

B A R R Y S U L L I V A N

Loyola University Chicago School of Law

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Education:

University of Chicago Law School, Chicago, Illinois. J.D. 1974.

Associate Editor, University of Chicago Law Review. National Honor Scholarship. Research Assistant for Professor Kenneth Culp Davis (Administrative Law).

Middlebury College, Middlebury, Vermont. A.B. 1970, *cum laude*, with high honors in Philosophy and Political Science. Phi Beta Kappa. Majors in Philosophy and Political Science, minor in English Literature.

Employment:

October 2019 – present: Cooney & Conway Chair in Advocacy and George Anastaplo Professor of Constitutional Law and History, Loyola University Chicago, Chicago, Illinois.

July 2009 – October 2019: Cooney & Conway Chair in Advocacy and Professor of Law, Loyola University Chicago, Chicago, Illinois.

May 2001 - July 2009: Partner, Jenner & Block LLP, Chicago, Illinois.

July 1994 - May 2001: Professor of Law (1994-2001), Dean of the School of Law (1994-99), and Vice-President (1998-99), Washington and Lee University, Lexington, Virginia.

December 1981 - July 1994: Partner, Jenner & Block, Chicago, Illinois.

March 1980 -
December 1981: Assistant to the Solicitor General of the United States, Department of Justice, Washington, D.C.

June 1975 - March 1980: Associate, Jenner & Block, Chicago, Illinois.

- 1974 - 1975: Law Clerk, Hon. John Minor Wisdom, United States Circuit Judge, United States Court of Appeals for the Fifth Circuit, New Orleans, Louisiana.
- Summer 1973: Law Clerk, Herrick, Smith, Donald, Farley & Ketchum, Boston, Massachusetts.
- Summer 1972: Intern, State Department of Educational and Cultural Services, State of Maine, Augusta, Maine.

Visitorships and Part-Time Positions:

- Summer 2022 Professor, Flying University for Ukrainian Students, Warsaw, Poland.
- Summer 2017, 2018, and 2019: Visiting Professor, University of Bayreuth Faculty of Law and Economics, Bayreuth, Germany.
- Spring 2013: Arthur Cox Visiting Research Fellow and Visiting Professor, Trinity College, University of Dublin, Dublin, Ireland.
- Fall 2011: Fulbright Canada Visiting Research Chair in Legal Studies, Faculty of Law, University of Alberta, Edmonton, Alberta, Canada.
- Spring 2011: Visitor (Part-time), Law and Public Affairs Program, Woodrow Wilson School of Public and International Affairs, Princeton University, Princeton, New Jersey.
- Spring 2005 – Spring 2009: Senior Lecturer, Irving B. Harris Graduate School of Public Policy Studies, University of Chicago, Chicago, Illinois.
- November 2002;
November 2003;
November 2005: Visiting Professor, Center for American Law Studies, Faculty of Law and Administration, University of Warsaw, Warsaw, Poland.
- Spring 2002: Lecturer in Law, University of Chicago Law School, Chicago, Illinois.
- Spring 2001: Visiting Fellow, Faculty of Laws, Queen Mary and Westfield College, University of London, London, England.

- Fall 2000: Fulbright Professor, Faculty of Law and Administration, University of Warsaw, Warsaw, Poland.
- Fall 1990 - Spring 1992;
Fall 1993 - Spring 1994: Adjunct Professor of Law, Northwestern University School of Law, Chicago, Illinois.
- July 1992 - June 1993: Visiting Professor of Law, Northwestern University School of Law, Chicago, Illinois.
- Spring Semester 1979: Lecturer in Law, Loyola University Chicago School of Law, Chicago, Illinois.

Grants and Fellowships:

- Arthur Cox Visiting Research Fellow, Trinity College, University of Dublin, Hilary Term 2013.
- Fulbright Visiting Research Chair in Legal Studies, Canada, Fall 2011.
- Democracy, Culture and Catholicism International Research Project Grant, Joan and Bill Hank Center for the Catholic Intellectual Heritage, Loyola University Chicago, 2010-2012.
- Presidential Research Grant, Loyola University Chicago, 2009.
- Visiting Fellow, Queen Mary and Westfield College, University of London, 2001.
- Fulbright Senior Scholar, Poland, 2000-2001.
- University of Chicago National Honor Scholarship, 1970-1974.
- Woodrow Wilson Foundation Fellowship, 1970.
- Yeats Society (Sligo, Ireland) Fellowship, 1968.

Honors and Awards:

- Green Bag Almanac and Reader 2015, Recognition of "In This, the Winter of Our Discontent: Legal Practice, Legal Education, and the Culture of Distrust," 60 Buff. L. Rev. 659 (2014) (with Alfred S. Konefsky), as one of the eight best law review articles published in 2014.
- Legal Legends Award, Chicago Lawyer Chapter, American Constitution Society, 2010.
- John J. Regan Writing Award, National Academy of Elder Law Attorneys, 2010.

American Professional Society on the Abuse of Children Special Recognition Award, 2008.

Cook County Public Guardian's Advocate of the Year Pro Bono Award, 2007.

American Bar Association AIDS Coordinating Committee, Twentieth Anniversary Leadership Recognition Award, 2007.

DePaul University Black Law Students Association, First Annual Progressives in the Profession Award, 2006.

Elected Fellow of American Bar Foundation, 2004.

Washington and Lee University Faculty Endowment of Barry Sullivan Prize for Excellence in Constitutional Law, 2000.

Dedication and Tribute, 57 Wash. & Lee L. Rev. 309, 2000.

Elected Fellow of Phi Beta Kappa, 1997.

Virginia Bar Association Michie Award Honoree, 1994.

Elected Member of The American Law Institute, 1983.

Phi Beta Kappa (Beta of Vermont) 1970

Publications:

Articles, Book Chapters, and Essay Reviews:

Death and Discretion: Some Reflections on Living, __ Yale J. of L. & Hum. __ (2024) (forthcoming) (symposium).

Expert Knowledge, Democratic Accountability, and the Unitary Executive, __ Fordham L. Rev. __ (2023) (forthcoming) (symposium)

Executive Secrecy: Congress, the People, and the Courts, 72 Emory L. J. 1301 (2023) (Randolph Thrower Symposium).

Lessons of the Plague Years, 54 Loy. U. Chi. L. J. 15 (2022).

The Supreme Court and the People: Communicating Decisions to the Public, 24 U. Pa. J. Const. L. 1 (2022) (with Ramon Feldbrin).

Essay Review of Maureen Duffy, *Detention of Terrorism Suspects: Political Discourse and Fragmented Practices*, 26 *Can. Crim. L. Rev.* 117 (2021).

Reforming the Office of Legal Counsel, 35 *Notre Dame J. of Law, Ethics, and Pub. Pol.* 723 (2021) (symposium).

John Minor Wisdom: Un Petit Hommage, in *Of Courtiers and Princes: Stories of Lower Court Clerks and Their Judges* (Todd C. Peppers, ed.) (Charlottesville: University of Virginia Press, 2020).

COVID-19 and American Democracy, *Il diritto dell'economia*, anno 66, no. 2, p. 123 (2-2020).

Supreme Court Journalism: From Law to Spectacle?, 77 *Wash. & Lee L. Rev.* 345 (2020) (with Cristina Carmody Tilley).

The Science of Administrative Change, 52 *Conn L. Rev.* 1 (2020) (with Christine Kexel Chabot).

Democratic Conditions, 51 *Loy. U. Chi. L. J.* 555 (2019) (symposium).

Prophesy, Public Theology, and Questions of Justice: Some Modest Reflections, 50 *Loy. U. Chi. L. J.* 45 (2018) (symposium).

Three Tiers, Exceedingly Persuasive Justifications, and Undue Burdens: Searching for the Golden Mean in U.S. Constitutional Law, 20 *Eur. J. L. Reform* 181 (2018), reprinted in *the EU Bill of Rights' Diagonal Application to Member States* (Csongor Istvan Nagy, ed.) (The Hague: Eleven International Publishing, 2018).

The Power of Imagination: Diversity and the Education of Lawyers and Judges, 51 *UC Davis L. Rev.* 1105 (2018).

The United States Supreme Court: Empirical Studies and the Case of Oral Submissions, 72:12 *Panstwo i Prawo* 110 (2017).

Just Listening: The Equal Hearing Principle and The Moral Life of Judges, 48 *Loy. U. Chi. L. J.* 351 (2016) (symposium), reprinted in *The Romanian Judges' Forum Review*, No. 1, 39 (2017).

Access to Information: Citizenship, Representative Democracy, and Catholic Social Thought in Democracy, Culture, Catholicism: Voices from Four Continents (Michael Schuck and John Crowley-Buck, eds.) (New York: Fordham University Press, 2016).

Interruptions in Search of A Purpose: Oral Argument in the Supreme Court, October Terms 1958-60 and 2010-12, 2015 Utah L. Rev. 1005 (2015) (with Megan Canty).

In This, The Winter of Our Discontent: Legal Practice, Legal Education, and The Culture of Distrust, 62 Buff. L. Rev. 659 (2014) (with Alfred S. Konefsky).

Law and Discretion in Supreme Court Recusals: A Response to Professor Lubet (Tabor Lecture), 47 Val. L. Rev. 907 (2013).

Book Reflections: Books That Changed Your World: Charles Dickens, A Christmas Carol, 50 Alberta L. Rev. 934 (2013).

What Kahneman Means for Lawyers: Some Reflections on Thinking, Fast and Slow, 44 Loy. U. Chi. L. J. 1377 (2013) (with Charles W. Murdock) (symposium).

FOIA and the First Amendment: Representative Democracy and the People's Elusive "Right to Know", 72 Md. L. Rev. 1 (2012), reprinted in *First Amendment Handbook* (2013-14 Edition) (Rodney Smolla, ed).

"Death is Different' No Longer": Graham v. Florida and the Future of Eighth Amendment Challenges to Noncapital Sentences, 2010 Sup. Ct. Rev. 327 (with Alison Siegler).

Methods and Materials in Constitutional Law: Some Thoughts on Access to Government Information as a Problem for Constitutional Theory and Socio-Legal Studies, 13 Eur. J. L. Reform 4 (2011).

The Executive's Authority over Enemy Combatants: Due Process and its Limits, 2011 Crim. L. & Proc. Rev. 94 (with Megan Canty).

Formal and Informal Aggrandizement of Executive Power, 2 (12) *Societas/Communitas* 44 (2011).

The Humanity of Advocacy (Cooney & Conway Inaugural Chair Lecture), 42 Loy. U. Chi. L. J. xxiii (2010).

Justice Jackson's Republic and Ours, in Law and Democracy in the Empire of Force (H. Jefferson Powell and James Boyd White, eds.) (Ann Arbor: University of Michigan Press, 2009).

When Disabled Homeowners Lose Their Homes for A Pittance in Unpaid Property Taxes: Some Lessons from In Re Mary Lowe, 5 NAELA J. 159 (2009) (with Robert F. Harris and Charles P. Golbert), reprinted at www.guardianship.org/reports.htm.

The Irish Constitution: Some Reflections from Abroad in The Irish Constitution: Governance and Values (Oran Doyle and Eoin Carolan, eds.) (Dublin: Thomson Round Hall, 2008).

