

Assoc. Prof. Dr. Rabbi YITSHAK COHEN
Curriculum Vitae & List of Publications

Email: Itshak_c@ono.ac.il

Refereed Publications:

Books

1. *The 'Or Sameah' - Halakhah and Jewish Law: R. Meir Simcha Hakohen's Writings on Maimonides' Code*, BEN GURION UNIVERSITY PRESS (2012) 457 pages
2. *The Unique Judicial Vision of Rabbi Meir Simcha of Dvinsk: Selected Discourses in Meshekh Hokhmah and Or Sameah*, TOURO COLLEGE PRESS (2015)
3. *Family law in Israel - procedure and substance* (2019)
4. *Family Law in Israel – Comparative Insight*, TOURO COLLEGE PRESS (2020)
5. *Family law in Israel - Prenuptial relations between spouses* (2020)

Refereed articles:

1. *The "Or Sameach's" Objectives and its Halachic and Jurisprudential Implications*, 25 SHENATON HAMISHPAT HAIVRI 97 -138 (2008).
2. *"Use of Real Estate" - The Incorrect Implementation of the Legal Aid Factor and its Implications*, 24(2) BAR ILAN L. REV. 533 -564 (2008).
3. *The Rule of Separating Legal Remedies and the Principle of Primary Remedy and Secondary Remedy - Between the Problematic Reality and the Desired Outcome*, 50(1) HAPRAKLIT 229 - 260 (2008).
4. *The Nuisance of Determining Subject-Matter Jurisdiction for the Nuisance Tort*, 8 ALEI MISHPAT, 365 - 394 (2010).
5. *Correcting Errors in Court Rulings: Proposal for Removing the Thorns in the Process*, 26(3) BAR ILAN L. REV. 789 – 834 (2010).
6. *The Jerusalem Talmud in Rabbi Meir Simcha HaKohen's Halachic-Legal Work*, 9 KIRYAT HAMISHPAT L. Rev. 301 - 347 (2011).
7. *Midrashic Exegesis and Biblical Interpretation in the Meshekh Hokhmah –The Man and the Work – Their Legal Stature and Normative Influence*, JEWISH LAW ANNUAL (BOST. UNIVERSITY) XX 1- 39 (2013).
8. *Marital Property Distribution as a Final Order? Revisiting Israeli Family Law*, 6 - 7 FAMILY AND LAW (2014).

9. *The Independent Standing of Minors in Family Law: Current Processes and Trends, and Ways of Creating a Renewed Balance*, 41(1) HEBREW UNIVERSITY L. REV. 255 - 313 (2011).
10. *General Civil Procedure and the Family Court Rules – The Issue of Document Discovery*, 6 HAIFA UNIVERSITY L. REV. 405 - 455 (2012).
11. *Revealing the Identity of Anonymous Users on the Internet - an Institutional Perspective*, 28 BAR ILAN L. REV. 7 - 68 (2012) (with Amal Jabarin).
12. *Juridical Ideology and its Influence upon the "Or Sameach's" Halachic Decision Making Process* in HALAKHAH: EXPLICIT AND IMPLIED THEORETICAL AND IDEOLOGICAL ASPECTS 78 - 96 (Avinoam Rosenak & Dafna Schreiber Eds. 2012).
13. *Principle of Good Faith in Family Law*, 43 HEBREW UNIVERSITY L. REV. 293 -350 (2012).
14. *The Consideration of Extramarital Relationships in Distribution of Family Property: A Reexamination of Israeli Family Law*, 16 IDC L. REV (2013) 465 – 518 (with Amal Jabarin).
15. *The Rabbinic Decisors and the Halachic Material in the "Or Sameach"*, JEWISH LAW ASSOCIATION STUDIES XXIV 48-74 (2013).
16. *Rabbi Meir Simcha of Dvinsk and His Attitude toward Gentiles*, 17 REVIEW OF RABBINIC JUDAISM 218–251 (2014).
17. *The Issue of Document Disclosure in General Courts and in Family Courts - A New Model*, 37 (1) HOUSTON JOURNAL OF INTERNATIONAL LAW 2- 34 (2014).
18. *Issues Subject to Modification in Family Law: A New Model*, 62 DRAKE LAW REVIEW 313 - 360 (2014).
19. *Extramarital relationships and the theoretical rationales for the joint property rules - a new model in the American Law*, 80 MISSOURI LAW REVIEW 131– 172 (2015).
20. *Metahalakhic Principles in R. Meir Simcha Hacoheh of Dvinsk's Oeuvre*, DINE ISRAEL (2016).
21. *The Right of a Minor to Independent Status: Three Models*, 10 NORTHWESTERN JOURNAL OF LAW AND SOCIAL POLICY 1-33 (2015).
22. *Domestic Partnership Law - its benefits and challenges*, HAIFA UNIVERSITY L. REV. (2016).
23. *Judicial Legislation on the Procedural Level – A claim against an anonymous defendant following the More case*, ALEI MISHPAT, (2016).

