

THOMAS P. GALLANIS

University of Minnesota Law School
229 - 19th Avenue South
Minneapolis, Minnesota 55455

Direct Dial (612) 626-9700
Fax (612) 625-2011
E-mail gallanis@umn.edu

Permanent Academic Employment

University of Minnesota

Associate Dean for Research and Faculty Development, effective January 1, 2009.
Julius E. Davis Chair in Law for 2008-2009 (rotating).
Professor of Law, 2007-present.
Affiliate member, Department of History, 2007-present.

Washington and Lee University

Professor of Law and Professor of History, 2004-07. (Associate Professor with tenure, 2003-04.)
Founding Director, W&L Center for Law and History, 2003-07.

Ohio State University

Assistant Professor of Law to Associate Professor of Law and History, 1997-2003. Tenured in 2001.

Honors and Major Appointments

General

CIC Academic Leadership Program Fellow, 2008-09.
Mason Ladd Distinguished Visiting Professor of Law, University of Iowa, Fall 2008.
Herbert Smith Visiting Professor, Faculty of Law, Cambridge University, May-August 2007.

Trusts and Estates / Law Reform

Adviser, ALI Principles of the Law of Nonprofit Organizations, 2009-present.
Associate Reporter, Restatement (Third) of Trusts, 2008-present.
Fellow, American College of Trust and Estate Counsel, 2008-present.
Reporter, Uniform Real Property Transfer on Death Act, 2006-present.
Assistant Executive Director, Joint Editorial Board for Uniform Trust and Estate Acts, 2005-present.
Elected Member, American Law Institute, 2004-present.

Legal History

Secretary, American Society for Legal History, 2007-2009 (three-year term).
Mellon Fellowship in Historical Studies, Institute for Advanced Study, Princeton, 2000-01.
One of two such full-salary fellowships; awarded after nationwide search and interview.
David Yale Prize, Selden Society, 1999.
Awarded for my article, *The Rise of Modern Evidence Law*, 84 IOWA LAW REVIEW 499 (1999).
Prize of £1,000 given every two years for a “distinguished contribution to the history of the laws and legal institutions of England and Wales.”

Education

Ph.D., Cambridge University (St. John's College), 1997.

Thesis title: "Aspects of the Common Law of Evidence, 1754-1824, With Special Reference to the Rule Against Hearsay"

Advisors: Professor Sir John Baker, Professor John Spencer.

Extract from thesis awarded 1996 Mansergh Prize for best historical essay.

Benefactors' Studentship (full tuition and fees, plus stipend), plus awards from the Cambridge Overseas Trust, the Committee of Vice-Chancellors and Principals (ORS Award), and the Wright Rogers Scholarship Fund.

LL.M. with First Class Honours, Cambridge University (St. John's College), 1993.

Specializations: Comparative law and English legal history.

Class rank: 2nd out of 133.

Hamson Prize for Distinction in Comparative Law.

Wright and Hughes Prizes for excellent academic performance.

J.D., University of Chicago Law School, 1990.

Estimated class rank: Top 20%.

Bradley Fellow in Legal History.

Senior Comment Editor, University of Chicago Legal Forum, volume 1990.

B.A. *summa cum laude* in History, Yale University, 1987.

Diploma awarded with Distinction in History.

Areas of concentration: medieval Europe, medieval & early modern England.

Other Employment

Visiting professor at University of Iowa, Fall 2008; University of North Carolina at Chapel Hill, Fall 2006; University of Illinois, Fall 2004; Washington and Lee University, Fall 2002; University of Michigan, Fall 1998.

Attorney, Trusts & Estates Group, Mayer Brown & Platt (Chicago), 1991-92.

Law Clerk, Hon. David A. Nelson, U.S. Court of Appeals for the Sixth Circuit, 1990-91.

Subjects for Teaching

Law

Property

Trusts and Estates

Advanced Trusts and Estates

Estate and Gift Taxation

Elder Law (includes pension law/ERISA)

History

Development of the Western European Legal Tradition
(combines English and Continental European
legal history)

Books

FAMILY PROPERTY LAW: CASES AND MATERIALS ON WILLS, TRUSTS, AND FUTURE INTERESTS
(Foundation Press, 4th ed. 2006) (with Lawrence Waggoner, Gregory Alexander, and Mary Louise Fellows).

ESTATES AND FUTURE INTERESTS (West Nutshell Series 3d ed. 2005) (with Lawrence Waggoner).

ELDER LAW: READINGS, CASES, AND MATERIALS
ELDER LAW: STATUTES AND REGULATIONS
(LexisNexis 2d ed. 2003) (with Kimberley Dayton and Molly Wood).

