



**Name: Yifat Bitton**  
Striks School of Law, College of Management

**Date: August, 2016**

## **CURRICULUM VITAE**

### **1. Personal Details**

Permanent Home Address: 17 Movshovitz st., Herzliya

Home Telephone Number: 077-5150420

Office Telephone Number: +972-39635768

Cellular Phone: +972-54-2229725

Electronic Address: bittony@colman.ac.il

Marital Status: Married

### **2. Higher Education**

**The Hebrew University of Jerusalem Law School**, Ph.D., Dissertation: Re-reading Tort Law from an Egalitarian Perspective, 2004

#### **A. Undergraduate and Graduate Studies**

**Yale Law School**, LL.M., 2009 (with Honors)

**The Hebrew University of Jerusalem Law School**, LL.M, *magna cum laude*, 1999

**The Hebrew University of Jerusalem Law School**, LL.B., *magna cum laude*, 1996

#### **B. Doctoral Degree and Post-Doctoral Studies The Hebrew University of Jerusalem Law School**, Ph.D., 2004

**Harvard Law School**, Visiting Researcher, 2004-2005 (Supervised by Prof. Duncan Kennedy)

#### **C. Other Education**

### **3. Academic Ranks and Tenure in Institutes of Higher Education**

<b>Dates</b>	<b>Institution and Department</b>	<b>Rank/Position</b>
2009-present	Striks School of Law, College of Management	Associate Professor (Senior Lecturer)
2009-2014	Peking University School of Transnational Law, China	Affiliated Transnational Visiting Professor
2001-present	Hebrew University Law School	Adjunct lecturer
2006-2008	Shaarey Mishpat College of Law	Assistant Professor (Lecturer)
2000-2004	Ono Academic Center	Assistant Professor (Lecturer)

### **4. Offices in Academic Administration**



The College of Management  
Academic Studies

Equality Committee, Co-chair, Striks School of Law, College of Management, 2013-present.  
Prosecutor, Academic Staff, College of Management, 2014.  
Ethical Code Committee, member, Striks School of Law, 2009-present.  
Head of Clinical Center, Ono Academic Center, 2001-2004.

## **5. Scholarly Positions and Activities outside the Institution**

### **Academic Research Groups:**

- 2016 - present **Fellow**, research group, Bar-Ilan University Law School, Center for Jewish and Democratic Law: "The Ethics of National Resources Distribution". Research group led by Prof. Shachar Lifshitz (Dean) and Prof. Itzhak Brand (Rabbi and faculty member).
- 2014 – present **National Coordinator**, European Cooperation of Science and Technology (COST) on "Femicide." Appointed by the COST Member Countries and in charge of accepting the Action Memorandum of Understanding of the nomination process for the Domain Committee and Management Committee members, as well as providing information and support to national research communities.
- 2013 - 2015 **Fellow**, research group, Tel-Aviv University: "Reconstructing Liberalism for a shared good". Research group led by Prof. Menny Moutner (Former Dean, School of Law, Tel-Aviv University) and Prof. Nissim Mizrahi (Dean, Sociology Department, Tel-Aviv University).

### **Professional Associations and Roles:**

- 2015- present Israel Bar Association, Schar-Mitzva, Co-Chair (with Prof. Yuval Elbashan)  
2009 – present American Bar Association & Yale University Ethics Center, World Justice Project Forum, founding member, Rule of Law project.

### **Academic Committees:**

- 2014 The Cegla Prize Committee, Tel-Aviv University School of Law

### **Public Service Committees:**

- 2015 – 2016 Israel National Student Association, Future of Israeli Academia, Ad Hoc Committee  
2013 – 2015 Ministry of Justice, Unclaimed Estate Committee, member  
2010 Sub Committee for Women's Rights on Sexual Harassment, appointed expert by MK Orit Zuretz.

### **Evaluation and Reviewing Roles:**

- 2015 Review Panel Expert in the European Cooperation of Science and Technology (COST) Action Proposal Submission, Evaluation, Selection and Approval procedure, European Union.  
2005-present Reviewer of multiple law review articles, Israel and abroad.

