

TEL AVIV UNIVERSITY

Shai Lavi, Ph.D. 027913201

CURRICULUM VITAE

Faculty: Law
Home Address: 45 Bilu St., Tel Aviv
Phone No.: 077-5040147; 054-9078033
Date of birth: 16.10.70
Place of birth: Tel Aviv

A. EDUCATION

1992-1995 Tel-Aviv University, Interdisciplinary Program for Fostering Excellence.
Direct Masters program.

1993-1995 Tel-Aviv University, Faculty of Social Sciences The Department of
Sociology and Anthropology.
M.A. *Cum Laude*, 1995.

1995-2001 Jurisprudence and Social Policy Program (JSP)
University of California, Berkeley.

Ph.D., 2001 Dissertation: "The Modern Art of Dying: The History of Euthanasia in
America"

Title of Master's thesis: "Homo Reus: The Criminal Law and the Interpellated Subject"

Name of Supervisor: Prof. Ronen Shamir and Prof. Mordechai Kremnitzer

Title of Doctoral dissertation: "The Modern Art of Dying: The History of Euthanasia in the United States"

Doctorate committee: Prof. Philippe Nonet, Prof. Kristin Luker, Prof. Thomas Laqueur, Prof. Gil
Eyal

B. ACADEMIC AND PROFESSIONAL EXPERIENCE

APPOINTMENTS

2002-2006 Lecturer, Faculty of Law, Tel Aviv University
2006-Present Senior Lecturer, Faculty of Law, Tel Aviv University
2011- Associate Professor, Faculty of Law, Tel Aviv University

VISITING POSITIONS

Summer 2006 Visiting Professor, University of Toronto
Spring 2011 Visiting Professor, Cardozo Law School, Yeshiva University

OTHER ACADEMIC ACTIVITIES

2006-2008 Director, Taubenschlag Institute for Criminal Law, Tel Aviv University
2009-2012 Director, Minerva Center for Human Rights, Tel Aviv University
2011-Present Co-Director, Minerva Center for the Interdisciplinary Study of End of Life, Tel Aviv University
2012-Present Director, Edmond J. Safra Center for Ethics, Tel Aviv University

EDITORIAL BOARDS

2007-Present Editorial Board, Law, Culture and Humanities Review
2009-Present Editorial Board, Law and Society Review

NATIONAL COMMITTEES AND PROGRAMS

2003-2006 Member of Junior Scholars Program, The National Academy of Science
2007-Present Member of the National Helsinki Committee for Genetic Research in Humans

C. ACTIVE PARTICIPATION IN SCIENTIFIC MEETINGS

Conferences and Workshops – Oral Presentations

Summer 1997	“The Gift of Death: From Mercy Killing to Physician-Assisted Suicide,” <i>Law and Society</i> , St. Louis, Missouri.
Fall 1998	Workshop on “Death, Dying and Illness,” <i>Townsend Center for the Humanities</i> , Sanoma County, California.
Spring 1999	“The Right to Die and the Problem of Pain,” <i>Law, Culture, and Humanities</i> , Wake Forest, North Carolina.
Summer 1999	“The Problem of Pain and the Regulation of Death,” <i>Law and Society</i> , Chicago, Illinois.
Spring 2000	“Euthanasia: From Art to Technique,” <i>Law Culture and the Humanities</i> , Washington, DC.
Summer 2000	“Double-Effect: A Medieval Doctrine in 20 th century Medical Ethics?” <i>Law and Society</i> , Miami, Florida.
Summer 2001	“Euthanasia and Social Pain in America, 1900-1960” <i>Law and Society</i> , Budapest, Hungary.
Summer 2002	“Euthanasia and the Changing Laws of the Deathbed” <i>Law and Society</i> , Vancouver, Canada
Summer 2002	“The Changing Laws of the Deathbed” <i>Writing Legal History</i> , Tel-Aviv, Israel
Fall 2002	“The History of Euthanasia and the Rise of Technique” <i>Paradoxes and Self-Reference in Law</i> , Frankfurt, Germany
Spring 2003	“The Paradoxes of Punishment: Time, Pain and Justice,” Public Lecture in Memory of Prof. Ariel Rosen-Zvi, Tel-Aviv
Fall 2003	“Causation and Common Sense”, conference for judges on causality, Jerusalem
Fall 2003	“Imagining the Death Penalty in Israel”, <i>Law, Culture and Humanities</i> , Hartford, Connecticut
Spring 2004	“Imagining the Death Penalty in Israel”, <i>Excessive Use of Force</i> , Jerusalem
Summer 2004	“The Sanctity of Death: A History of the Death Penalty in Israel”, <i>Law and Society</i> , Chicago
Spring 2005	“Between Codification and Constitutionalization”, <i>A Decade to the Reform in the Israeli Criminal Code</i> , Tel Aviv
Fall 2005	“Historicizing Time, Vitalizing Life: Legal Regulation of Animal Slaughter in Germany, 1870-1917,” international conference, Tel Aviv
Spring 2006	“Shai Lavi’s The Modern Art of Dying,” book panel at Law, Culture and the Humanities Conference, Syracuse, NY
Fall 2006	“Stem Cell Research: A Meta-ethical Approach,” Research Center in Ethics (MKE), University of Munich, Germany