Other Minds: The Use and Uses of Oral Argument, *The Circuit Rider* 11 (June 2008), reprinted in *Effective Advocacy in the Federal Appellate Courts Course Manual* (Philadelphia: Pennsylvania Bar Institute, 2008, 2016).

Rule 23(f): A Note on Law and Discretion in the Courts of Appeals, 246 F.R.D. 277 (2008) (with Amy Kobelski Trueblood), reprinted in *Managing Complex Litigation: A Practical Guide to New Developments, Procedures, and Strategies* (Jerold S. Solovy, ed.) (New York: Practising Law Institute, 2008), and in *Rule 23(f) Class Certification Appeals: Strategies for Pursuing or Opposing Appellate Review in the Absence of Clear Standards Course Materials* (Atlanta: Class Action Law Monitor and Stafford Publications, 2009 and 2010).

Constitutional Interpretation as "Interfaith Communion": The Use of Foreign Legal Materials in U.S. Courts, IBA Legal Practice Division Litigation Committee Newsletter 41 (May 2007) (with Bilal Zaheer).

Constitutional Interpretation and Republican Government, 28 Dublin U. L. J. 221 (2006).

Essential Choices, 33:1 Human Rights i (2006) (with Penny Wakefield).

Private Practice, Public Profession: Convictions, Commitments, and the Availability of Counsel, 108 W. Va. L. Rev. 1 (2005) (Charles L. Ihlenfeld Lecture).

Essay Review of Geoffrey R. Stone, *Perilous Times: Free Speech in Wartime from the Sedition Act of 1798 to the War on Terrorism*, 27 Dublin U.L.J. 431 (2005).

In Focus: Circuit Court Review, 7th Circuit, 28:8 National Law Journal S1 (October 24, 2005) (with Barry Levenstam).

Precedent and Constitutional Adjudication, 3:2 Warsaw U. L. Rev. 141 (2004).

Naked Fitzies and Iron Cages: Individual Values, Professional Virtues, and the Struggle for Public Space, 78 Tul. L. Rev. 1687 (2004), reprinted at RPP Journal, <http://rpp.missouri.edu/e-journal> (Rufus Monroe and Sophie Payne Lecture).

AIDS and the Law: Then and Now, 31:4 Human Rights i (2004) (with Richard T. Andrias).

Essay Review of Deborah L. Rhode, *In the Interests of Justice: Reforming the Legal Profession*, 5 Legal Ethics 179 (2002).

Foreword: Enduring and Empowering: The Bill of Rights in the Third Millennium, 65 *Law & Contemp. Probs.* 1 (2002) (with James E. Coleman, Jr.).

The Bill of Rights and the Emerging Democracies, 65 *Law & Contemp. Probs.* 251 (2002) (with Jacek Kurczewski).

On the Borderlands of Chevron's Empire: An Essay on Title VII, Agency Procedures and Priorities, and the Power of Judicial Review, 62 *La. L. Rev.* 317 (2002).

Respect, Responsibility, and the Virtue of Introspection: An Essay on Professionalism in the Law School Environment, 15 *Notre Dame J. of Law, Ethics & Pub. Pol.* 117 (2001) (with Ellen S. Podgor).

The Problem and Possibilities of Professionalism, 21 *Dublin U. L. J.* 108 (1999).

Professions of Law, 9 *Geo. J. Leg. Ethics* 1235 (1996).

Is the Legal Profession on the Trash Heap? (Dissatisfaction and the Legal Profession), 94 *Business and Society Review* 19 (1995).

"Not Unmindful of the Future": Some Reflections on Stability and Change, 52 *Wash. & Lee L. Rev.* 323 (1995).

Foreword: Civil Rights 1995, 1 *Race & Ethnic Ancestry Law Digest* iv (1995).

When the Environment is Other People: An Essay on Science, Culture, and the Authoritative Allocation of Values, 69 *Notre Dame L. Rev.* 597 (1994).

Democracy, Bureaucracy, and Science: Making the Trains Run on Time (Essay Review of S. Breyer, Beyond the Vicious Circle: Toward Effective Risk Regulation), 89 *Nw. U. L. Rev.* 166 (1994).

AIDS: Law, Public Policy, and the Continuing Work of the American Bar Association, 27 *J. Marshall L. Rev.* 273 (1994).

Among Schoolchildren: AIDS, the Law, and the Public Schools in Child, Parent and State: Law and Policy Reader (S. Humm, et al. eds.) (Philadelphia: Temple University Press, 1994).

AIDS and the Medical Boards: Some Legal Issues, 78 *Federation Bull.* 266 (1991).

Historical Reconstruction, Reconstruction History, and the Proper Scope of Section 1981, 98 *Yale L. J.* 541 (1989).

AIDS: Law, Public Policy, and the Work of the American Bar Association, 21 *U. Toledo L. Rev.* 1 (1989).

Preserving Error in Civil Cases: Some Fundamental Principles, 32 Trial Lawyer's Guide 1 (1988) (with Barry Levenstam and David von Ebers).

Essay Review of R. Beeman, S. Botein and E. Carter, eds., *Beyond Confederation: Origins of the Constitution and American National Identity*, R. Bernstein with K. Rice, *Are We to Be a Nation? The Making of the Constitution*, C. Kesler, ed., *Saving the Revolution: The Federalist Papers and the American Founding*, J. Story, *Commentaries on the Constitution of the United States* (R. Rotunda and J. Nowak eds.), and M. White, *Philosophy, the Federalist and the Constitution*, 32 Am. J. Legal Hist. 173 (1988).

Essay Review of R. Stern, E. Gressman & S. Shapiro, *Supreme Court Practice*, 4 Const. Commentary 452 (1987).

The Honest Muse: Judge Wisdom and the Uses of History, 60 Tul. L. Rev. 314 (1985).

Essay Review of B. Schwartz, *Super Chief* and G. White, *Earl Warren: A Public Life*, 29 Am. J. Legal Hist. 349 (1985).

Legal Change and Legal Autonomy: Charitable Trusts in New York, 1777-1893, 3 L. & Hist. Rev. 51 (1985) (with Stanley N. Katz and C. Paul Beach).

Essay Review of P. Irons, *Justice at War*, 60 Notre Dame L. Rev. 237 (1984).

Some Thoughts on the Constitutionality of Good Samaritan Statutes, 8 Am. J. Law & Med. 26 (1982).

Standards of Review, American Bar Association Source Book on Appellate Advocacy (1981).

Discovery in Civil Cases: Work Product and the Information Act, in B. Garfinkle, ed., *Current Problems in Federal Civil Practice II* (P.L.I. 1976) (with Jerold S. Solovy).

Exhaustion of State Administrative Remedies under Section 1983, 41 U. Chi. L. Rev. 537 (1974).

How to Use the Small Claims Court. Augusta, Maine, 1972.

An Introduction to Consumer Frauds. Augusta, Maine, 1972.

Consumer Credit: A Maine Guide. Augusta, Maine, 1972.

Tributes:

Tribute to Joan M. Shaughnessy: The Voice of a Teacher, 80 Wash. & Lee L. Rev. 1090 (2023).

Tribute to Doug Rendleman: Teacher, Scholar, Reformer of the Law, 78 Wash. & Lee L. Rev. 53 (2021).

The Wisdom of Mark Grunewald, 75 Wash. & Lee L. Rev. 689 (2018).

Remembering Mike Zimmer, 47 Loy. U. Chi. L. J. 684 (2016).

In Memoriam: Professor George Anastaplo: "All Things Are Ready, If Our Minds Be So," 45 Loy. U. Chi. L. J. 916 (2014).

John Wisdom, Watchman of the Republic, Forester of the Soul, 69 Miss. L. J. 1 (1999).

A Tribute to Lewis F. Powell, Jr., 56 Wash. & Lee L. Rev. 16 (1999).

A Memorial Tribute to Judge Walter E. Hoffman, 54 Wash. & Lee L. Rev. 1346 (1997).

A Tribute to Hon. Alexander M. Harman, 54 Wash. & Lee L. Rev. 871 (1997).

A Tribute to Edmund Douglas Campbell, 53 Wash. & Lee L. Rev. 1212 (1996).

To See Life Steadily and to See It Whole: For Judge Wisdom in His Ninety-First Year, 53 Wash. & Lee L. Rev. 1 (1996).

A Tribute to J. Timothy Philipps, 51 Wash. & Lee L. Rev. 1146 (1994).

Dedication: For Judge Wisdom on His Eighty-Fifth Birthday, 64 Tul. L. Rev. 1341 (1990).

Book Reviews:

Review of John C. Tucker, *Trial and Error: The Education of a Courtroom Lawyer*, 25 Dublin U. L. J. 300 (2003).

Review of John C. Tucker, *May God Have Mercy: A True Story of Crime and Punishment*, 115:16 *The Christian Century* 556 (May 20-27, 1998).

Review of Brian K. Landsberg, *Enforcing Civil Rights: Race Discrimination and the Department of Justice*, 25:1 *Human Rights* 5 (Winter 1998).

Review of Jack Bass, *Unlikely Heroes*, 35 Sw. L. J. 1111 (1982).

Commentary:

Human Rights Issues Reach Supreme Court This Term, *Chicago Daily Law Bulletin*, October 1, 2012.

There's More to the Law than "Practice-Ready," Chronicle of Higher Education, October 23, 2011, available at <http://chronicle.com/article/Theres-More-to-the-Law-Than/129493/> (with Alfred S. Konofsky).

ABA Responds to AIDS, 74 A.B.A. J. 128 (1988).

Scholars' Amicus Briefs

Commonwealth of Pennsylvania v. Derek Lee, Supreme Court of Pennsylvania, No. 180 WAL 2023.

Marie Scott, et al. v. Pennsylvania Board of Probation and Parole, Supreme Court of Pennsylvania, No. 16 WAP 2021.

Law and Graduate School Courses:

Access to Government Information: A Comparative and Historical Approach; Administrative Law; Argument and Persuasion; Constitutional Law; Civil Procedure; Employment Discrimination Law; Federal Courts; Law and Policymaking; Legal Profession; Local Government Law; Pretrial Practice; Public Law Remedies; Quest for Racial Justice in the Long 1960s; Reading Constitutions; Separation of Powers; Supreme Court Seminar.

Lectures and Other Presentations:

Endowed Lectures:

West Virginia University College of Law, Morgantown, West Virginia, March 2005, Charles L. Ihlenfeld Lecture on Public Policy and Ethics: "Private Practice, Public Profession: Convictions, Commitments, and the Availability of Counsel."

University of Missouri, Center for Religion, the Professions, and the Public, Columbia, Missouri, October 2003, Rufus Monroe and Sophie Payne Lecture: "Naked Fitzies and Iron Cages: Individual Values, Professional Virtues, and the Struggle for Public Space."

Middlebury College, Middlebury, Vermont, May 1991, Jessica Swift Memorial Lecture in Constitutional Law: "Constitutional Rules, Constitutional Conversations."

International Lectures and Presentations:

Association for Justice Administration Research, First Association Congress, Rome, Italy, May 2023, Presentation on "The Courts and 'Il-Liberal' Politicians: The United States."

