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ACADEMIC EXPERIENCE

Duke University School of Law

Professor
Visiting Professor

July 2013-
Spring 2012

Courses: Civil Procedure, Civil Rights Litigation, State and Local Government,
Second Amendment Seminar

University of Cincinnati College of Law

Professor
Associate Professor
Assistant Professor

Aug. 2012-July 2013
2010-Aug. 2012
2007-2010

Courses: Civil Procedure I, Civil Procedure II, Civil Rights Litigation

Prizes: **Winner, Harold C. Schott Scholarship Award** 2011
Winner, Goldman Prize for Excellence in Teaching 2010
Winner, Goldman Prize for Excellence in Teaching 2009

Moritz College of Law, The Ohio State University

Adjunct Professor

2005-2006, Fall 2006

Courses: Negotiations (co-taught); Appellate Advocacy

SELECTED PUBLICATIONS

Articles and Extended Essays

Text, History, and Tradition: What the Seventh Amendment Can Teach Us About the Second,
122 **YALE LAW JOURNAL** 852 (2013)

The Thirteenth Amendment and the Regulation of Custom,
112 **COLUMBIA LAW REVIEW** 1811 (2012) (invited submission)

Guns, Inc.: Citizens United, McDonald, and the Future of Corporate Constitutional Rights,
86 **NEW YORK UNIVERSITY LAW REVIEW** 887 (2011)

Retail Rebellion and the Second Amendment,
86 **INDIANA LAW JOURNAL** 939 (2011)

Guns as Smut: Defending the Home-Bound Second Amendment,
109 **COLUMBIA LAW REVIEW** 1278 (2009)

- Cited by Justice John Paul Stevens in dissent in **McDonald v. City of Chicago**

White Cartels, the Civil Rights Act of 1866, and the History of Jones v. Alfred H. Mayer Co.,
77 **FORDHAM LAW REVIEW** 999 (2008)

State DOMAs, Neutral Principles, and the Möbius of State Action,
81 **TEMPLE LAW REVIEW** 967 (2008)

Shorter Works

Analogies and Institutions in the First and Second Amendments: A Response to Professor Magarian
91 **TEXAS LAW REVIEW** **SEE ALSO** 137 (2013) (invited response)

Book Review of Glenda Gilmore, *Defying Dixie: The Radical Roots of Civil Rights, 1919-1950*
52 **AMERICAN JOURNAL OF LEGAL HISTORY** 379 (2012) (invited submission)

(Selected Publications, Cont.)

Racial Cartels and the Thirteenth Amendment Enforcement Power,
100 **KENTUCKY LAW JOURNAL** 23 (2012) (invited submission)

Iqbal and Empathy,
78 **UMKC LAW REVIEW** 999 (2010) (invited submission)

A Thirteenth Amendment Agenda for the Twenty-First Century: Of Promises, Power and Precaution, chapter in
THE PROMISES OF LIBERTY: THE HISTORY AND CONTEMPORARY RELEVANCE OF THE THIRTEENTH AMENDMENT, Alexander Tsesis editor
(Columbia University Press 2010)

EDUCATION

Harvard Law School 2001
J.D. cum laude
Notes Editor, Harvard Law Review

Oxford University 1997 (2002)
B.A., M.A. (Oxon.)* Modern History & English
British Marshall Scholar 1995-1997

Anderson University 1994
B.A. summa cum laude English & Education

SELECTED PRESENTATIONS

“Second Amendment Traditionalism and Desuetude”
Duke Law School Roundtable on Custom, Convention, and Tradition in
Constitutional Law (Nov. 2013)

“A Meditation on the Thirteenth Amendment as Redemption”
University of Houston Law School Colloquium (Feb. 2013)

“The Second Amendment in Theory and Practice”
Harold Schott Scholarship Award Lecture, University of Cincinnati (Nov. 2012)

* All work completed in 1997, granted by supplication, 2002.

(Selected Presentations, Cont.)

