

DORON DORFMAN

Syracuse University College of Law ♦ Dineen Hall, Room 415
950 Irving Avenue Syracuse, New York 13244
650-4229086 ♦ dorondorfman@gmail.com

ACADEMIC APPOINTMENTS

Syracuse University College of Law

Associate Professor of Law

2019-

Courses: *Torts, Health Law and Policy, Employment Discrimination Law*

- Member, SUNY Upstate Medical University Ethics Committee
- Faculty Affiliate, Disability Law & Policy Program, Syracuse University College of Law
- Faculty Affiliate, Cluster on Aging, Health, and Neuroscience, Syracuse University
- Faculty Affiliate, Aging Studies Institute, Syracuse University
- Affiliated Researcher, aChord – Social Psychology for Social Change, Hebrew University of Jerusalem

Center for Human Rights and International Justice, Stanford University

Lecturer, *Introduction to Disability Studies and Disability Rights*

2017-2019

The Center for the Study of Law & Society, University of California Berkeley Law

Visiting Scholar

2018-2019

EDUCATION

Stanford Law School

Doctor of the Science of Law (JSD)

2019

Dissertation: *Fear of the Disability Con: Public Perceptions of Abuse of Disability Rights*

Committee: Robert MacCoun (Principal), Bernadette Meyler, Rabia Belt, Susan Schweik, Hazel Markus

Master of the Science of Law (JSM), Stanford Program in International Legal Studies (SPILS)

2014

Thesis: *Conflicts Between Private and State Disability Identities*

University of Haifa, Faculty of Law

Master of Laws (LL.M), Magna cum Laude (concentration in Health Law)

2010

Bachelor of Laws (LL.B), Magna cum Laude and the Dean's List

2009

University of Haifa, Faculty of Social Sciences, Department of Communications

Bachelor of Arts (B.A)

2009

RESEARCH AND TEACHING INTERESTS

Disability Law, Health Law, Food & Drug Law, Bioethics, Torts, Property, Employment Discrimination Law, Family Law, Law & Sexuality, Empirical Law & Psychology

PUBLICATIONS

Articles and Essays (* indicates peer-reviewed journals)

- *Penalizing Prevention* (in progress)
 - Selected for the 2021 Health Law Scholars Workshop, Saint Louis University/American Society of Law, Medicine & Ethics

- *Disability Rights Façades*, 170 U. PA. L. REV. (forthcoming 2022) (selected for a symposium on The Disability Frame)
- [*The PrEP Penalty*](#), 63 B.C.L. REV. (forthcoming 2022)
 - Selected for the Northwestern, Penn and Stanford Law Schools' Junior Faculty Forum for Law & STEM
- [*Suspicious Species*](#), 2021 U. ILL. L. REV. 1363 (2021)
 - Winner of Steven M. Block Civil Liberties Award, Stanford Law School
 - Winner of the Junior Scholar Publication Award in the Field of Compliance, ComplianceNet
 - Selected for Northwestern Law School's Empirical Animal Law Workshop
 - Featured on [Ipse Dixit – A Podcast on Legal Scholarship](#)
- * [*Pandemic “Disability Cons.”*](#) 49 J. L. MED. & ETHICS 401 (2021) (special issue on Malingering and Health Policy)
 - Featured on John Hopkins University's [Included: The Disability Equity Podcast](#)
- * [*The Treatment of Disability Under Crisis Standards of Care: An Empirical and Normative Analysis of Change Over Time During COVID-19*](#), 46 J. HEALTH POL. POL'Y & L. 831 [with Ari Ne'eman, Michael Ashley Stein & Zackary D. Berger] (2021)
- [*Reweighing Medical Civil Rights*](#), 72 STAN. L. REV. ONLINE 176 [with Rabia Belt] (2020)
- [*The Professionalization of Urban Accessibility*](#), 47 FORDHAM URB. L.J. 1213 [with Mariela Yabo] (2020) (leading article, symposium on Urban Cities and Accessibility)
- * [*Disability Rights as a Necessary Framework for Crisis Standards of Care and the Future of Health Care*](#), 50 HASTINGS CENT. REP. 28 [with others] (2020)
- * [*Can the COVID-19 Interstate Travel Restrictions Help Lift the FDA's Blood Ban?*](#), 7 J.L. & BIOSCIENCES 1 (2020)
 - Featured on [Isolated by the Law](#), A Symposium on Domestic and International Public Health Policy During the Coronavirus Pandemic, Wake Forest University School of Law
- [*\[Un\]Usual Suspects: Deservingness, Scarcity, and Disability Rights*](#), 10 UC IRVINE L. REV. 557 (2020)
 - Selected for republication in 3 UCLA DISABILITY L.J. (forthcoming 2021)
 - Cited in Sonja Sharp, *L.A. Quadruples the Fines for Disabled-Placard Fraud, But Will It Help?* [LOS ANGELES TIMES](#) (April 21, 2019)
 - “Very interesting and recommended” paper, [Legal Theory Blog](#)
 - Featured on [Ipse Dixit – A Podcast on Legal Scholarship](#)
- * [*Fear of the Disability Con: Perceptions of Fraud and Special Rights Discourse*](#), 53 LAW & SOC'Y REV. 1051 (2019)
 - Cited in Joseph Shapiro, *Disability Pride: The High Expectations of a New Generation*, [THE NEW YORK TIMES](#) (July 17, 2020)
 - Cited in Rebecca Cokley, *Calling Trump Unwell Doesn't Hurt Trump. It Hurts Disabled People*, [THE WASHINGTON POST](#) (June 16, 2020)