- European Sociological Association, 15th Biennial Conference, Barcelona, Spain, September 2021, Presentation on "COVID-19: Law, Leadership, and Bureaucracy."
- U.S. Embassy, Abuja, Nigeria, World Press Freedom Day Program Sponsored by U.S. Embassy, UNESCO, United Nations Information Center, and Nigeria Union of Journalists, May 2021, Presentation on "Democratic Government, The Press, and the 'Right to Know.'"
- European Sociological Association, 14th Biennial Conference, Manchester, UK, August 2019, Presentation on "Constitutional Democracy in the US: Constitutional Conventions and the Separation of Powers."
- University of Bayreuth, Faculty of Law and Economics, Bayreuth, Germany, May 2019, Presentation on "Constitutional Conventions and the Separation of Powers in US Constitutional Law."
- University of Bayreuth, Faculty of Law and Economics, Bayreuth, Germany, May 2017, Presentation on "The Constitutional and Administrative Law of 'Independent' Agencies: How 'Independent' Could Congress Make the Director of the FBI?"
- Bocconi University, Milan, Italy, October 2015, Presentation on "The United States Supreme Court: Empirical Studies and the Case of Oral Submissions."
- Bocconi University, Milan, Italy, October 2015, Lecture on "Economic Analysis and the Administrative State: History and Recent Developments."
- University of Warsaw, Warsaw, Poland, October 2015, Presentation on "Economic Analysis and the Administrative State."
- Constitutional Tribunal of Poland, Warsaw, Poland, October 2015, Lecture on "The United States Supreme Court: Empirical Studies and the Case of Oral Submissions."
- Irish Jurisprudence Society, Dublin, Ireland, October 2015, Presentation on "Interruptions in Search of a Purpose: Oral Argument in the Supreme Court, October Terms 1958-60 and 2010-12."
- Trinity College, University of Dublin, Dublin, Ireland, October 2015, Presentation for Graduate Students on Research Methods.
- Bocconi University, Milan, Italy, November 2013, Lecture on "Economic Analysis and the Administrative State."

Trinity College, University of Dublin, Dublin, Ireland, April 2013, Faculty Seminar Presentation on "Questions, Statements, and Interruptions: Oral Argument in the Supreme Court of the United States."

Irish Jurisprudence Society, Dublin, Ireland, April 2013, Presentation on "FOIA and the First Amendment: Representative Democracy and the People's Elusive 'Right to Know.'"

Arthur Cox, Dublin, Ireland, March 2013, Presentation on "Recusals in the Supreme Court of the United States: It Didn't Start With Scalia."

The Pontifical Gregorian University, Rome, Italy, June 2012, Hank Center for Catholic Intellectual Heritage, Rome Conference, International Research Project on Democracy, Culture, and Catholicism, Paper on "Access to Information: Citizenship, Representative Government, and Catholic Social Thought."

The Honorable Society of King's Inns, Dublin, Ireland, May 2012, Guest Lecture, Jurisprudence Course, entitled "Confessions of a Faint-Hearted Admirer of Law and Economics."

University of Alberta Faculty of Law, Edmonton, Alberta, Canada, March 2012, Guest Lecture, Advanced Problems in Administrative Law Course.

University of Alberta Faculty of Law and Program in American Studies, Edmonton, Alberta, Canada, November 2011, Alberta Fulbright Lecture in American Studies entitled "Representative Democracy and the People's Elusive 'Right to Know.'"

University of Alberta Faculty of Law, Edmonton, Alberta, Canada, November 2011, Lecture entitled "Access to Government Information as a Constitutional Value and Statutory Right: Some Reflections on Historical Developments in the US and on Current Law in Canada and the US."

Canadian Bar Association, Constitutional Law and Human Rights Committee, Edmonton, Alberta, Canada, November 2011, Lecture entitled "Access to Government Information as a Constitutional Value and Statutory Right: Some Reflections on Historical Developments in the US and on Current Law in Canada and the US."

Universitas Sanata Dharma, Jogjakarta, Indonesia, June 2011, Regional Symposium, International Research Project on Democracy, Culture, and Catholicism, Paper on "'Bilge Water' and 'The Consciousness of Contemporary Man': Catholic Social Thought and the Right to Know in Constitutional Design and Democratic Government."

University of Warsaw, Faculty of Applied Social Sciences, Warsaw, Poland, May 2010, International Conference on Future of Sociology of Law Celebrating Twenty-fifth Anniversary of Sociology of Custom and Law Department, Paper on "Constitutions and Socio-Legal Studies."

University of Dublin, The Law School, Dublin, Ireland, March 2010, Public Lecture on "Access to Government Information in the Absence of Constitutional Guarantee: Constitutional Theory and Recent US Experience."

University of Dublin, The Law School, Dublin, Ireland, March 2010, Seminar for Master of Laws Program on "Evidence, Procedure, and the 'State of Exception': Some Thoughts on the US Enemy Combatant Cases."

University of Dublin, The Law School, Dublin, Ireland, June 2007, Conference on the 70th Anniversary of the Irish Constitution, Presentation on "The Irish Constitution at 70: Perspectives from Abroad."

University of Warsaw, Faculty of Applied Social Sciences, Warsaw, Poland, November 2005, Seminar for Faculty and Graduate Students in Law and Social Sciences, Guest Lecture on "Law and Politics in the United States Since September 11."

University of Warsaw, Faculty of Law and Administration, Warsaw, Poland, November 2005, Common Law Society Seminar Series, Guest Lecture on "The Enemy Combatant Trilogy of 2004."

University of Warsaw, Faculty of Applied Social Sciences, Warsaw, Poland, November 2003, Seminar for Doctoral Students in Law and Social Sciences, Guest Lecture on "Law and the Demands of Religion in the United States."

Baker & McKenzie, Warsaw, Poland, November 2003, Presentation on "Professional Conflicts of Interest."

University of Warsaw, Faculty of Applied Social Sciences, Warsaw, Poland, November 2002, Seminar for Doctoral Students in Law and Social Sciences, Guest Lecture on "Capital Punishment After *Atkins v. Virginia*."

University of Warsaw, Faculty of Law and Administration, Warsaw, Poland, November 2002, Common Law Society Seminar Series, Guest Lecture on "Capital Punishment After *Atkins v. Virginia*."

Marie Curie Sklodowska University, Faculty of Law and Administration, Lublin, Poland, April 2001, Guest Lecture on "The Legal Profession in the United States: Context, Characteristics, and Challenges."

Catholic University of Lublin, Faculty of Law and Administration, Lublin, Poland, April 2001, Guest Lecture on "The Public Law System of the United States."

Adam Mickiewicz University, Faculty of Law and Administration, Poznan, Poland, April 2001, Guest Lecture on "Legal Education and the Legal Profession in the United States."

University of Lodz, Faculty of Law and Administration and American Studies Center, Lodz, Poland, April 2001, Guest Lecture on "The Legal Profession in the United States: Historical and Theoretical Background and Current Issues."

University of Warsaw, Faculty of Applied Social Sciences, Warsaw, Poland, January 2001, Seminar for Doctoral Students in Law and Social Sciences, Guest Lecture on "Law and Society in the United States: The New Administration in Historical Perspective."

University of Warsaw, Faculty of Applied Social Sciences, Warsaw, Poland, December 2000, Course on Sociology of Law, Guest Lecture on "The Legal Profession in the United States: Context, Characteristics, and Challenges."

University of Warsaw, Faculty of Law and Administration, Warsaw, Poland, December 2000, Seminar for Doctoral Students in Constitutional Law, Guest Lecture on "Federalism, Republican Government, and the Electoral College: Some Thoughts on the U.S. Constitution and the Election of 2000."

University of Dublin, The Law School, Dublin, Ireland, February 1998, Lecture on "The Problem and Possibilities of Professionalism."

Government of Ireland Law Reform Commission, Commission and Staff Seminar Series, Dublin, Ireland, February 1998, Seminar on "Defining Professionalism."

Government of Ireland Commission on the Status of People with Disabilities, Meeting of the Commission, Dublin, Ireland, July 1995, Presentation on American Disability Law.

Partners of the Americas, Third International Conference on AIDS Prevention in the Workplace, Sao Paulo, Brazil, December 1992, Presentation on "Legal and Ethical Issues Relating to AIDS in the Workplace: A North American Perspective."

American Bar Association, Annual Meeting, Honolulu, Hawaii, August 1989, Special Presidential Program for Distinguished Foreign Guests, Presentation on American Law relating to AIDS for Foreign Bar Leaders.

Other Lectures and Presentations:

- Yale University, New Haven, Connecticut, Yale Journal of Law and Humanities Symposium in Honor of the Fiftieth Anniversary of the Publication of James Boyd White's *The Legal Imagination*, Presentation on "Law and Discretion: Some Reflections on *Living*."
- Indiana University, Bloomington, Indiana, Department of Religious Studies, Course on "Original Sin: Religion, Psychology, and Behavior," April 5, 2023, Presentation on "America's 'Original Sin': Slavery or Racism?"
- Fordham University, New York, New York, February 2023, Fordham Law Review Symposium on the Unitary Executive, Presentation on "Expert Knowledge, Democratic Accountability, and the Unitary Executive."
- Phi Beta Kappa Association of Chicago, Chicago, Illinois, Annual Dinner Keynote Address, November 18, 2022, "Lessons of the Plague Years."
- Loyola University Chicago School of Law-George Washington University Law School, Chicago, Illinois, Thirteenth Annual Constitutional Law Colloquium, November 4-5, 2022, Presentation on "Living with the Unitary Executive."
- Loyola University Chicago School of Law, Chicago, Illinois, April 7, 2022, Analyzing Constitutional Questions for the Bar Exam.
- Company A: The Intellectual Crossroads of South Florida, Boca Raton, Florida, April 21, 2022, Presentation on "The Supreme Court and the People."
- Emory University, Atlanta, Georgia, February 3, 2022, Emory Law Journal Randolph W. Thrower Symposium, Presentation on "Government Secrecy and Bureaucratic Justice."
- Loyola University Chicago School of Law-George Washington University Law School, Washington, D.C., Twelfth Annual Constitutional Law Colloquium, November 12-13, 2021, Presentation on "Lessons of the Plague Years."
- Congressman Danny Davis's Town Hall Meeting, Chicago, Illinois, January 6, 2022, Presentation on "The January 6, 2021 Assault on the Capitol: Some Reflections on the Event, its Meaning and Consequences for Our Democracy."
- University of Notre Dame, South Bend, Indiana, February 12, 2021, Journal of Law, Ethics, and Public Policy Symposium on the Ethics of Government Service, Presentation on "The Office of Legal Counsel: Ethics and Structure."

Indiana University, Bloomington, Indiana, Department of Religious Studies, Course on "Original Sin: Religion, Psychology, and Behavior," October 28, 2020, Presentation on "America's 'Original Sin': Slavery or Racism?"

Phi Beta Kappa Association of Chicago, Chicago, Illinois, October 22, 2020, Presentation on "The Electoral College: What It Is, Why We Have It, and What It Means for American Democracy."

Loyola University Chicago School of Law, Chicago, Illinois, February 18, 2020, Simon Chair Lecture Series, Response to Helen Norton, "The Government's Speech and the Constitution."

