

Women in the Courtroom Panel Bibliography*

1. Regarding the lack of women lawyers assigned to lead MDLs and large class actions: see Alvaré, Dana, “Vying for the Lead in the Boys’ Club: Understanding the Gender Gap in Multidistrict Leadership Appointments” (Stephen and Sandra Sheller Center for Social Justice, Beasley School of Law, Temple University, 2017) <https://www2.law.temple.edu/cs/publication/mdl-study/>, accessed. Oct. 15, 2018.

2. Regarding the lack of women serving as first chair in trials, especially in federal court: see Scharf, Stephanie and Liebenberg, Roberta “First Chairs at Trial: More Women Need Seats at the Table” (American Bar Association, 2015) https://www.americanbar.org/content/dam/aba/marketing/women/first_chairs2015.authcheckdam.pdf, accessed Oct. 15, 2018; see also “You Can’t Change What You Can’t See: Interrupting Racial & Gender Bias in the Legal Profession” (American Bar Association and Minority Corporate Counsel Association, 2018), <https://www.americanbar.org/content/dam/aba/administrative/women/Updated%20Bias%20Interrupters.pdf>, accessed Oct. 15, 2018; compare *The Atlantic*, “What It Takes to Be a Trial Lawyer If You’re Not a Man,” by Lara Bazelon, September 2018. <https://www.theatlantic.com/magazine/archive/2018/09/female-lawyers-sexism-courtroom/565778/>, accessed Oct. 30, 2018 with *ABA Journal*, “ ‘What It Takes’ article gives false picture of female trial lawyers,” by Cris Arguedas, August 16, 2018. http://www.abajournal.com/voice/article/what_it_takes_article_gives_false_picture_of_female_trial_lawyers/, accessed Oct. 30, 2018. See also recent local court rules encouraging younger lawyers to argue or serve as first chair: “Judicial Orders Providing/Encouraging Opportunities for Junior Lawyers,” compiled by ChIP’s Next Gen Committee (February 10, 2017), <https://nextgenlawyers.com/wp-content/uploads/2017/02/JudicialOrdersRegardingNextGen.docx-2.pdf>; “A Judge Wants a Bigger Role for Female Lawyers. So He Made a Rule.” (*New York Times*, Aug. 23, 2017), <https://www.nytimes.com/2017/08/23/nyregion/a-judge-wants-a-bigger-role-for-female-lawyers-so-he-made-a-rule.html>, accessed Oct. 15, 2018; Scheindlin, Shira, “Female Lawyers Can Talk, Too.” (*New York Times*, Aug. 8, 2017) (<https://www.nytimes.com/2017/08/08/opinion/female-lawyers-women-judges.html>); *GSI Technology, Inc. v. United Memories, Inc.* (N.D. Cal. No. 5:13-cv-01081-PSG), Order Re: Parties’ Stipulation to Vacate Hearing, Dkt. No. 1116, March 11, 2016.

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3. Regarding the lack of women mediators chosen and the challenges in supporting the choice of a female mediator to resolve litigation, *see* American Bar Association, Section of Dispute Resolution, Report to the House of Delegates, Resolution 105
<https://www.americanbar.org/content/dam/aba/images/abanews/2018-AM-Resolutions/105.pdf>, accessed Oct. 18, 2018; *see also Harvard Business Review*, “If There’s Only One Woman in Your Candidate Pool, There’s Statistically No Chance She’ll Be Hired,” Stefanie K. Johnson, David R. Hekman, and Elsa T. Chan (April 26, 2016). <https://hbr.org/2016/04/if-theres-only-one-woman-in-your-candidate-pool-theres-statistically-no-chance-shell-be-hired>, accessed Oct. 30, 2018
4. Regarding the court system’s investigation of gender bias, *see*:
 - a. Chapter 4, “Civil Litigation and Courtroom Demeanor,” *Achieving Equal Justice for Women and Men in the California Courts* (Final Report of the Judicial Council of California Advisory Committee on Gender Bias in the Courts, 1996)
 - b. Part Two, IV, “Courtroom Interactions: On and Off the Record,” *The Effects of Gender in the Federal Courts* (Final Report of the Ninth Circuit Gender Bias Task Force, 1993)
 - c. To file a complaint for gender discrimination by a judicial officer, *see*:
https://cjp.ca.gov/file_a_complaint/, accessed Oct. 18, 2018.
5. Regarding sanctions for overtly sexist remarks in a deposition, *see*:
 - a. Judge Grewal’s decision awarding sanctions in *Claypole v. County of Monterey* (N.D. Cal. No. 14-cv-02730-BLF), Order Granting Motion for Sanctions and to Compel Discovery, Jan. 12, 2016.
6. Regarding the low number of women arguing before the Supreme Court of the United States, *see*:
 - a. *ABA Journal*, “Supreme Court Report: Number of Women Arguing Before the Supreme Court Has Fallen Off Steeply,” August 2018.
http://www.abajournal.com/magazine/article/women_supreme_court_bar/, accessed Oct. 18, 2018.
 - b. Empirical SCOTUS, “A Dearth of Female Attorneys at Supreme Court Arguments,” by Adam S. Feldman, October 22, 2017.
<https://empiricalscotus.com/2017/10/22/dearth-female-args/>, accessed Oct. 18, 2018.

7. Regarding strategies to speak up for better compensation and advancement, see:
 - a. Sandberg, Sheryl, *Lean In: Women, Work, and the Will to Lead*, (New York: Alfred A. Knopf, 2013) <http://www.worldcat.org/oclc/994644434>, accessed Oct. 18, 2018.
 - b. *San Francisco Daily Journal*, “Mansfield Rule is a start, but law firms must do more,” by Chryl S. Chang and Diana M. Eng, October 24, 2018, p. 5.
 - c. NAWL, One Third by 2020 Challenge (2016) <https://www.nawl.org/page/the-nawl-challenge>.
8. Regarding the role of “best places for women” lists, see *ABA Journal*, “Slow Growing: More Firms Join ‘Best for Women’ Lists, But Statistics Are Stalled,” by Liane Jackson, October. 2018. http://www.abajournal.com/magazine/article/best_law_firms_women_2018, accessed Oct. 30, 2018.

* Compiled by Gay Crosthwait Grunfeld, Managing Partner, Rosen Bien Galvan & Grunfeld LLP. © 2018.