

## KIMBERLY Y.W. HOLST

MC 9520  
111 E. Taylor St.  
Phoenix, AZ 85004-4467  
Work: (480) 965-1144  
Email: kimberly.holst@asu.edu

### ACADEMIC EXPERIENCE

**Clinical Professor of Law**, August 2013-present

**Associate Clinical Professor of Law**, August 2010-July 2013

Arizona State University, Sandra Day O'Connor College of Law, Tempe, AZ  
Teach legal writing, research, and advocacy to first-year law students and teach upper-division writing courses.

**Evening MBA Program Faculty**, Spring 2012

Arizona State University, W.P. Carey School of Business, Tempe, AZ  
Teach sections of Essentials of Law for Managers course in the evening M.B.A. program.

**Legal Research and Writing Professor**, August 2007-July 2010

Hamline University School of Law, St. Paul, MN  
Instructor of first-year legal research and writing.

**Adjunct Faculty**, September 2006-April 2007

University of Minnesota Law School, Minneapolis, MN  
Professor of first-year legal writing.

### SCHOLARLY RESEARCH AND PUBLICATIONS

- *What is Legal Writing?: The Tale of a Discipline*, 22 LEG. WRITING 33 (2018)
- *The Fact of the Matter*, 26 PERSPECTIVES: TEACHING LEGAL RES. & WRITING 21 (2018)
- *End of the Line*, 31 THE SECOND DRAFT 27 (Spring 2018, No. 1) with Deborah Borman
- *Do Muddy Waters Shift Burdens?*, Co-authored with Carrie Sperling 76 UNIVERSITY OF MARYLAND L. REV. 629 (2017)
- Charles R. Calleros & Kimberly Y.W. Holst, *Legal Method and Writing I: Predictive Writing* (8th ed. 2018)
- Charles R. Calleros & Kimberly Y.W. Holst, *Legal Method and Writing II: Trial and Appellate Advocacy, Contracts, and Correspondence* (8th ed. 2018)
- *Intellectual Property Issues in Real Property Transactions*, in INTELLECTUAL PROPERTY DESKBOOK FOR THE BUSINESS LAWYER (Sharon K. Sandeen and Marilyn C. Maloney, eds., 4th ed. ABA 2019)

- *Legal Drafting for Conflict Resolution* (West Academic Publishing—with Jessica Kuchta-Miller, Rachel Goedken, Debra Groehler, forthcoming 2019)
- *Commentary on Bradwell v. Illinois* in *FEMINISTS JUDGMENTS: REWRITTEN OPINIONS OF THE UNITED STATES SUPREME COURT* (Cambridge University Press 2016)
- *Using FLL Pedagogy to Teach Legal Concepts* (work in progress with Kristina Running)
- *Reflective Practice in Legal Education* (work in progress)
- *Non-Traditional Narrative Techniques and Effective Client Advocacy*, 48 *THE LAW TEACHER: THE INTERNATIONAL SCHOLARLY JOURNAL OF THE ASSOCIATION OF LAW TEACHERS* 166 (2014)
- *Clickers in the Classroom*, *THE LEARNING CURVE* 12 (Spring 2014)
- *Developing a Scholarly Agenda—One Safe Picture, One Art Picture*, *THE LEARNING CURVE* 2 (Winter 2014)
- *Intellectual Property Issues in Real Property Transactions*, in *INTELLECTUAL PROPERTY DESKBOOK FOR THE BUSINESS LAWYER*, 421-39 (Sharon K. Sandeen, ed., 3d ed. ABA 2013)
- *Reflection as a Tool to Combat the Changing Practice of Law*, *THE LEARNING CURVE* 38 (Winter 2013)
- *Contract Drafting: Teaching with Forms*, 14 *TRANSACTIONS: TENN. J. BUS. L.* 361 (Special Ed. 2013)
- *The Roles of Attorneys in Mediation*, 7 *BAHÇEŞEHİR UNIV. L. REV.* 242 (2011)
- *A Good Score?: Examining 20 Years of Drug Courts in the United States and Abroad*, 45 *VAL. U. L. REV.* 73 (2010)
- *Intellectual Property Issues in Real Property Transactions*, in *INTELLECTUAL PROPERTY DESKBOOK FOR THE BUSINESS LAWYER*, 377 (Sharon K. Sandeen ed., 2d ed., ABA 2009)
- *A Case of Bad Credit?: Moral Rights in U.S. Copyright Law*, 3 *BUFFALO INTELL. PROP. L. J.* 105 (2006) (Winner of Nathan Burkan Copyright Writing Award)

