

ANDREW L. ADLER

LEGAL EXPERIENCE

FEDERAL PUBLIC DEFENDER, SOUTHERN DISTRICT OF FLORIDA | Miami, FL
Assistant Federal Public Defender; Appellate Division | 2015-Present

BOIES, SCHILLER & FLEXNER LLP | Fort Lauderdale, FL
Litigation Associate | 2012-15

HON. KATHLEEN M. WILLIAMS, U.S. DISTRICT COURT, SOUTHERN DISTRICT OF FLORIDA | Miami, FL
Law Clerk | 2011-12

HON. ROSEMARY BARKETT, U.S. COURT OF APPEALS, ELEVENTH CIRCUIT | Miami, FL
Law Clerk | 2010-11

HON. PETER T. FAY, U.S. COURT OF APPEALS, ELEVENTH CIRCUIT | Atlanta, GA
Law Clerk | 2008-09

U.S. COURT OF APPEALS, ELEVENTH CIRCUIT | Atlanta, GA
Staff Attorney | 2007-08; 2009-10

HON. ALAN S. GOLD, U.S. DISTRICT COURT, SOUTHERN DISTRICT OF FLORIDA | Miami, FL
Judicial Intern | Summer 2006

TEACHING EXPERIENCE

SHEPARD BROAD COLLEGE OF LAW, NOVA SOUTHEASTERN UNIVERSITY | Fort Lauderdale, FL
Adjunct Professor | Fall 2014, 2015 | Judicial Opinion Writing

UNIVERSITY OF MIAMI SCHOOL OF LAW | Coral Gables, FL
Adjunct Professor | Spring 2010 | Cultural Property & Heritage Law (with Prof. Stephen K. Urice)
Guest Lecturer | Fall 2012 | Elements

EDUCATION

UNIVERSITY OF MIAMI SCHOOL OF LAW, J.D., magna cum laude, 2007

AWARDS: Order of the Coif
 Soia Mentschikoff Award for Excellence in Scholarly Writing (best Note)
 Dean's Merit Scholarship
 Book Awards: Torts & European Union Law

ACTIVITIES: *University of Miami Law Review*, Articles & Comments Editor (Vol. 61)
 University of Miami Law Review, Editor (Vol. 60)
 Research Assistant, Prof. Stephen K. Urice

EMORY UNIVERSITY, B.A., in Political Science, 2004

GPA: 3.81/4.00
MINOR: Spanish

PUBLICATIONS

Revisiting the Florida Supreme Court's Conflict Jurisdiction to Review Per Curiam Affirmances Signaling Contrary Authority,

FLORIDA BAR JOURNAL, Vol. 89, Issue 10 (December 2015)

Extended Vacancies, Crushing Caseloads, and Emergency Panels in the Federal Courts of Appeals,

16 JOURNAL OF APPELLATE PRACTICE & PROCEDURE 163 (2014)

A Tribute to Justice Arthur J. England, Jr.: Father of Florida's Modern-Day Appellate Judicial Structure,

FLORIDA BAR JOURNAL, Vol. 88, Issue 2 (February 2014)

Focus, Eight Years and Counting: The Longest Current Judicial Vacancy and the Political Dynamic That Produced It,

96 JUDICATURE 125 (November/December 2013)

The Non-Waivability of AEDPA Deference's Applicability,

67 U. MIAMI L. REV. 767 (2013)

Retaining Federal Jurisdiction Over Settlement Agreements After Shaz,

FLORIDA BAR JOURNAL, Vol. 87, Issue 4 (April 2013) (with Brian W. Toth)

Benefitting from Bonner: The Enduring Significance of Former Fifth Circuit Decisions in Eleventh Circuit Jurisprudence,

THE RECORD—APPELLATE PRACTICE SECTION OF THE FLORIDA BAR, Vol. 19, Issue 2 (Summer 2012)

Resolving the Disjunction Between Cultural Property Policy and Law: A Call for Reform,

64 RUTGERS L. REV. 117 (2011) (with Stephen K. Urice)

Assembly Bill 2765: California's Latest Foray into Holocaust Art Litigation,

1 CULTURAL HERITAGE & ARTS REVIEW 8 (edited by the American Society of International Law) (Fall/Winter 2010)

Book Review, PATRICK J. O'KEEFE, COMMENTARY ON THE 1970 UNESCO CONVENTION (2d ed. 2007),

15 ART ANTIQUITY & LAW 281 (2010)

Case Note, *Von Saher v. Norton Simon Museum of Art at Pasadena: California's Temporary Suspension of the Statute of Limitations in Holocaust Art Cases Violates the Foreign Affairs Doctrine,*

