

## Andrew S. Pollis

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### ACADEMIC APPOINTMENTS

[CASE WESTERN RESERVE UNIVERSITY SCHOOL OF LAW](#)

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### COURSES

[APPELLATE LITIGATION CLINIC](#) (2019–present)

*Notable Recent Cases*

- *Minter v. United States*, [petition for writ of certiorari](#) in No. 23-6758 (U.S.) (denied Mar. 18, 2024)
- *Fields v. Forshey*, [petition for writ of certiorari](#) in No. 23-979 (U.S.) (pending)
- [State v. Barnes](#), 172 Ohio St.3d 63, 2022-Ohio-4486, 222 N.E.3d 537 (vacating guilty plea for client convicted of involuntary manslaughter based on information withheld from him at time of plea);
- [State v. Keeton](#), 2023-Ohio-1230 (Ohio Ct. App., 2d Dist.) (vacating portion of defendant’s sentence);
- [City of Lakewood v. Hoctor](#), 2023-Ohio-1230 (Ohio Ct. App., 8th Dist.) (vacating improper no-contest plea);
- [City of Cleveland v. Wells](#), 2023-Ohio-1666 (Ohio Ct. App., 8th Dist.) (vacating improper guilty plea)
- [Fonderlin v. Trumbull Family Fitness](#), 2023-Ohio-767 (Ohio Ct. App., 11th Dist.) (reversing summary judgment in favor of after-school child-care provider for sexual assault on minor child by unsupervised children);
- [State v. Hervey](#), 2022-Ohio-1498 (Ohio Ct. App., 8th Dist.) (vacating imposition of consecutive sentences)
- [Sharp v. M3C Investments LLC](#), 2022-Ohio-1394 (Ohio Ct. App., 8th Dist.) (reversing trial court’s determination of damages on default judgment in violation of plaintiff’s right to jury trial)
- [City of Cleveland v. Davis](#), 2022-Ohio-195 (Ohio Ct. App., 8th Dist.) (vacating conviction based on improper waiver of right to counsel)
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**COURSES  
(CONT'D)**

[\\$1.17 million jury verdict](#) in favor of low-income client and her family victimized by home-repair/mortgage-broker fraud (2011)

[Ortiz v. Jordan](#), 562 U.S. 180 (2011) (reinstating former prison inmate's \$625,000 verdict against prison officials following sexual assault by prison guard and clarifying procedural interplay between motions for summary judgment and for post-trial judgment as a matter of law) (co-counsel to lead counsel, David Mills)

*Notable Awards*

Black Law Students Association Executive Leader Award (2024)

Student-Selected Professor of the Year (2012)

Alumni Association Teacher of the Year (2011)

APPELLATE PRACTICE (instructor, 2009–10; coordinator 2013–2023)

FACULTY SUPERVISOR FOR JUDICIAL EXTERNSHIP AT OHIO COURT OF APPEALS (2011–17)

FIRST-YEAR ORIENTATION PROGRAM

*Co-Coordinator* (2011)

*Oralist for Mock Appellate Argument* (2009–11)

*Coordinator of Ice-Breaking Sessions* (2009–13)

FACULTY ADVISOR FOR MOOT-COURT TEAMS (2008-09, 2010-11, 2013–present) (coached team to regional victory at ABA National Appellate Advocacy Competition (2015))

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**SCHOLARLY  
PUBLICATIONS**

[The Appellate Judge as the Thirteenth Juror: Combating Implicit Bias in Criminal Convictions](#), 95 TEMPLE L. REV. 1 (2022)

[Enforcing the Fiduciary Duties of Class Representatives](#), 72 FLA. L. REV. F. 153 (2022)

[Fixing the Broken System of Assessing Criminal Appeals for Frivolousness](#), 53 AKRON L. REV. 481 (2019)

[Busting up the Pretrial Industry](#)

85 FORDHAM L. REV. 2097 (2017)

[Trying the Trial](#)

84 GEO. WASH. L. REV. 55 (2016)

[The Death of Inference](#)

55 B.C. L. REV. 435 (2014)

[Civil Rule 54\(b\): Seventy-Five and Ready for Retirement](#)

65 FLA. L. REV. 711 (2013)

[The Need for Non-Discretionary Interlocutory Appellate Review in Multidistrict Litigation](#)

79 FORDHAM L. REV. 1643 (2011)





**PREVIOUS  
PRACTICE  
EXPERIENCE  
(CONT'D)**

[\*Olive v. Columbia/HCA Healthcare Corp.\*](#), Nos. 75249, 76349, 2000 WL 263261 (Ohio Ct. App., 8th Dist., Mar. 9, 2000) (reversing multi-million-dollar age discrimination verdict against hospital system)

SUGARMAN, ROGERS, BARSHAK & COHEN, P.C., Boston, MA

*Summer Associate* (1989)

SIRIANNI & YOUTZ, Seattle, WA

*Summer Associate* (1988)

HENDRICKS & LEWIS, Seattle, WA

*Litigation Paralegal* (1986–87)

CITY OF EAST PROVIDENCE, RI

*Law Clerk* (1985–86)

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**PRESENTATIONS**

PRESENTER, “Final Appealable Orders in Ohio: What is a Final Appealable Order? How Do I Know if I Have One?”