#### **PROFESSIONAL ASSOCIATIONS & AWARDS**

- Global Skills Award, presented at the 12<sup>th</sup> Global Skills Conference in Monterrey, Mexico, March 2017

- Legal Writing Institute
  - Board of Directors (2014-2022), President-elect (2018-2020), Secretary (2016-2018)
  - 2016 Biennial Conference Program Committee Co-Chair
  - Writers Workshop Governing Board (2014-2018), Administrative coordinator (2017-18)
  - Global Skills Committee (2010-2014), Co-chair (2012-2014)
  - Writers Workshop Committee (2008-2010, 2014-2016)
- AALS Section on Legal Reasoning, Writing, and Research
  - Immediate Past Chair (2015-2016)
  - Section Chair (2014-2015)
  - Section Chair-elect (2013-2014)
  - Section Secretary and Editor of Section Newsletter (2012-2013)
  - Executive Committee (2012-2015)
  - Nominations Committee (2017-2018)
  - Programs Committee (2011-2012)
  - Outreach Committee (2011-2012, 2016-2017)
- *Legal Writing: The Journal of the Legal Writing Institute*
  - Assistant Editor in Chief, Social Media (2017-2019)
  - Co-Managing Editor (2014-2016)
  - Board of Editors (2012-2016)
  - Assistant Editor (2008-2012)
- Legal Writing Institute's Writers Workshop Governing Board (2015-present)
- AALS Section on Teaching Methods
  - Chair-elect (2019-2020)
  - Secretary & Treasurer (2018-2019)
  - Executive Committee (2016-2018)
  - Program Committee co-chair (2017)
  - Poster selection committee (2012-2013)
- *Legal Communication and Rhetoric: J. ALWD*, Peer Reviewer

- Hispanic National Bar Association Mentor Program—member of the coordinating team at ASU 2010-2016 (LSAC Diversity Matters Award Winning Program)
- APPEAL (Academics Promoting Pedagogy for Effective Advocacy in the Law)
- *Scribes*, The American Society of Legal Writers
- *Scribes* Best Brief Competition—Brief Screener (2017-2019)
- Association of Legal Writing Directors (ALWD)
  - Diversity committee (2014-2016)
  - Website committee (2012-2019)
  - Scholars Workshop and Visiting Scholars committee (2013-2014, 2016-2017)
- ABA Section on International Law, *International Law Year-in-Review*,
  - Co-editor in Chief (2017-2019)
  - Deputy Editor
- American Bar Association (Sections: Intellectual Property, Real Estate, Wills & Trusts, Legal Education)
- National Moot Court Competition—Brief Judge (2017-2018)
- William E. McGee National Civil Rights Moot Court Competition—Brief Judge (2010-2019)
- Minnesota State Bar Association
  - Civic Education Committee, Pipeline for Diversity Sub-committee (2005-2010)
- Minnesota Association of Law Libraries
- National Asian Pacific American Bar Association-Arizona and Minnesota Chapters

## PRESENTATIONS AND WORKSHOPS

- **ABA Business Law Section Spring Meeting, Vancouver, BC**, March 2019—*Intellectual Property Considerations in Real Property Transactions*
- **Rocky Mountain Legal Writing Conference, UNLV**, March 2019—*End of the Line* with Deborah Borman
- **Lodestar Dispute Resolution Center, ASU**, March 2019—Conflict Resolution Essentials: Difficult Conversations
- **Arizona Bar Leadership Institute**, March 2018 & 2019—Negotiation Ethics

