

# RICHARD K. NEUMANN JR.

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## TEACHING

- since 1978      Hofstra University, Maurice A. Deane School of Law: Professor of Law (since 1991).  
*Courses:* Contracts; Drafting & Negotiating Contracts & Statutes; International  
Business Transactions; Transactional Lawyering; Legal Writing; Appellate Advocacy;  
Civil Procedure; Legal Interviewing, Counseling & Negotiation; Pretrial Litigation; Trial  
Techniques; General Practice Clinic
- 1976–78      Temple University School of Law: Abraham L. Freedman Fellow & Lecturer-in-Law
- 1975–76      Wayne State University Law School: Instructor

## PUBLICATIONS

### **Books**

*Legal Drafting by Design: A Unified Approach* (with J. Lyn Entrikin)  
Wolters Kluwer (Aspen): 2018

*Legal Writing* (with Sheila Simon & Suzianne Painter-Thorne)  
Wolters Kluwer (Aspen), four editions: 2008, 2011, 2015, 2019

*Essential Lawyering Skills: Interviewing, Counseling, Negotiation,  
and Persuasive Fact Analysis* (with Stefan Krieger and Renée Hutchins)  
Wolters Kluwer (Aspen), six editions: 1999, 2003, 2007, 2011, 2015, 2020  
(Chinese editions: 2003 and 2010)

*Legal Reasoning and Legal Writing*  
Wolters Kluwer (Aspen), nine editions: 1990, 1994, 1998, 2001, 2005, 2009, 2013, 2017, 2021  
(2017 and 2021 editions with Ellie Margolis & Kathryn Stanchi)

*Transactional Lawyering Skills: Client Interviewing, Counseling, and Negotiation*  
Wolters Kluwer (Aspen): 2013

*Examples & Explanations: Legal Writing*  
(with Terrill Pollman, Judith Stinson, Elizabeth Pollman)  
Wolters Kluwer (Aspen), 1st ed., 2011.

**Books** — *continued*:

*ABA Sourcebook on Legal Writing Programs*  
(with Ralph Brill, Susan Brody, Christina Kunz, Marilyn Walter)  
American Bar Association, 1st ed., 1998.

**Articles**

*Violations During the Pandemic of Law School Faculties' Authority to Decide Methods of Instruction*  
71 J. Leg. Educ. \_\_ (2021) (forthcoming)

*Why Congress Drafts Gibberish*  
16 LC&R: JALWD 111 (2019)

*Teaching the Art and Craft of Drafting Public Law: Statutes, Rules, and More*  
55 Duq. L. Rev. 9 (2017) (with J. Lyn Entrikin)

*Legislation's Culture*  
119 W. Va. L. Rev. 397 (2016)

*Osler, Langdell, and the Atelier: Three Tales of Creation in Professional Education*  
10 LC&R: JALWD 151 (2013)

*The Revival of Impeachment as a Partisan Political Weapon*  
34 Hastings Const. L.Q. 161 (2007) (lead article; 165 pages)

*Conflicts of Interest in Bush v. Gore: Did Some Justices Vote Illegally?*  
16 Geo. J. Leg. Ethics 375 (2003) (lead article)

*Empirical Inquiry after The Lawyering Process*  
10 Clinical L. Rev. 349 (2003) (with Stefan Krieger)

*Women in Legal Education: What the Statistics Show*  
50 J. Leg. Educ. 313 (2000) (lead article)  
*Comments in Reply*, 51 J. Leg. Educ. 151 (2001)

*Donald Schön, the Reflective Practitioner, and the Comparative Failures of Legal Education*  
6 Clinical L. Rev. 401 (2000)

*From an Insurrection*  
3 Yale J. Law & Humanities 157 (1991) (lead article)

*On Strategy*  
59 Fordham L. Rev. 299 (1990) (lead article)

*A Preliminary Inquiry into the Art of Critique*  
40 *Hastings L.J.* 725 (1989) (lead article)

## Essays

*Adding Risk Assessment and Negotiation to a Drafting Course*  
20 *Tenn. J. Bus. L.* 337 (2019)

*Academic Freedom, Job Security, and Costs*  
66 *J. Legal Educ.* 595 (2017)

*Teaching Contract Drafting Simultaneously with Statute Drafting: How Each Enriches the Other*  
18 *Tenn. J. of Bus. L.* 420 (2016)

*Garage — as an Abstract Noun and a Verb*  
21 *Perspectives* 38 (2012)

