

## **Prof. Ron S. Kleinman**

Born in Israel. Married + 5

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### **Education**

- 2001            Ph.D., Faculty of Law, Bar Ilan University, direct doctoral track for outstanding students.  
Thesis topic: *Merchant Customs (Lex Mercatoria) Relating to Methods of Acquisition in Jewish Law: Kinyan Situmta* (Hebrew), (Bar-Ilan University, Ramat-Gan, 2000).
- 1995            License to practice law, The Israel Bar Association.
- 1994            Ordination, Municipal Rabbi, The Chief Rabbinate of Israel, Jerusalem.
- 1994            LL.B., Faculty of Law, Bar Ilan University, with excellence.
- 1992            Ordination (*Semicha*), The Chief Rabbinate of Israel, Jerusalem.
- 1987-1989      Ya'akov Herzog Teachers Training Seminary, Teacher's certificate in Talmud and Biblical Studies.
- 1984-1990      Yeshivat "Hesder", *Har Etzion*, Alon Shevut, Gush Etzion.

### **Academic Appointments**

- 2012 - present    Associate Professor, Faculty of Law, Ono Academic College.
- 2005 - 2012      Senior Lecturer, Faculty of Law, Ono Academic College.
- 2002 - 2004      Lecturer, Faculty of Law, Ono Academic College.
- 1999 - 2002      Lecturer, Faculty of Law, Bar-Ilan University.

### **Courses (Currently Teaching)**

\* Ono Academic College (2002-present):

Jewish Law

Torts

Illegal Defamation (L.L.M.)

### **Courses Taught**

\* Ono Academic College (2002-2006):

Property Law

\* Bar Ilan University (1999-2002):

Unjust Enrichment in Jewish Law

Unjust Enrichment in Israeli Law (LLB)

Unjust Enrichment in Israeli Law – Seminar (LLM)

Custom, Halakha and Civil Law

Responsa Literature: Law and History

\* Sha'arei Mishpat College (1996-2003):

Property Law and Unjust Enrichment in Jewish Law

### **Scholarships and Awards**

2002 Riklis Award for outstanding researcher in Jewish Law, Bar Ilan University.

2001 Award for the Ph.D. Thesis, Bar Ilan University.

1997 - 2000 Law Faculty Doctoral Scholarship, Bar Ilan University.

### **Fellowships**

2008 - 2009 The Memorial Foundation for Jewish Culture.

2000 The Schupf Fellowship, Bar Ilan University.

1998 - 1999 The Memorial Foundation for Jewish Culture.

### **Public Positions**

2008 – present Chairman, Israeli Committee, Jewish Law Association

2004 – 2006 Appearances before the tracking committee for evaluation of changes in the 1975 law in regard to damages for persons injured in auto accidents. Committee chairman: Judge (Ret.) Ezra Kama [Appointed by the Minister of Justice: 2004; report submitted: July, 2009].

Conference presentations: Before the Supreme Court and other courts, before Ministry of Defense lawyers, State Attorney General's offices and lawyers.

2004 – 2011 Member of the editorial board, *Journal of Health Law and Bioethics*, Ono Academic College publication.

2005 – 2011 Member of the editorial board, *Magal*, Law Review of the Institute for Advanced Torah Studies, Bar-Ilan University.

## Publications

### Book

Ron S. Kleinman, *Methods of Acquisition and Commercial Customs in Jewish Law: Theory, Practice and History*, Bar-Ilan University Press – The Faculty of Law Publications (in print).

