

## **Dr. Michal Ofer Tsfoni**

### **Education**

- 2004-2010 Ph.D., Faculty of Law, Bar-Ilan University. Thesis: "The Ideal of Gender Equality in the Workplace and the Decisions of the Labor Courts" by the supervision of professor Ruth Halperin-Kaddari (Department of Law) and doctor Bryna Bogoch (Department of social sciences), Bar-Ilan University.
- 1998-2002 LL.M., Faculty of Law, Bar-Ilan University.
- 1991-1995 LL.B., Faculty of Law, Tel Aviv University

### **Legal Experience**

- 2007-2010 Lawyer in Private Law Practice
- 2004-2007 Legal Counsel at Placement Agency
- 1995-1996 Articled clerk, Tel-Aviv District Court, Judge Michal Rubinstein

### **Academic Positions**

- 2010- Present Director of the Center of legal clinics and Social Responsibility, Netanya Academic College.
- 2008-Present Lecturer, School of Law, Netanya Academic College
- 2002-Present Lecturer, School of Banking & Finance, Netanya Academic College
- 2000-2009 Professor Assistant, School of Law, Netanya Academic College

### **Fields of Expertise**

Legal Ethics  
Property Laws  
Negotiable Instruments Law  
Payment Devices Law

### **Scholarships and Grants**

- 2013 Research Grant, the David Weiner Center for Lawyers Ethics and Professional Responsibility
- 2005 The Dafna Izraeli Scholarship for Women and Gender Studies

### **Publications**

"The Liability Regime for Unauthorised Digital Payments According to Payment Services Law 2019 – Partial Amendment to Incomplete arrangement" **Hukim – Journal on Legislation** 16 (2021) 7.

"Access to Justice in Israel: Rights, Legal Aid and Pro -Bono Legal Services in a Lawyer Dominated Environment" to be published in a book by Cambridge University Press (with Limor Zer-Gutman).

"The Doctrine of Holding in Due Course as a Means of Empowering the Professional Creditor in a Clash with the Drawer of a Check, Where the Underlying Consideration has Failed: Adhering to Archaic Rules to Maintain an Unfair Advantage" **Law and Business Journal** 23 (2019) 251.

"On Failure of Consideration and Holding in Due Course: An Opportunity to Correct a Legal Anachronism in the Israeli Law of Negotiable Instruments" **Netanya Academic College Law Review** 12 (2017).

"Who is Worthy of Becoming a Lawyer? The Regulation Governing Admission to the Bar – Ideals and Reality" will be published in **Hamishpat Law Review** 23 (2017) 115.

"The Rights of the "Pledger Guarantor" **Quarterly Banking Review** 179 (2016) 23.

"The Degree of Intervention of the Courts in Decisions Made by the Bar Association's Disciplinary Courts" **Hamishpat Law Review** 20 (2015) 101.

"Cancelling the Exclusion of Holders of Management and Trust Positions from the Hours of Work & Rest Law - Is it really a necessary and effective amendment?" **Netanya Academic College Law Review** 9 (2014) 83.

Contract Clauses that Lock the Courts' Doors: Attorneys Include Illegal Contract Clauses that Act as Accessibility Barriers to the Courts, **Israel Studies In language and Society**, a special issue on Language and Law in Israel, 5(1-2)143 (2013).

Attachment of Overdraft Facilities: A Few Thoughts Prior to a Renewed Ruling of the Supreme Court, together with Prof. Ruth Plato-Shinar, **Netanya Academic College Law Review** 8 (2012) 93.

### **Other Publications**

"The Intervention of the Courts in Decisions Made by the Bar Association's Disciplinary Courts" Haifa Bar journal called "**Open Doors**" 54, July 2015.

"Does a Lawyer have a right to obtain a lien over client's funds pertaining to a different unrelated case?" **The Lawyer** 27, April 2015.

"Is it possible to curve a credit account?" together with Prof. Ruth Plato-Shinar, **The lawyer** 15, April 2012.

### **Certifications**

2006 Arbitrator licensed by the Israeli Bar Organization

### **Conferences Organized**

2017 " Legal rights-from formation to realization".

2016 "Social Responsibility among lawyers - The development and encouragement of social responsibility amongst law students ".

- 2014 "Language and Law in Israel" co-organized with Prof. Ruth Plato-Shinar and Dr. Sol Azuelos Atias.
- 2013 "From Ethics to Practice - Ethical Dilemmas and Their Resolution" co-organized with Dr. David Elkins
- 2013 "From the Codes of Ethics to Professional Practice" co-organized with Dr. Amichai Kerner.
- 2011 "30 years of Banking Law (Customer Service)" co-organized with Prof. Ruth Plato-Shinar.

**Academic and Professional Activities**

- 2020 "Issues in Negotiable Instruments Law In light of new legislation" - continuing education program in the Israeli Bar Association.
- 2018 ""Holder in due course" in accepting postdates checks as security for giving credit", in the conference "Banking in the new world" of the Bar Association of Israel.
- 2017 "The Bilateral Connection between the Court's Decision and Public's Stance" in the conference "The Shot that Echoed: Elor Azaria's Trial and Israeli Society".
- 2016 "Regulation of the right to become a Lawyer according to past behavior and character - A Comparative Perspective and Proposed Amendments." Lecture at the International Legal Ethics Conference 7, Fordham University, New York.
- 2016 "The Informed Consent of a Patient – 20 years since the enactment of the Patient's Rights Law" Head of panel in the conference at the Netanya Academic Collage.
- 2015 "The Degree of Intervention of the Courts in Decisions made by the Bar Association's Disciplinary Courts" in the conference "Current Issues in disciplinary proceedings" held in the Israeli Bar Association.
- 2015 "Who is worthy of becoming a lawyer? The impact of private behavior on the Bar's discretion to register a legal intern and to admit a candidate to the Bar." Lecture at the Annual Conference of the Israeli Law and Society Association.
- 2014 " Empirical Research: The Degree of Intervention of the Courts in Decisions made by the Bar Association's Disciplinary Courts." Lecture at the International Legal Ethics Conference 6, London.
- 2014 "Contract Clauses that Lock the Courts' Doors: Attorneys Include Illegal Contract Clauses that Act as Accessibility Barriers to the Courts" lecture at the conference "Language and Law in Israel".
- 2014 "Legal ethic in Israel: Structure and Powers" lecture at Touro College Law Center, New York.
- 2014 Chairperson of session "Limiting the Working Hours of Employees in Management Positions", in the conference "On Overwork: Multy-Disciplinary Analysis" held in the Netanya Academic College.
- 2007 Lecturer at the Continuing Legal Education Center of the Israeli Bar Organization as part of Certificate Studies for Lawyers and Corporate Legal Counsels.

**Public Activity - Volunteer Work**

2007-2010 "Shil" – Citizens' Counseling Services Yehud – free legal counseling

2005-2007 Israel's Women's Network – legal counseling for work place  
discrimination