

Emily M.S. Houh

University of Cincinnati College of Law

Gustavus Henry Wald Professor of the Law and Contracts

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Academic Experience

University of Cincinnati College of Law, Cincinnati, OH

Gustavus Henry Wald Professor of the Law and Contracts, July 2008-present

Co-Director, Center for Race, Gender, and Social Justice, 2010-present

Associate Dean of Faculty, 2010-12

Professor of Law, 2005-08

Associate Professor of Law, 2003-05

Affiliate Professor, Department of Women's, Gender, and Sexuality Studies, 2004-present

Courses taught: Contracts, Sales, Payment Systems, Critical Race Theory (Seminar and Advanced Topics), Property.

College Service: Center for Race, Gender, and Social Justice (2010-present) (Co-Director); Admissions Committee (2016-17) (Co-Chair); Self-Study Committee (2016-17, 2009-10); Faculty Research and Development Committee (2015-16, 2010-12 (Chair); 2008-09, 2007-08, 2006-07); Faculty Advisory Committee (formerly the Committee on Committees) (2015-16, 2014-15, 2011-12, 2009-10, 2007-08); Diversity Committee (2013-16 (Chair), 2010-12 (*ex officio*)); Reappointment, Promotion, and Tenure Committee (2014-15, 2009-10, 2008-09, 2005-06); Non-Tenure-Track Committee (2013-14); Faculty Appointments Committee (2012-13 (Chair), 2010-12 (*ex officio*), 2007-08, 2006-07 (Chair), 2004-05, 2003-04); Associate Dean of Faculty (2010-12); Library and Technology Committee (2011-12); Library Director Search Committee (2008); Decanal Search Committee (2004-05); Decanal Review Committee (2004); Student Petitions and Scholastic Review Committee (2003-04); Department of Women's, Gender, and Sexuality Studies, Graduate Admissions Committee (2004-06); Faculty Advisor, FREEDOM CENTER JOURNAL (2006-present); Faculty Advisor, Asian Pacific American Law Students Association (2003-present).

University Service: Internal reviewer for master's and doctoral degrees in English and Comparative Literature (2016-17); UC AAUP Associates Council (2012-present); UC AAUP Bargaining Team (2016); The Cincinnati Project Advisory Committee (2016); Arts, Humanities, and Social Sciences Third-Century Committee (2015-16); Diversity & Inclusion Liaison Committee (2013-15).

Honors and Awards: Goldman Prize for Excellence in Teaching (2016, 2012, 2006); 2016 Marian Spencer Diversity Ambassador Award (with Kristin Kalsem and Verna Williams); Nominee, 2010 Mrs. A.B. Dolly Cohen Award for Excellence in Teaching.

Salmon P. Chase College of Law, Northern Kentucky University, Highland Heights, KY

Assistant Professor of Law, August 2001-July 2003

Courses taught: Contracts I and II, Corporations, Race and Racism, and Gender and the Law.

College and University Service: Faculty Appointments Committee (2002-03, 2001-02); Faculty Development Committee (2002-03, 2001-02, 2000-01).

Honors and Awards: Black Law Students Association “Keeper of the Dream” Award (2003).

Education

University of Michigan Law School, Ann Arbor, MI

J.D., May 1996. *Michigan Journal of Race & Law*, Founding Member and Article Editor, 1994-96; Graduate Student Instructor in Women’s Studies, 1994-96; Asian Pacific American Law Students Association, 1993-96; Graduate Employees Organization, 1994-96

Brown University, Providence, RI

A.B., *magna cum laude*, in American Civilization, May 1993.

Scholarly Publications

Sketches of A Redemptive Theory of Contract, 66 HASTINGS L.J. 951 (2015).

Theorizing a Legal Participatory Action Research Method: Critical Race/Feminism and Participatory Action Research, 21 QUALITATIVE INQUIRY 262 (2015) (with Kristin Kalsem).

It’s Critical: Legal Participatory Action Research, 19 MICH. J. RACE & L. 287 (2014) (with Kristin Kalsem).

Cracking the Egg: Which Came First – Stigma or Affirmative Action?, 96 CAL. L. REV. 1299 (2008) (with Angela Onwuachi-Willig and Mary Campbell).

Toward Praxis, 39 U.C. DAVIS L. REV. 905 (2006) (symposium).

Still, at the Margins, 40 LAW & SOC’Y REV. 481 (2006) (book review).

Critical Race Realism: Re-Claiming the Antidiscrimination Principle through the Doctrine of Good Faith in Contract Law, 66 U. PITT. L. REV. 455 (2005).

The Doctrine of Good Faith in Contract Law: A (Nearly) Empty Vessel?, 2005 UTAH L. REV. 1.

