argument to New York Appellate Term, Second Dep't (in *People v. John Stephens*), Hempstead, NY, Sept. 2011**

**Deputy Editor, William Herbert, ed., *Asia/Pacific, in International Legal Developments in Review: 2010*, 45 INT'L LAW. 1, 455 (No. 1 Spring 2011)**

**Deputy Editor, Arnold S. Rosenberg, et al., *International Commercial Transactions, Franchising and Distribution, in International Legal Developments in Review: 2010*, 45 INT'L LAW. 1, 191 (No. 1 Spring 2011)**

**Coach, Hofstra Law Interscholastic Moot Court Teams:**

**2011 Herbert J. Wechsler National Criminal Law Moot Court Competition, Buffalo, NY, April 2, 2011 (Semifinalists (first team) & Quarterfinalists, Best Respondent Brief (second team));**

**2011 Nassau Academy of Law Hon. Elaine Jackson Stack Moot Court Competition, Mineola, NY, March 22-23, 2011 (First Place & Best Oralists Awards (first team) & Best Brief Award (second team));**

**2011 Hon. Conrad B. Duberstein Bankruptcy Moot Court Competition, Jamaica, NY, March 5-6, 2011 (Semifinalists);**

**PROFESSIONAL ACTIVITIES & PUBLICATIONS (continued):**

**Coach, Hofstra Law Interscholastic Moot Court Teams (continued):**

**ABA 2010-11 National Appellate Advocacy Competition, Brooklyn, NY,  
March 3-5, 2011 (Regional Semifinalists & Best Brief – 5th Place Award)**

**Narrator, *Reenactment of The “Tokyo Rose” Trial [United States v. Iva Ikuko Toguri D’Aquino]*, Presentation of Asian Pacific American Law Student Ass’n and Global Initiatives & Multicultural Affairs Office, Hofstra University School of Law, Hempstead, NY, March 28, 2011**

**Author, *Posting in Response to “First Appellate Brief Deemed ‘As Brazen A Piece Of Misrepresentation As We Have Ever Seen,’” posted March 4, 2011*, to Legal Profession Blog, [http://lawprofessors.typepad.com/legal\\_profession/2011/03/a-recent-public-reprimand-is-summarized-on-the-web-page-of-the-massachusetts-board-of-bar-overseers.html](http://lawprofessors.typepad.com/legal_profession/2011/03/a-recent-public-reprimand-is-summarized-on-the-web-page-of-the-massachusetts-board-of-bar-overseers.html) (March 11, 2011, 11:40:00 EST)**

**Brief Judge, 2011 National Moot Court Competition in Child Welfare & Adoption Law at Capital University Law School, Columbus, OH, Feb.-March 2011**

**Memorial Judge, Jan.-Feb. 2011, & Oral Argument Judge, Round 5 and Quarter-final Round, Mid-Atlantic Super Region, 2011 Philip C. Jessup International Law Moot Court Competition, Washington, DC, Feb. 19, 2011**

**Attorney of Record for Amicus Curiae & Supervising Attorney of Hofstra Students in *United States v. Gooch*, 69 M.J. 353 (C.A.A.F. 2011)**

**Deputy Editor, Anahita Ferasat, et al., *Middle East, in International Legal Developments in Review: 2009*, 44 INT’L LAW. 1, 713 (No. 1 Spring 2010)**

**Author, *Posting in Response to Comment of Steve Zorn, posted May 21, 2010, to Mitchell H. Rubinstein, “Same Sex Marriage in New York,” to Adjunct Law Prof Blog, Discrimination Law, [http://lawprofessors.typepad.com/adjunctprofs/discrimination\\_law/](http://lawprofessors.typepad.com/adjunctprofs/discrimination_law/) (May 27, 2010, 19:54:59 EDT)***

**Subject of Mitchell H. Rubinstein, “*Same Sex Marriage in New York*,” Adjunct Law Prof Blog, Discrimination Law, posted May 21, 2010, [http://lawprofessors.typepad.com/adjunctprofs/discrimination\\_law/](http://lawprofessors.typepad.com/adjunctprofs/discrimination_law/) (recommending “*After Godfrey v. Spano: Is New York’s High Court Ready to Recognize Out-of-State Same-Sex Marriages?*” as “excellent” and “certainly worth reading”)**

**PROFESSIONAL ACTIVITIES & PUBLICATIONS (continued):**

**Subject of New York State Bar Ass'n Journal Editorial Blog, May 2010**

**May 2010 Poll Question: "Frank Gulino believes that the Court of Appeals is on the brink of recognizing out of state same-sex marriage. What impact will that have on New York's marriage laws?", available at [http://nysbar.com/blogs/barjournal/2010/05/may\\_poll\\_question.html](http://nysbar.com/blogs/barjournal/2010/05/may_poll_question.html)**

**Author, *After Godfrey v. Spano: Is New York's High Court Ready to Recognize Out-of-State Same-Sex Marriages?*, 82 N.Y. ST. B. ASS'N J. 30 (No. 4 May 2010)**

**Moderator & Member, Site & ALWD Scholars' Forum Planning Committees, Empire State Legal Writing Conference, Hempstead, NY, May 14, 2010**

