

## JOSEPH BLOCHER

Lanty L. Smith '67 Professor of Law, Duke Law School  
210 Science Drive, Durham, NC 27708  
[blocher@law.duke.edu](mailto:blocher@law.duke.edu) (919) 613-7018

### EXPERIENCE

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#### **Duke Law School**, Durham, NC

*Lanty L. Smith '67 Distinguished Professor*, 2018-Present

*Professor*, 2014-2018

*Associate Professor*, 2012-2014

*Assistant Professor*, 2009-2012

#### **Hon. Guido Calabresi**, 2d Circuit Court of Appeals, New Haven, CT, 2008-2009

*Law Clerk*

#### **O'Melveny & Myers LLP**, Washington, DC, 2007-2008

*Associate* Co-wrote merits briefs in *District of Columbia v. Heller*, 554 U.S. 570 (2008)

#### **Hon. Rosemary Barkett**, 11th Circuit Court of Appeals, Miami, FL, 2006-2007

*Law Clerk*

#### **Institute for Economic Affairs**, Accra, Ghana, 2001-2002

*Fulbright Scholar*

### EDUCATION

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#### **YALE LAW SCHOOL**, New Haven, CT

J.D., June 2006

*Yale Law Journal*, Comments Editor

*Yale Law and Policy Review*, Symposium Editor

*Yale Human Rights and Development Law Journal*, Notes Editor

Jerome N. Frank Legal Services Organization, Co-Chair

#### **TRINITY HALL, CAMBRIDGE UNIVERSITY**, Cambridge, England

MPhil, Land Economy, October 2003, *Gates Scholar*

#### **RICE UNIVERSITY**, Houston, TX

B.A., History, May 2001, *magna cum laude*

Honors in sociology, philosophy, legal studies and political philosophy

### BOOKS

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NEW HISTORIES OF GUN RIGHTS AND REGULATION: ESSAYS ON THE PLACE OF GUNS IN AMERICAN LAW AND SOCIETY (Joseph Blocher, Jacob D. Charles, and Darrell A. H. Miller, eds.) (Oxford University Press forthcoming)

FIREARMS LAW AND THE SECOND AMENDMENT (Foundation Press forthcoming)

THE POSITIVE SECOND AMENDMENT: RIGHTS, REGULATION, AND THE FUTURE OF *HELLER* (with Darrell Miller) (Cambridge University Press 2018)

FREE SPEECH BEYOND WORDS (with Mark Tushnet and Alan Chen) (NYU Press 2017)

## ARTICLES

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*La Navassa: Property, Sovereignty, and the Law of the Territories*, 131 YALE L.J. (forthcoming 2022) (with Mitu Gulati)

*Cities, Preemption, and the Statutory Second Amendment*, 87 U. CHI. L. REV. (forthcoming 2021)

“*Second-Class*” Rhetoric, Ideology, and Doctrinal Change, 110 GEO. L. J. (forthcoming 2021) (with Eric Ruben)

*Constitutional Gun Litigation Beyond the Second Amendment*, N.Y.U. ANN. SURVEY AM. LAW (forthcoming 2021) (with Noah Levine)

“Beyond Felons: Other Prohibited Classes of Arms Possession,” in *NEW HISTORIES OF GUN RIGHTS AND REGULATION: ESSAYS ON THE PLACE OF GUNS IN AMERICAN LAW AND SOCIETY* (Joseph Blocher, Jacob D. Charles, and Darrell A. H. Miller, eds.) (Oxford University Press, forthcoming) (with Caitlin Carberry)

*Living with Guns: Legal and Constitutional Considerations for Those Cohabiting with Temporarily Prohibited Possessors*, JOURNAL OF THE AMERICAN ACADEMY OF MATRIMONIAL LAWYERS (forthcoming 2021) (with Maisie Wilson)

*When Guns Threaten the Public Sphere: A New Account of Public Safety Regulation Under Heller*, 116 NW. U. L. REV. 139 (2021) (with Reva B. Siegel)

*Pointing Guns*, 99 TEX. L. REV. 1173 (2021) (with Sam Buell, Jacob D. Charles, and Darrell A.H. Miller)

