



ALI THE AMERICAN
LAW INSTITUTE

2024-2025 Annual Report

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Introduction to The American Law Institute

The American Law Institute was founded in 1923 in response to concerns that the body of American common law was both uncertain and complex. A group of prominent judges, lawyers, and academics formed the “Committee on the Establishment of a Permanent Organization for the Improvement of the Law” and published a report recommending that an organization be formed to improve the law and its administration. This led to the creation of ALI. The Institute’s mission, as set out in its charter, is “to promote the clarification and simplification of the law and its better adaptation to social needs, to secure the better administration of justice, and to encourage and carry on scholarly and scientific legal work.”

For a century, ALI has gathered the best minds in the bar—judges, lawyers, and law professors—to accomplish its mission. The courts have come to trust and rely on ALI’s work due to its careful drafting process, its independence and integrity, and the intellectual caliber of those who participate in the Institute’s projects. Federal and state courts routinely look to ALI’s work for guidance in resolving questions of law.

Publications and Projects

ALI drafts, discusses, revises, and publishes Restatements of the Law, model statutes, and Principles of the Law that are enormously influential in the courts and legislatures, as well as in legal scholarship and education.

ALI has long been influential internationally and, in recent years, more of its work has become international in scope. It collaborates with numerous international law organizations and served as a model for the European Law Institute founded in 2011.

The Institute addresses uncertainty in the law by developing restatements of legal subjects that are primarily addressed to courts. Restatements of the Law contain clear formulations of common law and its statutory elements or variations and reflect the law as it currently stands or might appropriately be stated by a court.

ALI also examines and analyzes legal areas in need of reform. Principles of the Law are primarily addressed to legislatures, administrative agencies, or private actors. They can, however, be addressed to courts when an area is so new that there is little established law. Principles may suggest best practices for these institutions. Statutory projects include the Uniform Commercial Code (in conjunction with the Uniform Law Commission), Model Code of Evidence, and Model Penal Code.

Membership

By participating in ALI’s work, its members have the opportunity to influence the development of the law in both existing and emerging areas, to work with other eminent lawyers, judges, and academics, to give back to a profession to which they are deeply dedicated, and to contribute to the public good.

Funding

ALI’s operating revenue is primarily derived from publishing, educational programs, membership dues and contributions, and rental income from its headquarters building in Philadelphia. The financial support of ALI’s members and partners is vital to its long-term financial stability. As a public charity under section 501(c)(3) of the Internal Revenue Code, all donations to ALI are tax deductible to the full extent of the law.



President's Message

This is my final Annual Report message to you as President of The American Law Institute. Serving in this role for the past nine years has been an extraordinary honor. I am pleased to report that the Institute today is as strong and vibrant as it has ever been.

During my term as President, I have been deeply proud of all that we have accomplished together. The Institute celebrated its 100th anniversary with a memorable centennial Annual Meeting and the successful completion of the Second Century Campaign—milestones that honor our history while positioning us for the future. We sponsored several important initiatives to strengthen the rule of law, including one that played a meaningful role in the drafting and passage of the Electoral Count Reform Act of 2022.

At the heart of the Institute, our Restatements and Principles projects continue to exemplify the care, rigor, and credibility that define the ALI. We have attracted the nation's foremost scholars to serve as Reporters, producing work that reflects the Institute's best collective judgment and makes a lasting contribution to American law. We have continued to elect distinguished judges, practitioners, and academics to our membership and Council, and we have preserved our independence and our strong culture of civility and excellence—even in divisive times.



Like any great institution, we have faced challenges along the way: attempts by outside groups to influence or undermine our process; operational disruptions caused by the Covid-19 pandemic; and financial pressures resulting from changes in the legal research and publishing industry. We met each of these challenges together, guided by the steadfast leadership of our talented Directors, Diane Wood and Ricky Revesz, and by the commitment of our members to the well-being of the Institute.

The Institute is well positioned to build on these strengths, but its continuing success depends on your participation and support. The ALI is, at its core, a membership organization, and its mission thrives because of members who share their time, expertise, and philanthropic commitment.



There are many meaningful ways to make a lasting impact on The American Law Institute through your philanthropy—including making an outright gift or multi-year pledge, donating appreciated securities, initiating a Qualified Charitable Distribution from your retirement account, or notifying us of your intent to create a legacy gift. Every contribution, regardless of size, strengthens the Institute's vital work and ensures that we can continue clarifying, modernizing, and otherwise improving the law for generations to come. If you would like to discuss the best way to make your gift, please reach out to Deputy Director Eleanor Barrett, Director of Development Ben Ginsberg, or me.

With your help, the Institute will remain a pillar of the rule of law for many years to come. As we approach the holiday season, I wish you and your family good health, happiness, and peace. I am grateful for all you do for The American Law Institute and look forward to seeing you at our Annual Meeting in May.



David F. Levi



Director's Message

In 2025, The American Law Institute continued to do what it does best: convene gatherings of leading judges, practitioners, and academics from a wide range of backgrounds and perspectives to debate and discuss challenging legal issues, all with the goal of clarifying, modernizing, and otherwise improving the law. This work, embodied primarily in our Restatements and Principles of the Law projects, supports and advances the rule of law by taking on and resolving difficult questions, finding common ground where it exists, and respecting the views of the prevailing side when compromise is not possible. Through it all, the Institute models democratic values and civil discourse: we follow an established process, we act with transparency and fairness, we engage in informed deliberation, and we respect differing points of view.

The Institute has eleven Restatement and Principles projects in progress. Four of those projects held their first official meetings this year: Restatements of the Law, Election Litigation and Constitutional Torts; Principles of the Law, Civil Liability for Artificial Intelligence; and Principles for the Governance of Biometrics (a joint project with The European Law Institute). Each of these projects covers a new subject area for the ALI, and their meetings have drawn in many Advisers and members who have not previously participated in our work, yielding robust and stimulating debates. It has been inspiring to watch.

At the other end of the ALI project lifespan, two projects received final membership approval in 2025: Restatement of the Law, Copyright and Restatement of the Law Third, Torts: Miscellaneous Provisions. Although these projects covered their fair share of controversial topics, from fair use to medical monitoring, our deliberative process ensured that every such issue received full consideration and that the final products represent the best judgment of the ALI as a whole. We are grateful to the extremely skilled Reporters, all of whom are at the very top of their fields, and the dedicated Advisers and members of the Members Consultative Groups for the expertise and commitment they devoted to these efforts.

In 2025, we began to experiment with a new Institute format: conferences assembling the leading experts in the field to explore a fast-moving, cross-cutting legal topic that would benefit from timely, high-quality discussion and analysis but is not suitable for our classic ALI project model. Our first such conference, convened in September at NYU School of Law and co-sponsored by its Center on Civil Justice, addressed current issues in Multi-District Litigation and was a great success. We expect to build on this model and hope you will join us at a future event.

Finally, I would be remiss not to acknowledge that this year concludes David Levi's remarkable tenure as President of The American Law Institute. For nine years, his wisdom, sound judgment, integrity, and abiding commitment to the Institute have guided its work and enriched its community. The ALI is stronger and more resilient today thanks to his exemplary leadership.

In a world of quick takes and constant change, the Institute remains true to its founding ideals and continues to produce work that is lasting and consequential. None of this would be possible without our members' steadfast support. Your thoughtful feedback—whether provided through Members Consultative Group meetings, written comments, or remarks from the Annual Meeting floor—enhances the quality of every project.

Lastly, our work would not be possible without your financial support – whether through annual dues, Sustaining Memberships, class gifts marking 25 years of membership, estate planning and bequests, appreciated securities, and year-end donations. All of these are vital to ensuring that ALI can continue to fulfill its mission. Member support enables us to produce, promote, and distribute work that serves the public interest; to facilitate broad participation in our meetings by providing financial assistance to members outside the private sector; and to maintain a rare and valuable forum for civil discussion and debate.

Each gift, regardless of size, makes a meaningful impact on our ability to advance the Institute's rule-of-law mission. As the year draws to a close, we urge you to make a gift today to support the important work of The American Law Institute and to help strengthen its impact for years to come, and we thank you for all that you do both for the ALI and for our society.

The American Law Institute

Council

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Allison H. Eid, U.S. Court of Appeals, Tenth Circuit, Denver, CO
Ivan K. Fong, Minneapolis, MN
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D. Brock Hornby, U.S. District Court, District of Maine, Portland, ME
William C. Hubbard, University of South Carolina Joseph F. Rice School of Law, Columbia, SC
Carolyn Dineen King, U.S. Court of Appeals, Fifth Circuit, Houston, TX
Carolyn B. Lamm, White & Case LLP, Washington, DC
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Martin Lipton, Wachtell, Lipton, Rosen & Katz, New York, NY
Gerard E. Lynch, U.S. Court of Appeals, Second Circuit, New York, NY
Myles V. Lynk, Arizona State University, Sandra Day O'Connor College of Law, Phoenix, AZ
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David W. Rivkin, Arbitration Chambers, New York, NY
Mary M. Schroeder, U.S. Court of Appeals, Ninth Circuit, Phoenix, AZ
Marsha E. Simms, Weil, Gotshal & Manges LLP (retired), New York, NY
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Catherine T. Struve, University of Pennsylvania Carey Law School, Philadelphia, PA
Michael Traynor**, Cobalt LLP, Stinson Beach, CA
Frederick William (Bill) Wagner, Wagner McLaughlin, P.A. (retired), Tampa, FL

**President Emeritus and Chair of the Council Emeritus

Council Elections

The American Law Institute's membership elected six new members to its Council, which determines projects and activities to be undertaken by the ALI and approves the work as representing the position of the Institute.

The new Council members are Stephen John Gageler of the High Court of Australia, R. Hewitt Pate of Chevron Corporation, Richard L. Revesz of New York University School of Law, Robin L. Rosenberg of the U.S. District Court for the Southern District of Florida, Amy J. St. Eve of the U.S. Court of Appeals for the Seventh Circuit, and Jennifer Zachary of Merck & Co. Inc.

Short biographies of ALI's new Council members can be found below.



