

DANIEL J. CROXALL

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ACADEMIC APPOINTMENTS

- 2016-Present **University of the Pacific, McGeorge School of Law**
Associate Professor of Law
Assistant/ Associate/Full Professor of Law, Legal Practice
Director, Trial and Appellate Advocacy Concentration
- Courses Taught: Civil Procedure I, Civil Procedure II, Evidence, Craft Beer Law, Professional Responsibility, Global Lawyering Skills I - III, The Legal Profession, Bar Exam Attack Track, Principles of Legal Analysis I and II, Political Science 175
- 2019-2022 **University of California, Davis, Master Brewers Program**
Instructor (Craft Beer Law)
- 2002-2005 **California Polytechnic State University, San Luis Obispo**
Lecturer in English

LAW REVIEW ARTICLES

Mallory v. Norfolk Southern Railway Co., Due Process and Strange Bedfellows, 89 MO. L. REV. 217 (co-authored with Mike Vitiello) (2024).

Legislative Gifts, 2023 MICH. ST. L. REV. 849 (2024).

Delirium of Disorder: Tension Between the Dormant Commerce Clause and the Twenty-First Amendment Stunts Independent Craft Brewery Growth, 126 PENN. ST. L. REV. 435 (2022).

Arming Goliath: Independent Craft Breweries Are in Jeopardy at the Intersection of a First-Amendment Circuit Split, the Twenty-First Amendment, and the Erosion of Tied-House Laws, 49 FLA. ST. U. L. REV. 157 (2021).

Reimagining Power Imbalance in California's Beer Distribution Laws, 53 U. PAC. L. REV. 571 (2021) (invited article stemming from KCON presentation).

The Emerging Landscape of Craft Beer Law: A Symposium Introduction, 52 U. PAC. L. REV. 761 (2021) (introduction to the first craft beer law symposium and law review volume) (organizer and host).

Independent Craft Breweries Struggle Under Distribution Laws that Create a Power Imbalance in Favor of Distributors, 12 WM. & MARY BUS. L. REV. 401 (2021).

A Storm is Brewing: How Federal Ambivalence Regarding Below-Cost Pricing Turns a Blind-Eye to Antitrust and Monopoly Risk in the Beer Market, 54 LOY. L.A. L. REV. 733 (2021).

Helping Craft Beer Maintain and Grow Market Shares With Private Enforcement of Tied-House and False Advertising Laws, 55 GONZ. L. REV. 167 (2019).

Cheers to Central Hudson: How Traditional Intermediate Scrutiny Helps Keep Independent Craft Beer Viable, 113 NW. U. L. REV. (Online) 1 (2018).

Curriculum Vitae, Daniel J. Croxall

OTHER PUBLICATIONS

Contributing Author, *Global Lawyering Skills*, West Academic Publishing, 2018 (revised 2023).

Inferring Uniformity: Towards Deduction and Certainty in the Miranda Context, 39 U. PAC. L. REV. 1025 (2008) (student note).

Chapter 165: An Ethical Contribution to Poor Californians in Need of Legal Services, 38 U. PAC. L. REV. 21 (2007) (student bill analysis).

WORKS IN PROGRESS

[Article] Currently researching and writing an article regarding alcohol regulation theory and whether temperance continues to be a justifiable basis on which to regulate.

[Article] Currently researching and writing an article examining judicial interpretations of proportionality under the revised Federal Rule of Civil Procedure 26(b)(1).

[Book] *Craft Beer Law and Practice* (on contract with Carolina Academic Press)

This textbook will be the first of its kind. It will explore the substantive law surrounding a craft beer law practice, and it is designed to help lawyers, law students, and brewery owners understand the complex laws and regulations that control craft breweries.

ACADEMIC PRESENTATIONS

McGeorge Dean's Council, Craft Beer and E-commerce, Paper Presentation, January 13, 2024.