*Guns and Democracy*, in *BRENNAN CENTER FOR JUSTICE, PROTESTS, INSURRECTION, AND THE SECOND AMENDMENT* (Eric Ruben, ed. 2021) (with Reva Siegel)

*The Biggest Legal Obstacle to Gun Regulation: State Preemption Laws, Not the Second Amendment*, 111(7) AM. J. PUB. HEALTH 1192 (July 1, 2021)

*Why Regulate Guns?*, 48 J. L. MED. & ETHICS 11 (2021) (with Reva Siegel)

*True Threats and the Second Amendment*, 48 J. L. MED. & ETHICS 112 (2021) (with Bardia Vaseghi)

*Two Concepts of Gun Liberty*, 39 QUINNIPIAC L. REV. 363 (2021)

*“The Road I Can’t Help Travelling”*: *Holmes on Truth and Persuasion*, 51 SETON HALL L. REV. 105 (2020)

*King Leopold’s Bonds and the Odious Debts Mystery*, 60 VA. J. INT’L L. 487 (2020) (with Mitu Gulati & Kim Oosterlinck)

*Disuniformity of Federal Constitutional Rights*, 2020 ILL. L. REV. 1479

*Firearms, Extreme Risk, and Legal Design: “Red Flag” Laws and Due Process*, 106 VA. L. REV. 1285 (2020) (with Jacob D. Charles)

*Why Did Belgium Pay Leopold’s Bonds?*, 83 L. & CONTEMP. PROBS. 49 (2020) (with Mitu Gulati & Kim Oosterlinck)

*Doctrinal Dynamism, Borrowing, and the Relationship Between Rules and Rights*, 28 WM. & MARY BILL OF RIGHTS J. 319 (2020) (with Luke Morgan)

*The Geography of a Constitutional Right: Gun Rights Outside the Home*, 83 L. & CONTEMP. PROBS. i (2020) (with Jacob D. Charles and Darrell A.H. Miller)

*Domestic Violence and the Home-Centric Second Amendment*, 27 DUKE J. GENDER L. & POL’Y 45 (2020)

*Transferable Sovereignty: Lessons from the History of the Congo Free State*, 69 DUKE L.J. 1219 (2020) (with Mitu Gulati)

*Free Speech and Justified True Belief*, 133 HARV. L. REV. 439 (2019)

*Bans*, 129 YALE L.J. 308 (2019)

*Stevens, J., Dissenting: The Legacy of Heller*, JUDICATURE (2019) (with Darrell Miller)

*Rights as Trumps of What?*, 132 HARV. L. REV. F. 120 (2019)

*The Second Amendment as Positive Law*, 13 CHARLESTON L. REV. 103 (2019) (Law & Society Symposium keynote address with Darrell A.H. Miller)

*Puerto Rico and the Right of Accession*, 43 YALE J. INT’L L. 229 (2018) (with Mitu Gulati)

- Responses by Erin F. Delaney & Christina D. Ponsa-Kraus, Gustavo A. Gelpí, Daniel I. Morales, and Patrick S. Shin

*What Does Puerto Rican Citizenship Mean for Puerto Rico’s Legal Status?*, 67 DUKE L.J. ONLINE 122 (2018) (with Mitu Gulati)

*Constitutional Implications of Firearm Restrictions for Veterans with Fiduciaries*, ADMINISTRATION AND POLICY IN MENTAL HEALTH AND MENTAL HEALTH SERVICES RESEARCH (May 2018)

*From Theory to Doctrine: An Empirical Analysis of the Right to Keep and Bear Arms after Heller*, 67 DUKE L.J. 1433 (2018) (with Eric Ruben)

- Responses by Michael Dorf, Mark Hall & Ronald Wright, David Kopel, Sandy Levinson, Darrell Miller, George Mocsary, and Adam Samaha & Roy Germano

*You Can Lead a Horse to Water: Heller and the Future of Second Amendment Scholarship*, 68 DUKE L.J. ONLINE 1 (2018) (with Eric Ruben)

*How to Think About Law and Markets*, 80 L. & CONTEMP. PROBS. 1 (2017) (with Kim Krawiec)

