

GAIL E. SILVERSTEIN

Associate Dean For Experiential Learning and Clinical Professor of Law
Community Justice Clinics, UC Hastings College of the Law
200 McAllister Street
San Francisco, CA 94102
silverst@uchastings.edu

APPOINTMENTS

Associate Dean for Experiential Learning, July 2020-present, Clinical Professor of Law, UC Hastings College of the Law, January 2011-present, Associate Clinical Professor of Law, UC Hastings College of the Law, July 2008 – December 2010, Associate Adjunct Professor of Law/Clinical Attorney, December 2005 – June 2008

Courses Taught: Individual Representation Clinic (supervision of students' case work in wage and hour, Social Security disability, landlord-tenant, unemployment insurance, in-home supportive service and "clean slate" matters; supervise clinic attorney/fellow)

Mediation Clinic (supervision of students' mediations in San Francisco Small Claims Court, State of California Department of Fair Employment and Housing, City and County of San Francisco employment matters, California Department of Industrial Relations retaliation matters and San Francisco Human Rights Commission discrimination matters)

Roles and Ethics in Practice

Social Justice Lawyering Concentration Seminar

Interests: Attorney-Client Relationship, Mediation, Clinical Pedagogy, Disability Law

Committees:

Academic Standards

Admissions Policy and Scholarship (Chair)

Committee on Student Misconduct and Panel on Student Grievances

Curriculum Committee

Educational Effectiveness (Chair)

Faculty Executive Committee (voted on by full faculty)

Legal Education Opportunity Program

Long Term Contract Faculty Hiring Committee

Long Term Contract Faculty Contract Review Committee

Merit Review for Long-Term Contract Faculty

Placement and Clerkship

Sonnenschien Summer Scholarship

UCSF-Hastings Consortium Clinical Planning

EDUCATION

University of California Berkeley Boalt Hall School of Law, J.D., 1999

"Class of 1995" Graduation Outstanding Public Service Award

Faculty-Student Committee on Clinical Education, Student Representative

Berkeley Women's Law Journal, Articles Editor

Foundation of the State Bar of California Public Interest Scholarship

University of Michigan, Ann Arbor, BA, *Phi Beta Kappa*, Spanish Literature, 1995

Universidad de Sevilla, Sevilla, Spain, coursework, 1993-94

EMPLOYMENT

Staff Attorney/Clinical Supervisor, East Bay Community Law Center, 2000 – 2005

- Advised, counseled and represented low-income HIV positive individuals on an array of civil legal matters, including Social Security benefits, housing, estate planning, family, confidentiality, employment and consumer law.
- Trained and supervised at least six law students per year on the provision of direct legal services to poor people living with HIV.
- Assisted in teaching of clinical seminar at UC Berkeley Law School on social justice lawyering
- Managed two grant programs and assisted in administration of others.
- Served as Executive Committee Chair and Case Conferencing Chair of Family Care Network, a group of AIDS service providers working with women and families with HIV.

John A. Sutro Public Interest Law Fellow and Staff Attorney, The Hawkins Center, 1999 – 2000

- Counseled and educated recipients of Social Security disability benefits on the consequences of returning to or entering the workforce.
- Advised individuals on Social Security law and represented individuals on their disability claims in front of administrative law judges.
- Analyzed policy and advocated to the California Department of Health Services Medi-Cal team on the interrelation of disability and work.
- Assisted in outreach and casework for individuals with HIV on an array of civil legal matters.

Law Clerk, Munro, Nelson & Pearl, Jan. – May 1999

- Persuasive writing on behalf of individuals of extraordinary ability in the technology field for their petitions for work visas to the INS.

Law Clerk, East Bay Sanctuary Covenant, Fall 1996 – May 1999

- Represented three individuals in their petitions for political asylum to the INS.

Law Clerk, Legal Aid Society of San Francisco, Aug – Dec 1998

- Legal research and writing for litigation on behalf of individuals with psychiatric disabilities in the employment arena.

Law Clerk, AIDS Legal Council of Chicago, Summer 1998

- Counseled and represented clients with HIV on an array of legal matters.

Law Clerk, Protection & Advocacy, Inc., Summer 1997

- Received a Berkeley Law Foundation summer grant to initiate and administer a research project regarding cultural competency within the state-funded mental health care system.

PUBLICATIONS

My Social Justice Path: Riding Edges, Seeking Integration, reading for Social Justice Lawyering Concentration Seminar, 2020.

Gail E. Silverstein, *Developing Lawyers: The East Bay Community Law Center's Impact on Law Students' Professional Identity Formation*, 9 Calif. L. Rev. Online 5 (Nov. 2018), <http://www.californialawreview.org/developing-lawyers-the-east-bay-community-law-centers-impact-on-law-students-professional-identity-formation>

Facilitating Dialogue Across Difference, blogpost for Listen Like a Lawyer Blog; <https://listenlikealawyer.com/2017/04/27/facilitating-dialogue-across-difference/>

Eviction Friction, ABA Representation in Mediation Competition, 2017

Hotel Baldwin, ABA Representation in Mediation Competition, 2016.