“Historical Tests, (Mostly) Unbalanced Rights, and What the Seventh Amendment Can Teach Us About the Second”

University of Chicago Law School Public Law and Legal Theory Workshop (Sept. 2012)

“Historical Tests, (Mostly) Unbalanced Rights, and What the Seventh Amendment Can Teach Us About the Second”

Seton Hall Law School Colloquium (March 2012)

“The Thirteenth Amendment and the Regulation of Custom”

Symposia on the Thirteenth Amendment: Meaning, Enforcement, and Contemporary Implications
Columbia Law School (Jan. 2012)

“What the Seventh Amendment Can Teach Us About the Second”

Southwestern Law School (Los Angeles) (August 2011)

“What the Seventh Amendment Can Teach Us About the Second”

University of Cincinnati Summer Workshop (July 2011)

“Racial Cartels and the Thirteenth Amendment Enforcement Power,” Conference on Structural Racism: Inequality in America Today, University of Kentucky (Feb. 2011)

“Guns, Inc.: Citizens United, McDonald, and the Future of Corporate Constitutional Rights,”

University of Pittsburgh Law School Faculty Colloquium (Sept. 2010)

“Idolizing the Constitution,”

Speech Delivered at the Constitution Day Address, Anderson University (Sept. 2010)

Panelist, Symposium, “Chamber to Chambers: The Second Amendment in the New Century,”
Northeastern University Law Journal (March 2010)

“Retail Rebellion and the Second Amendment,” presented at Washington & Lee Law School
Faculty Colloquium (Feb. 2010) and at the St. Thomas University Law School (Minneapolis)
Faculty Colloquium (Feb. 2010)

“Iqbal and Empathy” University of Missouri—Kansas City Law School, presented at the Edward
A. Smith/Bryan Cave Symposium “Enforcing Constitutional Rights in the Twenty-First Century”
(Oct. 2009)

“A Thirteenth Amendment Agenda for the Twenty-First Century: Of Promises, Power and
Precaution,” (originally titled “White Cartels and the Civil Rights Act of 1866”), presented at
Slavery, Abolition, & Human Rights: Interdisciplinary Perspectives on the Thirteenth
Amendment, University of Chicago School of Law (April 2009)

Panelist, Presidential Inauguration Forum, University of Cincinnati (Jan. 2009)

(Selected Presentations, Cont.)

“White Cartels, the Civil Rights Act of 1866, and the History of Jones v. Alfred H. Mayer Co.,” presented at the Chicago-Kent Law School, Faculty Workshop (Nov. 2008); presented at the Northeast People of Color Conference, Boston University (Sept. 2008); University of Cincinnati Summer Workshop (July 2008)

PROFESSIONAL EXPERIENCE

Vorys, Sater, Seymour and Pease LLP

Litigation Associate

2002-2007

- Practiced in areas of appellate advocacy and complex commercial litigation including MDL, class action, and civil fraud litigation
- Member of firm’s Diversity Committee and Litigation Specialization Task Force

Hon. R. Guy Cole, Jr., U.S. Court of Appeals for the Sixth Circuit

Law Clerk

2001-2002

EDUCATIONAL & CIVIC ACTIVITIES

Advisory Board, American Journal of Legal History (2011-present)

Board Member, Housing Opportunities Made Equal (H.O.M.E.) (2009-2013)

Lateral Appointments Committee, Duke Law School (2013-2104)

ABA/AALS Self-Study Committee, University of Cincinnati College of Law (2010)

Admissions Committee, University of Cincinnati College of Law (2010-2011)

Committee on Committees, University of Cincinnati College of Law (2008-2009, 2010-2011, 2012-2013)

Appointments Committee, University of Cincinnati College of Law (2008-2009, 2009-2010, 2011-2012)

Academic Policy and Curriculum Committee, University of Cincinnati College of Law (2012-2013)

Diversity Committee, University of Cincinnati College of Law (2010-2011)

Panelist, U.C. Admissions Office Prospective Student Open House (2008, 2010)

University Faculty Senate (2008-2010)

(Educational & Civic Activities, Cont.)

University of Cincinnati Honors Program (2008-2013)
Faculty consultant for Rhodes & Marshall scholarships

Anderson University Alumni Council (2007-2012)

Instructor, Academic Connections Experience (A.C.E.) Program (2008, 2009, 2010)

Presenter, Cincinnati Law and Leadership Program (2009, 2010, 2011, 2012)

MEMBERSHIPS

Bar Admissions: State of Ohio, U.S. Court of Appeals for the Sixth Circuit; U.S. District Court, Northern District of Ohio; U.S. District Court, Southern District of Ohio

Life Member, U.S. Court of Appeals, Sixth Circuit Judicial Conference