*What We Don't Know About Deal Negotiation by Lawyers*  
12 *Tenn. J. of Bus. L.* 153 (2011)

*Three Vignettes*  
17 *Perspectives* 107 (2009)

*Incorporating Transactional Skills Training into First-year Doctrinal Courses*  
9 *Tenn. J. of Bus. L.* 331 (2009)

*Women in Legal Education: A Statistical Update*  
73 *UMKC L. Rev.* 419 (2004)

*The Structure of Proof*  
4:2 *Second Draft* 15 (1988)

*The New Era of Administrative Regulation: Controlling Prosecutorial Discretion through the Administrative Procedure Act*  
3 *U. Dayton L. Rev.* 23 (1978)

## EDUCATION

Pomona College, B.A. 1969  
Stockholms Universitet, Diplom (International Graduate School) 1971  
American University, Washington College of Law, J.D. 1975  
Temple University School of Law, LL.M. in Legal Education 1978

## BAR ADMISSIONS

Maryland 1975. New York 1981.

## PROFESSIONAL ACTIVITIES

### **Wolters Kluwer (Aspen)**

Editorial Advisor, since 2001

### **American Bar Association, Section of Legal Education & Admissions to the Bar**

Standards Review Committee, 2003-2006 (vice-chair 2005–2006)  
Communications Skills Committee, 1993–2002 (chair 2000–2002; vice-chair, 1998–2000)  
Security of Position Committee, 2007–2008  
Legal Writing Committee, 1990–1993  
Site Evaluation Teams: thirteen since 1994

### **Other**

Association of Legal Writing Directors: Board of Directors, 1996–2002 and 2012–2014;  
Executive Committee, 1997–1998, 1999–2002, 2012–2013

Ad Hoc Working Group on Outcome Measures, 2009

Law School Admission Council: Scored Writing Project Advisory Committee, 2001–2002

Consultant on legal writing programs: City University of Hong Kong, Law Faculty, 2002;  
American University, Washington College of Law, 1999; Brigham Young University, J. Reuben  
Clark Law School, 1998; University of Colorado School of Law, 1998

Association of American Law Schools: Chair, Section on Legal Writing, Reasoning & Research,  
1992

Palacky University Faculty of Law (Czech Republic): Scholar-in-Residence, 1992; Project  
Director, National Endowment for Democracy Grant to Hofstra University and Palacky  
University, 1992–1993; Project Director, USIA University Affiliations Grant to Hofstra and  
Palacky, 1991–1995

Legal Writing Institute: Board of Directors, 1990–1994

Clinical Legal Education Association: chair, By-Laws Committee, 1992–1993

National Institute of Trial Advocacy: Faculty and Team Leader, Deposition Program, Northeast Regional, 1992–1999; Faculty, Trial Advocacy Program, Northeast Regional 1981–1987

### Awards

Burton Foundation Award for Outstanding Contributions to Legal Writing Education (2009)  
AALS Legal Writing, Reasoning and Research Section Award (2009)  
Thomas F. Blackwell Memorial Award, Association of Legal Writing Directors (2003)

### SPEECHES AND PRESENTATIONS

Rocky Mountain Legal Writing Conference  
Arizona State University College of Law, Phoenix, March 2022  
speaker: *Oral Argument and Opinion-Writing in the Supreme Courts of the United States and the United Kingdom*

Rocky Mountain Legal Writing Conference  
Arizona State University College of Law, Phoenix, March 2022  
panel speaker: *Using Zoom's Screen-Share in Interesting Ways*

Rocky Mountain Legal Writing Conference  
UNLV William S. Boyd College of Law, March 2019  
panel speaker: *Competing Definitions of Gibberish and Their Relation to Philosophy's Consensus Definition of Bullshit as a Precise Concept*  
panel speaker: *Dancing In the Dark: Advocating for Legal Writing Faculty with Law School & University Administrations*

Rocky Mountain Legal Writing Conference  
University of Denver Sturm College of Law, March 2018  
panel speaker: *In a Drafting Course, Teaching Rule Wisdom and Designing Law*

Rocky Mountain Legal Writing Conference  
Arizona State University College of Law, Phoenix, March 2017  
panel speaker: *Why Are Lawyers the Least Educated of All the Professions?*

Colonial Frontier Legal Writing Conference, Duquesne University School of Law, Pittsburgh, 2016  
plenary co-presenter: *Teaching the Art and Craft of Drafting Public Law*

Emory Law School Transactional Law Conference, Atlanta, June 2016  
panel speaker: *Teaching Contract Drafting Simultaneously with Statute Drafting — How Each Enriches the Other*