Spring 2007	“About Reconciliation and Revenge: Hannah Arendt and Martin Heidegger,” International Conference, Bar-Ilan University
Spring 2007	“What is a Bioethical Thing? The Case of the Embryonic Stem-Cell,” Law, Culture and the Humanities Conference, Washington DC
Summer 2007	“Can Two Walk Together Except They be Agreed? On The Structural Coupling of Law and Science,” International Institute for Sociology of Law, Oñati, Spain
Fall 2007	“Equal Rights, Different Rites: Jews, Muslims and the Ritual Slaughtering of Animals in Germany,” Conference on Religion, Law and Democracy, Gargnano del Garda, Italy
Spring 2008	“Jews, Muslims and the Ritual Slaughtering of Animals in Germany,” Conference on Jews and Muslims in Germany, Tel Aviv
Spring 2008	"Three More Deaths: Euthanasia, Death Penalty and Ritual Slaughter in America", Law, Culture and Humanities Conference, Berkeley, CA
Fall 2008	"In Search of the Modern Ban: Treason and the Revocation of Citizenship," International Conference on Criminal Law and Citizenship, London School of Economics, UK
Spring 2009	"The Modern Ban: The Revocation of Citizenship in Israel, United Kingdom and United States", Conference on Bund and Borders: German Jewish Thinking between Faith and Power, Berlin
Spring 2009	"Jewish Bioethics in Israel," Religion in Bioethics Discourse, Munich, Germany
Fall 2009	"Revocation of Citizenship as Punishment," Criminal Law and Constitutionalism Conference, Toronto
Fall 2009	"Jewish Bioethics in Israel," Center for Ethics, Tuebingen, Germany
Spring 2010	" 'Law as...': Theory and Method in Legal History, UC Irvine, CA
Spring 2010	"A History of Animals – A History of Feelings. Historical Perspectives 18 th -20 th Century [German]", Berlin
Fall 2010	"Life After Death: Three Cases of Jewish Biotechnology in Israel", The Unintended Effects of Biotechnology, University of Luzern, Switzerland
Fall 2010	"Turning the Tables on Law and...: A Jurisprudential Inquiry on Contemporary Legal Theory", Workshop on Critical Legal Theory, University of Toronto
Spring 2011	"
Fall 2011	"The Paradox of Jewish Bioethics in Israel", Dignity on the Marigins, Tübingen University
Fall 2011	"Animal Protection and Ritual Slaughter in Germany", Seminar Faculty, University of Miami Law School
Spring 2012	“Kosher Brain Death: A Clash of Medical, Lay and Rabbinic Optics in Israel”, Science and Democracy Network, Paris
Spring 2013	“The Mourning After: Posthumous Sperm Retrieval in Israel”, Amherst College
Spring 2013	“Determining the Time of Death in Israel,” <u>invited keynote speaker</u> , South Carolina University