Critical Interventions: Toward an Expansive Equality Approach to the Doctrine of Good Faith and Fair Dealing in Contract Law, 88 CORNELL L. REV. 1025 (2003).

Living "Off-Stage": The Semiotic Potential of Narrative in Paula Johnson's Inner Lives: Voices of African American Women in Prison, 16 INT'L J. FOR THE SEMIOTICS OF LAW 317 (book review) (2003).

Other Publications

Camus Activism, Academic Freedom, and the AAUP, ACADEME, Nov.-Dec., 2016, at 17.

Critical Race Theory in ENCYCLOPEDIA OF ACTION RESEARCH 215 (David Coghlan & Mary Brydon-Miller eds.) (2014).

Works in Progress

'*Williams v. Walker-Thomas Redux*' (working title) (to be included in anthology, *Critical Race Judgments: Rewritten U.S. Court Opinions on Race and Law*, publication expected in 2018).

'The Full Picture: A Redemptive Theory of Contract.'

'Contractual Good Faith Redux.'

Selected Presentations, Conferences, Meetings, and Symposia

Panelist, "From Covenant to Contract: Contractarianism, Markets, and de-Sacralization of Legal Obligations," 2017 Joseph T. McCullen Jr. Symposium on Catholic Social Thought and Law: Law & Religion Meets Law & Economics, Villanova University Charles Widger School of Law, Villanova, PA, March 17, 2017.

Panelist, "Contracts, Commercial, and Consumer Law in Action," Association of American Law Schools 2017 Annual Meeting, Section on Commercial and Related Consumer Law and Contracts Joint Program, San Francisco, CA, January 6, 2017.

Panelist, "Performing Theory in the Classroom: Critical Race Theory and Sam DuBose," The Cincinnati Project 2nd Annual Symposium, University of Cincinnati, Cincinnati, OH, February 26, 2016.

Moderator, "The Empirics of Legal Interpretation," Association of American Law Schools 2016 Annual Meeting, Section on Law and Interpretation Program, New York, NY, January 9, 2016.

Plenary Panelist, "Navigating the Path to Tenure and Promotion (Things I Wish I Had Known When I Started)," Association of American Law Schools 2016 Annual Meeting, Workshop for Pretenured People of Color Law School Teachers, New York, NY, January 8, 2016; and Association of American Law Schools 2015 Mid-Year Meeting, Workshop for Pretenured People of Color Law School Teachers, Washington, DC, June 21-22, 2014.

Plenary Panelist, "Successfully Navigating Relationships On and Off Campus," Association of American Law Schools 2014 Mid-Year Meeting, Workshop for Pretenured People of Color Law School Teachers, Washington, DC, June 21-22, 2014.

Plenary Panelist, "Scholarship Overview," Association of American Law Schools 2013 Mid-Year Meeting, Workshop for Pretenured People of Color Law School Teachers, Washington, DC, June 22-23, 2013.

Plenary Panelist, "Interest Convergence: Mapping Critical Race Studies," Critical Race Studies at 10: Building Our Home, Sixth Annual Critical Race Studies Symposium, UCLA School of Law, Los Angeles, CA, March 7-8, 2013.

Presenter, "Theorizing a Critical Legal Participatory Action Research Method," Michigan State University College of Law, East Lansing, MI, March 20, 2013.

Panelist, "Brick by Brick: Understanding Systems of Domination in the Core Curriculum," ClassCrits IV: Criminalizing Economic Inequality, American University College of Law, Washington, DC, September 23-24, 2011.

Panelist, "Social Formation and Legal Regimes," 2011 Annual Meeting of the Law and Society Association, San Francisco, CA, June 2-5, 2011.

Chair and Discussant, "The Viability of Racial Categories in a 'Post-Racial' Era," 2011 Annual Meeting of the Law and Society Association, San Francisco, CA, June 2-5, 2011.

Panelist, "(Un)Conscious Bias in Contract Law," Sixth Annual International Conference on Contracts, Stetson University College of Law, Gulf Port, FL, February 18-19, 2011.

Presenter, "A Redemptive Theory of Contract Law," Chicago-Kent College of Law, Chicago, IL, February 22, 2011.

Panelist, "Race and First-Year Courses: Contracts, Torts, and Civil Procedure," Association of American Law Schools 2010 Mid-Year Meeting, Workshop on "post Racial" Civil Rights Law, Politics, and Legal Education: New and Old Color Lines in the Age of Obama, New York, NY, June 8-10, 2010.

Presenter, "Action Research and Legal Scholarship," The Earle Mack School of Law at Drexel University, Philadelphia, PA, May 3, 2010.

