

Civil Procedure, Judicial Administration, and the Future of the Field: A *Festschrift* in Honor of Professor Stephen B. Burbank

No other living scholar in the field of Civil Procedure has reached more broadly or had greater impact than Professor Stephen Burbank. In 1982, Professor Burbank published “The Rules Enabling Act of 1934,” an exhaustively researched account of the passage of the statute that would lead to the Federal Rules of Civil Procedure. If Professor Burbank had never published another article, his position in the firmament of the field of procedure would have been secure.

But, of course, Professor Burbank went on to become one of the most prolific legal scholars of the late twentieth and early twenty-first centuries. He is the author or co-author of four books and over one hundred law review articles and book chapters that span a remarkable breadth of study and methodology. Professor Burbank’s work covers both American and international procedure alongside conflict of laws and judicial administration. He was also among the first wave of scholars to embrace rigorous interdisciplinary approaches to legal scholarship, including historical, empirical, and comparative methods.

This year, the *University of Pennsylvania Law Review* and the *University of Pennsylvania Journal of Constitutional Law* present a *festschrift* honoring Professor Burbank’s scholarship. The *Festschrift* is an honored tradition in American academic life. Its purpose is to celebrate the work of a great scholar through contributions from colleagues and former students. These original works of scholarship celebrate Professor Burbank by exploring and building on the most important themes of his work, illustrating how today’s cutting-edge scholarship can trace its lineage back to his body of academic work.

Reflecting its honoree’s career, this symposium brings together leading scholars in civil procedure and judicial administration along with renowned jurists and highlights new scholarship in international and comparative procedure and interdisciplinary approaches.

This symposium also looks forward to the future of the field and new avenues of inquiry inspired by Professor Burbank’s work.

PLEASE DIRECT ALL QUESTIONS TO MICHAEL WEINGARTNER AT MDGW@PENNLAW.UPENN.EDU.

ORGANIZING FACULTY
Tobias Wolff and Andrew Bradt

February 12-13, 2021

Presented Virtually

[REGISTER HERE](#)



DAY ONE | Friday, February 12

12:00 – 1:00 PM
Registration

1:00 – 1:30 PM
Welcome Remarks
Professor Tobias Wolff, *University of Pennsylvania Carey Law School*
Professor Andrew Bradt, *University of California, Berkeley School of Law*

1:30 – 3:00 PM
Panel One — Rules and Rulemaking
MODERATOR: Edward Cooper, *University of Michigan Law School*
Andrew Bradt, *University of California, Berkeley School of Law*
David Marcus, *UCLA School of Law*
Richard Marcus, *UC Hastings College of the Law*
Catherine Struve, *University of Pennsylvania Carey Law School*
Tobias Barrington Wolff, *University of Pennsylvania Carey Law School*

3:00 – 3:30 PM
Break

3:30 – 5:00 PM
Panel Two — Judicial Administration and Judicial Behavior, Independence and Accountability
MODERATOR: Marin Levy, *Duke Law School*
Charles Gardner Geyh, *Indiana University Maurer School of Law*
Judge William Fletcher, *U.S. Court of Appeals for the Ninth Circuit*
Judge Robert Katzmann, *U.S. Court of Appeals for the Second Circuit*
Judge Lee Hyman Rosenthal, *U.S. District Court for the Southern District of Texas*
Judge Anthony Scirica, *U.S. Court of Appeals for the Third Circuit*
Judge Diane Wood, *U.S. Court of Appeals for the Seventh Circuit*

6:00 – 7:00
Dinner

7:00 – 8:00
Keynote — Judge Diane Wood, U.S. Court of Appeals for the Seventh Circuit

DAY TWO | Saturday, February 13

10:00 – 11:00 AM
Registration

11:00 AM – 12:30 PM
Panel Three — International and Comparative Perspectives
MODERATOR: Gary Born, *WilmerHale*
Maggie Gardner, *Cornell Law School*
Deborah Hensler, *Stanford Law School*
Linda Silberman, *NYU School of Law*

12:30 – 1:30 PM
Break

1:30 – 3:00 PM
Panel Four — Interdisciplinary Civil Procedure
MODERATOR: Robert Bone, *University of Texas at Austin School of Law*
Ed Purcell, *New York Law School*
Sean Farhang, *University of California, Berkeley School of Law*
Jonah Gelbach, *University of California, Berkeley School of Law*
Amalia Kessler, *Stanford Law School*

3:00 – 3:15 PM
Break

3:15 – 4:45 PM
Panel Five — The Future of the Field
MODERATOR: James Pfander, *Northwestern Pritzker School of Law*
Zachary Clopton, *Northwestern Pritzker School of Law*
David Freeman Engstrom, *Stanford Law School*
Yanbai Andrea Wang, *University of Pennsylvania Carey Law School*
Judith Resnik, *Yale Law School*

4:45 – 5:15 PM
Response and Remarks — Professor Stephen B. Burbank

5:15 PM
Closing Remarks
Tobias Wolff, *University of Pennsylvania Carey Law School*
Professor Andrew Bradt, *University of California, Berkeley School of Law*