

Joy E. Herr-Cardillo

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PROFESSIONAL EXPERIENCE

Teaching Experience

University of Arizona, James E. Rogers College of Law, Tucson, Arizona

Associate Clinical Professor of Law

Aug. 2017- present

- Courses taught: Legal Research, Analysis, and Communication; Legal Process, Analysis, and Writing; Writing Fellow Workshop (co-taught); Legal Writing Seminar: Judicial Writing and the Law Through the Lenses of Rhetoric, Alternative Methods, and Marginalized Perspective (Spring 2022 and 2023; co-taught).
- Coached College of Law's Jeffrey G. Miller National Environmental Moot Court teams;
- Supervised Arizona Law Writing Center which provides peer-to-peer tutoring to students in all Arizona law programs (Aug. 2020 to present)

Part-time Professor of Practice, Legal Writing Program

Jan. 2002 – May 2017

- Courses taught: first year Legal Analysis Writing, and Research (Spring 2002 – 2009); Persuasive Communication (2003-2009); and Legal Process, Analysis, and Writing (2010 – 2017).
- Instructed students on principles of legal writing, provided extensive feedback on students' written assignments, and evaluated students' performance. First year curriculum includes drafting predictive and persuasive legal memoranda and participating in oral argument. Curriculum for Persuasive Communication included drafting appellate brief and participating in oral argument.
- Created curricular materials for first-year Legal Process, Analysis, and Writing course, including open research writing problem for Spring 2011, closed research writing problems, in-class writing exercises and activities, instructional PowerPoints and other teaching tools.
- Supervised and mentored writing fellows assigned to my section.

Adjunct Faculty Instructor for Pretrial Litigation

1991-1993

- Responsible for instructing students on pretrial procedures and strategies, reviewing and evaluating student work. Curriculum included drafting of initial pleadings, conducting discovery, preparing and arguing pretrial motions, and participating in settlement conferences.

Legal Experience

Arizona Center for Law in the Public Interest, Tucson, Arizona

1999 – 2017

Staff Attorney

- Identified and litigated matters on behalf of the public interest. Issues litigated include, but are not limited to, government compliance with federal environmental laws, state compliance with education obligations under both federal law (Equal Education Opportunity Act) and the Arizona Constitution; state compliance with the New Mexico-Arizona Enabling Act and state trust obligations under Arizona Constitution; enforcement of voter-enacted laws and defense of

Arizona's direct democracy Constitutional provisions; defense of public's interest in navigable streams under public trust and equal footing doctrines;

- Prepared pleadings, motions, petitions, writs, and appellate briefs in federal and state courts;
- Appeared and argued on behalf of clients in the Arizona superior courts (Pima and Maricopa counties); the Arizona Court of Appeals (Divisions 1 and 2); the Arizona Supreme Court; the Federal District Court for the District of Arizona and the Ninth Circuit Court of Appeals;
- Appeared in administrative proceedings before the Arizona Office of Administrative Hearings and the Arizona Navigable Stream Adjudication Commission;
- Assisted with amicus briefs filed with the Arizona Court of Appeals, Arizona Supreme Court and Ninth Circuit Court of Appeals;
- Negotiated settlement agreements and consent decrees;
- Notable reported decisions in cases for which I was primarily responsible* or shared substantial responsibility with Timothy M. Hogan:

U.S. Supreme Court:

Horne v. Flores, 557 U.S. 433 (2009).

Ninth Circuit Court of Appeals:

Vigil v. Leavitt, 381 F.3d 826 (9th Cir. 2004).*

White Tanks Concerned Citizens, Inc. v. Strock, 563 F.3d 1033 (9th Cir. 2009).*

Bahr v. U.S. Environmental Protection Agency, 836 F.3d 1218 (9th Cir. 2016).*

Arizona Supreme Court:

Rumery v. Baier, 231 Ariz. 275, 294 P.3d 113 (2013).

Citizens for Growth Management v. Groscost, 199 Ariz. 71, 13 P.3d 1188 (2000).*

Arizona Court of Appeals:

State ex rel. Winkleman v. Arizona Navigable Stream Adjudication Com'n, 224 Ariz. 230, 229 P.3d 242 (App. 2010).*

Fogliano v. Brain ex rel. County of Maricopa, 229 Ariz. 12, 270 P.3d 839 (App. 2011).