Evolving Experiential Education in Torts, AALS Teaching Methods Newsletter, October 2015

Moving On, ABA Representation in Mediation Competition, 2015.

Ending It Well, The Recorder, September 2, 2013

The Encounter, ABA Representation in Mediation Competition, 2014.

Co-Author with Anna Kirsch, *An Outline of California In-Home Supportive Services Law*, Spring 2014

All's Well that Ends Well: The Importance of Full and Effective Closure in Attorney-Client Relationships, 19 Clinical Law Review 555 (2013).

Elicit the Information You Need, The Recorder, April 26, 2013

A Call for Freedom of Expression, International Museum of Women, online exhibition, 2012

Co-author with Wendy Seiden, *Ice Cream Meltdown*, ABA Representation in Mediation Competition, 2012.

Co-author with Wendy Seiden, *Poor Pooch*, ABA Representation in Mediation Competition, 2011.

Co-author with Adrienne Ratner, *An Outline of California Unemployment Insurance Law*, 2011.

Co-author with Wendy Seiden, *You Wrecked My Place*, ABA Representation in Mediation Competition, 2010.

United We Fly, 8 Thomas M. Cooley Journal of Practical and Clinical Law 75 (2006)

Annually updated and edited *Public Benefits for Persons with HIV, in AIDS AND THE LAW 377* (David W. Webber ed., 3d ed. 1991), 2002 – 2006.

Co-author with Skyla Olds, *Medical Marijuana and HIV/AIDS*, in *AIDSLAW: A MANUAL ON PROVIDING LEGAL SERVICES TO PEOPLE WITH HIV/AIDS* (Ramon Gonzalez ed. 2004), 2003.

PRESENTATIONS, TRAININGS AND CONFERENCES

Presenter, *Value of Trust: Holding Space for People in Conflict and Listening for Solutions vs. Interests*, Academic Exchange Mediation Workshop between UC Hastings and Haiti ESCDROJ, May 20-25, 2021.

Presenter, *Fostering Healthy Lawyers: Implementing Well-Being as a Learning Outcome for Ourselves and our Students*, 2021 AALS Annual Conference on Clinical Legal Education, May 1, 2021.

Presenter, *Mediation Clinics: Responses, Redesign and Other Roles Post-COVID*, 2021 ABA Section on Dispute Resolution Annual Conference, April 17, 2021.

Facilitator, *Facilitating Sensitive Conversations*, ASLME-Consortium Workshop: Teaching Health Equity, July 20, 2020.

Presenter, *Stimulating Simulations: Framing and Debriefing Provocative In-class Roleplays*, 2019 AALS Annual Conference on Clinical Legal Education, May 7, 2019.

Presenter, *Drawing from Other Disciplines to Create a Pedagogy of Inclusion and Empowerment*, 2019 AALS Annual Conference on Clinical Legal Education, May 6, 2019.

Small Group Facilitator and Coach, Clinical Legal Education Association's New Clinician's Conference, May 4, 2019.

Presenter, *Raw and Real Simulations: Negotiating and Mediating Through Offensiveness*, 2019 ABA Section on Dispute Resolution Annual Conference, April 12, 2019

Presenter, *How to Provide Excellent Representation for Transgender Clients: Cultural Humility and Other Important Topics*, National Organization of Social Security Claimants' Representatives' National Social Security Disability Law Conference, San Francisco, October 20, 2018.

Presenter, *Affinity and In-Group Bias: How They Impact How We Relate to Others Professionally and Personally*, ABA Section on Dispute Resolution's Relational Practice Telesummit, September 2018.

Presenter, *Teaching the Whole Lawyer: Deliberate, Mindful and Culturally Conscious Professional Identity Formation*, 2018 AALS Annual Conference on Clinical Legal Education, May 1, 2018.

Presenter, *Advancing Social Justice through ADR*, 2018 ABA Section on Dispute Resolution Annual Conference, April 7, 2018

Presenter, *Making it Explicit: Introducing and Engaging Students in Professional Identity Development*, 2018 Northern California Clinical Conference, February 10, 2018.

Invited Speaker, *Relationship-centered Legal Approaches*, Relational Engagement on Climate Change & Other Contentious Issues, UC Cooperative Extension, June 29, 2017.

Facilitator, *ADR Working Group*, AALS Annual Conference on Clinical Legal Education, May 2017.

Presenter, *Effectively Managing Our Own and Our Students' Emotions in This Political Moment*, Northern California Clinician's Conference, February 25, 2017.

