

BIOGRAPHICAL MEMORANDUM

Joseph W. Little

May 2002

1. **Personal Data**

Address: 3731 N.W. 13th Place,
Gainesville, FL 32605

Telephone: (352) 372-5955 (home)
(352) 392-2211 (work)

Date of Birth: March 15, 1935

Place of Birth: Asheville, North Carolina

Marital Status: Married to Lucille A. Little;
one child born 1980

2. **Employment Record**

September 1967 - Present -- Faculty, College of Law, University of Florida. Assistant Professor, 1967; Associate Professor 1968; Professor 1971; Professor and Alumni Research Scholar, 1994. Summers of 1968, 1969, and 1971 spent in residence, The University of Michigan Highway Safety Research Institute. Summers of 1970 and 1971 spent conducting a research project on the administration of justice under a grant from the Council on Law-Related Studies. Summer of 1972 and 1973 spent conducting a research project on the impact of Florida no-fault automobile reparation law under a grant from the Council on Law-Related Studies. Member, study group, Academic Task Force for Reform of Tort and Insurance Law, 1986-88.

July - August 2000, Visiting Professor of Law, Stellenbosch University, South Africa.

July - August 1996, Visiting Professor of Law, Stellenbosch University, South Africa.

July - August 1994, Visiting Professor of Law, Stellenbosch University, South Africa.

November - December 1988, Visiting Professor of Law, University of Peking, Beijing, China.

September - October 1988, Visiting Fellow, Wolfson College, Oxford University, England.

July - September 1988, Visiting Professor of Law, University of Natal, Pietermaritzburg, Natal, South Africa.

March - June 1981, Visiting Professor of Law, Monash University, Melbourne, Australia.

June - August 1981, Visiting Professor of Law, University of Auckland, Auckland, New Zealand.

Fall, 1966 - September 1967 - Researcher, The University of Michigan Highway Safety Research Institute.

Summer 1965 - 1966 - Secretary-Treasurer and Chief Counsel, Polhemus Associates, Inc., Ann Arbor, Michigan. Also private practice of law, Ann Arbor.

Summer 1964 - Summer 1965 - Associate Sutherland, Asbill and Brennan, Atlanta, Georgia. Also, I n s t r u c t o r i n mathematics, Georgia State College, Atlanta.

1961 - 1964 - Navigation Systems Engineer, Navigation and Control Systems Laboratory, The University of Michigan Institute of Science and Technology.

1961 - 1963 - Resident Advisor Hinsdale House, East Quadrangle, Office of Student Affairs, The University of Michigan.

1960 - 1961 - Graduate Assistant, Department of Mechanical Engineering, Worcester Polytechnic Institute, Worcester, Massachusetts.

3. **Academic Record**

Duke University - B.S.M.E. 1957 (Summa Cum Laude).

Worcester Polytechnic Institute - M.S.M.E. (Nuclear

Option)1961 (Highest Honors).

The University of Michigan School of Law - Juris Doctor 1963.

4. **Academic and Professional Information**

A. **Teaching Interests**

Torts; Local government law; State and Local Taxation; United States and State Constitutional Law; Workers' Compensation and Employment Legislation; Labor; Torts and Reparations Systems Reform; Property; Environmental Law; Administrative Law; Comparative Constitutional Law and History.

B. **Research Interests**

Wide and general, but particularly in questions concerning public law, torts and the actual effects, including unintended effects, of law in operation.

C. **Professional Information**

Continuing member Phi Beta Kappa, Sigma Xi.

Admitted to practice law, Florida, Georgia, Michigan, District of Columbia.

Founding member and trustee, Florida Attorneys' Bar Association, Inc., 1994-2002.

D. **Public Service, Non Governmental**

Participant, Inmate Grievance Hearing Officer, The Florida Bar, 1981-83

Member, Board of Directors, Alachua County Chapter American Red Cross 1977 - 1988

President, Alachua County Audubon Society 1973

Trustee, Florida Defenders of the Environment 1977 - present (Legal Chairman, 1970 - present; vice president present.)

Trustee, Florida Environmental Information Center 1978

Member, Board of Directors, Hippodrome State Theater, 1981-1990 (Co-Chairman, 1986-87)

Member, numerous environmental organizations and local ad-hoc civic committees

Member, The Florida Bar Committees on Professional Ethics (1979 - present), Student Education and Admissions Committee (1978 - present), Judicial Evaluation Committee (1985 - 1993, 1995 - present) (Acting Chairman, 1989)

Member, School Advisory Committee, Eastside High School, Gainesville, Florida, 1995-1998.