## **6. Participation in Scholarly Conferences**

### a. **Active Participation**

---



The College of Management  
Academic Studies

**International Conferences:**

<b>Date</b>	<b>Name of Conference</b>	<b>Place</b>	<b>Subject of Lecture/Discussion</b>	<b>Role</b>
2015	Gardner & Ripstein Symposia	Hebrew University	Discussing Gardner's New Book	Invited speaker
2015	Women's International Human Rights in Contested Public Spaces	Hebrew University	International Law and the Protection from " <i>Female Fear</i> "	Invited speaker
2015	Public Law in an Uncertain World, International Society of Public Law (ICON-S)	New York University Law School	Discriminatory Religious Practices and Hu(wo)man Rights Suspension tactics in Remediating Feminine Suffering through Tort Law	speaker
2014	4 <sup>th</sup> Color of Violence Conference	Chicago	Tipping the Scales and Tort Claims	speaker
2014	Religion as a Social Force	San Francisco	Religious Discrimination Secular Justice	Speaker
2013	The Pursuit of Justice Conference	Gonzaga University	Discrimination Based on Sameness, Not Difference	Speaker
2012	MLEA Annual Conference of Law and Economics	Washington University Law School	Public Nuisance, Private Harm: Law & Economics Analysis of <i>the "Female Fear"</i>	Speaker
2011	Rebellious Lawyering Conference	Yale Law School	Rebellious Lawyering of Tort Law: Social Change through Private Law	Speaker
2010	Intersectionality & Critical Race Theory Conference,	UCLA	Triadic Intersectionality and Representation Strategies	Speaker
2010	Canadian Law & Society Association	Montreal University	Education and Multicultural Toleration	Speaker
2010	Toleration, Equality, and Segregation in the Name of Culture Conference of the Minerva Center for Human Rights	Hebrew University	Finally, Our Own Brown!(!?),	Speaker
2007	Law and Society Association conference	Humboldt University	The Limits of Equality and the Virtues of Discrimination	Speaker
2005	Crossroads-Debating Women's Rights, Racism and Religion Conference	University of Oslo	Public Hierarchy, Private Harm	Invited Lecture
2004	The Minerva Center for Human Rights Annual Conference	Hebrew University	Dignity aches	Invited Lecture

**Local Conferences in Israel:**

<b>Date</b>	<b>Name of Conference</b>	<b>Place</b>	<b>Subject of Lecture/Discussion</b>	<b>Role</b>
2015	Law and Society Conference	Hebrew University	Racism and Legalism	Invited speaker
2015	The Future of Israeli Liberalism	Tel Aviv University	Vila in the Levant: Legal Lessons from Jacqueline Kahanov	Invited speaker
2015	The Private Law Association	College of	Differences in Men's and Women's	speaker



The College of Management  
Academic Studies

	Conference	Management	Willingness to Pay for " <i>Female Fear</i> "	
2014	Knowledge and Science	Tel-Aviv University	Creating Knowledge, Challenging Legal Science	Invited speaker
2010	The Private Law Association Inaugural Conference	Hebrew University	Liability of Bias: A Comparative Study of Gender-Related Interests in Negligence Law	speaker
2004	Annual Queer Theory Conference	Tel Aviv University	Identity as a Harm	speaker
2002	The annual conference of the women and gender forum	Tel Aviv University	Torts and the creation of feminine poverty	speaker

**b. Organization of Conferences or Sessions**

Date	Name of Conference	Place	Subject/Role of Conference, Comments	Role
2015	Femicide in Israel	Hebrew University	Culture and Femicide	Conference organizing group member
2014	Law and Society Conference	Haifa University	Victims' Rights	Panel organizing group member
2014	Law and Society Conference	Haifa University	Humanistic Perspectives on Torts	Panel organizing group member
2009	Socio-Legal Perspectives on the "Yemen Children" Ordeal	College of Management		Panel organizer

