

TIMOTHY S. HALL

University of Louisville
Louis D. Brandeis School of Law
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CURRENT

EMPLOYMENT

Professor of Law
Louis D. Brandeis School of Law
University of Louisville
Louisville, Kentucky

EDUCATION

Juris Doctor 1993 *magna cum laude*
Cornell Law School
Ithaca, New York
Order of the Coif
Articles Editor, *Cornell Law Review*
American Jurisprudence Award, Legal Process

Bachelor of Music 1990
University of Louisville School of Music
Louisville, Kentucky

COURSES

TAUGHT

Antitrust Law
Contracts I and II^{†*}
Health Policy and the Law
Health Reform: Law, Policy and Society
Introduction to Health Care Law
Insurance Law*
Negotiable Instruments (UCC Articles 3 and 4)
Psychiatry, Mental Health and the Law*
Products Liability
Professional Responsibility
Torts I and II

† At the Brandeis School of Law, the course in Contracts includes UCC: Sales

* Currently taught 2014-15

PAST
EMPLOYMENT

Associate Dean (2006-09; 2012-2014)
Associate Professor of Law (2004-07)
Assistant Professor of Law (1999-2004)
Visiting Assistant Professor of Law (1998-99)
University of Louisville
Louis D. Brandeis School of Law
Louisville, Kentucky

Visiting Professor of Law (Fall 2009)
St. Louis University School of Law
St. Louis, Missouri

Assistant Professor of Law (1996-1999)
Salmon P. Chase College of Law
Northern Kentucky University
Highland Heights, Kentucky

Associate Attorney (1993-1996)
Corporate Department
Health Law Practice Group
Taft, Stettinius & Hollister
Cincinnati, Ohio

PUBLICATIONS

The Quantified Self Movement: Legal Challenges and Benefits of Personal Biometric Data Tracking, 7 Akron Intell. Prop. J. 27 (2014)

Intellectual Property and Public Health – A White Paper, 7 Akron Intell. Prop. J. 39 (2014) (co-authored)

Regulating Direct-To-Consumer Advertising With Tort Law: Is The Law Finally Catching Up With The Market? in Symposium on Health Care Technology: Regulation and Reimbursement, 31 W. NEW ENG. L. REV. 333 (2009)

The Status of Part-Time Evening Programs in Symposium: The Evolution of J.D. Programs -- Is Non-Traditional Becoming More Traditional?, 38 SW. L. REV. 599 (2009)

PUBLICATIONS

Harry Potter and the Law, in *Intersections of Law and Literature*, 12 TEXAS WESLEYAN L. REV. 427-484 (2005) (co-authored)

Using Film as a Teaching Tool in a Mental Health Law Seminar, 5 HOUSTON J. HEALTH L. & POLICY 287 (2005)

Rethinking the Learned Intermediary Rule for the New Pharmaceutical Marketplace, 35 SETON HALL L. REV. 191-260 (2004)

Mental Retardation and Criminal Culpability after Atkins v Virginia, in *The Honorable James J. Gilvary Symposium on Law, Religion & Social Justice: Evolving Standards of Decency in 2003 - Is the Death Penalty on Life Support?*, 29 U. DAYTON L. REV. 355-378 (2004)

The Promise and Peril of Direct-to-Consumer Prescription Drug Promotion on the Internet, 7 DEPAUL J. HEALTH CARE L. 1-41 (2003) (lead article vol. 7 no.1)

Bargaining with Hippocrates: Managed Care and the Doctor-Patient Relationship, 56 SOUTH CAROLINA L. REV. 689-740 (2003)

Mickey Mantle, in *COURTING THE YANKEES: LEGAL ESSAYS ON THE BRONX BOMBERS* 41-51 (Carolina Academic Press 2003)

Legal Fictions and Moral Reasoning: the Mentally Retarded Capital Defendant after Penry v. Johnson, 35 AKRON L. REV. 327-370 (2002) (lead article vol. 35 no.3)

