

D. THEODORE RAVE

University of Houston Law Center
100 Law Center, Room 142 BLB
Houston, TX 77204
(713) 743-2499
dtrave@uh.edu

ACADEMIC APPOINTMENTS:

UNIVERSITY OF HOUSTON LAW CENTER, Houston, TX

Assistant Professor of Law, Fall 2013–present

Courses: Civil Procedure, Complex Litigation, Constitutional Law, Elections & the Law of Democracy

NEW YORK UNIVERSITY SCHOOL OF LAW, New York, NY

Furman Fellow, September 2011–August 2013

EDUCATION:

NEW YORK UNIVERSITY SCHOOL OF LAW, New York, NY

J.D., *magna cum laude*, May 2006

Honors: *Order of the Coif*

Butler Scholar: Top ten students in the class after four semesters

Pomeroy Scholar: Top ten students in the class after two semesters

Furman Scholar: Exceptional candidates for careers in legal academia

New York University Law Review, Senior Executive Editor

Research Assistant, Professor Samuel Issacharoff, Spring 2006

Teaching Assistant, Civil Procedure, Professor Oscar G. Chase, Fall 2005

DARTMOUTH COLLEGE, Hanover, NH

B.A. in History, June 2001

PUBLICATIONS AND WORKING PAPERS:

When Peace Is Not the Goal of a Class Action Settlement

50 GEORGIA LAW REVIEW __ (forthcoming 2016)

- *Selected for the 16th Annual Yale/Stanford/Harvard Junior Faculty Forum (June 2015)*

Settlement, ADR, and Class Action Superiority

5 JOURNAL OF TORT LAW 91 (2014) (peer edited)

The BP Oil Spill Settlement and the Paradox of Public Litigation

74 LOUISIANA LAW REVIEW 397 (2014) (with Samuel Issacharoff, invited contribution)

Governing the Anticommons in Aggregate Litigation

66 VANDERBILT LAW REVIEW 1183 (2013)

Politicians as Fiduciaries

126 HARVARD LAW REVIEW 671 (2013)

Note, *Questioning the Efficiency of Summary Judgment*
81 N.Y.U. LAW REVIEW 875 (2006)

Conversation, Representation, and Allocation: Justice Breyer's Active Liberty
81 N.Y.U. LAW REVIEW 1505 (2006) (with Michael A. Livermore, book review)

Fiduciary Voters? (in progress)

SELECTED PRESENTATIONS:

“No Arizona, The Constitution Does Not *Require* Gerrymandering”
LSU Law Center, Louisiana Law Review Symposium on The Voting Rights Act at 50:
The Past, Present, and Future of the Right to Vote (January 16, 2015)

“When Peace Is Not the Goal of a Class Action Settlement”
University of Houston Law Center Faculty Workshop (December 3, 2014)

“When Peace Is Not the Goal of a Class Action Settlement”
NYU School of Law, Center on Civil Justice Conference on The Future of Class Action
Litigation: A View From the Consumer Class (November 7, 2014)

“When Peace Is Not the Goal of a Class Action Settlement”
University of Georgia School of Law, Seventh Annual Junior Faculty Federal Courts
Workshop (October 11, 2014)

“Settlement, ADR, and Class Action Superiority”
Yale Law School, Quinnipiac-Yale Dispute Resolution Workshop (September 19, 2014)

“Fiduciary Voters?”
American Constitution Society Schmooze, Washington, DC (June 19, 2014)

“Consumer Arbitration Update”
Center for Consumer Law’s *Teaching Consumer Law Conference*, Santa Fe, NM (May
31, 2014)

Panelist on “How Remand Should Be Effectuated in MDLs”
LSU Law Center, Louisiana Law Review *Multidistrict Litigation Symposium* (March 7,
2014)

Commenter on “Can Texas Regulate Elections Again: The Voting Rights Act after *Shelby County v. Holder*”

University of Houston Law Center Federalist Society Speaker Series (March 4, 2014)

“Settlement, ADR, and Class Action Superiority”
University of Houston Law Center Faculty Workshop (October 4, 2013)