Stephen John Gageler is Chief Justice of the High Court of Australia. He joined the High Court as a justice in 2012, following his service as Commonwealth Solicitor-General. Before his government service, he practiced as a barrister across Australia, focusing on constitutional, administrative, and commercial law. Gageler earned his law degree from

the Australian National University and holds postgraduate qualifications from Harvard University. He was appointed Senior Counsel in 2000.



Robin L. Rosenberg is a judge on the U.S. District Court for the Southern District of Florida. Appointed in 2014, she chairs the Judicial Conference Advisory Civil Rules Committee and co-created the Civil Discourse and Decisions civics education program. She previously served on the Florida Circuit Court, held in-house and law firm roles, and began her career at

the DOJ and as a federal law clerk. Rosenberg is a graduate of Princeton University and earned both her J.D. and M.P.P. from Duke University.



R. Hewitt Pate is vice president and general counsel of Chevron Corporation, where he leads global legal strategy and serves on the company's Executive Committee. Prior to joining Chevron in 2009, he was a partner at Hunton & Williams and led its Global Competition practice. From 2003 to 2005, he served as assistant attorney general for the Antitrust

Division of the U.S. Department of Justice. He clerked for Justices Anthony Kennedy and Lewis Powell, and Judge J. Harvie Wilkinson III. Pate is a graduate of the University of North Carolina and the University of Virginia School of Law.



Amy J. St. Eve serves on the U.S. Court of Appeals for the Seventh Circuit. She was previously a district judge in the Northern District of Illinois and a federal prosecutor. Over her judicial career, she has presided over high-profile criminal and civil trials and has been active in judicial governance, including chairing the Budget Committee of the Judicial

Conference. She teaches at Northwestern Law and serves on several advisory and nonprofit boards. St. Eve is a graduate of Cornell University and Cornell Law School.



Richard L. Revesz is the AnBryce Professor of Law and dean emeritus at NYU School of Law, and a leading expert in environmental and regulatory law and policy. From 2023 to 2025, he served as administrator of the White House Office of Information and Regulatory Affairs, where he advanced significant climate regulations and modernized federal

cost-benefit guidance. Prior to that, he served as ALI Director between 2014 and 2023. A prolific scholar, he has authored ten books and over 80 articles. Revesz is the founder of the Institute for Policy Integrity and previously served as director of The American Law Institute. He is a summa cum laude graduate of Princeton, holds an M.S. from MIT, and earned his J.D. from Yale, where he was editor-in-chief of the Yale Law Journal.



Jennifer Zachary is executive vice president and general counsel at Merck, where she oversees global legal, safety, and security operations. She previously practiced at Covington & Burling and held enforcement roles at the FDA and the U.S. Attorney's Office in D.C. Zachary serves on the boards of REGENXBIO and Code the Dream. She earned dual science degrees from Arizona State University and her J.D. from Harvard Law School.

Additionally, at the Annual Meeting, Ivan K. Fong of Medtronic PLC, Steven S. Gensler of the University of Oklahoma College of Law, Samuel Issacharoff of New York University School of Law, and Kathleen M. O'Sullivan of Perkins Coie were reelected for another Council term.

The following five Council members took emeritus status at the conclusion of the 2025 Annual Meeting: Yvonne Gonzalez Rogers of the U.S. District Court for the Northern District of California;

Anton G. Hajjar of American Postal Workers Union AFL-CIO (Retired); Judith A. Miller of Bechtel Group (Retired); Marsha E. Simms of Weil, Gotshal & Manges LLP (Retired), and Catherine T. Struve of the University of Pennsylvania Carey Law School.

Lee H. Rosenthal, Teresa Wilton Harmon, and Laura Denvir Stith were reelected to a three-year term as First Vice President, Second Vice President, and Secretary, respectively. Their term began at the close of the 2025 Annual Meeting.

In Memoriam

The American Law Institute lost four emeritus members of its Council. Each of these members generously gave years of their time and their knowledge to countless Institute projects. We will miss them dearly.



Allen D. Black, distinguished Philadelphia lawyer, passed away in June at the age of 82. ALI members will surely remember Allen as the presenter of the Boskey motion at Annual Meetings for nearly a decade. We will all remember him for his tireless service to the Institute and its mission, and for his brilliance,

principled dedication to the rule of law and law reform, and collegiality.

Allen was elected to the ALI in February 1976 and to the Council in May 1994. He also served as ALI First Vice President. Allen was a founding partner of Fine, Kaplan and Black, a Philadelphia law firm specializing in complex commercial litigation with particular expertise in representing plaintiffs in antitrust matters. Before founding the firm, Allen served as a trial attorney in the Civil Rights Division of the U.S. Department of Justice and spent three years as appellate defense counsel in the U.S. Navy's Judge Advocate General's Corps during the Vietnam War. Beyond his legal and civic work, Allen was known for his thoughtful mentoring, quiet integrity, and profound kindness.



Michael Boudin, revered judge of the U.S. Court of Appeals for the First Circuit, passed away in March at the age of 85. Appointed to the First Circuit in 1992, Boudin served with distinction for more than two decades, including as Chief Judge from 2001 to 2008. His legacy is marked not only by his influential rulings but also by his

long-standing dedication to the ALI. Elected to the ALI in 1974 and to the Council in 1980, Boudin's thoughtful contributions to ALI's projects and deliberations were well known. In 2014, ALI presented to Boudin and Pierre N. Leval of the U.S. Court of Appeals for the Second Circuit the Henry J. Friendly Medal.

Upon presenting the award, Chief Justice of the United States John G. Roberts, Jr. said, "The Institute has chosen well. The recipients, Judges Mike Boudin and Pierre Leval, are extremely worthy honorees. I have known each of them for 35 years, and I can attest to that personally. They embody the judge's uncompromising rigor and integrity in following the law wherever it may lead." Boudin leaves behind a profound legacy; his impact will be felt for years to come.



Former FBI and CIA Director **William H. Webster** passed away in August; He was 101.

A retired partner at Milbank, Tweed, Hadley & McCloy in Washington, DC, and chair of the Homeland Security Advisory Council from 2005 to 2020, Webster was the only person to serve as director of both the CIA and the FBI.

He was an active member of The American Law Institute for more than five decades and served on its Council for 31 years. In 1970, Webster was appointed to the U.S. District Court for the Eastern District of Missouri; in 1973, he was elevated to the U.S. Court of Appeals for the Eighth Circuit. He resigned on February 23, 1978, to become director of the FBI. He served for nearly a decade before being sworn in as director of Central Intelligence on May 26, 1987. In this position, he headed the Intelligence Community (all foreign intelligence agencies of the United States) and directed the CIA until September 1, 1991. Following his departure from the CIA, he joined the law firm of Milbank, Tweed, Hadley & McCloy in Washington, DC, specializing in arbitration, mediation, and internal investigation.



Massachusetts Supreme Judicial Court Chief Justice **Herbert P. Wilkins** passed away in May. A distinguished jurist and devoted public servant, Wilkins' career left an enduring mark on the judiciary in Massachusetts. He was elected to the ALI in 1967 and to the Council in 1981.

"The Justices of the Supreme Judicial Court are saddened by the passing of Chief Justice Herbert P. Wilkins who died on May 27," read an official statement issued by the court. "Appointed in 1972, Justice Wilkins served on the Supreme Judicial Court with great distinction for almost three decades. He was appointed Chief Justice in 1996 and served in that role until his retirement in 1999. As a jurist, he was known for his incisive rulings and meticulous attention to detail. His respectful and polite demeanor on and off the bench earned him the respect and admiration of all who worked with him. The people of the Commonwealth are fortunate that a person of his intellect, dignity and commitment to justice was willing to devote his talents in their service. The Justices and staff of the Supreme Judicial Court offer their deep condolences to the Wilkins family."

Kenneth C. Frazier Receives John Minor Wisdom Award

The American Law Institute presented the John Minor Wisdom Award to Kenneth C. Frazier at this year's Annual Meeting. The award was presented to Frazier by ALI Director Diane P. Wood.

The Wisdom Award is given from time to time in specific recognition of an ALI member's contributions to the work of the Institute or a person's outstanding achievement in the area of civil rights and related fields following the example of Judge Wisdom.

Frazier is the former Chairman and CEO of Merck, retiring after serving more than 30 years with the company, including a decade-long tenure as CEO. Frazier was elected to The American Law Institute in 1996 and to its Council in 2003. He is currently serving as an Adviser to ALI's Restatements on Corporate Governance and Election Litigation, and previously served as an Adviser on the recently completed Principles of the Law Policing.

Prior to joining Merck in 1992, Frazier was a Partner with Drinker Biddle & Reath (now Faegre Drinker Biddle & Reath). Upon retiring from Merck, Frazier has devoted himself to organizations dedicated to building greater opportunity for all people. He is the Co-Founder and Co-Chair of OneTen, a coalition of leading organizations committed to upskilling, hiring, and promoting one million Black Americans into family-sustaining jobs.

He serves on the boards of numerous nonprofits, including the National Constitution Center, Cornerstone Christian Academy in Philadelphia, Weill Cornell Medicine, and the Smithsonian Institution's Advisory Council for the National Museum of African American History & Culture. Additionally, he sits on the boards of Eikon Therapeutics and Paradigm. He is a member of the American Academy of Arts and Sciences, the American Philosophical Society, the American Bar Association, and a Fellow of the College of Physicians of Philadelphia. Frazier is Co-Chair of the Legal Services Corporation's Leaders Council.



Kenneth C. Frazier and Diane P. Wood.



Frazier is the recipient of numerous awards and honors, especially in the legal, business, and humanitarian fields. He was named one of the World's Greatest Leaders by Fortune magazine and was also named TIME's 100 Most Influential People, twice. He became the first recipient of the Forbes Lifetime Achievement Award for Healthcare and his peers named Frazier Chief Executive magazine's CEO of the Year.

Lee H. Rosenthal Receives Distinguished Service Award

The Distinguished Service Award was presented to Lee H. Rosenthal of the U.S. District Court for the Southern District of Texas, Houston Division, by ALI President David F. Levi at this year's Annual Meeting.



