

SETH KATSUYA ENDO

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ACADEMIC APPOINTMENTS

SEATTLE UNIVERSITY SCHOOL OF LAW, Seattle, WA

Associate Professor of Law, 2022 – Present

Courses: Civil Procedure

Professional Responsibility

Service: Vice Dean of Intellectual Life, Spring 2025

Appointments Committee, 2023 – Present

1L Community Commons Coordinator, 2024 – Present

Intellectual Life Committee, Spring 2023

UNIVERSITY OF FLORIDA LEVIN COLLEGE OF LAW, Gainesville, FL

Assistant Professor of Law, 2019–22

Courses: Civil Procedure

Professional Responsibility

Critical Perspectives on Civil Procedure

Service: *Florida Law Review* (faculty adviser), 2021 – 2022

APALSA (faculty adviser), 2020 – 2022

Curriculum Committee, 2020 – 2022

Race and the Law Curriculum (ad hoc), 2020 – 2021

Curriculum & Strategic Planning Committee, 2019 – 2020

NEW YORK UNIVERSITY SCHOOL OF LAW, New York, NY

Acting Assistant Professor of Lawyering, 2015–19

Adjunct Professor of Clinical Law, 2016–19

Courses: Lawyering

Role of the Corporate General Counsel Seminar & Externship

PUBLICATIONS

Law Review Articles

Ethical Guardrails to Unbounded Procedure, 93 FORDHAM L. REV. 49 (forthcoming 2024).

Discovery Dark Matter, 101 TEX. L. REV. 1021 (2023) (available at

<https://texaslawreview.org/wp-content/uploads/2023/04/Endo.pdf>).

- 2023 Junior Scholar Award Honorable Mention, Civil Procedure Section, AALS

Fee Retrenchment in Immigration Habeas, 90 FORDHAM L. REV. 1489 (2022) (available at

<https://ir.lawnet.fordham.edu/cgi/viewcontent.cgi?article=5909&context=flr>).

Ad Tech & the Future of Legal Ethics, 73 ALA. L. REV. 107 (2021) (available at <https://www.law.ua.edu/lawreview/files/2021/11/3-Endo-107.pdf>).

Contracting for Confidential Discovery, 53 U.C. DAVIS L. REV 1249 (2020) (available at https://lawreview.law.ucdavis.edu/sites/g/files/dgvnsk15026/files/media/documents/53-3_Endo.pdf).

Discovery Hydraulics, 52 U.C. DAVIS L. REV 1317 (2019) (available at https://lawreview.law.ucdavis.edu/sites/g/files/dgvnsk15026/files/media/documents/52-3_Endo.pdf).

Technological Opacity & Procedural Injustice, 59 B.C. L. REV. 821 (2018) (available at <https://dashboard.lira.bc.edu/downloads/a82d4a9d-0bdd-45a6-8c67-f4885689b516>).

Should Evidence of Settlement Negotiations Affect Attorneys' Fees Awards?, 69 N.Y.U. ANN. SURV. AM. L. 417 (2013) (available at https://annualsurveyofamericanlaw.org/wp-content/uploads/2014/11/69-2_endo.pdf).

The Propriety of Considering an Attorney's Ability to Pay Under Section 1927, 61 DRAKE L. REV. 291 (2013) (available at https://drakelawreview.org/wp-content/uploads/2015/07/irvol61-2_endo.pdf).

Neither Panacea, Placebo, Nor Poison: Examining the Rise of Anti-Unemployment Discrimination Laws, 33 PACE L. REV. 1007 (2013) (available at <https://digitalcommons.pace.edu/cgi/viewcontent.cgi?article=1840&context=plr>).

Book Chapters, Essays, Popular Media & Reviews

Discovery Gamesmanship in Mass Torts, 74 DEPAUL L. REV. __ (forthcoming 2025) (invited symposium essay)

The Uneven Impact of AI Discovery, CAMBRIDGE HANDBOOK OF ARTIFICIAL INTELLIGENCE & THE LAW (eds. Kristin Johnson & Carla Reyes, forthcoming Cambridge University Press).

De-Othering Pro Se Litigants, JOTWELL (June 14, 2024), at <https://courtslaw.jotwell.com/de-othering-pro-se-litigants/>.

Deepening Our Understanding of the Who's of the A2J Crisis, JOTWELL (July 17, 2023), at <https://courtslaw.jotwell.com/deepening-our-understanding-of-the-whos-of-the-a2j-crisis/>.

Privilege & Voice in Discovery, A GUIDE TO CIVIL PROCEDURE: INTEGRATING CRITICAL LEGAL PERSPECTIVES (eds. Brooke Coleman, Suzette Malveaux, Portia Pedro, & Elizabeth Porter, NYU Press 2022).