**Speeches & Presentations** — *continued*:

Rocky Mountain Legal Writing Conference  
University of Arizona College of Law, Tucson, March 2016  
speaker: *How Writers and Drafters Think Differently*

Conference of the Association of Legal Writing Directors  
University of Memphis School of Law, June 2015  
panel speaker: *Fifty Shades of Pink: Is Gender Discrimination in Legal Education Obsolete, or Is It Just a Lighter Shade of Pink?*

Conference of the Legal Writing Institute, Philadelphia, June 2014  
panel speaker: *Never Let a Crisis Go to Waste: Opportunities During the Law School Turndown*

Global Legal Skills Conference 9, Verona, Italy, May 2014  
panel speaker: *Comparative Legislation, Statutory Drafting, and Statutory Interpretation*

Institute for Law Teaching & Learning Conference on Teaching Law Practice Across the Curriculum,  
University of Arkansas, Little Rock, April 2014  
panel speaker: *Assessment Techniques in Statutory or Transactional Courses: Using Drafting as an Assessment Tool*

Rocky Mountain Legal Writing Conference  
University of Nevada at Las Vegas School of Law, March 2014  
panel speaker: *Emerging Theories Series No. 4: How Legal Writing Directors Can Rock the Law School's Boat Without Capsizing It — And How Legal Writing Teachers Can Help and Encourage a Director To Do That*

Western Regional Legal Writing Conference, Whittier Law School, Costa Mesa CA, August 2013  
keynote address: *Students and the Cost of Faculty Scholarship*

Conference of the Association of Legal Writing Directors  
Marquette University Law School, Milwaukee, June 2013  
panel speaker: *Bullying in Academia: Life on the Power Grid*

Rocky Mountain Legal Writing Conference  
University of Colorado School of Law, Boulder, March 2013  
plenary panel speaker: *Emerging Theories in Normative Transgression and the Etymology of Gasconadish Phenotypes, Situationally Induced Puerility, and Counter-Consonance within Scholarly Discourse Communities*

Conference of the Legal Writing Institute, Palm Desert CA, May 2012  
panel moderator and speaker: *Document Design: a Model Court Rule?*

**Speeches & Presentations** — *continued*:

Rocky Mountain Legal Writing Conference

Arizona State University College of Law, Tempe, March 2012

panel speaker: *Emerging Theories of Being, Nothingness and the Destruction of Knowledge: The Linguistic Contexts and Neuroscientific Dialectics of Relational Hierarchies*

Boston College Law School Symposium, The Way to Carnegie, Boston, October 2011

panel speaker: *Distorted Resource Allocations in Legal Education*

LSAC Learning Disabilities Workshop, San Antonio, October 2011

panel speaker: *Attention Deficit Disorder — ADD aka ADHD*

Central States Region Legal Writing Conference

John Marshall Law School, Chicago, September 2011

panel speaker: *Why the New ABA Standards Will Not Require as Much Outcomes Assessment as You Might Expect (and How to Persuade Your Faculty to Do It Anyway)*

Conference of the Association of Legal Writing Directors

McGeorge School of Law, Sacramento, June 2011

plenary panel speaker: *Draft ABA Standards 302 through 305 (Outcomes Assessment) — with Some Asides on Standard 405 and Political Rhetoric*

AALS Clinic Directors Workshop, Seattle, June 2011

plenary panel speaker: *Some Policy Issues Regarding ABA Standard 405*

Institute for Law Teaching & Learning Conference on Teaching Law Practice Across the Curriculum, New York Law School, June 2011

panel speaker: *Law Teaching in Three Dimensions: Integrating Doctrine, Procedure, and Skills through the Lens of Rule-Drafting*

Future Ed Conference: Business Models for U.S. and Global Legal Education

New York Law School, April 2011

panel speaker: *Leveraging the Tenured Faculty Role*

Rocky Mountain Legal Writing Conference

University of Nevada at Las Vegas School of Law, March 2011

panel speaker: *Emerging Theories of Interstitial Hermeneutics and Normative Globalization: The Phenomenological Heuristics of Neocontemporary Rhetoric*

Capital Area Legal Writing Conference

George Washington University Law School, Washington DC, February 2011

panel speaker: *Font Wars*

**Speeches & Presentations** — *continued*:

AALS Annual Meeting, San Francisco, January 2011  
panel speaker: *Academic Freedom and Security of Position*

