

# Greer Donley

3900 Forbes Ave., Pittsburgh, PA 15260  
donley@pitt.edu

## CURRENT POSITION:

---

**University of Pittsburgh School of Law, Pittsburgh, PA**

*Assistant Professor of Law*

Aug. 2018 – Present

*Director, Joint Degree Program in Bioethics and Law*

Aug. 2019 – Present

- **Affiliations:** Women's Law Project (board member), Center for Bioethics and Health Law, Reproductive Bridges Coalition, Center for Women's Health Research and Innovation
- **Awards:** 2021 Robert T. Harper Excellence in Teaching Award, 2020 Haub Law Emerging Scholar in Women, Gender & Law, 2020 SLU and ASLME Health Law Scholar

## EDUCATION:

---

**University of Michigan Law School, Ann Arbor, MI**

May 2014

*Juris Doctor, Order of the Coif, magna cum laude*

- Editor-in-Chief (3L) and Article Editor (2L), *Michigan Journal of Gender & Law*
- H. Thomas Austern Memorial Writing Prize (2<sup>nd</sup> Place) (National Writing Competition in FDA Law)
- Sarah Weddington Writing Prize (1<sup>st</sup> Place) (National Writing Competition in Reproductive Rights)
- Michigan Law Scholarly Writing Award (Professor-Selected Writing Award)
- Secretary (3L), Treasurer (2L), Publicity Chair (1L), Law Students for Reproductive Justice

**Claremont McKenna College, Claremont, CA**

May 2009

*Bachelor of Arts in Philosophy with a Sequence in Ethics, cum laude, Honors in Philosophy*

- Two-Year Captain and Four-Year Starter of CMC Volleyball Team, Second Team All-Conference
- Departmental Thesis Award for Best Thesis in Philosophy
- Projects for Peace \$10,000 Grant Recipient, AnneMerie Donoghue Fellow in Human Rights, and McKenna International Scholar (each grant was awarded for maternal healthcare work in Honduras)

## SCHOLARLY PUBLICATIONS:

---

- *The New Abortion Battlefield*, 123 COLUM. L. REV. (forthcoming 2023) (with David S. Cohen and Rachel Rebouché)
  - Short piece published in the [Atlantic](#).
  - Short piece published in the [New York Times](#).
  - Short piece published in [Time](#).
  - Short piece published in the [New York Times](#).
- *Subjective Fetal Personhood*, 75 VAND. L. REV. (forthcoming 2022) (with Jill Wieber Lens).
  - Short piece published on Harvard Law's [Bill of Health Blog](#).
- *Early Abortion Exceptionalism*, 107 CORNELL L. REV. (forthcoming 2022).
  - Short piece published in the [Atlantic](#); Related pieces published in the [Hill](#) and [Boston Globe](#).
  - Featured in [Rewire News](#).
  - Rachel Rebouché [reviewed](#) the piece in JOTWELL (Journal of Things We Like Lots): Rachel Rebouché, *Can the FDA Save Early Abortion?*, JOTWELL (December 7, 2021).

- *Commentary on Burton v. State*, in *FEMINIST JUDGMENTS: REWRITTEN HEALTH LAW OPINIONS* (Seema Mohapatra and Lindsay F. Wiley, eds.) (Cambridge University Press, expected publication 2022).
- *Second Trimester Abortion Dangertalk*, 62 B.C. L. REV. 2145 (2021) (with Jill Wieber Lens).
- *Parental Autonomy over Prenatal End-of-Life Decisions*, 105 MINN. L. REV. 175 (2020).
  - Dara E. Purvis [reviewed](#) the piece in JOTWELL (Journal of Things We Like Lots): Dara E. Purvis, *When Abortion is Parenting*, JOTWELL (July 30, 2020).
- *The Legal and Medical Necessity of Abortion Care Amid the COVID-19 Pandemic*, 7 J.L. & BIOSCIENCES 1 (2020) (with Beatrice A. Chen and Sonya Borrero) (peer reviewed).
- *Contraceptive Equity: Curing the Sex Discrimination in the ACA's Mandate*, 71 ALA. L. REV. 499 (2019).
  - Selected as winner of 2020 Haub Law Emerging Scholar Award in Women, Gender & Law.
  - Short piece published in the [Atlantic](#).
  - Featured on [Buzzfeed news](#) and the [Ipse Dixit Podcast](#).
- *Regulation of Encapsulated Placenta*, 86 TENN. L. REV. 225 (2019) (lead article).
  - Featured in the [Regulatory Review](#).
- *The Dysfunctional Medicare Appeals Process: Failed Regulatory Solutions and the Promise of Federal Litigation*, 28 HEALTH MATRIX 269 (2018).
- *Encouraging Maternal Sacrifice: How Regulations Governing the Consumption of Pharmaceuticals in Pregnancy Prioritize Fetal Safety over Maternal Health and Autonomy*, 39 N.Y.U. REV. L. & SOC. CHANGE 45 (2015).
- *A System of Men and Not of Laws: What Due Process Tells Us about the Deficiencies in Institutional Review Boards*, 7 NW. INTERDISC. L. REV. 197 (2015).
- *Moving Away from Silent Trepidation: Changing the Discussion of Rationing and Resource Allocation*, in *FAIR RESOURCE ALLOCATION AND RATIONING AT THE BEDSIDE* 400 (Marion Danis et al. eds., 2014) (with Marion Danis and Reidun Forde).
- *Exploring Public Attitudes Towards Approaches to Discussing Costs in the Clinical Encounter*, 29 J. GEN. INTERNAL MED. 223 (2014) (with multiple co-authors).
- *Does the Constitution Protect Abortions Based on Fetal Anomaly? Examining the Potential for Disability-Selective Abortion Bans in the Age of Prenatal Whole Genome Sequencing*, 20 MICH. J. GENDER & L. 291 (2013).
- *Prenatal Whole Genome Sequencing: Just Because We Can, Should We?*, 42 HASTINGS CTR. REPORT 28 (2012) (with Sara Chandros Hull & Benjamin E. Berkman).
- *Making the Case for Talking to Patients about the Costs of End-of-Life Care*, 39 J.L. MED. & ETHICS 183 (2011) (with Marion Danis).