24. *Continuing Jurisdiction in Family Law Following Approval of an Agreement between Spouses: Mutual Respect and the Test of a Matter Heard and Determined by the Court – a New Model*, 19 IDC L. REV (2015).
25. *The Conceptual Model of Alimony in Family Law*, Netanya L. Rev (2016)
26. *The Development of the Issue of Same-Sex Couples under Israeli Law*, BYU JOURNAL OF PUBLIC LAW.
27. *The Vague Standard of Changing Circumstances - Family Law Revisited*, HAPRAKLIT (2016)
28. *The Primordial Requirements of a Financial Agreement between Spouses and Defaulting on Them - Processes and Trends*, NETANYA L. REV (2016)
29. *RECOGNITION OR NON-RECOGNITION OF FOREIGN CIVIL MARRIAGES IN ISRAEL*, YEARBOOK (2016).
30. *PROPERTY SHARING ARRANGEMENTS IN ISRAELI FAMILY LAW—A NEW MODEL*, INTERNATIONAL JOURNAL OF THE JURISPRUDENCE OF THE FAMILY (2017)
31. *Advancing the Date for Balancing the Resources in Amendment No. 4 to the Financial Relations Act*, IDC L. REV (2019).
32. “Meir Simḥah ha-Kohen, of Dvinsk,” *Encyclopedia of the Bible and Its Reception* 18 (Berlin/Boston 2020). [Forthcoming]

1. Education

Years	University	Field	Degree
2002 - 2005	Bar Ilan University	Law	Ph.D.
1998 - 1999	Bar Ilan University	Law	LL.M. (cum laude)
1995 - 1997	Bar Ilan University	Law and education	LL.B. (cum laude)
1992- 1995	Moreshet Yaacov - Religious College of Education	Talmud and Torah Teacher	Certified Senior Teacher
2002 - 2007	Chief Rabbinate of Israel	Halakha & Jewish Law	Rabbinat Ordination (several exams passed with excellence)

2. Academic Positions

Years	University	Field	Position
2016-	Ono Academic College	Law	Associate

			Professor
2010 - 2016	Ono Academic College	Law	Assistant Professor, Senior Lecturer
2005 - 2010	Ono Academic College	Law	Lecturer
11/2017	Masaryk University	Law	Visiting Professor
10/2014	A.I. Concordia University, Montreal	Family Law	Visiting Researcher
10/2013	McGill University, Montreal	Jewish Family Law	Visiting Professor
2012 - 2013	Columbia Law School, NY, USA	Law	Visiting Scholar
2010, 2009, 2011	Swiss Institute for Comparative Law, University of Lausanne, Lausanne, Switzerland	Law	Visiting Scholar
2009- 2015	Hebrew University	Law	Adjunct Instructor

3. Academic Management Experience:

- 2014- Academic Director of the Ono Academic College Faculty of Law, Jerusalem Campus
- 2010 - Academic Director - Jewish legislation Clinic
- 2010 - 2012 Academic Director - family law clinic
- 2008 - 2010 Academic Director of UN Program (UNDP) for Youth Leadership Training.
- 2006 - 2018 Chairman of the Academic Disciplinary Committee, Ono Academic College, Kiryat Ono.
- 2006 - 2010 Academic Director of LLB Interfaith Law Studies Program for Religious Leaders (four religions).
- 2014 Responsible for Rachel Berkowitz Scholarships
- 2002 – 2005 Head of the academic program at Bar Ilan University for secular-religious relations and social responsibility.

