Curriculum Vitae

Michelle M. Mello

Stanford Law School

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education:

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| --- | --- | --- | --- |
| 2000 | Law | J.D. | Yale Law SchoolNew Haven, CT |
| 1999 | Health Policy and Administration | Ph.D. | University of North Carolina at Chapel Hill, NC |
| 1995 | Comparative Social Research | M.Phil. | New College, University of Oxford,Oxford, England |
| 1993 | Political Science, Applied Ethics | B.A. | Stanford University,Stanford, CA |

licensure and certification:

2001- Massachusetts State Bar

academic appointments:

2021- Professor of Law, Stanford Law School, and Professor of Health Policy, Department of Health Policy, Stanford University School of Medicine

2019-21 Professor of Law, Stanford Law School, and Professor of Medicine, Center for Health Policy / Primary Care and Outcomes Research, Department of Medicine, Stanford University School of Medicine

2014-19 Professor of Law, Stanford Law School, and Professor of Health Research and Policy, Stanford University School of Medicine

2014-17 Adjunct Professor of Law and Public Health, Department of Health Policy and Management, Harvard T.H. Chan School of Public Health

2008-14 Professor of Law and Public Health, Department of Health Policy and Management, Harvard School of Public Health

2006-08 C. Boyden Gray Associate Professor of Health Policy and Law, Department of Health Policy and Management, Harvard School of Public Health

2005-06 Associate Professor of Health Policy and Law, Department of Health Policy and Management, Harvard School of Public Health

2006 Visiting Lecturer, Faculty of Law, University of Otago, Dunedin, New Zealand

* 1. Assistant Professor of Health Policy and Law, Department of Health Policy and Management, Harvard School of Public Health

academic affiliations:

2022-23 Faculty Research Fellow, Clayman Institute for Gender Research, Stanford University

2020- Executive Committee, Center for Open and Reproducible Science (CORES), Stanford University

2017- Faculty Fellow, Center for Innovation in Global Health, Stanford University

2014- Affiliated Faculty, Meta-Research Innovation Center at Stanford (METRICS)

2014- Affiliated Faculty, McCoy Family Center for Ethics in Society, Stanford University

2014- Core Faculty, Health Policy PhD Program, Stanford University School of Medicine

2013-14 Residential Lab Fellow, Edmond J. Safra Center for Ethics, Harvard University

2013-14 Faculty Affiliate, Petrie-Flom Center for Health Law Policy, Biotechnology, and Bioethics at Harvard Law School

honors and distinctions:

2022 Ronald C. and Nancy V. Bishop Lecture in Bioethics, University of Michigan.

2022 John A. Benson Jr., MD Professionalism Article Prize, ABIM Foundation.

2021 Open Science Champion Prize, Center for Open and Reproducible Science (CORES), Stanford University

2018 David Barap Brin Visiting Professorship in Medical Ethics, Johns Hopkins University School of Medicine

2017 Dean’s Distinguished Scholar in Law, Washington University School of Law

2015 Department of Health Policy and Management Alumni Leadership Award, Gillings School of Public Health, University of North Carolina at Chapel Hill

2013 Elected to National Academy of Medicine (formerly the Institute of Medicine)

2008-13 Robert Wood Johnson Foundation Investigator Award in Health Policy Research

2010 Roger L. Nichols Excellence in Teaching Award, Harvard School of Public Health

2006 Alice S. Hersh New Investigator Award, AcademyHealth

2005-09 Greenwall Faculty Scholar

2005 Citation for Excellence in Teaching, Harvard School of Public Health

2004 Citation for Excellence in Teaching, Harvard School of Public Health

2000 Delta Omega Honorary Public Health Society, Theta Chapter

1997-99 Beinecke Scholar

1995-97 Kenan Fellow, University of North Carolina

1997 Harry T. Phillips Award for Teaching, University of North Carolina

1995 Graduation with Distinction, Oxford University

1993-95 Marshall Scholar

1993 Lyle and Olive Cook Prize, Stanford University

1993 Graduation with Honors and Distinction, Stanford University

1991 Phi Beta Kappa

1. Cottrell Prize for Political Science, Stanford University

# professional service:

2023 NIH Clinical Center Board of Scientific Counselors

2022- Committee on Community Wastewater-based Infectious Disease Surveillance, National Academies of Sciences, Engineering and Medicine

2021- Mentor, Emerging Leaders in Health and Medicine Scholars Program, National Academy of Medicine

2020- Lancet Commission on Vaccine Refusal, Acceptance, and Demand in the United States

2020 Report Reviewer, National Academies of Sciences, Medicine and Medicine

2019 Report Review Monitor and Coordinator, National Academies of Sciences, Medicine and Medicine

2016-19 Board of Directors, ChangeLab Solutions

2016-17 Committee on Ensuring Patient Access to Affordable Drug Therapies, National Academies of Sciences, Engineering and Medicine

2016- Open Science Expert Panel, Patient-Centered Outcomes Research Institute (PCORI)

2016-17 Committee on Clinical Trials During the 2014-15 Ebola Outbreak, National Academies of Sciences, Engineering, and Medicine

2016-18 External Mentor, NSF ADVANCE Scholar Program for female faculty of color

2015-16 Planning Committee, Second Symposium on Gain-of-Function Research, National Academy of Medicine

2015- Advisory Board, McCoy Family Center for Ethics in Society, Stanford University

2014-19 Technical Expert Panel, Agency for Healthcare Research and Quality Patient Safety Net (AHRQ PSNet)

