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Education

- University of California, Hastings, College of Law
J.D., 1979
- University of California, Irvine
B.A., 1974

Clerkships

- Hon. Winslow Christian, California Court of Appeal, First Appellate District (1979-1980)
- Hon. Donald B. King, California Court of Appeal, First Appellate District (1983-1996)

Bar Admissions

- California
- U.S. Supreme Court
- Ninth Circuit Court of Appeals
- D.C. Circuit Court of Appeals
- U.S. District Court Northern and Central California Districts

Jon B. Eisenberg, “of counsel” with Horvitz & Levy, has nearly four decades of experience in appellate litigation. He is the principal author of the leading treatise on California civil appellate practice, The Rutter Group’s “California Practice Guide: Civil Appeals and Writs.” He has argued a dozen cases in the California Supreme Court and nearly 100 cases in the California Courts of Appeal and the United States Court of Appeals for the Ninth Circuit and D.C. Circuit.

Mr. Eisenberg’s clients range from Fortune 500 companies, to nonprofit entities, to individuals of modest means in pro bono litigation. His appellate practice in recent years has been split evenly between business litigation and public interest and pro bono work. He has participated in numerous civil rights cases involving issues such as same-sex marriage, the right to die, affirmative action, religious liberty, national security, and detention at Guantánamo Bay. His 2006 book “The Right vs. The Right to Die” is a nonfiction account of the Terri Schiavo case, in which he participated as one of the attorneys representing Michael Schiavo.

In 2016, the Los Angeles County Bar Association presented Mr. Eisenberg with its Pamela E. Dunn Appellate Justice Award, which honors an individual who has made an extraordinary contribution to achieving appellate justice for individuals, groups, or causes, including for those with limited access to the legal system.

In 2011, Mr. Eisenberg received California Lawyer magazine’s “Attorney of the Year” (CLAY) award for his work on a lawsuit challenging President George W. Bush’s warrantless wiretapping program. In 2010, he was featured in the Los Angeles and San Francisco Daily Journal as one of ten “Lawyers Who Helped Shape a Decade.” He regularly appears on the list of the top 100 Northern California “Super Lawyers.” *The Best Lawyers in America* has named him a “Best Lawyer” every year since 2008 and in 2014 he was named “Lawyer of the Year” in the field of Appellate Law.

Mr. Eisenberg received his Bachelor of Arts from the University of California at Irvine and his Juris Doctor from the University of California Hastings College of the Law. He is a California State Bar Certified Appellate Specialist, and is a member of the California Academy of Appellate Lawyers, as well as the American Academy of Appellate Lawyers.

Professional Associations

- [American Academy of Appellate Lawyers](#)
- [California Academy of Appellate Lawyers](#)

Publications

- Death Penalty Initiative Said to be Unrealistic (May 16, 2016), Daily J., p. 1
- Respect Patients’, Not Hospitals’, End-Of-Life Wishes (March 22, 2016) San Francisco Chronicle
- Suing George W. Bush: A Bizarre and Troubling Tale (July 9, 2008) Salon.com
- Twelve Prose Poems by Roger J. Traynor (With a Nod to Charles Baudelaire) (2008) 9 Journal of Appellate Practice and Process 101
- Schiavo on the Cutting Edge: Functional Brain Imaging and Its Impact on Surrogate End-Of-Life Decision-Making (2008) 1 Neuroethics 75
- The Right vs. The Right to Die (2006) [nonfiction account of the Terri Schiavo case]
- Bush v. Schiavo and the Separation of Powers: Why a State Legislature Cannot Empower a

Governor to Order Medical Treatment When There is a Final Court Judgment That the Patient Would Not Want It (2005) 7 J.L. & Soc. Challenges 81

- Unmasking "crack smoking jesus": Do Internet Service Providers have a Tarasoff Duty to Divulge the Identity of a Subscriber who is Making Death Threats? (2003) 25 Hastings Communications and Entertainment Law Journal (Comm/Ent) 683
- The Courts and the News Media (California Judges Association 7th ed. 2002) Chapter 6, Legal Research
- Legal implications of the Wendland case for end-of-life decision making (2002) 176 Western Journal of Medicine 124
- Cal. Practice Guide: Civil Procedure Bulletin (The Rutter Group 1991-1993)
- California Practice Guide: Civil Appeals and Writs The Rutter Group 1989; updated annually
- Appellate Practice Civil Litigation Reporter (Cont.Ed.Bar 1983-1989)
- Action Guide: Handling Civil Appeals (1st ed. Cont.Ed.Bar 1985)
- Remittitur in California Civil Appellate Practice (2d ed. Cont.Ed.Bar 1985)
- Sanctions on Appeal: A Survey and a Proposal for Computation Guidelines (1985) 20 U.S.F. L. Rev. 13
- 1981-1984 Supplements to California Civil Appellate Practice (Cont.Ed.Bar 1966)
- Lugosi v. Universal Pictures: Descent of the Right of Publicity (1978) 28 Hastings L. J. 751