

Curriculum Vitae

LAWRENCE B. SOLUM
University of Illinois College of Law
504 East Pennsylvania Ave.
Champaign, IL 61820
lsolum@gmail.com *or* lsolum@law.uiuc.edu

PROFESSIONAL EXPERIENCE

Current: John A. Cribbet Professor of Law, Professor of Philosophy, and Associate Dean for Faculty and Research, University of Illinois, College of Law, Champaign, Illinois 2005-present.

Areas of Specialization: Constitutional Theory; Procedure Theory; Philosophy of Law; Normative Legal Theory; Moral and Political Philosophy.

Areas of Competence: Federal Courts and Jurisdiction; Conflict of Laws; Technology Law and Policy (including Intellectual Property, Internet Governance, and Biotechnology and the Law), Judicial Politics.

Recent Subjects: Civil Procedure; Constitutional Law, Philosophy of Law, Normative Legal Theory Seminar.

Committees & Service: Chair & Member, Appointments Committee; Members, Dean's Search Committee, Member, Fellowships & International Appointments Committee, Member, Promotion & Tenure Committee, Member, Clinics Committee; Member, IT Director Search Committee.

Co-Director, Institute on Law and Philosophy.

Other: Professor of Law, University of San Diego School of Law, San Diego, California, 2002-2005. Subjects: Civil Procedure; Conflict of Laws; Intellectual Property; Intellectual Property Seminar: The Future of Copyright. Committees & Service: Appointments Committee (Chair); Faculty Colloquium Committee (Chair); Self-Study Committee. Honors & Awards: Thornes Prize, Best Teacher, 2003-04, Herzog Endowed Scholar, 2004-05.

Professor of Law, Loyola Law School, Loyola Marymount University, Los Angeles, California. William M. Rains Fellow, 1989-2002. Professor, 1988-2002. Associate Dean for Academic Affairs, 1993-1996. Associate Professor, 1985-88. Subjects: Biotechnology Law Seminar; Civil Procedure; Conflict of Laws; Constitutional Law; Constitutional Law Seminar: Theories of

Constitutional Interpretation; Constitutional Law Seminar: Impeachment; Federal Courts; Intellectual Property & Technology; Introduction to Intellectual Property; Internet Law & Technology; Federal Courts; First Amendment Survey; International Business Litigation; Jurisprudence; Jurisprudence Seminar: Natural Law; Jurisprudence Seminar: Theories of Justice; Law and Critical Theory.

Visiting Professor of Law, Georgetown University Law Center, Washington, District of Columbia, Fall 2007. Subjects: Civil Procedure & Normative Legal Theory Seminar.

Visiting Professor of Law, Boston University School of Law, Boston, Massachusetts, 1997-98. Subjects: Civil Procedure & Constitutional Law.

Visiting Professor of Law, University of Southern California, Fall 1992. Subjects: Civil Procedure & Philosophy of Law (in the School of Philosophy).

Law Clerk, Judge William A. Norris, United States Court of Appeals for the Ninth Circuit, Los Angeles, California. 1984-85.

Summer Associate, Cravath, Swaine & Moore, New York City, New York. Summer 1984.

Summer Associate, Tuttle & Taylor, Los Angeles, California. Summer 1983.

Instructor, Massachusetts Institute of Technology, Cambridge, Massachusetts. 1981-82. Director of intercollegiate forensics program.

EDUCATION

Legal: J.D., Harvard Law School, Harvard University, Cambridge, Massachusetts 1984. Magna cum laude.

Editor, Harvard Law Review. 1982-84.

Chair, Developments-in-the-Law Issue. 1983-84. *Developments in the Law—Public Employment*, 97 Harvard Law Review 1611 (1984).

Teaching Fellow, Harvard College. Led discussion section of Moral Reasoning 12: Law and Social Order for Professor Lloyd Weinreb. Spring 1984.

Legal Method Instructor, Harvard Law School. Fall 1983.

Undergraduate: B.A., University of California at Los Angeles, 1981. Departmental Highest Honors in Philosophy.

Postgraduate: Visiting Scholar, University of California at Los Angeles, Department of Philosophy, Winter and Spring Quarters, 1992.

WEB PAGES

Legal Theory Blog:

<http://lsolum.typepad.com/legaltheory/>

Legal Theory Lexicon:

<http://lsolum.typepad.com/legaltheorylexicon/>

Personal Home Page:

<http://home.law.uiuc.edu/~lsolum/>

University of Illinois Law Page:

<http://www.law.uiuc.edu/faculty/DirectoryResult.asp?Name=Solum,+Lawrence>

University of Illinois Philosophy Page:

<http://www.phil.uiuc.edu/faculty/list/Solum/index.htm>

SSRN Author Page:

http://papers.ssrn.com/sol3/cf_dev/AbsByAuth.cfm?per_id=327316

Berkley Electronic Press Author Page:

http://law.bepress.com/cgi/query.cgi?field_1=lname&value_1=Solum&field_2=fname&value_2=Lawrence&advanced=1

PUBLICATIONS

Books: *Civil Procedure: Principles and Theory* (Oxford University Press, in-progress & forthcoming 2009).

Virtue Jurisprudence (Palgrave MacMillan 2007) (co-editor with Colin Farrelly & contributor of co-authored introduction and two essays).

18 Moore's Federal Practice (3d ed., Mathew Bender & Co. 1997) (with Susan Bandes) & *Semiannual Releases* (1998-2009) (with Tom Rowe).

Destruction of Evidence (John Wiley & Sons 1989) (with Jamie Gorelick and Stephen Marzen) & *Destruction of Evidence: Supplement* (1989-2006 annual supplements).

Articles:

District of Columbia v. Heller and Originalism, Northwestern University Law Review (forthcoming 2009).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1241655.

Models of Internet Governance, in *Governance: Infrastructure and Institutions* (Lee A. Bygrave, Jon Bing & Terje Michaelsen eds., Oxford University Press 2009).

Open access version: <http://ssrn.com/abstract=1136825> (2008).

