

ACADEMIC POSITIONS

2012- University of Iowa College of Law
Associate Professor of Law (pre-tenure)
Adjunct Associate Professor of Political Science

EDUCATION

2012 Stanford University
Ph.D. in Political Science

2000 Harvard Law School
J.D.

1997 California State University
B.A. in Political Science

PUBLICATIONS

Book

2016 THE RULE OF LAW IN THE REAL WORLD (Cambridge University Press)

Peer-Reviewed Articles

2015 *What the Laws Demand of Socrates—and of Us*, 98 THE MONIST 360

2014 *Institutional Values, or How to Say What Democracy Is*, 30 SOUTHWEST PHILOSOPHY
REVIEW 235

Institutional Corruption and the Rule of Law, 9 LES ATELIERS DE L'ETHIQUE/THE ETHICS
FORUM 84

Market Unfreedom, 26 CRITICAL REVIEW 306 (peer-edited, invited contribution, not
blind reviewed)

- 2013 *Death and Taxes in NFIB v. Sebelius*, 27 PUBLIC AFFAIRS QUARTERLY 243
- The Rule of Law and Equality*, 32 LAW & PHILOSOPHY 565
- 2006 *Secrecy as Mystification of Power: Meaning and Ethics in the Security State*, 2 I/S: A JOURNAL OF LAW AND POLICY FOR THE INFORMATION SOCIETY 1
- Supported by the Century Foundation
- Reprinted in Maret and Goldman, eds., UNDERSTANDING GOVERNMENT SECRECY: CLASSIC AND CONTEMPORARY READINGS (Greenwood Press/Libraries Unlimited, 2009)

Law Journal Articles

- 2016 *Transnational Litigation as a Prisoners' Dilemma*, 94 NORTH CAROLINA LAW REVIEW 751 (co-author with Maya Steinitz)
- 2015 *Critical Race Science and Critical Race Philosophy of Science*, 83 FORDHAM LAW REVIEW 3155 (invited contribution)
- Transnational Litigation as a Prisoners' Dilemma*, forthcoming in NORTH CAROLINA LAW REVIEW (co-author with Maya Steinitz)
- The Rule of Law Against Sovereign Immunity in a Democratic State*, 93 TEXAS LAW REVIEW SEE ALSO 247 (short invited commentary, in online supplement, but with substantial original substantive material)
- 2014 *Equal Law in an Unequal World*, 99 IOWA LAW REVIEW 1021
- Democracy, Solidarity, and the Rule of Law: Lessons from Athens*, 62 BUFFALO LAW REVIEW 1
- The Countermajoritarian Complaint*, 23 TRANSNATIONAL LAW AND CONTEMPORARY PROBLEMS 7 (invited contribution)
- Racial Classification and Ascriptive Injury*, 92 WASHINGTON UNIVERSITY LAW REVIEW 325
- 2006 *Quasi-Public Executives*, 115 YALE LAW JOURNAL 2254 (with K.A.D. Camara)
- 1998 *Remote Purchasing and Fundamental Fairness*, 35 HARVARD JOURNAL ON LEGISLATION 537 (major contributor within Harvard Legislative Research Bureau)

Book Chapters

- 2015 *Trust and Commitment: How Athens Rebuilt the Rule of Law*, pp. 225-236 in Corradetti, Eiskovits, and Rotondi, eds., *THEORIZING TRANSITIONAL JUSTICE* (Ashgate)
- 2014 *The Health Insurance Mandate Really is a Tax, and That's a Good Thing Too*, pp. 103-116 in Allhoff and Hall, eds., *THE AFFORDABLE CARE ACT DECISION: PHILOSOPHICAL AND LEGAL IMPLICATIONS* (Routledge) (partly derived from *Death and Taxes* in NFIB v. Sebelius above)

Miscellany

- 2014 *Procedural Due Process: the Missing Casebook Chapter*, open access casebook chapter, released on SSRN
- The Rule of Law, in *SAGE ENCYCLOPEDIA OF CRIMINAL JUSTICE ETHICS*
- 2013 *The Serious Point*, a micro-contribution to the GREEN BAG/JOURNAL OF LAW micro-symposium on Orin Kerr's Theory of Law
- 2009 Schultz, ed., *ENCYCLOPEDIA OF THE UNITED STATES CONSTITUTION*, (Facts on File Press)
 Entries on "Shopping Malls and the First Amendment," "Masson v. New Yorker Magazine," and "Pruneyard Shopping Center v. Robins"
- 2008 Hudson, Schultz and Vile, eds., *ENCYCLOPEDIA OF THE FIRST AMENDMENT*, (Congressional Quarterly Press)
 Entries on "Noerr-Pennington Doctrine," "Pruneyard Shopping Center v. Robins," and "Amalgamated Food Employees Union Local 590 v. Logan Valley Plaza, Inc"
- 1999 *Book Note: Losing the Vote, the Impact of Prisoner Disenfranchisement*, 12 HARVARD HUMAN RIGHTS JOURNAL 399
- Book Note: Data Smog/The Transparent Society*, 12 HARVARD JOURNAL OF LAW AND TECHNOLOGY 513
- Recent Developments: Antitrust*, 27 JOURNAL OF LAW, MEDICINE & ETHICS 278

