

Shawn J. Bayern

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ACADEMIC APPOINTMENTS

Assistant Professor of Law, Florida State University College of Law, 2009 – present
Visiting Assistant Professor of Law, Duke University School of Law, 2007 – 2009

EDUCATION

University of California, Berkeley School of Law (Boalt Hall)

J.D., May 2006

- Honors:*
- Thelen Marrin Prize for Academic Achievement (strongest academic record at graduation)
 - Jurisprudence Award (first in class): Torts; Contracts; Constitutional Law: Structural Issues; Comparative Contract Law; Law & Economics; Corporations I
 - Prosser Prize (second in class): Administrative Law
 - Order of the Coif
 - William Carey Jones Scholarship (merit scholarship)
- Activities:*
- Editor-in-Chief, *California Law Review*
 - Research Assistant, Professor Melvin A. Eisenberg
 - Research Assistant, Professor Andrea L. Peterson

Yale University

B.S., Computer Science, May 1999

Honors: Tau Beta Pi (Engineering Honor Society)

COURSES TAUGHT

Florida State University College of Law: Torts, Fall 2009; Agency and Partnership, Spring 2010

Duke Law School: Law and Economics, Spring 2008; Business Associations (Corporations), Fall 2008

UC Berkeley School of Law (Boalt Hall): Contract Law Theory Seminar (with Professor Melvin A. Eisenberg), Spring 2006

LEGAL WORK EXPERIENCE

Judge Harris Hartz, United States Court of Appeals for the Tenth Circuit
Law Clerk, September 2006 – August 2007

Office of the Solicitor General, United States Department of Justice
Law Clerk, June 2006 – August 2006

Appellate Staff, Civil Division, United States Department of Justice
Law Intern, July 2005 – August 2005

Covington & Burling (Washington, D.C.)
Summer Associate, May 2005 – July 2005

Judge Sandra B. Armstrong, United States District Court for the Northern District of California
Law Extern, June 2004 – August 2004

PUBLICATIONS / WORKING PAPERS

Articles and Essays

Shawn J. Bayern, *The Failure of Economics in Tort Law: The Puzzle of Negligence*, 76 BROOK. L. REV. (forthcoming 2010).

Shawn J. Bayern, *Rational Ignorance, Rational Closed-Mindedness, and Modern Economic Formalism*, 97 CAL. L. REV. (forthcoming 2009).

Shawn J. Bayern, *Case Interpretation*, 36 FLA. ST. U. L. REV. (forthcoming 2009).

Shawn J. Bayern, *The Significance of Private Burdens and Lost Benefits for a Fair-Play Analysis of Punishment*, 12 NEW. CRIM. L. REV. 1 (2009) (peer review).

Shawn J. Bayern, Comment, *Explaining the American Norm Against Litigation*, 93 CAL. L. REV. 1697 (2005).

Shawn Bayern, *Synchronized Recursion*, DR. DOBB'S J., June 2001, at 151.

Shawn Bayern, *Minimal Backups*, SYS ADMIN, Apr. 2001, at 28.

Shawn Bayern, *Making a Wish: The Web-Interface Shell*, SYS ADMIN, July 2000, at 23.

Shawn Bayern, *How to Crawl Back Inside Your Shell*, SYS ADMIN, Nov. 1999, at 55.

Books

SHAWN BAYERN, *JSTL IN ACTION* (2003).

DUANE K. FIELDS, MARK A. KOLB & SHAWN BAYERN, *WEB DEVELOPMENT WITH JAVASERVER PAGES* (2d ed. 2002).

Working Papers

Shawn J. Bayern & Melvin A. Eisenberg, *Modeling Damages for Breach of Contract: Efficiency and Administrability*.

OTHER EXPERIENCE

Java Community Process

Reference-Implementation Lead, JSP Standard Tag Library (JSTL)
May 2001 – June 2003

Served on “expert groups” responsible for creating programming languages (such as the popular JavaServer Pages language). Directed a team of Sun Microsystems employees and volunteers as the principal engineer for a widely used open-source programming project.

Yale University Information Technology Services, Technology and Planning

Research Programmer
June 1999 – June 2003

Created and developed the Yale Central Authentication Service (CAS), a software framework for computer security adopted by many universities worldwide. (Yale recently received a \$50,000 award from the Andrew W. Mellon foundation in honor of its creation of CAS.)

Independent Activities

June 1999 – June 2003

Served as a frequent conference speaker and corporate trainer. Conceived and developed several web sites, including *timecave.com*, featured in *PC World* as one of the “best free” sites on the Internet in 2003. Consulted for a variety of start-up and established organizations, and led several open-source software projects at the Apache Software Foundation. Wrote and reviewed examination questions for a provider of professional certifications affiliated with Carnegie Mellon University.