Originalism and the Natural Born Citizen Clause, Immigration and Nationality Law Review (forthcoming 2009), originally published, 107 Michigan Law Review: First Impressions, No. 1 (September 2008),

<http://www.michiganlawreview.org/firstimpressions/vol107/solum.htm>.

Open access & revised version:

http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1263885.

Constitutional Possibilities, 83 Indiana Law Journal 307 (2008).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1127610.

Pluralism and Public Legal Reason in LEGAL PLURALISM: CONCEPTS AND CRITIQUES (D. Naresh Kumar ed., Amicus Books, Icfai University Press 2008), originally published, 157 William & Mary Bill of Rights Journal 7 (2006).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=960784.

Natural Justice in NATURAL JUSTICE: EXPANDING HORIZONS (R. Satya Narayana ed., Amicus Books, Icfai University Press 2008), revised version of *Natural Justice*, 51 American Journal of Jurisprudence 65 (2006) (publication of the 2006 Natural Law Lecture, Natural Law Institute, Notre Dame University School of Law).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=959646.

Natural Justice: An Aretaic Account of the Virtue of Lawfulness in *Virtue Jurisprudence* (Palgrave MacMillan 2007).

A Virtue-Centered Account of Equity and the Rule of Law in *Virtue Jurisprudence* (Palgrave MacMillan 2007).

Introduction in *Virtue Jurisprudence* (Palgrave MacMillan 2007) (with Colin Farrelly).

Constitutional Texting, 44 University of San Diego Law Review 123 (2007).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=993442.

Originalism as Transformative Politics in *Gadamer and the Law* (Francis J. Mootz, III, ed., Ashgate Publishing 2007), originally published, 63 Tulane Law Review 1599 (1989). Invited paper, Symposium on Michael Perry's *Morality, Politics and Law*. Reprinted

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=982561.

Blogging and the Transformation of Legal Scholarship, 84 Washington University Law Review 1071 (2006).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=898168.

Public Legal Reason, 92 Virginia Law Review 1449 (2006).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=944532.

The Supreme Court In Bondage: Constitutional Stare Decisis, Legal Formalism, and the Future Of Unenumerated Rights, 9 University of Pennsylvania Journal of Constitutional Law 155 (2006).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=933076.

Judicial Selection, Appointments Gridlock, and the Nuclear Option, 15 Journal of Contemporary Legal Issues 51 (2006) (with David Law).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=896421.

Download It While Its Hot: Open Access, Intermediaries, and the Dissemination of Legal Scholarship, 10 Lewis and Clark Law Review 841 (2006).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=957237.

A Dialogue on Originalism Occasioned by Bennett's Electoral College Reform Ain't Easy, 101 Nw. U. L. Rev. Colloquy 31 (2006), <http://www.law.northwestern.edu/lawreview/colloquy/2006/4/> (with Robert W. Bennett).

A Tournament of Virtue, 32 Florida State University Law Review 1365 (2005).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=588322.

Popular? Constitutionalism?, 118 Harvard Law Review 1594 (2005).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=692224.

The Future of Copyright, 83 Texas Law Review 1137 (2005).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=698306.

The Aretaic Turn in Constitutional Theory, 70 Brooklyn Law Review 475 (2005).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=512882.

Judicial Selection: Ideology versus Character, 26 Cardozo Law Review 659 (2005).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=516585.

Procedural Justice, 48 Southern California Law Review 181 (2004).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=636721.

The Layers Principle: Internet Architecture and the Law, 79 Notre Dame Law Review 815 (2004).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=416263.

An Economic Analysis of Domain Name Policy, 25 Hastings Comm/Ent Law Journal 359 (2003).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=515183.

Virtue Jurisprudence: A Virtue-Centered Theory of Judging, MORAL AND EPISTEMIC VIRTUES (Michael Brady & Duncan Prichard eds., Blackwell Publishing 2003), *reprinted from* 34 *Metaphilosophy* 178 (2003)

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=369940.

Congress's Power to Promote the Progress of Science: Eldred v. Ashcroft, 36 Loyola of Los Angeles Law Review 1 (2002).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=337182.

The Law of Rules, 01 APA NEWSLETTERS No. 2, Spring 2002, at 105. Invited contribution to the Law and Philosophy Newsletter of the American Philosophical Association.

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=303575.

To Our Children's Children's Children: The Problems of Intergenerational Ethics, 35 Loyola of Los Angeles Law Review 163 (2001).

Divine Commands and Public Reasons, 78 *The Modern Schoolman* 219 (2001).

The Value of Dissent, 85 *Cornell Law Review* 859 (2000).

The Foundations of Liberty, 97 *Michigan Law Review* 1781 (1999).

Destruction of Evidence in Civil Litigation in *The Litigation Manual: Pretrial* (John G. Koehl & John Kiernan eds. 1999).

Warning! Judicial Estoppel Ahead: Cleveland v. Policy Management Systems Corporation, 31 *Loyola of Los Angeles Law Review* 461 (1999).

Euthanasia at the Intersection of Law and Morality, 31 *Loyola of Los Angeles Law Review* 1115 (1998). Foreword to the 1996 Fritz B. Burns Lectures by Ronald Dworkin and John Finnis.

Indeterminacy and Equity in Radical Critiques of the Law (S. Griffin & R. Moffat eds. 1997). Invited paper, Biannual Proceedings of AMINTAPHIL (American Section of the International Association for Philosophy of Law & Social Philosophy).

Indeterminacy in A Companion to Legal Theory (Dennis Patterson ed., 1996).
Invited entry, Blackwell Companions to Philosophy Series.

Novel Public Reasons, 29 Loyola of Los Angeles Law Review 1453 (1996).
Invited paper, Symposium on Religion in the Public Square.

Law and Public Reason, 95 APA NEWSLETTERS No. 2, Spring 1996, at 54
(1996). Invited contribution to the Law and Philosophy Newsletter of the
American Philosophical Association.

Inclusive Public Reason, 75 Pacific Philosophical Quarterly 217 (1994) Invited
paper, Issue on John Rawls's *Political Liberalism*. Selected for inclusion in
Richardson & Weithman, *The Philosophy of Rawls* (forthcoming).