GRANTS, AWARDS AND HONORS

- 2014-5 Institute for Advanced Study, Princeton, NJ: Member (School of Social Science)

2014-5	Law and Public Affairs Program, Princeton University (LAPA/Perkins Fellow, offered but declined)
2014-5	Edmond J. Safra Center for Ethics, Harvard University: Network Fellow
2014	Montreal Political Theory Manuscript Award, Groupe de recherche interuniversitaire en philosophie politique de Montréal (for THE RULE OF LAW IN THE REAL WORLD)
2011-2	Geballe Dissertation Prize Fellowship
2008-11	Gerhard Casper Stanford Graduate Fellowship
2008-9	Philanthropy and Civil Society Fellowship
1998	Williston Contracts Competition (first place)

PRESENTATIONS

Invited Talks

2015	<p>“Democratic Paternalism, not Libertarian Paternalism”: Georgetown University McDonough School of Business, Symposium on Nudging</p> <p>“What the Laws Demand of Socrates—and of Us”: Stanford University, Political Theory Workshop</p> <p>“Democratic Rule of Law Reform, Circa 403 B.C.E.”: Stanford University, Freeman Spogli Institute for International Studies and Stanford Law School</p> <p>“General Will, Causality, Equality”: Georgetown University, McDonough School of Business</p> <p>“Thinking Aloud About Vulnerability and Policy”: American Association of Law Schools Midyear Meeting, Workshop on Next Generation Issues on Sex, Gender and the Law (plenary session)</p>
2014	<p>“Underprotection, Domination, and Group-Subordinating Violence”: Cardozo Law School Conference on Republicanism and Criminal Law</p> <p>“Racial Classification and Ascriptive Injury”: Loyola University Chicago School of</p>

Law faculty workshop

“What the Laws Demand of Socrates—and of Us”:

Princeton University, Law and Public Affairs seminar

Loyola University New Orleans School of Law faculty workshop

“Critical Race Science Studies?”: Fordham Law Review symposium on critical race theory and empirical methods

2013 “How Demanding is Occupational Liberty?” (invited commentary on Tomasi, *Free Market Fairness*): Annual Meeting of the American Philosophical Assn., Pacific Division

Conference Presentations

2015 “Heaven Save Us From Legal Heroes”: American Association of Law Schools Annual Meeting, Law and Humanities Section

“What the Laws Demand of Socrates---and of Us”: American Society for Legal History

2014 “Racial Classification and Ascriptive Injury”:
Midwest People of Color Legal Scholarship Conference
John Mercer Langston Conference
Mid-Atlantic Law and Society Association Annual Meeting

“An Islamic Rule of Law”: Mid-Atlantic People of Color Legal Scholarship Conference

A COMMITMENT TO EQUALITY: THE RULE OF LAW IN THE REAL WORLD (2 chapters):
Culp Colloquium at Duke Law School

“A Respect-Centered Sex Discrimination Jurisprudence”: Southeast Association of Law Schools Annual Meeting

2013 “Institutional Values, or How to Say What Democracy Is”: Southwestern Philosophical Society

“The Rule of Law Will Not Set You Free”: Midwest Law and Economics Assn.

“The People’s Will and the People’s Laws”:
Midwest People of Color Legal Scholarship Conference
Annual Meeting of the Law and Society Assn.

American Political Science Assn.
Assn. for Political Theory
Loyola Constitutional Law Colloquium

“Equal Law in an Unequal World”:
SE/SW People of Color Legal Scholarship Conference
Arizona State University Legal Scholars Workshop
Mid-Atlantic People of Color Legal Scholarship Conference
Sharing Scholarship, Building Teachers Development Workshop

“The Countermajoritarian Complaint: American Political Science Assn.

2012 “Equal Law in an Unequal World”:
Classcrits V, University of Wisconsin, Madison
Washington University Regional Junior Faculty Workshop

“The Countermajoritarian Complaint”: Loyola Constitutional Law Colloquium

“Death and Taxes in NFIB v. Sebelius”: Medical Humanities Conference, Western Michigan University

“Democracy, Solidarity, and the Rule of Law: Lessons from Athens”: Big Ten Conference for Untenured Scholars, Indiana University Maurer School of Law

“Violence and Inequality: The Liberal Critique of Domination”: Western Political Science Assn.

2010 “When does the Rule of Law Persist? A Strategic Model of Institutional Endurance”: Midwest Law and Economics Assn.

“Para-Ideal Theory and the Strategic Justification of Democracy”:
Democracy as Idea and Practice conference, University of Oslo
Canadian Political Science Assn.

