

María Guadalupe Martínez Alles

2255 E. Evans Ave., Denver, CO 80208

maria.g.martinez@du.edu

Academic Appointments

Current Position

University of Denver Sturm College of Law, United States, 2025-present
Associate Professor of law (tenured)

Previous Positions

IE University, Law School, Spain, 2021-2025
Associate Professor of Law (tenured) 2025
Assistant Professor of Law (tenure-track) 2021-2025

Universidad de San Andrés, Faculty of Law, Argentina, 2014-2020
Assistant Professor of Law (tenure-track)

Visiting Positions

Hong Kong University, Faculty of Law, Hong Kong, Jan-March 2025
Visiting Professor of Law

Universidad de Buenos Aires, Faculty of Law, Argentina, 2024
Visiting Professor of Law, LL.M. in Private Law

Universidad Adolfo Ibañez, Faculty of Law, Chile, 2020-2025
Visiting Professor of Law, LL.M. in Private Law Theory

Universidad Nacional de Córdoba, Faculty of Law, Argentina, 2016-2020
Visiting Professor of Law, LL.M. in Legal Theory

Education

Yale University, Law School, United States, 2011-2017
Doctor of the Science of Law (J.S.D.)

Yale University, Law School, United States, 2010-2011
Master of Laws (LL.M.)

Universidad Nacional de Córdoba, Faculty of Law, Argentina, 2006-2008
Master of Laws (LL.M.)

Universidad Nacional de Córdoba, Faculty of Law, Argentina, 1997-2003
Abogada (J.D.) (summa cum laude; valedictorian address) GPA of 9.5/10.0 (top 1% of the class)

Research Experience

Oxford University, Institute of European & Comparative Law, United Kingdom, Jan-March 2023
Academic Visitor

Oxford University, Faculty of Law, United Kingdom, Jan-March 2020
Academic Visitor

Westfälische Wilhelms-Universität Münster, Faculty of Law, Germany, April-May 2019
WWU Fellow

Max Planck Institute for Comparative Private Law, Hamburg, Germany, Nov-December 2018
Visiting Scholar

Universidad Nacional de Córdoba, Faculty of Law, Argentina, 2009-2010
National Science Foundation Fellow

Yale University, Law School, United States, 2008-2009
Visiting Researcher

Teaching and Research Interests

Tort law, consumer law, law and technology, comparative private law, private law theory

Representative Publications

Monograph

Torts and Retribution. The Case for Punitive Damages. Cambridge University Press 2025.

Articles and Book Chapters (peer-reviewed)

Beyond Structural Vulnerability in EU Digital Policy. Forthcoming in: F. de Elizalde and H-W Micklitz (eds.), *EU Digital Private Law*, Hart Publishing 2026

Understanding Illegal Tort Claims in Spain. Forthcoming in: M. Dyson (ed.), *Understanding Illegal Tort Claims: Comparative Legal Reasoning in Global Perspective*, Hart Publishing 2025 (*with Marta Pantaleón Díaz, Diego Sobejano and Carlos Gómez Ligüerre*)

Reducing Inequality in Consumer Transactions: The Significance of Aggravated Vulnerabilities, in: K. Davis and M. Pargendler (eds.), *Legal Heterodoxy in the Global South*, Cambridge University Press 2025, pp. 77-111

Situating Tort Law Within a Web of Institutions: Insights for the Age of Artificial Intelligence, 17(1) *Journal of Tort Law* 2024, pp. 45-60

Punitive Damages in Argentina and Mexico. Rethinking the Scope of the Public Policy Exception, in: L. Meurkens and C. Vanleenhove (eds.), *The Recognition and Enforcement of Punitive Damages Judgments Across the Globe: Insights from Various Continents*, Maastricht Law Series, Eleven 2023, pp. 129-147

Tort Remedies as Meaningful Responses to Wrongdoing, in: J. Oberdiek and P. Miller (eds.), *Civil Wrongs and Justice in Private Law*, Oxford University Press 2020, pp. 231-251 (*One of two unsolicited, competitively selected contributions*)

