

Linda E. Fisher

**Seton Hall University School of Law · Center for Social Justice · 833 McCarter Highway ·
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ACADEMIC EXPERIENCE

SETON HALL SCHOOL OF LAW

Professor of Law, 2005 – present

Associate Professor, 1995-2005

Director, Center for Social Justice, 1995 – 2006

Professor and Director of law school clinical program with six in-house clinics serving indigent clients in the greater Newark area. Responsible for design, planning, implementation, evaluation, and administration of both classroom and clinical work components of the program.

Courses taught: Civil Litigation Clinic, Civil Procedure, Professional Responsibility, Gender & the Law, Land Finance (beginning 2014)

Newark, New Jersey

PENN STATE UNIVERSITY

DICKINSON SCHOOL OF LAW

Assistant Professor

Courses taught: Professional Responsibility, Family Law Clinic, Remedies, Gender and the Law, Trial Advocacy.

Carlisle, Pennsylvania

NORTHWESTERN UNIVERSITY

SCHOOL OF LAW

Legal Writing Instructor

Chicago, Illinois

EDUCATION

NORTHWESTERN UNIVERSITY

SCHOOL OF LAW

LL.M.

UNIVERSITY OF CHICAGO

SCHOOL OF LAW

J.D.

MACALESTER COLLEGE

B.A.

Magna Cum Laude in Humanities

LEGAL EMPLOYMENT

SINGER & STEIN

Associate in law firm with an emphasis in civil rights litigation under 42 U.S.C. §1983

Chicago, Illinois

MANDEL LEGAL AID CLINIC

UNIVERSITY OF CHICAGO LAW SCHOOL

Student attorney at University of Chicago Law School

Chicago, Illinois

PUBLICATIONS

Shadowing the Shadow Inventory: A Newark, New Jersey Case Study of Stalled Foreclosures and Their Consequences, __ U.C. Irvine L. Rev. __ (forthcoming), available at http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2284481 (2013).

Attacking Foreclosure Rescue Scams, 2010 Emerging Issues 5309, Lexis Nexis Matthew Bender Research Solutions (2010) (with Leena Khandwala).

Reverse Redlining, Racialized Consumer Fraud and Target Marketing of Subprime Loans, 18 Brooklyn J. of L. & Pol'y. 101 (2009).

Guilt by Expressive Association: Political Profiling, Surveillance and the Privacy of Groups, 46 Ariz. L. Rev. 621 (2004).

I Know It When I See It: What Makes Scholarship Feminist, 12 Colum. J. Of Gender & L. 439 (2003).

Pragmatism Is As Pragmatism Does: Of Posner, Public Policy, and Empirical Reality, 31 U.N.M. L.J. 455 (2001).

Alcohol, Tobacco and Firearms: Autonomy, the Common Good, and the Courts, 18 Yale L. & Pol'y. Rev. 351 (2000).

Anatomy of an Affirmative Duty to Protect: 42 U.S.C. Section 1986, 56 Wash. & Lee L. Rev. 461 (1999);
Reprinted in: 16 CIVIL RIGHTS LITIGATION AND ATTORNEY FEES ANNUAL HANDBOOK 5-1 (2000);
Excerpted in: MARTHA R. MAHONEY, JOHN O. CALMORE, STEPHANIE M. WILDMAN, SOCIAL JUSTICE: PROFESSIONALS, COMMUNITIES AND LAW 676-67 (2003).

A Communitarian Compromise on Speech Codes: Restraining the Hostile Environment Concept, 44 Cath. U. L. Rev. 97 (1994).

Truth as a Double-Edged Sword: Deception, Moral Paradox and the Ethics of Advocacy, 14 J. of the Legal Prof. 89 (1989).

Caging Lyons: The Availability of Injunctive Relief in Section 1983 Actions, 18 Loy. U. Chi. L.J. 1085 (1987).

The Proportionality Test in Section 1988 Fee Awards, 14 Loy. U. Chi. L.J. 1 (1982) (with Edward T. Stein).

