

Curriculum Vita

Linda Hamilton Krieger

Office Address:

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EDUCATION

Juris Doctor New York University School of Law, 1978
Bachelor of Arts Stanford University, 1975 (with University honors & honors in Psychology)

ACADEMIC APPOINTMENTS

Professor of Law, University of Hawai'i Richardson School of Law, 2007 to Present
Senior Research Fellow, Center for the Study of Law and Society, University of California, Berkeley
Professor of Law, University of California at Berkeley, School of Law (Boalt Hall) 2001 to 2009
Assistant/Associate Professor of Law, University of California at Berkeley, School of Law (Boalt Hall), 1996-2001
Visiting Professor of Law, Harvard Law School 2006-2007
Research Fellow, Radcliffe Institute for Advanced Study at Harvard University, 2004-2005
Research Fellow, Stanford Center on Conflict and Negotiation, Stanford University, 1995-1996
Acting Associate Professor of Law, Stanford Law School, 1993-1995
Lecturer in Residence, Stanford Law School, 1991-1993
Adjunct Professor, University of California, Berkeley, School of Law (Boalt Hall), 1989
Courses Taught: Employment Discrimination Law; Antidiscrimination Law and Policy; Civil Procedure; Legislation & Statutory Interpretation; Complex Litigation; Civil Pretrial Practice; Evidence; Professional Responsibility; Legal Problem Solving and Decision Making.

PROFESSIONAL EMPLOYMENT

United States Equal Employment Opportunity Commission
Senior Trial Attorney, San Francisco Regional Office
1986-1991

The Employment Law Center, Legal Aid Society of San Francisco
Staff Attorney and Director of Clinical Programs, 1980-1986

The Law Offices of Spector and Stevens, San Francisco, CA
Associate Attorney, 1978-1980

PROFESSIONAL LICENSING

Admitted to Practice in the State of California, 1978

Admitted to Practice in the United States Supreme Court, 1985
Also admitted to practice in the U.S. District Court for the Northern District of California, the Central District of California, the Eastern District of California, and the District of Hawaii.

FELLOWSHIPS, MAJOR GRANTS, AWARDS

Scholar in Residence, Institut d'Etudes Politiques de Paris (Sciences Po), Paris, France (Summer 2008)

Research Fellowship, Radcliffe Institute for Advanced Study, Harvard University (2004-2005)

Principal Investigator (with Lauren Edelman) National Science Foundation Grant, *Judicial Deference to Institutionalized Employment Practices in Equal Employment Opportunity Litigation, 1965-1999* (2003-Present)

The Rutter Award for Distinction in Teaching, University of California, Berkeley, School of Law (Boalt Hall), April 2000.

Charles Munger Research Fellowship, Stanford Law School (1999-2000).

John M. Hurlbut Award for Excellence in Teaching, Stanford Law School, June 1995.

Research Fellowship, Stanford Center on Conflict and Negotiation (1995-1996).

Phi Beta Kappa

PUBLICATIONS

PROBLEM SOLVING, DECISION MAKING, & PROFESSIONAL JUDGMENT: A GUIDE FOR LAWYERS & POLICY MAKERS (with Paul Brest), Oxford University Press 2010.

Linda Hamilton Krieger, Monograph, *Un problème de catégories: Stéréotypes et lutte contre les discriminations*. Institut d'Études Politiques de Paris (Paris: France 2008).

Book Chapter, Linda Hamilton Krieger, *The Watched Variable Improves: On Eliminating Sex Discrimination in Employment*, in Faye Crosby & Margaret Stockdale, SEX DISCRIMINATION IN EMPLOYMENT (Blackwell Publishing, 2007)

Book Chapter, Linda Hamilton Krieger, *Behavioral Realism in Law: Reframing the Discussion about Social Science's Place in Antidiscrimination Law and Policy*, in Eugene Borgida & Susan T. Fiske, Eds., PSYCHOLOGICAL SCIENCE IN THE COURTROOM: BEYOND COMMON KNOWLEDGE (Blackwell Publishing, 2007).

Linda Hamilton Krieger & Susan T. Fiske, *Behavioral Realism in Employment Discrimination Law: Implicit Bias and Disparate Treatment*, 94 CAL. L. REV. 997 (2006).

Anthony G. Greenwald & Linda Hamilton Krieger, *Implicit Bias: Scientific Foundations*, 94 CAL. L. REV. 945 (2006).

