

## JOAN C. FOLEY

Touro University Jacob D. Fuchsberg Law Center

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### EDUCATION

**New York University School of Law**, J.D.

Honors:

- Note and Article Editor, Journal of International Law & Politics

**Binghamton University**, B.A. with Honors

Major: Political Science      Minor: Spanish

### EXPERIENCE

**Touro University Jacob D. Fuchsberg Law Center**, Central Islip, NY

*Kermit Gitenstein Distinguished Professor of Health Law & Policy* (2015-2016, 2018-Present)

*Professor of Legal Process* (2019-Present)

*Associate Professor of Legal Process* (2010-2019)

*Assistant Professor of Legal Process* (2009-2010)

Courses:

- Legal Process I and II
- Health Care Law
- Aging: Health, Law, and Policy
- Legal and Ethics Issues in Medical Malpractice
- American Trial Courts – Theory and Practice in the Federal Courts

Service:

- Founding Co-Executive Editor, Journal of Aging, Longevity, Law, and Policy
- Faculty Advisor: Health Law Projects; Touro Law Student Division-FBA; Environmental Law Society; Coach, National Environmental Law Moot Court Team
- Committee Service: ABA Self-Study; Curriculum; Digital Legal Education; Admissions; Outcomes & Assessment; Conduct Review; Career Development

**New York Medical College – School of Medicine**, Valhalla, NY

*Adjunct Professor of Medicine* (2020-present)

Interprofessional Courses:

- Healthcare Policy, Law, and Economics
- Legal and Ethics Issues in Medical Malpractice

**University of Washington School of Law**, Seattle, WA

*Lecturer* (2007-2009)

Courses:

- Legal Analysis, Research, and Writing; Persuasive Writing

Service:

- Externship Supervisor; Lectureship Committee

**Gordon Thomas Honeywell LLP**, Seattle, WA

*Of Counsel* (2007-2009)

*Partner* (2001-2006)

*Associate* (1995-2000)

- Practice areas: Class action and complex litigation, health law, reimbursement litigation, personal injury, environmental litigation, and appellate litigation
- Pro Bono Coordinator: Drafted and implemented firm’s first pro bono policy
- Career highlights include:
  - *Franciscan Medical Group v. Premera*, 122 Wn. App. 1045 (2004). Court-appointed Class Counsel for nearly 22,000 healthcare providers in Washington asserting breach of contract claims against the state’s largest health insurance carrier Premera. Litigated healthcare providers’ claims in trial and appellate courts. The Court of Appeals affirmed the trial court’s denial of Premera’s motion to compel arbitration and stay the class action.
  - *T.S. v. Boys Scouts of Am.*, 157 Wn.2d 416 (2006). Argued and won before the Washington Supreme Court upholding access to crucial evidence under Civil Rule 26. The case settled favorably.
  - *Anderson v. Cedar Grove Composting*. One of a team of lawyers representing over 4,000 residents in a class action asserting claims, including nuisance, against landfill and composting facility. Settlements of over \$25 million and improvements to the landfill achieved.

**Northwest Justice Project**, Seattle, WA

*Volunteer Attorney, Civil Legal Services* (2002-03)

- Advised low-income clients in housing and landlord-tenant matters

**New York County Prosecuting Attorney’s Office**, New York, NY

*Law Intern, Appeals Bureau* (1994)

- Selected as one of four to work in Appeals Bureau based upon writing sample
- Drafted appellate briefs

**Evergreen Legal Services**, Seattle, WA

*Law Intern, Civil Legal Services, Farm Worker Division* (1992–1993)

- Testified at and monitored statewide hearings on pesticides and proposed worker safety regulations

*Law Intern, Civil Legal Services, Private Bar Panel*

- Performed client intake in English and Spanish

**ALTERNATIVE DISPUTE RESOLUTION**

- Mediator
- Basic Mediation Training, New York Peace Institute (NYPI), 40 hours (2021), Apprenticeship Training, NYPI (2022)

**AWARDS & HONORS**

- Selected by peers and senior legal practitioners as “Rising Star,” *Washington Law & Politics* magazine (2007)
- Chapter Member of the Year, Washington Women Lawyers (1997)