You Prove It! Why Should I?, 17 Harvard Journal of Law and Public Policy 691
(1994). Invited paper, Symposium on Law and Philosophy: Burdens of Proof.

Situating Political Liberalism, 69 Chicago Kent Law Review 549 (1994).
Foreword to Symposium on John Rawls's *Political Liberalism*.

Equity and the Rule of Law, Nomos XXXVI: The Rule of Law 120 (1994).
Invited paper, issue on the rule of law of *Nomos*, the annual publication of the
American Society for Political and Legal Philosophy.

Constructing an Ideal of Public Reason, 30 University of San Diego Law
Review 729 (1993). Invited paper, Symposium on Politics and Religion.

Alternative Court Structures in the Future of the California Judiciary, 66
Southern California Law Review 2121 (1993). Invited Paper, Symposium on
the Future of the California Judiciary.

*The Boundaries of Legal Discourse and the Debate over Default Rules in
Contract*, 3 Southern California Multidisciplinary Law Review 311 (1993).
Invited comment, Symposium on Default Rules and Contractual Consent.

Legal Personhood for Artificial Intelligences, 70 North Carolina Law Review
1233 (1992).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1108671.

History, Fable, and Constitutional Interpretation, 25 Loyola of Los Angeles
Law Review 1135 (1992). Foreword, Symposium: One Hundred Twenty-Five
Years of the Reconstruction Amendments.

What Remains of Freedom of Speech for Lawyers after Gentile?, California
Litigation, November 1991, at 16. Invited article.

Virtues and Voices, 66 Chicago-Kent Law Review 111 (1991). Invited paper, Symposium on Classical Philosophy and the American Constitutional Order.

Pluralism and Modernity, 66 Chicago-Kent Law Review 93 (1991). Invited comment, Symposium on Classical Philosophy and the American Constitutional Order.

Faith and Justice, 39 DePaul Law Review 1083 (1990). Invited paper, Symposium on Politics, Religion, and the Relationship Between Church and State.

Destruction of Evidence, Litigation, Fall 1989, at 11 (with Stephen Marzen).

Freedom of Communicative Action: A Theory of the First Amendment Freedom of Speech, 83 Northwestern University Law Review 54 (1988-1989). Invited paper, Symposium on Law and Social Theory.

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1134524.

The Virtues and Vices of a Judge: An Aristotelian Guide to Judicial Selection, 61 Southern California Law Review 1730 (1988). Invited comment, Symposium on Judicial Selection, Election and Accountability.

On the Indeterminacy Crisis: Critiquing Critical Dogma, 54 University of Chicago Law Review 462 (1987).

Open access version: http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1156429.

Truth and Uncertainty: Legal Control of the Destruction of Evidence, 36 Emory Law Journal 1085 (1987) (with Stephen Marzen).

Book Note, *Essays on Bentham: Studies in Jurisprudence and Political Theory*. By H.L.A. Hart, 97 Harvard Law Review 1029 (1984).

The Federal Interest Approach to State Waiver of the Exhaustion Requirement in Federal Habeas Corpus Proceedings, 97 Harvard Law Review 511 (1983).

Freedom of Speech, Press and Association--Independent Candidates and Minor Parties--Anderson v. Celebrezze and Brown v. Socialist Workers '74 Campaign Committee, 97 Harvard Law Review 156 (1983).

Working Papers: *A Reader's Guide to Semantic Originalism and a Reply to Professor Griffin*, Illinois Public Law Research Paper, <http://ssrn.com/abstract=1130665> (2008).

Semantic Originalism, Illinois Public Law Research Paper No. 07-24, <http://ssrn.com/abstract=1120244> (2008).

Constitutional Possibilities, Illinois Public Law Research Paper No. 06-15,
<http://ssrn.com/abstract=949052> (2006).

Judicial Selection, Appointments Gridlock, and the Nuclear Option, U of
Illinois Public Law Research Paper Series No. 05-08,
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=791244 (2005) (2005) (with
David Law).

A Tournament of Virtue, U San Diego Legal Studies Research Paper No. 05-16,
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=588322 (2004).

Judicial Selection: Ideology versus Character, U San Diego Public Law
Research Paper No. 04-07,
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=516585 (2004).

The Aretaic Turn in Constitutional Theory, U San Diego Public Law Research
Paper No. 04-03, http://papers.ssrn.com/sol3/papers.cfm?abstract_id=512882
(2004).

Procedural Justice, U San Diego Law & Econ Research Paper No. 04-02; U
San Diego Public Law Research Paper No. 04-02,
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=508282 (2004).

An Economic Analysis of Domain Name Policy, Loyola-LA Public Law
Research Paper No. 2003-14,
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=410640 (2003).

*sTLD Beauty Contests: An Analysis and Critique of the Proposed Criteria to Be
Used in the Selection of New Sponsored TLDs, Working Paper*, [http://gtld-
auctions.net/sTLD_Analysis.pdf](http://gtld-auctions.net/sTLD_Analysis.pdf) (2003).

*The Case for gTLD Auctions: A Framework for Evaluating Domain Name
Policy*, Loyola-LA Public Law Research Paper No. 2003-11,
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=388780 (2003).

Virtue Jurisprudence: A Virtue Centered Theory of Judging, Loyola-LA Public
Law Research Paper No. 2002-10,
http://papers.ssrn.com/sol3/papers.cfm?abstract_id=310417 (2002).