Conference Organization

- Spring 2000 "Beyond Understanding: Re-Considering Knowledge and Belief," graduate student conference, April 14-15, 2000, University of California Berkeley, **co-organizer**.
- Fall 2002 "Jewish-Arab Coexistence in the Free Professions", Tel-Aviv University, **co-organizer**
- Fall 2003 "The Separation Wall: Legal and Technological Dimensions", Tel-Aviv University, **organizer**
- Spring 2005 "A Decade to Amendment 39 [Hebrew]", a national conference for criminal law scholars, Tel Aviv, **co-organizer**
- Fall 2006 "Critical Modernities: Law and Politics beyond the Liberal Imagination", international conference, Tel Aviv, **chief organizer**
- 2006-2008 Law, Culture and Humanities, annual conference, **organizing committee**
- Spring 2007 "New Directions in Criminal Court Research," International Conference, Taubenschlag Institute for Criminal Law, Tel Aviv, **co-organizer**
- Spring 2008 "Jews and Muslims in Germany: Culture, Law and Politics from the Age of Emancipation to the Times of Multiculturalism," International Conference, Tel Aviv University (forthcoming), **co-organizer**
- Fall 2008 "Criminal Law and Constitutionalism – Part I," International Workshop, Dead Sea, Israel, **co-organizer**
- Fall 2009 "Criminal Law and Constitutionalism – Part II," International Conference, University of Toronto, Canada, **co-organizer**
- Fall 2009 The Israeli Law and Society Annual Meeting, International Conference, **co-organizer**
- Spring 2010 "Religious Revival in a post-Multi-Cultural Age – Part I," International Workshop, Tsuba, Israel, **co-organizer**
- Spring 2010 "Surrogacy in Israel: A Comparative Perspective" Local Workshop, Tel Aviv University, Israel, **co-organizer**
- Fall 2010 "Religious Revival in a post-Multi-Cultural Age – Part II," International Workshop, Montreal, Canada, **co-organizer**
- Spring 2011 "Dignity on the Margins of Humanity and Beyond: Animals, Corpses and other Life Forms – Part I", a workshop on law and bioethics, Tel Aviv University, **co-organizer**
- Fall 2011 "Dignity on the Margins of Humanity and Beyond: Animals, Corpses and other Life Forms – Part II", a conference on law and bioethics, Tübingen University, Germany, **co-organizer**
- Spring 2012 "Who's Afraid of Genetic Research", workshop, Tel Aviv University, **co-organizer**

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- Fall 2012 “Delineating End-of-Life Stages”, International Conference, Tel Aviv University, **co-organizer**
- Spring 2013 “Neuroethics: The Ethical and Social Challenges of New Discoveries”, International Conference, Tel Aviv University, **organizer**
- Summer 2013 “Expertise, Justice and Changing Legal Orders,” International Conference, Tel Aviv University, **co-organizer** in collaboration with Harvard University
- Fall 2013 “Knowledge in this Era: Historical Perspectives, Contemporary Challenges and the Future of Higher Education”, International Conference, Tel Aviv University, **co-organizer**

D. ACADEMIC AND PROFESSIONAL AWARDS

- 1992-1995 Scholarship from the Program for Fostering Excellence, Tel-Aviv University
- 1995-1997 Fulbright Fellowship, United States-Israel Educational Foundation
- 1995-1997 Doctoral fellowship from the Faculty of Law, Tel Aviv University, for Ph.D. studies overseas.
- 1995-1998 Continuing Graduate Student Fellowship, Jurisprudence and Social Policy Program UC Berkeley.
- 1999-2000 Townsend Center for the Humanities Fellowship
- 2002 Halbert Centre for Canadian Studies Research Award
- 2003 Zeltner Prize to Junior Legal Scholar (The highest prize in Israel for junior faculty in the field of law)
- 2006 Distinguished Book Award from the American Sociological Association, Section on Sociology of Law
- 2007-2008 Alexander von Humboldt Fellowship, Germany

E. ACADEMIC AND PROFESSIONAL GRANTS

2002 - 2003	The Minerva Center for Human Rights Research Grant (PI, \$2,500)
2004	Minerva Stiftung, Short-Term Research Grant (PI, \$3,000)
2005	Israel Science Foundation Grant, National Academy of Science (PI, \$10,000)
2008	Tel Aviv University, Vice President Research Grant (PI, \$5,000)
2009-2010	Israel Science Foundation Grant, National Academy of Science (PI, \$23,000)
2011	Israel Science Foundation, Workshop Grant, National Academy of Science (\$13,00)
2011-2015	New Minerva Center (Interdisciplinary Study of End-of-Life (co-PI, 75,000 Euro, per year)

F. MEMBERSHIP IN PROFESSIONAL SOCIETIES

1996-present	Law and Society Association
2002-present	Law, Culture and Humanities Association

G. MASTER STUDENTS SUPERVISED BY CANDIDATE

<u>Year</u>	<u>Name of Student</u>	<u>Title of Thesis</u>	<u>Institution</u>
2004-2008	Sigalit Matza	Victim Impact Statements	Tel Aviv
2007-2010	Shira Shmueli	History of Animal Rights (Maga Cum Laude)	Tel Aviv
2008-2010	Eitan Kidron	Exemption from Criminal Liability in the Organ Market	Tel Aviv
2009-2011	Svetlana Jodzichskaia	Self-Defense: A Comparative Approach (submitted)	Tel Aviv
2007-2010	Chen Ben Shalom	Recorded Admission in Criminal Trials	Tel Aviv
2009-2012	Rottem Rosenberg	Retrials in Israeli Law	Tel Aviv
2011-Present	Asaf Weitzen	The Dead Enemy in Israeli Law	Tel Aviv
2012-Present	Noa Levy	Secret Services and the Arab Citizen	