"Order Without Law" in Discovery, JOTWELL (March 21, 2022), at <https://courtslaw.jotwell.com/order-without-law-in-discovery/>.

Charting the Interactions of Legal Tech and Civil Procedure, JOTWELL (July 1, 2020), at <https://courtslaw.jotwell.com/charting-the-interactions-of-legal-tech-and-civil-procedure/>.

Media Exemption, ENCYCLOPEDIA OF MONEY IN AMERICAN POLITICS (ed. David Schultz) (2017).

McCutcheon v. FEC, ENCYCLOPEDIA OF MONEY IN AMERICAN POLITICS (ed. David Schultz) (2017).

Citizens United, the Koch Brothers, Corruption, and Democracy, GUERNICA (Feb. 24, 2015) (with Liz Kennedy), at <https://www.guernicamag.com/seth-endo-liz-kennedy-citizens-united-the-koch-brothers-corruption-and-democracy/>.

The World According to, and After, McCutcheon v. FEC, and Why It Matters, 49 VAL. U. L. REV. 533 (2015) (invited symposium piece with Liz Kennedy) (available at <https://scholar.valpo.edu/cgi/viewcontent.cgi?article=2371&context=vulr>).

PRESENTATIONS & WORKSHOPS

The Legal Ethics of Disclosing Third-Party Litigation Funding to be presented at the Third Party Litigation Financing Research Roundtable, The Henry G. Manne Program in Law & Economics Studies, George Mason University Antonin Scalia Law School, Oct. 10-12, 2024.

ACP Panel for New Professors: Preparing for a Faculty Position, Academic Career Program, New York University School of Law, June 27, 2024.

Discovery Gamesmanship in Mass Torts presented at the 30th Annual Clifford Symposium on Tort Law & Social Policy, DePaul College of Law, June 7, 2024.

Meta-Discovery presented at:

- Civil Procedure Workshop, University of California College of the Law, San Francisco, June 1, 2024;
- Bay Area Procedure Forum, April 4, 2023;
- 2022 Junior Faculty Federal Courts Workshop, University of Florida Levin College of Law, December 1, 2022.

Ethical Guardrails to Unbounded Procedure presented at:

- Clifford Scholar-in-Residence Lecture, DePaul College of Law, November 14, 2023;
- Legal Ethics Schmooze, University of Denver Sturm College of Law, May 26, 2023;
- Civil Procedure Workshop (selected plenary session presenter), Northwestern Law School, May 20, 2023;
- Junior Scholars Works in Progress Summer Series, Professional Responsibility Section, AALS, June 29, 2022.

Privilege & Voice in Discovery presented at:

- Annual 1L Perspectives Lecture Series, University of Washington Law School, November 3, 2023;
- Critical Approach to Civil Procedure Workshop, Boston University Law School, May 8, 2019.

Conflicts of Interests in Class Actions (panelist), Second Annual Complex Litigation Ethics Conference, University of California College of the Law, San Francisco, October 28, 2023.

ACP Panel for New Professors: Preparing for a Faculty Position, Academic Career Program, New York University School of Law, June 27, 2023.

AI & the Law (presenter), Gerald T. Bennett American Inn of Court, March 31, 2022.

Discovery Dark Matter presented at:

- Faculty Colloquium, University of Georgia School of Law, March 21, 2022;
- Civil Procedure Workshop Summer 2021 Works-In-Progress Series, August 12, 2021;
- Civil Procedure Discussion Group, SEALS Annual Conference, July 31, 2021;
- Scholarship Roundtable, , University of Florida Levin College of Law, April 21, 2021.

AI as Evidence (commentator), University of Florida Levin College of Law, November 17, 2021.

1L Orientation Panel (panelist), Law Alumni of Color Association, New York University School of Law, August 26, 2021.

Fee Retrenchment in Immigration Habeas presented at:

- 2021 Annual Conference, Law & Society Association, May 27, 2021;
- Sixth Annual Civil Procedure Workshop, Northwestern Law School, October 23, 2020.

The Uneven Impact of AI Discovery presented at Cambridge University Press Research Handbook on Artificial Intelligence & the Law Symposium, Emory Law School & SMU Dedman School of Law, April 30, 2021.

Race, Gender, and Diversity in Legal Academia (panelist), Law Alumni of Color Association and the Academic Career Program, New York University School of Law, April 9, 2021.

By Any Means Necessary? Defining the Limits of Civil Disobedience (moderator), Law Alumni of Color Association and the Center on Race, Inequality, and the Law, New York University School of Law, February 18, 2021.

Ad Tech & the Future of Legal Ethics presented at Professional Responsibility Section New Voices Works-In-Progress Workshop, AALS 2021 Annual Conference, January 9, 2021.