- Cited in Rob Walker, *When a Colleague Takes a Parking Space for People with Disabilities*, [THE NEW YORK TIMES](#) (May 4, 2018)
- Cited in Stephen Harrison, *Fake Reddit Post Starts Serious Debate About Video Game Accessibility*, [SLATE](#) (April 20, 2021)
- Featured on the [Disability Visibility Podcast](#)
- Featured on John Hopkins University's [Included: The Disability Equity Podcast](#)
- * [Re-Claiming Disability: Identity, Procedural Justice and the Disability Determination Process](#), 42 LAW & SOC. INQUIRY 195 (2017)
 - Winner of the national Burton Distinguished Legal Writing Award for Finest Law School Writers, awarded by the American Bar Association, the Library of Congress, and Law360
 - Cited extensively by Judge Carlton W. Reeves, U.S. District Court for the Southern District of Mississippi, in [Boatner v. Berryhill](#), 3:16-cv-243-cwr-rhw (May 11, 2018)
 - Featured in an expose on Social Security benefits adjudication in Mississippi, Julia Whitehead, *Disability Denials Can Amount to 'Death Sentence,' Judge Says in Mississippi Case*, [MISSISSIPPI TODAY](#) / [THE MERIDIAN STAR](#) (May 12, 2020)
- * [The Blind Justice Paradox: Judges with Visual Impairments and the Disability Metaphor](#), 5 CAMBRIDGE INT'L L.J. 272 (2016)
- * [Surrogate Parenthood: Between Genetics and Intent](#), 3 J.L. & BIOSCIENCES 404 (2016)
- [The Inaccessible Road to Motherhood – The Tragic Consequence of Not Having Reproductive Policies for Israelis with Disabilities](#), 30 COLUM. J. GENDER & L. 49 (2015)
 - Excerpted in READINGS IN COMPARATIVE HEALTH LAW AND BIOETHICS (I. Glenn Cohen, Nathan Cortez & Timothy Jost, 3rd edition, 2019)
 - Winner of Steven M. Block Civil Liberties Award, Stanford Law School
 - Winner of Colin B. Picker Award, First Honorable Mention for Best Graduate Paper, American Society of Comparative Law
 - Cited by Israeli Supreme Court in File No. 7141/15 *Doe v. Doe and the Attorney General*, opinion by Justice Melcer (Dec. 22, 2016)
- [Disability Identity in Conflict: Performativity in the U.S. Social Security Benefits System](#), 38 T. JEFFERSON L. REV. 47 (2015)
 - Winner of the national James Crane III Disability & the Law Writing Award, Thomas Jefferson Law School