**7. Invited Lectures\ Colloquium Talks**

**International Lecture Invitations/ Colloquium Talks:**

Date	Place of Lecture	Name of Forum	Presentation/Comments
2015	SWP Stiftung Wissenschaft und Politik, Berlin (Invited)	Roundtable Discussion at SWP on "Israeli perspectives on the Israeli-Palestinian conflict and on current domestic developments"	Discrimination Based on Sameness, Not Difference: The Israeli Case for Discrimination
2015	Hawaii University Law School (Invited)	ALIC Distinguished Scholar Annual Lecture	It Takes Two to Tango: on the Forefront and Frontiers of Torts and Human Rights
2012	Beijing (Invited)	The UN Committee for the Inalienable Rights of Palestinians	Discrimination Based on Sameness, Not Difference: The Israeli Case for Discrimination
2008	Yale Law School	Forum on Multidisciplinary	Discrimination Based on Sameness, Not Difference



The College of Management  
Academic Studies

		Research,	
2007	Harvard University Law School	Palestinian-Israeli Conflict and the Law, Seminar	Reshaping the Israeli-Palestinian Conflict from a Mizrahi Legal Perspective
2005	Harvard University Law School	S.J.D. Colloquium	The Limits of Equality and the Virtues of Discrimination
2004	Hebrew University Law School	Faculty Colloquium	Gender-Based Interests and Tort Law's Protectionism

#### Local Lecture Invitations/ Colloquium Talks:

Date	Place of Lecture	Name of Forum	Presentation/Comments
2016	Israeli Bar Association (Invited)	Annual National Conference, Opening Session	Under-regulation and employees' Rights
2015	Israeli Bar Association (Invited)	Annual Tort Lawyers Conference	Sex Assault Survivors and the Torts System
2015	Israeli Bar Association (Invited)	Legal Year Opening Conference	Rabbinical Courts and Secular Family Courts: The Legislature Lagging Behind
2014	Israeli Bar Association (Invited)	Annual National Conference	Social Change and Legal Battles
2014	Israeli Bar Association (Invited)	Legal Year Opening Conference	Public Housing, Private Harm: Compensating tenants
2014	Israeli Bar Association (Keynote Speaker)	Annual Tort Lawyers Conference	It Takes Two to Tango: on the Forefront and Frontiers of Torts and Human Rights

## 8. Research Grants

### a. Grants Awarded

Role in Research	Co-Researchers	Topic	Funded by/Amount	Year
IP		Femicide, Torts and Int'l Law	Cost Action: Femicide Across Europe 2,500\$	2016
	Prof. Iris Canor	Human Rights, Torts and Int'l Law	The Minerva Center for Human Rights, Hebrew University Law School 2,500\$	2016
IP		Human Rights and Torts	The Emil Zola Cathedral for Human Rights/ 5,000IS	2014
IP		Torts and Anger	Striks Law School Fund	2014
IP		Discrimination Based on Sameness	The Emil Zola Cathedral for Human Rights/	2012

			5,000IS	
IP		Ethereal Dignitary Harms	The Minerva Center for Human Rights, Hebrew University Law School	2004

## 9. Scholarships, Awards and Prizes

### HONORS, AWARDS, AND PRIZES

- "Honoris Causa" Award, the Israeli Bar Association, 2015. Granted for contribution to the Israeli legal profession.
- The Edmond J. Safra Award for Excellence and Contribution to Israeli Society, 2015. Granted for Contribution to Israeli Society.
- Nominates Forbes' 50 Most Influential Women in Israel, 2015.
- The Bernice Tennenbaum Prize for innovative emerging scholar, The Hadassah Foundation, 2014. Granted for innovative feminist work.
- The Human Rights Activist Award, The London Human Rights Annual Dinner, 2014. Granted for contribution to protecting Human Rights in Israel. 2,000\$.
- Emile Zola Cathedral for Human Rights, research scholarship, 2012-2013; 2013-2014.
- Prize for Israeli Feminist Leadership, 2013 (Dafna Izraeli Fund). Granted for innovative feminist work.
- Named one of Israel's 50 most influential social-change women leaders, 2013, by Israel's most important feminist website, Saloona.
- Cegla Prize for junior faculty, 2011 (Tel-Aviv University Law Faculty). Granted for best legal research article in Israel. 1,500\$.
- Lillian Goldman Scholarship for Distinguished Women, Yale Law School (2008-2009). Granted for excellence in academia. 17,000\$.
- Fulbright's international scholar's scholarship and fellowship (2004-2005). 20,000\$.
- International Safra Educational Foundation for outstanding post-doctoral student scholarship and fellowship (2004-2005). 15,000\$.

