

## ANDERS WALKER

Saint Louis University School of Law  
100 North Tucker, St. Louis, Missouri 63101  
awalke16@slu.edu  
(314) 977-7447

### Current Position

Saint Louis University School of Law, St. Louis, Missouri  
Professor, 2013 – Present  
Associate Professor, 2011 – 2013  
Assistant Professor, 2006 – 2011  
*Teacher of the Year, 2009, 2011, 2012*

### Education

|     |      |  |
|-----|------|--|
| PhD | 2003 | Yale University, New Haven, Connecticut (African American Studies & History)<br>Dissertation: <i>The Ghost of Jim Crow: Law, Culture, &amp; the Subversion of Civil Rights</i> (Finalist, C. Vann Woodward Diss. Award, Southern Hist. Ass'n 2004) |
| JD  | 1998 | Duke University, Durham, North Carolina<br><i>Duke Law Journal</i>   |
| MA  | 1998 | Duke University, Durham, North Carolina (History)<br>Thesis: "The Rise of Masked Resistance to <i>Brown v. Board of Education</i> "  |
| BA  | 1994 | Wesleyan University, Middletown, Connecticut<br><i>Phi Beta Kappa</i>  |

### Book

*The Ghost of Jim Crow: How Southern Moderates Used Brown v. Board of Education to Stall Civil Rights* (New York: Oxford University Press, 2009)

Reviewed by Keith M. Finley, 116 *American Historical Review* 481 (April 2011)  
Reviewed by J. Russell Hawkins, 77 *Journal of Southern History* 217 (Feb. 2011)  
Reviewed by Mary L. Dudziak, 97 *Journal of American History* 570 (Sept. 2010)  
Reviewed by Gerald N. Rosenberg, "White-Washing Racism," *H-Net* (April 2010)  
Reviewed by Willoughby Anderson, 28 *Law & History Review* 880 (2010)  
Reviewed by Christopher E. Smith, 20 *Law & Politics Book Review* 15 (2010)

### Select Publications

"To Corral and Control": Stop, Frisk, and the Geography of Freedom," *University of Richmond Law Review* (forthcoming 2014)

"Strange Traffic: Sex, Slavery, and the Freedom Principle," 46 *Connecticut Law Review* (forthcoming 2013)

"'A Horrible Fascination': Segregation, Obscenity, and the Cultural Contingency of Rights," 89 *Washington University Law Review* 1017 (2012)

"The New Common Law: Courts, Culture, and the Localization of the Model Penal Code," 62 *Hastings Law Journal* 1633 (2011)

"Shotguns, Weddings, and Lunch Counters: Why Cultural Frames Matter to Constitutional Law," 38 *Florida State University Law Review* 345 (2011)

"Blackboard Jungle: Desegregation, Delinquency, and the Cultural Politics of *Brown*," 110 *Columbia Law Review* 1911 (2010) (essay)

Honorable Mention, 2011 John Hope Franklin Prize, Law & Society Association

"American Oresteia: Herbert Wechsler, the Model Penal Code, and the Uses of Revenge," 2009 *Wisconsin Law Review* 1017 (2009)

Winner, 2009 Thompson Coburn Faculty Scholarship Award

"The Violent Bear It Away: Emmett Till and the Modernization of Law Enforcement in Mississippi," 46 *San Diego Law Review* 459 (2009)

Winner, 2010 Law & Society Association Article Prize

"The Anti-Case Method: Herbert Wechsler and the Political History of the Criminal Law Course," 7 *Ohio State Journal of Criminal Law* 31 (2009) (peer review)

Winner, 2009 Junior Scholar Award, AALS Section on Criminal Justice

Winner, 2009 Call for Papers Award, Southeastern Association of Law Schools

"'Neutral' Principles: Rethinking the Legal History of Civil Rights, 1934-1964," 40 *Loyola University Chicago Law Journal* 385 (2009)