2014-16 Expert Advisory Group, Patient Safety in Genome Medicine Project (NHGRI ELSI R21 project)

2013 Co-Chair, Working Group on Data Sharing, Multi-Regional Clinical Trials Center at Harvard University

2010-12 Committee on Ethical and Scientific Issues in Studying the Safety of Approved Drugs, Institute of Medicine

2010-11 Study Section, Research on Research Integrity, NIH / DHHS Office of Research Integrity

2009 National Advisory Council Subcommittee on Patient Safety and Medical Liability Reform Demonstrations, Agency for Healthcare Research and Quality

2009-11 Board of Directors, Coalition for Health Services Research

2008-09 Special Emphasis Panel, Research on Ethical Issues in Human Studies, National Institutes of Health

2007-08 Planning Committee, CDC 2008 National Summit on Legal Preparedness for Obesity Prevention and Control

2007-11 Board of Directors, AcademyHealth

2007 Bioethics Ad Hoc Study Section, National Institutes of Health

2003-06 Links with Academia Advisory Group, American Health Lawyers Association

2003 Study Section, National Institute of Neurological Disorders and Stroke

2001-04 Ethics Advisory Committee, Children’s Hospital, Boston

2000-14 Institutional Review Board, Harvard School of Public Health

**professional societies:**

AcademyHealth

Society for Empirical Legal Studies

American Public Health Association

American Society of Law, Medicine and Ethics

**Other public service:**

2023- Member and Volunteer, Young Men’s Service League

2004-09 Executive Committee, Yale Law School

2003-09 Executive Committee, Yale Law School Association of New England

2001-03 Member, Cabot House Senior Common Room, Harvard University

2000-08 Volunteer, Boston Cares

1998-99 Executive Board, Yale Law Women

**Selected administrative responsibilities:**

2022- Co-Director, Stanford Health Policy Summer Internship Program

2022- Member, Strategic Planning Committee, Department of Health Policy, Stanford University School of Medicine

2021-22 Chair, Appointments Committee, Stanford Law School

2018-19 Member, Appointments Committee, Stanford Law School

2017 Member, University Long Range Planning Committee, Stanford University

2014-17 Member, Committee on Joint Degrees, Stanford Law School

2009-15 Key Consultant and Methods Core member, National Program Office, Public Health Law Research Program, Robert Wood Johnson Foundation

2015- Member, PhD Program Executive Committee, Stanford Health Policy

2013-14 Member, MPH Transformation Team, Harvard School of Public Health

2009-14 Member, University-wide Committee on Conflicts of Interest, Harvard University

2008-14 Member, Committee on Higher Degrees in Health Policy, Harvard University

2006-14 Chair, Institutional Review Board, Harvard School of Public Health

2006-14 Director, Program in Law and Public Health, Harvard School of Public Health

2000-14 Master of Public Health Steering Committee, Harvard School of

 Public Health

2012-13 Member, Human Research Protection Program Unification Committee, Harvard University

2011-13 Co-chair and member, Standing Committee on Appointments, Reappointments and Promotions, Harvard School of Public Health

2006-08 Vice Chair, Faculty Council, Harvard School of Public Health

2006-07 Standing Committee on Ethics and Conflict of Interest in Continuing Education, Harvard Medical School

2004-07 Information Technology Advisory Committee, Harvard School of Public Health

2002-04 Resident Scholar, Cabot House, Harvard University

2001-06 Associate Director, Program in Law and Public Health, Harvard School of Public Health

**business and consulting experience:**

2022- Expert witness on behalf Humana (health insurer) in litigation against Celgene Corporation relating to Celgene’s off-label promotion of prescription drugs

2021- Consultant to National Academy for State Health Policy

2020-22 Expert witness on behalf of pharmacy retailers and health plan in Glumetza antitrust litigation

2020-22 Advisor to Verily Life Sciences LLC on product designed to facilitate safe return to work and school during COVID-19

2020 Consultant to National Academy for State Health Policy on pharmaceutical price gouging regulation

2018- Consultant to CVS/Caremark on value-based formulary

2015-16 Consultant to the Medicare Payment Advisory Commission (MedPAC) on medical liability issues

2014 Consultant to CVS/Caremark on tobacco-free pharmacies

2011-12 Consultant to Oregon Health Authority on medical liability reform issues

2010-11 Consultant to James Bell Associates, Inc. on evaluation of AHRQ demonstration project program for medical liability and patient safety

2009-10 Consultant to the Medicare Payment Advisory Commission (MedPAC) on medical liability reform issues

2007-09 Consultant to Common Good on technical assistance to states considering medical liability reform

2007-08 Consultant to New York State Medical Liability Task Force

2006-07 Consultant to American Cancer Society on study of impact of laws relating to breast cancer screening

2006-07 Consultant to American Medical Risk Insurance Company on design of innovative professional liability insurance product

2005-06 Consultant to Robert Wood Johnson Foundation Policy Synthesis Project

2005 Consultant to Washington State Noneconomic Damages Task Force on study of noneconomic damages schedules

2004-05 Consultant to American Hospital Association Task Force on Health Care Liability Reform

2004-05 Consultant to Wyoming Health Care Commission on study of medical liability and patient safety reform commissioned by the Wyoming legislature

2001 Consultant to plaintiffs’ attorneys in *Simon v. Philip Morris Inc.* (consolidated tobacco litigation in the Eastern District of New York).