Socio-Economics: E-Commerce, Crypto-Assets and Financial Regulation, American Association of Law Schools Yearly Meeting, January 3, 2024 (Panelist and Paper Presenter)

Originalism and Historicism in Civil Procedure, SEALS, July 28, 2023 (presented co-authored law review article in progress analyzing *Mallory v. Norfolk Southern Railway*)

Civil Procedure Roundtable, SEALS, July 28, 2023 (discussant)

Post-Pandemic Issues Facing California Craft Breweries, California Craft Brewers Association, CCBA Annual Summit, March 24, 2022

Craft Beer Law for Businesspersons, UCLA Anderson School of Management, February 26, 2021 (invited speaker)

Contracts in the Twenty-First Century, Statutorily Defined Good-Cause: How State Legislatures Make It Nearly Impossible for a Brewer to Terminate a Distribution Contract, A KCON Zoom Panel, August 14, 2021 (invited speaker)

The Law of Beer: A Multidisciplinary Symposium, University of the Pacific Law Review Symposium, April 23, 2021 (host, organizer, and moderator)

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Craft Beer Law During COVID-19, University of the Pacific, McGeorge School of Law Annual MCLE Presentation, January 29, 2021 (presenter)

Craft Beer Law: A Path to Practice, Harvard Law School, Beeritas Club, November 9, 2020 (invited speaker)

Introduction to Craft Beer Law, U.C. Davis Continuing and Professional Education, October 15, 2020 (speaker)

University of the Pacific Alumni Association, Lunch and Learn: Craft Beer Law in the Time of COVID-19, July 15, 2020 (speaker)

Loyola Los Angeles Law School, Craft Beer Law in the Age of COVID-19, April 13, 2020 (speaker)

Craft Beer Law Seminar, U.C. Davis Master Brewers Program, March 19, 2020 (full day primer of laws and regulations impacting craft breweries) (speaker)

New Horizons: Craft Beer Law and Distribution Contracts, Fifteenth Annual International Conference on Contracts (KCon), February 21, 2020 (invited speaker)

Craft Beer Law and Practice, American Association of Law Schools Yearly Meeting, January 2020 (presenter)

Craft Beer Law for Brewers, U.C. Davis Master Brewers Program, December 11, 2019 (full day primer of laws and regulations impacting craft breweries)

Craft Beer Law Seminar, U.C. Davis Master Brewers Program, March 19, 2020 (full day primer of laws and regulations impacting craft breweries)

Consider a JD Degree to Follow Your Dream, University of the Pacific, September 2018

Things Have Changed Since You Were in Law School: Tips for New Teachers, Legal Writing Institute 2018 Biennial Conference, Marquette University, July 2018 (presenter)

Follow Your Dream With a JD Degree: The Life of a Craft Beer Lawyer, Delta College, December 2017 (speaker)

What Is Craft Beer Law?, University of the Pacific Homecoming, University of the Pacific Stockton Campus, October 2017 (speaker)

The Belote Endowed Capital Lecture, Brews & Bureaucracy: The Emerging Law of Craft Beer, Sacramento, CA, January 2017 (speaker)

PUBLIC MEDIA

Craft Beer Law Prof (blog), www.craftbeerprofessor.com, sole author and administrator

Between a Regulatory Rock and a Hard Place, *The Regulatory Review* (a Publication of the Penn Program on Regulation), March 26, 2024 (scholarship cited and relied on for analysis).

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Meet the Chilean Beer Getting Its Moment in the Limelight Over 20 Years After Losing a Battle with LucasFilm: "It's Creative, but It's Somebody Else's Creativity," Fortune Magazine, March 11, 2024 (interviewed and quoted extensively)

Quoted by ABC General counsel CCBA Summit, March 3, 2023

Law to Fact Podcast, Featured Guest, West Academic Press, March 9, 2023

Santa Rosa's Seismic Brewing Co. Settles Disputes With Big US Beer Wholesaler, The Press Democrat, July 6, 2022 (interviewed and quoted)

Here are 4 Ways You Can Get in Trouble With Alcohol in California You Might Not Know, The Sacramento Bee, February 22, 2022 (interviewed and quoted)

The Capitol Forum, Treasury's TTB Prioritizes Deregulation, Excludes Public Health Analysis in Request for Information, Providing First Glimpse at Coming Fight with FTC and DOJ Over Industry Study, Vol. 9 No. 386, November 4, 2021 (interviewed and quoted)