E. Member, Alachua County Health Facilities Authority, 1985-1996 (Vice-Chairman, 1986-87, Chairman 1988-90, Secretary 1994,) Assistant Secretary 1995, 96).

Member, City of Gainesville Charter Review Committee, 1986-94, 2000 (Chairman 1988-1994, 2000-2.)

Member, City of Gainesville Blue Ribbon Committee on Affirmative Action, 1999-2002.

City Commissioner, City of Gainesville 1972-78

Mayor-Commissioner, City of Gainesville 1975/1976

Chairman, National League of Cities Environmental Quality Committee 1977/1978

Chairman, Florida League of Cities Florida Constitution Revision Committee 1977/1978

Chairman, League of Cities Environmental Quality Committee 1975-1976

Member, Florida Unemployment Compensation Insurance Advisory Council 1976-1978

Member, Public Advisory Committee, Utilities Element, State Comprehensive Plan 1977

Chairman, Gainesville-Alachua County Regional Utilities Board
1976-1977 (Member, 1973-1978)

Chairman, Gainesville Alachua County Regional Transportation
Board 1977 (Member 1974-1978)

Member, Board of Directors, North Central Florida Regional
Planning Council 1974-1978

Candidate, Democratic Nomination for Secretary of State of
Florida 1978

Member, Transportation Research Board Legal Task Force on Tort
reform, 1986-87 (Co-Chairman, Legislation Subcommittee)

5. **Writings and Publications**

A. **Books**

Workers' Compensation (West 1999, Fourth Edition) with
Eaton and Smith

Torts: The Civil Law of Reparation for Harm Done by
Wrongful Act (casebook) (Matthew Bender and Company, 1997)
(with Lyrissa Barnett Lidsky).

Comparative Negligence (Treatise) (Matthew Bender and
Company, December 1984) (One of several co-authors)

Franchising and Licensing of Public Services in Florida
(D&S Publishers, January, 1984) (with Coffey and McPherson)

The Employment Relation, 1974 (with W. Malone and M.
Plant) (West)

Administration of Justice in Drunk Driving and other
Quasicriminal Traffic Offenses - The Vermont Experience,
The University of Florida Press (1975)

1977 Supplement to The Employment Relation (1976) (West)

No-Fault Automobile Insurance in Action, 1977 (with
Widiss, Clark and Jones). (Oceana)

Model Land Development Code and Legal Analysis,
University of Florida College of Law Center for Governmental
Responsibility (with J. McPherson and D. Coffey)

Worker's Compensation and Employment Rights, (West 1980),
with W. Malone and M. Plant.

Chapter 4, Recreation Boating Law, Benedict on Admiralty
(Matthew Bender 1992-1999; 2000 in publication) with Herb.

Florida Constitutional Law, with supplement (University
of Florida College of Law, 2002, and preceding years.)

Local Government Law and Finance, with supplement
(University of Florida College of Law, 2002, and preceding
years.)

B. Articles and Reports

"*Election Disputes and the Constitutional Right to Vote*,"
13 J. of Law and Public Policy 37 (2001).

"*Teaching Torts, Introduction to the Law of Torts*," 45 St.
Louis Law Review 715 (2001).

"*The Need to Revise the Florida Constitution Revision*
Commission," 52 Fla. L. Rev. 475 (2000).

"*Does Direct Democracy Threaten Constitutional Governance in*
Florida?", 24 Stetson Law Rev. 395 (1995).

"*Affirmative Action: Legal Bases and Risks in the United*
States and South Africa", 5 Stellenbosch L. Rev. 262(1994).

"*The Place of Consumer Expectations in Product Strict*
Liability
Actions for Defectively Designed Products", 61 Tennessee Law
Rev., 1189 (1994)

"*The Preliminary Draft of a Proposed Restatement (Third) of*
Torts: Products Liability - Letter", 15J. Products & Toxics
Liability 187 (1993).

"Textual History of the Florida Declaration of Rights", 22 Stetson L. Rev. 549 (1993) (with S. Lohr).

"Ethics, Political Beliefs & Governmental Compulsion", 1 Professional Ethics 101 (1992).

"The Historical Development of Constitutional Restraints on the Power of Florida Governmental Bodies to Borrow Money", 20 Stetson L. Rev. 647 (1991).

Co-author with Joseph Metzger, "Judging the Judges; The Model Judicial Evaluation Plan", 43 Fla. B.J. 98 (1989).

"Proposition 4: Regulating Meetings Involving Legislators", University of Florida, Civic Information Series, No. 70, 1990.

Book Review, South Africa: Human Rights and The Rule of Law, London, 1988, 65 International Affairs 375 (1989).

"Eliminating the Fallacies of Comparative Negligence and Proportional Liability", 41 Alabama Law Review 13 (1989).