1999 Summer Associate, Perkins Coie LLP, Seattle, WA

1999 Summer Associate, Miller, Cassidy, Larroca & Lewin, LLP, Washington, DC

1999 Intern, United States Attorney’s Office, New Haven, CT

* 1. Intern, New Haven Legal Assistance Association, New Haven, CT

**Journal Roles:**

2022- Editorial Board, *JAMA Health Forum*

2021- Editorial Board, *Journal of Health Politics, Policy and Law*

2021- Contributing Writer, *JAMA Health Forum*

2020- Editorial Advisory Board, *The Milbank Quarterly*

2015-2020 Editorial Board, *The Milbank Quarterly*

2012-13 Guest Editor, Theme Issue on Public Health Law Research, *Journal of Health Politics, Policy and Law*

2005- Advisory Board on Publication Ethics, *PLOS Medicine* journal

2004-05 Guest Editor, Symposium Issue on Medical Malpractice, *Journal of Law, Medicine & Ethics*

1999-00 Essays Chair, *Yale Law Journal*

1999-00Editor, *Yale Journal of Health Policy, Law, & Ethics*

1998-99 Editor, *Yale Law Journal*

1997-98 Editor, *Yale Journal on Regulation*

**major research interests:**

1. Empirical analysis of health law issues
2. Policies to control COVID-19 and other communicable diseases
3. Medical malpractice litigation, medical errors, and patient safety
4. Pharmaceuticals
5. Bioethics

**research support:**

**Past funding:**

2020-22 Greenwall Foundation

 *Late Career Practitioners: Balancing Patient Safety and Physician Autonomy*

(Co-investigator)

2019-22 Arnold Ventures / Bioethics International

 *Pharma Integrity Index Project*

 (Co-investigator)

2018-19 Stanford University School of Medicine Discovery Innovation Fund

 *Application of Big Data to Medical Malpractice Policy Questions*

 (Principal Investigator)

2018-19 California Tobacco Control Program /ChangeLab Solutions

 *Diffusion of Model Ordinances for Local Tobacco Control in California*

 (Co-investigator)

2018-19 Laura and John Arnold Foundation / Johns Hopkins Bloomberg School of Public Health

 *Johns Hopkins Drug Access and Affordability Initiative*

 (Co-investigator)

2016-19 Alfred P. Sloan Foundation

 *Stanford Data Center for Population and Social Science Research: A Model Data Core*

 (Co-investigator)

2016-19 Laura and John Arnold Foundation / Bioethics International

 *Pharma Integrity Index Project*

(Co-investigator)

2016-17 SUMIT Insurance Company Ltd.

 *Practice Changes Among Physicians Who Incur Paid Claims and Disciplinary Actions*

 (Co-investigator)

2016-17 Stanford University

 *Cybersecurity and Health Information Exchanges*

 (Co-investigator)

2015-16 Greenwall Foundation

 *Clinical Trial Participants’ Attitudes Toward Participant-Level Clinical Trial Data Sharing*

 (Principal Investigator)

2012-16 Beth Israel Deaconess Medical Center

 *Disclosure, Apology and Offer*

(Co-investigator)

2010-16 National Institutes of Health / DHHS Office of Research Integrity

 *Accountability and the Role of the Principal Investigator in Multicenter Trials*

(Co-investigator)

2010-16 Agency for Healthcare Research and Quality

 *New York State Medical Liability Reform and Patient Safety Demonstration Project*

(Co-investigator)

2014-15 Greenwall Foundation

 *Understanding the Lifecycle of Public Opinion of Public Health Laws*

 (Principal Investigator)

2013-15 Agency for Healthcare Research and Quality

 *Comprehensive Patient Safety and Medical Liability Communication and Program Resolution Education Toolkit*

 (Co-investigator)

2008-14 Robert Wood Johnson Foundation

 *Responding Justly to Patients Harmed by Medical Care: Disclosure, Compensation, and Litigation*

(Co-Principal Investigator) (Investigator Award)

2013-14 Edmond J. Safra Center for Ethics, Harvard University

 *Institutional Oversight of Faculty Consulting Relationships*

 (Residential Lab Fellowship)

2010-14 Agency for Healthcare Research and Quality

 *Communication to Prevent and Respond to Medical Injuries: Washington State Collaborative*

(Co-investigator)

2010-13 National Institutes of Health / National Center for Research Resources

 *Restrictive Provisions in Faculty Consulting Agreements*

(Principal Investigator)

2011-13 Greenwall Foundation

 *Moral Legitimacy in Public Health Practice*

(Principal Investigator)

2008-13 National Institutes of Health

 *Harvard Catalyst (Clinical and Translational Science Award)*

(Co-Investigator, Ethics Core)

2010-11 Agency for Healthcare Research and Quality

 *Removing Barriers to Disclosure-and-Offer Models*

(Co-investigator)

2010 Robert Wood Johnson Foundation

 *An Empirical Evaluation of Public Health Law Approaches to Obesity Prevention - Phase II*

(Principal Investigator)

2009-10 Robert Wood Johnson Foundation

 *An Empirical Evaluation of Public Health Law Approaches to Obesity Prevention - Phase I*

(Principal Investigator)

2007-10 Robert Wood Johnson Foundation

 *State Policy Approaches to Fostering Uptake of the Human Papillomavirus Vaccine*

(Principal Investigator)

2005-10 Greenwall Faculty Scholars Program

 *Ethical Issues in the Pharmaceutical Industry*

(Investigator Award)