Shorter Works

- [Afterword: The ADA's Imagined Future](#), 71 SYRACUSE L. REV. 927 (2021) (invited Afterword for a symposium on the 30th Anniversary of the Americans with Disabilities Act)
- * [Bans on Mask Requirements versus Disability Accommodations – A New COVID-19 Conundrum](#), [JAMA HEALTH FORUM](#) [with Mical Raz] (2021)
 - Cited in Amanda Ottaway, *Employers May Face Lawsuits From Pro-Vaccine Workers, Too*, [LAW360](#) (August 13, 2021)
 - Cited in Chris Burt, *Mask Bans? Why 3 Laws May Protect Students, Faculty with Disabilities*, [UNIVERSITY BUSINESS](#) (August 23, 2021)

- * *Mask Exemptions During the COVID-19 Pandemic – A New Frontier for Clinicians*, [JAMA HEALTH FORUM](#) [with Mical Raz] (2020)
 - [The most widely read commentary to date in the JAMA Health Forum](#) with more than 244,000 views
 - Cited in Monica Buchanan Pitrelli, *Are There Medical Reasons to Not Wear a Mask? Yes, Not Not Many*, [CNBC](#) (August 7, 2020)
 - Cited in Matthew Brown, *Fact check: ADA Does Not Provide Blanket Exemption from Face Mask Requirements*, [USA TODAY](#) (July 15, 2020)
- *Thirty Years Later, Still Fighting Over the ADA*, [THE REGULATORY REVIEW: A PUBLICATION OF THE PENN PROGRAM ON REGULATION](#) [with Thomas F. Burke] (2020)
- *Regatta Revisited: The Race to Equity in Virtual Sports*, 46 RUTGERS L. RECORD 151 [with Kathleen A. Tarr] (2019)

Book Chapters

- *An Experimental Jurisprudence Approach to Health Law & Disability Law*, in CAMBRIDGE HANDBOOK OF EXPERIMENTAL JURISPRUDENCE (Kevin Tobia, ed.) (*forthcoming* Cambridge University Press 2023)
- *Commentary on Olmstead v. L.C. ex rel. Zimring*, in FEMINIST JUDGMENTS: REWRITTEN HEALTH LAW OPINIONS (Seema Mohapatra & Lindsey F. Wiley, eds.) (*forthcoming* Cambridge University Press 2022)
- *The Universal View of Disability and Its Danger to the Civil Rights Model*, in BOUNDARIES OF DISABILITY: CRITICAL PERSPECTIVES 37 (Licia Carlson & Matthew Murray, eds.) (Routledge 2021)
- *Disability, Law, and the Humanities: The Rise of Disability Legal Studies*, in OXFORD HANDBOOK OF L. & HUMAN. 145 (Simon Stern, Maksymilian Del Mar, & Bernadette Meyler, eds.) [with Rabia Belt] (Oxford University Press 2019)

Reviews

- *The Everyday Struggles of Disability Law*, *Reviewing Elizabeth F. Emens, Disability Admin: The Invisible Costs of Being Disabled*, 105 Minn. L. Review, [JOTWELL](#) (2021)
- *Review of Politics of Empowerment: Disability Rights and the Cycle of American Policy Reform* By David Pettinicchio, 54 LAW & SOC'Y REV. 530 (2020)

Op-eds

- *Students with Disabilities Could Sue Their Schools to Require Masks*, [The Washington Post](#) (August 19, 2021) [with Mical Raz]
- *Challenges Faced by Employees with Disabilities Amid the Return to In-Person Work*, [Harvard Law's Petrie-Flom Center: Bill of Health](#) (August 4, 2021)
- *How an Unexpected Collaboration Led Utah to Amend Its Discriminatory Triage Plan*, [The Hill](#) (August 28, 2020)
- *Being Anti-Mask Doesn't Make You Disabled*, [Newsday](#) (May 21, 2020)
- *COVID-19 May Help Lift FDA Policy On Gay Blood Donors*, [Law360](#) (April 3, 2020)

- *Subminimum Employment for People with Disabilities*, [Real Clear Policy](#) [with Rabia Belt] (November 1, 2018)
- *Inaccessible Motherhood: The Normative Void Regarding Reproductive Policies for Persons with Disabilities, Versa: Opinions of the Israeli Supreme Court, A Project of Cardozo Law* (June 16, 2016)
- *The Reincarnation of HIV Stigma*, [The Stanford Daily](#) (Feb. 3, 2016)
- *Awaiting the First Blind Hebrew Judge*, [Ynet](#) (Jan. 14, 2015) (in Hebrew)

