

Lorraine K. Bannai

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EDUCATION

- Juris Doctor, University of San Francisco School of Law** 1979
Judge Harold J. Haley Award on graduation
George A. Helmer Scholar
Roscoe Pound Moot Court Best Brief Award
- Bachelor of Arts with Honors, University of California, Santa Barbara** 1976

TEACHING EXPERIENCE

- Seattle University School of Law, Seattle, Washington**
Director (Aug. 2011-present); Associate Director (Nov. 2008-Aug. 2011) 2008-present
Fred T. Korematsu Center for Law and Equality
Helping to direct the work of law school center engaged in research, education, and advocacy on issues of equality on the basis of race, class, national origin, gender, sexual orientation, disability, age, and the intersection of those categories, including the preparation of amicus briefs, policy papers, supervision of students, outreach and development activities, and organizing of conferences.
- Professor of Lawyering Skills (2009-present) and Legal Writing Professor (1996-2009)** 1996-present
Teaching first- and second-year law students the fundamentals of legal research, predictive and persuasive writing, and citation.
- Western Washington University, Bellingham, Washington**
Visiting Associate Professor (1991-1995) and Project Evaluator (1995-1996) 1991-1996
Administered and taught in the Law and Diversity Program, an innovative two-year undergraduate program designed to help students from, and who wished to serve, under-represented communities develop skills in preparation for law school and community leadership.
- University of San Francisco School of Law, San Francisco, California**
Academic Director and Civil Procedure Professor, Council on Legal Educational Opportunity (CLEO) Summer Institute for the Western Region Summer 1990
- Lecturer in Legal Research and Writing** 1987-1990
Taught first- and second-year law students the fundamentals of legal research, predictive and persuasive writing, and citation.
- John F. Kennedy School of Law, Walnut Creek, California** 1988 - 1990
Assistant Professor
Courses: Torts, Negotiation and Settlement, Fact Investigation, Legal Writing and Analysis

New College of California School of Law, San Francisco, California **1980 – 1984**
Instructor

Courses: Civil Procedure, Legal Analysis, The Progressive Practice of Law.
 Selected by the Class of 1983 to deliver faculty address at commencement exercises.

University of California, Berkeley, Boalt Hall School of Law, Berkeley, California **1979 – 1980**
Director, Minority Academic Support Program

LAW PRACTICE EXPERIENCE

Minami Tomine & Lew (now Minami Tamaki, San Francisco, California) **1979-1990**
Managing Partner (1983-1988), Associate Attorney (1979-1983),
and Consultant (1988-1990)

General civil practice, including plaintiff's personal injury, domestic relations, and business litigation, as well as probate and business transactions.

SIGNIFICANT LITIGATION

Member, Legal Team, *Korematsu v. United States*, 584 F. Supp. 1406 (N.D. Cal. 1984).

Co-authored Amicus Brief on behalf of the children of Fred Korematsu, Gordon Hirabayashi, and Minoru Yasui in *Hedges v. Obama*, Nos. 12-3176, 12-3644, 2012 WL 6622648 (2d Cir. 2012).

BAR ADMISSIONS

Washington State Bar

California State Bar (inactive)

Federal District Court, Northern District of California

United States Courts of Appeals for the Second and Ninth Circuits

SELECTED PUBLICATIONS AND PAPERS

Eric K. Yamamoto, Lorraine K. Bannai, and Margaret Chon, *Race, Rights and National Security: Law and the Japanese American Internment* (3d ed. Wolters Kluwer 2021).

Lorraine K. Bannai, *Korematsu Overruled? Far From It: The Supreme Court Reloads the Loaded Weapon*, 16 Seattle J. Soc. Just. 897 (2018).

Lorraine K. Bannai, *Enduring Conviction: Fred Korematsu and His Quest for Justice* (2015).

Recipient: 2016 Norris & Carole Hundley Award, Pacific Coast Branch of the American Historical Association.

Recipient: 2016 Scribes Book Award, Honorable Mention, Scribes: The American Society of Legal Writers.

Lorraine K. Bannai, *Challenged X 3: The Stories of Women of Color Who Teach Legal Writing*, 29 Berkeley Journal of Gender, Law and Justice 275 (Summer 2014).