Regulating Gender Stereotypes in Advertising. When Persuasion Reinforces Inequality, 5 *Latin American Legal Studies* 2019, pp. 287-312

Punitive Damages. Reorienting the Debate in Civil Law Systems, 10(1) *Journal of European Tort Law* 2019, pp. 63-81

Moral Outrage and Betrayal Aversion. The Psychology of Punitive Damages, 11(2) *Journal of Tort Law* 2018, pp. 245-303

Most Relevant Publications in Spanish

La Dimensión Sancionadora del Derecho de Daños. Los Daños Punitivos [The Retributive Dimension of Tort Law: Punitive Damages], in: D. M. Papayannis (ed.), *Manual de Responsabilidad Extracontractual*, Suprema Corte de Justicia de la Nación de Mexico 2022, pp. 601-647

Daños Punitivos: Reorientación del Debate en los Sistemas Continentales [Punitive Damages in Civil Law Systems], in: C. de la Rosa Xochitiotzi (ed.), *Derecho de Daños*, Suprema Corte de Justicia de la Nación de Mexico 2021, pp. 65-97

La Dimensión Retributiva del Derecho de Daños: La Perspectiva de la Víctima [The Retributive Dimension of Tort Law: The Victim's Perspective], in: J. A. García Amado and D. M. Papayannis (eds.), *Dañar, Incumplir y Reparar. Ensayos de Filosofía del Derecho Privado*, Palestra 2020, pp. 107-131

La Regulación de los Estereotipos de Género en la Publicidad: El Rol de la Persuasión en el Refuerzo de la Desigualdad [Regulating Gender Stereotypes in Advertising. When Persuasion Reinforces Inequality], 5 *Latin American Legal Studies* 2019, pp. 133-158

Daños Punitivos: ¿Cómo Sancionar Malas Prácticas Empresariales? [Punitive Damages: Sanctioning Corporate Misbehaviour], *La Ley* 2015, pp. 529-535

Desafíos Constitucionales de los Daños Punitivos: Los Problemas del Ne Bis In Idem [The Constitutional Challenges of Punitive Damages: Ne Bis In Idem], in: J. Rivera, L. Grosman, S. Elías, S. Legarre (eds.), *Tratado de los Derechos Constitucionales*, Abeledo Perrot 2014, pp. 688-731 (*with Patricio Nazareno*)

¿Para Qué Sirven los Daños Punitivos? Modelos de Sanción Privada, Sanción Social y Disuasión Óptima [What is the Purpose of Punitive Damages? Models of Private Punishment, Social Punishment and Optimal Deterrence], 5 *Revista de Responsabilidad Civil y Seguros* 2012, pp. 55-100

Miscellaneous

Contract Law and Inequality: Comparative Approaches to Consumer Vulnerability, *Transformative Private Law Blog*, October 14, 2024

Do Gender Stereotypes in Advertising Impact AI?, *Oxford Business Law Blog*, February 28, 2023

Teaching and Service Experience

University of Denver, Sturm College of Law, 2025-present

Courses Taught: Torts, Advanced Torts: Products Liability

IE University, Law School, Spain, 2021-2025 (*Student Evaluation Mean Rating: 4.7/5. Teaching Excellence Prize 2021, 2022, 2023 and 2024*)

Courses Taught: Torts, Contracts

Language of Instruction: English

Service:

Subject Coordinator, Foundations of Private Law, 2024-2025

Subject Coordinator, Torts, 2021-2025

Member, Jean Monnet Centre of Excellence for Law and Automation, 2022-present

Co-organizer, IE Private Law Series, 2021-2022

Member, Joint Thesis Prize Committee, 2021-2024

Member, LLB Final Projects Prize Committee, 2021-2024
Coordination, Linked Final Projects LLBBIR, 2021-2024
Member, IE Business & Society Research Group, 2021-2025
Supervisor, Final Projects, 2021-2025

Universidad de San Andrés, Faculty of Law, Argentina, 2014-2020 (*Student Evaluation Mean Rating: 9.4/10*)

