

JOHN L. DIAMOND
University of California
Hastings College of the Law
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Education: Yale College, New Haven, Conn.
B.A. (1972) *Magna Cum Laude*; Departmental Honors with Exceptional Distinction

Emmanuel College, Cambridge University,
Cambridge, England
Diploma in Criminology (1973)

Columbia Law School, New York, N.Y.
J.D. (1976) Harlan Fiske Stone Scholar

Employment: University of California, Hastings College of the Law, San Francisco, California
Honorable Raymond Sullivan Professor of Law (2018 to present);
Professor of Law (1986 - 2018);
Associate Academic Dean (1987 - 1989);
Associate Professor of Law (1983 - 1986);
Assistant Professor of Law (1980 - 1983).
Courses: Torts; Criminal Law; Mass Media Law

Cravath, Swaine & Moore, New York, N.Y.
Associate (1977 - 1980)

Honorable Thomas P. Griesa, United States District Court, S.D.N.Y.
Law clerk (1976 - 1977)

Teaching Awards: Elected Faculty Commencement Speaker by Hastings Graduating class in 2013, 2010, 2009, 2005, 2004, 2001, 2000, 1988, 1987, 1985;

Outstanding Professor Award presented by Hastings student government 2011, 2010, 2008, 2004, 1990;

Rutter Outstanding Teaching Award (2001);

Northern California Association of Phi Beta Kappa Excellence in Teaching Award (2001);

Outstanding Professor Award presented by Alumni Office (1993).

Publications

Books:

UNDERSTANDING TORTS (6TH ED., Carolina Academic Press 2018) (with Lawrence C. Levine & Anita Bernstein)

CRIMINAL LAW: CASES AND MATERIALS (4TH ED., Carolina Academic Press 2017) (with Steven Saltzburg, Kit Kinports, Thomas Morawetz, & Rory Little)

TORTS - CASES AND MATERIALS (3RD ED. WEST ACADEMIC PUBLISHING 2016)

UNDERSTANDING TORTS (5TH ED., LEXISNEXIS 2013) (with Lawrence C. Levine & Anita Bernstein)

UNDERSTANDING TORTS (4TH ED., LEXISNEXIS 2010) (with Lawrence C. Levine & Anita Bernstein)

CRIMINAL LAW: CASES AND MATERIALS (3RD ED., LEXIS PUB. 2008) (with Steven Saltzburg, Kit Kinports, Thomas Morawetz, & Rory Little) (with Teacher's Manual and Annual Supplements)

CASES AND MATERIALS ON TORTS (2ND ED., WEST GROUP 2008)

UNDERSTANDING TORTS (3RD ED., LEXIS PUB. 2007) (with Lawrence C. Levine & M. Stuart Madden)

LEXISNEXIS CAPSULE SUMMARY: TORTS (LEXISNEXIS 2004 DIGITAL PUBLICATION) (with Lawrence C. Levine & M. Stuart Madden)

CASES AND MATERIALS ON TORTS (WEST GROUP 2001) (with Teacher's Manual)

CRIMINAL LAW: CASES AND MATERIALS (2ND ED., LEXIS PUB. 2000) (with Steven Saltzburg, Kit Kinports, & Thomas Morawetz) (with Teacher's Manual)

UNDERSTANDING TORTS (2ND ED., LEXIS PUB. 2000) (with Lawrence C. Levine & M. Stuart Madden), *excerpted in* UNDERSTANDING LAW SCHOOL: AN INTRODUCTION TO THE LEXISNEXIS UNDERSTANDING SERIES AND TIPS ON HOW TO SUCCEED IN LAW SCHOOL 59 (LEXISNEXIS 2004)

UNDERSTANDING TORTS (MATTHEW BENDER 1996) (with Lawrence C. Levine & M. Stuart Madden)

CRIMINAL LAW: CASES AND MATERIALS (MICHIE 1994) (with Steven Saltzburg, Kit Kinports, & Thomas Morawetz) (with Teacher's Manual)