Loyola University Chicago School of Law, Public Interest Law Students Association and National Security Law Association, October 16, 2019, Presentation on "Impeachment."

The Clare Senior Residential Community, Chicago, Illinois, April 16, 2018, Presentation on "The Separation of Powers Today."

Phi Beta Kappa Association of Chicago, Chicago, Illinois, March 29, 2018, Presentation on "What the Separation of Powers Means and Why It Matters."

Loyola University Chicago, Department of Theology, March 2018, Conference on The Question of Religious Freedom: From John Courtney Murray, S.J. and Vatican II to the Present, Response to Professor Robin Lovin.

Beazley Health Law Institute, Loyola University Chicago School of Law, Chicago, Illinois, April 2015, Presentation on King v. Burwell.

Constitutional Rights Foundation of Chicago, Transparent Democracy: Protecting the Public Good: 2014 Annual Conference for Teachers in Civics, Law, and Government, Oak Brook, Illinois, October 2014, Presentation on "Democratic Citizenship and The People's Elusive Right to Know."

Loyola University Chicago School of Law, Moot Court Program, Chicago, Illinois, September 2014, Lecture on "Effective Brief-Writing: 'Reasons for Granting the Writ as an Example.'"

Loyola University Chicago School of Law, Arbitration Course, Chicago, Illinois, April 2014, Guest Lecture on Practice in the Supreme Court of the United States and the Role of the Solicitor General.

American Constitution Society, Loyola University Chicago School of Law Student Chapter, Chicago, Illinois, September 2013, Presentation on "Hunter v. Erickson, Washington v. Seattle School District No. 1, and Schuette v. Board of Regents: The Political Re-Structuring Theory of the Equal Protection Clause."

Valparaiso University School of Law, Valparaiso, Indiana, October 2012, Response to Professor Steven Lubet's Tabor Lecture in Legal Ethics.

Loyola University Chicago School of Law, Moot Court Program, Chicago, Illinois, September 2012, Lecture on "Effective Brief-Writing: An Example of 'Reasons for Granting the Writ.'"

American Bar Association/United States Agency for International Development Program for Russian Legal Professionals on Continuing Legal Education, Chicago, Illinois, August 2012, Lecture on "Advocacy and The Teaching of Advocacy."

Loyola University Chicago Graduate School, Chicago, Illinois, October 2011, Ethics and Political Philosophy Workshop, Paper on "Catholic Social Thought and the Right to Know in Democratic Government and Constitutional Design: From 'Bilge Water' to 'The Consciousness of Contemporary Man.'"

Loyola University Chicago School of Law, Chicago, Illinois, November 2010, Constitutional Law Conference: How Democratic is the Constitution?, Paper on "The Work of Representative Democracy and the People's Elusive 'Right to Know.'"

Middlebury College, Middlebury, Vermont, October 2010, Political Philosophy and the Constitution: A Conference in Honor of Professor Murray P. Dry, Paper on "The Work of Representative Democracy and the People's Elusive 'Right to Know.'"

Class Action Law Monitor and Strafford Legal Seminars, Atlanta, Georgia, June 2010, National Teleconference on "Rule 23(f) Certification Appeals: Strategies for Pursuing or Opposing Appellate Review in the Absence of Clear Standards," Presentation on Rule 23(f) Appeals.

Loyola University Chicago, Chicago, Illinois, Joan and Bill Hank Center for the Catholic Intellectual Heritage, June 2010, Workshop on Democracy, Culture, and Catholicism, Presentation on "The Right to Know in Constitutional Design and Democratic Government: The Relevance of the Catholic Intellectual Tradition."

Loyola University Chicago School of Law, Chicago, Illinois, April 2010, Cooney & Conway Chair Inaugural Lecture, "The Humanity of Advocacy."

Loyola University Chicago School of Law, Law Alumni Board, Chicago, Illinois, December 2009, Presentation on "Developments in the Teaching of Advocacy."

Catholic Theological Union, Chicago, Illinois, November 2009, Presentation on "Some Signs of the Times: Reflections on the Role of the Laity."

Constitutional Rights Foundation of Chicago, Abraham Lincoln and the Rule of Law: 2009 Illinois Law-Related Education Conference for Illinois Social Studies Teachers, Oak Brook, Illinois, October 2009, Presentation on "Preview of the Supreme Court Term: Juvenile Sentences of Life Without Parole and the Freedom of Information Act: Two Windows on the Role of the Supreme Court in American Government."

Loyola University Chicago School of Law, Moot Court Program, Chicago, Illinois, October 2009, Lecture on "Paradoxes of Persuasion."

Public Affairs Round Table, Chicago, Illinois, October 2009, Presentation on "Civil Rights and Liberties in the Obama Administration" (with Professor Doug Cassel).

Irving B. Harris Graduate School of Public Policy Studies, University of Chicago, Chicago, Illinois, and Moscow School of Political Studies, Moscow, Russia, October 2009, Lecture on "Law and Policymaking in the US."

Jenner & Block, Associates Continuing Legal Education Program, Chicago, Illinois, New York, New York, and Washington, D.C., March 2009, Lecture on "Appealable Orders."

American Constitution Society, Chicago Lawyer Chapter Discussion Series, Chicago, Illinois, July 2008, Presentation on "Free Speech and Academic Freedom."

Jenner & Block, Associates Continuing Legal Education Program, Chicago, Illinois and Washington, D.C., February 2008, Lecture on "Appealable Orders."

University of Chicago Law School, Chicago, Illinois, Course on Education Law, February 2008, Guest Lecture on "From Bakke to Grutter."

Chicago Bar Association, Legal Aid Committee, Chicago, Illinois, November 2007, Presentation on "Key Decisions and Trends in the Supreme Court of the United States: 2006 and 2007 Terms."

Constitutional Rights Foundation of Chicago, The Words We Live By: 2007 Illinois Law-Related Education Conference for Illinois Social Studies Teachers, Oak Brook, Illinois, November 2007, Presentation on "From Tinker to Morse: Student Speech and the Justices."

American Bar Association, Annual Meeting, San Francisco, California, August 2007, Presentation on "Sex, Drugs and the Law: The ABA's Response to HIV/AIDS," for AIDS Coordinating Committee and the Section of Individual Rights and Responsibilities.

Constitutional Rights Foundation of Chicago, Summer Supreme Court Institute for High School Social Studies Teachers, Chicago, Illinois, August 2007, Presentation on "From Tinker to Morse: Student Speech and the Justices."

University of Michigan Law School, Conference on Law and Democracy in the Empire of Force, Ann Arbor, Michigan, April 2007, Presentation on "Justice Jackson's Republic and Ours: What the Steel Seizure Cases Mean Today."

Jenner & Block, Associates Continuing Legal Education Program, Chicago, Illinois and Washington, D.C., April 2007, Lecture on "Appealable Orders."

Middlebury College Alumni College XXXI, Ripton, Vermont, September 2006, Public Lecture on "Executive Power from the Steel Seizure Cases to Hamdan."

Middlebury College Alumni College XXXI, Ripton, Vermont, August 2006, Classroom Presentation in Course on "The Constitution and Civil Liberties in Wartime" (with Murray Dry).

Constitutional Rights Foundation of Chicago, Summer Supreme Court Institute for High School Social Studies Teachers, Chicago, Illinois, August 2006, Presentation on "The Steel Seizure Cases: Presidential Power in the Cold War and in the War on Terror."

Middlebury College Alumni Association, Chicago Chapter, Chicago, Illinois, June 2006, Presentation on "The U.S. Constitution, Civil Liberties, and the War on Terror" (with Murray Dry).

American Constitution Society, Chicago Lawyer Chapter Discussion Series, Chicago, Illinois, May 2006, Presentation on "Desperately Seeking Volunteers in the Culture Wars: When Government Speech Needs Speakers."

Jenner & Block, Associates Continuing Legal Education Program, Chicago, Illinois and Washington, D.C., April 2006, Lecture on "Appealable Orders."

University of Notre Dame Law School, Notre Dame, Indiana, April 2006, Spotlight on Scholarship Symposium, Keynote Address on "Scholarship in Practice."

Jenner & Block, Associates Continuing Legal Education Program, Chicago, Illinois and Washington, D.C., May 2005, Lecture on "Appealable Orders."

Constitutional Rights Foundation of Chicago, Democracy on Trial: 2004 Illinois Law-Related Education Conference, Oak Brook, Illinois, October 2004, Presentation on "Justice Delayed: Habeas Corpus and *Hamdi v. Rumsfeld*."

Constitutional Rights Foundation of Chicago, Summer Supreme Court Institute for High School Social Studies Teachers, Chicago, Illinois, August 2004, Presentation on "Habeas Corpus, Due Process, and Enemy Combatants: Rasul, Padilla, and Hamdi."

Valparaiso University School of Law, American Constitution Society Chapter, Valparaiso, Indiana, April 2004, Lecture on "Citizenship, Terrorism, and War Without End."

American Constitution Society, Greater Chicago ACS Student Chapter Leadership Luncheon, Chicago, Illinois, March 2004, Talk on "This Moment in Constitutional Time."

University of Missouri, Center for Religion, the Professions, and the Public, Columbia, Missouri, October 2003, Faculty Seminar on "The Matthew Hale Bar Admission Case" (with Winnifred Fallers Sullivan).

Federal Administrative Law Judges Conference, Annual Seminar, Rehoboth Beach, Delaware, September 2001, "High Theory and the Law in Action: *Chevron* and the Problem of EEOC Early Right-to-Sue Letters."

Washington and Lee University, 250th Anniversary Reunion Seminar, Lexington, Virginia, April 1999, Presentation on Themes in *Remains of the Day* and *To Kill a Mockingbird*, for Program on "Lawyers as Professionals, Lawyers as Lawyers, and Lawyers as People."

Washington and Lee University, Phi Delta Phi International Legal Fraternity Initiation, Lexington, Virginia, October 1998, Lecture on "Heroic Lawyers and Professional Responsibility."

Middlebury College, Pre-Law Program Lecture Series, Middlebury, Vermont, October 1998, Presentation on "The Problem of Professionalism."

Washington and Lee University, Course on Remedies, Lexington, Virginia, November 1997, Guest Presentation on "Tort Remedies and the Chicago Flood Case."

Middlebury College, Pre-Law Program Lecture Series, Middlebury, Vermont, October 1997, Presentation on "Practicing Law in the United States Today."

Washington and Lee University, Undergraduate Program on Ethics and the Professions, Lexington, Virginia, October 1996, Lecture on John Stuart Mill's *On Liberty*.

American Bar Association, Annual Meeting, Orlando, Florida, August 1996, Presentation on "Civil Liberties and the American Bar Association: An Historical Account" for the Section of Individual Rights and Responsibilities Thirtieth Anniversary Program: A Retrospective on Civil Rights and Civil Liberties.

Dickinson Law School of Pennsylvania State University, Banquet Celebrating the Hundredth Year of Publication of the Dickinson Law Review, Carlisle, Pennsylvania, April 1996, After Dinner Speech on "The Legal Profession: Its Virtues and Its Vices."

Washington and Lee University, Phi Delta Phi International Legal Fraternity Initiation, Lexington, Virginia, April 1996, Lecture on "The Legal Profession Today."