FAMILY PROPERTY LAW: CASES AND MATERIALS ON WILLS, TRUSTS, AND FUTURE INTERESTS
(Foundation Press, 3d ed. 2002) (with Lawrence Waggoner, Gregory Alexander, and Mary Louise Fellows).

ELDER LAW: READINGS, CASES, AND MATERIALS
ELDER LAW: STATUTES AND REGULATIONS
(Anderson 2000) (with Kimberley Dayton and Molly Wood).

Articles, Essays and Chapters in Books

Reasonable Doubt and the History of the Criminal Trial, 76 UNIVERSITY OF CHICAGO LAW REVIEW ____
(forthcoming 2009).

Death by Disaster: Anglo-American Presumptions, 1766-2006, in R.H. Helmholz & D. Sellar, eds., THE LAW OF PRESUMPTIONS (Comparative Studies in Continental and Anglo-American Legal History, forthcoming 2009).

Victorian Reform of Civil Litigation, in C.H. Van Rhee, ed., DELAY IN CIVIL LITIGATION (Comparative Studies in Continental and Anglo-American Legal History, forthcoming 2009).

Frontiers of Succession, 43 REAL PROPERTY, PROBATE AND TRUST JOURNAL 419 (2008).

现代证据法的兴起 (Chinese translation of *The Rise of Modern Evidence Law*), 16 EVIDENCE SCIENCE, a journal of the China University of Political Science and Law (2008).

The Trustee's Duty to Inform, 85 NORTH CAROLINA LAW REVIEW 1595 (2007).

The Mystery of Old Bailey Counsel, 65 CAMBRIDGE LAW JOURNAL 158-173 (2006).

Domestic Partners and Inheritance: Past, Present, Future, in 39TH ANNUAL HECKERLING INSTITUTE ON ESTATE PLANNING 17-1 to 17-18 (Matthew Bender 2005).

Inheritance Rights for Domestic Partners, 79 TULANE LAW REVIEW 55-91 (2004).

Articles, Essays and Chapters in Books (continued)

ERISA and the Law of Succession, 65 OHIO STATE LAW JOURNAL 185-198 (2004).

The Future of Future Interests, 60 WASHINGTON AND LEE LAW REVIEW 513-575 (2003).

Adversarial Culture, Adversarial Doctrine: Cross-Examination and Leading Questions in the 'State Trials on CD-ROM', 24 JOURNAL OF LEGAL HISTORY 86-96 (2003).

Evidence Law and the Evidentiary Objection: A View from the 'British Trials' Collection, in R.A. Melikan, ed., DOMESTIC AND INTERNATIONAL TRIALS, 1700-2000: THE TRIAL IN HISTORY, VOL. 2 12-20 (University of Manchester Press, 2003).

Aging and the Nontraditional Family, 32 UNIVERSITY OF MEMPHIS LAW REVIEW 607-642 (2002)
(solicited for AALS symposium issue on Defining the Family in the Millennium).

The Rule Against Perpetuities and the Law Commission's Flawed Philosophy, CAMBRIDGE LAW JOURNAL 284-293 (July 2000).

Default Rules, Mandatory Rules, and the Movement for Same-Sex Equality, 60 OHIO STATE LAW JOURNAL 1513-1531 (1999).

The Rise of Modern Evidence Law, 84 IOWA LAW REVIEW 499-560 (1999).

Awarded the 1999 David Yale Prize by the Selden Society.

Cited by the U.S. Supreme Court in *Crawford v. Washington* (2004).

Write and Wrong: Rethinking the Way We Communicate Health-Care Decisions, 31 CONNECTICUT LAW REVIEW 1015-1043 (1999).

La Preuve en "Common Law": Wigmore Aujourd'hui, 23 DROITS 79-90 (1996)

(based on my lecture given in French at the University of Paris II (Panthéon-Assas)).

Entries in Reference Works

"Courts: English"; "Evidence: English Common Law"; "Ordeal: English Common Law"; and "Trial by Battle: English Common Law" in THE OXFORD ENCYCLOPEDIA OF LEGAL HISTORY (Oxford University Press, forthcoming).

"Common Law" and "Trust" in J. Michie, ed., READER'S GUIDE TO THE SOCIAL SCIENCES (Fitzroy Dearborn 2001).

Short Reviews

Book review of Clive Emsley, *Crime, Police, and Penal Policy: European Experiences 1750-1940*,
___ CONTINUITY AND CHANGE ___ (forthcoming).

Book review of George Garnett, *Conquered England: Kingship, Succession, and Tenure 1066-1166*,
29 JOURNAL OF LEGAL HISTORY 287 (2008).

Book review of Peter King, *Crime and Law in England, 1750-1840: Remaking Justice from the Margins*,
26 LAW & HISTORY REVIEW 197 (2008).

The Old Bailey Proceedings Online, 26 JOURNAL OF LEGAL HISTORY 105 (2005).