Pegram v. Herdrich, 14 HEALTH LAW NEWS 6,15 (September, 2000)

The Score as Contract: Private Law and the Historically Informed Performance Movement, in *The Modes of Law: Music and Legal Theory*, 20 CARDOZO L. REV. 1589-1614 (1999)

Third-Party Payor Conflicts of Interest in Managed Care: A Proposal for Regulation based on the Model Rules of Professional Conduct, 29 SETON HALL L. REV. 95-146 (1998) (lead article vol. 29 no.1)

Bypassing the Learned Intermediary: Potential Liability for Failure

to Warn in Direct-to-Consumer Prescription Drug Advertising, 2
CORNELL J. L. & PUBLIC POLICY 450-473 (student article 1993)

PRESENTATIONS

Contributor, Roundtable on Health Care Law and Intellectual Property,
University of Akron College of Law (2012)

Basics of Malpractice Law, Department of Audiology, University of
Louisville School of Medicine (October 1, 2012)

The Affordable Care Act in the Supreme Court, Louisville Democratic Club,
Louisville, KY (2012)

Constitutionality of the Affordable Care Act, University of Louisville
Federalist Society (2011)

Panelist, Symposium on the Status of Part-Time Legal Education,
Southwestern University Law School, Los Angeles, CA (February 2009)

Contributor, Symposium on Health Care Technology: Regulation and
Reimbursement, Western New England College of Law (2009)

Organizer and Moderator, Health Law Panel, SEALS Annual
Meetings (2005, 2007, 2009)

Current Issues in Health Care Reimbursement Policy, Department of
Family Medicine, University of Louisville School of Medicine, Sept.
15, 2006

Freedom, Justice and Stigma, in TOO PURE AN AIR: LAW AND THE
QUEST FOR FREEDOM, JUSTICE AND EQUALITY, University of
Gloucestershire, England, June 18-20, 2006

Legal Issues in Community Psychiatry Practice, University of
Louisville Department of Psychiatry, Sept. 20, 2005

Depictions of Contractual Intent in Harry Potter, in THE POWER OF
STORIES: INTERSECTIONS OF LAW, CULTURE AND LITERATURE,
Gloucester, England, July 24-26, 2005

Ethics Roundtable: Inherit the Wind, Louisville Bar Association, Louisville, KY, April 22, 2005

PRESENTATIONS

Using Film As a Teaching Tool in a Mental Health Law Seminar, Association for the Study of Law, Culture and the Humanities Annual Conference, Austin, Texas, March 10-11, 2005

Teaching Mental Disability Law Across the Curriculum, Association of American Law Schools Annual Meeting, San Francisco, California, Jan. 3, 2005 (moderator and organizer)

Back to Law School -- What You Thought You Learned and What's New, Louisville Bar Association Section on Litigation, Louisville, Kentucky, December 8, 2004

Rethinking the Learned Intermediary Rule for the New Pharmaceutical Marketplace, Southeastern Association of Law Schools Annual Meeting, Kiawah, South Carolina, August 2, 2004

Using Film As a Teaching Tool in a Mental Health Law Seminar, American Society of Law, Medicine & Ethics, Health Law Teachers' Conference, Seton Hall Law School, Newark, New Jersey, June 3-4, 2004

Rethinking the Learned Intermediary Rule for the New Pharmaceutical Marketplace, Ohio Legal Scholarship Workshop, Columbus, Ohio, Jan. 31, 2004

Legal Issues in the Practice of Psychiatry, Annual Lecture Given to Residents in the University of Louisville Department of Psychiatry in 1998, 1999, 2001, 2002, 2003.