Conference of the Legal Writing Institute, Marco Island FL, June 2010 (two panels)  
plenary panel speaker: *ABA Accreditation Standards Review*  
panel moderator and speaker: *Rethinking the Traditional Legal Memo as a Teaching Tool*

Institute for Law Teaching & Learning, Conference on Teaching Law Practice Across the Curriculum,  
Washburn University School of Law, Topeka KS, June 2010  
panel speaker: *Teaching the Mystique of Rule-Drafting and the Underlying Structure of Legal Analysis*

Emory Law School Conference on Transactional Education, Atlanta, June 2010  
panel speaker: *What We Don't Know About Deal Negotiation by Lawyers*

Rocky Mountain Legal Writing Conference  
University of Arizona College of Law, Tucson, March 2010  
panel speaker: *Law, Teaching, and Whatever's in Your iPod: Listener Expectations and Reader Expectations*

Global Legal Skills Conference 5, Monterrey, Mexico, February 2010  
panel speaker: *Comparative Legislation and Statutory Drafting Skills: Sweden*

Central States Region Legal Writing Conference  
Marquette University Law School, Milwaukee, October 2009  
speaker: *The Six Things You Can Do in a Contract*

Conference of the Association of Legal Writing Directors  
University of Missouri at Kansas City School of Law, July 2009 (two panels)  
plenary panel speaker: *ABA Updates*  
panel speaker and moderator: *How Can Directors Protect Academic Freedom?*

Rocky Mountain Legal Writing Conference  
Arizona State University College of Law, Tempe, March 2009  
panel speaker: *Statute and Contract Drafting in the U.S. and Overseas*

Conference of the Legal Writing Institute  
University of Indiana at Indianapolis School of Law, July 2008 (two panels)  
panel speaker: *Developing a Methodology for Comparing Discourse Communities*  
panel speaker: *Legal Writing Faculty and Academic Freedom*

Emory Law School Conference on Teaching Drafting and Transactional Skills, Atlanta, May 2008  
panel speaker: *What Happens When Drafting Teachers Take Over the Contracts Course*



**Speeches & Presentations** — *continued*:

Rocky Mountain Legal Writing Conference  
University of Utah College of Law, Salt Lake City, March 2008  
plenary panel speaker: *Legal Writing Teachers and Academic Freedom*

LSAC Academic Assistance Training Workshop, University of Miami School of Law, June 2007  
panel speaker: *The Student as a Unique Person*

Conference of the Association of Legal Writing Directors  
University of Denver School of Law, June 2007  
panel speaker: *ABA Accreditation Standards and Legal Writing*

Rocky Mountain Legal Writing Conference  
University of Nevada at Las Vegas School of Law, March 2007  
panel speaker, *Navigating Law School Politics*

ABA Accreditation Policy Task Force hearing, February 2007  
testimony: *Architecture and Medical School Accreditation Compared to Law School Accreditation*

Conference of the Legal Writing Institute  
Georgia State University College of Law, Atlanta, June 2006  
panel speaker, *"Giving Back" during the Peak Years*

Rocky Mountain Legal Writing Conference  
University of Arizona College of Law, Tucson, March 2006  
keynote speaker: *Attention Deficit Disorder, Dyslexia, and Legal Writing*

National Conference on Teaching Contract Drafting, Chicago, July 2005  
(keynote and three panels)  
keynote speaker: *Why Teach Contract Drafting in Law School?*  
panel speaker: *Teaching Techniques*  
panel moderator: *Teaching Contract Drafting to Upper-Level Students*  
panel moderator: *Teaching Contract Drafting to First-Year Students*

LSAC Academic Assistance Training Workshop, Las Vegas, June 2005  
panel speaker: *Students with ADD/ADHD, Learning Disabilities, or Both*

Conference of the Legal Writing Institute  
Seattle University School of Law, July 2004 (two panels)  
panel speaker: *Current Changes in the ABA Standards for Approval of Law Schools*  
panel speaker: *The Reflective Practitioner as a Teacher: Learning From Your Teaching Experience*

AALS Annual Meeting, Atlanta, January 2004  
panel speaker: *Occupational Segregation by Sex in the Legal Academy*

**Speeches & Presentations** — *continued*:

AALS Annual Meeting, Washington DC, January 2003

panel speaker: *Reflective Practice and Other Strategies for Developing True Expertise in ADR*

Conference of the Legal Writing Institute

University of Tennessee College of Law, Knoxville TN, June 2002

panel speaker: *Gender Discrimination in Legal Writing: The Empirical Evidence*

CUNY School of Law Faculty Development Program on Teaching and Scholarship

New York, June 2002

speaker: *Writing Across the Law School Curriculum*

City University of Hong Kong, Law Faculty, May 2002

presentation: *Creating a Post-Graduate Legal Writing Program Training Students for Practice in Hong Kong*