The Civil Procedure Transformation After Fifteen Years of the Roberts Court (discussant), SEALS Annual Conference, August 4, 2020.

Virtual Workshop Conference (commentator), Professional Responsibility Section, AALS, July 30, 2020.

Dangerous Secrets: Confronting Confidentiality in Our Public Courts (commentator), 2020 Forum for State Appellate Court Judges, Pound Civil Justice Institute, July 11, 2020.

Contracting for Confidential Discovery presented at:

- Fourth Annual Civil Procedure Workshop (selected plenary session presenter), Stanford Law School, November 9, 2018;
- Tenth Annual Junior Faculty Federal Courts Workshop, University of Oklahoma College of Law, September 15, 2018;
- Prospective Law Teachers Workshop, SEALS Annual Conference, August 6, 2018.

Discovery Hydraulics presented at:

- Third Annual Civil Procedure Workshop, James E. Rogers College of Law, University of Arizona, October 6, 2017;
- Lawyering Scholarship Colloquium, New York University School of Law, May 31, 2017.

Technological Opacity & Procedural Injustice presented at:

- Joint Conference of Asian Pacific American Law Faculty and Northeast People of Color Legal Scholarship Conference, Brooklyn Law School, June 2, 2017;
- Academic Careers Program Scholarship Clinic, New York University School of Law, April 7, 2017.

National Voter Registration Day Panel (moderator), American Constitution Society for Law and Policy, New York University School of Law, September 28, 2016.

EXPERIENCE

DEMOS, New York, NY
Legal Fellow, 2014–15

HAWAII STATE INTERMEDIATE COURT OF APPEALS, Honolulu, HI
Law Clerk to Associate Judge Alexa Fujise, 2012–13

U.S. DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA, San Francisco, CA
Law Clerk to Magistrate Judge Laurel Beeler, 2011–12

CLEARY GOTTlieb STEEN & HAMILTON LLP, New York, NY
Law Clerk & Associate, 2007 & 2009

U.S. COURT OF APPEALS FOR THE ELEVENTH CIRCUIT, Miami, FL
Law Clerk to Circuit Judge Rosemary Barkett, 2008

MONITOR GROUP, Chicago, IL
Consultant, 2002–04

EDUCATION

NEW YORK UNIVERSITY SCHOOL OF LAW, New York, NY
Juris Doctor, *magna cum laude*, 2007
Honors: Order of the Coif; Ann Petluck Poses Memorial Prize; Florence Allen Scholar;
2005 Robert Masur Fellowship in Civil Liberties

UNIVERSITY OF CHICAGO, Chicago, IL
Bachelor of Arts in Law, Letters and Society, with General Honors, 2001

VOLUNTEER & EXTERNAL SERVICE

ASSOCIATION OF AMERICAN LAW SCHOOLS, Washington, D.C.
Executive Committee Member (Chair, 2024; Chair-Elect, 2023), Civil Procedure Section, 2020 – Present

NATIONAL CONFERENCE OF BAR EXAMINERS, Madison, WI
MPRE Subject Matter Expert, 2024 – Present

JOTWELL, Miami, FL
Contributing Editor, 2020 – Present

NATIONAL (POUND) CIVIL JUSTICE INSTITUTE, Washington, D.C.
Academic Fellow, 2020 – Present

NYU LAW ALUMNI OF COLOR ASSOCIATION, New York, NY
Executive Board Member, 2016–23

CITY YEAR, New York, NY
Alumni Board Member, 2005–07 & 2015–19; Corps Member (Boston), 1996–97

ASIAN AMERICAN BAR ASSOCIATION OF NEW YORK, New York, NY
Academic Committee Co-Chair, 2017–19; Member, 2015–19

RECOGNITION

Clifford Scholar-in-Residence, DEPAUL COLLEGE OF LAW, Chicago, IL (2023–2024)

40 Under 40 Rising Star, NYU LAW ALUMNI OF COLOR ASSOCIATION, New York, NY (2018)

MEDIA APPEARANCES

Jesse Jones, *Renter Agreements*, KIRO 7 NEWS SEATTLE (August 1, 2024).

Will Van Sant, *The Secret Plan to Strike Down US Gun Laws*, MOTHER JONES (July 30, 2024).

Paul LaRocco, *Nassau, Suffolk Conceal Court Records of Alleged Police Misconduct*, NEWSDAY (May 23, 2021).

Alexandra Lahav, *Why Should I Care? A Civil Procedure Podcast* (July 24, 2020).

Scott J. Bryan, *City Attorney's Name Appears in Complaint Against Leon County Judge*, THE GADSDEN COUNTY TIMES (May 13, 2020).