"From Ballots to Bullets: *District of Columbia v. Heller* and the New Civil Rights," 69 *Louisiana Law Review* 509 (2009)

### **Other Publications**

"The New Jim Crow? Recovering the Liberal Origins of Mass Incarceration," *Hastings Constitutional Law Quarterly* (forthcoming 2014)

Review of Evan J. Mandery, *Wild Justice: The Death and Resurrection of Capital Punishment in America* (New York: W.W. Norton, 2013) *Criminal Law Bulletin* (forthcoming 2014)

"The Infinite Citation," (with Miriam Cherry) 2 *Journal of Law* 493 (2013)

Review of Tomiko Brown-Nagin, *Courage to Dissent: Atlanta and the Long History of the Civil Rights Movement* (New York: Oxford University Press, 2011) 31 *Law & History Review* 641 (2013)

"The Southern Regional Council and Social Class in the South," entry in *The New Encyclopedia of Southern Culture* (Chapel Hill: University of North Carolina Press, 2012)

"*Brown v. Board of Education*," entry in *Oxford Encyclopedia of American Political and Legal History* (New York: Oxford University Press, 2012)

Review of Mark Brilliant, *The Color of America Has Changed: How Racial Diversity Shaped Civil Rights Reform in California 1941-1978* (New York: Oxford University Press, 2010) 30 *Law & History Review* 286 (2012)

“When Gangs Were White: Race, Rights, and Youth Crime in New York City, 1954-1964,” 54 *Saint Louis University Law Journal* 1369 (2011)

Review of Keith Finley, *Delaying the Dream: Southern Senators and the Fight against Civil Rights, 1938-1965* (Baton Rouge: LSU Press, 2008) 46 *Louisiana History* 115 (2011)

“Diversity’s Strange Career: Recovering the Racial Pluralism of Lewis F. Powell, Jr.,” 50 *Santa Clara Law Review* 647 (2010)

“To Secure These Rights,” entry in *Milestone Documents in African American History: Exploring the Essential Primary Sources, Vol. 3, 1901-1964*, Paul Finkelman, ed. (Dallas: Schlager, 2010)

Review of Robert L. Tsai, *Eloquence & Reason: Creating a First Amendment Culture* (New Haven: Yale University Press, 2008), H-Law (Nov. 2010)

Review of William J. Cuddihy, *The Fourth Amendment: Origins and Original Meaning, 602-1791* (Oxford University Press, 2009) 28 *Law & History Review* 859 (2010)

Review of Ariela Gross, *What Blood Won’t Tell: A History of Race on Trial in America* (Harvard University Press, 2008), 115 *American Historical Review* 829 (2010)

Review of Raymond Wolters, *Race and Education, 1954-2007* (University of Missouri Press, 2008), 76 *Journal of Southern History* 503 (2010)

“Response to Readers of the ‘The Anti-Case Method: Herbert Wechsler and the Political History of the Criminal Law Course,’” 7 *Ohio State Journal of Criminal Law* 304 (2009)

Review of Brent J. Aucoin, *A Rift in the Clouds: Race and the Southern Federal Judiciary, 1900-1910* (University of Arkansas Press, 2007) 75 *Journal of Southern History* 1087 (2009)

“‘Things Cannot Go on as They Are’: Contextualizing Herbert Wechsler’s Critique of the School Segregation Cases,” 52 *Saint Louis University Law Journal* 1211 (2008)

“Democracy’s Double Edge: Police and Procedure in the United States,” chapter in *Comparative Policing: the Struggle for Democratization*, Maki Haberfeld, ed. (Thousand Oaks: Sage, 2008)

Review of Charles L. Zelden, *Bush v. Gore: Exposing the Hidden Crisis in American Democracy* (University Press of Kansas, 2008), H-Law (December 2008)

“Taxing Prejudice: Non-Constitutional Approaches to the Problem of Minority Rights,” chapter in *The Intersection of Rights and Regulation: New Directions in Sociolegal Scholarship*, Bronwen Morgan, ed. (Hampshire, UK: Ashgate, 2007)