*Forced Secessions*, 81 L. & CONTEMP. PROBS. 215 (2017) (with Mitu Gulati)

*A Market for Sovereign Control*, 66 DUKE L.J. 797 (2017) (with Mitu Gulati)

- Responses by Stephen Clowney, John Coyle, Anna Gelpern, Mark Weidemaier, and Paul Stephan

*Practice and Precedent in Historical Gloss Games*, 106 GEO. L.J. ONLINE (2016) (with Margaret Lemos)

*Markets and Sovereignty*, 54 OSGOOD HALL L.J. 463 (2016) (with Mitu Gulati)

- Response by Karen Knop

*What is Gun Control? Direct Burdens, Incidental Burdens, and the Boundaries of the Second Amendment*, 83 U. CHI. L. REV. 297 (2016) (with Darrell Miller)

- Response by Michael Dorf

*Competing for Refugees: A Market-Based Solution to a Humanitarian Crisis*, 48 COLUM. HUM. RTS. L. REV. 53 (2016) (with Mitu Gulati)

- Responses by Tendayi Achiume and Peter Schuck

*The Death Penalty and the Fifth Amendment*, 111 NW. U. L. REV. 275 (2016)

*Can Greece be Expelled from the Eurozone? Toward a Default Rule on Expulsion from International Organizations*, in GAPS IN GOVERNANCE (Elena Carletti et al., eds. 2016) (with Mitu Gulati & Laurence A. Helfer)

*Lethality, Public Carry, and Adequate Alternatives*, 53 HARV. J. LEG. 279 (2016) (with Darrell Miller)

*New Problems for Subsidized Speech*, 56 WM. & MARY L. REV. 1083 (2015)

*Hunting and the Second Amendment*, 91 NOTRE DAME L. REV. 133 (2015)

*New Approaches to Old Questions in Gun Scholarship*, 50 TULSA L. REV. 477 (2015)

*Good Cause Requirements for Carrying Guns in Public*, 127 HARV. L. REV. F. 218 (2014)

*Selling State Borders*, 162 U. PA. L. REV. 241 (2014)

*Nonsense and the Freedom of Speech: What Meaning Means for the First Amendment*, 62 DUKE L.J. 1423 (2014)

*Gun Rights Talk*, 94 BOSTON U. L. REV. 813 (2014)

*Ukraine and Russia: “You Break It, You Bought It”*, 3 FINANCIAL HISTORY 28 (2014) (with Mitu Gulati)

*Firearm Localism*, 123 YALE L.J. 82 (2013)

- Op-ed: *We Can Regulate Guns at the Local Level, Too*, N.Y. TIMES, Dec. 10, 2015
- Response by Michael O’Shea

*Implementing First Amendment Institutionalism*, 47 NEW ENG. L. REV. ON REMAND 43 (2013)

*Second Things First: What Free Speech Can and Can’t Say About Guns*, 91 TEXAS L. REV. SEE ALSO 37 (2013)

*The Right Not to Keep or Bear Arms*, 64 STAN. L. REV. 1 (2012)

*Rights To and Not To*, 100 CAL. L. REV. 761 (2012)

*Order Without Judges: Customary Adjudication*, 62 DUKE L.J. 579 (2012)

*Public Discourse, Expert Knowledge, and the Press*, 87 WASH. L. REV. 409 (2012)

*What We Fret About When We Fret About Bootstrapping*, 75 L. & CONTEMP. PROBS. 146 (2012)

District of Columbia v. Heller, in THE OXFORD UNIVERSITY ENCYCLOPEDIA OF AMERICAN POLITICAL AND LEGAL HISTORY (Donald T. Critchlow & Phil R. VanderMeer eds., 2012)

*Reverse Incorporation of State Constitutional Law*, 84 S. CAL. L. REV. 323 (2011)

*Viewpoint Neutrality and Government Speech*, 52 B.C. L. REV. 695 (2011)

*Government Property and Government Speech*, 52 WM. & MARY L. REV. 1413 (2011)

*Popular Constitutionalism and State Attorneys General*, 122 HARV. L. REV. F. 108 (2011)

*What State Constitutional Law Can Tell Us About the Federal Constitution*, 115 PENN. ST. L. REV. 1035 (2011)