- **Arizona State University Bridges Organization**, December 2018—facilitator training
- **Global Legal Skills Conference 13, University of Melbourne, Australia**, December 2018—*Adding More Pathos to Your Persuasion: Techniques for Motivating Your “Audience” in Negotiations* with Lurene Contento
- **LWI Biennial Conference, Marquette Law School**, July 2018—*Breaking up with Individualized Feedback is (Not So) Hard to Do* with Susan Chesler and Alyssa Dragnich; *The Revolution and Evolution of the Discipline of Legal Writing* with Lindsey Gustafson, Lori Johnson, Lisa Mazzie
- **LWI One-Day Workshop, University of Arizona**, December 2017—*Old School v. Tech Cool: A (Turning) Point Counterpoint* with Andrew Carter
- **Western Regional Legal Writing Conference, Seattle University**, August 2017—*Effective Advocacy and Underrepresented Perspectives* with Janet Dickson
- **6<sup>th</sup> Biennial Applied Legal Storytelling Conference, American University**, July 2017—*A Discussion on Race and Advocacy*, plenary panelist
- **ALWD Biennial Conference, University of Minnesota**, July 2017—*A Discussion on Race and Advocacy*, panelist; discussion group facilitator
- **Global Legal Skills Conference 12, Monterrey, Mexico**, March 2017—*Teaching the Teachers: Curriculum and Program Design*
- **Rocky Mountain Legal Writing Conference, ASU**, March 2017—*Teaching the Teachers: Developing a Legal Writing Curriculum for Pakistani Law Schools* with Susan Chesler
- **LWI One-Day Workshop, Touro Law School**, December 2016—*Creating Online Legal Writing Courses* (online conference)
- **U.S. Feminist Judgments Project Conference, University of Ohio**, October 2016—*The Dark Side of Oral Advocacy* with Susan Salmon
- **Global Legal Skills Conference 11, Verona, Italy**, May 2016—*Finding Different Voices: Effective Advocacy and Underrepresented Perspectives* with Susan Salmon and Janet Dickson; *Legal Drafting for International Practice* with Susan Chesler
- **Rocky Mountain Legal Writing Conference, University of Arizona**, March 2016—*Teaching the “Struggle” in Legal Writing* with Wayne Schiess
- **Western States Legal Writing Conference, Loyola University, Los Angeles**, August 6-7, 2015—*Just Do It! 5 Reasons to Engage in Scholarship Even When It's Not in Your Job Description* with Brenda Tofte

- **5<sup>th</sup> Biennial Applied Legal Storytelling Conference, Seattle University**, July 21-23, 2015—*Do Muddy Waters Shift Burdens* with Carrie Sperling
- **Rocky Mountain Legal Writing Conference, University of New Mexico**, March 6-7, 2015—*Framing Films and Facts*
- **LWI One-Day Workshop, UNLV**, December 5, 2014—panelist on *Designing, Expanding, and Seeking Approval for Upper-Level Courses*
- **Women’s Media Center, SheSource Expert**,  
<http://www.shesource.org/experts/profile/kimberly-holst>
- **LWI Biennial Conference, Philadelphia, PA**, June 28-July 1, 2014—*Frantic Frankie’s Faculty Talk or The Presenter’s Predicament* with Tamara Herrera, Amy Langenfeld, Samantha Moppett, and Chad Noreuil
- **Global Legal Skills IX Conference, Verona, Italy**, May 21-23, 2014—*Global Connections in Legal Education*, plenary panel presentation
- **LWI One-Day Workshop, Arizona State University**, December 6, 2013—*Interactive Classrooms: Responseware and Beyond* with Suzanne Dohrer
- **ABA Annual Meeting 2013, San Francisco**, August 2013—panelist presented *IP Issues in Real Estate Transactions* at the Business Law Section Intellectual Property Committee Program
- **4<sup>th</sup> Biennial Applied Legal Storytelling Conference, The City Law School, London**, July 2013—*Telling the Difficult Story: Challenges that Arise in Client Advocacy* (Carrie Sperling contributed materials to the presentation)
- **ALWD Biennial Conference, Marquette University**, June 2013—*Old Faces, New Places: Assimilating Lateral Hires into Successful Legal Writing Programs* with Andrew Carter, Susan Chesler, & Janet Dickson
- **Rocky Mountain Legal Writing Conference, University of Colorado**, March 2013—*Facing the Fear of Faculty Talks* with Tamara Herrera
- **LWI One-Day Workshop, University of Arizona**, December 7, 2012—*Teaching with Technology*
- **Emory Transactional Law Conference, Emory Law**, November 2012—*Becoming the Master of the Form*
- **Western States Regional Legal Writing Conference and ALWD Scholars Workshop, University of Oregon**, August 2012—presented paper on use of Foreign Language Learning techniques to enhance law school teaching
- **LWI Biennial Conference, Desert Palms, CA**, June 2012—Poster Presentation— *Exposing the Gears that Promote Transfer*