“Populism, Politics, and the Struggle for Police Professionalism in the United States,” scholar’s perspective in Michael D. White, *Current Issues and Controversies in Policing* (Boston: Allyn & Bacon, 2007)

“The McCone Commission,” & “Riots/Demonstrations (Response To),” entries in *Encyclopedia of Law Enforcement, Vol. 1: State and Local*, Larry E. Sullivan, ed. (Thousand Oaks: Sage, 2005)

“Raising the Bar: *Brown* and the Transformation of the Southern Judiciary,” 48 *Saint Louis University Law Journal* 1037 (2004)

Review of Peter Irons, *Jim Crow’s Children: The Broken Promise of the Brown Decision* (Viking, 2002), H-Net (December 2003)

Review of James T. Patterson, *Brown v. Board of Education and Its Troubled Legacy* (Oxford University Press, 2001), 21 *Law and History Review* 433 (2003)

NOTE: “Legislating Virtue: How Segregationists Disguised Racial Discrimination as Moral Reform Following *Brown v. Board of Education*,” 47 *Duke Law Journal* 399 (1997)

## Honors

Law & Society Association Article Prize Committee, 2012-2013

Editorial Board, *Law & Social Inquiry*, 2012 – Present

2012 Teacher of the Year, Saint Louis University School of Law

Winner, 2012 Thompson Coburn Faculty Book Award (for *The Ghost of Jim Crow: How Southern Moderates Used Brown v. Board of Education to Stall Civil Rights* (New York: Oxford University Press, 2009))

2011 Teacher of the Year, Saint Louis University School of Law

Honorable Mention, 2011 John Hope Franklin Prize, Law & Society Ass’n (for “Blackboard Jungle: Desegregation, Delinquency & the Cultural Politics of *Brown*,” 110 *Colum. L. Rev.* 1911 (2010))

Consulting Editor, *Oxford Encyclopedia of American Political and Legal History* (New York: Oxford University Press, 2012)

Winner, 2010 Law & Society Association Article Prize (for “The Violent Bear It Away: Emmett Till and the Modernization of Law Enforcement in Mississippi,” 46 *San Diego L. Rev.* 459 (2009))

Winner, 2009 Thompson Coburn Faculty Scholarship Award (for “American Oresteia: Herbert Wechsler, the Model Penal Code, and the Uses of Revenge,” 2009 *Wis. L. Rev.* 1017 (2009))

2009 Teacher of the Year, Saint Louis University School of Law

Paper selected for the 2009 Law & Humanities Junior Scholar Workshop, Georgetown University Law Center (for “Blackboard Jungle: Delinquency, Psychiatry, and the Bio-Politics of *Brown*”)

Winner, AALS Section on Criminal Justice Junior Scholar Award, 2009 (for “The Anti-Case Method: Herbert Wechsler & the Political History of the Criminal Law Course”)

Winner, Southeastern Association of Law Schools Annual Call for Papers Competition, 2009 (for “The Anti-Case Method: Herbert Wechsler & the Hidden History of Criminal Law”)

Participant, “Rights & Regulation,” Law & Society Association Summer Institute, Centre for Socio-Legal Studies, Oxford University, Oxford, UK, 2005

Finalist, C. Vann Woodward Dissertation Award, Southern Historical Association, 2004 (*for* “The Ghost of Jim Crow: Law, Culture, and the Subversion of Civil Rights”)

Golieb Fellow in Legal History, New York University School of Law, 2002 – 2003

Archie K. Davis Fellow, University of North Carolina, summer 2002

Allan Sheldon III Memorial Fellow, Yale University, 2001-2002

Center for the Study of Race, Inequality, and Politics Fellow, Yale University, 2001-2002