PROFESSIONAL ACTIVITIES

- Presentations: *Semantic Originalism*
Faculty Workshop, Washington University in St. Louis Law School (April 17, 2009).
Public Law Colloquium, Department of Politics, Princeton University (December 3,
2008);
Faculty of Law and Administration, Warsaw University (October 21, 2008);

Faculty of Law, Universidad Externado de Columbia (June 12, 2008);
Conference on Law as Practice, Institute for Law and Philosophy, Rutgers University (June 6, 2008);
Panel on Justifications for Originalism (and Against), Conference on Originalism, Northwestern University School of Law (April 24, 2008);
Panel on Originalism: Meaning and Impact, Annual Meeting of the Midwest Political Science Association (April 5, 2008);
Faculty Workshop, Michigan State University School of Law (March 26, 2008);
Faculty Workshop, University of Illinois College of Law (January 22, 2008);
The New Originalism and its Critics, Association of American Law Schools Annual Meeting, Section on Constitutional Law, Co-Sponsored by Section on Jurisprudence (January 6, 2008);
Faculty Workshop, University of Michigan Department of Political Science (November 16, 2007).

Comments on Robert Post, Knowing What We Talk About: Expertise, Democracy, and the First Amendment, Constitutional Theory Conference, University of Southern California (April 3, 2009).

The Rule of Law in Normative and Positive Legal Theory, Center for the Study of Law and Politics, University of Southern California, University of Southern California Law Center (March 26, 2009).

The Construction Zone, Section on Law and Interpretation, Annual Meeting Association of American Law Schools (January 9, 2009).

Incorporation and Originalist Theory, Conference on Incorporation and the Bill of Rights, Center for the Study of Constitutional Originalism, University of San Diego (January 7, 2008).

Virtue Jurisprudence: An Aretaic Theory of Law

Juristische Fakultät, Ruhr-Universität Bochum (October 30, 2008);
Faculty of Law, Universidad Externado de Columbia (June 11, 2008);
Faculty Workshop, Benjamin N. Cardozo School of Law, Yeshiva University (October 30, 2007);
Faculty Workshop, Georgetown University Law Center (October 4, 2007);
Faculty Workshop, University of Arizona, James E. Rogers College of Law (September 27, 2007);
World Congress for the Philosophy of Law and Social Philosophy (August 6, 2007).
University of Illinois Department of Philosophy (October 6, 2006);
University of Colorado School of Law (September 15, 2006);
Northern Kentucky University, Salmon Chase School of Law (September 8, 2006);
Department of Philosophy, Georgia State University (April 4, 2006);
Faculty Workshop, Faculty Retreat, University of Illinois College of Law (May 11, 2005);
Faculty Workshop, University of Cincinnati College of Law (April 1, 2005);
Faculty Workshop, Ave Maria School of Law (March 8, 2005);
Faculty Workshop, Notre Dame University School of Law (March 2, 2005);
Faculty Workshop, Florida State University School of Law (February 24, 2005);
Faculty Workshop, Saint Louis University School of Law (February 23, 2005);
Columbia University, School of Law, Legal Theory Workshop (November 1, 2004);

Arizona State University, Committee on Law and Philosophy (September 27, 2004);
The Table, Carefree, Arizona (June 4, 2004).

Models of Internet Governance

Juristische Fakultät, Ruhr-Universität Bochum (October 30, 2008);
Conference: Netting the Net, University of Oslo (October 18, 2006).

Intellectual Property and the Internet, Symposium, The Internet between
Egalitarian Participation and Economic Takeover, Center for Media &
Interactivity, University of Giessen (October 25, 2008).

District of Columbia v. Heller and Originalism, Colloquium on Originalism,
Faculty of Law, University of Western Ontario (October 18, 2008).

Comments on the New Global Trading Order, Author Meets Readers, *The New
Global Trading Order* by Dennis Patterson and Ari Afilalo, Annual Meeting of
the Law and Society Association (June 1, 2008).

Zombies

Panel on Current Perspectives on Theories of Law, Annual Meeting of the Law and
Society Association, Montreal Canada (May 29, 2008);
The Margins of Legal Personhood, Section on Jurisprudence, Association of American
Law Schools (January 5, 2008).

Nomoi: An Aretaic Approach to the Content of the Virtue of Justice, Invited
Symposium: Philosophy of Law: What Determines the Content of Law,
American Philosophical Association, Pacific Division (March 20, 2008).

The New Formalism, Law and Society Association Annual Meeting (July 28,
2007).

Author Meets Readers, “Law as a Means to an End” by Brian Tamanaha, Law
and Society Association Annual Meeting (July 25, 2007).

The Neoformalist Case for Originalism, What is the Best Justification for
Originalism: A Debate (with John McGinnis), University of Illinois College of
Law (April 24, 2007).

Virtue Ethics and Presidential Candor, Roundtable: Truth and the Presidency:
Can the Ethics of Democracy Abide Deceit and Deception?, Spinning
Democracy: The Ethics of Deception in Government, Center for the Study of
Democratic Governance, University of Illinois (April 23, 2007).

Constitutional Possibilities

Colloquium on Constitutional Theory, University of Texas School of Law (March 29,
2007);
University of Minnesota School of Law (January 19, 2007);

Author Meets Critics, Our Undemocratic Constitution, Association of American Law Schools Annual Meeting (January 5, 2007);
Conference, An 18th Century Constitution in a 21st Century World, University of Maryland School of Law (December 1-2, 2006).

Disintermediation and the New Law Professor, Scholarship and the New Law Professor, Of Books, Blogs, Networks, and the Placement Game, Association of American Law Schools Annual Meeting (January 5, 2007).

Copynorms and the Virtue of Justice, The Morality of Copyright Disobedience, Section on Intellectual Property, Association of American Law Schools Annual Meeting (January 4, 2007).

Legal Complexity, Phronesis, and Equity, RTP STIC/SHS Droit & Systèmes d'information, de l'AC Droit, CERSA (Université de Paris 2) (June 20, 2006).

Blogs and the Transformation of Legal Scholarship, Conference, "Bloggership: How Blogs are Transforming Legal Scholarship," Berkman Center of Harvard Law School (April 28, 2006).

Natural Justice, 2006 Natural Law Lecture, Natural Law Institute, Notre Dame University School of Law (April 6, 2006).

The Supreme Court In Bondage: Constitutional Stare Decisis, Legal Formalism, and the Future Of Unenumerated Rights

Georgia State University School of Law (April 4, 2006);
University of Maryland School of Law (March 4, 2006);
Rutgers-Camden School of Law (January 30, 2006);
University of Pennsylvania School of Law (February 10, 2006).