Lee H. Rosenthal and David F. Levi

The Award is given from time to time to a member who over many years has played a major role in the Institute, accepting significant burdens as an officer, Council member, committee chair, or project participant and helping keep the Institute on a steady course as the greatest private law-reform organization in the world.

Rosenthal currently serves as the 1st Vice President of ALI, where she also serves as an Adviser on the Conflict of Laws Restatement and the Constitutional Torts Restatement. She was an Adviser for the project to revise the Model Penal Code sections on sexual assault as well as the Employment Law project, the Aggregate Litigation project, and for the Transnational Rules of Civil Procedure project. In 2007, she was elected to the ALI Council and, from 2011 to 2016, served as Chair of the Program Committee.

"Lee has been an invaluable and long-term leader of The American Law Institute," said ALI President David F. Levi. "As Chair during some of the most challenging debates concerning revisions to the Model Penal Code: Sexual Assault and Related Offenses discussions, she exhibited unparalleled skill, poise, and insight in managing the debates and guiding them toward resolution. Like the superb judge that she is, her leadership of our discussions helped to keep the debates focused and moving forward toward resolution often by consensus. Beyond her remarkable contributions to ALI, Lee's legal career is exemplary—she is a highly respected jurist with a distinguished record of service to the judiciary and the legal community. It is our great honor to present her with the Distinguished Service Award in recognition of her immense contributions to the ALI."

Rosenthal was appointed to the United States District Court for the Southern District of Texas, Houston Division in 1992. Before then, she was a partner at Baker & Botts in Houston, Texas, where she tried civil cases and handled appeals in the state and federal courts. She received her undergraduate and law degrees from the University of Chicago and served as law clerk to Chief Judge John R. Brown, United States Court of Appeals for the Fifth Circuit.



Early Career Scholars

The American Law Institute announced Early Career Scholars Medal winners Professors Madison Condon of Boston University School of Law and Blake Emerson of UCLA School of Law. Every other year, ALI awards the Early Career Scholars Medal to one or two outstanding early-career law professors whose work is relevant to public policy and has the potential to influence improvements in the law. The purpose of the award is to encourage practical scholarly work.

Condon, Associate Professor of Law at Boston University School of Law, is an expert on climate change, financial risk, and regulation. Her scholarship has been included in collections of the best articles of the year for several fields, including environmental law, corporate law, and securities law. Emerson, Professor of Law at UCLA School of Law and Professor of Political Science at UCLA, focuses his work on the normative and historical foundations of American public law, drawing on resources from political theory and American political development to understand the structure and purpose of the regulatory state.

"We are delighted to award the Early Career Scholars Medal to these extraordinary scholars and teachers," said ALI Early Career Scholars Medal Selection Committee Chair Gerard E. Lynch of the U.S. Court of Appeals for the Second Circuit. "Professors Condon and Emerson impressed the entire committee, both for their intellectual accomplishment and for the relevance of their work to public policy. Professor Condon's writings demonstrate how extremely sophisticated interdisciplinary scholarship can have tremendous practical significance for public policy. Her work has already had a profound effect on academic and regulatory discourse on climate risk, and influenced regulatory and policy decisions in corporate and securities law as well as in environmental policy itself, bringing together legal, economic and scientific analysis. Meanwhile, Professor Emerson has become one of the most influential voices in administrative law, with his groundbreaking research on the democratic functions and normative structures of administrative law, and the role of federal agencies in advancing democratically established public policies. His work too draws upon insights from other disciplines, in his case in history and political science, in writings that speak directly to judges and to political decision makers."

"I am thrilled that the ALI has chosen Blake for this honor," said Michael Waterstone, UCLA School of Law Dean. "He has already been active in policymaking spaces, and his work is highly relevant to pressing issues that affect the shape and structure of administrative agencies and other government actors. This medal recognizes Blake's remarkable ability to combine rigorous legal theory with practical, policy-oriented solutions, making him an invaluable voice in the ongoing debates over the future of the administrative state."

"Madison is a truly remarkable scholar whose work has made a profound impact on both legal academia and policy reform," added Boston University School of Law Dean Angela Onwuachi-Willig. "Her interdisciplinary approach to climate change law, coupled with her ability to influence real-world legal and regulatory frameworks, sets her apart as a leader in the field. Her scholarship has already sparked critical discussions and is driving tangible change in addressing one of the most urgent challenges of our time. It is a privilege to see her recognized with Blake as an ALI Early Career Scholar."

MORE ABOUT THE MEDAL RECIPIENTS:



Madison Condon joined Boston University School of Law as an associate professor in July 2020. She teaches Environmental Law, Corporations, and a seminar on climate risk and financial institutions. Condon is an expert on climate change, financial risk, and regulation. Her scholarship has been included

in collections of the best articles of the year for several fields, including environmental law, corporate law, and securities law. Her research has been relied upon by the US Securities and Exchange Commission and the U.S. Department of Labor in rulemakings. The President's Council of Advisors on Science and Technology pointed to her work criticizing financial models in its recommendations for managing extreme weather risk. In 2023, Condon joined the United Nations Principles of Responsible Investment Academic Network Advisory Committee.

Before joining BU Law, Condon was an attorney at New York University School of Law's Institute for Policy Integrity, where she participated in litigation against federal regulatory rollbacks. She clerked for Judge Jane Kelly of the 8th U.S. Circuit Court of Appeals and was a postdoctoral fellow with the Earth Institute at Columbia University. Professor Condon holds a J.D. from Harvard Law School, an MALD from Tufts University's Fletcher School, and a B.S. in Earth and Environmental Engineering from Columbia University. She was a Fulbright Fellow to the Netherlands where she researched water resources management at the Delft University of Technology.



Blake Emerson is Professor of Law and a Professor of Political Science at UCLA Law. He previously was a Research Fellow at the Administrative Conference of the United States in Washington, D.C. His primary research interests lie in administrative law, structural constitutional law, and political

theory. In 2021, he received the Association of American Law Schools, Administrative Law Section's Emerging Scholar Award. In spring of 2024, he was a Visiting Professor of Law at Yale Law School.

Emerson's research examines the normative and historical foundations of American public law. He draws on resources from political theory and American political development to understand the structure and purpose of the regulatory state. He studies questions such as: What role have federal government agencies played in interpreting and implementing civil rights and other fundamental public values? How can legal doctrine ensure that agencies address such significant policy issues in a reasoned and inclusive fashion? In what ways have the diverse institutions of the American state realized, or failed to live up to, democratic principles? Emerson received his B.A. *magna cum laude* with Highest Honors from Williams College, his Ph.D. with Honors from Yale University, and his J.D. with Honors from Yale Law School.

Two Projects Approved at 2025 Annual Meeting

Restatement of the Law, Copyright

This is the first Restatement devoted to copyright law and provides guidance to courts in areas in which the governing statute leaves significant scope for discretion in this complex field. Restatements are primarily addressed to courts. They aim at clear formulations of the law and reflect the law as it presently stands or might appropriately be stated by a court. Launched in 2014, the project has been presented in stages at ALI's Annual Meetings over the past five years.

The Reporter for the project is Christopher Jon Sprigman of New York University School of Law. Associate Reporters are Daniel J. Gervais of Vanderbilt University Law School; Lydia Pallas Loren of Lewis & Clark Law School; R. Anthony Reese of University of California, Irvine School of Law; and Molly S. Van Houweling of University of California, Berkeley School of Law.

"The Copyright Restatement represents a major milestone in ALI's ongoing work to clarify areas the law," said ALI Director Diane P. Wood. "Copyright law is rooted in a detailed federal statute, yet the courts continue to play a critical role in interpreting key concepts and applying them in new technological and creative contexts.

This Restatement brings coherence and analytical rigor to these interpretive challenges. It provides courts and practitioners with a principled guide to the areas in which judges have been asked to exercise their discretion. Like ALI's recent Restatement work on U.S. Foreign Relations Law and The Law of American Indians, the Copyright project reflects our commitment to supporting the sound development of the law."

"The Copyright Act, while comprehensive in some areas, leaves many important questions to be worked out in the courts," added Reporter Sprigman. "This Restatement distills and organizes how courts have addressed these open questions and offers clear guidance. Copyright law has never stood still—it evolves with the ways we create, share, and build upon culture, knowledge, and information. The Copyright Act provides the scaffolding, but the courts play a central role on many of the most consequential questions in copyright law. What this Restatement does is gather, organize, and clarify the case law that fills in those statutory gaps. We aimed to reflect how judges have actually decided these issues and to present the guidance in a way that is accessible, coherent, and faithful to doctrine. It has been a privilege to work with such a deeply knowledgeable team of Associate Reporters, Advisers, Liaisons, and ALI members, and I believe the final product will serve as an essential secondary source for years to come."

This Restatement offers guidance to courts in areas of copyright law including the boundary between copyrightable expression and uncopyrightable ideas and facts; the scope of exclusive rights; ownership and transfer rules; infringement standards; defenses like fair use and first sale; and available remedies.

The publication is organized into eleven chapters:

1. Subject Matter and Standards
2. Scope of Protection
3. Initial Ownership, Transfers, Voluntary Licenses, and Termination of Grants
4. Copyright Formalities
5. Duration of Copyright
6. Copyright Rights and Limitations
7. Copyright Infringement
8. Secondary Liability
9. Remedies for Copyright Infringement
10. Copyright-Protection-and-Management Systems
11. Procedural Issues and Relationship to Other Bodies of Law



ALI Council Member Wallace B. Jefferson, ALI President David F. Levi, ALI Director Diane P. Wood, Reporter Christopher Jon Sprigman, and Associate Reporters Lydia Pallas Loren, R. Anthony Reese, and Molly S. Van Houweling (Not pictured: Associate Reporter Daniel J. Gervais)

Restatement of the Law Third, Torts: Miscellaneous Provisions

Torts: Miscellaneous Provisions addresses an eclectic yet important array of tort issues not covered in previous, or other currently ongoing, projects of the Restatement Third of Torts, including vicarious liability, wrongful death and survival actions, parental standards of care, spoliation of evidence, harm before and regarding birth, medical monitoring, statutes of limitations and repose, immunities, interference with the right to vote, and a wide range of additional topics. The project initially included provisions on medical malpractice. However, after the Institute determined that this area of tort law was sufficiently complex and voluminous to warrant independent treatment, the Medical Malpractice portion of the project was cordoned off and produced separately as the Restatement of the Law Third, Torts: Medical Malpractice.



