MARTIN A. KOTLER
Professor of Law
Widener University School of Law
4601 Concord Pike
PO Box 7474
Wilmington, DE 19803-0474

(302) 477-2103 (office)
(302) 477-2255 (office fax)
makotler@mail.widener.edu

EDUCATION

New York University, School of Law, New York, NY;
J.S.D. - 1989

Dissertation: "A Descriptive Model of Tort Law"
Principal Advisor: Prof. William E. Nelson

New York University, School of Law, New York, NY;
LL.M. - 1984

University of California, Hastings College of the Law, San Francisco, CA;
J.D. - 1975

The George Washington University, Washington, DC;
B.A. (Political Science) - 1972

EMPLOYMENT – LEGAL EDUCATION

1987 to present — *Professor of Law,* Widener University, School of Law, 4601 Concord Pike, PO Box 7474, Wilmington, DE 19803-0474

Courses: Torts, Products Liability, Advanced Torts, Insurance Law, Remedies and Contemporary Tort Theory (seminar)

(Assoc. Prof. - 1988-93; Vis. Assoc. Prof. - 1987-88)

Fall 2006 — *Visiting Professor of Law,* Florida State University, College of Law, 425 W. Jefferson Street, Tallahassee, FL 32306-1601

Courses: Torts and Products Liability

EMPLOYMENT – LEGAL EDUCATION (cont'd)

Spring 2000 *Visiting Professor of Law,* California Western School of Law, 225 Cedar Street, San Diego, CA 92101

Courses: Torts

1996-97 *Visiting Professor of Law,* Santa Clara University, School of Law, 500 El Camino Real, Santa Clara, CA 95053-0001

Courses: Torts, Products Liability and Remedies

Fall 1994 *Visiting Professor of Law,* Seton Hall University, School of Law, One Newark Center, Newark, NJ 07102

Courses: Torts and Insurance Law

1985-87 *Visiting Fellow,* National University of Singapore, Faculty of Law, Kent Ridge, Singapore 0511

Courses: Torts and "Legal Practice and Methods" (Torts "course coordinator" - 1986-87)

EMPLOYMENT – LAW PRACTICE

1980-83 *Partner,* Kotler & Kotler, Attorneys at Law, Walnut Creek, CA;

General Civil Litigation (Plaintiff's Personal Injury; Landlord-Tenant, Family Law, Business and Insurance Litigation; Jury and Non-Jury Trials)

1976-80 *Associate,* Popelka, Allard, McCowan & Jones, Attorneys at Law, San Jose, CA;

Insurance Defense Litigation (Products Liability, Negligence and Insurance Litigation; Jury and Non-Jury Trials)

PUBLICATIONS (See http://ssrn.com/author=624363)

Book: *Products Liability and Basic Tort Law* (Carolina Academic Press, 2005).

Articles: *Tort Reform and Implied Conflict Preemption,* 44 J. Marshall L. Rev. 827 (2011).

Shared Sovereign Immunity as an Alternative to Federal Preemption: An Essay on the Attribution of Responsibility for Harm to Others, 37 Hofstra L. Rev. 157 (2008).

The Myth of Individualism and the Appeal of Tort Reform, 59 Rutgers L. Rev. 779 (2007).

PUBLICATIONS (cont'd)

Uniform Commercial Code Annual Survey, 56 Bus. Law. 1747 (2001) (with Wladis, Garvin and Meadows).

Social Norms and Judicial Rulemaking: Commitment to Political Process and the Basis of Tort Law, 49 U. Kan. L. Rev. 65 (2000).

Uniform Commercial Code Annual Survey, 54 Bus. Law. 1831 (1999) (with Wladis, Hakes, Meadows and Taucher).

Reconceptualizing Strict Liability in Tort: An Overview, 50 Vand. L. Rev. 555 (1997).

The Individuals with Disabilities Education Act: A Parent's Perspective and Proposal for Change, 27 U. Mich. J. L. Ref. 331 (1994).

Competing Conceptions of Autonomy: A Reappraisal of the Basis of Tort Law, 67 Tul. L. Rev. 347 (1992).

Utility, Autonomy and Motive: A Descriptive Model of the Development of Tort Doctrine, 58 U. Cin. L. Rev. 1231 (1990).

Motivation and Tort Law: Acting for Economic Gain as a Suspect Motive, 41 Vand. L. Rev. 63 (1988).

Reappraising the Jury's Role as Finder of Fact, 20 Ga. L. Rev. 123 (1985).

Imposing Punitive Damages on the Intoxicated Driver, 18 Akron L. Rev. 255 (1984).

BAR

State Bar of California (since 1975)
Federal District Court (N.D. Cal.)
United States Court of Appeal (3d Cir.)

PROFESSIONAL MEMBERSHIPS

American Law Institute (elected 1993)

OTHER

Member, Board of Trustees, TALK, Inc. (a Pennsylvania non-profit corporation) d/b/a Talk Institute and School, Newtown Square, PA