2009 “Don’t be Afraid, the Clown’s Afraid Too: Deliberation, Participation, Tolerance and Fear”: Assn. for Political Theory

“Strategic Morality and Para-Ideal Theory”: Graduate Conference in Political Philosophy, University of Pavia

“Making Space for Rosa Parks: Democratic Authorship as Political Autonomy”:
Public Reason Political Philosophy Podcast Symposium

Campus Talks

- 2015 “General Will, Causality, Equality”: Institute for Advanced Study, School of Social Science
- “The Logic of Coordination/The Logic of Commitment” (book chapters): Institute for Advanced Study, School of Social Science—Egalitarianism Workshop
- Corruption and the Transnational Litigation Prisoner's Dilemma (co-author with Maya Steinitz): Iowa Legal Studies Workshop
- 2014 “Racial Classification and Ascriptive Injury”: Iowa Legal Studies Workshop
- 2012 “Equal Law in an Unequal World”: Iowa Legal Studies Workshop
- The Countermajoritarian Complaint:
University of Iowa “Food for Thought” Speaker Series
Annual Meeting of the American Society for Comparative Law (hosted at Iowa)
- 2010 “The Oligarch, the Miser, and the Capitalist: Plato, Kant, and Marx on the Psychology and Politics of the Money-Hungry”: Stanford Ethics and Politics, Ancient and Modern Workshop

TEACHING

University of Iowa

- 2015-6 Policy Lab (yearlong)
Constitutional Law II: Individual Rights (Fall 2015)
Constitutional Law I: Structure (Spring 2016)
- 2012-4 Constitutional Law II: Individual Rights (Fall 2012, Spring 2014)
Professional Responsibility (Spring 2013, Spring 2014)

Stanford University

Lead Instructor

- 2010-2 Educational Program for Gifted Youth, Stanford University “Topics in Political Science” (Summer 2010-2012 at Stanford, Spring 2011 through Singapore Honors

Academy)

Teaching Assistant

- 2008 “Corruption” research seminar, under Lawrence Lessig
 “Introduction to Global Justice,” under Helena de Bres and Avia Pasternak
 “Philosophical Issues Concerning Race and Racism,” under Debra Satz
- 2007 “Introduction to Political Philosophy,” under Nadeem Hussein

NON-ACADEMIC POSITIONS

- 2004-6 Victor M. Glasberg & Associates, Attorney (civil rights/liberties practice)
- 2001-3 Oregon Law Center, Staff Attorney (low-income legal services practice)
- 1999 American Civil Liberties Union of the National Capital Area, Law Clerk

SERVICE

University Service

University of Iowa

- 2015-6 Chair, Speakers Committee
- 2014 Advisor, AAI Moot Court Problem Creation
- 2012-4 Speakers Committee
 Judge, AAI Moot Court

Stanford University

- 2010-11 Graduate Admissions Committee, Department of Political Science
- 2008 Graduate Organizer, Political Theory Workshop
 Graduate Organizer (interim), Global Justice Workshop
 Chair, Ad Hoc Graduate Incentives Committee, Political
 Science Graduate Students Association
- 2007-8 Social Chair, Political Science Graduate Students Association

Harvard University

- 1999-2000 Public Relations Chair, Student Public Interest Network

1997-8 Tenant Advocacy Project

Disciplinary Service

2015 Reviewer, Cambridge University Press, Columbia University Press, Journal of Legal Analysis, South Carolina Law Review
2013-4 Reviewer, Journal of Politics
2014 Reviewer, European Journal of Political Theory, International Journal of Law and Economics

Community Service and Outreach

2016- Member, Iowa City Telecommunications Commission

2015 Presentation, “The Leadership Rationale,” The Past, Present, & Future of Diversity and Inclusion Within the Central Iowa Legal Community, Des Moines, IA, October 23, 2015

2014 Presentation, “Voting Rights in the United States”: Iowa Interfaith Alliance, Intersections speaker series, May 2, 2014

Panelist, “Ethical Perspectives on the News”: KCRG TV (discussing religion and public life, Hobby Lobby, etc.), April 27, 2014

Editorial, “Court Moves Toward Death for Contraceptive Coverage”: Des Moines Register, July 7, 2014

2013 Guest blogger, Concurring Opinions

2012 Editorial: “Independent Judiciary”: Cedar Rapids Gazette, October 27, 2012 (with Nicholas Johnson)

2010 Presentation: “The Law and Ethics of Farm Worker Internships”: Cultivating Food Justice Conference

2005 Editorial: “A Naked Assault on the Public and Courts”: Oregon State Bar Journal, July 2005

2001-3 Executive Board Member, Oregon Rural Action

Languages: **Human:** Attic Greek (basic reading)
 Computer: Python (strong intermediate), R (intermediate), Clojure (basic),

Javascript (rudimentary), C (very rudimentary)

Ph.D. Diss.: *An Egalitarian Theory of the Rule of Law*

Ph.D. Fields: Major: Political Theory, Political Institutions

Minor: American Politics

Bars: Louisiana, Massachusetts, Oregon, Virginia (none active/eligible to practice)

Other: Research Assistant to Lawrence Lessig (2006-8, 1999), and to Richard Sobel (1998)