“Settlement, ADR, and Class Action Superiority”
Vanderbilt Law School, Conference on *The Public Life of the Private Law: The Logic
and Experience of Mass Litigation* in honor of Richard A. Nagareda, sponsored by the
Branstetter Litigation and Dispute Resolution Program, University of Texas Center on
Lawyers, Civil Justice and Media, and the *Journal of Tort Law* (September 27, 2013)

“The BP Oil Spill Settlement and the Paradox of Public Litigation”

NYU School of Law, Faculty Summer Workshop (July 25, 2013)

“The BP Oil Spill Settlement and the Paradox of Public Litigation”

LSU Law Center, Louisiana Law Review Symposium on the *Eastern District of Louisiana: The Nation’s MDL Laboratory* (March 22, 2013)

“Governing the Anticommons in Aggregate Litigation”

Fordham Law School, Fordham Law Review and Stein Center for Law and Ethics Symposium on *Lawyering for Groups: Civil Rights, Mass Torts, and Everything in Between* (November 30, 2012)

“Governing the Anticommons in Non-Class Aggregate Settlements”

NYU School of Law, Lawyering Scholarship Colloquium (July 3, 2012)

Panelist on “International Law and Fiduciary Obligation Roundtable”

Law and Society Annual Meeting, Honolulu, HI (June 5, 2012)

“Politicians as Fiduciaries”

NYU School of Law, Scholarship Camp (April 13, 2012)

MEDIA APPEARANCES:

Guest on *Houston Matters*, “The 28th Amendment,” Houston Public Radio (March 13, 2014)

SERVICE:

UNIVERSITY OF HOUSTON LAW CENTER

Curriculum Committee, 2014-15

Clerkship Committee, 2013-15

Student Affairs Committee, 2013-14

ACADEMIC COMMUNITY

Ad hoc manuscript reviewer for the *Harvard Law Review*

Ad hoc manuscript reviewer for the *Stanford Journal of Complex Litigation*

PRIOR LEGAL EXPERIENCE:

JONES DAY, New York, NY

Associate, Issues & Appeals Group, November 2008–August 2011

Drafted briefs and advised clients in complex litigation at both the trial and appellate levels in a broad range of matters, including class actions and multi-district litigation, First Amendment law, civil rights, employment discrimination, antitrust, products liability, securities, and the Fair Credit Reporting Act. Drafted amicus briefs and petitions for certiorari in the U.S. Supreme Court. Successfully argued motions and appeals in state and federal court.

HON. ROBERT A. KATZMANN, U.S. COURT OF APPEALS FOR THE SECOND CIRCUIT

Law Clerk, September 2007–September 2008

HON. LEONARD B. SAND, U.S. DISTRICT COURT, SOUTHERN DISTRICT OF NEW YORK

Law Clerk, August 2006–August 2007

SIMPSON THACHER & BARTLETT LLP, New York, NY

Summer Associate, May 2005–August 2005

DWIGHT D. OPPERMAN INSTITUTE OF JUDICIAL ADMINISTRATION, NEW YORK

UNIVERSITY SCHOOL OF LAW, New York, NY

Summer Fellow, May 2004–July 2004

Provided research support for judicial faculty at the New Appellate Judges Seminar, a week-long training program for newly appointed judges. Conducted independent research on the efficiency of pretrial disposition mechanisms.

OTHER PROFESSIONAL EXPERIENCE:

AMERICAN INTERNATIONAL GROUP, INC., New York, NY

Research Analyst, Corporate Research & Development, March 2002–July 2003

Researched and wrote reports on market and industry analysis, including sovereign credit risk analysis.

CASE STRATEGY, LLC, Portsmouth, NH

Associate Consultant, September 2001–January 2002

Performed quantitative and qualitative analyses of companies, industries, and markets for small management consulting firm.

BAR ADMISSIONS:

New York

U.S. Courts of Appeals for the Second, Sixth, and Ninth Circuits

U.S. District Courts for the Southern and Eastern Districts of New York