### Articles in Refereed Journals

#### Hebrew

1. Ron S. Kleinman, “Coercion of Public Authorities to Adopt Norms of ‘beyond the strict letter of the law’ (*lifnim mi-shurat ha-din*)”, *Sefer Shamgar: Essays*, vol. I (2003), pp. 469-504 (Hebrew).
2. Ron S. Kleinman, “Weinkauf - Aspects of Merchant Customs (*Lex Mercatoria*) in the Middle Ages: Halakha, Realia and History”, *Diné Israel* 22 (2003), 221–240 (Hebrew).
3. Ron S. Kleinman, “‘*Hai situmta kanya*’ (BM 74a): Interpretation of Rava’s Statement in Light of Talmudic Realia”, *Sidra* 18 (2003), pp. 103-118 (Hebrew).
4. Ron S. Kleinman, “Accidents which are not ‘Accidents’ – Tendencies and Problems relating to Compensations Act and its Interpretation: Intentional Accident as a Test Case”, *Kiryat Hamishpat* 5 (2004-2005), pp. 375-430 (Hebrew).
5. Ron S. Kleinman, “ ‘I Know not the Meaning of the Word *Mohorych*’: A Methodology for Dealing with Foreign Terminology as a Means for Understanding Halakhic Literature”, *Diné Israel* 23 (2005), pp. 137-161 (Hebrew).
6. Ron S. Kleinman, “ ‘The Community is Not Poor’: The Metamorphosis of a Halakhic Rule”, *Sidra* 20 (2005), pp. 195-209 (Hebrew).
7. Ron S. Kleinman, “The Handshake - Oath, Obligation and Acquisition: Medieval Jewish, German and French Law”, *Shenaton Ha-Mishpat Ha-Ivri* 24 (2007), pp. 265-286 (Hebrew).
8. Ron S. Kleinman, “Conflicts of Interests - between Judges and Public Officials: Three Models”, *Studies in Jewish Law: Judge and Judging*, eds. Ya’akov Habba & Amihay Radzyner, Bar Ilan University, Ramat-Gan, 2007 (Hebrew).

9. Ron S. Kleinman, “*Kinyan Situmta – Merchants' Customs Relating to Methods of Acquisition in Jewish Law: Legal Foundations and Implementations in Modern Civil Law*”, 24 *Bar-Ilan Law Studies*, pp. 243-298 (2008) (Hebrew).
10. Ron S. Kleinman, "Selling *Aliyas* (call to the Torah reading) and Honors (*mechirat mitzvot*) in the Synagogue: The Custom, Its Evolution and the Rationale Behind It", *Kenishta* 4 (2010), pp. 279-339 (Hebrew).
11. Ron S. Kleinman, “The Curse: ‘He who punished’ (*Mi She-para*): Religion, Law and Society”, *Bar-Ilan Law Studies* 26 (2010), pp. 179-215 (Hebrew).
12. Ron S. Kleinman, "Selling *Aliyas* (call to the Torah reading) and Honors (*mechirat mitzvot*) in the Synagogue: Social Problems and Methods of Coping with Them", *Kenishta* 5 (forthcoming) (Hebrew).
13. Ron S. Kleinman, "Selling *Aliyas* (call to the Torah reading) and Honors in the Synagogue: Aspects of Custom and Halakha", *Memorial Volume in memory of Prof. Meir Benayahu* (forthcoming) (Hebrew).

### **English**

14. Ron S. Kleinman, “Conflict of Interest of Public Officials in Jewish Law: Prohibition, Scope and Limitations”, *Jewish Law Association Studies*, X (2000), pp. 93-116.
15. Ron S. Kleinman, “Early Interpretations of the Bible and Talmud as a Reflection of Medieval Legal Realia”, *Jewish Law Annual*, 16 (2006), pp. 25-50.
16. Ron S. Kleinman, “Delivery of Keys (*Traditio Clavium*) as a Mode of Acquisition: Between Jewish and Roman Law”, *Jewish Law Association Studies*, XVI (2007), pp. 123-135.
17. Ron S. Kleinman, “The Power of Monetary Customs to Override the Law: On the Innovative Approach of Rabbi Isaac Alfasi and his Influence on Medieval Spanish Rabbis”, *Jewish Law Association Studies*, 19, *Jewish Commercial Law*, (2009), pp. 110-129.
18. Ron S. Kleinman & Amal Jabareen, “Transfer of Ownership in E-Commerce Transactions From the Perspective of Jewish Law: in Light of Israeli and American Law”, in: *Judaism and Economics*, ed. A. Levine, Chapter 26, pp. 499-522 (Oxford, England: Oxford University Press, 2010).
19. Ron S. Kleinman, “Civil Law as Custom: Jewish Law and Secular Law – Do they Diverge or Converge?”, *The Review of Rabbinic Judaism*, 14:1 (2011), pp. 11-36.

20. Ron S. Kleinman, “Do the Parties to a Contract Need Actual Knowledge of Civil Laws or Commercial Practices in Order for these Laws or Practices to Function as Valid Customs in Jewish Law?”, *Jewish Law Association Studies*, 21 (2013), pp. 93-119.

## International Conferences

1. The 10<sup>th</sup> Biennial International Conference of The Jewish Law Association, August 3-6, 1998, Ramat-Rachel Hotel, Jerusalem.  
Paper: “Conflict of Interest of Public Officials in Jewish Law: Prohibition, Scope and Limitations”.
  