*Roberts’ Rules: Assertiveness and Rules-Based Jurisprudence*, 46 TULSA L. REV. 431 (2011)

*Constitutionalizing Local Politics*, 46 HARV. C.R.–C.L. L. REV. AMICUS (2011) (with Ilan Graff)

*Transforming Property Into Speech*, LEGAL WORKSHOP (2011), available at [https://scholarship.law.duke.edu/faculty\\_scholarship/3074/](https://scholarship.law.duke.edu/faculty_scholarship/3074/)

*Schrödinger's Cross: The Quantum Mechanics of the Establishment Clause*, 96 VA. L. REV. IN BRIEF 51 (2010)

*Influence of Land Tenure Practices on Artisanal Mining Activity in Ghana*, 35 RESOURCES POLICY 47 (2010)  
(with Frank K. Nyame)

*Categoricalism and Balancing in First and Second Amendment Analysis*, 84 N.Y.U. L. REV. 375 (2009)

*Property and Speech in Summum*, 104 NW. U. L. REV. COLLOQUY 83 (2009)

*Heller's Problematic Second Amendment Categoricalism*, LEGAL WORKSHOP (2009), available at [https://scholarship.law.duke.edu/faculty\\_scholarship/2462/](https://scholarship.law.duke.edu/faculty_scholarship/2462/)

*Reputation as Property in Virtual Economies*, 119 YALE L.J. POCKET PART 120 (2009)

*Institutions in the Marketplace of Ideas*, 57 DUKE L.J. 821 (2008)

*Amending the Exceptions Clause*, 92 MINN. L. REV. 971 (2008)

*Questions About Tax Increment Financing in North Carolina*, 5 CMTY. ECON. DEV. BULL. 1 (Aug. 2008)  
(with Jonathan Q. Morgan)

*School Naming Rights and the First Amendment's Perfect Storm*, 96 GEO. L.J. 1 (2007)

*The Guantanamo Three Step*, 117 YALE L.J. POCKET PART 1 (2007)

*Combatant Status Review Tribunals: Flawed Answers to the Wrong Question*, 116 YALE L.J. 667 (2006)

- Selected for GREEN BAG ALMANAC & READER OF GOOD LEGAL WRITING (2008)

*Selling the Name on the Schoolhouse Gate: The First Amendment and the Sale of Public School Naming Rights*, 37(4) SCH. L. BULL. (Fall 2006)

*Private Business as Public Good: Hotel Development and Kelo*, 24 YALE L. & POL'Y REV. 363 (2006)

*Building on Custom: Land Tenure Policy and Economic Development in Ghana*, 9 YALE HUM. RTS. & DEV. L.J. 166 (2006)

- Winner of the Edward D. Robbins Memorial Prize

Book Note, 7 YALE HUM. RTS. & DEV. L.J. 202 (2004) (reviewing HENRI A.L. DEKKER, *THE INVISIBLE LINE* (2003))

## **WORKS IN PROGRESS**

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“A Theory of Weaponry” (with Eric Ruben)

“Judicial Ideology and Second Amendment Doctrine” (with Eric Ruben)

**SELECTED MEDIA AND SHORT ARTICLES**

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[\*No, Courts Don't Treat the Second Amendment as a Second-Class Right\*](#), Wash. Post, Nov. 17, 2021 (with Eric Ruben)

[\*What You Need to Know About the NRA's Supreme Court Lawsuit, Feat. NY AG Letitia James\*](#), Brady United and NYU Law, Nov. 4, 2021

[\*That's Just, Like, Your Opinion, Man\*](#), Strict Scrutiny Podcast, Nov. 2, 2021

[\*The Docket: Do You Have the Right to Carry a Gun Outside Your Home?\*](#), NPR Politics Podcast, Oct. 28, 2021

[\*The Supreme Court, Concealed Carry, and How Your Laws Might Change\*](#), NewBooksNetwork Podcast, Oct. 26, 2021

[\*The Most Dangerous Branch: A Well-Regulated Militia\*](#), The Weeds Podcast (Vox), Oct. 22, 2021