H. DOCTORAL STUDENTS SUPERVISED BY CANDIDATE

<u>Year</u>	<u>Name of Student</u>	<u>Title of Thesis</u>	<u>Institution</u>
2005-2011	Galia Schneebaum	“The Sexual Abuse Paradigm” co-supervisor- Prof. Alan Brudner, University of Toronto	Tel Aviv
2008-2011	Tamir Moritz	Research in Arms: Performing Medical and Military Experimentation on Soldiers (submitted) co-supervisor: Prof. Amos Shapira	Tel Aviv
2012-Present	Eitan Kidron	Criminal Ambiguity: Between Criminal and Administrative Enforcement in Israeli Securities Law co-supervisor: Prof. Sharon Hannes	
2012-Present	Roni Liberson	Child Custody: Between Law and Psychology	
2012-Present	Nomi Levenkron	Prostitutes in Israel During the 1950s Co-supervisor: Prof. Debby Bernstein	

I. PUBLICATIONS

A. Books

1. Shai Lavi

The Modern Art of Dying: A History of Euthanasia in America
Princeton University Press, 2005

2. Shai Lavi

The Bleeding Cut: Animal Protection and Ritual Slaughter in Germany (Work in progress)

B. Articles

1. Shai Lavi

"Euthanasia and the Changing Laws of the Deathbed: A Study in Historical Jurisprudence"
Theoretical Inquiries in Law, Vol. 4(2) pp. 729-761, 2003

2. Shai Lavi

"Terror and Empire, Palestine, 1947" *Theoretical Inquiries in Law*, Vol. 7(1) pp. 199-228, 2005

3. Shai Lavi

"The Jews are Coming: Vengeance and Revenge in Post-Nazi Europe" *Law Culture and Humanities* Vol. 1(3) pp. 282-301, 2005

4. Shai Lavi

"Animal Laws and the Politics of Life: Slaughterhouse Regulation in Germany, 1870-1917" *Theoretical Inquiries in Law*, Vol. 8(1) pp. 229-258, 2006

5. Shai Lavi

"How Dying Became a Life Crisis" Special Issue on Life and Death, *Daedalus*, pp. 57-65, 2008

6. Shai Lavi

"From Bio-Ethics to Bio-Optics: The Case of the Embryonic Stem-Cell," *Law, Culture and Humanities* Vol. 4(3), pp. 339-351, 2008

7. Shai Lavi

"Punishment and the Revocation of Citizenship in United Kingdom, United States and Israel," *New Criminal Law Review* Vol. 13(2), pp. 404-426, 2010, 2010

8. Shai Lavi

"Turning the Tables on Law and...: A Jurisprudential Inquiry into Contemporary Legal Theory," *Cornell Law Review* Vol. 96, pp. 811-838, 2011

9. Shai Lavi

"Revocation of Citizenship as Punishment: On the Modern Bond of Citizenship and its Criminal Breach", *University of Toronto Law Journal* Vol. 61 Number 4/2011, pp. 783-810, 2011

10. Shai Lavi

"Punishment and the Revocation of Citizenship in the United Kingdom, United States, and Israel", *New Criminal Law Review: An International and Interdisciplinary Journal* Vol. 13, No. 2, pp. 404-426, 2011

11. Shai Lavi

"Justice, Plurality, and Criminal Law: A Review of Alan Brudner's Punishment and Freedom: A Liberal Theory of Penal Law", *New Criminal Law Review: An International and Interdisciplinary Journal* Vol. 14, No. 3, pp. 439-448, 2011

12. Shai Lavi

"Enchanting a Disenchanted Law: On Jewish Ritual and Secular History in Nineteenth Century Germany", *UC Irvine Law Review* Vol. 1, No 3, pp. 813-843, 2011

C. Chapters in Books

1. Shai Lavi

"The Problem of Pain and the Right to Die"

In *Death, Pain and the Law*, Austin Sarat (ed.) (Michigan: Michigan University Press), pp. 137-160, 2001

2. Shai Lavi

"Imagining the Death Penalty in Israel: Punishment, Violence, Vengeance and Revenge,"

In *The Cultural Lives of the Death Penalty*, Austin Sarat and Christian Boulenger (eds.) (Stanford University Press), pp. 219-230, 2005