2. A Conference in Jewish Law on the Topic: "Rabbinical Judge and Adjudication: On the Legal Process, Decision and Authority", Law Faculty, Bar Ilan University (Dec. 1999).  
Paper: “Examining Two Models for Solving the Problem of Conflict of Interests of Rabbinical Judges”.
  
3. The 13th World Congress of Jewish Studies, The World Union of Jewish Studies (Aug. 14, 2001).  
Paper: “Delivery of Keys (*Traditio Clavium*) as a Mode of Acquisition in Jewish Law: In Light of Roman Law and German Merchant Custom”.
  
4. The 12<sup>th</sup> Biennial International Conference of The Jewish Law Association, Ramat Rachel Hotel, Jerusalem (Aug. 2002).  
Paper: “Early Biblical and Talmudic Exegesis as a Reflection of Medieval Legal Realia”.
  
5. A Conference in Jewish Law on the Topic: "Law and Religion", Law Faculty, Bar Ilan University (May 1, 2003).  
Paper: “The Curse: ‘He who punished’ (*Mi She-para*): Religion, Law and Society”.
  
6. The 13<sup>th</sup> Biennial International Conference of The Jewish Law Association, August 2-6, 2004, Boston University, Boston, MA.  
Paper: “Delivery of Keys (*Traditio Clavium*) as a Mode of Acquisition: Between Jewish and Roman Law”.

7. The 1<sup>st</sup> Conference of Legal Academia in Israel, Law Faculty, Bar Ilan University (Dec. 12, 2004).  
Paper: “ ‘The Community is Not Poor’: The Metamorphosis of a Halakhic Rule”.
8. The 14th World Congress of Jewish Studies, The World Union of Jewish Studies (Aug. 1, 2005).  
Paper: “Israeli Law and Halakha: Can They Live Together Peacefully in Rabbinical Court?”.
9. An International Conference of Jewish Studies Researchers on the Topic: “Rashi: His Rabbis and Disciples” (Strasbourg, Feb. 16, 2006).  
Paper: “Early Interpretations of the Bible and Talmud as a Reflection of Medieval Legal Realia”.
10. The 14<sup>th</sup> Biennial International Conference of The Jewish Law Association, Bar Ilan University, Ramat Gan, Israel. (June 14, 2006)  
Paper: “The Power of Monetary Customs to Override the Law: On the Innovative Approach of Rabbi Isaac Alfasi and his Influence on Medieval Spanish Rabbis”.
11. The 2<sup>nd</sup> Annual Conference of Israeli Association for Law and History, Yad Ben-Zvi Institution, Jerusalem. (Sep. 26, 2006).  
Paper: “Early Interpretations of the Bible and Talmud as a Reflection of Medieval Legal Realia”.
12. The 15<sup>th</sup> Biennial International Conference of The Jewish Law Association, July 22-24, 2008, University of Manchester, UK.  
Paper: “The Halakhic Validity of Civil Law in the State of Israel: Halakhah and Ideology”.
13. The 15th World Congress of Jewish Studies, The World Union of Jewish Studies (Aug. 2009).  
Paper: “Selling *Aliyas* (call to the Torah reading) and Honors (*mechirat mitzvot*) in the Synagogue: Social, Halakhic and Legal Aspects”.
14. A Conference: Jewish Family Law, the Agunah and General Issues in Jewish Law, organized by Jewish Law Association & Fordham University Law

School's Institute on Religion, Law and Lawyer's Work, Feb. 8, 2010, Fordham University Law School, New York.

Paper: “Transfer of Ownership in E-Commerce Transactions from the Perspective of Jewish Law: In Light of Israeli and American Law”.

15. The 16<sup>th</sup> Biennial International Conference of The Jewish Law Association - Netanya, 2010, June 22, 2010, Netanya Academic College, Israel.

Paper: “Does The Halakhic Validity of Civil Law Based on "Custom" Require Knowledge of the Law on the Part of both Parties?”.

16. The 17<sup>th</sup> Biennial International Conference of The Jewish Law Association – Yale University, 2012, July 30-August 2, 2012.

Paper: “The Halakhic Validity of Civil Law and Civil Adjudication in Israel: The Position of Rabbi Israel Grossman In *Responsa Mishkenot Israel* as a Test Case”.

17. The 16th World Congress of Jewish Studies, The World Union of Jewish Studies (Aug. 2013).

Paper: “ ‘The Tears of the Oppressed’ - The Attitude of the Israeli Rabbinical State Courts to a Worker Waiving his Rights: Halakha, Civil Law and Sectorial Classification”.