2007-09 Robert Wood Johnson Foundation

 *Preventing Childhood Obesity: Restricting Advertising and Promotion of Foods and Beverages to Children* (Subcontract from Public Health Law & Policy/Yale University)

(Principal Investigator)

2004-08 Robert Wood Johnson Foundation

 *Design of a Reliable System of Medical Justice*

(Principal Investigator)

2003-06 National Institute of Neurological Disorders and Stroke

*Industry-Sponsored Research Contracts: An Empirical Study of Policies and Practices at Academic Medical Centers (Phase II)*

(Principal Investigator)

2005 Harvard Interfaculty Program for Health Systems Improvement

 *Constitutionality of Administrative Compensation Systems*

(Co-Principal Investigator)

2005 Commonwealth Fund

 *Alternative Approaches to Compensating Medical Injury: Lessons from International Models*

 (Co-investigator)

2004-05 Harvard/Kennedy School Health Care Delivery Policy Program

 *Adverse Event Disclosure Evaluation Project Planning Grant*

 (Principal Investigator)

2001-05 Agency for Healthcare Research and Quality

*Malpractice Insurers Medical Error Prevention Study*

(Co-investigator)

2004 US Agency for International Development

 *Health Enhancing Local Partnerships – Local Government Units Project*

(Co-investigator)

2004 Harvard Interfaculty Program for Health Systems Improvement

 *Caps on Noneconomic Damages: Efficacy and Equity*

(Co-Principal Investigator)

2002-04 Pew Charitable Trusts

*An Empirical Investigation of the Pennsylvania Malpractice Environment* (Principal Investigator)

2002-04 National Institute of Neurological Disorders and Stroke

*Industry-Sponsored Research Contracts: An Empirical Study of Policies and Practices at Academic Medical Centers (Phase I)*

(Principal Investigator)

2002-03 Commonwealth Fund

 *Legal Approaches to Improving the Business Case for Quality*

(Principal Investigator)

2001-02 Harris Interactive/Anderson Consulting

*Strategic Health Perspectives* (Co-investigator)

2001 Harvard Risk Management Foundation

 *Malpractice Insurers Medical Error Prevention Study*

(Co-investigator)

2000-01 National Science Foundation

 *Public Valuation of Lifesaving: The Controllability Issue* (Co-investigator)

* 1. Health Care Financing Administration (Dissertation Grant)

###### Market Penetration, Biased Selection, and Utilization in Medicare HMOs (Principal Investigator)

1996-97 New College, University of Oxford (Thesis Grant)

 *Ethical Issues in “Do-Not-Resuscitate” Decisions*

(Principal Investigator)

**Current funding:**

2022-24 Commonwealth Fund

 *Public Health Powers After COVID-19*

 (Principal Investigator)

2022-23 Stanford University Human-Centered Artificial Intelligence

 *Tort Liability for Harms Arising from Healthcare AI*

 (Principal Investigator)

2019-22 Greenwall Foundation

 *Ethical and Policy Issues for University Data Sharing in the Age of Big Data*

 (Principal Investigator)

2019-23 Laura and John Arnold Foundation / Johns Hopkins Bloomberg School of Public Health

 *Johns Hopkins Drug Access and Affordability Initiative*

 (Co-investigator)

# teaching experience:

2021- *Health Policy Graduate Student Tutorial II*. Stanford University School of Medicine. Course Director.

2015- *Torts*. Stanford Law School. Course Director.

2015- *Health Law: Improving Public Health*. Stanford Law School and Stanford University School of Medicine. Course Director.

2002-14 *Public Health Law.* Harvard School of Public Health. Course Director.

2002-14 *Ethical Issues in International Health Research*. Harvard School of Public Health. Member of course faculty.

2014 *United States Health Policy*. Harvard School of Public Health / EdX. Member of course faculty.

2000-13 *Ethical Basis of the Practice of Public Health: Health Care Delivery*. Harvard School of Public Health. Course Director.

2007-08 *Law and Public Health*. Harvard Law School. Course Director.

2001-03 *Capstone Course in Law and Public Health*. Harvard School of Public Health. Co-instructor.

2000 *Democracy: Conflict, Collective Action, and the State*. Yale University. Teaching Assistant.

1997 *Statistical Methods*. University of North Carolina at Chapel Hill. Course Director.

1997 *Linear Regression*. University of North Carolina at Chapel Hill. Teaching Assistant.

1. *Health Politics and Policy.* University of North Carolina at Chapel Hill. Teaching Assistant.