4. Academic and other Professional Public Activities

- 11/2015 Habayit Hayehudi (political party) expert report regarding law a bill on parents and their children.
- 6/2015 Reviews and appearing before the Committee Ministry of Justice for the purposes of amendments to civil procedure regulations.
- 2014 - 2015 Chairman of the inter-ministerial committee (Ministry of Religious Services, Department of Justice, Status of Women Committee PMO) for the purposes of pre-nuptial agreements (2014).

- 2010 Reviews and appearing before the Committee Ministry of Justice for the purposes of racing powers between the rabbinical court and the civil court (2011).
- 2008 Representative of Minister Isaac Herzog in the negotiations held between the Rabbinical Courts and Women's Organizations in regard to the proposed Rabbinical Jurisdiction Law (Arbitration and Agreement-2008)
- 2008 - 2016 Judge (reviewer) for the following periodicals: "Hebrew University Law Review ", "Kiryat Hamishpat Law Review", "Bar Ilan Law Review", "Aley Mishpat" and "Hapraklit" (About sixteen reviews in Civil Procedure and Family Law).
- 2006 - 2016 Lecturer, continuing education programs designed for judges and lawyers who are active in the field of Civil Law Procedure and Family Law (in training institutes in Tel-Aviv and Jerusalem, as well as in training programs run by the Israeli Bar Association's Pro Bono Program).
- 2006 - 2010 Lectures at annual Bar Association conferences on behalf of the Association and the Central Committee Tel Aviv District
- 2014 - Committee Member for supervision of doctoral student at the Hebrew University, supervisor for two graduate research students at Ono Academic College.
- 2000 - One of the founders and teachers of Torah Lessons Program of the Tiferet Mordechai Congregation in Givat Mordechai (lectures on Halacha - Jewish Law).

5. Academic Conferences:

Conference Organization

1. IASJF - International Symposium- "Child and Family in Challenging Situations: Legal Issues", Ono Academic College, Israel. (6/2015).

Conference Lectures

2. Days of Law, The Annual Conference, Faculty of Law, Masaryk University, Czech Republic (11/2017).
Paper: Transgender in Israel
3. The 17th world Congress of Jewish Studies, Hebrew University of Jerusalem, Mt. Scopus (8/2017)
Paper: The Proposed Domestic Partnership Law

4. IASJF - International Symposium- “Judicial Protection of the Family: Too Little or Too Much?”, University of Bialystok, Faculty of Law, Poland (7/2017).
Paper: Extramarital Relationships and the Theoretical Rationales for the Joint Property Rules - a New Model
5. Twenty Years for the Family Courts in Israel, IDC, Israel (2016)
Paper: *Principle of Good Faith in Family Law*
6. The Third Annual Conference, Breaking the Equal, OAC, Israel (2016)
Paper: Same Sex Marriage
7. The Annual Conference of the Association for Private Law (2016)
Paper: The Primordial Requirements of a Financial Agreement between Spouses - Processes and Trends.
8. The Implications of Obergefell v. Hodges for Families, Faith and the Future, Brigham Young University, Provo, Utah, USA (10/2015).
Paper: The Development of the Issue of Same-Sex Couples under Israeli law
9. The Reform in Civil Procedure, Tel Aviv University, Israel.(3/2015)
Paper: Correcting Errors in Court Rulings
10. ISFL REGIONAL CONFERENCE IN ISRAEL, Theme: International Family Law with Emphasis on the Work of the Hague Conference on Private International Law, (12/2013).
Paper: The Right of a Minor to Independent Status - Three Models
11. The Sixth International Symposium – IASJF, Cardozo Law School, NY. USA (6/2013)
Paper: Issues Subject to Modification in Family Law: Is it time for reform?
12. International Society of Family Law's North American Regional Conference - ISFL, Brooklyn Law School, NY, USA, (6/2013).
Paper: Disputes Following Divorce – Uniformity with Civil Law
13. The Annual Conference of Rabbinical Court Judges - Tiberias, Israel (2/2014).
Paper: Between the Rabbinical Court and the Supreme Court of Israel and Family Court
14. Judge in a Society Rife with Tensions - Between Freedom and Responsibility, Conference in Honor of Justice Ayala Procaccia, IDC, and the Journal of Law and Business Herzliya (5/2012).
Paper: Division of Marital Property
15. The Second Annual Conference of the Association for Private Law (2011)