Washington and Lee University, Course on Law and Language, Lexington, Virginia, March 1996, Guest Lecture on Brief Writing in the Supreme Court of the United States.

American Bar Association, Annual Mid-Year Meeting, Baltimore, Maryland, February 1996, Presentation at Deans' Workshop on "The Future of Financing Legal Education" for the Section of Legal Education and Admissions to the Bar.

Staunton-Augusta County Bar Association, Monthly Meeting, Staunton, Virginia, November 1995, Luncheon Talk on "The Current State of the Legal Profession."

Washington and Lee University, Annual Law & Literature Fall Alumni College, Lexington, Virginia, October 1995, Presentation on "Work and the Moral Life in Seamus Heaney and Joseph Conrad."

Washington and Lee University, Undergraduate Program on Ethics and the Professions, Lexington, Virginia, October 1995, Lecture on John Stuart Mill's *On Liberty*.

Richmond Area Annual Bench-Bar Conference, Richmond, Virginia, September 1995, Luncheon Talk on "Dissatisfaction and the Legal Profession."

Washington and Lee University, John W. Davis Moot Court Competition, Lexington, Virginia, September 1995, Lecture Series on Briefwriting and Oral Argument in Trial and Appellate Courts and in Courts of Last Resort.

Rockbridge County Bar Association, Monthly Meeting, Lexington, Virginia, March 1995, Dinner Talk on Legal Practice and Legal Education.

Washington and Lee University, Interscholastic Moot Court Program, Lexington, Virginia, March 1995, Lecture on Oral Argument in Moot Court and Appellate Practice.

- Roanoke Bar Association, Monthly Meeting, Roanoke, Virginia, November 1994, Luncheon Talk on Legal Education and Its Critics.
- Virginia Association of Defense Attorneys, Annual Meeting, Roanoke, Virginia, October 1994, Luncheon Talk on the Profession of the Law.
- Washington and Lee University, Lexington, Virginia, September 1994, Fall Convocation Address: "Not Unmindful of the Future": Some Thoughts on Stability and Change.
- Northwestern University School of Law, Student-Sponsored Seminar Series, Chicago, Illinois, April 1994, Presentation on Rights and Risks of AIDS: Science, Culture and the Authoritative Allocation of Values.
- American Bar Association, Annual Meeting, New York, New York, August 1993, Presentation on AIDS and the Public Accommodations Provisions of the Americans With Disabilities Act, for the Section of Urban, State and Local Government Law.
- Indian Springs School, Indian Springs, Alabama, March 1993, Presentation on Law and the Moral Life: Some Reflections on Seamus Heaney's Poem "Digging."
- Duke University School of Law, Durham, North Carolina, Faculty Workshop, February 1993, Presentation on "Rights and Risks of AIDS: Science, Culture and the Authoritative Allocation of Values."
- Northwestern University School of Law, Chicago, Illinois, Faculty Workshop, January 1993, Presentation on "Rights and Risks of AIDS: Science, Culture, and the Authoritative Allocation of Values."
- American Society of Therapeutic Radiology and Oncology, Annual Meeting, San Diego, California, November 1992, Presentation on Recent Developments in the Law Relating to Hospital Privileges.
- Northwestern University School of Law, Student-Sponsored Seminar Series, Chicago, Illinois, October 1992, Presentation on the Oral Argument of an Appeal.
- Chicago Bar Association, Young Lawyers Division Program on Prosecuting an Appeal in the Illinois Appellate Court, Chicago, Illinois, September 1991, Lecture on Advising Clients Whether to Appeal and on Identifying Issues for Appeal.
- National Commission on Acquired Immune Deficiency Syndrome, Denver, Colorado, Presentation on Current Legal Issues Concerning AIDS and Discrimination, June 1991.

Federation of State Medical Boards, Annual Meeting, Seattle, Washington, April 1991, Lecture on AIDS and the Medical Boards.

Chicago Bar Association, Appellate Law Committee, Young Lawyers Section, Chicago, Illinois, March 1991, Lecture on Appellate Brief Writing.

University of Miami School of Medicine, Miami, Florida, South Florida AIDS in the Workplace Conference, May 1990, Lecture on Legal Aspects of AIDS in the Workplace.

Illinois Institute for Continuing Legal Education Course on Federal Civil Practice, Chicago, Illinois, January 1990, Lecture on Appellate Practice in the United States Court of Appeals for the Seventh Circuit.

Loyola University of Chicago School of Law, Interscholastic Moot Court Program, Chicago, Illinois, October 1989, Lecture on Appellate Brief Writing.

Chicago Bar Association, Appellate Law and Legal Publications Committees, Young Lawyers Section, Chicago, Illinois, September 1989, Lecture on Appellate Brief Writing.

Chicago Bar Association, Appellate Law Committee, Young Lawyers Section, Chicago, Illinois, April 1988, Lecture on United States Supreme Court Practice.

Illinois Institute for Continuing Legal Education Course on Federal Civil Practice, Chicago, Illinois, May 1987, Lecture on Appellate Practice in the United States Court of Appeals for the Seventh Circuit.

National Commission on Correctional Health Care Annual Meeting, Chicago, Illinois, November 1985, Mock Trial Demonstration of Prisoners' Civil Rights Case.

Illinois Institute for Continuing Legal Education Course on Federal Civil Rights Litigation, Chicago, Illinois, February 1984, Lecture on Ethical Problems in Civil Rights Litigation.

American Bar Association National Conference on Legal Implications of Emergency Medical Care, New Orleans, Louisiana, May 1979, Lecture on Statutes and Regulations Affecting Emergency Medical Care Providers.

Northwestern University School of Law, Seminar on Law and Education, Chicago, Illinois, April 1978, Presentation on Current Issues in Education Law.

American Society for Legal History Annual Meeting, Boston, Massachusetts, November 1977, Lecture on History of New York Law of Charitable Trusts in Nineteenth Century.

Panel Discussions:

Loyola University Chicago Law Journal, Chicago, Illinois, March 2023, Law Journal Annual Symposium, Moderator of Panel on *San Antonio Independent School District v. Rodriguez: Fifty Years Later*.

Loyola University Chicago School of Law, Chicago, Illinois, February 2023, United States District Judge Mary Rowland in Conversation with Professor Barry Sullivan (Cooney & Conway Lecture).

Loyola University Chicago School of Law, Chicago, Illinois, September 2021, Panel on "Supreme Court Update: *Whole Woman's Health v. Jackson*."

European Sociological Association, 15th Biennial Meeting, Barcelona Spain, September 2021, Moderator of Panel, "Context of Law in Action After COVID-19."

Loyola University Chicago School of Law, Center for the Human Rights of Children, Chicago, Illinois, July 2020, Panel on "DACA: Where Do We Go from Here?"

European Sociological Association, Manchester, UK, Annual Meeting, August 2019, Moderator of Panel on "Democratic Deficit in Legal Regulation."

Loyola University Chicago School of Law, Chicago, Illinois, February 2019, Symposium on Regulating Internet Content in the United States and Europe: A Comparative Approach, Moderator, Panel Discussion on "What is Europe Doing and Why Do We Care?"

Loyola University Chicago School of Law, Chicago, Illinois, February 2018, Panel Discussion on Careers in Government and Politics, with Kevin Conlon and Mara Georges.

Loyola University Chicago School of Law, Chicago, Illinois, January 2018, Panel Discussion on James Forman, Jr., *Locking Up Our Own: Crime and Punishment in Black America*, with Professors James Forman, Jr., and Juan Perea.

Notre Dame Journal of Legislation, Notre Dame University School of Law, South Bend, Indiana, October 2017, Symposium on "The Future of Executive Power," with Professors Paolo Carozzo, James Gurule, Martin Redish, and Stephen Smith.

Loyola University Chicago School of Law, Chicago, Illinois, June 2017, Moderator, Panel Discussion with Members of Congress Adam Schiff and Michael Quigley.

Association of American Law Schools, San Francisco, California, January 2017, Annual Meeting, Panel Discussion on "Theorizing Educational Diversity and Identifying Best Practices in the Age of *Fisher*."

Loyola University Chicago School of Law, Chicago, Illinois, November 2016, Panel Discussion on "The Trump Presidency: What It Means for Law and Social Justice."

Loyola University Chicago Division of Student Development, Annual In-Service Program for Student Services Professionals, Chicago, Illinois, August 2016, Panel Discussion on Student Activism and Freedom of Expression on College Campuses.

Loyola University Chicago School of Law, Chicago, Illinois, February 2016, Panel Discussion on "After Scalia: What's Next for the Supreme Court?."

Loyola University Chicago, Department of Theology and Women's and Gender Studies Program, and Department of English, Chicago, Illinois, February 2016, Panel Discussion on "What Does the 'Galileo Thing' Mean Today?."

Association of American Law Schools, New York, New York, January 2014, Annual Meeting, Presidential Workshop on Tomorrow's Law Schools: Economics, Governance, and Justice, Panel Discussion on Productively Participating in Institutional Governance (with George Cohen and Susan Westerberg Praeger).

Loyola University Chicago School of Law, Chicago, Illinois, November 2013, Moderator for Panel Discussion (Corboy Lecture) on "Civil Rights Litigation in the New Millennium: Progress Made and Challenges Ahead."

Trinity College Dublin, Dublin, Ireland, February 2013, Chair, Panel on Law and Terrorism, 2013 Annual Law Student Colloquium: Rethinking Law.

University Club, Chicago, Illinois, February 2012, Panel Discussion on "Ethics in a New Era for Illinois" (with Newton Minow, Mary Jane Theis, and Scott Turow).

Loyola University Chicago School of Law, Chicago, Illinois, April 2011, Moderator, Loyola University Chicago Law Journal Symposium on "Hate Speech, Incitement & Genocide."

American Islamic College, Chicago, Illinois, November 2010, Moderator for Hon. Jesse White's Lecture and Discussion on "Diversity and Pluralism: A Paradigm for Civil Rights Engagement."

University of Chicago Law School, Hinton Moot Court Program, Chicago, Illinois, October 2010, Member of Panel Discussion on Appellate Advocacy.

University of Chicago Alumni Association and University of Chicago Law School, Chicago, Illinois, November 2009, Moderator and Member of Panel Discussion, "The Changing Court: The 2009-2010 Supreme Court Term."

Woodrow Wilson School of Public and International Affairs, Princeton University, Princeton, New Jersey, October 2009, Member of Panel Discussion on "Lawyers and Law: Challenges Facing the Legal Profession and its Impact on Law." (with Marc Galanter and Robert Gordon).

American Bar Association and Loyola University Chicago, Program for Russian Bar Leaders, Chicago, Illinois, September 2009, Moderator and Member of Panel Discussion, "Skills and Ethics Teaching in U.S. Law Schools."

American Constitution Society, Chicago Lawyer Chapter, Chicago, Illinois, May 2009, Moderator and Member of Panel Discussion, "Justice Souter's Legacy and the Changing Court."

American Constitution Society, DePaul University College of Law Student Chapter, Chicago, Illinois, March 2009, Member of Panel Discussion, "Constitutional Law in the Real World."

Class Action Law Monitor and Strafford Legal Seminars, Atlanta, Georgia, January 2009, member of National Teleconference Panel Discussion, "Rule 23(f) Certification Appeals: Strategies for Pursuing or Opposing Appellate Review in the Absence of Clear Standards."

