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Professor of Law and Director, Health Law & Policy Program
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CURRENT EMPLOYMENT

SETON HALL UNIVERSITY SCHOOL OF LAW, Newark, NJ (Fall 2000-present)
Professor of Law (Fall 2005-present; Associate Professor Fall 2000-Spring 2005)
Director, Health Law & Policy Program (Fall 2002-present; Associate Director Fall 2000-Spring 2002)
Courses: Health Law; Regulating Research with Human Subjects; Federal Income Taxation; Torts
Andrea J. Catania Fellow for Excellence in Teaching, 2007-2009

EDUCATION

HARVARD LAW SCHOOL, J.D., *magna cum laude*, June 1990
Supervising Editor, Harvard Law Review

HARVARD UNIVERSITY, A.M., East Asian Studies, June 1990
Thesis: "Citizen v. State: Litigation as Political Participation in the People's Republic of China"

GEORGETOWN UNIVERSITY, B.S.F.S., *cum laude*, International Affairs, Certificate in Asian Studies, May 1986

NATIONAL TAIWAN NORMAL UNIVERSITY, Taipei, Taiwan, intensive Chinese language program, August 1984-May 1985

PUBLICATIONS

BOOK

Carl H. Coleman, Jerry A. Menikoff, Jesse A. Goldner & Nancy N. Dubler, [THE ETHICS AND REGULATION OF RESEARCH WITH HUMAN SUBJECTS](#) (Lexis 2005)

LAW REVIEW ARTICLES

Carl H. Coleman, [Beyond the Call of Duty: Compelling Health Care Professionals to Work During an Influenza Pandemic](#), 94 IOWA L. REV. __ (forthcoming 2009)

Carl H. Coleman, [Research with Decisionally Incapacitated Human Subjects: An Argument for a Systemic Approach to Risk-Benefit Assessment](#), 83 IND. L.J. __ (forthcoming 2008)

Carl H. Coleman, [Duties to Subjects in Clinical Research](#), 58 VAND. L. REV. 387 (2005)

Carl H. Coleman, [Rationalizing Risk Assessment in Human Subject Research](#), 46 ARIZ. L. REV. 1 (2004)

Carl H. Coleman, [Conceiving Harm: Disability Discrimination in Assisted Reproductive Technologies](#), 50 UCLA L. REV. 17 (2002)

Carl H. Coleman, [Assisted Reproductive Technologies and the Constitution](#), 30 FORDHAM URB. L.J. (2002) (part of symposium at Fordham Law School, "Religious Values and Legal Dilemmas in Bioethics")

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Carl H. Coleman, [Procreative Liberty and Contemporaneous Choice: An Inalienable Rights Approach to Frozen Embryo Disputes](#), 84 MINN. L. REV. 55 (1999)

Developments in the Law — Sexual Orientation and the Law, 102 HARV. L. REV. 1508, 1554-84 (1989) (primary author of section on employment law); reprinted as a book, [SEXUAL ORIENTATION AND THE LAW](#) (Harvard University Press 1990)

OTHER ARTICLES

Carl H. Coleman and Andreas Reis, [Potential Penalties for Healthcare Workers Who Refuse to Work During a Pandemic](#), 299 JAMA 1471 (2008)

Carl H. Coleman and Marie-Charlotte Bouésseau, [How Do We Know That Research Ethics Committees Are Really Working? The Neglected Role of Outcomes Assessment in Research Ethics Review](#), 9 BMC MED. ETHICS 6 (2008)

Carl H. Coleman, [Why Have IRBs at All? A Reply to Noah](#), 25 J. LEGAL MED. (2004) (response to article by Lars Noah)

Carl H. Coleman, [HIV, ARTs, and the ADA](#), AM. J. BIOETHICS, Winter 2003, at 43 (short commentary on article by Mark Sauer)

Carl H. Coleman, [The “Disparate Impact” Argument Reconsidered: Making Room for Justice in the Assisted Suicide Debate](#), 30 J. L. MED. & ETHICS 17 (2002) (commentary on article by Ronald Lindsay)

Ann M. Carroll & Carl H. Coleman, *Closing the Gaps in Genetics Legislation and Policy: A Report by the New York State Task Force on Life and the Law*, 5 GENETIC TESTING 275 (2001)