Reporter Michael D. Green, Associate Reporter Guy Miller Struve, Reporter Nora Freeman Engstrom, ALI President David F. Levi, ALI Council Member Goodwin Liu, ALI Deputy Director Eleanor Barrett, and ALI Director Diane P. Wood

The Miscellaneous Provisions project was led by Reporters Nora Freeman Engstrom of Stanford Law School and Michael D. Green of Washington University in St. Louis School of Law, and was launched with the assistance of William C. Powers Jr. of University of Texas at Austin School of Law, who served as a Reporter until his passing in 2019. Associate Reporters for the project are Guy Miller Struve, retired partner of Davis Polk & Wardwell and Tanya D. Marsh (for Right of Sepulcher) of Wake Forest University School of Law.

“Reassessing the law and updating the Restatements is central to the Institute’s mission, and we are now deeply engaged in the Third Restatement of Torts,” said ALI Director Diane P. Wood. “The Institute has already published four parts of the Torts Third Restatement series, in Volumes that each focus

on specific areas—Products Liability; Apportionment of Liability; Liability for Physical and Emotional Harm; and Liability for Economic Harm. Final approvals have also been secured for Volumes on Intentional Torts and Medical Malpractice, which are currently being prepared for publication. In addition, work is progressing steadily on torts-related provisions within the Property Restatement, as well as on separate projects addressing Remedies and Defamation and Privacy. Once these efforts are completed, the ALI will have created a body of work that fully supersedes the Restatement Second of Torts.”

In a joint statement, Reporters Freeman Engstrom and Green said:

Our goal was to ensure that vital areas of tort doctrine—those not addressed in other Restatement projects—were given the careful and comprehensive treatment they deserve. This work encompasses legal principles that courts and practitioners encounter regularly, such as vicarious liability and governmental immunities, as well as emerging and evolving doctrines like spoliation and medical monitoring. We are deeply grateful to the many ALI members, Council members, Advisers, and MCG participants who gave their time, ideas, and insights to improve this project. And we must especially acknowledge the foundational contributions of the late Bill Powers, whose brilliance, warmth, and vision helped guide this work from its earliest days. Bill’s influence is present on every page, and we are honored to have helped bring his vision to fruition.

WHAT’S NEXT?

ALI Reporters, under the oversight of the Director, are preparing the Institute’s official text for publication. At this stage, Reporters may update citations, make editorial revisions, and incorporate any final changes approved during the Annual Meeting. Until the official text is published, the approved Tentative Drafts represent the official position of The American Law Institute and may be cited as such.

ALI would like to thank the Reporters, project participants, and all ALI members who contributed their time, wisdom, and guidance to these projects.

Institute Launches Two New Projects

At its October 2024 meeting, The American Law Institute's Council voted to approve the launch of two new projects.

The first is Principles of the Law, Civil Liability for Artificial Intelligence, to be led by Reporter Mark Geistfeld of New York University School of Law. The second is a joint project with the European Law Institute (ELI) on the Ethical and Legal Implications of Biometric Data. The ALI Reporter is Nita A. Farahany of Duke Law School. To help coordinate the work of the two institutions, there also are two co-chairs: ELI Co-Chair Lord John Thomas of Cwmgiedd, who until recently served as Lord Chief Justice of England and Wales; and ALI Co-Chair Steven O. Weise, a Proskauer partner and member of the ALI Council.

Civil Liability for Artificial Intelligence

This Principles project will focus on the core problem of physical harms (bodily injury and property damage). Other types of harm, such as copyright infringement, defamation, and privacy, have their own distinctive doctrinal questions and are the subjects of separate, ongoing Restatement projects. By focusing on physical harms, the project can maintain a clear scope and avoid overlap with other ongoing work. As the project progresses, the Institute will consider the broader implications of AI-caused harms and whether a more comprehensive approach might be necessary in the future.

"Artificial intelligence has become front-page news, and in a short time has seen rapid advancements and increasing integration in many aspects of our society," said ALI Director Diane P. Wood. "As AI systems become more sophisticated and capable, legal questions surrounding their use, including exposure to liability and ethical implications, are becoming increasingly complex and pressing. Given the

anticipated increase in AI adoption by many industries over the next decade, now is an opportune time for The American Law Institute to undertake a more sustained analysis of common-law AI liability topics through a Principles project."

"Courts are already facing the first set of cases alleging harms, largely related to copyright and privacy, stemming from chatbots and other generative AI models," added Reporter Geistfeld, "but, there is not yet a sufficient body of caselaw that could be usefully restated. Meanwhile, influential state legislatures are actively considering bills addressing AI, and Congress and federal regulators pursuant to President Biden's Executive Order 14110 are also addressing these matters. These efforts could benefit from a set of principles, grounded in the common law, for assigning responsibility and resolving associated questions such as the reasonably safe performance of AI systems."

"This project can help courts, the tech industry, and federal regulators understand the legal implications of AI," explained Director Wood. "It focuses on common-law principles of responsibility, which can guide decision-making in the absence of applicable legislation. By identifying these principles, the project can help avoid conflicts between federal and state laws and provide clarity for all involved parties."

"There are certain characteristics of AI systems that will likely raise hard questions when existing liability doctrines are applied to AI-caused harms," explained Geistfeld. "Examples include the general-purpose nature of many AI systems, the often opaque decision-making processes of AI technologies, the allocation of responsibility along the multi-layered supply chain for AI systems, the widespread use of open-source code for foundation models, the increasing autonomy of AI systems, and their anticipated deployment across a wide range of industries for a wide range of uses."

Principles for the Governance of Biometrics

Biometric data, which includes information extracted from the human body through technological means, is increasingly being used for purposes beyond medical treatment. This project will investigate the underlying technologies and socio-technical systems through which biometric data is collected and processed, as well as the legal, political, technological, and economic context in which these technologies are being developed and used.



Reporter Mark Geistfeld and Associate Reporter Ketan Ramakrishnan

“We are excited to again work with the European Law Institute on a project of great global importance,” said ALI Director Diane P. Wood. “After the tremendous success of our Data Economy project, published last year, we sought to find a topic on which to collaborate. Biometric technologies provide a wonderful topic for a joint project because of the opportunities to identify a common vocabulary and definitions for this emerging set of technologies and to offer a set of conceptual governance principles that can be adapted to different regulatory structures in Europe, the U.K., and the U.S. Given the increasing use of biometric technologies and the varying legal approaches to regulating them, this project is timely and essential.”

Professor Pascal Pichonnaz, President of ELI, added that this new joint project is “an excellent opportunity to set the much-needed general principles in an area which is still in full flux and evolution. I look forward to a collaboration with the ALI, which has already proved mutually beneficial.”

“Although we are still considering all of the topics to be included in the project, we have identified four initial goals,” said Reporter Farahany. “First, the project will define key terms and develop a classification system for biometric systems, technologies, and data. Second, we will examine the technologies and systems used to collect and process biometric data, as well as the context in which they are used. Third, we will evaluate the benefits and harms of biometric technologies, considering their impact on society and the evidence supporting their claims. Finally, we will consider the legal frameworks governing data, AI, and related technologies in Europe, the United Kingdom, and the United States, in order to identify any gaps or inconsistencies.”



Reporter Nita A. Farahany and Co-Chair Steven O. Weise

“The project may also consider whether the categories of biometric data, biometric technologies, or biometric inferences are in any way unique, whether they present unique risks, or whether they overlap with existing categories,” added Farahany. “For example, is biodata, from an ethical point of view, distinct from other forms of ‘sensitive’ data? Are there inherent issues with the collection and use of cognitive biometric data that require special consideration in particular contexts such as employment, advertising, or health—for example, due to their unique connection to the human body, or their potential to involuntarily reveal information?”

The project will be conducted by a team of experts from various fields, including law, technology, ethics, and social sciences. The findings of the project will be made publicly available and will inform policy discussions and debates on the future of biometric technologies.

Trial Manual 10 for the Defense of Criminal Cases

Now in its 10th edition, the Trial Manual, authored by Anthony G. Amsterdam and Randy Hertz, both of NYU School of Law, is now available in print (at Amazon.com) and electronic format (at www.ali.org/trial-manual). The Trial Manual is a guidebook for criminal defense lawyers at the trial level. It covers the information a defense attorney has to know, and the strategic factors s/he should consider, at each of the stages of the criminal trial process. It is organized for easy access by practitioners who need ideas and information quickly in order to jump-start their work at any given stage.

The allocation of material among the five volumes of the book is intended to facilitate defense attorneys’ use of the

book. Volume One provides an overview of criminal procedure and then focuses on the issues a defense attorney is likely to confront, and the actions they will need to consider taking, at the early stages of a criminal case, prior to arraignment.

Volume Two begins with the arraignment, then examines plea bargaining and guilty pleas and the additional considerations that may arise at any stage of a case when representing a client who is mentally ill or intellectually disabled. Volume Three focuses extensively on three types of suppression motions: motions to suppress tangible evidence, to suppress statements of the defendant, and to suppress identification testimony.

Volume Four starts with the immediate run-up to trial: issues relating to the timing of pretrial and trial proceedings; interlocutory review of pretrial rulings; and the concrete steps that counsel will need to take to prepare for trial, including working with expert witnesses where appropriate. Volume Five concludes the coverage of the trial by discussing the renewed motion for acquittal; closing arguments; requests for jury instructions; objections to the court’s instructions; and jury deliberations. This volume then discusses posttrial motions and sentencing and concludes with a short summary of appellate and postconviction procedures and a précis of the first steps to be taken after judgment.

Publications

The Institute's electronic and print publications fulfill two very important purposes: they are a major source of funds that support the Institute's vital law-reform work, and they are the means by which that work is disseminated to practicing lawyers, judges, academics, and students throughout the world. Most ALI publications are accessible online through Westlaw, HeinOnline, and LexisNexis.