Chicago Bar Association, Civil Rights and Constitutional Law Committee, and American Constitution Society, Chicago Lawyer Chapter, Chicago, Illinois, September 2008, Member of Panel Discussion, "Supreme Court 2008-2009 Preview: What to Look for in the New Term."

University of Chicago Alumni Association and University of Chicago Law School, Chicago, Illinois, July 2008, Moderator and Member of Panel Discussion, "2007-2008 Supreme Court Term."

American Constitution Society, Chicago Lawyer Chapter, Chicago, Illinois, June 2008, Member of Panel Discussion, "2007-2008 Supreme Court Term."

Wake Forest University, University Conference on "Why Work? Business, Professions and the Common Good," Winston-Salem, North Carolina, March 2008, Member of Panel Discussion on "The Legal Profession and the Marketplace."

Chicago-Kent College of Law and American Constitution Society, Chicago-Kent Chapter, Chicago, Illinois, November 2007, Member of Panel Discussion, "Appellate Litigation in the States."

American Constitution Society, University of Chicago Chapter, Chicago, Illinois, October 2007, Member of Panel Discussion, "October Term 2007 Preview."

American Constitution Society, Chicago Lawyer Chapter, Chicago, Illinois, June 2007, Member of Panel Discussion, "2006-2007 Supreme Court Term."

Princeton University, Princeton, New Jersey, February 2007, "Conference in Honor of Stan Katz: Teacher, Scholar, Citizen," Chair and Respondent, History of Philanthropy Session.

International Bar Association, Dispute Resolution Section, Annual Meeting of the Association, Chicago, Illinois, September 2006, Moderator of Panel Discussion, "The State of Dispute Resolution in Today's World."

American Constitution Society, Chicago Lawyers Chapter, Chicago, Illinois, July 2006, Moderator of Panel Discussion, "2005-2006 Supreme Court Review."

University of Chicago Alumni Association and University of Chicago Law School, Chicago, Illinois, June 2006, Moderator of Panel Discussion, "Property Rights and Urban Development One Year After *Kelo*."

American Bar Association, Section of Administrative Law and Regulatory Practice, Midyear Meeting, Chicago, Illinois, February 2006, Moderator of Panel Discussion, "Deference: Seventh Circuit Judges Talk About Reviewing Agency Determinations of Fact, Law and Discretion."

American Civil Liberties Union, Young Advocates Series, Chicago, Illinois, November 2005, Moderator of Panel Discussion, "Civil Liberties and the New Supreme Court."

American Bar Association, Annual Meeting, Chicago, Illinois, August 2005, Moderator of Panel Discussion, "The Global War on Terror: Conflict or Compatibility with the U.S. Bill of Rights and International Rule of Law?"

American Constitution Society, Chicago Lawyers Chapter, Chicago, Illinois, July 2005, Moderator of Panel Discussion, "2004-2005 Supreme Court Review."

John Marshall Law School, Chicago, Illinois, April 2005, Panel Discussion,
"Constitutional and Civil Rights Litigation."

American Constitution Society, Chicago Lawyers Chapter, Chicago, Illinois, July 2004,
Moderator of Panel Discussion, "2003-2004 Supreme Court Review."

Appellate Lawyers Association, Chicago, Illinois, February 2004,
Panel Discussion, "First Arguments in the United States Supreme Court."

American Bar Association and The American Enterprise Institute, Washington, D.C.,
December 2003, Moderator of Panel Discussion, "The Bill of Rights, the Patriot
Act, and the War on Terrorism: The Year in Review."

American Constitution Society, Chicago Lawyer Chapter, Chicago, Illinois,
October 2003, Moderator of Panel Discussion, "2003 Supreme Court Preview."

Catholic Theological Union, Chicago, Illinois, May 2002, Panel Discussion, "The Present
Crisis in the Church."

American Bar Association, National Conference on HIV/AIDS Law and Practice,
Chicago, Illinois, May 2002, Moderator of Program on "AIDS, Criminal Law and
Justice."

American Bar Association, Annual Meeting, Chicago, Illinois, August 2001, Moderator
of Program on "HIV/AIDS and Employment: Perspectives on Returning to
Work."

Virginia State Bar, Annual Meeting, Virginia Beach, Virginia, June 1999, Moderator,
Section of Education of Lawyers and Standing Committee on Professionalism
Program on "What is Character? What is Fitness? Who Decides?"

Southeastern Conference of the Association of American Law Schools, Annual Meeting,
Marco Island, Florida, July 1998, Panelist, Panel Discussion on "Three Deans'
Reflections on Legal Education."

National Association for Law Placement, Annual Education Conference, San Francisco,
California, March 1998, Panelist and Moderator, Panel on "How the Dean and
the Career Services Office Can Work Together to Make the Students, Graduates,
and the Law School More Successful."

Virginia State Bar, Annual Meeting, Virginia Beach, Virginia, June 1997, Featured
Speaker and Moderator, Presidential Showcase Program on "The Idea of
Professionalism: What Do We Mean By It, and What Do We Want From It?"

American Bar Association, Annual Mid-Year Meeting, Baltimore, Maryland, February 1996, Moderator of Program on "Religion and the Future of the First Amendment: A Debate on Proposed Congressional Legislation Pertaining to Religious Liberty Issues" for the Section of Individual Rights and Responsibilities.

Virginia State Bar, Annual Meeting, Virginia Beach, Virginia, June 1995, Panelist, Program on "Training the Entry-Level Lawyer: Who Should Do It, When, and How?"

Virginia State Bar, Annual Bar Leadership Institute, Richmond, Virginia, March 1995, Moderator and Panelist, Program on "Public Image of the Legal Profession - How Bar Associations Can Make a Difference."

Washington and Lee University, The Frances Lewis Law Center, Lexington, Virginia, September 1994, Moderator of Program on "Bioethics: A Brave New World? Children of Choice in the Age of Reproductive Technology."

American Bar Association, Annual Meeting, New Orleans, Louisiana, August 1994, Moderator of Program on AIDS and Tuberculosis in Congregate Settings.

American Bar Association, Annual Meeting, New York, New York, August 1993, Moderator of Program on AIDS and Tuberculosis: The Medical and Legal Issues, for the Section of Individual Rights and Responsibilities.

American Association of Dental Examiners, Annual Meeting, Chicago, Illinois, March 1992, Lawyers' Roundtable Presentation on AIDS and HIV Testing in the Healthcare Context.

American Bar Association, Annual Meeting, Atlanta, Georgia, August 1991, Moderator of Program on AIDS Legal Issues.

American Bar Association, Annual Meeting, Chicago, Illinois, August 1990, Moderator of Presidential Showcase Program on AIDS and the Law in the 1990s.

American Bar Association, Annual Meeting, Chicago, Illinois, August 1990, Panel Discussion Presentation on AIDS and the Law, for Section of Real Property, Probate and Trust Law.

American Bar Association, Annual Meeting, Toronto, Canada, August 1988, Moderator of Presidential Showcase Program on AIDS and the Law.

Middlebury College, Program on Professionalism in American Government, Middlebury, Vermont, April 1981, Presentation on the Role of the Solicitor General's Office.

Professional Memberships:

American Bar Association (Chair, ABA Coordinating Committee on AIDS, 1988 - 1994; Member of Board, ABA Center for Human Rights, 2010 - 2013, 2016 - 2017; Member, ABA Standing Committee on Amicus Curiae Briefs, 1990 - 1997, 2004 - 2007; Consultant, ABA Standing Committee on Amicus Curiae Briefs, 2012; Member, ABA Standing Committee on Professional Discipline, 2007 - 2010; Member of Council, Section of Individual Rights and Responsibilities, 1993 - 1998; Member of Council, Section of Legal Education, 2006 - 2009; Member of Council, Section of Civil Rights and Social Justice, 2015 - 2017; Chair, Section of Individual Rights and Responsibilities Program Planning Committee for New York 2000 Bill of Rights Program, 1999 - 2000; Co-Chair, Section of Individual Rights and Responsibilities Bill of Rights Committee, 2000 - 2006; Co-Chair, Section of Individual Rights and Responsibilities Amicus Briefs Committee, 2002 - 2004; Member, Planning Committee for HIV/ AIDS and The Law: An Agenda for Beyond The Millennium - A National Invitational Symposium, 1998 - 1999; Member, Section of Legal Education Special Committee on International Issues, 2008 - 2009; Member, Section of Legal Education Special Committee on the Professional Education Continuum, 2009 - 2010; Chair, Section of Legal Education Finance Committee, 2007 - 2009; Member, Section of Legal Education Task Force on Law School Accreditation, 2006 - 2007; Member, Section of Legal Education Standards Review Committee, 2002 - 2005; Member, Section of Legal Education Communications Skills Committee, 2000 - 2002; Chair, Section of Legal Education Committee on Professionalism, 1999 - 2000; Member, Section of Legal Education Committee on Law School Administration, 1994 - 1998).

American Bar Foundation (Fellows).

American Law Institute, elected 1983.

Appellate Lawyers Association.

Fulbright Association.

Irish Jurisprudence Society.

Lawyers Club of Chicago.

Seventh Circuit Bar Association (Vice-Chairman, 1985 - 1986, Member, 1986 - 1992, Committee on the Administration of Justice).

Phi Beta Kappa (Fellows).

Virginia State Bar (Chair, Section on Education of Lawyers, 1998 - 1999; Member of Council, Section on Education of Lawyers, 1994 - 2000; Chair, Section on Education of Lawyers Special Committee on Future of Section, 1997 - 1998).

Professional Service and Other Activities:

Peer Reviewer, Cambridge University Press, September 2022.

Amicus Curiae, *Scott v. Pennsylvania Board of Probation and Parole*, No. 16 WAP 2021, Supreme Court of Pennsylvania, filed October 2021.

Judge, National Health Law Moot Court Competition Team, Dress Rehearsal Practice Argument, Loyola University Chicago, Chicago, Illinois, October 2021.

Peer Reviewer, Routledge Books, September 2021.

Peer Reviewer, Cambridge University Press, April 2021.

Presidential Search Advisory Committee, Catholic Theological Union at Chicago, Chicago, Illinois, November 2020.

Tenure Review, Penn State Law, Pennsylvania State University, College, Pennsylvania, November 2019.

Advisor, Loyola Law Journal Conference on "Democracy in America: The Promise and the Perils," Loyola University Chicago, Chicago, Illinois, April 2019.

Peer Reviewer, *New York University Law Review*, New York University, New York City, New York, February 2019.

Peer Reviewer, *Law and Social Inquiry*, American Bar Foundation, Chicago, Illinois, March 2018.

Director, Bethlehem University Foundation, 2017 - 2020.

Peer Reviewer, *Journal of Empirical Legal Studies*, Cornell University School of Law, Ithaca, New York, November 2017.

Advisor, Loyola Law Journal Annual Conference on "Decisions, Decisions: Exploring Factors that Affect the Judicial Decision-Making Process," Loyola University Chicago, Chicago, Illinois, April 2016.

Guest Arbitrator, Willem C. Vis International Commercial Arbitration Moot Team, Loyola University Chicago, Chicago, Illinois, February 2016.