Courses Taught: Foundations of Private Law, Torts, Advanced Torts, Topics in Behavioral Law & Economics: Consumer Law

Service:

Supervisor, Graduate Dissertations, 2016-2020
Co-organizer, Workshop Carlos S. Nino, 2019-2020
Member, Teaching Awards Committee, 2018
Chair, Students Prize Committee, 2016-2019
Member, Master's Dissertation Committee, 2016-2020
Coordinator, Civil Code Reform Program, 2015
Member, Students Exchange Committee, 2014-2020
Chair, Equivalences Committee, 2014-2020

Academic Service

Referee for major peer-reviewed law journals (e.g., Jurisprudence, Canadian Journal of Law and Jurisprudence, Journal of European Consumer and Market Law, Latin American Legal Studies, Revista de Derecho Privado de la Universidad Externado de Colombia)

Editorial Board, Revista Jurídica de la Universidad de San Andrés, Argentina, 2021-present

External Expert, Research Grant 'Los Errores en la Producción y en la Aplicación del Derecho', Ministerio de Ciencia e Innovación de España (Directors: J. Ferrer and D. Papayannis), 2021-2024

Ph. D. Dissertation Committee, Universidad de Buenos Aires, Argentina, 2018, 2019

Ph. D. Dissertation Committee, Universidad Nacional de Córdoba, Argentina, 2018-2021

Grants, Awards and Distinctions

LSA Herbert Jacob Book Prize Nomination, 2026

CIVICA Grant, Short Faculty Visit, Sciences Po, Paris, 2023

Teaching Excellence Prize, IE University, Spain, 2021, 2022, 2023 and 2024

WWU Fellowship Award, Westfälische Wilhelms-Universität Münster, Germany, 2019

Research Award, Max Planck Institute for Comparative Private Law, Germany, 2018

J.S.D. Marshal Distinction, Yale Law School, United States, 2017

Research Grant, Universidad de San Andrés, Argentina, 2015, 2018 and 2019

Lilian Goldman Scholarship Award, Yale Law School, United States, 2011-13

Full scholarship for doctoral studies

Ringe Scholarship Award, Yale Law School, United States, 2010-11

Full scholarship for LL.M. studies

Research Fellow Scholarship, SECyT, Universidad Nacional de Córdoba, Argentina, 2009

Outstanding Graduate Prize, Universidad Nacional de Córdoba, Argentina, 2004

Summa cum laude - GPA of 9.5/10.0 (top 1% of the class)

Valedictorian Address, Universidad Nacional de Córdoba, Argentina, 2003

Class speaker at the graduation ceremony for holding the highest GPA

Legal Work Experience

Legal Advisor, Córdoba Agency for Investment & Development Projects, Argentina, 2007-2008
Achieved by promotion from Legal Assistant. Resigned to study abroad

Legal Advisor, InterAmerican Development Bank, D.C., United States, 2007
Selected competitively from a pool of 400 applicants

Legal Assistant, Córdoba Agency for Investment & Development Projects, Argentina, 2005-2007
Selected in compliance with the IADB policy of hiring the highest GPAs from the most prominent public universities in Argentina

Judicial Clerkship, Córdoba Civil District Court, Argentina, 2003-2005
Position earned in a highly competitive selection process

Most Recent Presentations and Lectures (Selection)

Torts and Retribution: The Case for Punitive Damages (CUP 2025)

Workshop on Torts and Retribution, University of Denver, April 2026

Workshop on Torts and Retribution, Girona, Spain, February 2026

Workshop on Torts and Retribution, Universidad Adolfo Ibañez, Chile, November 2025

Book Launch on Torts and Retribution, University of Denver, October 2025

Book Panel, ELU-S Conference, Charles University, Prague, September 2025

The Significance of the Private Actor in Torts

North American Workshop on Private Law Theory XII, University of British Columbia, Vancouver, Canada, November 2025

The Expressive Function of Tort Law

Workshop on Private Law Theory, Universidad Adolfo Ibañez, Chile, November 2025

Beyond Structural Vulnerability in EU Digital Policy

ELU-S Conference, Charles University, Prague, September 2025

Workshop on EU Digital Private Law, IE University, Segovia, Spain, May 2025

Beyond Structuralists and Functionalists in Torts: The Significance of the Private Actor

