

ORI ARONSON

Bar-Ilan University Faculty of Law, Ramat-Gan 5290002, Israel
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Education:

- 2010 **S.J.D., Harvard Law School**
Dissertation: *Down the Avenues of Judicial Power: Toward a Pluralist Theory of Court System Design*
Committee: Prof. Martha Minow (committee chair), Prof. Mark Tushnet, Prof. Jed Shugerman
- 2006 **LL.M., Harvard Law School**
Thesis: *Rethinking the Structure of Trial Courts* (supervisor: Prof. Martha Minow)
- 2004 **LL.B., *Summa Cum Laude*, Hebrew University of Jerusalem, Israel**
Member of the Editorial Board of *Mishpatim*, the Hebrew University Law Review
- 2003 **Graduate, *Amirim* Honors Program** for Outstanding Students, Faculty of the Humanities, Hebrew University of Jerusalem, Israel

Academic Appointments:

- 2017-
present **Senior Lecturer (Associate Professor w/tenure), Bar-Ilan University Faculty of Law**
- Deputy Director, Menomadin Center for Jewish and Democratic Law
- Director of the Program for Advancement of Arab Law Students
- Director of International Programs, 2018-2019
Courses: Civil Procedure; Public Law; Separation of Powers in a Constitutional Democracy; Courts—Institutional Aspects; Judicial Review; The State as Resolver of Disputes; Public Law Workshop; Adjudication Workshop; Democracy and Disagreement Reading Group; Methods in Legal Research
- 2011-2017 **Lecturer (Assistant Professor), Bar-Ilan University Faculty of Law**
- 2020 **Visiting Professor, Tel Aviv University Faculty of Law**
Course: A Jewish and Democratic State
- 2015-2016 **Visiting Professor, UC Berkeley School of Law, Berkeley CA**
The Rosalinde and Arthur Gilbert Foundation/Israel Institute Visiting Professor, Berkeley Institute for Jewish Law and Israel Studies
Courses: Comparative Constitutional Law; A Jewish and Democratic State; Israeli Constitutional Cases
- 2016 **Visiting Professor, Judicial Studies Program, University of Nevada Reno, NV**
Course: Power, Politics, Courts, and the Judicial Role
- 2007-2008 **Teaching Fellow, Harvard Kennedy School**
Course: Ethics in Public Life

Additional Academic Appointments:

- 2014-2015 **Distinguished Visiting Scholar**, Berkeley Institute for Jewish Law and Israel Studies, UC Berkeley School of Law
- 2014-2015 **Network Fellow**, Edmond J. Safra Center for Ethics, Harvard University (Chair: Prof. Lawrence Lessig)
- 2009-2010 **Research Fellow**, Sacher Institute for Legislative Research and Comparative Law, Hebrew University of Jerusalem (Chair: Prof. Michael Karayanni)
- 2008-2009 **Dissertation Fellow**, Project on Justice, Welfare and Economics, Weatherhead Center for International Affairs, Harvard University (Chair: Prof. Amartya Sen)
- 2007-2008 **Graduate Program Fellow**, Harvard Law School
- 2002-2005 **Tutor and Teaching Assistant**, Hebrew University of Jerusalem, Faculty of Law

Professional Experience:

- 2006-2007 **Law Clerk** to Hon. Judge Jon O. Newman, United States Court of Appeals for the Second Circuit, New York, NY
- 2003-2005 **Law Clerk** and **Senior Law Clerk** to Hon. Chief Justice Aharon Barak, President of the Supreme Court of Israel

Awards, Scholarships & Grants:

