

JAMES H. BACKMAN

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PRESENT POSITION:

Stephen L Richards Professor of Law, J. Reuben Clark Law School

Brigham Young University, May 1974 - present.
Teach Introduction to American Law, Community Service-Learning, International Research, Externships

Externship Director, BYU LawHelp, since 1992. (Student externships and LawHelp community legal service projects.)

University Director of Academic Internships, Brigham Young University, January 1997 to August 2003

Founding Director, Jacobsen Center for Service and Learning Brigham Young University, April 1999-December 2001

LEGAL EDUCATION:

Juris Doctor, University of Utah College of Law, 1972.

Honors and Activities:

- \$ Class Rank: 2nd of 125 in First-year Class.
- \$ Note Editor, Utah Law Review - 1971-72
- \$ Order of Coif.

UNDERGRADUATE EDUCATION:

Bachelor of Arts, German Literature, Harvard University, 1969, Magna cum Laude.

Honors and Activities:

- \$ Harvard Freshman Honorary Scholarship.
- \$ Participated in Glee Club and Freshman Crew.
- \$ Junior Year Abroad in Freiburg, Germany 1967-68 (full year=s credit at Albert-Ludwigs University).

OTHER LEGAL EXPERIENCE:

Area Legal Counsel, Church of Jesus Christ of Latter-day Saints, Frankfurt, Germany. 1982-84.

Research Director, W. Robert Wright, Utah Republican Candidate for Governor. 1980.

Visiting Professor of Law, University of Illinois, 1979-80.

Visiting Professor of Law, Louisiana State University Law Center, Summer 1979.

Editor-in-chief, Brigham Young University Law Review, 1974-5.

Associate, Backman, Backman & Clark, Salt Lake City, Utah, 1973-74.

Law Clerk, Ozell M. Trask, Ninth Circuit Court of Appeals, Phoenix and San Francisco, 1972-73.

Teaching Assistant, Basic Income Tax Course at University of Utah College of Law, 1971-72, Professor Denny Ingram.

Chair, Annual Conference for Cooperative Education and Internships Association (June 2000).

Board of Trustees, Cooperative Education and Internships Association (1999-2001).

Co-Chair, Program Committee, Boston 2005 Biannual Conference, World Association for Cooperative Education.

Faculty Founder and Advisor, Brigham Young University International Law & Management Review, (2005 to present).

OTHER ACTIVITIES:

Board of Trustees, Utah Legal Services, 1991-1998.

Bishop, Canyon Crest Young Adult Ward 1995-1998.

Member, Utah Task Force on Access to Justice (1995-96).

Member, Utah Standing Committee on Resources for Self-Represented Parties (2005-Present).

Member, Utah Supreme Court Committee on New Lawyer Training (2007-Present).

Second Counselor in Provo Edgemont Stake Presidency, 1987-89.

Bishop, Edgemont 16th Ward, Provo Edgemont Stake, 1986-87.

Worldwide Young Men General Board, Church of Jesus Christ of Latter-day Saints, 1984-86. (*Chairman*, International Scouting Committee).

Mormon Missionary, Germany, 1963-65 (Assistant to the President).

Student Library Supervisor, Harvard Business School, 1969.

Assistant Business Manager, Boston distributor of German corporation, 1969.

Researcher, Bonn, Germany. Funded by a German Academic Exchange Service grant (1976).

PERSONAL BACKGROUND: Married to Lynn Kimball Jones. Six children ages 28-39. Raised in Salt Lake City, son of lawyer, LeGrand P. Backman. Attended East High School -- participated in drama, music and school government (Student Body President). Active in church and scouting activities. Interested in music, theater, and sports (ran nine marathons 1978-79, 1991-95, 2002, 2004).

REFERENCES:

- \$ *Professor H. Reese Hansen*, BYU Law School, 536 JRCB, Brigham Young University, Provo, UT 84602
- \$ *Elder Robert D. Hales*, Council of Twelve Apostles, Church of Jesus Christ of Latter-day Saints, 45 East South Temple, Salt Lake City, Utah 84111.

LIST OF PUBLICATIONS

I. Books

Thomas and Backman on Utah Real Property Law (2008 ed. Lexis Law Publishing).

J. Backman, D. Thomas, A Practical Guide to Disputes Between Adjoining Landowners--Easements (1989, 2008 Matthew Bender).

Questions and Answers Property (Winning in Law School Series 1987) (Spectra Publishing Co.).

II. Chapters in Treatises and Books

Revised Chapter 3, Real Covenants and Equitable Servitudes, in James Backman and David Thomas, Disputes Between Adjoining Landowners c Easements. (Matthew Bender, 1997).

R. Powell, The Law of Real Property (revision of Chapter 60, Covenants Respecting the Use of Lands) (Matthew Bender 1997).