**PUBLICATIONS**

- Joan C. Foley, Robin Boyle, Troy Kessler, *Merging Bench, Bar, and Law Schools: How a Students Scholars Program Achieves Professional Identity Through Scholarly Writing, Mentorship, and Presentation*, 93(1) UMKC L. REV. \_ (forthcoming Aug. 2024)

- Joan C. Foley, *Aging, Health, Equity, and the Law: Foreword*, 38 *TOURO L. REV.* 1 (2022)
- Joan C. Foley & Constance Krontz, *Interactive Citation Workstation: Washington* (June 2015) <http://www.lexisnexis.com/icw/>. (digital textbook chapter)
- Joan C. Foley, Book Note, *N.Y.U. J. INT'L L. & POL.* 405 (1994) (reviewing NADAR ENTESSAR, *KURDISH ETHNONATIONALISM* (1992))

### **PROFESSIONAL SERVICE**

- Chair, Association of American Law Schools - Aging and the Law Section (Present), Vice-Chair (2022), Executive Committee Member (2016-2021)
- Vice-President, Federal Bar Association - Eastern District of New York Chapter Board (2015-2016), Secretary (2014-2015), Board Member (2014-Present); Delegate for the FBA-EDNY Chapter to the Network of Bar Leaders (2020-present)
- Steering Committee Member, The Laurel Rubin Farm Worker Justice Project (2007–Present); Executive Committee Member (2008–2009)
- Vice-Chair Publications Book Editorial Board, American Bar Association – Health Law Section (2015-2019); Membership Liaison, eHealth, Privacy, Security Group, American Bar Association - Health Law Section (2014)
- Committee Member, Access to Justice Law School Relations Committee, (2008-2009)
- Vice-President of Board, The Center for Environmental Law & Policy (2003); Development/Fundraising Committee Member & Board Member (2002–2004)
- Board Member, King County Washington Women Lawyers (2002–2004)
- Committee Member, Pro Bono & Legal Aid Committee, Washington State Bar Association (2001–2002)
- Volunteer Attorney, Volunteer Legal Services, King County Bar Association (1998-1999)

### **SELECT PRESENTATIONS & CONFERENCES ORGANIZED**

- Presenter, “Health Law: Professional Identity Formation & Accreditation,” 46<sup>th</sup> Annual Health Law Professors Conference, University of Maryland Francis King Carey School of Law, June 7, 2023
- Presenter, “Writing at the Intersection of Law in Medicine in Interprofessional Courses,” 2nd Annual Teaching Writing in the Health Professions Conference, Arizona State University, June 2, 2023
- Co-Presenter, “Healthcare Policy, Law, and Economics,” Touro University Interprofessional Education Summit, May 11, 2023

- Co-Organizer & Welcoming Remarks, “Students Scholars Program,” co-sponsored Federal Bar Association – Eastern District of New York, St. John’s University School of Law, Touro Law Center, April 17, 2023, and April 6, 2022
- Presenter, “Elder Law Mentoring,” Association of American Law Schools - Section on Aging and the Law, Speed Share Series, June 28, 2022
- Presenter, “Professional Identify Formation Through Interdisciplinary Learning,” Association of American Law Schools - Section on Balance and Well-Being in Legal Education, Speed Share Series: Incorporating New ABA Standards for Legal Education, June 15, 2022
- Co-Presenter, “Health Law: An Integral Component of Interprofessional Education,” 45<sup>th</sup> Annual Health Law Professors Conference, Arizona State University Sandra Day O’Connor School of Law, June 3, 2022
- Organizer, Delivered Closing Remarks, Moderator for Sessions, “Aging, Health, Equity, and the Law,” Touro Law Center, September 13, 2021
- Presenter, “Teaching Practices: Lessons Learned from Health Care Providers Serving Communities Disparately Impacted by COVID-19,” Association of Legal Writing Directors Biennial Conference, University of Michigan Law School, June 18, 2021
- Presenter: “A Model for Interdisciplinary Courses Online for Medical and Law Students, 44<sup>th</sup> Annual Health Law Professors Conference, Northeastern University School of Law, June 10, 2021
- Presenter, “Medical Malpractice: An Interprofessional Educational Experience for Medical Students and Law Students,” Touro College & University System Interprofessional Education Summit, March 18, 2021
- Presenter, "Implementing Simulations in Online and Hybrid Legal Writing Courses," Legal Writing Institute Workshop, DePaul University College of Law, December 3, 2020
- Co-Organizer, Delivered Closing Remarks, and Co-Moderator, “COVID-19 & The Social Determinants of Health,” New York Medical College School of Health Sciences & Practice and Touro Law Center, November 11, 2020
- Presenter, “Active/Team Learning: Student Accountability for Their Individual Contributions,” Touro Law Center Peer to Peer Series, October 23, 2020
- Presenter, “Creating Interdisciplinary Learning Opportunities for Law Students,” Empire State Legal Writing Conference, New York Law School, New York, NY, May 17, 2019
- Co-Presenter, “Transferable Skills: From Sports and Music to the Classroom,” New England Legal Writing Conference, University of Maine School of Law, Portland, ME, May 2, 2019