## PROFESSIONAL EXPERIENCE:

---

### Hon. Robert Sack, U.S. Court of Appeals for the Second Circuit, *Law Clerk*

New York, NY

Aug. 2017 – July 2018

- Wrote bench memoranda and otherwise assisted in preparing for oral argument
- Helped draft opinions and provide comments on opinions drafted by other chambers

### Latham & Watkins, *Healthcare & Life Sciences Associate*, Washington, DC

Oct. 2014 – Aug. 2017

### Latham & Watkins, *Summer Associate*, Washington, DC

May 2013 – July 2013

- Defended clients against healthcare fraud investigation and litigation
- Drafted administrative law complaints and preliminary injunction motions against FDA and HHS
- Helped clients seek Medicare reimbursement codes and FDA approval of drugs
- Successfully represented homeless plaintiffs in a pro bono civil rights lawsuit in the Ninth Circuit (*Martin v. City of Boise*, 902 F.3d 1031 (9th Cir. 2018))

### National Women's Law Center, *Health Law Intern*, Washington, DC

May 2012 – July 2012

- Drafted comment letters in response to proposed rules implementing the Affordable Care Act
- Researched various healthcare statutes and regulations related to the Center's initiatives

### National Institutes of Health, Department of Bioethics, *Fellow*, Bethesda, MD

Sept. 2009 – July 2011

- Researched bioethical issues related to medical research ethics, genetics, and resource allocation
- Worked as an ethics consultant for the active research protocols taking place in the Clinical Center

## OTHER PUBLICATIONS AND MEDIA APPEARANCES:

---

- [States Want to Ban Abortions Beyond Their Borders. Here's What Pro-Choice States Can Do](#), N.Y. TIMES (March 13, 2022) (with David Cohen and Rachel Rebouché).
- [Existing Federal Laws Could Protect Abortion Rights Even if Roe Is Overturned](#), TIME (Jan. 24, 2022) (with David Cohen and Rachel Rebouché).
- [Joe Biden Can't Save Roe v. Wade Alone. But He Can Do This](#), N.Y. TIMES (Dec. 30, 2021) (with David Cohen and Rachel Rebouché).
- [Progress in the Bid to Make Abortion Pills More Widely Available](#), BOSTON GLOBE (Dec. 22, 2021) (with David Cohen and Rachel Rebouché).
- [The FDA's Telehealth Safety Net for Abortion only Stretches so Far](#), THE HILL (Dec. 18, 2021) (with David Cohen and Rachel Rebouché).
- [The Case that Could Save the Right to Abortion in Pennsylvania even if Roe Falls](#), PITTSBURGH POST-GAZETTE (Dec. 9, 2021).
- [The Messy Post-Roe Legal Future Awaiting America](#), ATLANTIC (Sept. 27, 2021) (with David Cohen and Rachel Rebouché).
- [Pregnancy Loss, Abortion Rights, and a Holistic Reproductive Justice Movement](#), BILL OF HEALTH BLOG (Sept. 22, 2021) (with Jill Wieber Lens).
- [Biden Could Expand Abortion Access, Even Without the Senate](#), ATLANTIC (Nov. 28, 2020).