Publications in Hebrew

- [The Municipal Accessibility Index in Israel – 2020](#), research commissioned by: the Ruderman Family Foundation, the Ted Arison Family Foundation, the Commission for Equal Rights of Persons with Disabilities within the Israeli Ministry of Justice, and JDC Israel [with Malkito Azene & Yossi Hasson] (2020)
- *Between Pity and Suspicion: Perceptions of Disability Rights as Special Rights in Israel*, LAW, SOC'Y & CULTURE: LAW & EMOTIONS 421 (2020)
- [The Municipal Accessibility Index in Israel – 2019](#), research commissioned by: the Ruderman Family Foundation, the Ted Arison Family Foundation, the Commission for Equal Rights of Persons with Disabilities within the Israeli Ministry of Justice, and JDC Israel [with Yossi Hasson, Karin Sandel, & Eran Halperin] (2019)
- *Abuse of Process and Bad Faith in the Civil Process: The Gap Between a Post-Adversarial Model of Procedure and a Traditional Model of Zealous Advocacy*, SHLOMO LEVIN BOOK – ESSAYS IN HONOR OF JUSTICE SHLOMO LEVIN 255 (Asher Grunis, Eliezer Rivlin, Michael Karayanni, ed.) [With Orna Rabinovich-Einy] (2013)
 - Cited by the Israeli Supreme Court in several cases including: File No. 3025/21 [Angel v. Tagliot School Inc.](#), Justice Barak-Erez (July 18, 2021)
- *On Blindness and the Judiciary: On the Possibility of Incorporating Blind Judges in the Israeli Court System*, 13 LAB., LAW & SOC'Y 339 (2012)

WORK IN PROGRESS

Care “Giving”: *Intersectionality and Perceptions of Payment for Family Care* [with Nina Kohn]

- Funded through the 2020 Collaboration for Unprecedented Success and Excellence (CUSE) Grant Program

Surveilling Disability [with Jennifer Oliva]

The Right to Sit Down [with Lauren B. Edelman]

Disability Con in College: Assessing Mistrust in Academic Accommodations in Light of the College Admission Scandal

FELLOWSHIPS AND GRANTS

Collaboration for Unprecedented Success and Excellence (CUSE) Grant, Syracuse University [with Nina Kohn] 2020

The Gerald J. Lieberman Fellowship, Vice Provost for Graduate Education, Stanford University 2018

- Awarded to doctoral students whose research accomplishments, teaching, and service to the university have demonstrated their potential for becoming academic leaders

The Laboratory for the Study of American Values Research Fellowship, Stanford Political Science Department 2017, 2019

Research Group on Law & Communities, The Center for Jewish and Democratic Law, Bar Ilan University, Faculty of Law 2017

Diversity Dissertation Research Grant, Vice Provost for Graduate Education, Stanford University (awarded twice) 2016, 2018

Bradley Fellowship, Stanford Constitutional Law Center 2016

McCoy Family Center for Ethics in Society Graduate Students Fellowship, Stanford University 2016

Perla & Samuel Rubinstein Scholarship for Disability Studies and Universal Design, Alin Beit Noam Institute for Disability Studies 2016

Graduate Public Service (GPS) Fellowship, Haas Center for Public Service, Stanford University 2015

HONORS AND AWARDS

2021 Health Law Scholar, Saint Louis University/American Society of Law, Medicine & Ethics 2021

Steven M. Block Civil Liberties Award, Stanford Law School (first place) 2019

Junior Scholar Publication Award in the Field of Compliance, ComplianceNet 2019

Burton Distinguished Legal Writing Award for Finest Law School Writers, awarded by the American Bar Association, the Library of Congress, and Law360 2018

Colin B. Picker Prize, First Honorable Mention for a Paper by a Graduate Student, American Society of Comparative Law 2016

Steven M. Block Civil Liberties Award, Stanford Law School (second place) 2015

James Crane III Disability & the Law Writing Award, Thomas Jefferson Law School 2015