Streich, Lang P.A., Tucson, Arizona

Litigation Director

1996-1999

Litigation Associate

1984-1996

- Practice emphasizing employment and commercial litigation;
- Litigation experience included civil matters involving breach of contract, wrongful termination, employment discrimination, intentional infliction of emotional distress, interference with contract, patent infringement, misappropriation of trade secrets, lender liability, fraud and RICO;
- Prepared pleadings, motions and appellate briefs for state and federal venues;
- Conducted extensive pretrial discovery including taking and defending depositions of lay and expert witnesses, producing and reviewing documents in response to requests to produce and *subpoenas duce tecum*, drafting and responding to written discovery, preparing pretrial disclosure documents and motions *in limine*;
- Appeared in adversary civil matters including evidentiary hearings and trials in Arizona Superior Court, Bankruptcy Court and Federal District Court;
- Represented clients in arbitration and mediation proceedings;
- Negotiated and documented settlements;
- Provided general labor advice including employee discipline and/or termination and preparation of severance agreements;
- Represented clients (employers) before the Arizona Civil Rights Agency and EEOC;
- Supervised and mentored junior attorneys, including editing draft motions and briefs;
- Supervised support staff;
- Assisted with lawyer recruitment and summer associate program.

Bar Admissions: Arizona and District of Arizona (1984); Ninth Circuit (1991); D.C. Circuit (2001); U.S. Supreme Court (2008).

EDUCATION

University of Arizona College of Law, Tucson, Arizona 1984
Juris Doctor

- Highest Distinction, Order of the Coif.
- *Arizona Law Review*, Writer (1982-83) Managing Editor (1983-84).
- Outstanding Law Review Note Award 1983-84.
- Law College Association Award, 1983,

University of Michigan (Residential College) Ann Arbor, Michigan 1978
A.B. Creative Writing and Literature

PUBLICATIONS

- Co-author (with Melissa H. Weresh), “Team-Based Learning in an Online Teaching Environment,” chapter in *Law Teaching Strategies for a New Era: Beyond the Physical Classroom*, editors Tessa L. Dysart & Tracy Norton, 2021.
- Author, “Escape the Ordinary: How to Close Out Your Semester with a Challenging ‘Escape Room’ Competition,” *The Second Draft*, Vol.33, No. 1, Spring 2020.
- Co-author (with Timothy M. Hogan): “Four Decades of Litigation in the Public Interest,” *Arizona Attorney*, May 2014.
- Co-author (with Timothy M. Hogan): “100 Years of Keeping the Trust: The Historic Role of the Judiciary in Protecting Arizona’s State Land Trust,” 44 *Ariz. St. L.J.* 589 (2012)
- Author: “Indirect Source Review: Is it a Strategy that Could Help Phoenix Finally Clear its Air?” 43 *Ariz. St. L.J.* 735 (2011).

PRESENTATIONS

- “The Hows and Whys of Teaching a ‘Critical Judgments’ Writing Seminar,” presented with Susie Salmon at ALWD Biennial Conference – Raising the Bar: Reaching New Heights through Innovation and Collaboration, July 14, 2023.
- “Using Gamification to Engage Students without “Dumbing Down” Content,” ALWD Teaching Workshop, July 12, 2023.
- “LWI Bench & Bar Outreach Committee ‘Listening and Learning’ Session,” with Sylvia Lett, Twenty-Second Annual Rocky Mountain Legal Writing Conference, Spring 2023.
- “Using Companion Peer Review Exercises to Introduce Students to Timely (and Controversial) Issues in the Law,” LWI One Day Workshop (virtual), December 2022.
- “Merits and Methods of Online Learning” 20th Biennial LWI Conference in Washington D.C., July 2022 (panel member).
- “Gamification to Increase Student Engagement” CALIcon2022 at Chicago-Kent College of Law Chicago IL (virtual).
- “COVID at 2 years: Time for a Check Up and an Online Booster” Twenty-First Annual Rocky Mountain Legal Writing Conference, Spring 2022 (panel moderator).