Book review of Barbara J. Shapiro, *A Culture of Fact: England, 1550-1720*, 21 LAW & HISTORY REVIEW 625
(2003).

Book review of Chantal Stebbings, *The Private Trustee in Victorian England*, 35 ALBION 520 (2003).

Book review of David Ibbetson, *A Historical Introduction to the Law of Obligations*, 44 AMERICAN JOURNAL
OF LEGAL HISTORY 441 (2000, published 2003).

Legal History With 21st-Century Tools: The English Reports on CD-ROM and Bracton on the Web,
20 JOURNAL OF LEGAL HISTORY 109 (December 1999).

Book review of R.H. Helmholz et al., *The Privilege Against Self-Incrimination*, 3 JOURNAL OF EARLY
MODERN HISTORY 408 (November 1999).

Book review of Cynthia Herrup, *A House in Gross Disorder: Sex, Law, and the 2nd Earl of Castlehaven*,
published on H-LAW, 6 August 1999.

Book review of Christopher Allen, *The Law of Evidence in Victorian England*, 62 MODERN LAW REVIEW 483
(1999).

The Chadwyck-Healey "British Trials" Collection, 19 JOURNAL OF LEGAL HISTORY 84 (April 1998).

Book review of J.P. Eigen, *Witnessing Insanity: Madness and Mad-Doctors in the English Court*,
CAMBRIDGE LAW JOURNAL 643 (November 1995).

Other Publications

Charitable Foundations: What We Have Learned in Twenty Years, TRUSTS & ESTATES 12-21 (August 1992)
(with H.M. McCue).

The Newhouse Case: Complexity Results in a Low Value for Common Stock, TRUSTS & ESTATES 54-55
(December 1990) (with H.M. McCue).

Presentations Made and Panels Chaired

“Making Legal History from the Ryder Sources,” British Legal History Conference, July 2009.

Chair, panel on “The English Law of Torts in the 19th Century,” American Society for Legal History annual meeting, November 2008.

“Real Property Transfer on Death: A Uniform Act in Progress,” American Bar Association Section of Real Property, Trust & Estate Law Spring Symposium, May 2008.

“Why Not Defense Counsel?,” Symposium on Crime and Justice in the Early Modern Atlantic World, Newberry Library, Chicago, February 2008.

“Frontiers of Succession (With Examples from Domestic Partnerships),” UCLA Symposium on Succession Law in the 21st Century, February 2008.

“Why Not Defense Counsel?: English Practice from the Eighteenth to Thirteenth Centuries,” University of Minnesota Center for Medieval Studies, November 2007.

Commentator, panel on “Crime and Punishment in Britain, 1550-1800,” American Society for Legal History annual meeting, October 2007.

“Why Not Defense Counsel?: English Practice from the Eighteenth to Thirteenth Centuries,” Chicago Legal History Seminar, American Bar Foundation, September 2007.

“Why Not Defense Counsel?,” Cambridge Legal History Seminar, Cambridge University, July 2007.

“The Mystery of Misdemeanor,” Oxford Legal History Seminar, Oxford University, June 2007.

Chair, panel on “Market Cultures in the Early Modern Atlantic World,” American Society for Legal History annual meeting, November 2006.

“Is There a Transfer-on-Death Real Property Act in Your Future?,” Southeastern Association of Law Schools annual meeting, July 2006.

“Indian Probate: A Perspective from Uniform Law,” Conference on Understanding the American Indian Probate Reform Act, Seattle University, March 2006.

“The Mystery of Old Bailey Counsel: A Hypothesis,” British Legal History Conference, July 2005.

Invited Lecture, “Domestic Partners and Inheritance: Past, Present, Future,” 39th Annual Heckerling Institute on Estate Planning, University of Miami, January 2005.

“Inheritance Rights for Domestic Partners,” University of Illinois College of Law, September 2004.

Presentations Made and Panels Chaired (continued)

Chair, panel on “New Tricks for Finding Old Law,” American Society for Legal History annual meeting, November 2003.

Chair, panel on “Supreme Court and Legislative Preview,” Southeastern Association of Law Schools annual meeting, July 2003.

“ERISA and the Law of Succession,” Ohio State Law Journal symposium, April 2003.

“Employee Benefits Throughout the Curriculum: Trusts & Estates and Elder Law,” AALS annual meeting, January 2003.

“Aging and the Nontraditional Family,” Law and Society Association annual meeting, May 2002.

Chair and organizer, panel on “Elders in the Criminal Justice System,” AALS annual meeting, January 2002.

“Criminal Defense Counsel and the Leading Questions Doctrine,” American Society for Legal History annual meeting, November 2001.

“Selected Topics in Elder Law,” guest lecturer in Gerontology for the Health Professions, Ohio State University, November 2001.