- Paper: Revealing the Identity of Anonymous Users on the Internet - an Institutional Perspective (with Amal Jabarin).
16. *The Rabbinic Decisors and the Halachic Material in the "Or Sameah,"* The Jewish Law Association's 16th International Conference, Netanya, Israel (6/2010).
Paper: The Rabbbinic Decisors and the Halakhic Material in the Or Sameah
 17. The Annual Conference of the Rackman Center at Bar Ilan University: Procedure and Law in Family Law Courts (2009).
Paper: From Civil Law Procedure to the Legal Procedure in Family Law Courts
 18. Global, Regional, and Local: Law, Politics, and Society in Comparative Perspectives International Conference, The Hebrew University of Jerusalem (2009).
Paper: Marital Property Distribution as Final Order? Renewed Aspects in Israeli Family Law.
 19. Fifteen Years of Basic Laws: Their Influence upon Law that is Not Constitutional, Conference at Ono Academic College (2009). Moderator of the Family Law Panel.
 20. International Conference on the Philosophy of Halacha, Van Leer Institute and Hebrew University, Jerusalem (2008).
Paper: Juridical Ideology –It's Influence on the Or Sameah's Halakhic Decision Making Process.

6. Colloquium and Guest Lectures

Selected instances

1. The Azrieli Institute – Concordia University, Montreal, Canada (10/2014)
Paper: *Family Law in Israel*
2. McGill University, Montreal, Canada, Visiting Professor (10/2103)
Paper: Jewish Law - Responsa Literature (few lectures)
Enclosed letter.
3. Columbia Law School, New York, NY, Visiting Scholars – International Programs – workshop (6/2013)
Paper: Extramarital relationships and the theoretical rationales for the joint property rules - a new model
4. Columbia Law School, New York, NY, Visiting Scholars (5/2103)
Paper: Family Law in Israel (class of JD students).

5. University of Lausanne (UNIL), Swiss Institute of Comparative Law (SICL), Switzerland, Visiting Scholar. (10/2011)
Topic: Family Law in Israel
6. Certificate course, "Making Sense of Family Law" Israel Bar Association (1/2016)
Paper: Innovations in the fight for jurisdiction
7. Training Conference for twenty-two recently appointed judges, Jerusalem. (12/2015)
Paper: Child Support and Custody in Israeli Law
8. The Family Law Professors Forum, Center for Law and Business (6/2014).
Paper: Continuing Jurisdiction in Family Law Following Approval of an Agreement between Spouses: Mutual Respect and the Test of a Matter Heard and Determined by the Court – a New Model
9. Certificate Course in Family Law, Training Institute Bar Association
Paper: Between the Family Court and the Rabbinical Court and the Supreme Court (12/2013).
10. Alumni Forum, Ono Academic College (3/2011)
Paper: Updates - rulings and reviews - Civil Procedure
11. Annual Central Conference of the Israel Bar Association, Eilat (6/2011).
Paper: Innovations in Civil Procedure
12. Annual Central Conference to Tel Aviv District Bar Association, Eilat (6/2011).
Paper: Innovations in Matters of Jurisdiction in Civil Procedure
13. Training Course in Civil Action, The Israeli Bar Association (12/2011).
Paper: Update in Legislative and Case Law - Civil Procedure
14. Training in Israel Bar Association, Southern Region (12/2010) .
Paper: "Use of Real Estate"-The Incorrect Implementation of the Legal Aid Factor
15. Training Course for Magistrates and District Court Judges, District Court, Tel Aviv (2010)
Paper: The Rule of Separating Legal Remedies and its Implications
16. Annual Conference of the Druze Qadis (Druze court judges), Tiberias
Paper: Division of Property: Family Law in Israeli Law (2009)
17. Faculty Seminar, Ono Academic College (2009)
Paper: Marital Property as a Continued Claim (Responder: Dr. Binyamin Shmueli)
18. Certificate Training Course on Civil Law, the Institute for Continuing Legal Education, (3/2008).