The Press Democrat, Biden Administration Targets Big Booze as Part of Antitrust Probe, August 13, 2021 (law review article quoted)

ABC News 10, Live Interview Regarding Conflicts of Interests in Probate Court Conservatorships, May 6, 2021 (interviewed)

ABC News 10, Live Interview Regarding Challenges Breweries Are Facing Due to COVID Closures, April 24, 2021 (interviewed)

Capital Public Radio, *Beer Law the Focus of McGeorge Event,* Live Radio Interview, April 22, 2021 (<https://www.capradio.org/articles/2021/04/22/beer-law-the-focus-of-mcgeorge-event-review/>)

Distilling Craft Podcast, *Tied-House Violations,* June 23, 2020 (guest)

The Press Democrat, Napa Valley Vintner Augustin Huneus Admits Guilt in College Admissions Bribery Scandal, May 21, 2019 (interviewed and quoted)

The Full Pint Podcast, Allegedly – Professor Dan Croxall, May 7, 2019 (widely recognized as the most influential craft beer podcast)

Commercial Speech and Craft Beer with Professor Daniel Croxall, Northwestern University Law Review, *Below the Line,* April 2019 (guest)

Comstock's Magazine, The Long Pint of the Law: McGeorge Professor Develops Unique Course on the Legalities Around Craft Beer, Nov. 16, 2018 (available at <https://www.comstocksmag.com/webonly/long-pint-law>)

CAP-Impact Podcast, *California Craft Beer Law,* Interview, Nov. 1, 2018 (guest)

Capital Public Radio, *Insight, Teaching Craft Beer in Law School,* Interview, Sept. 14, 2018 (interviewed)

Chris Funari, *Brewbound, 2018 CA Craft Beer Summit Live Interview,* Sept. 7, 2018 (interviewed)

Curriculum Vitae, Daniel J. Croxall

Pay to Play, Brewed in Maryland, <https://brewedinmaryland.com/tag/tied-house/>, May 21, 2018

Sam Stanton, *He Didn't Like the Beer, so He Filed a Class-Action Lawsuit*, Sacramento Bee, Mar. 19, 2018 (available at <https://www.sacbee.com/latest-news/article205876699.html>) (interviewed and quoted)

Andy Serbe, *Growing Craft Beer Sector Is Potent Legal Practice*, Los Angeles Daily Journal, Nov. 27, 2017, at 1 (interviewed and quoted)

Daniel J. Croxall, *Think You Know Craft Beer Attorneys?*, Los Angeles Daily Journal, May 8, 2017

HONORS AND AWARDS

- 2023 McGeorge School of Law, Julie Davies Professor of the Year, Full-Time Faculty (awarded by class of 2023 graduating students)
- 2021 McGeorge School of Law, Julie Davies Professor of the Year, Day and Evening Divisions (awarded by class of 2021 graduating students)
- 2020 Pro Bono Service Award Recipient, United States District Court for the Eastern District of California
- 2019 McGeorge School of Law, Julie Davies Professor of the Year, Day and Evening Divisions (awarded by class of 2019 graduating students)
- 2015-2018 Northern California Super Lawyers, Rising Star Award (Northern California) (peer nominated award)

REPRESENTATIVE SERVICE

- 2020-2024 Trial and Appellate Advocacy Concentration Director, Pacific Legal Scholars Director, Faculty Advisory Council, Moot Court Coach, Honors & Awards Committee Chair
- 2019-2020 Grading and Advancement Committee, Curriculum Committee, Moot Court Coach (Chicago Bar Association, American Bar Association), Honors & Awards Committee
- 2018 GLS II mentor to new faculty and adjunct faculty
- 2017-2018 Director, Capital Lawyering Concentration
- 2016-Present New York and Chicago National Moot Court Competition, Faculty Coach
- 2016-Present American Bar Association National Moot Court Competition, Faculty Coach
- 2017-Present University of the Pacific, Pacific Legal Scholars Board Member
- 2017-Present Craft Beer Law Society, Faculty Advisor
- 2017-Present Various ad hoc committees at Dean's request, including creation of 2.5 honors program and recruitment programs such as 3 + 3 pathways.
- 2017-Present McGeorge Law Review, Faculty Advisor for numerous students
- 2017 Curriculum Committee, Teaching Methods and Bar Exam Committee