[\*Nation Divided on Gun Laws with Deep Divisions Along Party Lines\*](#), CNN (The Lead), April 29, 2021

[\*American Cities Have Always Regulated Guns. Now, Most Can't.\*](#), Wash. Post, March 25, 2021

[\*Guns Are a Threat to the Body Politic\*](#), The Atlantic, March 8, 2021 (with Reva Siegel)

[\*Why Do States Ban "Electioneering" but Allow Guns at Polling Places?\*](#), Slate, Jan. 5, 2021 (with Alan Chen)

[\*The Positive Second Amendment\*](#), NewBooksNetwork Podcast, Jan. 10, 2020 (with Darrell A.H. Miller and Susan Liebell)

[\*The Second Amendment at the Supreme Court\*](#), Duke in D.C., Dec. 12, 2019 (with Darrell A.H. Miller and Nina Totenberg)

[\*For 1st Time In 10 Years, Supreme Court Takes Up Major Gun Rights Case\*](#), NPR - On Point, WBUR, Dec. 3, 2019

[\*Why Regulate Guns?\*](#), Take Care Blog, Dec. 3, 2019 (with Reva Siegel)

[\*Supreme Court Takes up First 2nd Amendment Case In a Decade\*](#), MSNBC – Ali Velshi, Dec. 2, 2019

[\*Supreme Court Takes Up Case On Gun Laws\*](#), NPR – All Things Considered, Dec. 1, 2019

[\*Disrupting the Consensus on Second Amendment Doctrine Would be a Mistake\*](#), SCOTUSblog, Nov. 30, 2019

[\*The Second Amendment of Things \(and Grievances\)\*](#), Balkinization, Oct. 11, 2019

[\*Sure, Trump Can Buy Greenland. But Why Does He Think It's Up to Denmark?\*](#), POLITICO, Aug. 23, 2019 (with Mitu Gulati)

[\*Dartmouth College Gun Rights Debate\*](#), C-SPAN, July 18, 2019 (with Erin Murphy)

[\*As Durham Turns 150, How Should the Figures of the City's Past Be Remembered?\*](#), NEWS & OBSERVER (Raleigh, NC), March 4, 2019 (with Michelle Gonzalez-Green)

[\*What Firearms Law and Regulatory Scholarship Can Learn from Each Other\*](#), Regulatory Review, November 8, 18 (with Darrell A.H. Miller)

[\*The Real Meaning of the Second Amendment: Partisans Unite!\*](#), Good Law | Bad Law Podcast, Sept. 28, 2018

[\*Bringing Targets Within Range: The Duke Repository of Historical Gun Laws\*](#), Panorama, June 12, 2018 (with Darrell A.H. Miller)

[\*The Second Amendment Allows for More Gun Control than You Think\*](#), Vox, May 23, 2018 (with Eric Ruben)

[\*If Countries Won't Take Refugees for Moral Reasons, Let's Give them Financial Incentives\*](#), Quartz, April 6, 2018 (with Mitu Gulati)

[\*A Gun Debate Compromise: Let Cities and Rural Areas Pass Different Laws\*](#), Vox, March 24, 2018

[\*Puerto Rico's Colonial Status Hinges on a New York Hedge Fund's Greed\*](#), TheHill.com, Nov. 25, 2017 (with Mitu Gulati)

[\*The History of Durham\*](#), NCCU Legal Eagle Review Podcast, Sept. 24, 2017

[\*The All \(Un\)Important Vote that Just Occurred in Puerto Rico\*](#), TheHill.com, July 8, 2017 (with Mitu Gulati)

[\*Constitutional Hurdles for Concealed Carry Reciprocity\*](#), Take Care Blog, March 16, 2017

[\*Court-Hacking Comes to North Carolina\*](#), NEWS & OBSERVER (Raleigh, NC), Nov. 19, 2016 (with Neil Siegel)

[\*The Second Amendment and Gun Rights\*](#), National Constitution Center Podcast, Oct. 20, 2016

[\*Appeals Court Rules States Can Restrict Concealed Weapons\*](#), All Things Considered, NPR, June 10, 2016

[\*Scalia's Gun Rights Legacy Is Likely to Stand, No Matter Who Replaces Him\*](#), The Trace, Feb. 15, 2016