- Ipse Dixit Podcast, [Greer Donley on Contraceptive Equity](#) (Sept. 10, 2019).
- [Removing Sex Stereotypes from Contraception](#), PITT L. MAGAZINE 20 (Fall 2019).
- [Appearance on BuzzFeed’s morning news segment](#), AM2DM, on July 1, 2019, discussing sex discrimination in the contraceptive mandate.
- [The Unintended Consequences of the Contraceptive Mandate](#), ATLANTIC (June 24, 2019).
- Verses Trump Podcast, [Healthcare Update \(with Guest Greer Donley\)](#) (April 11, 2019).

## PRESENTATIONS:

Law and Society Conference <u>Title:</u> Subjective Fetal Personhood <u>Title:</u> Post- <i>Roe</i> Legal Landscape	July 2022
Yale Law School’s Reproductive Roundtable <u>Title:</u> Subjective Fetal Personhood	April 12, 2022
Feminist Legal Theory Conference <u>Title:</u> Subjective Fetal Personhood	April 8, 2022
Faculty Workshop, University of Cincinnati <u>Title:</u> Subjective Fetal Personhood	Mar. 21, 2022
Repro Shabbat, National Council of Jewish Women <u>Title:</u> Preparing for a Post- <i>Roe</i> World in Pennsylvania	Jan. 28, 2022
Reproductive Rights / Reproductive Justice Roundtable Workshop <u>Title:</u> Subjective Fetal Personhood	Dec. 3, 2021
Center for Women’s Health Research and Innovation <u>Title:</u> Subjective Fetal Personhood	Nov. 5, 2021
Health Law Bioethics, Biotechnology Workshop, Harvard Law School <u>Title:</u> Subjective Fetal Personhood	Sept. 2021
Center for Women’s Health Research and Innovation <u>Title:</u> Protecting Access to Abortion Care: The Texas Law and What it Means for Pennsylvania	Sept. 2021
Center for Bioethics and Health Law, University of Pittsburgh Law School <u>Title:</u> Subjective Fetal Personhood	Sept. 2021
Summer Feminist Legal Theory Writers' Workshop <u>Title:</u> On Personhood	June 2021
Health Law Professors Conference <u>Title:</u> Early Abortion Exceptionalism	June 2021
RIBS Junior Scholars Workshop <u>Title:</u> FDA’s Gender Problem	May 2021

Law and Society Annual Meeting, Feminist Legal Theory <u>Title:</u> Second Trimester Abortion Dangertalk	May 2021
Haub Emerging Law Scholar Lecture <u>Title:</u> Contraceptive Equity	April 2021
Center for Women's Health Research and Innovation, Women's Health Seminar Series <u>Title:</u> Contraceptive Equity	April 2021
OBGYN M&M Meeting <u>Title:</u> Legal Obligations for Continuing Life-Support for a Pregnant Woman in a Persistent Vegetative State	Feb. 2020
Health Law Scholars Workshop <u>Title:</u> Regulation of Medication Abortion	Sept. 2020
SEALS Annual Meeting, Reproductive Rights Roundtable <u>Title:</u> Parental Autonomy over Prenatal End-of-Life Decisions	Aug. 2020
Law and Society Annual Meeting, Feminist Legal Theory <u>Title:</u> Parental Autonomy over Prenatal End-of-Life Decisions	May 2020
Junior Scholars Workshop in Regulation and Innovation in the Biosciences <u>Title:</u> Regulation of Medication Abortion	May 2020
Junior Faculty Exchange, University of Maryland Law School <u>Title:</u> Parental Autonomy over Prenatal End-of-Life Decisions	Jan. 2020
ABA Health Law Section Meeting <u>Title:</u> Sex Discrimination in the Contraceptive Mandate	Sept. 2019
Faculty Summer Workshop, The Ohio State University Moritz College of Law <u>Title:</u> Sex Stereotypes and Contraceptive Innovation	July 2019
Symposium, Centre for Advanced Studies in Biomedical Innovation Law <u>Title:</u> Sex Discrimination in the Contraceptive Mandate	June 2019
RIBS Junior Scholars Workshop at the Centre for Advanced Studies in Biomedical Innovation Law <u>Title:</u> Impact of Sex and Gender on Pharmaceutical Innovation	June 2019
Junior Faculty Exchange, Penn State University Law School <u>Title:</u> Sex Discrimination in the Contraceptive Mandate	Jan. 2019
American Society for Bioethics and Humanities Conference <u>Title:</u> Pre-natal Whole Genome Sequencing: Just Because We Can, Should We?	Sept. 2010
International Society on Priorities in Healthcare Conference <u>Title:</u> Moving Away from Silent Trepidation: Improving the Language of Rationing	April 2010