Contributor, Eric Yamamoto et al., *Race, Rights and Reparation: Law and the Japanese American Internment*, (2d ed. Wolters Kluwer Law & Bus. 2013).

Lorraine K. Bannai, *Introduction: The 25th Anniversary of the United States v. Hirabayashi Coram Nobis Case: Its Meaning Then and Its Relevance Now*, 11 Seattle J. Soc. Just. 1 (2012).

Lorraine K. Bannai, *Gordon Hirabayashi: What the College Student, Client, and Professor Taught Us About Seeking Justice*, Washington State Bar News, Mar. 2012.

Lorraine K. Bannai, *Taking the Stand: The Lessons of Three Men Who Took the Japanese American Internment to Court*, 4 Seattle J. Soc. Just. 1 (2005).

Lorraine K. Bannai & Anne Enquist, *(Un)Examined Assumptions and (Un)Intended Messages: Teaching Students to Recognize Bias in Legal Analysis and Language*, 27 Seattle U. L. Rev. 1 (2003).

Lorraine K. Bannai, Anne Enquist, Judith Maier & Susan McClellan, *Sailing Through Designing Memo Assignments*, 5 Leg. Writing 193 (1999).

Lorraine K. Bannai & Marie Eaton, *Fostering Diversity in the Legal Profession: A Model for Preparing Minority and Other Non-Traditional Students for Law School*, 31 U.S.F. L. Rev. 821 (1997).

Lorraine K. Bannai & Dale Minami, *Internment during World War II and Litigations*, in *Asian Americans and the Supreme Court: A Documentary History* 755-88 (H. Kim, ed. Greenwood Press 1992).

SELECTED PRESENTATIONS, COMMENTARY, AND TESTIMONY

TESTIMONY

Testimony before the United States Senate Committee on the Judiciary, opposing provisions of the National Defense Authorization Act that permit the indefinite detention of individuals without due process, Washington, D.C., Feb. 29, 2012.

Testimony before the Congressional Commission on Wartime Relocation and Internment of Civilians, on the deprivations of civil rights attendant to the World War II Japanese American incarceration, San Francisco, California, 1980.

SELECTED MEDIA COMMENTARY

Interviewed, FACEism: President Reagan's apology for the US internment of Japanese Americans during World War II, KABC-TV, October 17, 2020.

Commentator, Radiolab Presents: More Perfect - American Pendulum I, *Korematsu v. United States*, Oct. 2, 2017, <http://www.radiolab.org/story/radiolab-presents-more-perfect-american-pendulum-i/>

Interviewed, NHK (Japan Broadcasting Corporation) documentary program, "Chie-Izu" ("The Power of Our Pioneers - Fountain of Wisdom"), aired April, 2017.

Interview, Fred Korematsu Day and the Trump Executive Order, KING 5 News, Seattle, Washington, Jan. 30, 2017.

Comments on the Present-Day Relevance of the Japanese American Incarceration: the National Defense Authorization Act, HuffPost LIVE, Feb. 19, 2013.

SELECTED PRESENTATIONS

Panelist, Redress, Reparations, & Reconciliation in the Black Community: The Role AAPIs Play in Allyship, National Asian Pacific American Bar Association Convention, November 7, 2020.

Speaker, Race, Rights, and National Security, APAICS in Conversation, the Asian Pacific American Institute for Congressional Studies, October 29, 2020, <https://apaics.org/events/lbannai/>.

Panelist, 2020 Utah Japanese American Citizens League Annual Day of Remembrance, Screening of Alternative Facts: The Lies of Executive Order 9066, Salt Lake City, Utah, February 22, 2020.

Speaker, *Korematsu v. United States: 75 Years Later*, University of New Mexico School of Law, Albuquerque, New Mexico, October 18, 2019.

Speaker, The Coram Nobis Cases, with the film "And Then They Came for Us," Central Regional Conference of the National Asian Pacific Bar Association, Indianapolis, Indiana, August 24, 2019.

Panelist, The Present-Day Relevance of *Korematsu v. United States*, with the film "And Then They Came for Us," ABA Annual meeting in San Francisco, August 8, 2019.