Paper: Civil Procedure – Update on Legislative and Case Law

19. Faculty Seminar, Ono Academic College (2008)

Paper: "Use of Real Estate"- The Incorrect Implementation of the Legal Aid Factor.

Non-Refereed Publications

1. *The Use of the Gregorian Calendar*, 40 Msifra Lseifa, 26 (1992), with Gershon Shachor.
2. *Claiming One Thing and Then Claiming Another*, 44-45 Msifra Lseifa, 33 (1993), With Zeev Shema.

Legal Journal Articles

1. *The Revolution, Mandatory Mediation*, CalCalist (10/6/16)
2. *Advancing the Date for Balancing the Resources*, The Bar (6/2016)
3. *Bridge Over the Divorce*, Globes (1/6/16)
4. *Prenuptial Agreement in Ultra-Orthodox society*, Kikar Hashabath (31/5/16)
5. *The Rabbinical Court Hits under the Belt*, Takdin (18/4/16)
6. *There are Those who Marry for Love and Those that Love because they are Married*, Srugim (April 3, 2016)
7. *"Refusers Ltd: Listening to the Cry of the Agunot"*, Kikar Hashabat (March 29, 2016)
8. *Interview in the program "All is Justiciable" on the subject of the imprisonment of the father whose son refused to give his wife a divorce*, Reshet Moreshet (March 16, 2016)
9. *The Unbearable Ease of Divorce*, Kikar Hashabat (Feb. 18, 2016).
10. *Why Was the Resolution of Dispute Law Postponed*, Kikar Hashabbat (8/2015)
11. *Legal Memorandum for Living Together and Civil Marriage*, studio guest for Reshet Moreshet radio program on Jewish Law (7/2015).
12. *The Laws of Inheritance in Jewish Law*, studio guest for Reshet Moreshet radio program on Jewish Law (5/2015).
13. *Inheritance and Wills*, Family Newspaper (6/2014)
14. *Circumcision - the Supreme Court and the Rabbinical Court towards Another Battle?* Takdin (2014).
15. *Civil Marriage in the Back Door*, Walla (2014).
16. *The Independent Status of the Minor*, Takdin (28/8/13)

17. *The Sunset of Shemesh Ruling and the Sunrise of the Israel Supreme Court*, Takdin (8/2013)
18. *"Error Correction" - Is It Really Streamlining the Judicial Process* Halishka, No. 90 (12/2010).
19. *Divorce Proceedings* Halishka, No. 89 (10/2010).
20. *Lengthening Procedures and the Couple Bleeding - How Long?* Makor Rishon, (2010).
21. *Is it Possible to Reopen Matters that have Already Been Finalized in Divorce Proceedings?* Halishka, No. 87 (4/2010).
22. *How Long Will the Nuisance of Determining the Subject-Matter Jurisdiction of the Nuisance Tort Continue?* Halishka, No. 86 (12/2009).
23. *A Moderate and Respectful Approach- Is a New Wind Blowing Towards the Rabbinical Courts?* Makor Rishon (2009)
24. *Will the Property of One Spouse Become the Joint Property of Both Spouses?* Globes (June 18, 2009).
25. *The Use of Real Property: An Artificial Exception to the Magistrate Court's Authority*, Orech HaDin (The Lawyer) Law Review, No. 71 (2007).
26. *Primary Remedies before Secondary Remedies*, Orech HaDin (The Lawyer) Law Review, No. 69 (2007).