- Co-Presenter, “Increasing Student Engagement Through Reciprocal Peer Learning,” Empire State Legal Writing Conference, New York Law School, New York, NY, May 17, 2017
- Moderator and Lead Organizer, “Moving the Needle: Diversity and Inclusion in Dispute Resolution,” E.D.N.Y. Mediation Settlement Day Program and CLE, Touro Law Center, Central Islip, NY, October 20, 2016
- Presenter, “Learning from the Medical Education Experience: Enabling Curricular Change in Legal Writing Programs,” Southeastern Legal Writing Conference, University of Miami School of Law, Coral Gables, FL, January 23, 2016; Panelist on Professional Development, Southeastern Legal Writing Conference, January 23, 2016
- Co-Presenter, “Meeting the Needs of Today’s Law Students: Integrating Distance Learning Technology into the Legal Writing Classroom,” Legal Writing Institute Workshop, University of Connecticut School of Law, Hartford, CT, December 12, 2014
- Lead Organizer, “Aging in Place: Stakeholders’ Conference on Care, Healthcare, Finance and Law, Session II,” Co-Facilitator of “Livable Communities and Law Use” working group, and Panelist on “Review of Findings,” Touro Law Center, Central Islip, NY, September 18, 2014
- Delivered Closing Remarks and Co-Organizer, “Aging in Place: Stakeholders’ Conference on Care, Healthcare, Finance and Law,” Moderator of “Aging and Disability” panel, Touro Law Center, Central Islip, NY, June 20, 2014
- Co-Presenter, “Bringing the Bench and Bar into the Classroom: Bridging the Gap Between Law School and Practice,” Legal Writing Institute Workshop, Touro Law Center, Central Islip, NY, December 5, 2013
- Presenter, “Introducing Collaborative Writing to First-Year Law Students,” Empire State Legal Writing Conference, Albany Law School, Albany, NY, April, 20, 2013
- Co-Presenter, “Perspectives in Legal Writing: From the Newsroom and Courtroom to the Classroom,” Rocky Mountain Legal Writing Conference, University of Colorado Law School, Boulder, CO, March 23, 2013
- Presenter, “Learning in Context: Simulation in Persuasive Writing Course Design and Assignments,” Empire State Legal Writing Conference, St. John’s University, New York, NY, May 13, 2011
- Presenter, “Promoting a Positive Classroom Environment,” Association of Legal Writing Directors’ Innovative Teaching Techniques Workshop, Rocky Mountain Legal Writing Conference, University of Arizona James E. Rodgers College of Law, Tucson, AZ, March 19, 2010

- Presenter, “In Role: Fostering Development of Professional Skills,” Colonial Frontier Legal Writing Conference, Duquesne University School of Law, Pittsburgh, PA, December 5, 2009
- Presenter, “Constitutional Claims of Access to Evidence and Privacy Shielding Disclosure: An Examination of *T.S. v. Boy Scouts of Am.*, 157 Wn.2d 416, 138 P.3d 1053 (2006),” University of Washington School of Law, Seattle, WA, April 30, 2007
- Guest Lecturer, Computer Forensics Fundamentals course, University of Washington Extension Computer Forensics Program, Seattle, WA, 2005
- Panelist, Women in the Legal Profession, Seattle University School of Law, Seattle, WA, 2004

#### **BAR ADMISSIONS**

- New York Bar
- Washington State Bar
- United States District Court for the Eastern District of New York
- United States District Court for the Southern District of New York
- United States District Court for the Western District of Washington
- United States Court of Appeals for the Ninth Circuit