Carl H. Coleman, [Is There a Constitutional Right to Preconception Sex Selection?](#) AM. J. BIOETHICS, Winter 2001, at 27 (commentary on article by John Robertson), excerpted in JUDITH DAAR, *REPRODUCTIVE TECHNOLOGIES AND THE LAW* (Lexis 2006)

Carl H. Coleman & Barbara A. DeBuono, *Developing Public Policy on Assisted Reproductive Technologies: Reflections on the Work of the New York State Task Force on Life and the Law*, 73 FERTILITY & STERILITY 21 (2000)

Tracy E. Miller, Carl H. Coleman, & Anna Maria Cugliari, *Treatment Decisions for Patients without Surrogates: Rethinking Policies for a Vulnerable Population*, 45 J. AM. GERIATRICS SOC’Y 369 (1997)

Carl H. Coleman & Alan R. Fleischman, [Guidelines for Physician-Assisted Suicide: Can the Challenge Be Met?](#) 24 J. L. MED. & ETHICS 217 (1996)

Carl H. Coleman & Tracy E. Miller, [Stemming the Tide: Assisted Suicide and the Constitution](#), 23 J. L. MED. & ETHICS 389 (1995); reprinted in *PHYSICIAN-ASSISTED SUICIDE* (Greenhaven Press, 1997)

BOOK CHAPTERS

Carl H. Coleman, *Assisted Reproductive Technologies*, in JAMES J. PONZETTI ET AL. ED., [INTERNATIONAL ENCYCLOPEDIA OF MARRIAGE AND FAMILY](#) 2D ED. (2002)

Carl H. Coleman & Michele Petruzzelli, *Decision Making for Residents Without Surrogates*, in MATHY D. MEZEY & NANCY NEVELOFF DUBLER EDS., [VOICES OF DECISION IN NURSING HOMES: RESPECTING RESIDENTS' PREFERENCES FOR END-OF-LIFE CARE](#) 65 (2001)

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ONLINE COMMENTARIES

Carl H. Coleman and Marie-Charlotte Bouésseau, [Strengthening Local Review of Research in Africa: Is The IRB Model Relevant?](#) [BIOETHICS FORUM](#), December 22, 2006

Carl H. Coleman, [End-of-Life Decision-Making and the Politics of the Fetus](#), [BIOETHICS FORUM](#), July 26, 2006

REPORTS OF THE NEW YORK STATE TASK FORCE ON LIFE AND THE LAW

NEW YORK STATE TASK FORCE ON LIFE AND THE LAW, [GENETIC TESTING AND SCREENING IN THE AGE OF GENOMIC MEDICINE](#) (2000) (editor)

NEW YORK STATE TASK FORCE ON LIFE AND THE LAW, [ASSISTED REPRODUCTIVE TECHNOLOGIES: ANALYSIS AND RECOMMENDATIONS FOR PUBLIC POLICY](#) (1998) (editor of entire volume; primary author of selected chapters)

NEW YORK STATE TASK FORCE ON LIFE AND THE LAW, [WHEN DEATH IS SOUGHT: ASSISTED SUICIDE AND EUTHANASIA IN THE MEDICAL CONTEXT, SUPPLEMENT TO REPORT](#) (1997) (primary author); excerpts reprinted in JOHN D. ARRAS AND BONNIE STEINBOCK EDS., *ETHICAL ISSUES IN MODERN MEDICINE*, 5TH ED. (Mayfield Press, 1998)

NEW YORK STATE TASK FORCE ON LIFE AND THE LAW, [WHEN DEATH IS SOUGHT: ASSISTED SUICIDE AND EUTHANASIA IN THE MEDICAL CONTEXT](#) (1994) (primary author of chapter on legal issues)

OTHER PROFESSIONAL EXPERIENCE

[WORLD HEALTH ORGANIZATION](#), Geneva, Switzerland

Bioethics and Law Adviser, [Department of Ethics, Trade, Human Rights and Health Law](#) (Fall 2006-Spring 2007, during sabbatical) — Contributed to the development of reports and guidelines on pandemic preparedness, virus sharing, and research with human participants.