- **Rocky Mountain Legal Writing Conference and ALWD Scholars Forum, Arizona State University**, March 2012—*Developing Students' Professional Identity through Legal Writing Pedagogy* with Susan Chesler and Carrie Sperling
- **Global Legal Skills VII Conference, San Jose, Costa Rica**, March 2012—*Teaching Mediation Skills in Law Practice*
- **AALS 2012 Annual Meeting, Washington D.C.**, January 6, 2012—Poster Presentation for the Section on Teaching Methods: *The One-Click Classroom Makeover*
- **APPEAL (Academics Promoting the Pedagogy of Effective Advocacy in Law) Conference, Mtunzini, South Africa**, December 2011—*Using Rubrics to Manage Large Classes and Maximize Student Feedback*
- **21<sup>st</sup> Century Legal Skills Conference, Istanbul, Turkey**, June 2011—*Roles of Attorneys in Mediation*
- **Rocky Mountain Regional Legal Writing Conference, UNLV**, March 2011—*Culture Shock! Acclimating Law Students to the Culture of the Law through Legal Writing* with Mary Trevor
- **AALS 2011 Annual Meeting, San Francisco, California**, January 6, 2011—Presented on International Law Section's Year-in-Review Panel updating on activities of the WTO in 2010
- **LWI Workshop for Legal Writing Professors and Adjuncts, University of Tulsa**, December 2010—*Nuts and Bolts of Teaching Legal Writing and Thinking Forward about a Career in Legal Writing*
- **Aspiring Law Professors Conference, Arizona State University**
  - September, 2014—Panelist
  - September, 2013—Panelist
  - September, 2012—Panelist
  - September, 2011—Panelist
  - October, 2010—Panelist
- **Southeast Regional Legal Writing Conference and ALWD Scholars Forum, Stetson University**, September, 2009—*Establishing a Common Language: Mixing ESL Theories in the Mainstream Legal Writing Classroom*
- **Northwest Regional Legal Writing Conference, Lewis & Clark Law School**, August 2009—*Once Upon a Time: Using Fairytales to Establish a Common Language and Develop Legal Argumentation*
- **Lone Star Regional Legal Research and Writing Conference, Texas Tech University**, May 2009—*Creating a Common Language: Using ESL Theory and Techniques in the Legal Classroom*

- **Rocky Mountain Regional Legal Writing Conference, Arizona State University**, March 2009—*Say What?: Using Listening Skills as a Tool to Demonstrate Effective (or Ineffective) Communication*
- **LWI Writers Workshop**
  - Summer 2016, Facilitator
  - Summer 2011, Participant—presented work in progress on Reflective Practice in Legal Education
  - Summer 2008, Participant—presented work in progress on Drug Courts in the United States and abroad
- **Podcast: Transitioning from 1L to Work-Clerking for Non-Profit Legal Services Organizations: Know Your Resources**, May 2008—discussed tips and practical advice for students who will be clerking at a non-profit organization after their first year of law school for Suffolk University School of Law on iTunes University
- **Legal Writing for Paralegals**, May 2007—*Drafting and Reviewing Legal Documents*

#### **LAW SCHOOL AND UNIVERSITY SERVICE**

- Law School Promotion and Continuing Appointment Committee (ASU 2017-2019)
- University Promotion and Continuing Appointment Committee (ASU 2014-2018)
- Dean's Designee for Honor Code Investigations (ASU 2014-2016)
- Committee on Outcomes and Assessments (ASU 2014-2016)
- Mentor, Sun Devil for Life Student Athlete Program (ASU 2015-2016)
- Judging Panel for Law Library Research Award (ASU 2013-2019)
- Site Coordinator, LWI Workshop at ASU (2013)
- Conference Co-Chair, Rocky Mountain Regional Legal Writing Conference (2011-2012)
- Appointments, Promotions, and Tenure Committee (Hamline 2009-2010)
- Admissions Committee (Hamline 2007-2010)



- University Sub-Committee on Cultural Competency (for the Diversity Integration Standing Committee) (Hamline 2009-2010)

### **STUDENT ADVISING**

- Asian Pacific American Law Student Association (ASU 2013-Present, Hamline 2008-2010)
- Student Intellectual Property Law Association (Hamline Fall 2009)

### **GRANTS**

- Pakistan Legal Education Support Project, ASU
- Program Recipient (member of grant writing committee), ALWD Visiting Scholars Grant to bring a national scholar to the University to speak on issues related to the advancement of legal writing in law practice and legal education
- Recipient, Learning Outcomes Assessment Grant to develop a pre-assessment to help students evaluate their level of competency with Hamline University School of Law's learning outcomes prior to law school
- Recipient, grant to attend Hamline University's Race, Gender, and Beyond Summer Institute to develop curriculum and programs that increase service learning, cultural awareness, and diversity in the classroom and throughout the University