[\*We Can Regulate Guns at the Local Level, Too\*](#), N.Y. TIMES, Dec. 10, 2015



## **COURSES TAUGHT**

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Constitutional Law; Property; Rule of Law—Theory and Doctrine; Capital Punishment; Second Amendment: History, Theory, and Practice; Urban Legal History; Law and Violence Reading Group; Philosophy for Constitutional Lawyers; Law and Markets; Developing the Scholarship Agenda; Legal Frameworks—Ghana

*Duke Law School Distinguished Teaching Award, 2012*

## **LAW SCHOOL AND UNIVERSITY SERVICE**

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Duke Center for Firearms Law, Founding Co-Director, 2019-present  
 Duke Law School Alumni & Development Committee, 2019-present  
 Law & Contemporary Problems faculty board, 2021-present  
 Duke University Dean Review Committee (Law School), 2021  
 Duke University Priorities Committee, 2018-2021  
 Lateral Hiring Committee, Chair, 2020-2021  
 Entry-level Hiring Committee, 2010-2011, 2018-2020 (Chair, 2019-2020)  
 Duke University Provost Forum Steering Committee, 2017-2019 (Chair, 2017-2018)  
 Duke University Senior Staff Review Committee, 2019  
 Duke Law School Dean Search Committee, 2017-2018  
 Clerkship Committee, 2009-present (Chair, 2013-present)  
 Duke University Conflict of Interest Committee, 2017-present  
 Duke University Academic Council, Law School Representative, 2009-2012, 2014-2017  
 Duke University Faculty Diversity Implementation Committee, 2015-2017  
 Curriculum Committee, 2014-2015  
 Student Conduct Committee, 2011-2013  
 Workshops Committee, 2012-2013  
 Co-Organizer, Duke-UNC Junior Faculty Forum, 2011-2014  
 Organizer, Duke Junior Faculty Workshops, 2011-2013  
 Student Awards Committee, 2010  
 Faculty Advisor, *Duke Journal of Constitutional Law & Public Policy*, American Constitution Society, and *Duke Undergraduate Law Review*

## **PROFESSIONAL AND PUBLIC SERVICE**

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Durham Sesquicentennial Honors Commission, Co-Chair, 2018-2019  
 American Civil Liberties Union of North Carolina; Board of Directors, 2017-2020  
 American Civil Liberties Union of North Carolina Legal Foundation; Board of Trustees, 2017-2020  
 Columbia Model International Mobility Treaty Commission, 2016-2018  
 Fair Punishment Project; Legal Advisory Council, 2016-2017  
 Fair Trial Initiative; Executive Committee, 2010-2012; Board of Directors 2009-2012  
 Lecturer, Themis Bar Review  
 Lecturer, Bar/Bri Law Preview  
 Lecturer, 7Sage Bar Review  
 Active Member, North Carolina Bar, 2010-Present

Authored merits and amicus briefs in federal and state courts, including the United States Supreme Court and North Carolina Supreme Court

Reviewer for Yale University Press, Cambridge University Press, Oxford University Press, *Yale Law Journal*, *Stanford Law Review*, *Legal Theory*, *Duke Law Journal*, *International & Comparative Law Quarterly*, *Political Science Quarterly*, *European Journal of American Studies*, *Land Use & Environmental Law Review*, and others.

### **SELECTED RECENT LECTURES, WORKSHOPS, PANELS, AND PRESENTATIONS**

[“Deciphering the U.S. Supreme Court Oral Arguments in \*NYSRPA v. Bruen\*,”](#) Duke Center for Firearms Law & Duke in DC, Nov. 23, 2021

Race and Guns Roundtable, Duke Center for Firearms Law, Nov. 19, 2021

[“Duke Center for Firearms Law on SCOTUS and \*NYSRPA v. Bruen\*,”](#) Duke Law Podcast, Nov. 15, 2021

“New York State Rifle & Pistol Association v. Bruen,” Duke Law School Federalist Society, Nov. 2, 2021

“New York State Rifle & Pistol Association v. Bruen,” Yale Law School American Constitution Society + Solomon Center, Nov. 2, 2021