## 10. Teaching

### a. Courses Taught in Recent Years

Year	Course Name	Type: Lecture/Seminar/Workshop/ High Learn Course/Introduction	Degree	No. of Students (Yearly)
2009-16	Jurisprudence (Legal Philosophy)	Lecture, Basic Course	LL.B.	350
2000-16	Torts	Lecture, Basic Course	LL.B.	200
2009-14	Torts	Lecture, Basic Course	J.D.	80
2006-16	Equality via Torts	Clinical Seminar	LL.B.	16
2005-16	Gender and Law	Lecture	LL.B, LL.M.	120
2011-14	Comparative Gender and Law	Seminar	J.D.	20
2012-16	Cinema and the Critique of Law	Lecture	LL.B, LL.M.	120
2010-16	Minority Groups' Fight for Equality	Lecture	LL.B, LL.M., MA	80



The College of Management  
Academic Studies

2009-15	Egalitarian Critique of Torts	Lecture, Seminar	LL.B., LL.M., J.D.	40
2009-13	International Torts	Seminar	J.D.	10
2010-12	Law and Social Change	High Learn Course	LL.M.	30

b. **Supervision of Graduate Students**

Name of Student	Title of Thesis	Degree	Completion Date / in Progress	Students' Achievements
Nili Meimon	Torts Liability in the Family	Ph. D.	In Progress	
Adam Zue	Product Liability in China	LL.M.	Completed	95
Candy Chang	Freedom of Speech and Tort Liability in China	LL.M.	Completed	95

**11. Miscellaneous**

- 2006 - present Co-founder and chair, **“Tmura Antidiscrimination Legal Center”**. The center uses both tort law litigation and public lobbying methods aimed at eliminating discrimination and human rights violations in Israel, especially those based on identity features, such as gender, nationality, ethnicity etc.
- 2003 - 2006 Co-founder and co-chair, **“Noga Center” – The Legal Center for Crime Victims.**
- 2002 - 2004 Board member, **“Itach” – Women Lawyers for Social Justice.** The organization addresses strategically the rights of women from the social, economic and geographic periphery of Israel.

## PUBLICATIONS

### A. Ph.D. Dissertation

RE-READING TORT LAW FROM A FEMINIST-EGALITARIAN PERSPECTIVE, 2004, HEBREW, THE HEBREW UNIVERSITY OF JERUSALEM LAW SCHOOL, Prof. Israel Gilead (supervisor), 360 pages.

### B. Edited Books and Special Journal Issues – Published

#### Published

#### Prior to last promotion

READINGS IN LAW, GENDER AND FEMINISM (Daphne Barak-Erez, Yifat Bitton, Dana Pugatch & Shlomit Yanisky-Ravid, eds., 2007), (co-editor, co-introduction writer) [Hebrew].

### D. Articles in Refereed Journals

#### Published

1. *Discriminatory Religious Practices, Compensatory H(wo)uman Rights Laws: Suspensions and Exclusions in Remediating Feminine Suffering*, 14 SEATTLE JOURNAL OF SOCIAL CHANGE 1-60 (2016).
2. *A Woman of Valor Goes to Court: Tort Suits as a Tool for Social Change in Multicultural Regimes* (with Ella Glass), 31(1) ISRAEL STUDIES Review Issue 107–127 (2016).
3. *Discrimination Based on Sameness, Not Difference: Re-Reading the Israeli Case for Discrimination*, 12 JOURNAL OF HATE STUDIES 177-236 (2015).
4. *The Differences between Men's and Women's Monetary Valuation of Crime Avoidance Behavior* (with Tal Shavit), 10 FEMINIST CRIMINOLOGY 115-137 (2015).
5. *Palestinian Mizrahi Feminism*, 55 ISRAELI AFFAIR JOURNAL 61-80 (2014).
6. *Transformative Feminist Approach to Tort Law: Exposing, Changing, Expanding - the Israeli Case*, 25 HASTINGS WOMEN'S LAW JOURNAL 221-266 (2014).
7. *The Dream and Its Construction: Mizrahi-Arab Cooperation to Combat Discrimination*, 4 JOURNAL OF LEVANTINE STUDIES 174-189 (2014).
8. *Pregnancy is no disease?: Channeling pregnancy and labor harms down the Birth Canal*, 29 MECHKAREY MISHPAT 107-146 (2013) [Hebrew].
9. *Harm and Punishment: The Tortious-Criminal Systems' intersection in Representing Victims of Sexual Crimes*, 36 IYUNEY MISHPAT 657-703 (2013) [Hebrew].
10. *Finally, Our Own Brown!(!)*, 45(2) ISRAEL LAW REVIEW 267-289 (2012).