Constitutional Texting, Roundtable on Law's Quandary, Notre Dame University School of Law (March 31, 2006).

Download It While Its Hot: Open Access, Intermediaries, and the Dissemination of Legal Scholarship

Lewis and Clark University School of Law, Portland, Oregon (March 10, 2006);
Blogging: Scholarship or Distraction, Program of the Section on Legal Scholarship, Annual Meeting of the Association of American Law Schools (January 6, 2006).

Medical Marijuana and the Constitution, University of Illinois College of Law (March 8, 2006).

Public Legal Reason, University of Virginia School of Law, Charlottesville, Virginia (February 17, 2006).

Comments on James Fleming's Securing Constitutional Democracy, Author Meets Critics, Securing Constitutional Democracy, Joint Program of the Section on Constitutional Law and the Section on Legal Scholarship, Annual Meeting of the Association of American Law Schools (January 7, 2006).

Pivotal Politics, Appointments Gridlock, and the Nuclear Option

Lewis and Clark School of Law (September 22, 2005);
Villanova University School of Law, Faculty Workshop (September 9, 2005);
American Political Science Association Annual Meeting (September 1, 2005) (with David Law).

A Neoformalist Manifesto

The Table, Carefree Arizona (June 1, 2005);
Federalist Society, Columbia University School of Law (April 5, 2005);
Federalist Society, Ave Maria School of Law (March 7, 2005).

Public Reason, Formalism, and Judicial Legitimacy, XXII World Congress of Philosophy of Law and Social Philosophy, Granada, Spain (May 27, 2005).

Thinking About Government and its Proper Role, Testimony, Hearings, First Principles: What Should Government Do, Committee on Government Modernization, Efficiency, and Accountability, California Senate (February 3, 2005).

The Layers Principle and Broadband Neutrality, Faculty Workshop, University of Illinois College of Law, Champagne-Urbana, Illinois (January 13, 2005).

The Future of Copyright

Intellectual Property Society, University of San Deigo School of Law (March 14, 2005);
University of San Diego School of Law, Fiftieth Anniversary Program (April 24, 2004).

Judicial Vice, Federalist Society Milwaukee Chapter (June 11, 2004).

The Virtue of Justice: An Aretaic Approach to Legal Formalism, Panel on Contemporary Constitutional Theory, Midwest Political Science Association National Conference (April 15-18, 2004).

Discussant, Civil Liberties: Then and Now, Midwest Political Science Association National Conference (April 15-18, 2004).

Ideology or Virtue?, Floersheimer Symposium--The Chronic Crisis: Reconsidering the Federal Judicial Appointments Process, Benjamin N. Cardozo School of Law, Yeshiva University (March 22, 2004).

The Layers Principle: Internet Governance and the Law

Center on Internet and Society, Stanford University (February 16, 2004);
Faculty Colloquium, Boston University School of Law (October 2, 2003);
Faculty Colloquium, University of San Diego School of Law (November 20, 2002).

Getting to Constitutional Formalism, Panel Discussion on Transitions to Originalism, Sixth Annual Federalist Society Faculty Conference, Atlanta, Georgia (January 4, 2004). Remarks summarized at *Getting to Formalism*, http://lsolum.blogspot.com/2004_01_01_lsolum_archive.html#107351756559826553.

Is Technology Changing the Law or is the Law Changing Technology, First Annual International Law and Technology Forum, Institute for Law and Technology of the Center for American and International Law (November 3, 2003).

The Importance of Assessing Judicial Character, Panel, Judicial Character and the Federal Appointment and Confirmation Process, Annual Meeting of the American Political Science Association (August 29, 2003).

Eldred v. Ashcroft and the Constitutionality of the Anti-Circumvention Provisions of the Digital Millennium Copyright Act, Intellectual Property Section, American Bar Association (June 20, 2003).

gTLD Auctions: Formulating Policy for the Domain Name System Loyola Law School Faculty Workshop (March 7, 2003).

Pareto and Possible Worlds: A Critique of Kaplow and Shavell on Welfarism, Tulane University School of Law Faculty Workshop (January 24, 2003) & Loyola Law School Faculty Workshop (November 2, 2001).

Federalism, Trademarks, and the Constitution: Commentary on Paul Horton's State Trademark Law, Faculty Symposium, University of San Diego School of Law (January 10, 2003).

The Layers Principle: Internet Governance and the Law, Faculty Colloquium, University of San Diego School of Law (November 20, 2002).

Theorizing About Judicial Review: The Aretaic Turn, Panel, Marbury and the Consequences of Judicial Supremacy, Annual Meeting of the American Political Science Association (August 29, 2002).

Virtue Jurisprudence: Old and New, Virtue Ethics Old and New, University of Canterbury, Christchurch, New Zealand (June 1, 2002).

Internet Governance Reform: Opaque Process and Transparent Networks,
Faculty of Law, University of Auckland, Auckland, New Zealand (May 27, 2002);
Faculty of Law, University of Canterbury, Christchurch, New Zealand (May 29, 2002).

Virtue Jurisprudence: A Virtue-Centered Theory of Judging
Southern California Law and Philosophy Discussion Group (February 13, 2002);
Conference: Virtues: Moral and Epistemic, University of Stirling (March 3, 2002).

The New Privacy, Conference: Privacy in the Information Age, California State
Polytechnic University, Pomona (April 19, 2001).

ICANN, the Digital Divide, and Distributive Justice, Southern California Law
and Philosophy Discussion Group (November 30, 2000).

The Digital Divide and Distributive Justice, Faculty Workshop, Loyola Law
School (November 2, 2000).

*Comment on Robert Audi's Religion, Morality, and Law in Democratic
Societies: Divine Command Ethics and the Separation of Religion and Politics*,
Fourth Henle Conference, "Religion and Public Life," Saint Louis University
(April 8, 2000).

Of the People's Constitution: The Possibility of Popular Sovereignty Theory,
Southern California Law and Philosophy Discussion Group (November 17,
1999).