- 2014-2017 **Research Grant, Israel Science Foundation**
Research Title: Constitutionalism from Below: Diffuse Judicial Review and the Democratic Effects of Court Hierarchy; \$60,000
- 2015 **S.Z. Cheshin Prize for Academic Excellence in Law for Young Scholar**
- 2014 **Gorney Prize for Young Scholar in Public Law**, awarded annually by the Israeli Association of Public Law
- 2013-2014 **Research Grant**, Minerva Center for Human Rights, Hebrew University of Jerusalem
Research Title: The Hidden Constitution – Judicial Review in Trial Courts; \$2,000
- 2011-2014 **Alon Scholar**, National Council for Higher Education, Israel
Awarded to few entry-level faculty members of all scholarly fields
- 2007-2010 E. David Fischman Scholarship for Doctoral Studies

- 2005 Myer and Etta Dana Scholarship for Graduate Studies, Harvard University
- 2000-2002 Dean's Honors Lists, Faculty of Law, Hebrew University of Jerusalem
- 2001 Oberlander Prize in Public International Law, Hebrew University of Jerusalem

Memberships:

Member of the COST Action "European network for argumentation and public policy analysis (APPLY)", CA17132

Member of the Board of Directors of the Israeli Association of Public Law

Member of the Advisory Board of VERSA: The Israel Supreme Court Project at the Benjamin N. Cardozo School of Law, Yeshiva University

Member of the Advisory Board of the Israel Chapter of the International Society for Public Law (ICON-S-IL)

Member, International Society for Public Law (ICON-S)

Member, Law & Society Association

Admitted, Israel Bar (2004)

Publications:

The Bar-Ilan Road Ordeal as an Institutional Failure, in *The High Court of Justice and the Haredis* (Gideon Sapir & Haim Zicherman eds., forthcoming 2021) (Heb.)

COVID-19 Regulations and the Rule of Law: a Critique of First-Wave Regulatory Strategies, 22 *LAW & GOVERNMENT* (forthcoming 2021) (Heb.), with Ido Baum & Dalit Gafni

Border Disputes: Religious Adjudication along the Private/Public Divide, 15 *LAW & ETHICS OF HUMAN RIGHTS* __ (forthcoming 2021)

Rainy Day Constitutionalism: The Nation State Basic Law and the Jewish Majority, 20 *DEMOCRATIC CULTURE* __ (forthcoming 2020) (Heb.)

Basic Law: Nation-State in View of Previous Basic Laws, in *AN INTERPRETATION TO BASIC LAW: ISRAEL—THE NATION STATE OF THE JEWISH PEOPLE* (Yedidia Stern & Yuval Shani eds., forthcoming 2020) (Heb.)

"Jewish and Democratic" as a Methodology, 19 *DEMOCRATIC CULTURE* (forthcoming 2019) (Heb.), with Shahar Lifshitz

The Law from Trial Courts, 9 MA'ASEI MISHPAT 135 (2018) (Heb.)

Civil Litigation as Civic Participation: a Comment on Assy's Injustice in Person, 16 JERUSALEM REVIEW OF LEGAL STUDIES 22 (2018)

The Next Forty Presidents, 24 WILLIAM & MARY JOURNAL OF WOMEN & THE LAW 235 (2018)

The How Many Question: An Institutionalists' Guide to Pluralism, in INSTITUTIONALIZING RIGHTS AND RELIGION: COMPETING SUPREMACIES 147-163 (Leora Batnitzky & Hanoch Dagan eds., CUP 2017)

Enforcing Court Decisions on State Actors – An Institutional Framework, 19 LAW & BUSINESS 1271 (2016) (Heb.)

Why Hasn't the Knesset Abolished Basic Law: Human Dignity and Liberty? On the Status Quo as Counter-majoritarian Difficulty, 37 I'YUNEI MISHPAT 509 (2016) (Heb.)

The Democratic Case for Diffuse Judicial Review, 16 LAW & GOVERNMENT 9 (2015) (Heb.)

Forum by Coin Flip: A Random Allocation Model for Jurisdictional Overlap, 45 SETON HALL LAW REVIEW 63 (2015)

Best of Luck: On Randomness in Procedure, in LAW, SOCIETY & CULTURE: PROCEDURES 135-173 (Talia Fisher & Issi Rosen-Zvi eds., 2014) (Heb.)