3. Shai Lavi

"Autopoiesis, Nihilism and Technique: On Death and the Origins of Legal Paradoxes"

In *Paradoxes and Inconstistencies in the Law*, eds. Oren Perez and Gunther Teubner (Hart Publishing), pp. 247-273, 2006

4. Shai Lavi

"Corrective Justice in Criminal Law: Rethinking the Relationship between Criminal Law and Constitutional Law [Hebrew]," in *Trends in Criminal Law: A Decade to the 39th Amendment of the Criminal Code*, Eli Lederman, Keren Shapira-Ettinger, Shai Lavi (eds.) (Facutly of Law, Bar Ilan University), 511-556, 2010

5. Shai Lavi

"Justice in the Mouth of the Earth: On Natural Law, Positive Law and Divine Punishment [Hebrew]," in *The Book of Daniel: Essays in Honor of Professor Daniel Friedman* [Hebrew], Nili Cohen and Ofer Grosskopf (eds.) (Tel Aviv: Nevo), pp. 1079-1108, 2008

6. Shai Lavi

"Unequal Rites: Jews, Muslims and the History of Ritual Slaughter in Germany," in *Juden und Muslime in Deutschland: Recht, Religion, Identitaet*, Jose Brunner and Shai Lavi (eds.) (Wallstein Verlag), pp. 164-184, 2009

7. Shai Lavi

"Crimes of Action, Crimes of Thought: Arendt on Reconciliation, Forgiveness and Judgment," in *Thinking in Dark Times: Hannah Arendt on Ethics and Politics*, Roger Brekowitz (ed.) (Fordham University Press), pp. 229-234, 2010

8. Shai Lavi

"Der Islam zwischen christlicher Tradition und jüdischer Geschichte. Das Beispiel ritueller Tierschlachtung in Deutschland nach 1945," in *Religionskontroversen im Verfassungsstaat*, Hans Kippenberg and Astrid Reuter (eds.), (Vandenhoeck & Ruprecht), pp. 393-416, 2010

9. Shai Lavi

"The Paradox of Jewish Bioethics in Israel: The Case of Reproductive Technologies" in *Religion in bioethischen Diskursen. Interdisziplinäre, internationale und interreligiöse Perspektiven*, Friedemann Voigt (ed.) (Berlin/New York: Verlags de Gruyter), pp. 81-101, 2010

Accepted for Publication

1. Shai Lavi

"Humane Killing and the Ethics of the Secular: Regulating the Death Penalty, Euthanasia, and Animal Slaughter" *UC Irvine Law Review* (University of California, Irvine School of Law, forthcoming 2014)

2. Shai Lavi

"Human Rights and Secularism: Arendt, Asad and Milbank as Critics of the Secular Foundations of Human Rights" *Mapping the Borders of Belonging: Law between Religious Revival and Post-Multiculturalism* Rene Provost (ed.) (Oxford University Press, forthcoming 2014)

3. Shai Lavi

"Turning the Tables on Legal History: Parker's "Common Law, History and Democracy in America" *Law and Social Inquiry* (Wiley-Blackwell, forthcoming 2014)

4. Shai Lavi

"Criminal Law and Sociology" *Oxford Handbook* (Oxford University Press, forthcoming 2014)

5. Shai Lavi

"The Mourning After" *Law and Mourning* Austin Sarat and Martha Umphrey (eds.) (Stanford University Press, forthcoming)

6. Shai Lavi

"Cloning International Law" *Law, Culture and the Humanities Journal* (forthcoming)

Edited Volumes

1. Shai Lavi

Technologies of Justice: Law, Culture, and Society

Inaugurating volume of the Law, Culture, and Society Series (*Tel Aviv: Ramot, 2003*) [Hebrew]

2. Eli Lederman, Keren Shapira-Etinger, and Shai Lavi

New Trends in Criminal Law Following Amendment 39 (Ramat Gan: Bar-Ilan University, 2010) [Hebrew]

3. Shai Lavi, Roy Kreitner and Yishai Blank

Critical Modernities: Politics and Law beyond the Liberal Imagination, Theoretical Inquiries in Law, Vol. 8(1) (2006)

4. Jose Brunner and Shai Lavi

Juden und Muslime in Deutschland: Recht, Religion, Identität (Wallstein Verlag, 2009)

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5. Shai Lavi and Hamish Stewart

Constitutionalism and Criminal Law, Special Volume of Toronto Law Journal Vol. 61(4) (University of Toronto Press, 2011)