The Meme of Reason, Introduction "Radical Interpretation," Program of the
Section on Law and Interpretation, AALS Annual Meeting (January 9, 1999).

Mill and Barnett: Two Theories of Liberty, Ralph Elliot Book Award
Presentation, Quinnipiac College School of Law (November 10, 1998).

Enduring and Principled Support: Martin on Stability, AMINTAPHIL
(American Section, International Association for Philosophy of Law & Social
Philosophy), 1998 Biannual Meeting, (September 24-26, 1998).

*Comment on Gregory Klosko's An Empirical Approach to Political Liberalism,
Comprehensive and Political Liberalism*, University of London, School of
Advanced Study, Philosophy Programme Conference Series (May 29, 1998).

Public Reason and Human Rights: Remarks on Perry, Comments on lecture by
Michael Perry, Loyola Law School (April 14, 1998).

Should Judges be Virtuous, Symposium on Virtue Centered Theories of
Judging, American Philosophical Association, Pacific Division (March 27,
1998).

Should Judges be Just, Presentation at Boston University School of Law, (January 28, 1998).

Erie and the Spoliation Doctrine in Federal Court, Faculty Workshop, Boston University School of Law (November 20, 1997).

Statement on Proposed Amendments to Federal Rule of Civil Procedure 23, Published for Notice and Comment, August 15, 1996, Hearings, Advisory Committee on Civil Rules, San Francisco, California (January 17, 1997).

Procedural Justice

Faculty Workshop, Fordham University (November 15, 1996);
University of Southern California (October 18, 1996);
Ohio State University (September 25, 1996);
Loyola Law School (August 28, 1996);
Boston University (January 19, 1995).

Utopianism, Panel on St. Thomas More's Contribution, Celebration of the 500th Anniversary of St. Thomas More's Admission to Lincoln's Inn, Loyola Marymount University (March 4, 1996).

The Civil-Criminal Distinction, Commentator, University of San Diego School of Law (November 10 & 11, 1995).

The Current State of Legal Education, Panel Discussion for the Central District Judicial Conference (May 6, 1995).

Public Reason, Religious Pluralism, and Politics, Presentation to the Third Annual Religious Summit for the Interfaith Coalition to Heal Los Angeles, Religious Pluralism and its Impact on Los Angeles (April 25, 1995).

Practical Judgment and the Phenomenology of Judging, Presentation to the Section on Law and Interpretation, Association of American Law Schools Annual Meeting (January 8, 1994).

Destruction of Evidence in Civil Litigation, Presentation to the Insurance Section, Orange County Bar Association (August 26, 1994).

Commentary on Dennis Patterson, Symposium on Default Rules and Contractual Consent, University of Southern California (March 12, 1993).

A Virtue-Centered Theory of Judging, Presentation to the Faculty of the University of California at Los Angeles School of Law (March 8, 1993).

The Future of Business Litigation in California, Presentation to the Executive Committee, Business Litigation Section, California Bar Association (February 20, 1993).

Alternative Court Structures in the Future of the California Judiciary, Presentation to Symposium: 2020 Vision, Commission on the Future of the California Judiciary (December 10 & 11, 1992).

Electronic Communications: Privacy, Freedoms & Liabilities, Discussion for the Southern California Computer & Technology Forum (May 1, 1992).

Equity and the Rule of Law, Presented to the American Society of Legal and Political Philosophy, San Antonio, Texas (January 2, 1992).

Commentary on Thomas J. Curry, The Smith Decision and its Implications for Church and State, Delivered at St. Anastasia's Day Patronal Celebration, St. Anastasia's Church, Los Angeles, California (November 17, 1991).

Pornography and Freedom of Speech, Panel discussion with Erwin Chemerinsky for the Cardozo Society of Los Angeles (March 18, 1991).

Resolved: That Pornography is an Intolerable Degradation of Women, Speech delivered in public debate with Erwin Chemerinsky at Claremont-McKenna College (December 11, 1990).

Virtues and Voices and *Commentary on Ronald Beiner, The Liberal Regime*, Both delivered to the Symposium on Classical Philosophy and the American Order, Chicago-Kent School of Law, Illinois Institute of Technology (May 22, 1990).

Commentary on Sanford Levinson, The Confrontation of Religious Faith and Civil Religion: Catholics as Justices, Delivered at the Third Annual Charles S. Casassa, S.J., Conference: The American Constitutional Republic: Triumphs and Dilemmas, Loyola Marymount University (March 9, 1989).

A Liberal View of the Role of Religion in Politics, Delivered in connection with Religion and Politics in America, An Interdisciplinary Lecture Series, Loyola Law School (October 14, 1988).

Commentary on Frederick Schauer, Judging in a Corner of the Law, Delivered to the Symposium on Judicial Selection, Election and Accountability, University of Southern California Law Center (February 5, 1988).

The Governor's Veto over Foreign Training of the California National Guard and the Militia Training Clause of the United States Constitution, Testimony to the Veterans' Affairs Committee, California State Assembly (August 19, 1987).

Legal Indeterminacy and the Rule of Law, Delivered to the Course on Philosophy and Social Science, Inter-University Centre for Postgraduate Studies, Dubrovnik, Yugoslavia (April 14, 1987).

Communicative Action and Freedom of Speech: Habermas and the First Amendment

Delivered to the International Summer Institute for Semiotic and Structuralist Studies, Northwestern University (July 1, 1986);
Course on Philosophy and Social Science, Inter-University Centre for Postgraduate Studies, Dubrovnik, Yugoslavia (April 15, 1987).

Offices Held: *Chair*, Jurisprudence Section of the Association of American Law Schools (2006-07); *Chair Elect*, (2005-06); *Chair* (1994-95); *Member of the Executive Committee* (1993-98); *Chair Elect* (1993-94).

Chair, Constitutional Law Section of the Association of American Law Schools (2005-2006); *Chair Elect* (2004-05), *Member of the Executive Committee* (2003-2007).

Chair, Scholarship Section of the Association of American Law Schools (1999-2000); *Chair Elect* (1998-99).