Private Law Group, Hong Kong University, February 2025

Consumer Law and Inequality: Comparative Approaches to Consumer Vulnerability in Europe and Latin America

Centre for Comparative and Public Law, Hong Kong University, February 2025

Consumer Law and Inequality: Comparative Approaches to Consumer Vulnerability

Workshop Social Justice, Private Law and Europe, University of Amsterdam, October 2024

Reducing Inequality in Consumer Transactions: The Significance of Aggravated Vulnerabilities

Legal Heterodoxy: Contract, Corporate and Tort Law in the Global South, Annual Meeting of the ASCL, Texas A&M University School of Law, Fort Worth, Texas, United States, October 2024

Derecho del Consumo y Vulnerabilidad: Una Perspectiva Comparada entre América Latina y Europa

- International Conference on Contract Law, Universidad de Chile, Chile, October 2024
The Significance of the Private Actor in Torts
- Faculty Workshop, IE University, Madrid, Spain, November 2024
Private Law Theory Workshop, Universidad del Externado, Colombia, May 2024
Faculty Workshop, Universidad Torcuato Di Tella, Buenos Aires, Argentina, May 2024
The Place of Punishment in Private Law: Rethinking Punitive Damages in Civil Law Systems
- International Conference on Torts, Universidad del Externado, Colombia, May 2024
Understanding Illegal Tort Claims in Spain
- Workshop on Illegal Tort Claims, University of Oxford, United Kingdom, February 2024
The Significance of Harm
- Workshop on *Reasonableness and Risk*, USC Gould School of Law, United States, May 2023
Aggravated Vulnerabilities in the Digital Age
- Workshop on Regulation and AI Governance, Sciences Po, Paris, September 2023
Reducing Inequality in Consumer Transactions
- NYU Workshop on Legal Heterodoxy in the Global South, Buenos Aires, April 2023
Punitive Damages in Argentina and Mexico: Rethinking the Scope of the Public Policy Exception
- Obligations Discussion Group, University of Oxford, United Kingdom, February 2023
Beyond Internalists and Externalists in Torts: The Significance of the Private Actor
- Obligations X Conference: Private Law and the State, Alberta, Canada, July 2023
Legal Theory Group, University of Edinburgh, United Kingdom, December 2022
Regulating Gender Stereotypes in Advertising
- Faculty Workshop, Universidad Torcuato di Tella, Buenos Aires, Argentina, March 2022
The Retributive Dimension of Tort Law: The Victim's Perspective
- Legal Theory Workshop, Universidad Autónoma de Madrid, Spain, April 2022
Private Law Theory Workshop, Universidad Adolfo Ibañez, Chile, September 2021
Private Law Theory Workshop, ITAM, México, July 2021
Tort Law Theory Workshop, Taller “José León Barandiarán”, Perú, March 2021.
Legal Theory Workshop, Universidad Externado de Colombia, Colombia, November 2020
Tort Law Symposium, Supreme Court of México, México, June 2020
Tort Law Theory Workshop, Universidad Nacional de Córdoba, Argentina, April 2019
Recognition of Punitive Damages in Argentina and Mexico
- M-EPLI Roundtable, Maastricht University, Netherlands, October 2021
The Boundaries Between Emotional and Punitive Damages
- Private Law Theory Workshop, Universidad Adolfo Ibañez, Chile, September 2021
The Retributive Dimension of Tort Law
- II Conference, En Teoría Hay Mujeres, Universidad de Girona, Spain, April 2021
Tort Remedies as Meaningful Responses to Wrongdoing
- Obligations Discussion Group, University of Oxford, United Kingdom, February 2020
Aktuelle Stunde, Max Planck Institute for Comparative Law, Germany, December 2018

Conference on Civil Wrongs and Justice in Private Law, Rutgers Law School, United States, October 2018

Languages

Spanish, native; English, fluent; Italian, basic