SELECTED RECENT PRESENTATIONS

Presenter, *Consumer Law Issues: Handling FDCPA and FCRA Claims*, New Jersey Institute for Continuing Legal Education Webinar (March 20, 2014).

Moderator, *Gun Control in New Jersey*, Seton Hall Legislative Journal Symposium (February 27, 2014).

Moderator, *Legal Education in Practice*, Seton Hall Law Review Symposium on Legal Education Looking Forward (October 25, 2013).

Workshop convener and leader, *Bellow Scholars Workshop*, New York University Law School (September 27, 2013).

Testimony, *The Current State of New Jersey Foreclosures*, Irvington, New Jersey public hearing on foreclosures (July 10, 2013).

Testimony, *The Current State of New Jersey Foreclosures and the Shadow Inventory*, Newark City Council hearing on the foreclosure crisis (April 18, 2013).

Panelist, *Consumer Fraud Update*, Consumer Law Program, New Jersey Institute for Continuing Legal Education (April 8, 2013).

Co-leader, *Contemplative Practice & the Practice of Law*, Continuing Legal Education program, Seton Hall Law School (January 31, 2013).

Panelist, *Stalled Foreclosures and Vacant Urban Properties:*

Bellow Committee Workshop/UC Irvine Law Review Symposium (Oct. 19, 2102);

Bellow Scholar Presentations, Association of American Law Schools Clinical Section Annual Meetings (May 3, 2012 & June 16, 2011);

Global Women's Issues, National Association of Women Judges 33rd Annual Conference (October 15, 2011);

Clinical Law Review Workshop, New York University Law School (October 1, 2011);

Association for Law, Property & Society Second Annual Meeting (March 4, 2011).

Panelist, *Fair Housing and the Foreclosure Crisis*, Understanding Fair Housing Today program sponsored by the U.S. Department of Housing and Urban Development, N.J. Division on Civil Rights, and Seton Hall Center for Social Justice (April 23, 2012).

Panelist, *Fair Housing/Fair Lending Enforcement Issues in the Twenty-First Century*, Fair Housing Month program sponsored by Seton Hall Law School and the New Jersey Division on Civil Rights (April 26, 2011).

Testimony, *Hearing on Robo-Signing, Chain of Title, Loss Mitigation & Other Issues*, United States House of Representatives, Financial Services Committee, Housing and Community Opportunities Subcommittee, (November 18, 2010).

Panelist, *Race and Social Welfare*, Third Annual People of Color Scholarship Conference (September 9, 2010).

Panelist, *Stopping the Next Subprime Crisis*, Getting It Right: Government's Role in Housing and Economic Development, Brooklyn Law School (March 27, 2009).

Panelist, *Underreported Fraud*, Fraud Forum, Federal Trade Commission, Feb. 25, 2009.

Panelist, *Litigation, Reform and Legislative Efforts*, Kirwan Institute Conference on Race & Subprime Lending, Ohio State Law School, Oct. 2, 2008.

Conference convener and chair of planning committee, *Emerging Issues in Subprime & Predatory Lending Research Conference*, Seton Hall Law School, May 8 and 9, 2008; Presenter, panel on *Debt Collection: Third-Party Actors*, May 8, 2008.

Panelist, *Plenary Panel on Subprime Mortgage Defaults*, New Jersey Bankruptcy Bench-Bar Conference, May 2, 2008.

RECENT AWARDS, PROFESSIONAL SOCIETY & OTHER MEMBERSHIPS

Co-chair, Committee on Lawyering in the Public Interest, Association of American Law Schools, Clinical Section (2013-2015).

Bellow Scholar Award, Association of American Law Schools, Clinical Section (2011–2013).

New Jersey Supreme Court Committee on Minority Concerns & Subcommittee on Minority Access to Justice (2007–2011).

New Jersey Council for the Humanities, Horizons Speakers Bureau (2010-2011).

Newark/Essex Foreclosure Task Force (2007 – present).

Convener & chair of planning committee, Seton Hall Law School conference on *Emerging Issues in Subprime and Predatory Lending Research* (2007-08).

Chair, Predatory Lending Task Force, and pro bono legislative counsel, AARP-NJ (2001-2006); AARP Advocate of the Year, 2003.