EDUCATION

University of the Pacific, McGeorge School of Law, Evening Division

J.D. (with Great Distinction), May 2008

Honors: Class of 2008 Outstanding Student Achievement Award, Order of the Coif, Order of the Barristers, Traynor Honor Society, Appellate Advocacy Best Brief Award and Oral Advocacy Semi-Finalist

Activities: McGeorge Law Review Primary Comment Editor, National Moot Court Competition Team, Teaching Assistant for Appellate Advocacy, Judicial Extern for the Honorable Frank C. Damrell, District Judge, E.D. Cal.

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California Polytechnic State University, San Luis Obispo

M.A., English, December 2001

B.A., English, December 1999

BAR ADMISSIONS

California (Active)

United States District Court for the Eastern District of California (Active)

The Ninth Circuit Court of Appeals (Active)

LEGAL PRACTICE EXPERIENCE

Croxall Law

Sacramento, CA

Owner

09/2013-08/2017

- Focused on craft brewery representation concerning a wide range of issues including navigating the complex regulatory environment, business formation, intellectual property issues, distribution contracts, employment matters, and litigation

DLA Piper LLP (US)

Sacramento, CA

Litigation Associate

03/2011-08/2013

- Represented individuals and entities in complex civil litigation and white-collar crimes
- Drafted memoranda and briefs, took and defended depositions, assisted at trial, and appeared extensively in court on motion practice
- Engaged in discovery and other case management activities
- 2013 Pro Bono Service Award

Stevens, O'Connell & Jacobs LLP

Sacramento, CA

Litigation Associate

12/2008-02/2011

- Same three-person practice group as with DLA Piper previously and after
- Represented clients in complex civil litigation, intellectual property, elections, and appellate matters, including hearings and alternative dispute resolution
- Assisted in representation of clients in white-collar criminal litigation and governmental investigations
- Drafted motions, briefs, pleadings, legal memoranda, legal correspondence, settlement agreements, and discovery documents

DLA Piper LLP (US)

Sacramento, CA

Law Clerk/Litigation Associate

01/2008-11/2008

- Represented clients in complex civil litigation and white-collar criminal matters
- Researched and drafted legal memoranda, pretrial briefs, and pleadings
- Engaged in discovery and other case management activities

DLA Piper LLP (US)

Sacramento, CA

Summer Associate

05/2007-08/2007

- Performed legal research and drafted legal memoranda, motions, and pleadings
- Attended hearings, mediations, and various training sessions

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Lewis & Bacon, P.C.

Sacramento, CA

Law Clerk

09/2005-12/2006

- Performed legal research and wrote legal memoranda regarding professional liability issues
- Assisted in writing motions and pleadings, including motions for summary judgment

California District Attorneys Association

Sacramento, CA

Policy Analyst/Project Publications Editor

01/2005-09/2005

- Edited and managed six quarterly publications, covering prosecutorial issues related to gang violence, sexual assault, domestic violence, environmental and high-tech crimes, and asset forfeiture
- Wrote and published seven articles within CDAA quarterly publications; drafted press releases

REPRESENTATIVE PROFESSIONAL ORGANIZATIONS AND ACTIVITIES

- Organized and hosted the first craft beer law symposium and oversaw attendant UPLR issue devoted to craft beer law scholarship
- 2021 ALWD Leadership Academy, Graduate
- NITA Faculty, Taking and Defending Depositions, Berkeley Law, 2019
- California Craft Brewers Association, Industry Partner Member, 2013-Present
- American Association of Law Schools, Member, 2016-Present
- Legal Writing Institute, Member, 2016-Present
- American Bar Association, Member, 2016-Present
- School Board Member, Pleasant Grove Joint Unified School District, 2010-2016
- Sacramento Federal Bar Association, Board Member, 2009-2015
- Volunteer judge for various McGeorge moot court events and competition teams