Editorial Board, *Duke Law Journal*

Phi Beta Kappa, Wesleyan University

### **Relevant Experience**

Saint Louis University School of Law, St. Louis, Missouri

Professor, 2013 – Present

Associate Dean for Research, 2012 – 2013

Associate Professor, 2011 – 2013

Assistant Professor, 2006 – 2011

*Teacher of the Year, 2009, 2011, 2012*

Appointments Committee, 2009-2011, 2013-Present

Faculty Workshop Coordinator, 2008-2010

*Criminal Law, American Legal History, Con Law II, Warren Court, Regulation of Vice*

City University of New York, New York, New York

Assistant Professor, CUNY Graduate Center, 2005 – 2006

Assistant Professor, John Jay College of Criminal Justice, 2003 – 2006

*Criminal Law, Evidence, American Judiciary, Issues in Criminal Justice: Law & Policy*

New York University School of Law, New York, New York

Golieb Fellow in Legal History, 2002 – 2003

Yale University, New Haven, Connecticut

Teaching Fellow, History Department, 2002 – 2003

*United States Political & Social History, 1900-1945; The Vietnam War*

U.S. District Court, Eastern District of Texas, Beaumont, Texas

Law Clerk to the Honorable Howell Cobb, III, 1998 – 1999

North Carolina Attorney General, Raleigh, North Carolina

Research fellow, Special Litigation Division, 1996 – 1997

Supreme Court of Florida, Tallahassee, Florida

Summer Intern, Chief Justice Stephen H. Grimes, 1996

Florida State University College of Law, Tallahassee, Florida  
Legislative Liaison, Children's Advocacy Center, 1994 – 1995

### **Talks, Conferences, Symposia**

“‘Guns Save Lives’: Firearms, Freedom, and the Insurgent Second Amendment,” ABA Criminal Justice Section Fall Institute, Washington, D.C., Nov. 1, 2013

“Strange Traffic: Sex, Slavery, and the Freedom Principle,” Public Law & Legal Theory Workshop, University of Chicago Law School, Chicago, IL, Jan. 22, 2013

“The Piety of Noah: Segregation, Semitism, & Southern Pluralism,” AALS Annual Meeting, New Orleans, Louisiana, Jan. 7, 2013

“Strange Traffic,” Law & Humanities Colloquium, Cornell Law School, Ithaca, NY, March 26, 2012

“Strange Traffic,” Willamette Law School Faculty Workshop Series, Salem, Oregon, Feb. 13, 2012

Moderator, “Civil Rights and Constitutional Litigation, Then and Now,” *University of Pennsylvania Journal of Constitutional Law* 15<sup>th</sup> Anniversary Symposium, University of Pennsylvania Law School, Philadelphia, Pennsylvania, Jan. 20, 2012

“Scarlett’s Rainbow: Margaret Mitchell, Anti-Catholicism, and the Ku Klux Klan in Atlanta, 1924-1934,” American Society for Legal History Annual Meeting, Atlanta, Georgia, Nov. 11, 2011

“Blackboard Jungle: Delinquency, Desegregation, and the Cultural Politics of *Brown v. Board of Education*,” Southern Historical Association Annual Meeting, Baltimore, Maryland, Oct. 28, 2011

“Bramble Bush Revisited: The Rise And Fall of the Case Method,” Vincent Immel Lecture on Law Teaching, Saint Louis University School of Law, April 15, 2011

“A Horrible Fascination: Sex, Segregation, & the Lost Politics of Obscenity,” Legal History Colloquium, Washington University in St. Louis School of Law, St. Louis, Missouri, Feb. 11, 2011

“Shotguns, Weddings, and Lunch Counters: Why Cultural Frames Matter to Constitutional Law,” San Francisco State University Rights Conference, San Francisco, California, Sept. 16, 2010

“The Garden of Forking Paths: The Problem of Narratology in Criminal Law,” American Criminal Justice Sciences Annual Meeting, San Diego, California, Feb. 27, 2010