Chapter 21, Lender Liability in Real Estate Transactions: Real Estate Financing, (Matthew Bender 1995).

Revised Chapter 1, Express Easements, and Chapter 2, Implied and Prescriptive Easements, in James Backman and David Thomas, Disputes Between Adjoining Landowners -- Easements. (Matthew Bender, 1995).

R. Powell, The Law of Real Property (New Chapter 92A, Other Types of Real Property Insurance) (Matthew Bender 1994).

Chapter 2E, Private Mortgage Insurance, in Real Estate Transactions: Real Estate Financing (Patrick Rohan, ed., Matthew Bender 1994).

Chapter 39, Leasehold Estates, Thompson on Real Property: Thomas Edition (Michie Co. 1994).

R. Powell, The Law of Real Property, (revision of volume on Condominiums, Cooperative and Homeowner Association Developments) (Matthew Bender 1993).

Rohan, Zoning and Land Use Controls. (New Chapter 52A, Land Use Takings Cases: Monetary Damages) (Matthew Bender 1993).

Chapter 15, Disputes Between Residents in Common Interest Communities--Condominiums, Cooperatives and Homeowner Association Developments, in James Backman and David Thomas, Disputes Between Adjoining Landowners--Easements, (Matthew Bender,

1992).

R. Powell, The Law of Real Property (New Chapter 81, Real Estate Marketing Contracts--The Law of Vendor and Purchaser) (Matthew Bender 1992).

Chapter 28, Condominiums, Cooperatives and Homeowner Association Developments, in The American Law of Real Property (Arthur Gaudio, gen. ed., Matthew Bender 1992).

Chapter 19, Disputes Over Rights in Federal Public Lands and Resources, in James Backman and David Thomas, Disputes Between Adjoining Landowners--Easements, (Matthew Bender 1991).

R. Powell, The Law of Real Property (revision of Chapter 39, Governmental Security Interests) (Matthew Bender 1992).

R. Powell, The Law of Real Property (revision of Chapter 82A, Lis Pendens) (Matthew Bender 1991)

R. Powell, The Law of Real Property (revisions of Chapters 36 and 37, Voluntary Security Interests) (Matthew Bender 1987).

R. Powell, The Law of Real Property (revisions of Chapter 56, Waste; and Chapter 57, Fixtures) (Matthew Bender 1986).

Chapter 36, Financing, in Purchase and Sale of Real Property (Holtzschue, ed., Matthew Bender 1987).

III. Articles

Externships and New Lawyer Mentoring: The Practicing Lawyer's Role in Educating New Lawyers, 24 BYU J. of Public Law 101 (2010).

Practical Examples for Establishing an Externship Program Available to Every Student, 14 Clinical L. Rev. 1 (2007).

Where Do Externships Fit? A New Paradigm Is Needed: Marshaling Law School Resources to Provide an Externship for Every Student, 56 J. Legal Educ. 615 (2006).

Law Schools, Law Students, Civic Engagement, and Community-Based Research as Resources for Improving Access to Justice in Utah, 2006 Utah L. Rev. 953 (2006).

The Practical Location of Boundaries--The Need for a Remedy through Adverse Possession, 1986 B.Y.U. Law Review 957.

Public Land Law Reform: Reflections from Western Water Law, 1982 B.Y.U. Law Review 1.

Landlord-Tenant Law: A Perspective on Reform in Utah, 1981 Utah Law Review 727.

A The Ins and Outs of Bankruptcy, @ Readers Digest Family Legal Guide 101 (1981).

The Tenant As a Consumer? A Comparison of Developments in Consumer Law and in Landlord/Tenant Law, 33 Oklahoma Law Review 1 (1980).

Consumer Credit and the Learned Professions of Law and Medicine, 1976, B.Y.U. Law Review 783.

Utah=s Proposed Federally-Based Individual Income Tax, 1971 Utah Law Review 493.

Comment, Testing Devices and Equal Employment Opportunity: Role of the Courts in Achieving Compatibility, 1970 Utah Law Review 646.

Book Review, A Modern Mortgage Law and Practice @ by Robert Kratovil and Raymond Werner (2nd ed 1981) in Real Estate Law Journal (1982).

IV. Book Supplements

Supplements to Powell on Real Property (Seventeen-volume set published by Matthew Bender). (Annual updates since 1992).

Supplements to Rohan, Zoning and Land Use Controls (Seven-volume set published by Matthew Bender) (Annual updates 1991-1993).

1991 Annual Supplement to Rohan, Real Estate Transactions: Financing (Five-volume set published by Matthew Bender).

Supplements to Backman and Thomas, A Practical Guide to Disputes Between Adjoining Landowners--Easements (Matthew Bender). (Annual updates since 1991).