“Adversarial Culture, Adversarial Doctrine,” British Legal History Conference, July 2001. “Aging, Incapacity and the Right to Vote,” Ohio State University College of Law, June 2001.

“Aging and the Nontraditional Family,” AALS Workshop on the Definition of the Family in the Millennium, March 2001.

“A Solution to the Mystery of Old Bailey Counsel,” University of Pennsylvania Law School, February 2001.

“Did Old Bailey Lawyers Matter?,” Samford University, October 2000.

“Being a New Law Teacher,” AALS New Law Teachers Workshop, July 2000.

“Same-Sex Equality and the Need for Default-Rule Reform,” Law and Society Association annual meeting, May 2000.

“Solving the Mystery of Criminal Counsel in London,” Tulane Law School, January 2000.

“Do We Need a Rule Against Perpetuities?” Ohio State University College of Law, December 1999.

“Default Rules and the Movement for Same-Sex Equality,” Ohio State University College of Law, May 1999.

Presentations Made and Panels Chaired (continued)

Chair and organizer, panel on “Substance and Procedure in the Premodern English Trial,” American Society for Legal History annual meeting, October 1998.

“Domestic Partnerships and Background Rules,” University of Michigan Law School, October 1998.

“Rethinking Advance Directives,” Ohio State University College of Law, May 1998.

“The Rise of the Evidentiary Objection,” American Society for Legal History annual meeting, October 1996.

Invited Lecture, “La Preuve en ‘Common Law’: Wigmore Aujourd’hui,” delivered in French at the University of Paris II (Panthéon-Assas), January 1995.

Service to the Academic and Professional Community (see also Honors and Appointments, on first page)

ABA Section on Real Property, Probate and Trust Law (member, 1997-present)

Uniform Laws Committee, Co-Chair, 2008-present; Vice-Chair, 2006-2008 (member, 2003-present).

Associate Articles Editor, *Probate & Property*, 2006-present.

Association of American Law Schools

Section on Donative Transfers

Chair, 2007; Chair-elect and Program Chair, 2006; Executive Committee, 2004-present.

Section on Aging and the Law

Chair, 2002; Chair-elect and Program Chair, 2001; Secretary, 2000.

ABA/AALS Site Evaluation Visits

Tulane Law School (2009).

University of Wisconsin Law School (2006).

American Law Institute

Adviser, Principles of the Law of Nonprofit Organizations, 2009-present.

Associate Reporter, Restatement (Third) of Trusts, 2008-present.

Member, consultative group for Restatement (Third) of Property, 2004-present.

Member, consultative group for Principles of the Law of Nonprofit Organizations, 2004-2008.

American Society for Legal History

Secretary, 2007-2009 (three-year term).

Board of Directors (an elected position), 2005-07; Executive Committee of the Board, 2006-07.

Co-Chair, Program Committee for 2005 annual meeting, 2004-05.

Chair, Sutherland Prize Committee, 2003, 2004.

Nominating Committee, 2000-03 (an elected position); Chair, 2003.

Membership Committee, 1998-2005.

Service to the Academic and Professional Community (continued)

Brill Publishers (Netherlands)

Advisory Board, Book Series on *Studies in the History of Private Law*

Journal of Legal History

Editorial Committee, 2001-present.

Law and History Review

Editorial Board, 2005-09.

American Journal of Legal History

Book Review Editor, 1999-2002.

Referee: *Journal of Legal History*, *Law and History Review*, Oxford University Press, Aspen Publishers.

University and Law School Service

University of Minnesota

Steering Committee, Program in Law and History, 2007-present.

Law Committees

2008-09: Appointments; Faculty Recognition (chair); International and Graduate Programs; Post-Tenure Review; Self-Study and Strategic Planning; Solomon Amendment (chair); Workshop Coordination (chair).

2007-08: Admissions; International & Graduate Programs.

University: Advisory Board, Schochet Endowment, 2007-present.

Executive Committee, Center for Medieval Studies, 2008-present.

Washington and Lee University

Advisory Committee, University Program in Medieval and Renaissance Studies, 2003-07.

Appointments Committee, Kenan Chair in European History, 2004-05.

Law Committees: Overseas Exchange/LL.M. Program, 2007; Appointments, 2005-06; Curriculum, 2005-06; Tenure Standards, 2005; Lectures and Awards, 2003-04; Library, 2003-04; Technology, 2004.

Ohio State University

Board of Directors, University Center for Medieval and Renaissance Studies, 2000-03.

University Committee for the Graduate Specialization in Aging, 1998-2003.

Chair, Law Faculty Workshop Committee, 1999-2003.

Co-chair, Legal History Workshop Committee, 1997-2003.

Law Committees: Academic Affairs, 2001-03; Minority Affairs, 1999-2000; Admissions, 1997-99.

References Available on request.

1/14/09