#### Until here, since Last Promotion

11. *Mizrahis and Law: Absence as Existence* 41 MISHPATIM (Hebrew University LR)<sup>1</sup> 315 (2012) (awarded **Cegla prize for best Israeli legal article**, 2011) [Hebrew].
12. *The Features and Virtues of Discrimination*, 4 MA'ASEY MISHPAT LR 75 (2011) (Tel-Aviv University) [Hebrew].
13. *Feminist Contribution to Tort Law Analysis: Exposure, Expansion, Elevation* 17 HAMISHPAT 63 (College of Management LR, 2011)[Hebrew].
14. *Liability of Bias: A Comparative Study of Gender-Related Interests in Negligence Law*, 2010 ANNUAL SURVEY OF INTERNATIONAL & COMPARATIVE LAW 63 (2010).
15. *Wishing for Discrimination? A Comparative Gaze on Categorization, Racism and the Law*, 2 SORTUZ: ONATI JOURNAL OF EMERGENT SOCIO-LEGAL STUDIES 39 (2008).
16. *Bringing Power Relations within the Scope of Negligence Liability*, 37 MISHPATIM (Hebrew University LR) 145 (2008) [Hebrew].
17. *The Limits of Equality and the Virtues of Discrimination*, 2006 MICH. ST. LAW REV. 593 (2006).

---

<sup>1</sup> Ranked first in Israeli legal scholarship publications.





The College of Management  
Academic Studies

18. *Dignity Aches: Compensating Constitutional Harms*, 9 MISHPAT UMIMSHAL (Haifa University LR) 137 (2005) [Hebrew].
19. *Feminine Matters, Feminist Analysis and the Dangerous Gap between Them*, 28 IYUNEY MISHPAT (Tel-Aviv University LR) 871 (2005) [Hebrew].
20. *Feminine Life-Experience and the Foreseeability of Harm*, 33 MISHPATIM (Hebrew University LR) 585 (2003) [Hebrew].
21. *The Effect of "Basic-Law: Human Dignity and Liberty of the Person" on the Legal Rights of Homosexual Couples*, 2 KIRYAT HAMISHPAT LR 401 (2001) [Hebrew].

#### **Accepted for Publication**

1. *Using Capitalist Torts' Sword to Kill King Capitalism?* Din Udvarim (Forthcoming, 2016) [Hebrew] (around 70 pages).
2. *The Three Pillars of Liberalism and Equality*, WORK, SOCIETY AND LAW (forthcoming, 2016) (around 20 pages).
3. *The Privatization of Socio-Political Activism*, IyuneY Mishpat (Forthcoming, 2017) (around 40 pages).

## **E. Articles or Chapters in Scientific Books**

### **(which are not Conference Proceedings)**

#### **Published**

1. *Reclaiming Power? Tort Claims of Women Victims of Sexual Violence*, in TRENDS AND ISSUES IN VICTIMOLOGY 130 (Natti Ronel, K. Jaishankar, Moshe Benshimon eds.) (2008).
2. *Public Hierarchy – Private Harm: Negotiating Divorce within Judaism*, in (RE)INTERPRETATIONS: THE SHAPES OF JUSTICE IN WOMEN'S EXPERIENCE 61 (Laurel S. Peterson and Lisa Dresdner eds., 2008).
3. *The Price of Tears* in READINGS IN LAW, GENDER AND FEMINISM 233 (DAPHNE BARAK-EREZ, YIFAT BITTON, DANA PUGATCH & SHLOMIT YANISKY-RAVID EDS., 2007) [Hebrew].