"An Overview of the Historical Development of the Judicial Article of the Florida Constitution", 19 Stet. L.R. 1 (1989).

"Reducing Noneconomic Damages by Trick", 26 San Diego Law R. 1017 (1989)

"Affirmative Action in the U.S., Theory and Practice", Reality, November 1988.

"Impeachment of County Judges", Public Administration Clearing Service, University of Florida, Civic Information Service, No. 69, 1988.

Co-author, numerous reports and recommendations Florida Academic Task Force on Reform of Insurance and Tort Systems, 1987-88.

"Up With Torts", 24 San D.L.Rev. 861 (1987).

"Abolishing Financial Disclosure to Improve Government", 16 Stetson L.Rev. 633 (1987).

Model Municipal Land Use Ordinances with Legal Analysis (with D. Coffey, and J. McPherson, 1987 (Prepared by the University of Florida center for Governmental Responsibility for the League of Cities and the Florida Board of Regents.

"Restricting Legislative Amendments to the Constitution", 40 Fla. Law Rev. (1984), reprinted 9 Journal of Products Liability 37 (1986).

"Section 1983 Liability of Municipalities and Private Entities Operating Under Color of Municipal Law", 14 Stetson L.R. 565 (1985) (with J. McPherson and W. Healy).

Co-author, "Who's to Judge? Part II", 58 Fla. Bar J. 21 (1984)

"The Law of Sentencing as Public Ceremony", 35 U. of Fla. Law Rev. 1 (1983)

"Erosion of No-Duty Negligence Rules in England, the United States, and the Common Law Commonwealth Nations," 20 Houston Law Rev. 959 (1983).

"Justice for Luigi", 7 J. Legal Prof. 153 (1982)

"The Workload of the United States Supreme Court: Ruling the Pen with the Tongue", 6 J. Legal Prof. 51 (1981)

"Arbitrating Public Employment Disputes", 68 A.B.A.J. 1100 (1982)

"Skills Training in the Torts Courses", 31 J. Leg. Ed. 614 (1982)

"A Plan for Setting Law Teachers Salaries", 31 J. Leg. Ed. 1 (1981)

"Regulation of the Bar: What's Missing in Florida", 15 Fla. Bar J. 381 (1981)

"Drinking, Driving and the Law", 12 Criminal Justice Abstracts 261 (1980)

"Affirmative Action: A Measure of Inherent Transience", 31 U.

Fla. L. Rev. 671 (1979)

"Federal Regulatory and Legal Aspects", with L. Capehart, chapter in Coal Burning Issues (U. Presses of Fla. 1980)

"The United States Supreme Court and Land Use Regulation; The Latest Round", 52 Tulane L. Rev. 476 (1978)

"In Defense of the 1968 Florida Constitution's Statement on Sovereignty Immunity", 52 Fla. Bar. J. 660 (1978).

"Capitalization of the Sun", Proceedings, Helios: From Myth to Solar Energy, The Institute for Humanistic Studies, State University of New York at Albany, 16-18 1978

"The Role of the Courts in Motor Vehicle Safety Design Decisions: Reviewing Federal Safety Standards and Adjudicating Civil Liability for Defectively Designed Vehicles", Proceedings, of the 5th International Conference on Highway Safety, 1978.

"Constitutional Protection Afforded Arrested Drunk Drivers", Proceeding, Conference on National Standards for Drinking-Driving Cases, Sponsored by the American Bar Association in Cooperation with the Institute for Research in Public Safety, Indiana University, Oct. 13-14, 1978.

"National Safety Council Report: Current Issues Pertaining to Implied Consent and Post Arrest Breath Test Law", Prepared for the National Safety Council and the U.S. Dept. of Transportation, Sept. 1978. (with Bradley S. Hartman).

"Recent Developments in the Law of Torts - A Critique of No-Fault Reparation for Traffic Crash Victims", 51 Ind.L.J. 635 (1976)

Co-author, "Who's to Judge?", 57 Florida Bar Journal 375 (1973)

Co-author, "Feasibility Study for Placement of VORTAC at Sea", Final Report, Contract No. ARDS-499 Federal Aviation Agency (1963)

Co-author, "Study of Aircraft Separation Criteria", Final Report, Contract No. FA-WA-4361, Federal Aviation Agency (1964)

Co-author with Wm. K. Hall, "The Association of Accident Severity and Frequency with Vehicle Age", Accident Analysis and Prevention 1970

"Common Law Fault as a Core Issue in the Automobile Insurance Controversy", 24 Traffic Quarterly 91 (1970)