“Blackboard Jungle: Delinquency, Desegregation, and the Cultural Contingency of Rights,” 50 Years after the Sit-Ins: Reflecting on the Role of Protest in Social Movements and Law Reform, University of Virginia School of Law, Charlottesville, Virginia, January 29, 2010

“Lewis Powell’s Russian Revelation,” American Society for Legal History Annual Meeting, Dallas, Texas, November 11, 2009

“Blackboard Jungle: Delinquency, Desegregation, and the Cultural Politics of *Brown*,” Faculty Workshop Series, Florida State University College of Law, Tallahassee, Florida, October 22, 2009

“The Anti-Case Method: Recovering the Hidden History of Criminal Law,” Southeastern Association of Law Schools Annual Meeting, Manalapan, Florida, August 7, 2009

“The Garden of Forking Paths: The Problem of Narratology in Criminal Law,” Applied Storytelling Conference, Lewis & Clark Law School, Portland, Oregon, July 24, 2009

“Blackboard Jungle: Delinquency, Psychiatry, & the Bio-Politics of *Brown*,” Law & Humanities Junior Scholar Workshop, Georgetown University Law Center, Washington D.C., June 8, 2009

“‘The End of America,’ Lewis F. Powell, Jr. Goes to Russia, 1958” Law & Society Annual Meeting, Denver, Colorado, May 30, 2009

“Blackboard Jungle: Delinquency, Psychiatry, & the Bio-Politics of *Brown*,” Junior Faculty Regional Workshop, Washington University in St. Louis School of Law, St. Louis, Missouri, May 8, 2009

“The Punitive State: How *Brown v. Board of Education* Influenced Southern Public Law,” Organization of American Historians Annual Meeting, Seattle, Washington, March 28, 2009

“Strategic Liberalism: Herbert Wechsler, Neutral Principles, and the Long Civil Rights Movement, 1934-1964,” American Society for Legal History Annual Meeting, Ottawa, Canada, November 15, 2008

“Strategic Liberalism: Herbert Wechsler, Legal Process, and the Long Civil Rights Movement, 1934-1964,” Fourth Annual Constitution Day Conference, San Francisco State University, San Francisco, California, Sept. 17, 2008

“Preparing the People: Strategic Solutions to Implementing Rights Regulation,” Law & Society Association Annual Meeting, Baltimore, Maryland, July 2006

“Democracy’s Dark Side: Majority Rule, Minority Rights, & Strategic Reform,” Law & Society Association Summer Institute, Centre for Socio-Legal Studies, Oxford University, June 2005

“The Disappearance of Death: The Elimination of the Mandatory Death Penalty in New York,” Law & Society Association Annual Meeting, Las Vegas, Nevada, June 2005

“The Rise and Fall of Criminal Law: Herbert Wechsler, the Model Penal Code, and the Revision of New York’s Penal Law,” Academy of Criminal Justice Sciences Annual Meeting, Chicago, Illinois, March 2005

“From Color to Culture: The Deployment of Illegitimacy Rates to Bolster Massive Resistance,” Southern Historical Association Annual Meeting, Memphis, Tennessee, November 2004

“Massive Resistance and the Invalidation of Black Marriage in Mississippi,” Association for the Study of Law, Culture, and the Humanities Annual Conference, Cardozo Law School, New York, New York, March 2003

“Bastards Out of Carolina: Race, Illegitimacy and the Law in North Carolina,” American Society for Legal History Annual Meeting, San Diego, California, November 2002

“Subtle Resistance: The Capitol City Country Club Lease and the Subversion of Civil Rights in Tallahassee, Florida,” American Society for Legal History Annual Meeting, Chicago, Illinois, November 2001

“Integration, Illegitimacy and the Rise of the Regulatory State in North Carolina,” Center for the Study of Race, Inequality and Politics, Yale University, New Haven, Connecticut, October 2001

**Affiliations**

American Society for Legal History, Law & Society Association, Southern Historical Association, Organization of American Historians, American Bar Association, Florida Bar Association