Invited speaker, *Relationship-centered Legal Approaches*, Conference on Relationship-centered Approaches to Training and Practice Across Disciplines, UC Cooperative Extension, September 19, 2016

Moderator, *Gentrification and Vulnerable Populations*, UC Hastings Race and Poverty Law Journal's conference on Gentrification, February 4, 2015.

Invited speaker, *Thirty-minute Mediation*, SEEDS Community Resolution Center, November 10, 2014.

Presenter, *Becoming a Better Clinician by Integrating Mindfulness Practices into Your Clinical Seminar*, AALS Clinical Conference, April 27, 2014.

Moderator, *Integration of Policy Work in Clinics*, Northern California Clinician's Conference, February 2013.

Moderator, *Real Solutions from the Ground Up*, Hastings Race and Poverty Law Journal Conference on Health Care Access and the Affordable Care Act, February 2012.

Presenter, *Teaching of Mediation Ethics Post-Cassel v. Superior Court of Los Angeles*, Northern California ADR Professors' Conference, February 2011.

Presenter, *Mediation in Management-Employee Disputes*, Human Resources Managers' Monthly Group Meeting, City and County of San Francisco, October 2010.

Workshop Author/Participant, Clinical Law Review Writers' Workshop and Clinical Theory Workshop, New York University School of Law and New York Law School, October 2010.

Conference Coordinator, Northern California Clinicians' Conference, February 2010.

Moderator, *What's New in Civil Clinics*, Northern California Clinician's Conference, 2010, 2008, 2007.

Moderator, *Envisioning Public Interest*, Hastings Public Interest Law Foundation, November 2010, 2009.

Trainer, *Interviewing 101*, Public Health and Homelessness Seminar, October 2009, February 2008.

Aide, San Francisco Superior Court Small Claims Court Mediation Training, January 2009.

Co-presenter with Ty Alper, *Student Supervision*, Japanese-US Clinicians Conference, UC Berkeley School of Law, March 2006.

Presenter, *Public Interest Practice*, UC Berkeley School of Law Annual First-Year Career Symposium, April 2004.

Presenter, *Women and HIV*, Stanford Law School, February 2003.

Frequent (4-6 /yr.) presentations to groups of HIV positive individuals on legal issues affecting them [specific list available upon request], 2000-2005.

Frequent (4-6/yr.) presentations to AIDS Service Providers on legal issues affecting people with HIV [specific list available upon request], 2000-2005.

VOLUNTEER SERVICE

Member of the Board of Directors, SEEDS Community Resolution Center, Berkeley, CA, 2019- present

Chair, Communications Committee of the AALS Section on Clinical Legal Education, 2017 – present

LEOP Faculty Advisor, 2018-9

Co-organizer, Public Interest Celebration/Graduation, 2016-2018

Faculty Advisor to 1L section/Inn of Court, 2015-2019

Faculty Bar Mentor, 2015-2018

Conference co-organizer, Advancing Equal Access to Justice, UC Hastings, November 2015

Volunteer Judge, ABA Section on Dispute Resolution, James Boskey Writing Competition, 2014-18

Host and Facilitator, San Francisco Social Security Claimants' Representatives Meetings, 2014-present

Alumni Champion, East Bay Community Law Center, 2014 - 2015.

Honorary Board Member/Grant Reviewer and Past Full Board Member/ Committee Chair and Coordinator, Post-Graduate Grant Review, Berkeley Law Foundation, 1999- present.

Member and Problem Drafter, ABA Committee on Alternative Dispute Resolution in Law Schools, Problem Drafting Subcommittee, 2009-2016 .

Summer Grant Reader, Hastings Public Interest Law Foundation, 2006-present.

Working Committee Member, Planning Committee for the Northern California Clinicians' Conference, 2016, 2013, 2011, 2010, 2008.

Chair and Member of the Board of Directors, WORLD (Women Organized to Respond to Life-Threatening Disease), 2005 – 2012 (Chair: 2009-2012, Secretary : 2007-2009).

Collaborator and Editor, Letter in Support of the Petition for Review in front of the California Supreme Court, Sonic-Calabasas A, Inc. v. Moreno, July 2009.

Volunteer Mediator, San Francisco Small Claims Court/City and County of San Francisco, 2008-present.

Volunteer Mediator, City and County of San Francisco, 2015-present

Volunteer Mediator, State of California Department of Fair Employment and Housing, Summer 2016-present

Coordinator for Student Pro Bono Work, San Francisco Superior Court's ACCESS project, 2006-2007.

MEMBERSHIPS

- AALS-Clinical Section
- Clinical Legal Education Association
- Social Security Claimants' Representatives (SSCR)- San Francisco Chapter
- Bay Area Social Security Claimants' Representatives (BASSCR)
- American Bar Association – Section on Dispute Resolution
- State Bar of California

LANGUAGES

Fluent in written and spoken Spanish