# bibliography:

**Articles:**

1. **Mello MM**, Jenkinson C. Comparison of medical and nursing attitudes to resuscitation between a British and an American teaching hospital. Soc Sci Med 1998;46:415-24.
2. **Mello MM**. Death, life, and uncertainty: allocating the risk of error in the decision to terminate life support. Yale Law J 1999;109:635-42.
3. **Mello MM**. Of swords and shields: the use of clinical practice guidelines in medical malpractice litigation. Univ Penn Law Rev 2001;149:645-710.
4. **Mello MM**, Brennan TA. The controversy over high-dose chemotherapy with autologous bone marrow transplant for breast cancer. Health Aff 2001;20:101-17.
5. **Mello MM**, Brennan TA. Demystifying the law/science disconnect. J Health Polit Pol’y Law 2001;26:429-38.
6. **Mello MM**, Stearns SC, Norton EC. Do Medicare HMOs still reduce health services use after controlling for selection bias? Health Econ 2002;11:323-40.
7. **Mello MM**. Policing Medicaid and Medicare managed care: the role of courts and administrative agencies. J Health Polit Pol’y Law 2002;27:465-94.
8. **Mello MM**, Brennan TA. Deterrence of medical errors: theory and evidence for malpractice reform. Texas Law Rev 2002;80(7):1595-1637.
9. **Mello MM**. Using statistical evidence to prove the malpractice standard of care: bridging legal, clinical, and statistical thinking. Wake Forest Law Rev 2002;37:821-59.
10. **Mello MM**, Rosenthal M, Neumann PJ. Direct-to-consumer advertising and shared liability for pharmaceutical manufacturers. JAMA 2003;289:477-81.
11. Studdert DM, **Mello MM**, Brennan TA. Medical monitoring for pharmaceutical injuries: tort law for the public’s health? JAMA 2003;289:889-94.
12. **Mello MM**, Studdert DM, Brennan TA. The Leapfrog standards: ready to jump from marketplace to courtroom? Health Aff 2003;22:46-59.
13. Whang E, **Mello MM**, Ashley SW, Zinner MJ. Implementing resident work hour limitations: lessons from the New York experience. Ann Surg 2003;237:449-455.
14. Ransom SB, Studdert DM, Dombrowski MP, **Mello MM**, Brennan TA. Reduced medicolegal risk by compliance with obstetric clinical pathways: a case-control study. Obstet Gynecol 2003;101:751-755.
15. **Mello MM**, Studdert DM, Brennan TA. The new medical malpractice crisis. N Engl J Med 2003;348:2281-84.
16. **Mello MM,** Stearns SC, Norton EC, Ricketts TC. Understanding biased selection in Medicare HMOs. Health Serv Res 2003;38:961-92.
17. **Mello MM**, Studdert DM, Brennan TA. The rise of litigation in human subjects research. Ann Intern Med 2003;139:40-45.
18. Brennan TA, **Mello MM**. Patient safety and medical malpractice: a case study. Ann Intern Med 2003;139:267-273.
19. Burns JP, **Mello MM**, Studdert DM, Puopolo AL, Truog RD, Brennan TA. Results of a controlled clinical trial on care improvement for the critically ill. Crit Care Med 2003;31:2107-2117.
20. Studdert DM, Burns JP, **Mello MM**, Puopolo AL, Truog RD, Brennan TA. Nature of conflict in the care of pediatric intensive care patients with prolonged stay. Pediatrics 2003;112:553-558.
21. Studdert DM, **Mello MM**, Burns JP, Puopolo AL, Galper BZ, Cook EF, Truog RD, Brennan TA. Conflict in the care of patients with prolonged stay in the ICU: types, sources, and predictors. Intensive Care Med 2003;29:1489-1497.
22. **Mello MM**, Brennan TA. Due process in investigations of research misconduct. N Engl J Med 2003;349:1280-1286.
23. Whang EE, Perez A, Ito H, **Mello MM**, Ashley SW, Zinner MJ. Work hours reform: perceptions and desires of contemporary surgical residents. J Am Coll Surg 2003;197:624-30.
24. **Mello MM,** Kelly CN, Studdert DM, Brennan TA, Sage WM. Hospitals’ behavior in a tort crisis: observations from Pennsylvania. Health Aff 2003;22:225-233.
25. **Mello MM**, Rimm EB, Studdert DM. The McLawsuit: the fast food industry and legal accountability for obesity. Health Aff 2003;22:207-216.
26. **Mello MM**, Burns JP, Truog RD, Studdert DM, Puopolo AL, Brennan TA. Decision making and satisfaction with care in the pediatric ICU: findings from a controlled clinical trial. Ped Crit Care Med 2004;5:40-47.
27. Studdert DM, **Mello MM,** Brennan TA. Medical malpractice. N Engl J Med 2004;350:283-292.
28. **Mello MM**, Studdert DM, Brennan TA. The pharmaceutical industry versus Medicaid: limits on state initiatives to control prescription drug costs. N Engl J Med 2004;350:608-613.
29. **Mello MM**, Hemenway D. Medical malpractice as an epidemiological problem. Soc Sci Med 2004;59:39-46.
30. Studdert DM, Yang YT, **Mello MM**. Are damages caps regressive? A study of malpractice jury verdicts in California. Health Aff 2004;23:54-67.
31. **Mello MM**, Studdert DM, DesRoches CM, Peugh J, Zapert K, Brennan TA, Sage WM. Caring for patients in a malpractice crisis: physician satisfaction and quality of care. Health Aff 2004;23:42-53.
32. Studdert DM, **Mello MM**, Brennan TA. Financial conflicts of interest in physician relationships with the pharmaceutical industry: self-regulation in the shadow of federal prosecution. New Engl J Med 2004;351:1891-1900.
33. **Mello MM.** The experience of a community representative on an ethics consult team. J Clin Ethics 2004;15:296-301.
34. **Mello MM**, Kelly CN, Brennan TA. Fostering rational regulation of patient safety. J Health Polit Pol’y Law 2005;30:375-426.
35. **Mello MM**, Kelly CN. Effects of a professional liability crisis on residents’ practice decisions. Obstet Gynec 2005;105:1287-1295.
36. **Mello MM**, Clarridge BR, Studdert DM. Academic medical centers’ standards for clinical-trial agreements with industry. N Engl J Med 2005;352:2202-2210.
37. Studdert DM, **Mello MM**, Sage WM, DesRoches CM, Peugh J, Zapert K, Brennan TA. Defensive medicine among high-risk specialist physicians in a volatile malpractice environment. JAMA 2005;293:2609-2617.
38. Entwistle VE, **Mello MM**, Brennan TA. Advising patients about patient safety: current initiatives risk shifting responsibility. Joint Commission J Qual Patient Safety 2005;31:483-494.
39. **Mello MM**. Managing malpractice crises. J Law Med Ethics 2005;33:414-415.
40. Kelly CN, **Mello MM**. Are medical malpractice damages caps constitutional? An overview of state litigation. J Law Med & Ethics 2005;33:515-534.
41. Irani JL, **Mello MM**, Ashley SW, Whang EE, Zinner MJ, Breen E. Surgical residents’ perceptions of the effects of the ACGME duty hour requirements one year after implementation. Surgery 2005;138:246-253.
42. Breen E, Irani JL, **Mello MM**, Whang EE, Zinner MJ, Ashley SW. The future of surgery: today’s residents speak. Curr Surg 2005;62:543-546.
43. **Mello MM**, Studdert DM, DesRoches CM, Peugh J, Zapert K, Brennan TA, Sage WM. Effects of the malpractice crisis on specialist supply and access to care. Ann Surg 2005;242:621-628.
44. **Mello MM**, Clarridge BR, Studdert DM. Researchers’ views of the acceptability of restrictive provisions in clinical trial agreements with industry sponsors. Accountability in Res 2005;12:163-191.
45. **Mello MM**, Brennan TA. Legal concerns and the influenza vaccine shortage. JAMA 2005;294:1817-1820.
46. **Mello MM**, Powlowski MP, Nañagas JMP, Bossert T. The role of law in public health: the case of family planning in the Philippines. Soc Sci Med 2006;63:384-396.
47. Studdert DM, **Mello MM**, Gawande AA, Gandhi TK, Kachalia A, Yoon C, Puopolo AL, Brennan TA. Claims, errors, and compensation payments in medical malpractice litigation. N Engl J Med 2006;354:2024-2033.
48. **Mello MM,** Studdert DM, Brennan TA. Obesity--the new frontier of public health law. N Engl J Med 2006;354(24):2601-2610.