[NEW YORK STATE TASK FORCE ON LIFE AND THE LAW](#), New York, NY

Executive Director (October 1995-Spring 2000) — Directed nationally-recognized interdisciplinary commission with mandate to develop recommendations for public policy on issues raised by medical advances. Recommendations of the Task Force have led to legislation and regulations in New York and other states and have been cited extensively by the United States Supreme Court, other courts, and in the academic literature. Responsibilities included overseeing all research and deliberations of the Task Force, writing and editing book-length reports, advocating for implementation of Task Force recommendations, representing the Task Force in the media and before diverse public and professional audiences, and raising funds to support the Task Force's work. Raised nearly \$2 million in external grants.

[NEW YORK STATE TASK FORCE ON LIFE AND THE LAW](#), New York, NY

Counsel (July 1993-October 1995) — Advised Task Force on legal aspects of policy issues; wrote sections of Task Force reports, and assisted in the development of legislative proposals.

LEVENTHAL SLADE & KRANTZ, New York, NY

Litigation Associate (September 1991-June 1993) — Involved in all stages of trial and appellate litigation, including investigating facts, drafting pleadings, briefs and other documents, appearing in court, and counseling clients. Practice focused on employment discrimination and commercial litigation.

HON. JAMES L. OAKES, Chief Judge, U.S. Court of Appeals, Second Circuit, Brattleboro VT

Law Clerk (August 1990-July 1991) — Prepared bench memos and drafted opinions for federal appellate judge.

PAUL, WEISS, RIFKIND, WHARTON & GARRISON, New York, NY

Summer Associate (Summer 1989) — Prepared research memoranda and drafted briefs.

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PAUL, WEISS, RIFKIND, WHARTON & GARRISON, Shanghai, China
Summer Associate (Summer 1988) — Assisted local attorneys in preparing contracts, negotiating with banks and government officials, and responding to inquiries from overseas clients.

SELECTED CONFERENCES AND PRESENTATIONS

Second International Pharmaceutical Regulatory and Compliance Congress, Paris, France (May 2008), “Clinical Trials in Africa: The Trovan Experience”

Columbia University Center for Women’s Reproductive Care, Distinguished Guest Lecturer (April 2008), “Assisted Reproductive Technologies and the Law”

Food and Drug Law Institute, Washington, D.C. (March 2008), “Ethical Issues in Representing Sponsors of Clinical Trials”

Ethics and Infectious Disease, Oxford University (July 2007), “The Role of Law in Limiting the Over-prescription of Antibiotics”

11th Futures Forum, Copenhagen, Denmark (June 2007), “Ethical Issues in Pandemic Preparedness”

9th Global Forum on Bioethics in Research, Vilnius, Lithuania (June 2007), “Quality Assurance for Research Ethics Committees”

University of Geneva, Institute of Graduate Studies (June 2007), “Ethics and Global Health Diplomacy”

European Network of Excellence Clinigene/Consert Think Tank (April 2007), “Overseeing Human Gene Therapy: Is The IRB Model Appropriate?”

University of Zurich Institute of Biomedical Ethics (March 2007), “Rethinking the Process of Research Ethics Review”

University of Ibadan, Nigeria (February 2007), “Strengthening Research Ethics Committees in Africa”

Brooklyn Law School, David G. Trager Public Policy Symposium (February 2007), “End-of-Life Decision-Making: U.S. Perspectives”

Italian Senate Health Law Committee (November 2006), Testimony on Proposed Legislation on End-of-Life Decision-Making

American Society of Law, Medicine & Ethics Health Law Teachers’ Conference (June 2006), “Surrogate Decision-Making in Medical Research”

New York State Assembly Health Committee (December 2005), Testimony in Support of the Family Health Care Decisions Act

National Association of Women Judges (October 2004), “Frozen Embryos in the Courts”

New York State Judicial Institute (June 2004), “Human Subject Research and the Law”

Human Biotechnology Governance Forum, Johns Hopkins University School of Advanced International Studies (May 2004), “Regulatory Models for Reproductive Technologies”

Serono Symposia International (April 2004), “Legal and Ethical Issues Surrounding HIV and Women”