Beginning with the Restatement of the Law, Contracts, in 1932, the Institute's Restatements of the Law, Principles of the Law, and model codes have earned an unparalleled reputation for excellence and objectivity. As evidence of the respect the courts have customarily accorded ALI publications, the Restatements and Principles of the Law have been cited in published decisions by U.S. courts over 225,000 times through June 2025.

Four New Principles of the Law Available

PRINCIPLES OF THE LAW, COMPLIANCE AND ENFORCEMENT FOR ORGANIZATIONS

This is the first time that The American Law Institute has produced Principles on this area of the law. Work began in 2015 under the leadership of Reporter Geoffrey P. Miller of New York University School of Law and Associate Reporters Jennifer H. Arlen of New York University School of Law, James A. Fanto of Brooklyn Law School, and Claire A. Hill of University of Minnesota Law School.

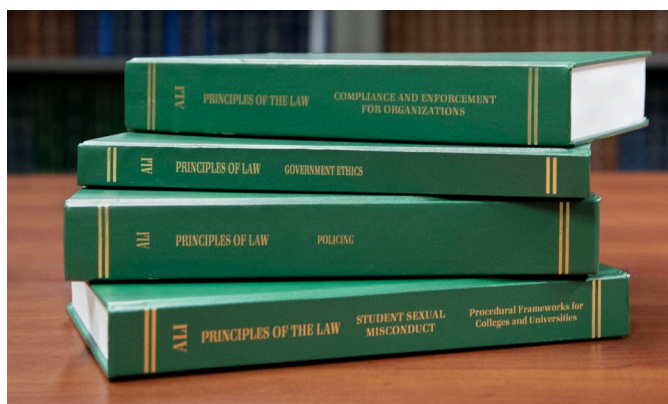
"The basis of this project comes out of the 1990s, 2000s and 2010s, where we had an enormous growth in fines and criminal prosecutions of organizations for various misconduct and misdeeds," said Reporter Miller at the project's approval by membership. "This caused a very powerful set of discussions and set many legal minds thinking about, what is a way to both enforce the law against organizations' misconduct, but also to encourage organizations to enforce the law on themselves, through the processes of compliance."

This subject matter is one that combines legal and ethical standards. It deals with both externally imposed norms, such as laws and regulations, and internally imposed norms, such as corporate codes of ethics. And it is developed through discretionary actions of regulators and prosecutors and through settlements of enforcement proceedings that do not carry the force of generally binding law. Accordingly, the best course is to set out best-practice standards that may or may not draw on underlying legal norms. The Principles seeks to provide best practices for a variety of public and private entities, but its main audience is large, publicly traded corporations.

PRINCIPLES OF THE LAW, GOVERNMENT ETHICS

This is the Institute's first Principles on this important topic. The project was led by Reporter Richard Briffault of Columbia Law School and Associate Reporter Richard W. Painter of the University of Minnesota Law School.

The Principles offer guidance to government agencies and individuals on the proper standards of conduct that should apply to current and former public employees and officials. The Principles do not address judicial ethics because of the distinct concerns and institutional structure of the judiciary.



"The ethical standards that ought to govern the behavior of government officials have long been a matter of great public interest," said Reporter Briffault. "The development of the standards and procedures needed to assure that public officials act in the public interest and use public resources for public, not private purposes, has been the focus of criminal codes, ethics laws, executive orders, and legislative rules at all levels of government, federal, state, and local."

Associate Reporter Painter added, "The goal of the Principles of Government Ethics project is to distill a basic set of principles that articulate the values that ought to shape the field and, where possible, to present operational rules that will vindicate those goals in order to provide some guidance to the many governments, particularly at the state and local level, that may be developing ethical standards for the first time or revising, refining, and strengthening rules previously adopted."

PRINCIPLES OF THE LAW, POLICING

This Principles project began in 2015, and is the Institute's first project in this critical area. The project was led by Reporter Barry Friedman of New York University School of Law and Associate Reporters Brandon L. Garrett of Duke University School of Law, Rachel A. Harmon of University of Virginia School of Law, Tracey L. Meares of Yale Law School, Maria Ponomarenko of University of Texas at Austin School of Law and Christopher Slobogin of Vanderbilt University Law School. Christy E. Lopez of Georgetown Law Center served as Project Fellow.

“The goal of the project is to set out a series of principles, or best practices, for policing in the United States,” said project Reporter Friedman. “We assembled these principles by gathering the knowledge and guidance from a wide range of stakeholders, speaking to all of the various sides of the questions we wanted to tackle. Our hope is that legislative bodies would think that these principles provide a good benchmark for sound policing, and that policing police agencies will feel they could and would adopt these practices and policies.”

These Principles already are having an impact in the world. Even before the official text was published, portions of the project that had been approved by the ALI’s membership were shared with legislators and additional policymakers. Some of the concepts in the Principles—around things like democratic governance, pretextual stops, use of force, and the like—already are being written into law. Said Friedman, “[t]he Reporters all are active in efforts to spread the word further, and these efforts will increase now that the project is completed.”

PRINCIPLES OF STUDENT SEXUAL MISCONDUCT

This subject matter involves sources of law that are in the midst of rapid evolution. In recent years, the legal landscape facing colleges and universities has changed dramatically, as a result of new case law, new state and federal legislation, and shifting federal guidance and regulation that continues to evolve today.

The project launched in 2015, led by Reporter Vicki C. Jackson of Harvard Law School and Associate Reporter Suzanne B. Goldberg of Columbia Law School. Professor Goldberg stepped down from the Principles project in January 2021 after joining the Biden Administration as Deputy Assistant Secretary for Strategic Operations and Outreach at the U.S. Department of Education’s Office for Civil Rights. Professor Jackson stepped down as Reporter in December 2021, becoming a Consultant to the project. In October 2021, Professor E. Thomas Sullivan, President Emeritus and Professor of Law and Political Science at The University of Vermont was appointed Reporter, having served as a longtime Adviser to the project.

The Principles’ scope of inquiry concerns issues of procedure for responding to, investigating, and resolving allegations of misconduct, rather than the efforts that should be made to help prevent those occurrences through measures affecting the general campus environment, or the substantive standard that should apply to the conduct at issue. The project does not address the correct substantive definitions of the prohibited conduct in college and university settings.

Stay Connected to ALI’s Work

The American Law Institute remains deeply committed to making its work accessible to the legal community, and this year we expanded our partnerships and invested in innovative tools, ensuring that our work is accessible to legal professionals, students, and scholars wherever they work and learn. From a new printing collaboration with LexisNexis to inclusion on cutting-edge platforms, like Lexis+ AI and West Academic’s Study Aids, our publications are more widely available than ever. Here’s a closer look at this year’s updates.

FIND OUR WORK ONLINE

Our publications are available electronically on HeinOnline, LexisNexis, West Academic, and Westlaw. A limited number of official texts are also available on Bloomberg Law.

ALI’s materials are now available as part of West Academic’s Study Aid & Reference Collection. This subscription service allows law librarians, faculty, and students to access a comprehensive library of ALI work product, including Tentative Drafts for ongoing projects, in a user-friendly eReader format.

Lexis+ AI is a comprehensive legal research, drafting, and insights tool—with the added power of a generative AI assistant—that helps legal professionals accelerate their work. ALI publications are now included in the research platform.

PRINT PUBLICATIONS AND EBOOKS

We are partnered with LexisNexis for our print publications and traditional ebooks. LexisNexis produces our book Volumes and case citations (including Pocket Parts and Supplements). Titles are available for purchase individually or by subscription. If you would like to renew or discuss your subscription to ALI’s publications, please reach out to your LexisNexis account representative.

Tentative Drafts are available directly from ALI. You may purchase individual drafts on our Publications page, or contact customer service if you’d like to subscribe to receive a complete set after our Annual Meetings.

ALI has always produced work intended to strengthen the legal system and serve the broader profession. By making our publications available across more platforms and formats, we are reinforcing that mission and ensuring our work reaches those who need it most.

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ALI in the Courts

U.S. Supreme Court

During its October 2024 term, the Supreme Court of the United States cited the work of The American Law Institute in seven cases:

CC/Devas (Mauritius) Ltd. v. Antrix Corp. Ltd.

145 S. Ct. 1572 (Jun. 5, 2025)

Unanimous opinion citing **Restatement of the Law Fourth, The Foreign Relations Law of the United States: Selected Topics in Treaties, Jurisdiction, and Sovereign Immunity** § 451, Comment *b*

Cunningham v. Cornell University

145 S. Ct. 1020 (Apr. 17, 2025)

Unanimous opinion quoting **Restatement of the Law Second, Trusts** § 171

Delligatti v. United States

145 S. Ct. 797 (Mar. 21, 2025)

Majority opinion quoting **Model Penal Code** § 1.13(7)

Kousisis v. United States

145 S. Ct. 1382 (May 22, 2025)

Majority opinion citing **Restatement of the Law Second, Contracts** § 162(2) and **Restatement of the Law, Second, Torts** § 538; concurring opinion quoting **Restatement of the Law Second, Contracts** § 162(2) and citing and quoting Comment *c*; another concurring opinion quoting **Restatement of the Law Second, Torts** § 538(2), citing § 551, and quoting § 551, Comment *j*

Medical Marijuana v. Horn

145 S. Ct. 931 (Apr. 2, 2025)

Majority opinion citing **Restatement of the Law Second, Torts** § 7(1) and **Restatement of the Law, Conflict of Laws** § 377; dissenting opinion quoting **Restatement of the Law Second, Torts** §§ 7(1) and Comment *d*, and 924, Comment *a*, and citing §§ 13, 222, 766A, 766B, 766C, 910, and 912, Comments *a* and *d*, **Restatement of the Law, Torts**, Division 9, and **Restatement of the Law, Conflict of Laws**

Medina v. Planned Parenthood South Atlantic

145 S. Ct. 2219 (Jun. 26, 2025)

Majority opinion quoting **Restatement of the Law Third, The Foreign Relations Law of the United States** § 907, Comment *a*

Perttu v. Richards

145 S. Ct. 1793 (Jun. 18, 2025)

Majority opinion citing **Restatement of the Law Second, Judgments** § 27 and Comments *b* and *d* and Illustration 3; dissenting opinion citing **Restatement of the Law Second, Judgments** § 27

State Supreme Courts

The high courts of a number of jurisdictions adopted Restatement Sections during the past fiscal year. Some highlights follow:

Dewdney v. Duncan 342 A.3d 818

(Vt., May 23, 2025)

Supreme Court of Vermont, adopting **Restatement of the Law Third, Liability for Economic Harm** § 19

Fitness International, LLC v. City Center Ventures, LLC

9 N.W.3d 526 (Minn. 2024)

Supreme Court of Minnesota, adopting **Restatement of the Law Second, Contracts** §§ 265 and 269

Hernandez v. Home Depot, Inc.

