

# KATHARINE TRAYLOR SCHAFFZIN

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Cecil C. Humphreys School of Law  
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## TEACHING EXPERIENCE & CERTIFICATIONS

**CECIL C. HUMPHREYS SCHOOL OF LAW, UNIVERSITY OF MEMPHIS, Memphis, TN**  
**ASSISTANT PROFESSOR OF LAW**, August 2009-present

Courses Taught:

- Evidence
- Civil Procedure I & II
- Trial Advocacy

**UNIVERSITY OF NORTH DAKOTA SCHOOL OF LAW, Grand Forks, ND**  
**ASSISTANT PROFESSOR OF LAW**, August 2006-May 2009

Courses Taught:

- Evidence
- Constitutional Law II: Civil Rights & Civil Liberties
- Professional Responsibility
- Trial Advocacy

Other Teaching Responsibilities:

- Coach, UND Trial Team
- Coordinator, Carrigan Cup Trial Competition

**NATIONAL INSTITUTE OF TRIAL ADVOCACY, Louisville, CO**  
**CERTIFIED TEACHER OF TRIAL ADVOCACY SKILLS**, June 2006

Successfully completed NITA's Teacher Training Program in the art of teaching trial skills to practicing trial attorneys and student advocates.

**TEMPLE UNIVERSITY BEASLEY SCHOOL OF LAW, Philadelphia, PA**  
**HONORABLE ABRAHAM L. FREEDMAN FELLOW & LECTURER IN LAW**, July 2004-May 2006

Courses Taught:

- Professional Responsibility
- Legal Research & Writing, a graded, two-semester course
- Evidence (in collaboration with Professor Louis Natali)
- Contracts I (in collaboration with Professor William Woodward, Jr.)
- Civil Procedure II (in collaboration with Professor Anthony Bocchino)

## BAR MEMBERSHIP

Admitted in Pennsylvania (inactive), New Jersey, and New York (inactive)

**PUBLICATIONS**

Katharine Traylor Schaffzin, *Eyes Wide Shut: How Ignorance of the Common Interest Doctrine Can Compromise Informed Consent*, 42 U. MICH. J.L. REF. 71 (2008).

Katharine Traylor Schaffzin, *Deference to a Hearing Panel?: Emerging Trends in the Disciplinary Decisions of the Supreme Court of North Dakota – 2004-2007*, 83 N.D. L. REV. 887 (2008; by invitation).

Katharine Traylor Schaffzin, *An Uncertain Privilege: Why the Common Interest Doctrine Does Not Work and How Uniformity Can Fix It*, 15 B.U. PUB. INT. L.J. 49 (2005).

Note, *A Reexamination of the Evidentiary Weight of Adverse Inferences Drawn from an Employee's Invocation of His Fifth Amendment Silence*, 73 TEMP. L. REV. 379 (2000).

**EDUCATION**

**TEMPLE UNIVERSITY BEASLEY SCHOOL OF LAW**, Philadelphia, PA  
LL.M. in Legal Education received May 2006  
Honorable Abraham L. Freedman Fellowship

**TEMPLE UNIVERSITY BEASLEY SCHOOL OF LAW**, Philadelphia, PA  
J.D. received May 2000

**TEMPLE LAW REVIEW:**

- Associate Managing, Articles, Research Editor (1999-2000): Performed the duties of a managing editor, articles editor, and research editor, including editing and managing articles submitted by staff members for publication, reviewing articles submitted by outside authors for publication, and incorporating cite-checks into galleys.
- Staff Member (1998-1999)

Temple University Scholarship Recipient

Dean's List

Barrister's Award Winner for Excellence in Trial Advocacy

**LASALLE UNIVERSITY**, Philadelphia, PA  
B.A., *magna cum laude*, received May 1997  
Major: Political Science  
Minor: French  
General University Honors  
Christian Brothers Scholarship Recipient  
Dean's List

**LEGAL EXPERIENCE**

**CHAMBERS OF THE HONORABLE JAMES KNOLL GARDNER,  
UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA  
LAW CLERK**, January 2003 –July 2004

Performed legal research and drafted bench memoranda, orders, and opinions concerning a variety of federal and state issues, both civil and criminal. Made recommendations to and deliberated with the Judge regarding jurisdictional, discovery, and evidentiary disputes, as well as the disposition of motions, bench trials, sentencing, and other matters.