#### **Accepted for Publication**

1. *Capitalism and Torts or Torts as Capitalism*, in THE CAPITALIST WOMEN (Yofi Tirosh et al. eds., The Van-Leer Institute) (forthcoming, 2016) [Hebrew].
2. *(Tortious) Mom there's Only One: The Construction of Motherhood in Prenatal Torts in Contemporary Motherhood in Israel: Critical Perspectives on a Changing Social Construct* (Sylvia Bijawi, Einat Lavee & Orly Benjamine, Eds, forthcoming, 2016) [Hebrew].

## **H. Other Scientific Publications**

#### **Published**

1. *Doubling the Double Bind*, 1 THE LAW ON HUMAN RIGHTS (online), 2013.
2. *The One Going Up and The One Going Down*, 10 THE LAW ON HUMAN RIGHTS (online), 2013.
3. *Women and Torts: Between Discrimination and Suspension*, 41 THE LAW ON HUMAN RIGHTS (online), 2014.

## **I. Other Publications**

1. Discriminatory Equality, HAARETZ, Feb. 2014.
  2. Capitalist Win, BDS Loss, YEDIOT AHRONOT, Feb. 2014.
-



The College of Management  
Academic Studies

3. The Secretary and Her Boss, YEDIOT AHRONOT, March. 2014.
4. Violence that Scars the Soul, YEDIOT AHRONOT, March 2014.
5. Public Housing as Public Wrong, YEDIOT AHRONOT, March 2014.
6. Is It Because I'm Mizrahi?, YEDIOT AHRONOT, April 2014.
7. Double Corruption, YEDIOT AHRONOT, April 2014.
8. Independence Day, Social Gap Day, YEDIOT AHRONOT, May 2014.
9. Vat and Being A Good Citizen, YEDIOT AHRONOT, May 2014.
10. The Can and Can't does with Public Money, YEDIOT AHRONOT, June 2014.
11. Crushing the Gap, YEDIOT AHRONOT, July 2014.
12. Equal Burden, YEDIOT AHRONOT, July 2014.
13. Keep it simple, YEDIOT AHRONOT, July 2014.
14. Women and the News War, YEDIOT AHRONOT, August, 2014.
15. Freedom of Speech and Freedom to Dish, YEDIOT AHRONOT, August, 2014.
16. Another Woman Murdered, YEDIOT AHRONOT, Sept. 2014.
17. Subjective Discrimination, YEDIOT AHRONOT, Sept. 2014.
18. Police and Bad Policy, YEDIOT AHRONOT, Oct. 2014.
19. Living in the Past? YEDIOT AHRONOT, Oct. 2014.
20. Arad's Status as Tel-Aviv's Status, YEDIOT AHRONOT, Nov. 2014.
21. Between Motives and Reasons, YEDIOT AHRONOT, 2014.
22. Why Did She Remain Silent? YEDIOT AHRONOT not, Nov. 2014.
23. Appoint Women! YEDIOT AHRONOT, Jan. 2015.
24. The Right to Intervene, YEDIOT AHRONOT, Jan. 2015.
25. Public Assets Belong to the Public, YEDIOT AHRONOT, Feb. 2015.
26. Women's Interests, No Party's Interest, YEDIOT AHRONOT, Feb. 2015.
27. The Brilliant Politician, YEDIOT AHRONOT, March 2015.
28. Women Ministers are Needed, YEDIOT AHRONOT, March 2015.
29. Resolution 1235, YEDIOT AHRONOT, March 2015.
30. The Unequal Lives of Ethiopians, YEDIOT AHRONOT, May 2015.
31. Matching as Inequality, YEDIOT AHRONOT not, May 2015.
32. National "Hit and Run", YEDIOT AHRONOT, May 2015.
33. You Do the Math of Inequality, YEDIOT AHRONOT, Aug. 2015.
34. Lack of Public Interest? YEDIOT AHRONOT, Sept. 2015.
35. Inequality in Education, YEDIOT AHRONOT, Oct. 2015.
36. Telling Numbers of Inequality, YEDIOT AHRONOT, Oct. 2015.
37. Re-establishing Israeli Collectivity, YEDIOT AHRONOT, Nov. 2015.
38. The Shape and Voice of Justice Changes, YEDIOT AHRONOT, Dec. 2015.
39. Conditioned Equality for Arabs, YEDIOT AHRONOT, Jan. 2016.
40. Peripheries and Economic Growth, YEDIOT AHRONOT, Jan. 2016.