American University, Washington College of Law, Faculty Speakers' Series

Washington DC, March 2002

speaker: *Unexamined Assumptions about Law School Exams*

Rocky Mountain Legal Writing Conference

Arizona State University College of Law, Tempe, March 2002

plenary speaker: *Law School Exams and Legal Writing: A Problematic Relationship*

AALS Annual Meeting, New Orleans, January 2002

panel speaker and moderator: *What the Doctors Prescribe . . . and the Architects Do? (Medical and Architectural Education Compared with Legal Education)*

ABA Annual Meeting, Chicago, August 2001

panel speaker and moderator: *How Can Law Schools Better Teach the Skills Needed by Transactional Lawyers and Business Litigators?*

Conference of the Association of Legal Writing Directors

University of Minnesota Law School, Minneapolis, July 2001

plenary panel speaker: *Models from Other Disciplines: What Can We Learn from Them?* (panel on medical and architectural education, published in *Erasing Lines: Integrating the Law School Curriculum*)

Conference of the Legal Writing Institute, Seattle University School of Law, July 2000

panel speaker: *The Future of Legal Citation: The ALWD Citation Manual*

Conference of the Association of Legal Writing Directors, Boston, July 1999 (two panels)

plenary panel speaker: *ALWD Citation Manual*

speaker and moderator: *Risk-Taking in Program Design*

**Speeches & Presentations** — *continued*:

Annual Meeting, Association of Legal Writing Directors, June 1998  
panel speaker and moderator: *Preparing for an ABA Site Inspection*

Conference of the Legal Writing Institute  
University of Michigan Law School, Anne Arbor, June 1998 (three panels)  
panel speaker: *Scholarship and Publishing*  
panel speaker: *Advice to New Legal Writing Teachers*  
panel speaker: *Collaboration among Legal Writing Professionals and Organizations*

Annual Meeting, Association of Legal Writing Directors, July 1997  
plenary panel speaker: economics of legal education, ABA accreditation, and related topics

Atlantic Region Legal Research and Writing Conference  
Temple University School of Law, Philadelphia, May 1997  
panel speaker: *Scholarship and Publishing*

Annual Meeting, Association of Legal Writing Directors, July 1996  
panel speaker and moderator: *Recodification of ABA Accreditation Standards*

Conference of the Legal Writing Institute, July 1996 (two panels)  
panel speaker: *Professional Challenges to New Legal Writing Teachers*  
panel speaker: *Recodification of ABA Accreditation Standards*

Legal Research and Writing Directors' Conference, San Diego, July 1995  
panel speaker: *Accreditation Standards and Site Evaluations*

Society of American Law Teachers, West Coast Teaching Conference  
Santa Clara CA, October 1993  
co-coordinator and co-moderator, *Workshop on Legal Writing & Research*

Society of American Law Teachers, East Coast Teaching Conference, May 1993  
Co-moderator, *Workshop on Legal Writing & Research*

Conference of the Legal Writing Institute  
University of Puget Sound, Tacoma WA, August 1992 (two panels)  
moderator: *The Plain English Movement*  
speaker: *Becoming a Legal Writing Teacher*

AALS Workshop on Clinical Legal Education, Washington DC, May 1991  
panel speaker: *The Reflective Practitioner*

AALS Annual Meeting, Washington DC, January 1991  
panel speaker: *Teaching Writing after the First Year*

**Speeches & Presentations** — *continued*:

ABA Annual Meeting, Chicago, August 1990

panel speaker: *Techniques to Revise Lawyers' Writing*

Conference of the Legal Writing Institute, University of Puget Sound, Tacoma WA, August 1990

panel speaker: *Teaching Analysis through Writing*

AALS Annual Meeting, January 1990

panel speaker: *The Creative Process*

UCLA-Warwick International Clinical Scholarship Conference

Lake Arrowhead CA, September 1989

paper presentation: *Teaching the Process of Developing Strategy*

Conference of the Legal Writing Institute

University of Puget Sound, Tacoma WA, August 1988

panel speaker: *Training Legal Writing Instructors*

Columbia Law School Clinical Theory Workshop, New York, March 1988

paper presentation: *The Art of Critique*

AALS Annual Meeting, Phoenix, January 1980

panel speaker: *Clinical Teaching in the First Year of Law School*