Chair, Law and Interpretation Section of the Association of American Law Schools (1998-99); *Chair Elect* (1997-98); *Member of the Executive Committee* (1995-2000).

Other: *Legal Theory Blog*, <http://lsolum.blogspot.com> & *Legal Theory Lexicon*, <http://legaltheorylexicon.blogspot.com/> (September 13, 2002-Present).

Twenty-Second Most Downloaded Legal Scholar, ranked on the basis of all-time downloads, Social Science Research Network, as of Fall 2008.
<http://www.ssrn.com>.

Session Organizer, Author Meets Readers, The New Global Trading Order by Dennis Patterson and Ari Afilalo, Annual Meeting of the Law and Society Association (June 1, 2008).

Discussant and Chair, Panel on Legitimacy and the United States Supreme Court, Annual Meeting of the Midwest Political Science Association (April 3, 2008).

Panel Member, Blogging, Scholarship, and the Bench and Bar, Association of American Law Schools, the National Law Journal, and the University of Santa Clara (September 17, 2007).

Panel Member, How to Get a Job, Law and Society Association Annual Meeting (July 25, 2007).

Reviewer, Law and Social Science Program, National Science Foundation (2007).

Moderator, Invited Symposium: Sex, Violence, and the Criminal Law, American Philosophical Association, Pacific Division (March 24, 2006).

Program Chair and Moderator, The Constitution in Exile, Program of the Section on Constitutional Law, Annual Meeting of the Association of American Law Schools (January 6, 2006) (with Randy Barnett and Cass Sunstein).

Member, Editorial Board, Law & Courts Newsletter, American Political Science Association (2005-2007).

Moderator, Debate on the Filibuster of Judicial Nominees, Meeting of the Federalist Society (January 6, 2005) (debate between Michael Rappaport and Ed Whalen).

Nominated, Top Twenty Legal Thinkers in America, Legal Affairs Magazine, among 125 persons, including 56 law professors, nominated as “the country's most influential and important legal thinkers,” <http://www.legalaffairs.org/poll/> (2004).

Program Chair, Virtue Jurisprudence, Plenary Session, The Virtues and Vices of "Virtue Jurisprudence," University of Dundee, Scotland (May 1, 2004).

Participant, Roundtable on Probability and Causation, Institute for Law and Philosophy, University of Illinois (January 23 & 24, 2004).

Program Chair and Moderator, Restoring the Lost Constitution, Joint Program of the Section on Constitutional Law and the Section on Jurisprudence, Annual Meeting of the Association of American Law Schools (January 3, 2004).

Peer Reviewed Journal Referee, Oxford University Commonwealth Law Journal (2005), Journal of Moral Philosophy (2004), Perspectives on Politics (2004); Law and Philosophy (2003); Pacific Philosophical Quarterly (1998), Law and Social Inquiry, Journal of the American Bar Foundation (1997), Temple University Press (1990).

Participant, Roundtable on Law and Religion, Institute for Law and Philosophy, University of San Diego (November 14 & 15, 2003).

Mentioned, Significant Moves 2003, Mentioned as one of the 15 most significant moves in the legal academy for the prior year. Brian Leiter, *The Legal Observer*, 6 Greenbag 421 (2003).

Observer, ICANN Meeting, Montreal, Canada (June 22-27, 2003), Rio de Janeiro, Brazil (March 23-28, 2003), Amsterdam, The Netherlands (December 14 & 15, 2002), Bucharest, Romania (June 24-28, 2002).

Participant, Roundtable on Moral Luck, , Institute for Law and Philosophy, University of San Diego (April 25-26, 2003).

Editor, Symposium on Eldred v. Ashcroft, 36 Loyola of Los Angeles Law 1 Review (2002).

Program Chair, “Interpersonal Forgiveness: A Relational Virtue,” Virtue Ethics Old and New, University of Canterbury, Christchurch, New Zealand (June 1, 2002).

Moderator, Panel Discussion, The Anthrax Investigation: A Newsgathering and Privacy Hypothetical, Loyola Law School, Loyola Marymount University, Los Angeles, California (February 22, 2002), 22 Loyola of Los Angeles Entertainment Law Review 263 (2002).

Program Chair, Developments in Interdisciplinary Scholarship: Virtue Ethics and Law, Section on Scholarship, AALS Annual Meeting (January 8, 2000).

Participant, The Structure of Liberty, Socratic Seminar, The Liberty Fund (November 19-20, 1999).

Program Chair, The Structure of Liberty, Joint Program of the Section on Jurisprudence and the Section on Law and Interpretation, AALS Annual Meeting (January 9, 1999).

Program Chair, Radical Interpretation, Program of the Section on Law and Interpretation, AALS Annual Meeting (January 9, 1999).

Member, Committee to Review Scholarly Papers for the 1998 AALS Annual Meeting (1997-98).

Roundtable Discussion, Standards for Constitutional Amendments, Citizens for the Constitution, A Project of the Twentieth Century Fund, Harvard Law School (November 20, 1997).

Organizer and Moderator, Euthanasia, Morality, and the Law, 1997 Burns Lecture with Ronald Dworkin and John Finnis, Loyola Law School, Los Angeles, California (November 22, 1996).

Program Chair and Moderator, Political Liberalism, Jurisprudence Section Program, with Kent Greenawalt, Sharon Lloyd, Cass Sunstein, and John Rawls, Association of American Law Schools Annual Meeting, New Orleans, Louisiana (January 8, 1995).

Editor, Symposium on John Rawls's Political Liberalism, 69 *Chicago-Kent Law Review* 641-842 (1994) (with Stephen Griffin).

Reporter, Committee on Alternative Court Structures, Commission on the Future of the California Judiciary, (1992-93).

Session Chair, Critical Legal Studies and Philosophy, Biannual Meeting of AMINTAPHIL (American Section of the International Association for Philosophy of Law & Social Philosophy), Muhlenburg College, Allentown, Pennsylvania (October 22, 1992).