568 P.3d 119 (Nev. 2025)

Supreme Court of Nevada, adopting **Restatement of the Law Third, Torts: Products Liability** § 14

McCarter & English, LLP v. Jarrow

Formulas, Inc. 329 A.3d 898 (Conn. 2025)

Supreme Court of Connecticut, adopting **Restatement of the Law Second, Contracts** § 355; **Restatement of the Law Second, Torts** § 908, Comment *b*; and **Restatement of the Law Third, Torts: Remedies** § 39, Comment *h*

State v. Williams

553 P.3d 161 (Ariz. 2024)

Supreme Court of Arizona, adopting **Restatement of the Law Second, Contracts** § 265, Comments *a* and *b*

Villarini v. Iowa City Community School District

21 N.W.3d 129 (Iowa 2025)

Supreme Court of Iowa, adopting **Restatement of the Law Second, Torts** § 611

Current Projects

RESTATEMENTS

Restatement of the Law Third, Conflict of Laws

This project reexamines the increasingly important subject of conflict of laws in light of significant legal developments in the field since the influential Restatement Second was published in 1971. The project will include Chapters on Domicile, Judicial Jurisdiction, Recognition and Enforcement of Judgments, and Choice of Law, among others. At the 2025 Annual Meeting, the membership voted to approve Tentative Draft No. 5, containing material from Topic 3, Substance-Procedure Distinction, of Chapter 5 on Choice of Law and Topic 1, Marriage and Other Domestic Relationships, of Chapter 9 on Families.

Reporter

Kermit Roosevelt III, University of Pennsylvania Carey Law School, Philadelphia, PA

Associate Reporters

Ann Laquer Estin, University of Iowa College of Law, Iowa City, IA

Laura Elizabeth Little, Temple University Beasley School of Law, Philadelphia, PA

Christopher A. Whytock, University of California, Irvine School of Law, Irvine, CA

Restatement of the Law, Constitutional Torts

This Restatement will examine the law of individual rights to sue government employees and others “acting under color of state law” under 42 U.S.C. § 1983 and Bivens actions. It will also cover restrictions on § 1983 actions imposed by the Prison Litigation Reform Act and the overlapping law of federal habeas corpus. The first Preliminary Draft and Council Draft were presented this year.

Reporters

John Calvin Jeffries, Jr., University of Virginia School of Law, Charlottesville, VA

Pamela S. Karlan, Stanford Law School, Stanford, CA

Associate Reporters

Alan K. Chen, University of Denver, Sturm College of Law, Denver, CO

James E. Pfander, Northwestern University Pritzker School of Law, Chicago, IL

Fred O. Smith, Jr., Stanford Law School, Palo Alto, CA

Michael Wells, University of Georgia School of Law, Athens, GA



Constitutional Torts

THE ALI DRAFTING PROCESS

ALI's drafting process brings together members of the bench, bar, and academia to review and discuss drafts of Restatements of the Law, Principles of the Law, and Model Codes.

Project ideas are generally initiated by the Director and the Projects Committee. The Director then investigates a potential project and develops a project proposal, which usually includes a prospectus from a proposed Reporter (or Reporters). Once approved by the Council, work on the project begins.

A diverse group of Advisers is assembled by the Reporter, Director, and Deputy Director and approved by the Council. This group of subject-matter experts makes a commitment to review the project drafts and provide input to the Reporter. ALI members may join the Members Consultative Group (MCG) for a project. MCG participants are not necessarily experts in the project's area of law, but provide a vital perspective, as they read the drafts the way the project's intended audience would.

The Reporter prepares Preliminary Drafts of the project for review by the Advisers and MCG. After revising the material in light of comments received from these groups, the Reporter submits a Council Draft for review and approval by the Council. Once a draft is approved by the Council, the Reporter prepares a Tentative Draft, incorporating any revisions directed by the Council, to be submitted to the ALI membership for approval at an Annual Meeting. After discussion, the members vote on a “Boskey motion” to approve the draft subject to the discussion at the Meeting and to the usual editorial prerogative. This drafting cycle continues until each segment of the project has been approved by the Council and the membership. Then the Reporter, subject to the Director's oversight, readies the official text for publication.

Members interested in any of these projects can access drafts in the Projects section of the ALI website. Those who join a Members Consultative Group and current project participants will be alerted when future meetings are scheduled and when drafts are available.

Restatement of the Law, Corporate Governance

The Institute first tackled the subject of corporate governance more than 25 years ago in *Principles of the Law, Corporate Governance: Analysis and Recommendations*. Although it provided valuable guidance in a new and unfamiliar area of law at the time, this area has evolved quite a bit in the intervening decades. This project examines the state of the law today and reflects it in a Restatement. This project was not presented at the 2025 Annual Meeting.

Reporter

Edward B. Rock, New York University School of Law,
New York, NY

Associate Reporters

Elisabeth de Fontenay, Duke University School of Law,
Durham, NC

Marcel Kahan, New York University School of Law,
New York, NY

Restatement of the Law, Election Litigation

This Restatement will provide guidance to federal and state court judges adjudicating election disputes, focusing on the areas governed by equitable principles and guided by judicial common law. The Restatement will not address broader questions bearing on the substance of election law. The first project meeting was held this year.

Reporters

Lisa Marshall Manheim, University of Washington School of Law,
Seattle, WA

Derek T. Muller, Notre Dame Law School, Notre Dame, IN

Associate Reporter

Rebecca Green, William & Mary School of Law, Williamsburg, VA

Restatement of the Law Fourth, The Foreign Relations Law of the United States

This Restatement will cover topics not addressed in the previous Restatement Fourth volume on selected topics in treaties, jurisdiction, and sovereign immunity, as well as selected topics that have emerged since publication of the Restatement Third. To date, two Preliminary Drafts have been presented in project meetings.

Reporters

Curtis A. Bradley, University of Chicago Law School, Chicago, IL

William S. Dodge, George Washington University Law School,
Washington, DC

Oona A. Hathaway, Yale Law School, New Haven, CT

Counselors

John B. Bellinger III, Arnold & Porter, Washington, DC

Jack Landman Goldsmith, Harvard Law School, Cambridge, MA

Harold Hongju Koh, Yale Law School, New Haven, CT

M. Margaret McKeown, U.S. Court of Appeals, Ninth Circuit,
San Diego, CA



Torts: Defamation and Privacy

Restatement of the Law Fourth, Property

This Restatement seeks to bring comprehensiveness and coherence to American property law. Subjects to be covered include the classification of entitlements, possession, accession, and acquisition; ownership powers; protection of and limits on ownership; divided and shared ownership; title and transfer; easements, servitudes, and land use; and public rights and takings. At the 2025 Annual Meeting, the membership voted to approve Tentative Draft No. 6, which includes material from Volume 2 (Interferences with, and Limits on, Ownership and Possession), on ejectment, and Volume 4 (Divided and Shared Ownership), on concurrent ownership and leasing.

Reporter

Henry E. Smith, Harvard Law School, Cambridge, MA

Associate Reporters

Molly E. Brady, Harvard Law School, Cambridge, MA

Sara C. Bronin, George Washington University Law School,
Washington, DC

Richard R.W. Brooks, New York University School of Law,
New York, NY

Yun-chien Chang, Cornell Law School, Ithaca, NY

R. Wilson Freyerumuth, University of Missouri School of Law,
Columbia, MO

John C.P. Goldberg, Harvard Law School, Cambridge, MA

Brian A. Lee, Brooklyn Law School, Brooklyn, NY

Thomas W. Merrill, Columbia Law School, New York, NY

Christopher M. Newman, George Mason University, Antonin
Scalia Law School, Arlington, VA

Restatement of the Law Third, Torts: Defamation and Privacy

This project is part of ALI's ongoing revision of the Restatement Second of Torts. This Restatement addresses torts dealing with personal and business reputation and dignity, including defamation, business disparagement, and rights of privacy. Among other issues, the work will cover the substantial body of new issues relating to the internet. To date, five Preliminary Drafts and one Council Draft have been presented.

Reporters

Lyriisa Barnett Lidsky, University of Florida, Levin College of
Law, Gainesville, FL

Robert C. Post, Yale Law School, New Haven, CT

Restatement of the Law Third, Torts: Remedies

This project is part of ALI's ongoing revision of the Restatement Second of Torts. This Restatement addresses tort damages and other remedies. It will include issues related to identifying the types of recoverable damages, such as past and future lost wages, medical expenses, disfigurement, and pain and suffering, as well as measuring damages, including discounting future earnings to present value, the effect of taxes, and structured settlements. At the 2025 Annual Meeting, the membership voted to approve Tentative Draft No. 4, containing material from Topic 1, Injunctions, of Chapter 3 on Injunctions and Other Forms of Specific Relief, as well as two new Comments to previously approved sections—Comment h to § 43 (Availability of Injunctions) and Comment c to § 44 (Scope of Injunctions).