In the Wake of the Immanuel Affair: Law, Culture, and Daily Life, 15 DEMOCRATIC CULTURE 7 (2013) (Introduction, with Avi Shoshana)

The Democratic Case for Diffuse Judicial Review in Israel, in ISRAELI CONSTITUTIONAL LAW IN THE MAKING 121-137 (Gideon Sapir, Daphne Barak-Erez & Aharon Barak eds., 2013)

In/Visible Courts: Military Tribunals as Other Spaces, in SECRECY, NATIONAL SECURITY AND THE VINDICATION OF CONSTITUTIONAL LAW 229-246 (David Cole, Federico Fabbrini & Arianna Vidaschi eds., 2013)

Response Comment: Innovation, Aggregation, and Specialization, 100 THE GEORGETOWN LAW JOURNAL ONLINE 28 (2012)

Out of Many: Military Commissions, Religious Tribunals, and the Democratic Virtues of Court Specialization, 51 VIRGINIA JOURNAL OF INTERNATIONAL LAW 231 (2011)

Getting It Right: Institutional Design and Epistemic Competence in Law and the Limits of Reason, 2 JERUSALEM REVIEW OF LEGAL STUDIES 32 (2010)

Inferiorizing Judicial Review: Popular Constitutionalism in Trial Courts, 43 UNIVERSITY OF MICHIGAN JOURNAL OF LAW REFORM 971 (2010)

Edited Volumes:

DEMOCRATIC CULTURE Vol. 20 (forthcoming 2021), on the interpretation of Basic Law: Israel—the Nation State of the Jewish People (guest editor, with Iddo Porat & Shahar Lifshitz)

DEMOCRATIC CULTURE Vol. 19 (2020), on the challenge of Israel as a Jewish and Democratic State (guest editor, with Shahar Lifshitz)

DEMOCRATIC CULTURE Vol. 15 (2013), on the aftermath of the *Emmanuel* Ultra-Orthodox Girls School Affair (guest editor, with Avi Shoshana)

Works in Progress:

COVID-19 and the Burdens of Corporeal Citizenship

A Communicative Theory of Appeal

Hierarchies of Justice (Oxford Encyclopedia of Comparative Judicial Behavior)

A Jewish and Democratic State: Intra-Jewish Perspective (Oxford Handbook of the Israeli Constitution) (with Shahar Lifshitz)

Polarization and Trust in Rule of Law Systems (with Julia Elad-Strenger and Yuval Feldman)

The Uses of the Constitution: an Analysis of Trial Court Reasoning

Do Welfare States Enjoy a ‘Freedom to Fund’? On Conditional Cash Transfer and Political Speech (with Hila Shamir & Guy Priver)

Uniformity and Multivocality in Supreme Court Decisionmaking (with Alon Jasper)

Conference & Workshop Appearances:

Presentation of research papers in dozens of conferences and workshops in Israel and abroad, in the fields of constitutional law and theory, law & pluralism, law & religion, and Israeli law.

Organizer of multiple international and national conferences at the Bar-Ilan University Faculty of Law, including:

- Interpreting Basic Law: the Nation State, June 11-12, 2019
- Law & Big Data, , May 14-15, 2018

- The *Hohfeld Table* Turns 100, December 24, 2017
- Responsibility in a Changing World, June 4-5, 2017
- The Constitution in Trial Courts: Law, Hierarchy, Democracy, January 3-5, 2017
- Jewish and Democratic Law: Redrawing Boundaries, December 28-30, 2015
- Between Sanctity and Legality: The Aftermath of the *Immanuel* Girls School Ordeal, October 31, 2010

Professional Programs:

LEC Workshop for Law Professors on the Economics of Litigation and Civil Procedure, Duck Key, FL, January 29 – February 1, 2015

Languages: English, Hebrew, Arabic (spoken, basic), French (basic)