Guest Arbitrator, Willem C. Vis International Commercial Arbitration Moot Team, Loyola University Chicago, Chicago, Illinois, December 2015.

Judge, National Health Law Moot Court Competition Team, Dress Rehearsal Practice Argument, Loyola University Chicago, Chicago, Illinois, November 2015.

Judge, Loyola Philip C. Jessup International Law Moot Court Competition Team, Dress Rehearsal Practice Argument, Loyola University Chicago, Chicago, Illinois, February 2015.

Consultant, Loyola Vanderbilt First Amendment Moot Court Competition Team, Loyola University Chicago, Chicago, Illinois, February 2015.

Guest Arbitrator, Willem C. Vis International Commercial Arbitration Moot Team, Loyola University Chicago, Chicago, Illinois, December 2014.

Judge, Leonard Mandell Moot Court Competition, Championship Round, Northern Illinois University College of Law, DeKalb, Illinois, March 2014.

Guest Arbitrator, Willem C. Vis International Commercial Arbitration Moot Team, Loyola University Chicago, Chicago, Illinois, February 2014.

Fulbright Scholar Peer Review Panel (Law), 2013 - 2016.

Promotion Review, University of Alberta School of Law, Edmonton, Alberta, September 2013.

Site Evaluator, American Bar Association, in Connection With Approval of Summer International Program of Thomas Jefferson School of Law at the University of Nice, Nice, France, July 2013.

External Examiner, Appointments Board for Position of Assistant Clinical Professor of Law, Trinity College Dublin, February - March 2013.

Member, Advisory Board, Dublin University Law Journal, 2012 - present.

Site Evaluator, American Bar Association, in Connection With Approval of Summer International Program of Duquesne University at University College Dublin, National University of Ireland, Dublin, Ireland, June 2012.

Site Evaluator, American Bar Association, in Connection With Initial Approval of Cooperative Program of Georgetown University Law Center and Leiden University Faculty of Law, Leiden and The Hague, The Netherlands, December 2010.

- Member, American Bar Association Site Evaluation Team for Reaccreditation of Vanderbilt University Law School, Nashville Tennessee, April 2010.
- Referee, Book Manuscript, Rowman & Littlefield Publishers, Lanham, Maryland, 2009.
- Judge, Philip C. Jessup International Law Moot Court Competition, Super Regional Championship Round, Chicago, Illinois, February 2010.
- Site Evaluator, American Bar Association, in Connection With Approval of Summer International Law Program of University of Kansas, South Texas College of Law, and William Mitchell Law School, at Bahçeşehir University, Istanbul, Turkey, July 2009.
- Judge, Philip C. Jessup International Law Moot Court Competition, Super Regional Championship Round, Chicago, Illinois, February 2009.
- Referee, Societas/Communitas (Warsaw University), 2009.
- Site Evaluator, American Bar Association, in Connection With Approval of Cooperative Program of University of Texas Law School and Queen Mary College, University of London, London, England, November 2008.
- Judge, Philip C. Jessup International Law Moot Court Competition, Super Regional Championship Round, Chicago, Illinois, February 2008.
- Site Evaluator, American Bar Association, in Connection With Approval of Global Justice Advocacy Summer Program of Seattle University Law School and the Mandela Institute of University of Witwatersrand, Johannesburg, South Africa, July 2007.
- Member, Board of Visitors, Southern Illinois University School of Law, 2006 - 2009.
- Member, Advisory Board, Project DV-LEAP, George Washington University Law School, 2006 - present.
- Member, Advisory Board, Community Renewal Society of Chicago, 2006 - 2009.
- Member, Editorial Board, Dublin University Law Journal, 2004 - 2012.
- Member, Advisory Board, International Human Rights Institute, DePaul University, 2003 - 2009.
- Member, National Advisory Council, Center for Religion, the Professions, and the Public, University of Missouri - Columbia, 2003 - present.

Judge, Semi-Final Round, Constance Baker Motley National Moot Court Competition in Constitutional Law, American Constitution Society, Chicago, Illinois, April 2007.

Guest Editor, Human Rights, Volume 33, Number 1.

Member, Selection Committee, Thurgood Marshall Award, American Bar Association, 2004 - 2005.

Member, American Bar Association Site Evaluation Team for Reaccreditation of Cornell Law School, Ithaca, New York, March 2004.

Guest Editor, Human Rights, Volume 31, Number 4.

Member, Board of Trustees, Court Theatre, University of Chicago, 2003 - 2005.

Special Assistant State's Attorney, Cook County, Illinois, 2002 - 2003.

Illinois State Membership Chair, Supreme Court Historical Society, 2002 - 2003.

Guest Editor, Law and Contemporary Problems, Volume 65, Number 2.

Member, Fulbright Senior Specialist Program Advisory Panel, 2001 - 2004.

Member, Visiting Committee, Irving B. Harris Graduate School of Public Policy Studies, University of Chicago, 2001 - 2013.

Consultant, Wake Forest University School of Law Long Range Planning Process, January 2001.

Chair, United States Bankruptcy Judge Merit Selection Panel for the Western District of Virginia, 1998-99.

Member, Selection Committee, Hon. John R. Brown Memorial Excellence in Legal Writing Award Competition, American Bar Association, 1997.

Referee, Journal of American Medical Association, 1997.

Consultant, Government of Ireland Commission on The Status of People With Disabilities, 1995-96.

Member, American Bar Association Site Evaluation Team for Reaccreditation of Tulane University School of Law, New Orleans, February 1995.

Member, Board of Trustees, Catholic Theological Union, 1993-2003 (Member, Executive Committee; Chair, Academic Affairs Committee); Life Trustee, 2003 - present; Member, Search Committee for Academic Vice-President and Dean, 2008 - 2009.

Member, Legal Review and Advisory Panel, National Leadership Coalition on AIDS, 1992-98.

Invitee, Allerton House Conference on Illinois Reviewing Courts, Illinois State Bar Association, April 1990.

Special Assistant Attorney General, State of Illinois, Chicago, Illinois, 1989-1990.

Member, Visiting Committee, University of Chicago Divinity School, 1987-2001.

Referee, Tenure and Promotion Committees, various universities in North America and Europe, various dates.

Admitted to Practice:

United States Supreme Court (1978); Supreme Judicial Court of Massachusetts (1975) (inactive); Illinois Supreme Court (1975); Supreme Court of Virginia (1995) (associate member); United States Courts of Appeals for the Second (2002), Third (2002), Fourth (1997), Fifth (1987), Sixth (2004), Seventh (1976), Eighth (2004), Ninth (1987), Tenth (1977), Eleventh (1986), District of Columbia (1994), and Federal Circuits (1993); United States District Court for the Northern District of Illinois (1976) (including trial bar - voluntarily withdrew in 2022); United States District Court for the Central District of Illinois (2006).

Appellate Cases:

1. *Hortonville Jt. Sch. Dist. No. 1 v. Hortonville Educ. Ass'n*, 426 U.S. 482 (1976).
2. *French v. Heyne*, 547 F.2d 994 (7th Cir. 1976) (argued orally).
3. *Ingraham v. Wright*, 430 U.S. 651 (1977).
4. *Madison Square Garden Boxing, Inc. v. Muhammad Ali*, No. 77-1460 (7th Cir.) (appeal withdrawn).
5. *In re Westinghouse Electric Corp. Uranium Contracts Litigation: In the Matter of Subpoena Duces Tecum Addressed to Rio Algom Corp.*, 563 F.2d 992 (10th Cir. 1977).
6. *Carey v. Piphus*, 435 U.S. 247 (1978).
7. *Durso v. Rowe*, 579 F.2d 1365 (7th Cir. 1978), *cert. denied*, 439 U.S. 1121 (1979) (argued orally).
8. *In the Matter of the Special February 1977 Grand Jury*, 581 F.2d 1262 (7th Cir. 1978) (argued orally).
9. *Panda v. University of Illinois*, 582 F.2d 1283 (7th Cir. 1978) (memorandum).
10. *Arsberry and Longstreet v. Sielaff*, 586 F.2d 37 (7th Cir. 1978) (argued orally).
11. *Gladstone Realtors v. Village of Bellwood*, 441 U.S. 91 (1979).
12. *McElearney v. University of Illinois*, 612 F.2d 285 (7th Cir. 1979).

13. *Maclin v. Paulson*, 627 F.2d 83 (7th Cir. 1980).
14. *United States v. Cortina*, 630 F.2d 1207 (7th Cir. 1980).
15. *Grooms v. Slabaugh*, 636 F.2d 1221 (7th Cir. 1980) (memorandum).
16. *Hayes v. Thompson*, 637 F.2d 483 (7th Cir. 1980).
17. *In re Special September 1978 Grand Jury (II)*, 640 F.2d 49 (7th Cir. 1980).
18. *EEOC v. Associated Dry Goods Corp.*, 449 U.S. 590 (1981) (argued orally).
19. *St. Martin Evangelical Lutheran Church v. South Dakota*, 451 U.S. 772 (1981) (argued orally).
20. *County of Washington v. Gunther*, 452 U.S. 161 (1981) (argued orally).
21. *American Textile Manufacturers Institute v. Donovan*, 452 U.S. 490 (1981).
22. *United States Postal Service Board of Governors v. Aikens*, 453 U.S. 902 (1981).
23. *NLRB v. Hendricks County Rural Electric Membership Corp.*, 454 U.S. 170 (1981).
24. *INS v. Miranda*, 454 U.S. 808 (1981).
25. *Zipes v. TransWorld Airlines, Inc.*, 455 U.S. 385 (1982).
26. *Merrill Lynch, Pierce, Fenner & Smith v. Curran*, 456 U.S. 353 (1982) (argued orally).
27. *New York Mercantile Exchange v. Leist*, 456 U.S. 353 (1982).
28. *Lousin v. Illinois State Board of Elections*, 108 Ill. App. 3d 496 (1982).
29. *People v. Dortch*, No. 81-2451 (Ill. App. Ct.) (unreported).
30. *Illinois v. Abbott & Associates, Inc.*, 460 U.S. 557 (1983).
31. *Green v. Warden*, 699 F.2d 364 (7th Cir.), *cert. denied*, 461 U.S. 960 (1983).
32. *Merit Ins. Co. v. Leatherby Ins. Co.*, 714 F.2d 673 (7th Cir. 1983), *cert. denied*, 464 U.S. 1009 (1983), *on remand*, 728 F.2d 943 (7th Cir. 1984).
33. *Merit Ins. Co. v. Leatherby Ins. Co.*, 737 F.2d 158 (7th Cir. 1984), *cert. denied*, 469 U.S. 918 (1984).
34. *Chappell v. Wallace*, 462 U.S. 296 (1983).
35. *Shapiro v. Drug Enforcement Administration*, 721 F.2d 215 (7th Cir. 1983), *vacated*, 469 U.S. 14 (1984), *on remand*, 762 F.2d 611 (7th Cir. 1985) (argued orally).
36. *Stuckett v. U. S. Postal Service*, 732 F.2d 158 (7th Cir. 1984) (memorandum), *cert. denied*, 469 U.S. 898 (1984).
37. *Langster v. Merit Systems Protection Board*, 767 F.2d 926 (7th Cir. 1985) (memorandum).
38. *Dunne v. County of Cook*, 123 Ill. App. 3d 468 (1984), *aff'd*, 108 Ill. 2d 161 (1985).
39. *Jeffries v. Chicago Transit Authority*, 770 F.2d 676 (7th Cir. 1985), *cert. denied*, 475 U.S. 1050 (1986) (argued orally).
40. *United States v. Tucker*, 773 F.2d 676 (7th Cir. 1985).
41. *E & E Hauling, Inc. v. Pollution Control Board*, 107 Ill. 2d 33 (1985) (argued orally).
42. *In the Matter of the Estate of Daniel Rice*, 130 Ill. App. 3d 416 (1985).
43. *Perry v. FBI*, 781 F.2d 1294 (7th Cir. 1985) (en banc), *cert. denied*, 479 U.S. 814 (1986) (argued orally).
44. *United States v. Sosa*, 787 F.2d 1257 (7th Cir. 1986).
45. *In the Matter of Chicago, Milwaukee, St. Paul and Pacific Railroad: Appeal of Escanaba and Lake Superior Railroad*, 789 F.2d 1281 (7th Cir. 1986) (argued orally).