Linda Hamilton Krieger, *The Intuitive Psychologist Behind the Bench: Models of Discrimination in Social Psychology and Employment Discrimination Law*, 60 JOURNAL OF SOCIAL ISSUES 835 (2004).

Linda Hamilton Krieger, Review Essay, *Complicity & Resistance in Oran: The Plague, by Albert Camus* (for California Law Review's "Influential Books" Series) 92 CAL. L. REV. 1241 (2004).

Linda Hamilton Krieger, Ed., BACKLASH AGAINST THE ADA: REINTERPRETING DISABILITY RIGHTS (University of Michigan Press, 2003).

Book Chapter: *Introduction: Backlash Against the ADA*, in Linda Hamilton Krieger, Ed., *BACKLASH AGAINST THE ADA: REINTERPRETING DISABILITY RIGHTS* (University of Michigan Press, 2003).

Book Chapter: *Socio-Legal Backlash*, in Linda Hamilton Krieger, Ed., *BACKLASH AGAINST THE ADA: REINTERPRETING DISABILITY RIGHTS* (University of Michigan Press, 2003).

Linda Hamilton Krieger, *Employer Liability for Sexual Harassment: Normative, Descriptive, and Doctrinal Interactions*, 24 U. ARK. LITTLE ROCK L. REV. 164 (2001).

Rebecca Hanner White & Linda Hamilton Krieger, *Whose Motive Matters? Discrimination in Multi-Actor Employment Decision Making*, 61 LA. L. REV. 695 (2001).

Linda Hamilton Krieger, *Foreword: Backlash Against the Americans with Disabilities Act: Interdisciplinary Perspectives and Implications for Social Justice Strategies*, 21 BERKELEY JOURNAL OF EMPLOYMENT AND LABOR LAW 1 (2000)

Linda Hamilton Krieger, *Afterword: Socio-Legal Backlash*, 21 BERKELEY JOURNAL OF EMPLOYMENT AND LABOR LAW 476 (2000).

Paul Brest & Linda Hamilton Krieger, *Lawyers as Problem Solvers*, 72 TEMPLE LAW REVIEW 811 (1999).

Linda Hamilton Krieger, *The Burdens of Equality: Burdens of Proof and Presumptions in American and Indian Civil Rights Law*, 47 AMERICAN JOURNAL OF COMPARATIVE LAW 89 (1999)

Linda Hamilton Krieger, *Civil Rights Perestroika: Intergroup Relations After Affirmative Action*, 86 CAL. L. REV. 1251 (1998).

Linda Hamilton Krieger, *The Content of Our Categories: A Cognitive Bias Approach to Discrimination and Equal Employment Opportunity*, 47 STAN. L. REV. 1161 (1995).

Paul Brest & Linda Krieger, *Symposium on the Twenty-First Century Lawyer: On Teaching Professional Judgment*, 69 WASH. L. REV. 527 (1994).

Linda Krieger and Cindi Fox, *Evidentiary Issues in Sexual Harassment Litigation*, 1 BERKELEY WOMEN'S LAW JOURNAL 115 (1985).

Linda Krieger and Patricia Cooney, *The Miller-Wohl Controversy: Equal Treatment, Positive Action, and the Meaning of Women's Equality*, WOMEN'S LAW FORUM: 13 GOLDEN GATE UNIV. L. REV. 513 (1983), reprinted in D. Kelly Weisberg, *FEMINIST LEGAL THEORY: FOUNDATIONS* (Temple University Press, 1993).

PUBLICATIONS IN PRESS

When Organizations Rule: Judicial Deference to Institutionalized Employment Practices in Equal Employment Opportunity Litigation, 1965-1999 (with Lauren Edelman, KT Albiston, Scott Eliason & Virginia Mellema, in Press in the American Journal of Sociology, 2011).

Multiple Disadvantages: An Empirical Test of Intersectionality Theory in EEO Litigation (with Rachel Best, Lauren Edelman, and Scott Eliason, pending publication in the Law and Society Review, 2011).

Book Chapter (with Susan T. Fiske), *Policy Implications of Unexamined Discrimination: Gender Bias in Employment as a Case Study*, Eldar Shafir, Editor, Blackwell Publications (Expected publication date in 2011).

RECENT INVITED LECTURES AND PEER-REFEREED CONFERENCE PRESENTATIONS

Biases in Social Perception & Judgment, Stanford University, Graduate School of Public Policy, Stanford, California, February 7, 2011.