## **L. Summary of My Research Activities and Future Plans**

As a Torts and Feminist scholar, I've been led by the innovative notion that torts law should be utilized to combat discrimination. Bringing anti-discrimination principle within the boundaries of tort law was my main pursuit throughout the last decade. This aspiration was proven successful after the Supreme Court has recently adopted this new perception and role of tort law in Israeli law, and a whole new branch of legal practice, applying this notion, has been emerging and developing in recent years.

In the years to come, I intend to further develop this idea, in several directions, all tightly related to my past work.

Firstly, it appears that as expected, the new role assumed by tort law ignited substantial backlash by conservative fronts of the legal system. These backlash effects need to be carefully addressed, in order to facilitate the revolutionary new role set for tort law. For example, the religion-based rules occupying



The College of Management  
Academic Studies

the Israeli legal system abridge women's right to equality, and tort law was used to compensate women for the harm they sustained, and work, at the same time, to abolish the harmful use of these discriminatory practices against women. As a result, it looks like courts need to reorient themselves as to their obligations to protect human rights using all tools available, and not looking at the myriad tools now offered as mutually exclusive.

Second, one of the main challenges the backlash creates pertains to the boundaries of tort law and the scope of its influence. Armed with this notion, and involved already in the question of tort law's reach, I plan to write a book on the boundaries of tort law. This law has been expanded in my previous work to include realms traditionally governed by Criminal Law, Constitutional Law, International Law, and more. In order to establish and entrench my perception of tort law as an effective tool to protect Human Rights, I intend to lay out the structural means and concepts by which this new legal reality can be realized, throughout the legal system, and not only in tort law itself.

Thirdly, the notion of discrimination, as developed in my integrative work on the intersection of discrimination and tort law has drawn my attention to discrimination and anti-discrimination theories. In my recent articles on the topic, I've crafted a more nuanced theory on the issue, submitting that the traditional perception of anti-discrimination as the antidote to discrimination facilitates legal tools too limited in nature to bring upon equality. My argument, in a nutshell, is that anti-discrimination legal relieves abolish discrimination, but do not assure equality. Sharing my thought on the interplay between these core concepts with some of my close colleagues, we've come to the realization that they need to be re-conceptualized, in order to maximize the law's potential to bring justice and equality for all. As a result, the three of us (with Yofi Tirosh from Tel-Aviv University and Moshe Eliya-Cohen from The Business and Law Center), as equality legal experts, have decided to collaborate for the co-authoring of a book on Equality in Israeli Legal System, a book not to be written yet by anyone! Our joint work has started a year ago, and we're looking forward to move on with this project soon.

Lastly, I wish to draw your attention to the fact that I've been opening new horizons of empirical research in my academic work. Working in collaboration with Prof. Tal Shavit of COMAS's Business School, we have been exploring decision making processes that have legal implication. After dedicating our first article to the tortious ramifications of what we identified as "The Female Fear", we've move forward to reveal the motivations affecting tort lawyers in representation and litigation strategies. The potential for further academic development here is, needless to say, huge.

My future projects, all at an embryonic stage, yet ready to be developed into mature articles within the next two years are, for example:

- International Civil Jurisdiction and Liability
  - "The Tort Lottery and Decision Making Process": quantitative-qualitative research analysis of the way in which decision-making process affects the instability of personal injury law (jointly with Tal Shavit, College of Management's Finance Department).
  - "Therapeutic Anger": qualitative research analysis of the effect compensation has on unresolved emotions (jointly with Yael Enav, Ben-Gurion University School of Psychology)
  - "Tort Law of the Vulnerable": reintroducing a philosophical account of tort law as a means to protect against social vulnerability.
  - HOBES or MILL? Balancing (the) Test in Constitutional Disputes
-