Panelist, with Jessica Levin, on addressing bias in language and advocacy, before the Washington Defense Trial Lawyers Association Annual Meeting, Suncadia, Washington, July 20, 2019, and before the Appellate Advisors of the Attorney General's Office, Seattle, Washington, June 18, 2019.

Panelist, Contingent Citizenship: The Japanese American Incarceration and *Korematsu v. United States*, 2019 Conference of the Japanese Association for American Studies, Hosei University, Tokyo, Japan, June 2, 2019.

Panelist, Government Control of Historical Narratives: The Arizona Ethnic Studies Case, Doshisha University Department of Migration Studies, Tokyo, Japan, May 21, 2019.

Speaker, The World War II Japanese American Incarceration, Migration Studies Group, Kyoto Women's College, May 11, 2019.

Speaker, with Professor Robert S. Chang, "Judicial Writing in the 21st Century," Washington Appellate Judges Retreat, March 26, 2019.

Speaker, The wartime Japanese American incarceration through the lens of Miné Okubo's Citizen 13660, Rainier Club, Seattle, Washington, March 19, 2019.

Panelist, Social Impact & Public Service, Harvard Asian Pacific American Law Students Conference, Cambridge, Massachusetts, February 2, 2019.

Post-film discussion, "And Then They Came for Us," Social Justice Film Festival, Seattle, Washington, November 20, 2017.

Presentation on book *Enduring Conviction*, Seattle University Search for Meaning Book Festival, February 24, 2018.

Lecture, *The Japanese American Incarceration: Civil Liberties and Upholding the Rule of Law, Then and Now*, Sewanee - University of the South, Sewanee, Tennessee, April 9, 2018.

Panelist, *The Role of Lawyers and Judges in Protecting the Rule of Law and Ensuring Justice – The Continuing Relevance of the Japanese American Incarceration*, American Bar Association Section on Litigation Annual Conference, San Diego, CA, May 2, 2018.

Panelist, *Attitudes and Platitudes: A look at Asian Immigration throughout U.S. History*, Schiff Hardin AAA APAH Month Panel, Chicago, Ill., May 22, 2018.

Presentation, *Korematsu: Then and Now*, World Issue Forum, Fairhaven College, Western Washington University, Bellingham, Washington, Nov. 15, 2017.

Presentation, *Immigration and the Constitution in the Age of Trump*, 9th Annual Supreme Court Watch, Seattle University School of Law, October 20, 2017

Presentation on *Korematsu v. United States*, University of California, Santa Barbara, California, Oct. 6, 2017.

Co-presenter, *Our Imperative: Protecting the Rule of Law, Ensuring Justice – Lawyers and the Japanese American Incarceration*, Conference of Western States Bar Associations, Maui, Hawai'i, Mar. 31, 2017.

Panelist, *National Security and Democratic Liberties: The Continuing Significance of Korematsu v. United States*, William S. Richardson School of Law, University of Hawai'i at Manoa, Honolulu, Hawai'i, Feb. 23, 2017, and program at the Hawai'i Supreme Court, Honolulu, Hawai'i, Feb. 24, 2017.

Panelist, *How Could Concentration Camps Happen?*, a presentation with the Holocaust Center, 2017 Day of Remembrance, University of Washington, Seattle, Washington, Feb. 18, 2017.

Presentation on book, *Enduring Conviction*, Northwest Authors Showcase, Rainier Club, Seattle, Washington, Feb. 3, 2017.

Keynote Speaker, Asian Bar Association of Washington Annual Gala, Seattle, Washington, Oct. 21, 2016.

Presentation on book, *Enduring Conviction*, Commonwealth Club of San Francisco, San Francisco, California, Aug. 10, 2016, available on C-SPAN, <https://www.c-span.org/person/?lorrainebannai>.

Presentation on book, *Enduring Conviction*, National Japanese American Historical Society, San Francisco, California, Aug. 6, 2016.

Co-Presenter, with Professor Teri McMurtry-Chubb, *Dealing with the Elephant in the Elevator: How Race and Other Forms of Difference Live in Our Classes*, 2016 Legal Writing Institute Biennial Conference, Portland, Oregon, July 11, 2016.