Reporters

Richard L. Hasen, University of California, Los Angeles School of Law, Los Angeles, CA

Douglas Laycock, University of Virginia School of Law (Retired), Charlottesville, VA



Civil Liability for Artificial Intelligence



High-Volume Civil Adjudication

PRINCIPLES

Principles of the Law, Civil Liability for Artificial Intelligence

This project seeks to identify a set of principles, grounded in existing common-law tort doctrines, for assigning responsibility for harm caused by artificial intelligence systems. The project aims to help courts, regulators, and technologists understand the legal implications of artificial intelligence to help guide decision-making and provide clarity for all parties. The first Preliminary Draft was presented at a project meeting in the fall of 2025.

Reporter

Mark Geistfeld, New York University School of Law, New York, NY

Associate Reporter

Ketan Ramakrishnan, Yale Law School, New Haven, CT

Principles for the Governance of Biometrics

Biometric data, which includes information extracted from the human body through technological means, is increasingly being used for purposes beyond medical treatment. This joint project with the European Law Institute will investigate the underlying technologies and socio-technical systems through which biometric data is collected and processed, as well as the legal, political, technological, and economic context in which these technologies are being developed and used. The first Preliminary Draft was presented at a project meeting in the fall of 2025.

Reporters

Nita Farahany, Duke University School of Law, Durham, NC

Gianclaudio Malgieri, Universiteit Leiden, Leiden, Netherlands

Chairs

Lord Thomas of Cwmgiedd, Essex Court Chambers, London, England

Steven O. Weise, Proskauer Rose LLP, Los Angeles, CA

Principles of the Law, High-Volume Civil Adjudication

This project will address a serious challenge facing state courts: the adjudication of high-volume, high-stakes, low-dollar-value civil claims. These types of claims, which arise in such areas as debt collection, evictions, home foreclosure, and child support, comprise a significant proportion of state court cases and are shaping the lives of millions of Americans. To date, three Preliminary Drafts and three Council Drafts have been presented.

Reporter

David Freeman Engstrom, Stanford Law School, Stanford, CA

Associate Reporters

Rebecca Aviel, University of Denver, Sturm College of Law, Denver, CO

David Marcus, University of California, Los Angeles School of Law, Los Angeles, CA

Lauren D. Sudeall, Vanderbilt University Law School, Nashville, TN

Emily S. Taylor Poppe, University of California, Irvine School of Law, Irvine, CA

Project Fellow

Larisa G. Bowman, Stanford University, Stanford, CA

Membership

The Membership Committee and the Council are committed to a membership that reflects the diversity of highly capable and accomplished lawyers, judges, and academics in the U.S. and abroad, across an array of factors including age, gender, race, ethnicity, expertise, geographic region, viewpoint, and type and size of practice or other professional work. The overall goal is to ensure a membership that will keep the Institute a vibrant, relevant, and distinguished membership organization as it carries out its mission throughout the 21st century. Candidates for elected membership must have demonstrated exceptional professional achievement, outstanding personal character, and an avid interest in law reform.

During the 2024-2025 fiscal year, 102 distinguished legal professionals were elected upon accepting the nomination and committing to participate. Members make invaluable contributions to our work by donating their time and expertise in numerous areas of the law. As of June 30, 2025, ALI membership included 2,894 elected members, 1,715 life members (a status achieved after 25 years of service to the Institute), 229 ex officio members, and two honorary members. While ex officio members are generally considered members only during the time they hold a specific office or position, the Chief Justice and Associate Justices of the Supreme Court of the United States are ex officio members for life.

CURRENT MEMBERSHIP

(as of June 30, 2025)

Elected Members	2894
Life Members	1715
Ex Officio Members	229
Honorary Members	2
Total ALI Membership	4840

MEMBERS BY CATEGORY

Includes Elected, Elected & Ex Officio, Life, Honorary, and Ex Officio



- **39%** ACADEMICS
- **35%** ATTORNEYS IN PRIVATE PRACTICE
- **14%** JUDGES
- **12%** CORPORATE, GOVERNMENT, AND NONPROFIT ATTORNEYS

102 NEW MEMBERS



- **38%** ACADEMICS
- **30%** ATTORNEYS IN PRIVATE PRACTICE
- **13%** JUDGES
- **19%** CORPORATE, GOVERNMENT, AND NONPROFIT ATTORNEYS

American Law Institute Continuing Legal Education (ALI CLE)

At the heart of The American Law Institute's work is a community of dedicated members and volunteers who not only shape the law but also bring it to life through meaningful dialogue. Each year, their participation in ALI CLE programs—as an attendee, speaker, or chair—turns abstract legal questions into vibrant conversations that advance understanding and inspire progress. We are deeply grateful for the enthusiasm, insight, and generosity of spirit that our members and volunteer faculty bring and for the vital role they play in making these gatherings a true exchange of ideas.

2025 ALI Annual Meeting

This year's Annual Meeting featured two ALI CLE Sunday programs. **How AI Is Transforming the Profession** navigated the new challenges attorneys face in ethics, practice management, and dispute resolution resulting from the influence of artificial intelligence in the legal profession. Moderated by Jennifer Leonard of Creative Lawyers, this session brought together Bridget M. McCormack of American Arbitration Association-International Centre for Dispute Resolution, Angela S. Tripp of Legal Services Corporation, and Darth K. Vaughn of Ford Motor Company for a conversation on how AI is already influencing legal practice.

In Corporate Compliance: A Changing Landscape Under the New Administration, Raymond J. Lohier of the U.S. Court of Appeals for the Second Circuit moderated a discussion featuring James A. Fanto of Brooklyn Law School, Kathryn S. Reimann of Citigroup Inc. (Retired), and Douglas R. Richmond of Lockton Companies on how businesses and legal professionals should navigate shifting regulatory priorities, enforcement trends, and compliance challenges, with a focus on the ethical considerations and responsibilities arising in the current environment.

In-Person Conferences

Going forward, we will continue to produce a limited number of in-person CLE conferences, which will include a live-streaming option.

MDL in Motion: Evolving Practices, Emerging Leaders, and Reform

In partnership with the Center on Civil Justice at NYU School of Law, held at NYU Law, this conference brought together a distinguished community of judges, practitioners, and academics to examine the forces shaping multidistrict litigation, one of the most dynamic areas of civil procedure today. This program would not have been possible without the dedication of our organizing committee, chaired by Robert H. Klonoff of Lewis & Clark Law School and co-chaired by Troy A. McKenzie, Samuel Issacharoff, both of NYU School of Law, John H. Beisner of Skadden, and Elizabeth J. Cabraser of Lieff Cabraser.

Life Insurance Company Products

Since 1982, this conference has been the industry's most trusted resource for navigating key disclosure, regulatory, compliance, and enforcement issues facing insurers, broker-dealers, insurance producers, and asset managers at the federal and state levels. This year's attendees not only got to hear from SEC Commissioner Hester Peirce and FINRA President and CEO Robert Cook, but also heard about innovations and emerging trends in insurance product design; evolving federal and state standards of conduct; and key developments in rulemaking, examinations, and enforcement, offering essential insights for legal counsel and compliance professionals.

Eminent Domain and Land Valuation Litigation

In its 42nd year, this flagship program – the only truly national gathering in this practice area – once again brought together eminent domain practitioners, academics, and related professionals from across the country to examine cutting-edge issues, engage in lively debate, and stay current in their practice. More than 50 speakers explored 30 different topics for both newer and more seasoned practitioners, ranging from property rights at the Supreme Court to pre-condemnation entries, temporary construction easements, and just compensation.

Environmental Law

Cosponsored by the Environmental Law Institute

Just after the National Environmental Policy Act of 1969 was passed, ALI CLE and the Environmental Law Institute introduced the first national CLE on the subject. Now in its 55th year, this program continues to help lawyers understand the key environmental law issues of today. This year, panelists examined recent developments in natural resources, climate, chemical regulation, energy, and environmental justice; analyzed activity in Congress and the Supreme Court; and explored the implications of this administration for practitioners and their clients.

Legal Issues in Museum Administration

Cosponsored by the Smithsonian Institution

Celebrating 52 years of excellence, this conference remains the premier event for museum professionals and their legal advisors. In addition to a keynote address from the president of the White House Historical Association, attendees heard practical guidance on addressing historical challenges, engaging communities, and leveraging emerging technologies to enhance the visitor experience. Sessions also provided essential updates on key legal areas including copyright and trademark, tax, employment, privacy, restitution and repatriation, board governance, and fundraising.

Accountants' Liability: The Changing Regulatory Landscape

The administration has taken exceptional steps to reshape the regulatory environment, with major implications for accountants, their firms, and their counsel. In June 2025, our nationally recognized panels of practitioners, general counsel, industry professionals, and government officials—including the SEC Commissioner and the Chair of the PCAOB—shared their best practices and procedures for tackling the latest industry hurdles head on, looking at potential enforcement priorities, litigation trends, and how cryptocurrency, AI, and emerging technologies are upending the accounting field.