*Ohio First District Court of Appeals/University of Cincinnati College of Law* (Dec. 2023)

PRESENTER, “An Inconvenient Truth: Practical Realities Sometimes Defeat Plain v e / 79

**PRESENTATIONS  
(CONT'D)**

PRESENTER, “Binding or Not Binding? Deciphering Precedential Value When the Justices Disagree”  
*Cleveland Metropolitan Bar Association, 8th District Advanced Appellate Advocacy Seminar* (Nov. 2021)

PRESENTER, “Appellate Issues for Magistrates”  
*Ohio Association of Magistrates Annual Conference* (Oct. 2021)

PRESENTER, [“Fixing the Broken System of Assessing Criminal Appeals for Frivolousness”](#)  
*Council of Chief Judges of the State Courts of Appeal* (May 2020)

PRESENTER, [“The State of Anders Briefs in Ohio Appellate Courts”](#)  
*Ohio State Bar Association Webcast* (Nov. 2019)

PANELIST, “The Opioid Crisis Facing Our Courts: A Judge’s Perspective”  
*Case Western Reserve University School & Laura & The Alvin Siegal Lifelong Learning Program* (Oct. 2018)

PRESENTER, “A Gander at Anders Can Get up Your Dander”

**PRESENTATIONS  
(CONT'D)**

PRESENTER, “‘Final’ Exam: Testing Your Knowledge of Final, Appealable Orders”  
*Ohio Association of Civil Trial Attorneys Appellate Advocacy Seminar (June 2014)*

PRESENTER, “The Death of Inference”  
*University of Kansas School of Law, Lawrence KS, Junior Faculty Exchange (Feb. 2014)*

PRESENTER, “The Death of Inference”  
*Sixth Annual Junior Faculty Federal Courts Workshop, Brooklyn Law School (Oct. 2013)*

PRESENTER, “Civil Rule 54(b): Seventy-Five and Ready for Retirement”  
*University of Arkansas School of Law, Fayetteville, AR, Junior Faculty Exchange (Oct. 2012)*

~~PRESENTER, “Civil Rule 54(b): Seventy-Five and Ready for Retirement”~~  
~~*University of Arkansas School of Law, Fayetteville, AR, Junior Faculty Exchange (Oct. 2012)*~~  
*Michigan State University Junior Faculty Workshop (Oct. 2012)*

PRESENTER, “Appellate Issues for Magistrates”  
*Ohio Association of Magistrates Annual Meeting (2011)*



**PRESENTATIONS  
(CONT'D)**

MODERATOR AND PRESENTER, “The Ins and Outs of Appellate Practice”  
*Cleveland Metropolitan Bar Association* (June 2011)

PRESENTER, “Appellate Jurisdiction”  
*ABA Section of Litigation “Sound Advice” Series* (posted May 2011 for online play)

MODERATOR, “Ethics and Discovery in the 21st Century”  
*ABA’s Fifth Annual National Institute on E-Discovery* (May 2011)

MODERATOR, “As Judges See It—Top 10 Objections Mistakes”  
*National Business Institute, Telephonic Seminar* (Dec. 2010)

PRESENTER, “The Need for Non-Discretionary Interlocutory Appellate Review in Multidistrict Litigation”  
*University of Maryland Law School* (Oct. 2010)

PRESENTER, “The Need for Non-Discretionary Interlocutory Appellate Review in Multidistrict Litigation”  
*Northeast Ohio Scholarship Colloquium* (Oct. 2010)

PRESENTER, “The Need for Non-Discretionary Interlocutory Appellate Review in Multidistrict Litigation”  
*University of Toledo College of Law* (Sept. 2010)

PRESENTER, “Abuse of Abuse of Discretion: Ensuring a Standard Standard of (Sep 11) 510w

**PRESENTATIONS**  
**(CONT'D)**

PRESENTER, “Annual Appellate Practice Essentials”  
*Cleveland Bar Association* (May 2005)

PRESENTER, “Supreme Court Practice Update”  
*Cleveland Bar Association* (May 2004)

PRESENTER, “Annual Convention Seminar”  
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**COMMUNITY  
SERVICE**

CLEVELAND HEIGHTS HIGH SCHOOL  
*Founding Coach, Mock Trial Team (2007–10)*

EAST HIGH SCHOOL, CLEVELAND, OH  
*Tutor in “3Rs” Program (2006–07)*

COUNCIL GARDENS  
*Trustee*