“Concealed Carry and the Court,” University of Texas Federalist Society, Oct. 20, 2021 (with Stephen Halbrook)

“When Guns Threaten the Public Sphere,” UC Davis, Oct. 1, 2021

“The Positive Second Amendment,” Indiana University, Oct. 1, 2021

“The Second Amendment,” Cato Institute Sphere Program, Sept. 23, 2021

Firearms Law Works-in-Progress Conference, Cody Wyoming, July 22-24, 2021

“When Guns Threaten the Public Sphere,” Washington University in St. Louis, June 29, 2021

“Cities, Preemption, and the Statutory Second Amendment,” University of Chicago, May 7, 2021

“Gun Law, Politics, and Policy,” Midwest Political Science Association, April 17, 2021

“Gun Reform: The Current Legal Landscape,” NYU Law School, March 19, 2021

Invited Testimony, House of Representatives Gun Violence Prevention Task Force, March 9, 2021

“Guns and Democracy,” Brennan Center for Justice, February 26, 2021 (with Reva Siegel)

“The Positive Second Amendment,” UNC Festival of Legal Learning, Feb. 5, 2021

Testimony on H. 3094-Open Carry with Training Act, SC House of Representatives Judiciary Committee, Feb. 4, 2021

“Firearms Litigation: Liability, Regulation, and the Constitution,” Center on Civil Justice at NYU Law School, Dec. 1, 2020

“When Guns Threaten the Public Sphere,” Yale Law School faculty workshop, Nov. 2, 2020

“When Guns Threaten the Public Sphere,” Northwestern University Law Review symposium, Oct. 9, 2020

“Cities, Preemption, and the Statutory Second Amendment,” State & Local Government Works-In-Progress Conference, Sept. 25, 2020

“COVID-tutional Law: Gun Regulations in The Time of Quarantine,” ACS DC Lawyers Chapter, Sept. 24, 2020

“The Positive Second Amendment,” Clark University Constitution Day Lecture, Sept. 16, 2020

“Protecting the People: How Red Flag Laws Prevent Disaster and Save Lives,” ACS Western Regional Convening, Sept. 11, 2020

“John Spencer Bassett and Academic Freedom,” Duke University, Sept. 10, 2020

“COVID and the Constitution,” Yale Law School, Sept. 9, 2020

“The Second Amendment at the Supreme Court and the Future of *Heller*,” SEALS Annual Meeting, Aug. 3, 2020

“Supreme Court Roundup: *New York State Rifle and Pistol Association*,” UNC Law School, July 20, 2020

“New Histories of the Second Amendment,” Roundtable Discussion Sponsored by the Center for Firearms Law, June 19, 2020

“Supreme Court Roundup: *New York State Rifle and Pistol Association*,” Duke Law School, June 1, 2020

“Localism, Popular Constitutionalism, Preemption and Firearms,” Colloquium Hosted by the Center for Firearms Law, April 24, 2020

“The Positive Second Amendment,” Advisory Committee for the United States District Court of the Southern District of Georgia, February 29, 2020

“Red Flag Laws and Due Process,” University of Alabama, February 21, 2020

“Free Speech Values: Campuses, New Technologies and Polarization,” 2020 Mid-Winter Workshop for Judges of the Ninth Circuit, January 28, 2020

“Bans,” Campbell Law School, January 8, 2020

“The Second Amendment At The Supreme Court And The Future Of *Heller*,” Co-organizer, AALS Hot Topic Program, Washington, DC, January 4, 2020

“The Second Amendment at the Supreme Court,” Duke in D.C., December 12, 2019 (with Darrell Miller and Nina Totenberg)

“Bans,” Yale Law School, October 22, 2019

“Bans,” NYU School of Law, October 21, 2019

“Gun Rights and Regulation Outside the Home,” Symposium Convener, Duke Law School, September 27

“King Leopold’s Bonds and the Odious Debts Myster,” Yale Law School, September 20, 2019

“Gun Rights,” Dartmouth College Oster Lecture Series, July 18, 2019 (debate with Erin Murphy)