Rethinking the Learned Intermediary Rule for the New Pharmaceutical Marketplace, Central States Law School Association, Toledo, Ohio, Sept. 2003

E-Drugs: Online Direct-to-Consumer Advertising of Prescription Drugs, Keynote address, DePaul Health Law Institute Annual Symposium, Apr. 11, 2003

Mental Retardation, Capital Punishment, and the Implementation of Atkins v. Virginia, Salmon P. Chase College of Law Faculty Scholarship Workshop Series, Highland Heights, KY, Feb. 28, 2003

PRESENTATIONS

Adult Attention Deficit Disorder and American Disability Law, Central States Law School Association, Lexington, Kentucky, Sept. 27-28, 2002

Rush Prudential v. Moran and the Role of the States in Managed Care Regulation, Southeastern Association of Law Schools Annual Meeting, Kiawah Island, South Carolina, July 2002

Technology in the Law School Classroom (moderator)
Southeastern Association of Law Schools Annual Meeting, July 2001

Perspectives on the 2000 American Presidential Election
University of Leeds Faculty of Law, Leeds, UK, March 2001

Regulation of Lead Exposure to Assure Healthy Environments
University of Louisville Department of Family and Community Medicine, Jan. 24, 2001

Legal Aspects of Food Safety: FDA and USDA
University of Louisville Department of Family and Community Medicine, Nov. 1, 2000

Tuberculosis and Community Health: Legal Powers of Health Departments, UofL Department of Family Medicine, Sept. 13, 2000

Reform of Managed Care Conflicts of Interest Through Litigation?, SEALS Annual Meeting, Aug. 1, 2000

The Score as Contract, in *The Modes of Law: Music and Legal Theory*, Cardozo Law School and Mannes School of Music, New York, New York, Apr. 25-26, 1998

Conflicts of Interest in Managed Care: A Proposal for Regulation
Salmon P. Chase College of Law Faculty Lecture, April 7, 1998

Physician Ethics and Managed Care Contracting

Cincinnati Bar Association, Cincinnati, Ohio, November 18, 1997

MEDIA

Federal Regulation of Physician Incentives to Limit Care

Cincinnati Bar Association Health Care Section, September 2, 1997
Interviewed for article on changing practice patterns and medical malpractice liability for oncologists in the *Journal of Clinical Oncology* (October 2012).

Profiled in *With Honors*, a publication of the UofL Honors Program, in Spring 2005.

Interviewed by WAVE TV news for a story on insurance coverage for medical devices. Story aired November, 2003.

Interviewed for profile in *Beyond the Law*, LOUISVILLE BAR BRIEFS 7 (November 2003)

Interviewed for and quoted in a Washington Post story (*Competency Debate Tantamount to Prison; Defendant in Jail 15 Years Without Trial*, WASHINGTON POST, April 27, 2003 at A11), on the subject of criminal defendants with mental disorders.

Interviewed for an article in the *Chronicle of Higher Education* about teaching the events of September 11, 2001 (Katherine S. Mangan, *Terrorist Attacks Prompt Professional Schools to Add New Training*, CHRONICLE OF HIGHER EDUCATION, October 26, 2001 at A18.)

Panelist on *State of Affairs* call-in radio talk show on the topic of Patients' Rights on WFPL radio (local NPR affiliate), February 2002

Interviewed by WAVE TV news for a story on the insanity defense. Story aired January 16, 2002.

SERVICE TO
LAW SCHOOL

Associate Dean for Academic Affairs Summer 2007– January 2009;
Summer 2012-January 2014
Summer Enrichment Program 2013, 2014
Curriculum Committee, Fall 2012- present (chair 2014-15)
Strategic Planning Committee 2014-15
Decanal Review Committee Spring 2012
Chair, Personnel Committee 2008-2014 (except 2009)

IT Hiring Committee for Network Services Manager Spring 2012

Governance Committee 2011-12

performed comprehensive edit and updating of law school bylaws and personnel policies; obtained Board of Trustees approval of these documents

SERVICE TO
LAW SCHOOL

Technology committee

chaired comprehensive review of IT Department Services in 2010-11

Associate Dean for Student Life 2006-2007

Admissions Committee, 2006-07

Dean Search Committee 2005-06

Faculty Advisor, Health Law Moot Court Teams 2005-2008

Strategic Planning committee 2008

Curriculum committee 2007-08 (Chair Fall 2008)