### **BAR ADMISSION**

**State of Minnesota, 2005**

### **EDUCATION**

**Juris Doctor, *Magna cum Laude*, May 2005**

Hamline University School of Law, Saint Paul, MN

#### *Honors*

Senior Associate/Associate, *Hamline Journal of Public Law and Policy* (Larry A. Bakken Scholarship for Excellence in writing and editing), Presidential Scholar, Constance L. Bakken Research Fellowship, Dean's List, Nathan Burkan Copyright Contest Award Winner

#### *Activities*

Asian-Pacific American Law Student Association (Co-President), Negotiation Moot Court, Minnesota Justice Foundation, Germany/Greece Summer Study Abroad

**Master of Library and Information Science**, May 20, 2006  
Dominican University at the College of St. Catherine, Saint Paul, MN  
GPA in Library Coursework: 4.0

*Honors*

American Library Association Spectrum Scholar, National Chancellor's List

**Bachelor of Arts**, Highest Honors, Political Science, 2000  
University of Wisconsin-La Crosse, La Crosse, WI

**OTHER RELEVANT EXPERIENCE**

**CLE Presenter/Consultant**, ongoing

Various

Present on current topics relevant to practicing attorneys focusing on skills such as writing, speaking, advocacy, and legal analysis.

**Mediator**, August 2009-2010

Southeastern Minnesota

Mediated disputes in a variety of areas including property, landlord/tenant, family, contracts, and intellectual property.

**Associate Attorney**, April 2006-July 2007

Wendland, Utz, Stahl, & Mintz, Ltd., Rochester, MN

Practicing attorney in the areas of real estate, commercial law, business entities, and estate planning. Litigation and transactional experience. Participation in administrative tasks such as client billing, and negotiation of Westlaw Account.

**Attorney Editor**, October 2005-March 2006

Thomson West, Eagan, MN

Classify notes of court decisions that reference Texas statutes in the reference notes for those statutes. Westlaw research and legislative history research for database updating.

**Legal Research and Writing Teaching Assistant**, Fall 2004

Hamline University School of Law, St. Paul, MN

Taught legal research and citation basics to first year law students in a lab classroom setting. Served as a tutor to students on different writing assignments.

**Library Fellow, August 2004-May 2005**

Hamline University School of Law Library, St. Paul, MN

Performed reference librarian tasks such as conducting reference interviews, assisting patrons with using library resources, and aiding patrons with research questions. Performed circulation desk duties.

**Research Assistant, August 2003-May 2005**

Hamline University School of Law, St. Paul, MN

Performed various research and writing tasks as requested by supervising professor. Helped professor correct citations in first year students' legal writing assignments and helped to create legal writing problem for appellate brief assignment.

**Law Clerk, January 2003-April 2003 and August 2004-December 2004**

Dodge County Attorney's Office, Mantorville, MN

Researched and composed legal memoranda and briefs and drafted complaints. Provided assistance to the County Attorney and the Assistant County Attorney with client/victim interviews and preparation for court appearances.

**Law Clerk, May 2003-August 2003**

Legal Assistance of Olmsted County, Rochester, MN

Conducted client interviews and intake. Courtroom representation. Researched and composed motions, court orders, and other court documents. Composed client letters. Assisted attorneys with client contact and preparation for court appearances.

**Service Manager, February 2001-July 2002**

Wells Fargo Bank, Rochester, MN

Managed branch location of a retail bank. Hired and trained tellers and lead tellers. Provided customer service. Recipient of quarterly sales awards in each full quarter of employment. Other positions held include lead teller and customer service representative.

**COMMUNITY BOARD MEMBERSHIPS**

- **Chair of Various Committees**, Kyrene de la Colina Parent Teacher Organization (2011-2013)
- **Various Positions**, Legal Assistance of Olmsted County (2006-2010)  
Participated in hiring of executive director of organization. Member of executive committee; previously held the offices of President, Vice President, and Immediate Past President; Chair of Volunteer Committee. Assisted in decisions regarding budgets, grants, and other financial considerations.

- **Vice President**, Mantorville Theatre Company (2002-2005, 2010)  
Assisted in the selection and management of the theatre season and in the planning and budgeting aspects of the theatre for three years.

#### **COMMUNITY ACTIVITIES AND INTERESTS**

- Volunteer Attorney/Mediator, Legal Assistance of Olmsted County, Rochester, MN
- Judge, Minnesota State Bar Association Mock Trial Program and National Intercollegiate Mock Trial Competition
- Volunteer, Mantorville Theatre Co., Mantorville, MN
- Leukemia & Lymphoma Society Fundraising Events, Rochester, MN
- Tap dancing, triathlons, and book club