- “Curriculum Changes Caused by COVID-19: What We Love, and What We Love to Hate,” SEALS 2021 Conference (panel member).
- “Designing the Law Courses of the Future,” Law Teaching Strategies for a New Era: Beyond the Physical Classroom Conference, University of Arizona (virtual), July 22, 2021 (panel member).
- “Dinosaurs Get Schooled, Tips and Tricks to Improve Online Teaching and Ensure Equity in the Classroom,” one of six panel members, ALWD Biennial Conference – Working on our Core: Well-being, Equity, and Inclusion, Michigan Law, University of Michigan (virtual), June 2021 (panel member).
- “How I Took Our Annual Escape Room Virtual” 2021 CALI Conference for Law School Computing (virtual), June 2021.
- “Activating Student Engagement in an Online Environment with Team-Based Learning.” Co-presented with Professor Danielle Shelton, Drake University Law School and Professor Melissa Weresh, Drake University Law School, LWI One Day Workshop (virtual), December 2020.
- “Legal Writing Meets ‘The Happiness Project’: Contribute to your students’ wellness by making class a happy experience,” University of Arizona, Conference on Writing and Well-being, January 2020.
- “We Followed Mel to TBL,” presented with Susie Salmon at ALWD 2019 Biennial Conference, May 2019.
- “Escape the Ordinary: How to Close Out Your Semester with a Challenging ‘Escape Room’ Competition,” Nineteenth Annual Rocky Mountain Legal Writing Conference, Spring 2019.
- “Legal Writing Meets the Happiness Project: Contribute to your Students’ Wellness by Making the Classroom a Happy Place,” Eighteenth Annual Rocky Mountain Legal Writing Conference, March 2018.
- “Improving Student Engagement Using Online Tools.” Co-presented at the Legal Writing Institute One-Day Workshop, Tucson, AZ, Dec. 2017 (with Carolyn Williams).
- Guest Speaker “Public Trust Doctrine and Arizona Rivers: A Play in Three Acts...and Counting...,” *Arizona Water Law*, LAW691, Arizona State University, Sandra Day College of Law March 19, 2013 and March 6, 2012.
- “Litigating a NEPA Case” *The National Environmental Policy Act (NEPA): Basics & Beyond*, Environmental and Natural Resources Section of Arizona State Bar Association, Nov. 15, 2012.
- “An Environmental Perspective on Arizona Air Quality Issues,” *Clearing the Air: Clean Air, Climate Change and Sustainability in Arizona*, 2011 Conference of the Arizona State Law Journal at the Sandra Day O’Connor College of Law, Arizona State University, Jan. 13, 2011.
- Co-Presenter with Joseph Feller, “The Application of the Public Trust Doctrine to the Lower Gila River,” *The Lower Gila River: Then and Now*, 18th Meeting of the Arizona Riparian Council, March 12, 2004.
- “The Important Role of Citizen Suits under the Clean Air Act,” *Overview and Status of Air Quality in Maricopa County*, U.S. Environmental Protection Agency, Maricopa County Environmental Services Department, Maricopa Association of Governments, Arizona Association of Industries, ADEQ, and others, April 25, 2003.

SERVICE TO COMMUNITY AND PROFESSION

- Association of Legal Writing Directors: 2025 ALWD Conference Site Selection Committee, member (2022-present)
- Legal Writing Institute: Bench and Bar Outreach Committee, member (2022-present)

- Association of Legal Writing Directors: Online/Distance Learning Committee, member (2020-2022)
- Legal Writing Institute: Pro Bono & Community Outreach Committee, member (2020-2021)
- Founding Board Member, Coalition to Protect the Sonoran Desert, (2017 to present)
- Rincon Group – Sierra Club, Newsletter editor (2009 to 2021)
- Step Up to Justice – frequent attorney presenter for R.E.N.T. seminars (2019-2020 (pre-COVID))
- Faculty, Mandatory Course on Professionalism (various years)
- Arbitrator, Pima County Mandatory Arbitration (various years)
- Member, Southern Arizona Transit Advocates and “Friends of the Tucson Streetcar” (2009 to 2017) Tucsonans for Sensible Transportation Solutions (2001-2008).
- Arizona Commission for National and Community Service (1996-2000)

SERVICE TO INSTITUTION

- Member, Editorial Board, The Journal of Appellate Practice and Process 2020 to present
- Hiring Committee, Legal Writing Faculty 2022, chair
- Legal Skills Competition 2020-present
- Experiential Learning 2020- 2022
- Nominations and Awards for Faculty and Staff, member, 2019-2020
- Experiential Learning, chair, 2018-2019
- Experiential Learning / Post-Graduate Practice Groups Committee, member, 2017 -2018
- Hiring Committee, Assistant Director of Legal Writing 2009, member.
- Each year I serve as a volunteer judge for Moot Court practice sessions, as a faculty member for the Deposition class, and as a witness for the Counseling & Negotiation class.

AWARDS

- Winner: 2022 AALS Teachers of the Year for University of Arizona James E. Rogers College of Law (shared with three others).
- 2012 Recipient: Grand Canyon Chapter, Sierra Club, Environmental Lawyer of the Year
- 2008 Recipient: ACLPI Public Interest Award
- Delegate: Presidents’ Summit, Philadelphia, PA, April 1997
- Recipient: Angel of Change Award presented by McCall’s Magazine, July 1996
- 1994 Recipient: Greater Tucson Leadership Award
- 1994 Recipient: Time for Tucson Individual Employee Award for Excellence in Community Service
- 1995 Recipient: JCPenney Golden Rule Award
- 1995 Recipient: 40 Under 40 Award