Best Teaching Assistant at the University of Haifa Faculty of Law (as voted by the students) 2013

Shlomo Cohen & Co. Offices Award for Outstanding Student Work on Alternative Dispute Resolution 2009

ACADEMIC SERVICE

Manuscript Review/Referee: *Law & Society Review*, *Law & Social Inquiry*, *Law & Policy*, *Stigma and Health* (American Psychological Association), *Intersect: The Stanford Journal of Science, Technology, and Society*, *Disability Studies Quarterly*, and the *Journal of Philosophy of Disability*

AALS Disability Law Section, Secretary 2021-

The Virtual Health Law Workshop, Co-organizer: the workshop meets monthly to discuss health law and bioethics works-in-progress with law professors across the country 2020-

Co-coordinator CRN 40: Disability Legal Studies, Law & Society Association 2021-
Service at Syracuse University College of Law: Admission and Financial Aid Committee, New Faculty Orientation Committee, Student Mentoring Committee, Faculty Advisor to OutLaw (LGBTQ student group)

Board Member, Stanford Disability Initiative	2017-2019
Co-President, Stanford Program in Law & Society	2016-2018
Conference Co-Chair, Stanford Program in Law and Society Annual Conference for Junior Researchers	2015, 2016, 2018

SELECTED PRESENTATIONS

Penalizing Prevention

- *Invited lecture*, Faculty Workshop, *Brooklyn Law School* (Winter 2022)
- *Invited lecture*, Health Law and Policy Workshop, *Harvard Law School* (Fall 2021)
- Health Scholars Workshop, Saint Louis University/ American Society of Law, Medicine & Ethics (Fall 2021)

The PrEP Penalty

- Junior Faculty Forum for Law & STEM (organized by Northwestern, Penn and Stanford Law Schools) 2021
- *Invited lecture*, Center for Health Policy and Law Roundtable, *Northeastern University School of Law* 2021
- *Invited lecture*, Law and Biomedicine Colloquium, *University of Utah S.J. Quinney College of Law* 2021
- *Invited lecture*, Georgetown Law Lab, *Georgetown University Law Center* 2020
- Moving the Needle: UMass Law Hosts Professor Doron Dorfman, *Invited lecture UMass Law* 2020
- AALS Annual Meeting, New Voices in Sexual Orientation and Gender Identity Law Panel 2020
- Annual Health Law Professors Conference, *Loyola Chicago Law School* 2019

Suspicious Species

- Empirical Animal Law Workshop, *Northwestern University School of Law* 2021
- ComplianceNet Annual Conference, *Villanova University School of Law* 2019
- Law & Society Association Annual Meeting, *Washington DC* 2019

The Professionalization of Urban Accessibility

- Law & Society Association Annual Meeting, *Chicago IL (Virtual)* 2021

Mask Exemptions During the COVID-19 Pandemic—A New Frontier for Clinicians

- *Invited lecture*, Health & Technology Policy Symposium, *Gonzaga University School of Law* 2020

Disability Law and Perceptions of Fakery

- Association for Law, Property, and Society Annual Meeting, *Syracuse University College of Law* 2019
- *Invited lecture*, faculty seminar, *The Buchmann Faculty of Law, Tel Aviv University* 2019
- *Invited lecture*, *Harvard Law School Project on Disability*, Cambridge 2018
- *Invited lecture*, Ethics Week 2018, *Baruch College, City University of New York* 2018
- Conference on Empirical Legal Studies (CELS), *The University of Michigan Law School* 2018
- ComplianceNet First Annual Conference, *UC Irvine School of Law* 2018

- Impairment in the Social World Conference, *Columbia University in the City of New York* 2018
- Law & Society Association Annual Meeting, Toronto, Ontario 2018
- Society for Disability Studies Annual Meeting, *The Ohio State University* 2018
- Third Annual Young Scholars' Conference, *The University of Michigan Law School* 2017
- The Israeli Social Psychology Conference, *Interdisciplinary Center, Herzliya, Israel* 2017
- Society for the Study of Social Problems (SSSP) Annual meeting, Montreal, Québec 2017
- Sixth West Coast Law & Society Retreat, *UC Irvine School of Law* 2016