Straight Talk About Subtle Bias: The Effects of Stereotypes on Social Perception and Judgment, The William and Flora Hewlett Foundation, Menlo Park, California, February 8, 2011.

Being and Belonging: The Meaning of Civil Rights, Hawai'i Civil Rights Commission Equal Employment Opportunity Conference Keynote Address, September 13, 2010.

Comment Dépasser Nos Catégories Mentales? (How Can We Overcome Racial Categories?), Conference: *Décolonisons Les Imaginères*, Paris, France, March 12, 2009.

The Genetic Information Nondiscrimination Act, The Radcliffe Institute for Advanced Study at Harvard University, Cambridge, MA, October 9, 2009.

(Dis)Proving Discrimination (Sciences Po/French American Foundation Lecture on Equality of Opportunity). June 25, 2008.

Antidiscrimination Law Enforcement: Lessons from the U.S. Experience. Haute Autorité en la Lutte Contre Les Discriminations et Pour L'Égalité (French High Authority in the Struggle Against Discrimination and for Equality), June 16, 2009.

Equal Treatment versus Treatment as an Equal: Disability Discrimination & the Politics of Difference. École Haute d'Études des Sciences Sociales (EHESS), Paris, France. Conference: *Le Handicap -- Un Moteur pour les Sciences Sociales*.

Social Cognition and Implicit Bias: Implications for Antidiscrimination Law and Policy. Institut National d'Études Démographique, Paris, France June 3, 2008.

Reflections sur la diversité et l'anti-discrimination (Reflections on Diversity and Antidiscrimination), Symposium sur la diversité, Renault & L'Institut d'Études Politiques de Paris, Paris, France, May 29, 2008.

Ideological Contests in U.S. Civil Rights Enforcement Agencies: Consequences for Antidiscrimination Law and Policy in the United States, Symposium: Perspectives on Antidiscrimination and Affirmative Action Policies in the United States and France, Centre d'études et de recherches internationales, Institut d'Études Politiques de Paris, Paris France, May 20, 2008.

"When Organizations Rule: Judicial Deference to Institutionalized Employment Practices, 1965-1999." Center for the Study of Law and Society, University of California, Berkeley, March 18, 2008 (with co-principal investigator, Lauren Edelman).

"The Policy Implications of Subtle Discrimination: Gender Bias as a Case Study." Princeton University, October 19, 2007.

"Processes of Discrimination: The Social Cognition Approach." French American Foundation, New York, November 13, 2006

"Judicial Deference to Institutionalized Employment Practices, 1965 – 1999." Empirical Legal Studies Conference, Austin, Texas, October 2006.

Women in Science: Equal Employment Opportunity Laws and the Problem of Implicit Bias, National

Bureau of Economic Affairs, Cambridge, MA, January 2005.

Judicial Conceptions of Discrimination and the Social Psychology of Intergroup Bias, The Radcliffe Lecture, Radcliffe Institute for Advanced Study, Harvard University, November 2004.

Brown at 50: Implicit Bias and Racial Justice, University of Kansas, Lawrence, Kansas, June 2004.

Subtle Discriminations, The Edith House Lecture, University of Georgia, School of Law, Athens, Georgia, February 2004.

Naturalizing Disparate Treatment Theory, Rights & Realities Conference, Stanford Law School, March 2003; American Bar Foundation, April 2003.

MEMBERSHIPS IN PROFESSIONAL SOCIETIES

Member, Law and Society Association

Member, American Psychological Society

RECENT UNIVERSITY AND PROFESSIONAL SERVICE

Director, Ulu Lehua Scholars Program, University of Hawai'i Richardson School of Law

Member, Committee on New Initiatives, Hawai'i Access to Justice Commission (2008-Present)

Member, Law School Liason Committee, Hawai'i Access to Justice Commission (2008-Present)

Member, Board of Directors, Mental Health America of Hawai'i (April 2010-Present)

Member, Disability Accommodations Policy Board, University of California, Berkeley, 2002-2008

Member, Board of Directors, Equal Rights Advocates, San Francisco, CA (Fall 2005 to Spring 2007)

Member, Litigation Advisory Committee, American Association of University Professors, 2004 to Spring 2007

Advisory Board, Center for the Study of Law and Society, University of California, Berkeley, School of Law (Boalt Hall)(1998 to 2006).

Committee on Privileges and Tenure, University of California Academic Senate, Berkeley Division, 2002-2003, 2005-2006.

Member, Faculty Advisory Committee, Disability Studies at Cal, 2004-2007