Committees

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Chair - David F. Levi, Duke University School of Law, Corrales, NM

Evan R. Chesler, New York University, Arts & Science, New York, NY

Ivan K. Fong, Minneapolis, MN

Caitlin Halligan, New York State Court of Appeals, Albany, NY

Thomas M. Hardiman, U.S. Court of Appeals, Third Circuit, Pittsburgh, PA

Teresa Wilton Harmon, Sidley Austin LLP, Chicago, IL

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Peter D. Keisler, Sidley Austin LLP (Retired), Washington, DC

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Janet Napolitano, University of California Berkeley, Goldman School of Public Policy, Berkeley, CA

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Lee H. Rosenthal, U.S. District Court, Southern District of Texas, Houston, TX

Laura Denvir Stith, Supreme Court of Missouri, Kansas City, MO

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Chair - Daniel C. Girard, Girard Sharp LLP, San Francisco, CA

Scott Bales, Arizona Supreme Court (Retired), Phoenix, AZ

Thomas A. Balmer, Supreme Court of Oregon, Salem, OR

John J. "Mike" McKetta III, Graves, Dougherty, Hearon & Moody, PC (Retired), Austin, TX

Sarah S. Vance, U.S. District Court, Eastern District of Louisiana, New Orleans, LA

Steven O. Weise, Proskauer Rose LLP, Los Angeles, CA

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William C. Hubbard, University of South Carolina School of Law, Columbia, SC

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Kathleen M. O'Sullivan, Perkins Coie LLP, Seattle, WA

Stephanie E. Parker, Jones Day, Atlanta, GA

Laura Stein, Mondelēz International, Chicago, IL

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Scott Bales, Arizona Supreme Court (Retired), Phoenix, AZ

Stephanos Bibas, U.S. Court of Appeals, Third Circuit, Philadelphia, PA

Richard R. W. Brooks, New York University School of Law, New York, NY

J. Michelle Childs, U.S. Court of Appeals, District of Columbia Circuit, Washington, DC

Allison H. Eid, U.S. Court of Appeals, Tenth Circuit, Denver, CO

Thomas M. Hardiman, U.S. Court of Appeals, Third Circuit, Pittsburgh, PA

David F. Levi, Duke University School of Law, Corrales, NM

Randolph D. Moss, U.S. District Court for the District of Columbia, Washington, DC

Janet Napolitano, University of California Berkeley, Goldman School of Public Policy, Berkeley, CA

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Wallace B. Jefferson, Alexander Dubose & Jefferson LLP, Austin, TX

David F. Levi, Duke University School of Law, Corrales, NM

Judith A. Miller, Chevy Chase, MD

MEMBERSHIP

Chair – Daniel B. Rodriguez, Northwestern University Pritzker School of Law, Chicago, IL

J. Michelle Childs, U.S. Court of Appeals, District of Columbia Circuit, Washington, DC

Michael J. Garcia, New York State Court of Appeals, Albany, NY

Daniel C. Girard, Girard Sharp LLP, San Francisco, CA

Roberto Jose Gonzalez, Paul, Weiss, Rifkind, Wharton & Garrison LLP, Washington, DC

Caitlin Halligan, New York State Court of Appeals, Albany, NY

David F. Levi, Duke University School of Law, Corrales, NM

Darrell A.H. Miller, University of Chicago Law School, Chicago, IL

Randolph D. Moss, U.S. District Court for the District of Columbia, Washington, DC

Gary L. Sasso, Carlton Fields P.A., Tampa, FL

Virginia A. Seitz, Sidley Austin LLP, Washington, DC

NOMINATING

Chair – Jeffrey S. Sutton, U.S. Court of Appeals, Sixth Circuit, Columbus, OH

Nathan L. Hecht, Texas Supreme Court, Austin, TX

Peter D. Keisler, Sidley Austin LLP (Retired), Washington, DC

David F. Levi, Duke University School of Law, Corrales, NM

Raymond J. Lohier Jr., U.S. Court of Appeals, Second Circuit, New York, NY

Bridget M. McCormack, American Arbitration Association-International Centre for Dispute Resolution, New York, NY

Cristina M. Rodríguez, Yale Law School, New Haven, CT

Larry D. Thompson, Finch McCranie LLP, Atlanta, GA

Sarah Hawkins Warren, Supreme Court of Georgia, Atlanta, GA

PROJECTS

Chair – Samuel Issacharoff, New York University School of Law, New York, NY

Thomas A. Balmer, Supreme Court of Oregon, Salem, OR

Allison H. Eid, U.S. Court of Appeals, Tenth Circuit, Denver, CO

Abbe R. Gluck, Yale Law School, New Haven, CT

Roberto Jose Gonzalez, Paul, Weiss, Rifkind, Wharton & Garrison LLP, Washington, DC

Leondra R. Kruger, California Supreme Court, San Francisco, CA

David F. Levi, Duke University School of Law, Corrales, NM

Troy A. McKenzie, New York University School of Law, New York, NY

Eric A. Posner, University of Chicago Law School, Chicago, IL

Virginia A. Seitz, Sidley Austin LLP, Washington, DC

Laura Denvir Stith, Missouri Supreme Court, Kansas City, MO

Catherine T. Struve, University of Pennsylvania Carey Law School, Philadelphia, PA

Seth P. Waxman, WilmerHale, Washington, DC

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Chair – Gerard E. Lynch, U.S. Court of Appeals, Second Circuit, New York, NY

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Allison H. Eid, U.S. Court of Appeals, Tenth Circuit, Denver, CO

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Cristina M. Rodríguez, Yale Law School, New Haven, CT

Patti B. Saris, U.S. District Court, District of Massachusetts, Boston, MA

Randall T. Shepard, Indiana University, Robert H. McKinney School of Law, Indianapolis, IN

Condensed Consolidated Statements of Activities

for the Years Ended June 30, 2025 and 2024

NET ASSETS WITHOUT DONOR RESTRICTIONS	2025	2024
Publications and program revenue	\$ 7,733,656	\$ 8,124,644
Membership dues and other income	1,420,668	1,208,127
Contributions	808,937	1,081,325
Investment spending policy income	2,000,000	3,100,000
Net assets released from purpose restrictions	113,168	116,661
Total operating revenue and other support	12,076,429	13,630,757
Program expenses	8,787,202	9,416,798
General and administrative expenses	3,492,828	3,636,936
Total operating expenses	12,280,030	13,053,734
Change in net assets from operations	(203,601)	577,023
Investment return, net of spending policy	9,505,692	7,862,692
Contributions and bequests	155,001	602,248
Non-operating expense, net	(142,094)	(567,789)
Change in net assets without donor restrictions	9,314,998	8,474,174
NET ASSETS WITH DONOR RESTRICTIONS		
Investment return	\$ 1,121,585	\$ 1,046,349
Net assets released from purpose restrictions	(113,168)	(116,661)
Contributions	65,697	72,902
Change in net assets with donor restrictions	1,074,114	1,002,590
CHANGE IN NET ASSETS	\$ 10,389,112	\$ 9,476,764
Net assets, at beginning of year	103,530,419	94,053,655
Net assets, at end of year	\$113,919,531	\$103,530,419

Condensed Consolidated Statements of Financial Position

as of June 30, 2025 and 2024

ASSETS	2025	2024
Cash and cash equivalents	\$ 4,021,489	\$ 3,788,153
Receivables and other assets	3,837,894	4,162,595
Investments, at fair value	106,273,475	95,670,137
Land, buildings, and equipment, net	1,813,937	1,989,378
Intangible asset, net	883,012	537,340
Total Assets	\$116,829,807	\$106,147,603
LIABILITIES AND NET ASSETS		
LIABILITIES		
Accounts payable and accrued expenses	\$ 1,169,434	\$ 946,261
Deferred revenue	565,500	446,694
Postretirement health benefit obligation	1,175,342	1,224,229
Total Liabilities	2,910,276	2,617,184
NET ASSETS		
Without donor restrictions	103,229,962	93,914,964
With donor restrictions	10,689,569	9,615,455
Total Net Assets	113,919,531	103,530,419
Total Liabilities and Net Assets	\$116,829,807	\$106,147,603

The condensed consolidated financial statements for The American Law Institute include all accounts and activities of Funds of the Treasurer and ALI CLE. In addition, they reflect the accounts and activities of The American Law Institute Publishers.

Annual Giving Report

Contributions to The American Law Institute provide a key source of support that allows us to remain independent as we continue our mission of clarifying and improving the law. By becoming a Sustaining Member, joining a Giving Circle, or making a general contribution or recurring gift during our 2024-2025 fiscal year, the generous donors recognized on the following pages have helped reinforce the Institute's capacity to address emerging legal challenges and guide the profession through continued change.

Your gift helps us:

PRODUCE, PROMOTE, AND DISTRIBUTE WORKS IMPORTANT TO THE PUBLIC INTEREST

The Institute's projects focus on areas of law that are most in need of clarification, regardless of financial return. The current legal landscape includes a number of topics that are ripe for review, but the resulting publications may not generate revenue to cover the costs of the projects in the way ALI's Restatements do. Our Principles projects on Civil Liability for Artificial Intelligence High-Volume Civil Litigation, and Policing are examples of this type of work. Gifts to the Institute provide funding necessary to produce, promote, and distribute works that benefit the public interest.

RESPOND TO LEGAL DEVELOPMENTS MORE QUICKLY

While we expect to continue to follow our careful, deliberative process for Restatement, Principles, and Model Code projects, ALI must be able to quickly provide judges and practitioners with a way of understanding and organizing new fields that are rapidly developing. We have previously used reports and white papers to fill this gap; in the coming years, we expect to continue to experiment with ways of producing and revising our work more quickly.

ALI has in recent years convened bipartisan working groups to address pressing rule-of-law challenges like Electoral Count Act reform. These initiatives, although not in the form of ALI work product, have the potential for significant impact.

COORDINATE LEGAL RULES AND FACILITATE COOPERATION ACROSS BORDERS

By working with organizations in other countries to create transnational legal principles, ALI can coordinate legal rules and facilitate cooperation and harmonization across borders. In the past, we have partnered to produce important work on cross-border coordination in insolvency cases, principles of transnational civil procedure, legal and economic principles of World Trade Law, and Principles for a Data Economy.

In 2024, we launched Principles for the Governance of Biometrics, our second joint project with the European Law Institute. This project investigates the underlying technologies and socio-technical systems through which biometric data is collected and processed, as well as the legal, political, technological, and economic context in which these technologies are being developed and used.

MAXIMIZE PROJECT EFFICIENCY AND ATTRACT TOP TALENT

ALI pays stipends to top-tier law professors best suited to produce its project drafts, and also pays for the research assistants who support them. By providing funding necessary to maintain an increased number of Reporters, your gift helps to expedite project completion times while retaining the high level of quality for which the Institute is known.

SECURE THE INSTITUTE'S FUTURE

Your gift to the Institute allows us to properly maintain our equipment, technology, and infrastructure, and ensures that any reduction in revenue from print publications will not inhibit ALI's work.

To inquire about making a donation, please contact the Development Office, at 215-243-1660 or development@ali.org. **To make a gift online, please visit www.ali.org/support.**

The 2000 Life Member Class Gift

The 2000 Life Member Class Gift will be used to fund important aspects of the Institute's mission, including our travel assistance programs, the Early Career Scholars Medal and annual conference, and our many influential law-reform projects.

The American Law Institute celebrates each gift that contributed to the success of this campaign. We deeply appreciate your generosity.

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