Re-Claiming Disability: Identity, Procedural Justice and the Disability Determination Process

- Rights and Wrongs: A Constitutional Day Conference, *San Francisco State University* 2016
- Fourth Doctoral Scholarship Conference at *Yale Law School* 2014
- Law & Society Association Annual Meeting, Minneapolis, MN 2014
- Stanford Program in Law & Society Inaugural Conference for Junior Researchers 2014

The Inaccessible Road to Motherhood – The Tragic Consequence of Not Having Reproductive Policies for Israelis with Disabilities

- *Invited guest lecture*, Disability Studies Center, *Hebrew University of Jerusalem* 2017
- Fifth Younger Comparativists Committee (YCC) Conference, New Orleans, LA 2016
- Law & Society Association Annual Meeting, Seattle, WA 2015
- International Conference on Families with Parental Mental Health Challenges, Berkeley, CA 2014

Other Invited Workshops

- Workshop on Empirical Methods for Law Professors, Law & Economics Center, *George Mason University Antonin Scalia Law School* 2018
- Junior Scholars Workshop, Law & Society Association Annual Meeting, Toronto, Ontario 2018
- Junior Scholars Workshop, West Coast Law & Society Retreat, UC Irvine School of Law 2016

BAR ADMISSIONS

New York; Israel

LEGAL EXPERIENCE

- Associate, **Hamburger Evron & Co.** (Tel Aviv) 2012-2013
 - Commercial, civil and administrative law litigation
- Associate, **Charcon Ben Ami Asher & Co.** (Tel Aviv) 2010-2012
 - Administrative law and civil litigation
- Paralegal, **Fischer Behar Chen Well Orion & Co.** (Tel Aviv) 2009-2010
 - Commercial, civil and administrative law litigation

Public Interest Work**Disability Rights Education and Defense Fund (DREDF)** (Berkeley, CA)

- Advising on impact litigation related to healthcare coverage in California 2018

Bizchut – the Israeli Human Rights Center for People with Disabilities (Jerusalem) 2014

- Conducted comparative research on Personal Assistance legislation as part of the efforts of drafting and promoting an Israeli bill on the issue

Kav LaOved (Worker’s Hotline) (Tel Aviv) 2010-2013

- Provided legal advice regarding employment law issues to refugee asylum seekers (mostly from African countries) and to disadvantaged Israeli workers

Shiur Acher (A Different Lesson) (Tel Aviv) 2010-2013

- Taught lessons on various legal issues to children in underserved areas of Israel

Tebeka – Advocacy for Equality & Justice for Ethiopian-Israelis (Tel Aviv) 2008-2009

- Instructor in "Youth for Justice," a program that is designed to acquaint Israeli high school students of both Ethiopian and non-Ethiopian descent with the fundamentals of democracy, the legal system, and social justice

PROFESSIONAL AFFILIATIONS

- Law and Society Association [Collaborative Research Networks: Disability Legal Studies, Law & Emotions, Law, Society and Psychological Science, and Law & Health]
- Society for Empirical Legal Studies
- American Society of Law, Medicine & Ethics
- ComplianceNet
- Society for Disability Studies
- Society for the Study of Social Problems

REFERENCES

Professor Rabia Belt
Associate Professor of Law
Stanford Law School
650-725-6111
belt@law.stanford.edu

Professor Robert J. MacCoun
James and Patricia Kowal Professor of Law
Stanford Law School
650-721-3011
maccoun@law.stanford.edu

Professor Jennifer Oliva
Associate Professor of Law
Director, Center for Health &
Pharmaceutical Law
Seton Hall Law School
302-252-7417
jennifer.oliva@shu.edu

Professor Elizabeth F. Emens
Isidor and Seville Sulzbacher Professor of Law
Columbia Law School
212-854-8879
emens@law.columbia.edu

Professor Bernadette Meyler
Carl and Sheila Spaeth Professor of Law
Stanford Law School
650-736-1007
bmeyler@law.stanford.edu

Professor Lindsay F. Wiley
Professor of Law
Director, Health Law and Policy Program
American University College of Law
202-274-4288
wiley@wcl.american.edu