Panelist, *The Targeting of Vulnerable Groups*, part of a series of programs recognizing the life and legacy of Minoru Yasui, Wing Luke Museum, Seattle, Washington, June 25, 2016.

Presentation on *Korematsu v. United States*, Office of the United States Attorney for the Western District of Washington, Asian Pacific American Heritage Month, Seattle, Washington, June 9, 2016.

Presentation on book, *Enduring Conviction*, Japanese American National Museum, Los Angeles, California, June 4, 2016.

Panelist, Smithsonian Museum of American History National Youth Summit, Japanese American National Museum, Los Angeles, California, May 17, 2017.

Panelist, *Connecting the Lessons of History: WWII Japanese American Incarceration and Anti-Muslim, Anti-Immigrant Rights Violations*, Nisei Veterans Hall, Seattle, Washington, May 30, 2016.

Keynote Speaker, book event for *Enduring Conviction*, Seattle University School of Law, Seattle, Washington, Nov. 19, 2015.

Panelist, *Islamaphobia & The Lost Legacy of Korematsu*, Conference of Asian Pacific American Law Professors, University of California, Davis, Apr. 8, 2016.

Commentator, Work in Progress, Americans' Misuse of "Internment," Conference of Asian Pacific American Law Professors, University of California, Davis, Apr. 8, 2016.

Panelist, *The Japanese American Incarceration and Islamaphobia*, Sixth Annual Fred T. Korematsu Day Celebration, San Francisco, California, Jan. 30, 2016.

Panelist, Post-Play Program, "Hold These Truths," a play about Gordon Hirabayashi, ACT, Seattle, Washington, Aug. 2015.

Panelist, *Being a Courageous Citizen*, in celebration of the play, "Hold These Truths," a play about Gordon Hirabayashi, Town Hall, Seattle, Washington, July 20, 2015.

Co-Presenter, *Teaching Students to Recognize Cultural Bias in Legal Writing and Argument: The Need and Strategies*, Legal Writing Institute 16th Biennial Conference, Philadelphia, Pennsylvania, June 2014.

Panelist, *Tackling Institutional "Isms" in the Legal Writing Institute*, Legal Writing Institute 16th Biennial Conference, Philadelphia, Pennsylvania, June 2014.

Respondent, Influential Voices with Prof. Eric Yamamoto, Seattle University School of Law, Seattle, Washington, Apr. 2014.

Keynote, Closing Ceremony, Minidoka Pilgrimage, Twin Falls, Idaho, June 22, 2014.

Panelist, *Indefinite Detention Without Due Process*, Seattle Town Hall, Seattle, Washington, Sept. 11, 2013.

Co-presenter, *Law Libraries and Advocacy: Using Special Collections to Tell the Story of the Japanese American Internment*, American Association of Law Libraries Annual Conference, Seattle, Washington, July 15, 2013.

Moderator, *Hirabayashi, Korematsu, and Yasui: Family Perspectives*, Japanese American National Museum National Conference, Seattle, Washington, July 5, 2013.

Speaker, *The Status and Experience of Women of Color Who Teach Legal Writing*, Symposium on the book *Presumed Incompetent*, Berkeley Journal of Gender, Law and Justice, UC Berkeley, School of Law, Berkeley, California, Mar. 8, 2013.

Co-presenter, *ADA, FERPA, and Other Scary Acronyms*, Legal Writing Institute One-Day Workshop, Northwestern University, Chicago, Illinois, Nov. 30, 2012.

Co-presenter, *The Lawyer's Ethical Obligations in Addressing Stereotypes* (CLE), 7th Annual American Bar Association GPSolo National Solo & Small Firm Conference, Seattle, Washington, Oct. 12, 2012.

Co-presenter, *Building and Sustaining a Strong, Positive Relationship with the Dean of Students*, 15th Biennial Legal Writing Institute Conference, Palm Desert, California, May 30, 2012.

Speaker, *Racial Bias in Civil Cases*, Symposium on Racial Bias and the Criminal Justice System, Seattle University School of Law, Seattle, Washington, Feb. 17, 2012.