Memberships: American Philosophical Association
American Political Science Association
American Society for Political & Legal Philosophy
Aristotelian Society for the Systematic Study of Philosophy
Midwest Political Science Association
The Table

MISCELLANEOUS

Citations: 18 *Moore's Federal Practice*, Chapters 130, 131, 132, and 134 has been cited by the United States Supreme Court, by every Circuit of the United States Court of Appeal, by numerous federal district courts, and by the highest courts in Colorado, the District of Columbia, Indiana, Maryland, and Rhode Island as well as by the Appellate Division of the New York Supreme Court.

Destruction of Evidence has been cited by the numerous federal courts including the United States Courts of Appeal for the Second Circuit, Third Circuit, Fifth Circuit, Eighth Circuit, and District of Columbia Circuit, and by the United States District Courts for the Eastern District of Arkansas, the District of Colorado, the District of the District of Columbia, the District of Maryland, the District of Massachusetts, the District of Minnesota, the District of New Jersey, the Eastern District of New York, the Northern District of Oklahoma, and Eastern District of Pennsylvania as well as several state courts including the Supreme Courts of Alaska, Missouri, New Hampshire, and Texas and the Florida District Court of Appeal, the Maryland Court of Special Appeals, and the Pennsylvania Superior Court. The companion article, *Truth and Uncertainty: Legal Control of the Destruction of Evidence* has been cited by United States Court of Appeal for the Seventh Circuit, the Eastern District of Pennsylvania, and the Supreme Courts of Alaska, New Jersey, and New Mexico, as well as the California Court of Appeal, Louisiana Court of Appeal, and the New Jersey Superior Court.

On the Indeterminacy Crisis: Critiquing Critical Dogma has been cited more than 200 times, including citations by the Michigan Supreme Court, in numerous law reviews, including the American Journal of Comparative Law, Arizona Law Review, Boston University Law Review, California Law Review, Cardozo Law Review, Case Western Reserve Law Review, Columbia Law Review, Cornell Law Review, Chicago-Kent Law Review, Cumberland Law Review, DePaul Law Review, Duke Law Journal, George Washington Law Review, Georgetown Law Journal, Harvard Law Review, Hofstra Law Review, Indiana Law Review, Loyola Law Review, Kentucky Law Journal, Marquette Law Review, Michigan Law Review, New York University Law Review, New York University Review of Law and Social Change, Northwestern University Law Review, North Carolina Law Review, Notre Dame Law Review, Rutgers Law Review, Ohio State Law Journal, Seton Hall Law Review, SMU Law Review, Southern California Interdisciplinary Law Review, Southern California Law Review, Stanford Law Review, St. Thomas Law Review, Tennessee Law Review, Texas Law Review, Tulane Law Review, UCLA Law Review, University of Chicago Law Review, University of Cincinnati Law Review, University of Miami Law Review, University of Pennsylvania Law Review, University of Pittsburgh Law Review, Valparaiso University Law Review, Vanderbilt Law Review, Virginia Law Review, Washington Law Review, Washington University Law Quarterly, William Mitchell Law Review, and Yale Law Journal as well as journals from other disciplines, including Law and Philosophy, the Law and Society Review, Philosophy and Public Affairs, and Legal Theory, and international journals such as the Melbourne University Law Review and the Oxford Journal of Legal Studies. Other citations include numerous citations in monographs.

Constructing an Ideal of Public Reason and related articles have been cited more than 100 times, including numerous law review citations as well as citations in a variety of monographs by legal scholars, philosophers, political scientists, and theologians, including multiple citations in work by John Rawls.

Syllabi:

Constitutional Law II — Individual Rights, Department of Government, Colby College, <http://www.colby.edu/govt/faculty/jrr/go314s02.html>.

Contemporary Theory, Department of Sociology, Princeton University, <http://www.princeton.edu/~sociolog/pdf/ctsyllabus.pdf>

Jurisprudence, School of Law, Macquarie University, http://www.law.mq.edu.au/Units/law113/Menu/Timetable/Week_9/Week9_T/week9_t.htm

Jurisprudence and Legal Theory, University College, University of London, http://www.ucl.ac.uk/laws/students/materials/ugrad/jurisprudence/bigbook_01_02.pdf.

Jurisprudence and Political Theory, Oxford University, <http://users.ox.ac.uk/~ball1143/BCLAmendedReadingList.pdf>.

Jurisprudence, Bio-Medical Ethics, School of Medicine, Sapporo Medical University, <http://www.arsvi.com/0w/httshk.htm>.

Law Politics and Morality, Department of Philosophy, St. Olaf's College, <http://www.stolaf.edu/people/langerak/phil254.html>.

Perspectives in Legal Thought, Columbia Law School, L6114, Professor Jeremy Waldron, copy of syllabus cached at: <http://home.sandiego.edu/~lsolum/03PERSP.SYL.wpd>

Political Theory Minor Seminar, Department of Government, Georgetown University, <http://www.georgetown.edu/departments/government/faculty/warrenm/SYL-706-2000.pdf>.

Problemes de Philosophie II: La Délibération Démocratique et le Probleme du Pluralisme (Problems of Philosophy II: The Democratic Deliberation and the Problem of Pluralism), Department of Philosophy, University of Quebec at Montreal, http://www.philo.uqam.ca/repertoirecours/Archives/H99/PHI_8610.html.

Problems of Pluralism and Equality, Department of Political Science, University of Toronto, <http://www.chass.utoronto.ca/polsci/Syllabi2002-2003/pol480y2038yChambers.htm>.

Rawls and Critics, Department of Government, University of Virginia, <http://www.virginia.edu/~govtfa/courses/gfpt802.html>.

Philosophy of Law, Department of Philosophy, University of Louisville, <http://www.louisville.edu/~ahkole01/35001.html>

Legal Process, University of Toronto Faculty of Law, <http://www.law.utoronto.ca/documents/Sossin/legalprocess2005outline.doc>

Environmental Politics, Political Science Department, University of Missouri at Columbia, <http://web.missouri.edu/~polswww/syllabi/ws06/PS4995W06%20Capstone:%20Environmental%20Politics.htm>