Panelist, "Intersectionality in Action," Intersectionality: Challenging Theory, Reframing Politics, Transforming Movements, Fourth Annual Critical Race Studies Symposium, UCLA School of Law, Los Angeles, CA, March 11-13, 2010.

Presenter, "Contracting Identities: The Antisubordinating Potential of Contract Law," CRT Workshop Series, UCLA School of Law, Los Angeles, CA, April 15, 2009.

Panelist, "Reflections on CRT: Comments on *A Critique of 'Our Constitution is Color-Blind'* by Neil Gotanda," Conference: CRT 20, The University of Iowa College of Law, Iowa City, IA, April 2-4, 2009.

Panelist, "Ending Affirmative Action," Symposium: From Proposition 209 to Proposal 2: Examining the Effects of Anti-Affirmative Action Voter Initiatives, University of Michigan Law School, Ann Arbor, MI, February 9, 2008.

Panelist, "'In the Name of Love': What Does Martin Luther King Mean on the 40th Anniversary of His Assassination?," Association of American Law Schools Annual Meeting, New York, NY, January 2-6, 2008.

Presenter, "The Antidiscriminatory Impulse of Contract Law," University of Iowa College of Law, March 23, 2007.

Panelist, "Contract Law as a Source of Antidiscrimination Law," Conference: Economic and Social Inequality, Georgetown University Law Center, Washington, DC, March 24, 2006 (co-sponsored by Georgetown University Law Center and The Charles Hamilton Houston Institute for Race and Justice at Harvard Law School).

Presenter, "Why Bargaining Matters in Identity Matters: A Critical Race Approach to Contract Law," Conference: Power, Inequality and the Bargain - the Role of Bargaining Power in the Law of Contract, Michigan State University College of Law, East Lansing, Michigan, March 31, 2006.

Chair and Moderator, "Bringing Interdisciplinary Work to the Classroom," Association of American Law Schools Annual Meeting, Washington, DC, January 3-7, 2006.

Commentator/Reviewer, "Author Meets Reader": ROBIN PAUL MALLOY, LAW IN A MARKET CONTEXT: AN INTRODUCTION TO MARKET CONCEPTS IN LEGAL REASONING (Cambridge University Press 2004), Law and Society Association Annual Meeting, Chicago, IL, May 27-30, 2004.

Presenter, 'The Implied Obligation of Good Faith in Contract Law: An Empty Vessel?,' St. Louis University School of Law, St. Louis, MO, February 11, 2004.

Presenter, "The False Dichotomy of the Justice and Economic Approaches to Contractual Good Faith," DePaul University College of Law, Chicago, IL, October 20, 2003; 10th Conference of Asian Pacific American Law Faculty, Boston College Law School, Newton, MA, October 17-18, 2003.

Chair and Panelist, "Invisible Women: Identity and Meaning in Poverty Law," Law and Society Association and Canadian Law and Society Association Joint Meetings, Vancouver, BC, Canada, May 30-June 1, 2002.

Professional and Public Affiliations, Committees, and Admissions

Bipartisan Judicial Nominating Commission - Member (2017) - Makes recommendations to U.S. Senators Sherrod Brown (D-OH) and Rob Portman (R-OH) on who should fill open seats on federal bench in Northern and Southern Districts of Ohio

AAUP Litigation Committee - Member (2017-2020)

Association of American Law Schools ("AALS") Section on Law and Contracts - Executive Committee (Jan. 2012-present)

AALS Section on Law and Interpretation - Chair (2015), Chair-Elect (2014); Executive Committee (Jan. 2012-present)

AALS Section on Law and the Humanities - Chair (2007), Program Chair (2005)

Law and Society Association - 2011 Annual Meeting Program Committee

Society of American Law Teachers - Board of Governors (2003-06), Secretary (2004-06)

YWCA of Greater Cincinnati, Advocacy & Communications Committee (2015-present)

Suzuki Collaborative of Cincinnati Public Schools - Board Member (2016-present)

United Way of Greater Cincinnati Poverty Task Force (2011-2012)

Harmony Garden - Board of Directors (2010-2012)

State Bar of Michigan
State Bar of Illinois
Eastern District of Michigan
Northern District of Illinois

Judicial Clerkship and Practice Experience

**Honorable Anna Diggs Taylor, United States District Judge, Eastern District of Michigan,
Detroit, Michigan**

Law Clerk, 1996-1998

Miller, Canfield, Paddock and Stone, P.L.C., Detroit, MI

Associate in Commercial Litigation, 1999-2000

Legal Assistance Foundation of Chicago, Chicago, IL

Staff Attorney, 1998-1999

Other Teaching Experience

Women's Studies Program/Department, University of Michigan, Ann Arbor, MI

Graduate Student Instructor, "Women and the Law," September 1994-May 1996