### Samanta A, Mello MM, Foster C, Tingle J, Samanta J. The role of clinical guidelines in medical negligence litigation: a shift from the *Bolam* standard? Med Law Rev 2006;14:321-366.

1. **Mello MM,** Studdert DM, Kachalia A, Brennan TA. “Health courts” and accountability for patient safety. Milbank Q 2006;84:459-492.
2. Kesselheim AS, **Mello MM.** Medical process patents—-monopolizing the delivery of health care. N Engl J Med 2006;355:2036-2041.
3. Studdert DM, **Mello MM**, Gawande AA, Brennan TA, Wang YC. Disclosure of medical injury: an improbable risk management strategy. Health Aff 2007;26:215-226.
4. Joffe S, **Mello MM,** Cook EF, Lee SJ. Advance care planning among patients undergoing hematopoietic cell transplantation. Biol Blood & Marrow Transpl 2007;13:65-73.
5. Studdert DM, **Mello MM**, Jedrey CM, Brennan TA. Regulatory and judicial oversight of nonprofit hospitals. N Engl J Med 2007;356:625-631.
6. Kesselheim AS, **Mello MM**. Confidentiality laws and secrecy in medical research: improving access to data on drug safety. Health Aff 2007;26:483-491.
7. **Mello MM**, Studdert DM, Schumi J, Brennan TA, Sage WM. Changes in physician supply and scope of practice during a malpractice crisis: evidence from Pennsylvania. Health Aff 2007;26:w425-w435 (web exclusive).
8. Studdert DM, **Mello MM**, Levy MK, Gruen RL, Dunn EJ, Orav EJ, Brennan TA. Geographic variation in informed consent law: two standards for disclosure of treatment risks. J Empirical Leg Stud 2007;4:103-124.
9. Brennan TA, **Mello MM**. Sunshine laws and the pharmaceutical industry. JAMA 2007;297:1255-1257.
10. **Mello MM**, Joffe S. Compact versus contract: industry sponsors’ obligations to their research subjects. N Engl J Med 2007;356:2737-2743.
11. **Mello MM**, Studdert DM, Thomas EJ, Yoon C, Brennan TA. Who pays for medical errors? An analysis of adverse event costs, the medical liability system, and incentives for patient safety improvement. J Empirical Leg Stud 2007;4(4):835-860.
12. **Mello MM,** Studdert DM, Moran P, Dauer EA. Policy experimentation with administrative compensation for medical injury: issues under state constitutional law. Harvard J Legis 2008;45:59-106.
13. **Mello MM**.Rationalizing vaccine injury compensation. Bioethics 2008;22(1):32-42.
14. Kachalia AB, Studdert DM, Brennan TA, **Mello MM**. Beyond negligence: avoidability and medical injury compensation. Soc Sci Med 2008;66(2):387-402.
15. **Mello MM.** Obesity—personal choice or public health issue? Nature Clin Pract Endocrinol Metab 2008;4(1):2-3.
16. Studdert DM, **Mello MM**. When tort resolutions are “wrong”: predictors of discordant outcomes in medical malpractice litigation. J Leg Stud 2008;36(Suppl 2):S47-S78.
17. **Mello MM**, Zeiler K. Empirical health law: the state of the field. Georgetown Law J 2008;96:649-702.
18. **Mello MM**, Studdert DM. Deconstructing negligence: the role of individual and system factors in causing medical injuries. Georgetown Law J 2008;96:599-623.
19. **Mello MM**, Pomeranz J, Moran P. The interplay of public health law and industry self-regulation: the case of sugar-sweetened beverage sales in schools. Am J Pub Health 2008;98:595-604.
20. Yang YT, Studdert DS, Subramanian SV, **Mello MM**. A longitudinal analysis of the impact of liability pressure on the supply of obstetrician-gynecologists. J Empirical Leg Stud 2008;5(1):21-53.
21. Miller FG, **Mello MM**, Joffe S. Incidental findings in human research: what do investigators owe research participants? J Law Med Ethics 2008;36(2):271-279.
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**Under Review:**