**Coach, Hofstra University School of Law Interscholastic Moot Court Teams:**

**2010 Dean Jerome Prince Memorial Evidence Competition, Brooklyn, NY, April 9-11, 2010 (Octofinalists);**

**2010 Irving R. Kaufman Memorial Securities Law Moot Court Competition, New York, NY, March 26-28, 2010 (Quarterfinalists & Second Place Respondent Brief Award);**

**ABA 2009-10 National Appellate Advocacy Competition, Brooklyn, NY, March 4-6, 2010 (Regional Finalists)**

**Brief Judge, 2010 National Moot Court Competition in Child Welfare & Adoption Law at Capital University Law School, Columbus, OH, Feb. 2010**

**Technical Brief Grader, Miami, FL, Regional Competition, Jan.-Feb. 2009, and Brooklyn Regional Oral Argument Judge, ABA 2008-09 National Appellate Advocacy Competition, Brooklyn, NY, March 7, 2009**

**Quoted in Susana Enriquez, "Mall plan back to square one," NEWSDAY, Jan. 31, 2009, at A7, col. 3**

**Author, *Taft Court*, 5 ENCYCLOPEDIA OF THE SUPREME COURT OF THE UNITED STATES 4 (Macmillan Reference USA 2008)**

**Author, *Twenty-third Amendment*, 5 ENCYCLOPEDIA OF THE SUPREME COURT OF THE UNITED STATES 85 (Macmillan Reference USA 2008)**

**Quoted in Susana Enriquez, "Mall developer seeks to cooperate with town," NEWSDAY, June 12, 2008, at A42, col. 1**

**PROFESSIONAL ACTIVITIES & PUBLICATIONS (continued):**

Co-presenter, “The *Amistad* Case [*The Amistad*, 40 U.S. 518 (1841)],” CLE Program, Joint Meeting of the Theodore Roosevelt American Inn of Court and the Temple American Inn of Court, Philadelphia, PA, May 30, 2008

Author, *Providing Effective Feedback to Legal Writing Students: Practicing What We Preach*, 22 THE SECOND DRAFT 5 (No. 1 Fall 2007) (Legal Writing Inst.)

Author, *Posting in Response to “Gordon Smith’s Advice for Erwin Chemerinsky: Concentrate on Classroom Instruction,”* to TaxProf Blog, [http://taxprof.typepad.com/taxprof\\_blog/2007/09/gordon-smiths-a.html](http://taxprof.typepad.com/taxprof_blog/2007/09/gordon-smiths-a.html) (Sept. 27, 2007, 00:24:48 EDT)

Co-author (with Devon Reiff), Letter to the Editor, *Scaffold Law Addresses Unsafe Working Conditions*, N.Y.L.J., April 7, 2006, at 2, col. 3

Member, Delegation of U.S. Litigators to the Bench and Bar of the Republic of South Africa, March 1-9, 2005 (ABA/California State Bar)

Presenter, “When To Appeal – And When Not To”, *Labor Law: All You Need to Know in the New Era*, New York State Trial Lawyers Ass’n CLE Program (panelist), New York, NY, July 29, 2004

Author, Chapter 25, *Judgments*, FEDERAL CIVIL PRACTICE 703 (N.Y.S. Bar Ass’n 1989) & SUPPLEMENTS: 1993 (at p. 285), 1997 (at p. 447) & 2000 (at p. 521)

Quoted in Kirk Johnson, “*Court Limits Landlord Responsibility for Tenants*,” N.Y. TIMES, Sept. 27, 1987, available at <http://www.nytimes.com/1987/09/27/nyregion/court-limits-landlord-responsibility-for-tenants.html?pagewanted=1>

Judge, Irving R. Kaufman Securities Law Moot Court Competition, Fordham University School of Law, New York, NY, April 1980

Attorney Coach, N.Y.S. Bar Ass’n High School Mock Trial Program (FDR High School, Brooklyn, NY, NYC Champion 1980), 1980-87

**AWARDS & HONORS:**

*Student Marshal*, Hofstra Law Commencement, 2012

*Award of Appreciation*, Hofstra Moot Court Board, 2011-12

*Certificate of Appreciation*, Hofstra Trial Advocacy Association, 2011

*Award of Appreciation*, Hofstra Moot Court Board, 2010-11

*Award of Appreciation*, Hofstra Moot Court Board, 2009-10

*Professor of the Year*, Hofstra Law Review, 2008-09

**PROFESSIONAL ORGANIZATIONS:**

**American Bar Association, 1980-**

**Member, Council of Appellate Lawyers, 2003-**

**Technical Brief Grader & Regional Oral Argument Judge,  
2008-09 National Appellate Advocacy Competition**

**Federal Bar Council, 1980-**

**New York State Bar Association, 1980-**

**D.C. Bar, 1986-2012**

**Legal Writing Institute, 2006-**

**Hosted African Academic, 2008 Biennial Conference**

**Theodore Roosevelt American Inn of Court, 2007-**

**Master of the Bench, 2007-**

**Hofstra Law School Faculty Liaison, 2007-**

**Ad Hoc Mentoring Program Implementation Committee, 2010-**

**The American Society of Legal Writers, 2007-**

**Brief Screener, Scribes Brief-Writing Award, 2008-**

**Who's Who in Law Academia, 2011-**

**Regis Bar Association, 2011-**

**Volunteer Mentor, RBA Mentoring Program, 2011-**

**ALM (formerly American Lawyer Media)**

**Member, Board of Editors, THE MATRIMONIAL STRATEGIST  
(forthcoming as of Sept. 1, 2012)**