

## **Frank M. McClellan**

Frank McClellan is Professor of Law Emeritus, of the Beasley School of Law of Temple University, and currently serves as the Beck Chair Professor of Law. He is the Co-Director of the Center for Health Law, Policy and Practice and teaches courses on bioethics, medical malpractice, a law and medicine writing seminar, and torts. Professor McClellan has lectured regularly and taught in interdisciplinary courses at Temple Medical from 1981 to the present. He joined the Temple faculty as a full professor of law in 1982, after teaching 9 years at Duquesne University. He earned his J.D. degree from Duquesne in 1970 where he was a member of the law review, his A.B. Degree from Rutgers University 1967 where he was enrolled in the Honors English Program, and his L.L.M. degree from Yale University in 1974 where he was awarded the Felix S. Cohen Prize in Jurisprudence. Prior to joining the Duquesne University faculty in 1992 as an Assistant Professor, he served as a law clerk to Chief Judge William H. Hastie, of the U.S. Court of Appeals for the Third Circuit, and an associate attorney with the Washington, D.C. Law firm of Wilmer, Cutler and Pickering.

In 2009 the Temple Law Alumni Association awarded Professor McClellan the Shusterman Faculty Award for outstanding service to Temple University. In addition to award of the Beck Chair, during his tenure at Temple Professor McClellan has been awarded: the Lindback Award for outstanding teaching; the I. Herman Stern Chair for excellence in teaching; and the Friel- Scanlon Award for the best scholarship of a faculty member during the 1994 academic year.

Throughout his academic and professional career Frank McClellan has worked to protect civil rights or marginalized groups and promote diversity and opportunities for minorities in academia, business and government. He currently serves on the Advisory Committee of the Pennsylvania Office of Health Equity. He has also served for more than a decade as a member of the board of directors of the the Aids Law Project of Pa., To Our Children's Future With Health, Inc. and Philadelphia Fight. He is a former member of the Heart, Lung and Blood Institute of the National Institutes of Health, and a past president of the Pennsylvania Legal Services Center. Professor McClellan is a current member of the American Law Institute and the Society of American Law Teachers.

Professor McClellan has published numerous law review articles on subjects related to health care law, tort law and civil rights, and an award winning book entitled *Medical Malpractice: Law, Tactics and Ethics* (1995). He is the co-author of a casebook on Tort Law, first published in 1994, and now in its fourth edition, *TORT LAW: CASES, PERSPECTIVES, AND PROBLEMS* (LexisNexis 2007)

Professor McClellan has provided substantial service to Temple University, serving as Chair of the University Research and Creative Achievements Awards Committee for five years, law school counsel, and many years of service on law school committees, including Admissions, Hiring and Recruitment, Promotion and Tenure, Curriculum and Peer Review.

As a lawyer, he has served as lead trial or appellate attorney in many medical malpractice and product liability cases. He has argued appeals before the Third and Fourth Circuits of the U.S. Court of Appeals,

the Pennsylvania Supreme and Superior Courts and the D.C. Court of Appeals. Precedent setting published opinions in cases where Frank McClellan has served as counsel include: *Stanton v. Astra Pharmaceutical Products, Inc.*, 718 2d 553 (3d Cir. 1983); *McDaniel v. Merck, Sharp & Dhome*, 533 A. 2d 436 (Pa. 1987); *Taylor v. Einstein Medical Center*, 723 A.2d 1027 Pa. Super. 1999), aff'd in part, reversed in part, 754 A. 2d 650 (2000); and *Whittington v. Episcopal Hospital*, 768 A. 2d 1144 (Pa. 2001). In 2009 he served as lead trial counsel representing the plaintiffs in a group of 15 related cases against the same surgeon and hospital, trying to verdict *Svindland v. Nemours Foundation and Norwood*, (Civ. Action No. 05-417, E.D. Pa. 2009).