1. Jimenez RB, **Mello MM**, Peppercorn J. Patient recording of medical visits—time for institutional policies. Health Aff (Millwood) (under review).
2. Lei C, **Mello MM**. Understanding market shortages of biological products. Yale J Health Law Pol’y Ethics (under revision).
3. McCoy MS, Allen AL, Kopp K, **Mello MM**, Patil DJ, Ossorio P, Wilder M, Joffe M, Emanuel EJ. Ethical responsibilities for companies that process personal data. Am J Bioethics (under revision).
4. Langerman, Hammack-Aviran C, Cohen IG, Agarwala AV, Cortez N, Feigenson NR, Fried G, Grandcharov T, Greenberg CC, **Mello MM**, Shuman AG. Navigating a path towards routine recording in the operating room. Ann Surg 2023 (under revision).
5. Omer SB et al. Increasing Vaccine Uptake in the United States: Recommendations from the Lancet Commission on Vaccine Refusal, Acceptance, and Demand in the USA. Lancet 2023 (under review).
6. Dusetzina SB, Keating NL, **Mello MM**, Huskamp HA. Potential risks to Medicare’s drug price negotiation scheme—the importance of defining generic entry. New Engl J Med 2023 (under review).

##### Selected Presentations, Last 3 Years:

2020 “Why Do Data Use Agreements Take So Long? A Study of Top-50 Research Universities,” Stanford Health Policy Research-in-Progress Seminar, Stanford University School of Medicine, Stanford, CA.

2020 “Ethics of Data and Code Sharing,” Workshop on Scientific Publication Beyond the Text: Sharing Research Objects, Center for Reproducible Neuroscience, Stanford University, Stanford, CA.

2020 “Coronavirus and the Ethics of Quarantine,” Epidemiology Supper Club, Stanford University School of Medicine, Stanford, CA.

2020 “Legal Challenges to Vaccination Mandates,” Vaccine Law and Policy: The Role of the Law from a Health Justice and Human Rights Lens, Yale Law School, New Haven, CT.

2020 “Patients’ Experiences of Medical Error Disclosure and Reconciliation,” Reza Gandjei Memorial Lecture, UCSF Medical Center Medicine Grand Rounds, San Francisco, CA.

2020 “Ethical Issues in the Integration of Digital Technologies into Research and Clinical Care,” An Examination of Emerging Bioethical Issues in Biomedical Research: A Workshop, National Academies of Sciences, Engineering and Medicine, Washington, DC.

2020 “Why Do Data Use Agreements Take So Long? A Study of Top-50 Research Universities,” Standardizing Data Use Agreements, Harvard University, (online).

2020 “COVID-19, Digital Technologies, and the Future of Disease Surveillance,” Center for Law & Biosciences Workshop, Stanford Law School (online).

2020 “Federalism and the U.S. Response to COVID-19,” Freeman Spogli Institute for International Studies Webinar, Stanford University (online).

2020 “COVID-19 and Digital Epidemiology,” SPILS Workshop, Stanford Law School (online).

2020 “Data Sharing for Academic Research: Process and Agreements,” Faculty Workshop, Stanford Law School (online).

2020 “Federalism and COVID-19,” COVID-19 and Federalism: Opportunities and Challenges, Rappaport Center for Law and Public Policy, Boston College Law School (online).

2020 “Legal Challenges to Prescription Drug Price Gouging Laws,” Virtual Summit on New Prescriptions to Lower Rx Costs, National Academy for State Health Policy (online).

2020 “Impact of Eliminating Non-Medical Exemptions in California,” Forum on the Critical Public Health Value of Vaccines—Tackling Issues of Access and Hesitancy, National Academies of Sciences, Engineering and Medicine (online)

2020 “Communication Challenges for COVID-19 Vaccines,” Network for Excellence in Health Innovation Vaccine Summit (online).

2020 “Policy Challenges during COVID-19,” Faculty Workshop, Fordham Law School (online).

2020 “Policy Challenges during COVID-19,” Faculty Workshop, University of Pittsburgh School of Law (online).

2020 “Ensuring Successful Implementation of Communication-and-Resolution Programs,” Lawrence Center for Quality and Safety Journal Club, Massachusetts General Hospital (online).

2020 “Ethics and Legality of Disease Control and Surveillance Measures,” MacLean Center for Clinical Medical Ethics Lecture Series, University of Chicago (online).

2020 “De-risking Innovation: Guardrails and Parachutes,” Innovating from Discovery to Delivery Program, One Brave Idea, Boston, MA (online).