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New York Academy of Medicine Conference on Dementia Research (March 2004), “Legal and Ethical Challenges in Dementia Research”

Albany Law School (November 2003), “Informed Consent to Clinical Trials”

American Society of Bioethics and the Humanities (October 2003), “Human Subject Research and the Courts”

Fordham Law School, Symposium on Religious Values and Legal Dilemmas in Bioethics (January 2002), “Assisted Reproductive Technologies and the Constitution”

National Academy of Sciences, Institute of Medicine, Board on Health Sciences Policy (June 2000), “Assisted Reproductive Technologies and Public Policy”

Fordham Law School (April 2000), “The Culture of Death in America”

Long Island University (November 1998), Keynote speaker at conference, “Good Dying: Is it Possible?”

American Society of Law, Medicine, & Ethics/Gerontological Society of America (November 1998), “The Person Who Lacks a Surrogate”

Albany Law School, Symposium on Physician-Assisted Suicide (April 1997), “Assisted Suicide: Constitutional Issues”

St. John’s University School of Law (April 1997), “Assisted Suicide: Private Acts and Public Policy”

American Medical Association, Conference on State Legislation (January 1997), “Legislation on Assisted Suicide”

Association of the Bar of the City of New York (February 1996), “Confidentiality and Genetic Testing”

End-Stage Renal Disease Network (October 1995), “Starting and Stopping Dialysis: Ethical and Legal Considerations”

White House Conference on Aging and Developmental Disabilities (January 1995), “Treatment Decisions for Developmentally Disabled Patients”

Gerontological Society of America (November 1994), “Advance Directives in Nursing Homes”

OTHER PROFESSIONAL ACTIVITIES

Consultant to the World Health Organization, Geneva Switzerland (2007-present) (working on a variety of projects related to pandemic preparedness and research with human participants)

Peer reviewer for Yale University Press, Cambridge University Press, Journal of Law, Medicine & Ethics, American Journal of Bioethics, Milbank Quarterly, IRB: Ethics and Human Research, and Biomed Central

Member, Institutional Review Board, Seton Hall University (Fall 2003-Spring 2006)

Member, Institutional Review Board, University of Medicine and Dentistry of New Jersey (Fall 2001-Spring 2003)

Member, Lesbian & Gay Law Association of New York (Fall 2005-present)

Member, Steering Committee, [Family Health Decisions Coalition](#) (Fall 2001-present) (purpose of coalition is to enact legislation in New York State that would authorize family members to make health care decisions for incapacitated patients)

Member, New York State Bar Association (Spring 2001-Spring 2004)

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Member, Health Law Section Executive Committee (Fall 2002-Spring 2004)
Co-Chair, Committee on Ethical Issues in the Provision of Health Care (Fall 2002-Spring 2004)
Chair, Special Committee on Treatment Decisions (Spring 2001-Spring 2002)

Member, Association of the Bar of the City of New York (Fall 1993-Spring 2000)
Member, Committee on Health Law (Fall 1999-Spring 2000)
Member, Committee on Bioethical Issues (Fall 1996-Spring 1999); Legislative Liaison (Fall 1996-Spring 1998)
Member, Committee on Legal Problems of the Aging (Fall 1993-Spring 1996); Chair, Subcommittee on Patient Self-Determination (Fall 1993-Spring 1995)

Core Faculty, Certificate Program in the Ethics and Regulation of Research with Human Subjects, Montefiore Medical Center/Albert Einstein College of Medicine and New York University Division of Nursing (Spring 2003)

Member, Assisted Reproductive Technologies Workgroup, Project on “Altering Nature: How Religious Traditions Assess the New Biotechnologies,” Program on Biotechnology, Religion, and Ethics, Rice University/Baylor College of Medicine (Fall 2005-Spring 2006)

Member, Advisory Committee, Initiative to Improve the Effectiveness of Health Care Agents (Fall 1998-Spring 2001)

Member, Attorney General’s Commission on Quality Care at the End of Life (April 1997-August 1998)

Admitted to practice in New York State; U.S. Supreme Court; U.S. Court of Appeals, Second Circuit; U.S. District Court (SDNY, EDNY)