- Articles and Essays:** “Crisis in American Criminal Law - Reflections from a Comparative Perspective,” 65 ArsAequi 254 (April 2016) (Leiden University Law School faculty published journal)
- “Reviving Lenity and Honest Belief at the Boundaries of Criminal Law,” 44 University of Michigan Journal of Law Reform 1 (2010)
- “Rethinking Compensation for Mental Distress: A Critique of the Restatement (Third) §§ 45-47,” 16 The Virginia Journal of Social Policy & the Law 141 (2008)
- “Larceny” in Oxford Companion to American Law (Oxford University Press, NY, 2002) (edited by Kermit Hall)
- “Burglary” in Oxford Companion to American Law (Oxford University Press, NY, 2002) (edited by Kermit Hall)
- “Trespass” in Oxford Companion to American Law (Oxford University Press, NY, 2002) (edited by Kermit Hall)
- “An Ideological Approach to Excuse in Criminal Law,” 25 New England Journal on Criminal and Civil Confinement 1 (1999)
- “The Crisis in the Ideology of Crime,” 31 Indiana Law Review 291 (1998)
- “The Myth of Morality and Fault in Criminal Law Doctrine,” 34 American Criminal Law Review 111 (1996)
- “Rethinking Media Liability for Defamation of Public Figures,” 5 Cornell Journal of Law And Public Policy 289 (1996)
- “Assumption of Risk After Comparative Negligence: Integrating Contract Theory Into Tort Doctrine” 52 Ohio State L.J. 719 (1991). Reprinted in edited form in Davies, Levine and Kionka, A Torts Anthology 2d ed. (Anderson, 1999)
- “Rediscovering Traditional Tort Typologies to Determine Media Liability for Physical Injuries: From the Mickey Mouse Club to Hustler Magazine” (with J.L. Primm) 10 Hastings Journal of Communications and Entertainment Law 969 (1988)
- “*Philadelphia Newspapers v. Hepps*: Unanswered Defamation Questions,” 10 Hastings Journal of Communications and Entertainment Law 125 (1987)
- “Kidnapping: A Modern Definition,” 13 American J. Crim. L. 1 (1985)
- “*Dillon v. Legg*, Revisited: Toward a Unified Theory for Compensating Bystanders and Relatives of Victims,” 35 Hastings L.J. 477 (1984)
- “Eliminating the “Defect” in Design Strict Products Liability Theory,” 34 Hastings L.J. 529 (1983)

Book Review: 67 A.B.A. J. 194 (1981) (reviewing James J. Magee, MR. JUSTICE BLACK: ABSOLUTIST ON THE COURT (1980))

Academic Visits and Other Teaching:

University of California Berkeley School of Law: Visiting Professor 2016; 2014 and numerous prior visits

Cambridge University Emmanuel College: Senior Visitor, October 2017; March, 2015

Leiden University Law School (the Netherlands): Visiting Professor 2015

George Washington University School of Law, Washington D.C.: Visiting Professor 2013-2014

Golden Gate University School of Law: Visiting Professor 2012 and additional prior visits

Cambridge University Wolfson College: Visiting Scholar 1992

BARBRI Bar Review: Lecturer (Torts) 1987-2014

UC Hastings Faculty Committees Service (previous and current years):

Chair, Curriculum Committee; Chair, Academic Standards Committee; Chair, Admissions Policy, Financial Aid and Student Service Committee; Chair, Student Life Task Force Committee; Co-Chair, Faculty Appointments Committee; Member, Executive Committee; Member, Dean's Advisory Board Meeting on Student Career Placement; Member, Rank and Tenure Committee; Member, Student Misconduct Committee; Member, Long Range Planning Committee; Member, Library Committee; Member, Admissions LEOP Process Committee.

Selected Memberships:

The American Law Institute's Members' Consultative Group Restatement (Third) of Torts: Intentional Torts to Persons;

The American Law Institute's Members' Consultative Group Restatement (Third) of Torts: Liability for Economic Harm;

The American Law Institute's Members' Consultative Group Restatement (Third) of Torts: Liability for Physical and Emotional Harm;

The American Law Institute's Members' Consultative Group Model Penal Code: Sentencing;

The American Law Institute's Members' Consultative Group Model Penal Code: Sexual Assault and Related Crimes;

Advisory Committee for *Hastings Communications and Entertainment Law Journal (Comm/Ent)*;

Faculty Advisory Board for the *Hastings Race and Poverty Law Journal*.