New Jersey State Bar Association, Committee on Consumer Protection (2002 - present).

SELECTED RECENT MEDIA

Bloomberg News, Washington Post Business News, Feb. 26, 2014: *Foreclosures: Climaxing in New York-New Jersey Market: Mortgages*

WNYC.org, NJ Spotlight, April 19, 2013: *Banks Abandoning Newark Properties*

USNews.com, Aug. 3, 2012: *5 Ways Older Americans Can Protect Their Homes From Foreclosure.*

Businessweek.com, Feb. 28, 2102: *Lenders Must Be Named in Foreclosures, New Jersey Court Says*

The Record, Feb. 27, 2102: *Supreme Court: foreclosure docs must name lender.*

The Star-Ledger, Dec. 4, 2011: *Future of foreclosures in N.J. hinges on state Supreme Court decision.*

Washington Post, Nov. 15, 2010: *Obama economy officials, bank execs and mortgage electronic registry head to hot seat on Capital Hill.*

Abcnews.com, Oct. 12, 2010: *Florida's Foreclosure King Investigated for Questionable Practices.*

Mother Jones, Aug. 4, 2010: *Fannie and Freddie's Foreclosure Barons.*

Bloomberg.com, Jan. 21, 2010: *Reviving Down-Payment-Assistance Program Faces FHA Opposition.*

International Business Times, The Guardian (UK), CNN Money, Fox Business News, Jan. 7, 2010: *Wells Fargo Mortgage Case in Baltimore Dismissed.*

WWRL Radio, August 19, 2009: interview on *Urban Foreclosures* by NY Daily News columnist Errol Louis.

New York Times, May 17, 2009: *In New Jersey, Dreams of a Better Life Dashed by Foreclosure.*

Huffington Post, May 13, 2009: *Road to Ruin: Mortgage Fraud Scandal Brewing*, available at huffingtonpost.com/business/.

Wall St. Journal, Feb. 25, 2009: *When Rescue Means Eviction.*

Philadelphia Inquirer, Oct. 28, 2008: *Predatory lending is an Issue in New Jersey.*

Bloomberg Radio, News 12 and WBGO, March 24, 2008 (discussing Obama's economic plan as it pertains to subprime lending issues).

RECENT MAJOR LITIGATION

My current emphasis is on foreclosure defense and consumer fraud actions involving predatory lending, related mortgage fraud, and illegal property-flipping.

D'Agostino v. Maldonado, 216 N.J. 168 (2013) (holding New Jersey Consumer Fraud Act applies to foreclosure rescue scams) (appearing as *amicus curiae*)

Bank of New York v. Uke, No. A-002209-11 (N.J. App. Div. 2013) (appearing as *amicus curiae* in foreclosure case addressing summary judgment standard and the business records hearsay exception).

US Bank National Association v. Guillaume, 209 N.J. 449 (2012)(holding notice of intent to foreclose must include name of foreclosing lender)(appearing as *amicus curiae*).

In Re Residential Mortgage Foreclosure Pleadings and Document Irregularities, No. F-059553-10 (Sup. Ct. N.J., Chancery Division, Mar. 24, 2011) (motion to intervene in statewide proceeding challenging lenders' foreclosure documentation practices), cited in Weinstein, Law Of Mortgages, 30A NJPRAC § 30.2A (2012).

Halley v. Myatt, No. A-1378-09T1 (Sup. Ct. N.J., App. Div., May 3, 2010) (finding personal jurisdiction in malpractice action against out-of-state lawyer).

Assn. of NJ Rifle & Pistol Clubs, et al. v. City of Jersey City, et al. (N.J. S. Ct., dismissed as moot 2010) (defending local gun control ordinance on behalf of community group).

Hodges v. Sasil Corp., 189 N.J. 210 (2007) (permitting Fair Debt Collection Practices Act claim against attorneys collecting rents)(appearing as *amicus curiae*).

Williams v. City of Trenton, et al. (D.N.J. 2006) (settlement worth over \$2,000,000 in police misconduct lawsuit alleging failure to protect battered woman from her abuser).