"Federal Politics in State Vehicle Inspection Safety Programs," 1969 Law and The Social Order 341 (1970). An earlier version was first published as "Politics and Vehicle Inspection in the United States", C.I.D.I.T.V. Bull. 35, Fonds d'Etudes et de Recherches Relatives au Problem de la Securite Routiere, Brussels (1968)

"Challenges to Humanitarian Legal Approaches for Eliminating the Hazards of Drunk Alcoholic Drivers", 4 Georgia L. Rev. 251 (1970). Republished by the Practicing Law Institute. Also published in a slightly different form in Proceedings, Community Response to Alcoholism and Traffic Crashes, The University of Michigan, 1970

"The Status of the Law as a Tool for Protecting the Environment", 57 Fla. Medical Ass'n J. 19 (1970)

"A Theory and Empirical Study of What Deters Drinking Drivers. If, When and Why!" Part I, 23 Admin. L. R. 23 (1970), Part II, 23 Admin. L. R. 169 (1971)

"Uncertainties in Evaluating Periodic Motor Vehicle Inspection by Death Rates" 2 Accident Analysis and Prevention 301 (1971)

"New Attitudes About Legal Protection for the Remains of Florida's Natural Environment", 23 Florida L. Review 459 (1971)

"Laying the Foundation for the Sophisticated Environmental Strategies: A Florida Case Study", 1 Columbia J. Of Env. Law, 110 (1974).

"Open Government Laws: An Insider's View", 53 N.C.L. Rev. 451 (1975), (with Tom Tompkins)

"Constitutional Protections of Convicted DWI Offenders Selected to Receive Special Sanctions - Alcohol Countermeasures Literature Review", Final Report, Contract No. DOT-HSS-371-3-786, 1974, (with G. Young and S. Selk)

Co-author, "Over Ocean Position Determination Analysis", Final Report, Contract No. ARDS-506, Federal Aviation Agency (1964)

"Aircraft Separation Criteria for the S.S.T.", 18 The J. of Inst. of Navigation (at Royal Geographic Society), 224 (1965)

"Is Compulsory Auto Inspection Stalled?", Trial 10, June/July 1966

"An Engineering Approach to the Mathematics of Celestial Navigation", 14 J. of the Inst. of Navigation 239 (1967)

"Control of the Drinking Driver: Science Challenges Legal Creativity", 54 A.B.A.J. 555 (1968)

"Election Year Politics - Begging the Real Political Questions", 5 Georgia State B.J. 239 (1968)

"Legal Strategies for Achieving Environmental Goals: A Florida Case Study", Chapter in Economics and Decision Making for Environmental Quality, (1974)

"An Empirical Description of the Administration of Justice in Drunk Driving Cases", 1973 Law & Soc. Rev. 473

"Pawns and Processes: A Quantitative Study of Unknowns in Legal Education", 21 J. Legal Ed. 145 (1968)

"Highway Safety Programs and the Public Trust", 22 Traffic Quarterly 469 (1968)

"Who is the Deadly Drinking Driver?", 59 J. Criminal Law, Crim. and Pol. Science 619 (1968)

"A Case for Eliminating Penalties from Federal Highway Safety

Aid Provision", 21 Admin. Law Review 425 (1969). Reprinted 1 Transportation L. Rev. 157 (1969)

"Statistical Morality, Law and Tomorrow's World", 21 Fla. L. Rev. 442 (1969)

"Research on Body Transplants", 48 Mich. State Bar J. 11 (1969), Reprinted in Business and Legal Problems of Hospitals (1969)

"Responses of the Law in Absorbing and Shifting Risks of losses Stemming from an Increased Number of Small Cars and Other Vehicles", Proceedings of the 3d International Congress on Automotive Safety, Vol. 2, 1974

"Proposed Amendments to the Florida Constitution, Nov. 5, 1974, Florida Election, "Pub. Admin. Clearing Svc., University of Florida, Civic Information Series No. 54, (with C. Donovan and M. Dauer)

"Effects of the Florida Automobile Reparations Reform Act. An Empirical Examination", 9 J. of Law Reform 1 (1976)

"An Overview of the Legal Aspects of Human Experimentation and Research", J. of Forensic Sciences (1976)

"Book Review, Rough Justice", by John A. Robertson, 3 J. of Criminal Justice 70 (1975)

6. **Scholarly Awards**

President's Scholar, University of Florida, 1979-80 "The Relationship Between Energy and Democratic and Humane Qualities of Legal institutions."

Co-winner, Edward Speno Award for Best Paper, Fifth International Congress on Automotive Safety, Cambridge, MA 1977.

Percy and Betty Wagner Fund Award, American Institute of Real Estate Appraisers, 1979.

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