17 INT'L J. CULTURAL PROPERTY 109 (2010)

An Unintended and Absurd Expansion: The Application of the Archaeological Resources Protection Act to Foreign Lands,

38 NEW MEXICO L. REV. 133 (2008)

Expanding the Scope of Museums' Ethical Obligations with Respect to Nazi-Looted Art: Incorporating Restitution Claims Based on Private Sales Made as a Direct Result of Persecution,

14 INT'L J. CULTURAL PROPERTY 57 (2007)

Runner-up, Holocaust Remembrance Essay Award, University of Alberta Faculty of Law

Update: Repatriation/Antiquities Disputes of 2006,

LEGAL ISSUES IN MUSEUM ADMINISTRATION 599 (edited by the American Law Institute & American Bar Association) (2007) (with Stephen W. Clark)

Note, *The Notice Problem, Unlawful Electronic Surveillance, and Civil Liability Under the Foreign Intelligence Surveillance Act,*

61 U. MIAMI L. REV. 393 (2007)

NOTABLE CASES

United States v. Iguaran, 821 F.3d 1335 (11th Cir. 2016) (holding that plain error review does not apply to jurisdictional errors; vacating and remanding guilty plea for failure to establish that vessel involved in drug conspiracy was subject to the jurisdiction of the United States)

Halliburton Co. v. Erica P. John Fund, Inc., 573 U.S. ___, 134 S. Ct. 2398 (2014) (declining to overrule *Basic v. Levinson*, 485 U.S. 224 (1988), a landmark securities law precedent endorsing the fraud-on-the-market presumption of reliance critical to the viability of securities-fraud class actions) (principal associate representing respondent)

- Daily Business Review: Finalist, Most Effective Lawyers in Appellate Category (2014)

Armstrong v. Exceptional Child Center, Inc., 575 U.S. ___, 135 S. Ct. 1378 (2015) (brief for several medical associations as *amici curiae* supporting private enforcement of the Medicaid Act's "equal access" provision)

Jackson v. Warden, Rutledge State Prison, et al., 623 Fed. App'x 949 (11th Cir. June 29, 2015) (vacating and remanding dismissal of state prisoner's § 1983 civil rights action for failure to exhaust administrative remedies)

In re Swisher Hygiene, Inc. Sec. & Derivative Litig., 2015 WL 4132157 (W.D.N.C. July 8, 2015) (granting motion to dismiss all federal securities claims brought against former President and CEO of public company based on alleged accounting irregularities)

PROFESSIONAL & CIVIC INVOLVEMENT

Florida Bar, Appellate Court Rules Committee (2014-)

Florida Bar, Appellate Practice Section (2013-)

Judge, Moot Court Competitions, University of Miami School of Law (2011-13)

Board of Directors, Fort Lauderdale Historical Society (2013-14)

PANELS & PRESENTATIONS

Presenter, *Johnson v. United States: The Gift that Keeps Giving* (with Brenda G. Bryn)
Southern District of Florida, Criminal Justice Act Conference, Naples, FL (June 10, 2016)

Lecturer, Judicial Internship Workshop
Shepard Broad Law Center, Nova Southeastern University (May 10, 2014)

Panelist, Roundtable on Reform: U.S. Cultural Property Policy, Law, and the Public Interest
National Press Club, Washington, D.C. (April 30, 2014)

Panelist, Reform of U.S. Cultural Property Policy: Accountability, Transparency, and Legal Certainty
Cardozo School of Law, New York, NY (April 10, 2014)

Panelist, Judicial Clerkships
University of Miami School of Law (Jan. 29, 2014; March 22, 2012)

Panelist, A View from the Law Clerks
Federal Bar Association, Broward Chapter (June 13, 2012)

Presenter, Unveiling the Executive Branch's Extralegal Cultural Property Policy, Faculty Speaker Series,
University of Miami School of Law (September 1, 2010) (with Stephen K. Urice)

BAR ADMISSIONS

Florida, 2007

U.S. District Court, Southern District of Florida, 2011

U.S. Court of Appeals, Eleventh Circuit, 2013

U.S. Supreme Court, 2014