Faculty Recruitment committee 2008

Organizer, Law and Life Sciences conference 2007

Faculty Advisor, Pirtle-Washer Moot Court Competition, Fall 2005

Faculty Enterprise Committee, 2005-06

Student Reinstatement Committee, 2005-06

Facilities Committee, 2003-2005

Scholarly Merit Reviewer for Law School Human Subjects Research protocols, 2005-present

Health Law Challenge, 2000-present

Economic Welfare Committee, 1999-2001

Regulatory Law & Policy Steering Committee, 1999-2001

Independent Study Faculty Advisor

As requested over the years

Supervised students in independent research and writing projects, one of which resulted in a published law review article.

SERVICE TO
UNIVERSITY

Member, Faculty of the Institute for Bioethics, Health Policy and the Law, University of Louisville School of Medicine

Affiliated Faculty, M.A Program in Bioethics and Medical Humanities

University of Louisville Human Subjects Protection Committee for Social Science and Behavioral Research (Committee "B"), 2002-2004; 2005-present

Reviewed behavioral science research protocols involving human subjects and participated in committee deliberations to increase

protection for human subjects in University research

University of Louisville Committee on Health Services & Policy
Research, 1999-2001

SERVICE TO
UNIVERSITY

University Joint MD/JD Working Group, 1998-99
*Prepared draft curriculum for a proposed six-year course of study
leading to the concurrent awarding of the JD and MD degrees;
consulted with representatives of medical school re: feasibility of
joint degree program*

SERVICE TO
PROFESSION AND
COMMUNITY

Stewardship Committee, Highland Baptist Church, Louisville, KY
2011-2014

President, Central States Association of Law Schools, 2006
Organized and hosted CSLSA Annual Meeting at UofL Oct. 2006

Personnel Committee, Highland Baptist Church, Louisville, KY 2005-2008
(chair 2006-2008)

Organizer, Health Law Panel at 2003, 2005 and 2008 Annual Meetings,
Southeastern Association of Law Schools

Chair, Section on Mental Disability Law, Association of American
Law Schools, 2005

Vice President, Central States Association of Law Schools, 2005

Chair-Elect, Section on Mental Disability Law, Association of
American Law Schools, 2004
*Organized and moderated Section program, 2005 AALS Annual
Meeting*

Executive Committee, Section on Law & Humanities, Association of
American Law Schools, 2004

Secretary, Section on Mental Disability Law, Association of American
Law Schools, 2003

Secretary, Central States Law School Association, 2003-04

Peer Reviewer, Criminal Justice Review at Georgia State University,
2003-04

Peer Reviewer, Aspen Law & Business, 2002-03

Peer Reviewer, Center for Computer Assisted Legal Instruction,
2002-2003

Chair, Music Ministry Hiring Committee, Highland Baptist Church,
Louisville, KY (2001)

Founding Member, Ohio Legal Scholarship Network, 1998-99 (while
at Salmon P. Chase College of Law)

GRANTS
RECEIVED

Brandeis School of Law Summer Research Grants 2000, 2001, 2002,
2006, 2012
Grants of funding to support ongoing scholarship

University of Louisville International Travel Grants 2001, 2005, 2006
*Grants of funding to support travel to the University of Leeds, UK and the
University of Gloucestershire, UK, to participate in faculty exchange
program and academic conferences.*

University of Louisville Faculty/Staff Professional Development
Small Grant, 2003-04
*Grant of travel funding to attend and present a paper at the 2004 American
Society of Law, Medicine & Ethics Health Law Teachers' Conference at
Seton Hall Law School*

Eduprise Web Course Development Grant, 1999-2000
*Grant of equipment and support to develop a Web-enhanced Contracts
course during the 1999-2000 academic year.*

PROFESSIONAL
MEMBERSHIPS

Order of the Coif
American Bar Association
Louisville Bar Association

Admitted to practice in Ohio (1993, currently inactive)