“Doctrinal Dynamism,” William & Mary School of Law, March 16, 2019

“Bans,” Northwestern Pritzker School of Law, February 18, 2019

“Transferable Sovereignty: Lessons from the History of the Congo Free State,” Duke Law School, February 11, 2019

“The Second Amendment as Positive Law,” Charleston School of Law, February 8, 2019

“The Positive Second Amendment,” Duke Law School Book Event, January 16, 2019

“Firing Line Debate: The Second Amendment,” Yale University, Buckley Program, Sept. 21, 2018

“The Model International Mobility Convention,” University of Virginia Law School, April 20, 2018

“Se Levanta: Hurricane Recovery in the Puerto Rican Context,” Kenan Institute for Ethics, Duke University, April 4, 2018

“*Heller* and Public Carry Restrictions,” Campbell Law School, February 2, 2018

“*Heller*: Past, Present, and Future,” moderated discussion with Glenn Harlan Reynolds, Alan Gura, and Dennis Henigan, City Club, Raleigh, NC, February 1, 2018

“Puerto Rico and the Right of Accession,” University of North Carolina School of Law, February 1, 2018

Moderator, “A Categorical Approach to the First Amendment,” Washington University School of Law, January 19, 2018

“Puerto Rico and the Right of Accession,” Minnesota Law School, November 16, 2017

“Politics = Local,” Moderated discussion with Steve Schewel (mayoral candidate) and Andrea Benjamin (UNC Political Science), Duke Law School, November 1, 2017

“Regulating Guns at Protests,” First Amendment Law Review Symposium, UNC Law School, October 27, 2017

“The Constitution and Guns,” Durham Reads Together event sponsored by the Durham Public Library Foundation, October 24, 2017

“*Trinity Lutheran Church*,” moderator and panelist, Duke Law School, October 18, 2017

“The Status of the Second Amendment in the Lower Courts,” Second Amendment Conference, Law Center to Prevent Gun Violence, October 16, 2017

“A Market for Sovereign Control?” (presentation of Enlund Lecture with Mitu Gulati), DePaul University College of Law, April 19, 2017

“The Future of Puerto Rico,” The University of Illinois, April 3, 2017

Welcoming Remarks, ACS National Student Convention, March 31, 2017

“Understanding the Second Amendment,” Yale Law School, October 20, 2016

“Domestic Violence and Guns,” Duke Law School, October 3, 2016

“Guns in the Courts,” Duke Law School, September 22, 2016

“The Second Amendment,” Constitution Day Event, Duke Law School, September 21, 2016

Private Sector Forum on Refugees and Migration, Concordia Summit, New York, New York, September 20, 2016

“Taking Aim at the Second Amendment,” Constitution Day Event, University of North Carolina Charlotte, September 17, 2016

“Law and Markets,” Symposium Organizer and Presenter, Duke Law School, May 6, 2016

“Reflections on Integration and the Transformation of Duke and Durham,” conversation with Eric Michaux, Duke Law School, April 2016

“The Second Generation of Second Amendment Scholarship,” Panelist, Brennan Institute, New York, NY, April 8, 2016

“Competing for Refugees,” Columbia Forced Migration Collaborative, Open Society Foundations, New York, NY, April 7, 2016

“Guns and Gavels” (debate with Paul Clement), Appellate Judges Education Institute, Washington, DC, November 14, 2015

“Academic Freedom,” First Amendment Law Review Symposium, UNC School of Law, October 30, 2015

“Practice and Precedent in Judicial Gloss Games,” Roundtable on “Historical Practice and Federal Judicial Power,” Duke Law School, October 23, 2015

“A Debt-Based Solution to a Humanitarian Crisis,” Conference on “Regulating Controversial Exchange,” Osgoode Hall, Toronto, Canada, September 15, 2015

“Reason and Realism in Constitutional Law,” Distinguished Honorary Professor Lecture, Universidad Autonoma del Estado Hidalgo, Mexico, May 14, 2015

“What is Gun Control?” Faculty Workshop, University of Chicago Law School, April 30, 2015

“What is Gun Control?” Faculty Workshop, Notre Dame Law School, March 19, 2015

“Firearm Localism,” Symposium on “Firearms in America: Safety and Liberty,” Harvard Law School, Cambridge, MA, February 10, 2015