Conference organizer and presenter, *The 25th Anniversary of the United States v. Hirabayashi Coram Nobis Case: Its Meaning Then and Its Relevance Now*, Seattle University School of Law, Seattle, Washington, Feb. 11, 2012.

Co-presenter, *The Japanese American Internment during World War II and the Subsequent Vindication of Korematsu and Hirabayashi*, Justice Goes to War, Temple of Justice, Olympia, Washington, Dec. 9, 2011.

Speaker, Color of Justice Program, a program designed to inspire high school students of color, especially Native Alaskan students, to enter the legal profession.

University of Alaska, Anchorage, Alaska, 7/03, 4/05, 6/06, 6/07, 6/10.
Mt. Edgecumbe High School, Sitka, Alaska, 2/11, 10/12.

Speaker, Future of the Law Institute, a pipeline program designed to encourage high school students of color to pursue careers in law, Feb. 10, 2010.

Co-presenter, *Surviving and Thriving: The Experiences of Legal Writing Professors of Color Inside and Outside of the Classroom*, 2010 Biennial Legal Writing Institute Conference, Marco Island, Florida, June 30, 2010.

Panelist, *On the 25th Anniversary of the Korematsu v. United States Coram Nobis Case*, Japanese American Citizens League 2009 Tri-District Conference "Internment and Redress Remembered," Fresno, California, Feb. 15, 2009.

Co-presenter, *Cultural Consciousness: Awareness of the Experiences of "Others" as an Essential Professional Skill*, SALT Teaching Conference, University of California, Berkeley, Boalt Hall School of Law, Berkeley, California, Mar. 14, 2008.

Panelist, *Legal Writing Professors of Color First Roundtable Discussion*, 2008 Biennial Legal Writing Conference, Indianapolis, Indiana.

Panelist, *Korematsu: The Man, The Cases, The Context*, Pacific Coast Branch - American Historical Association, East-West Center, Honolulu, Hawai'i, July 25, 2007.

Speaker, *Designing Effective Assignments*, Association of American Law Schools Workshop for New Legal Writing Teachers, Washington, D.C., July 1, 2007.

Speaker, *A History Lunch with Lorraine Bannai* (on the Japanese American Wartime Cases), University of Michigan School of Law, Ann Arbor, Michigan, March 12, 2007.

Co-presenter, *A Meeting of the Minds: Strategies for Making the Most Out of Conferences with Students*, 2006 Biennial Conference of the Legal Writing Institute, Atlanta, Georgia.

Speaker, *Fred Korematsu and Korematsu v. United States*, "Judgments Judged and Wrongs Remembered: Examining the Japanese American Civil Liberties Cases of World War II on Their 60th Anniversary," Japanese American National Museum, Los Angeles, California, Nov. 2004.

Speaker, *"I Can't Believe He Just Said That!" and Other Reasons That Awareness of Bias Is an Essential Professional Skill*, 11th Conference of Asian American Law Faculty, Michigan State University College of Law, Michigan, Sept. 2004.

Co-presenter, *Bringing Diversity & Social Justice Issues Into the Legal Writing Classroom: Issues and Ideas*, 2004 Biennial Conference of the Legal Writing Institute, Seattle University School of Law, Seattle, Washington.

Co-presenter, *(Un)Examined Assumptions and (Un)Intended Messages: Teaching Students to Recognize Bias in Legal Analysis and Language*, 2002 Biennial Conference of the Legal Writing Institute, University of Tennessee College of Law, Knoxville, Tennessee.

Co-presenter, *Designing Effective Memo Assignments*, 1998 Biennial Conference of the Legal Writing Institute, University of Michigan School of Law, Ann Arbor, Michigan.

Numerous other presentations on the Japanese American Internment and *Korematsu v. United States*, including presentations at the University of Iowa, University of Washington, and University of San Francisco Schools of Law; at the University of Florida, Purdue University, University of California, Berkeley, and Western Washington University; and before a wide range of civic and community groups.

PROFESSIONAL GROUPS AND APPOINTMENTS

Commissioner, Washington State Minority and Justice Commission

Chair, Rapid Response Committee, Asian Bar Association of Washington

Board Member, Asian Bar Association of Washington Student Scholarship Foundation

Legal Writing Institute

Society of American Law Teachers