2020 “Ethics of AI in Healthcare,” Stanford Center for Biomedical Ethics, Stanford University (online).

2020 “Social Trust in COVID-19 and Strategies for Promoting Voluntary Vaccination,” Ewha Institute for Biomedical Law & Ethics Webinar Series, Ewha Law School, South Korea (online).

2021 “Standing Up Against Gender Bias and Harassment,” Stanford Center for Innovation in Global Health Seminar, Stanford University (online).

2021 “Addressing COVID-19 Challenges With Communication-and-Resolution Programs,” Collaborative for Accountability and Improvement Webinar (online).

2021 “Privacy Issues in Digital Surveillance,” Symposium on The Pandemic and the People: Social Justice Implications of COVID-19, Hastings Law Journal (online).

2021 “Ethics and Governance for Digital Disease Surveillance,” CodeX Workshop, Stanford Law School (online).

2021 “Federalism and the COVID-19 Pandemic,” Conversations on Morality, Politics and Society Webinar, Ohio State University (online).

2021 “Impacts of Police Practices on Health and Social Determinants of Health,” Global Law Enforcement and Public Health Conference, Temple University School of Law (online).

2021 “Public Health Law Doctrine After COVID-19,” Health Law Professors Conference, American Society of Law, Medicine & Ethics (online).

2021 “Legal Perspective,” Hospital at Home Virtual Planning Meeting, National Academy of Medicine (online).

2021 “Legal Aspects of COVID-19 Vaccination and Community Mitigation Orders,” Medicine Grand Rounds, Stanford University School of Medicine (online)

2021 “COVID-19 Litigation Roundup,” Faculty Workshop, Stanford Law School (online)

2021 “Religious Exemptions to COVID-19 Vaccination Mandates,” Religion and Foreign Policy Webinar Series, Council on Foreign Relations (online).

2022 “Challenges in Making COVID-19 Policy Science Based,” Stanford Science Policy Group, Stanford University (online).

2022 “Legal Considerations for HaH [Hospital at Home],” Post-Pandemic Policy Pathways for Hospital-at-Home Models,” National Academy of Medicine Expert Meeting (online).

2022 “COVID-19 Challenges with Communication-and-Resolution Programs: What Has Changed in the Last 12 Months?” PACT Collaborative (online).

2022 “Public Health Law after COVID-19,” Ronald C. and Nancy V. Bishop Lecture in Bioethics, University of Michigan Center for Bioethics and Social Sciences in Medicine, Ann Arbor, MI.

2022 “The Future of Vaccination Policy,” Health Law Professors Conference, Phoenix, AZ.

2022 “Effectiveness of Mandates in Improving Uptake of COVID-19 Vaccines in the U.S.,” Health Law Professors Conference, Phoenix, AZ.

2022 “The Role of State Attorneys General in Improving Prescription Drug Affordability,” Health Law Professors Conference, Phoenix, AZ.

2022 “Some Medical Implications of Overturning *Roe v. Wade*,” Department of Medicine Grand Rounds, Stanford University School of Medicine (online).

2022 “Assessing Patients’ Experiences with CRPs,” PACT Collaborative Meet the Expert Webinar (online).

2022 “Targeting of Scientists and Public Health Professionals,” National Academies of Sciences, Engineering and Medicine Committee on Human Rights Webinar (online).

2022 “Strategies for Addressing Prescription Drug Price Gouging,” National Academy for State Health Policy 25th Annual Conference, Seattle, WA.

2022 “Constitutional Challenges As Political Resistance: Vaccination Litigation and the Backlash Against Public Health Orders During COVID-19,” National Vaccine Law Conference, George Mason University Antonin Scalia Law School, Fairfax, VA.

2022 “Protecting Medical Records After *Dobbs v. Jackson Women’s Health Organization*,” Stanford/UCSF Biomedical Informatics Fellowship Workshop (online).

2022 “Technology’s Role in Epidemic Response: COVID-19 and Beyond,” International Association of Law Libraries 40th Annual Course, Stanford University, Stanford, CA.

2022 “Crisis Standards of Care and Triage Decisions During COVID-19 Surges,” Pulmonary and Critical Care Medicine Grand Rounds, Stanford University (online).

2022 “Protecting Patients in the Wake of *Roe v. Wade*’s Overturn,” Clayman Institute for Gender Research Workshop, Stanford University, Stanford, CA.

2022 “Reproductive Health: Now What?,” Stanford Health Policy Forum, Stanford University (online).

2022 “The Future of Emergency Powers in Public Health,” University of Minnesota Consortium on Law and Values in Health, Environment and the Life Sciences COVID Consequences Webinar Series (online).

2023 “Public Health Modernization 2.0: Rebalancing Public Health Powers and Individual Liberty in the Age of COVID-19,” Stanford Law School Faculty Workshop, Stanford, CA.

2023 “Revenge Reform: The Campaign to Weaken Public Health Emergency Powers—and What We Can Learn From It,” Stanford Health Policy Research-in-Progress Seminar, Stanford, CA.

2023 “Tort Liability As a Compensation System for Injured Research Participants,” Invited presentation to NASEM Committee on Developing a Framework to Address Legal, Ethical, Regulatory, and Policy Issues for Research Specific to Pregnant and Lactating Persons (online).

2023 “Prescription Drug Costs and Access to Care,” Santa Clara University High Technology Law Journal Symposium on Diversity, Inclusion, and Wellness in the Tech and Law Fields, Santa Clara, CA.