**MAZUR, CARP & RUBIN, P.C.**, New York, NY

**LITIGATION ASSOCIATE, CONSTRUCTION PRACTICE GROUP**, April 2002-January 2003

Represented owners, contractors, and sub-contractors as plaintiffs and defendants in contract litigation, arbitration, mediation, and contract negotiation. Attended oral arguments, mediations, depositions, and settlement negotiations. Acted as second chair in state courts. Performed legal research, managed discovery, and drafted memoranda, motions, briefs, construction contracts, and surety bonds.

**PEPPER HAMILTON LLP**, Philadelphia, PA

**LITIGATION ASSOCIATE, CONSTRUCTION PRACTICE GROUP**, September 2000-March 2002

Represented owners, contractors, and sub-contractors in federal and state contract litigation and arbitration. Also represented defendants in products liability and commercial litigation. Performed legal research, managed discovery, and drafted memoranda, motions, and briefs. Successfully moved state court to enter summary judgment in defendant's favor in \$30 million construction dispute. Represented indigent property owner in *pro bono* premises liability matter from case inception through arbitration.

**SUMMER ASSOCIATE**, Summer 1999

Conducted research and drafted memoranda for various practice groups.

**PROFESSIONAL ORGANIZATIONS & PRESENTATIONS**

**INSTITUTE FOR PHILOSOPHY IN PUBLIC LIFE**, Grand Forks, ND

**MEMBER, BOARD OF DIRECTORS**, December 2008-Present

Govern activities of Institute established to relate philosophy to the daily lives of the public. The Institute brings regional, national, and international philosophers together with members of the public in various settings, including through a weekly public radio broadcast, "Why?"

**STATE BAR ASSOCIATION OF NORTH DAKOTA**, Grand Forks, ND

**MEMBER, ASPIRATIONAL GOALS DRAFTING COMMITTEE**, August 2008-May 2009

Drafted Aspirational Goals governing attorney conduct for consideration and adoption by State Bar Association of North Dakota.

**THE ASSOCIATION OF AMERICAN LAW SCHOOLS ANNUAL MEETING**, New York, NY

**NEW LAW PROFESSORS SECTION, PRESENTER**, January 2-6, 2007

Presented poster entitled "Clickers for Conversation" at annual meeting.

**U.S. SUPREME COURT HISTORICAL SOCIETY**, Washington, DC  
**CHAIR, NORTH DAKOTA MEMBERSHIP COMMITTEE**, August 2007-August 2008  
Served to promote membership in the U.S. Supreme Court Historical Society in North Dakota.

**STATE BAR ASSOCIATION OF NORTH DAKOTA**, Grand Forks, ND  
**CONTINUING LEGAL EDUCATION: THE DISCIPLINARY PROCESS, TRUST ACCOUNTS & RECENT NORTH DAKOTA DISCIPLINARY CASES**, February 2007  
Presented Continuing Legal Education course to members of the State Bar Association of North Dakota

**UNIVERSITY OF NORTH DAKOTA**, Grand Forks, ND  
**UND PRO CHOICE VOICE**, March 2007  
Participated as Panelist in discussion on reproductive rights and the law.

**UNIVERSITY OF NORTH DAKOTA SCHOOL OF LAW**, Grand Forks, ND  
**BROWN BAG FACULTY PRESENTATION**, Spring 2007  
Presented demonstrative discussion on the use of clickers in the law school classroom.

#### COMMUNITY ACTIVITIES

**SMITH MEMORIAL PLAYGROUND & PLAYHOUSE**, Philadelphia, PA  
**MEMBER, CONSTRUCTION COMMITTEE**, September 2004-present  
**MEMBER, BOARD OF DIRECTORS**, October 2005-present  
Advise members of the Construction Committee and the Board of Directors on legal matters concerning the ongoing rehabilitative construction of the playground and playhouse. Review and revise construction contracts between the Playground and contractors.

**FRANKLIN LEARNING CENTER HIGH SCHOOL**, Philadelphia, PA  
**COACH, FINALISTS IN JOHN S. BRADWAY HIGH SCHOOL MOCK TRIAL COMPETITION**,  
October 2001-April 2006  
Instructed high school students on the rules of evidence and techniques in trial advocacy.