46. *Craft v. University of Illinois*, 793 F.2d 140 (7th Cir.), cert. denied, 479 U.S. 829 (1986).
47. *Batson v. Kentucky*, 476 U.S. 79 (1986).
48. *Torres v. Board of Election Commissioners of City of Chicago*, 142 Ill. App. 3d 955 (1986).
49. *Curry v. Baker*, 802 F.2d 1302 (11th Cir. 1986) (argued orally).
50. *Griffith v. Kentucky*, 479 U.S. 314 (1987).
51. *Yowell v. United States Postal Service*, 810 F.2d 644 (7th Cir. 1987).
52. *Colaizzi v. Walker*, 812 F.2d 304 (7th Cir. 1987) (argued orally).
53. *Kashani v. Purdue University*, 813 F.2d 843 (7th Cir. 1987).
54. *People v. Wilson*, 116 Ill. 2d 29 (1987) (argued orally).
55. *People v. Bocclair*, 119 Ill. 2d 368 (1987).
56. *St. Francis College v. Al-Khazraji*, 481 U.S. 604 (1987).
57. *E & E Hauling, Inc. v. Forest Preserve District of DuPage County*, 821 F.2d 433 (7th Cir. 1987) (argued orally).
58. *In the Matter of Chicago, Rock Island and Pacific Railroad: Appeal of Richmond, Fredericksburg and Potomac Railroad*, 835 F.2d 682 (7th Cir. 1987) (argued orally).
59. *In the Matter of Chicago, Milwaukee, St. Paul and Pacific Railroad: Appeal of United States of America*, 830 F.2d 758 (7th Cir. 1987) (argued orally).
60. *Dunne v. County of Cook*, 164 Ill. App. 3d 929 (1987).
61. *In the Matter of Central Ice Cream Company: Appeals of Bernard C. Chaitman*, 836 F.2d 1068 (7th Cir. 1987).
62. *People ex rel. Brazen v. Finley*, 119 Ill. 2d 485 (1988).
63. *Bowen v. Massachusetts*, 487 U.S. 879 (1988).
64. *American Aberdeen Angus Ass'n v. Stanton*, 762 S.W.2d 501 (Mo. Ct. App. 1988) (argued orally).
65. *In the Matter of the Estate of E. Davis Wernick*, 127 Ill. 2d 61 (1989) (argued orally).
66. *Spencer v. Lee*, 864 F.2d 1376 (7th Cir. 1989).
67. *Teague v. Lane*, 489 U.S. 288 (1989).
68. *Professional Insurance Agents of Washington v. Commissioner of Internal Revenue*, 875 F.2d 870 (9th Cir. 1989) (memorandum) (argued orally).
69. *Malatesta v. Leichter*, 186 Ill. App. 3d 602 (1989) (argued orally).
70. *In the Matter of Chicago, Milwaukee, St. Paul and Pacific Railroad: Appeal of CMC Real Estate*, 878 F.2d 182 (7th Cir. 1989) (argued orally).
71. *In the Matter of Chicago, Milwaukee, St. Paul and Pacific Railroad: Appeal of CMC Real Estate*, 891 F.2d 159 (7th Cir. 1989) (argued orally).
72. *United States Gypsum Company v. McLaughlin*, No. 88-3241 (7th Cir.) (appeal withdrawn).
73. *Becker v. Illinois Real Estate Administration and Disciplinary Board*, 884 F.2d 955 (7th Cir. 1989) (argued orally).
74. *Anonymous v. Anonymous*, 907 F.2d 152 (7th Cir. 1990) (memorandum).
75. *Jones v. Board of Trustees of the University of Illinois*, No. 89-1351 (7th Cir. 1990) (appeal dismissed).

76. *Heritage Bank & Trust Co. v. Abdnor*, 906 F.2d 292 (7th Cir. 1990) (argued orally).
77. *In the Matter of Chicago, Missouri & Western Railway Company: Appeal of Daniel R. Murray, Trustee*, 899 F.2d 17 (7th Cir. 1990) (memorandum) (argued orally).
78. *Williams v. State Board of Elections*, No. 89-2571 (7th Cir. 1990) (*appeal dismissed*) (argued orally).
79. *Railway Labor Executives' Association v. Interstate Commerce Commission*, 894 F.2d 915 (7th Cir. 1990), *on petition for rehearing*, 908 F.2d 127 (7th Cir. 1990).
80. *People v. Brisbon: Bernard and Byrne Contempt Proceedings*, No. 64228 (Ill. Sup. Ct. 1990) (unreported) (argued orally).
81. *Olive Can Co., Inc. v. Martin*, 906 F.2d 1147 (7th Cir. 1990) (argued orally).
82. *Lewisburg Community Hospital, Inc. v. Alfredson*, 805 S.W.2d 756 (Tenn. Sup. Ct. 1991) (argued orally).
83. *National Railroad Passenger Corp. v. Faber Enterprises, Inc.*, 931 F.2d 438 (7th Cir. 1991) (argued orally).
84. *Kamen v. Kemper Financial Services, Inc.*, 502 U.S. 974 (1991).
85. *In the Matter of: Oil Spill by the Amoco Cadiz off the Coast of France on March 16, 1978*, 954 F.2d 1297 (7th Cir. 1992).
86. *Tallahassee Memorial Regional Medical Center, Inc. v. Bilek*, No. 91-01663 (Fla. App. Ct.) (*appeal dismissed*).
87. *Young v. Chicago, Milwaukee, St. Paul and Pacific Railroad*, 959 F.2d 239 (9th Cir. 1992) (argued orally).
88. *In the Matter of Chicago, Milwaukee, St. Paul and Pacific Railroad: Appeal of United States of America*, 961 F.2d 1260 (7th Cir. 1992) (argued orally).
89. *In the Matter of Chicago, Milwaukee, St. Paul and Pacific Railroad: Appeal of CMC*, 966 F.2d 1143 (7th Cir. 1992) (argued orally).
90. *Mills v. Jordan*, 979 F.2d 1273 (7th Cir. 1992).
91. *Superbird Farms, Inc. v. Perdue Farms, Inc.*, 970 F.2d 238 (7th Cir. 1992).
92. *In the Matter of Chicago, Milwaukee, St. Paul and Pacific Railroad: Appeal of Washington Department of Transportation*, 974 F.2d 775 (7th Cir. 1992) (argued orally).
93. *Outboard Marine Corp. v. Liberty Mutual Ins. Co.*, 154 Ill. 2d 90 (Ill. 1992).
94. *St. Mary's Hospital of Athens, Inc. v. Radiology Professional Corp.*, 205 Ga. App. 121, 421 S.E.2d 731 (Ga. Ct. App. 1992) (argued orally).
95. *Federal Deposit Insurance Corp. v. Meadowlands Associates*, 977 F.2d 577 (5th Cir. 1992) (table).
96. *Political Action Conference of Illinois v. Daley*, 976 F.2d 335 (7th Cir. 1992).
97. *Dutta v. St. Francis Regional Medical Center, Inc.*, 850 P.2d 928 (Kans. Ct. App. 1993).
98. *Simmons v. University of Chicago Hospitals and Clinics*, 617 N.E.2d 278 (Ill. App. Ct. 1993) (argued orally), *affirmed*, 162 Ill. 2d 1, 642 N.E.2d 107 (1994) (argued orally).
99. *Louisiana Intrastate Gas Corp. v. Martin Intrastate Gas Co.*, 623 S.2d 664 (La. Ct. App. 1993).

100. *Reed v. Clark*, 984 F.2d 209 (7th Cir. 1993).
101. *Tri-State Radiology, Inc. v. St. Mary's Medical Center of Evansville, Inc.*, 616 N.E.2d 796 (Ind. App. Ct. 1993).
102. *Green v. University of Chicago Hospitals and Clinics*, 258 Ill. App. 3d 536, 631 N.E.2d 271 (1994) (argued orally).
103. *Complaint of Great Lakes Dredge and Dock Company for Exoneration from or Limitation of Liability*, 3 F.3d 225 (7th Cir. 1993) (argued orally), *aff'd*, 513 U.S. 527 (1995).
104. *Barnett v. Daley*, 32 F.3d 1196 (7th Cir. 1994).
105. *Johnson v. Kamminga*, 34 F.3d 466 (7th Cir. 1994).
106. *Chicago Milwaukee Corporation v. United States of America*, 40 F.3d 373 (Fed. Cir. 1994) (argued orally).
107. *General Electric Capital Corporation v. Goldberg*, No. 93671 (Ill. Sup. Ct. 2002) (supervisory order denied).
108. *Gerow v. Rohm and Haas Company*, 308 F.3d 721 (7th Cir. 2002) (argued orally).
109. *Johnson v. Apna Ghar, Inc.*, 330 F.3d 999 (7th Cir.), *cert. denied*, 540 U.S. 984 (2003).
110. *Heaton v. Monogram Credit Card Bank*, No. 2002-CA-0031 (La. App. Ct.) (appeal dismissed).
111. *In re Babcock & Wilcox Company*, Nos. 00-10993, 00-10994, 00-10995 (E.D. La.) (appeal dismissed).
112. *Canada Life Assurance Co. v. Converium Ruckversicherung (Deutschland) AG*, 335 F.3d 52 (2d Cir. 2003).
113. *Cook County v. United States ex rel. Chandler*, 538 U.S. 119 (2003).
114. *Feldman v. Community College of Allegheny*, 85 Fed. Appx. 821 (3d Cir. 2004).
115. *In re Marriage of Laura Hagen*, No. 94920 (Ill. Sup. Ct.) (supervisory order denied).
116. *Covanta Onondaga Limited Partnership v. Onondaga County Resource Recovery Agency*, 318 F.3d 392 (2d Cir. 2003) (argued orally).
117. *Oechsner v. Covanta*, No. 03-CV-2082 (CM) (S.D.N.Y. 2003), *appeal dismissed*, No. 03-5065 (2d Cir. 2004) (argued orally).
118. *Tower Interests, Inc. v. SPX Corp.*, No. 03-10642 (5th Cir. 2004) (appeal dismissed).
119. *Nations Bank N.A. v. Commercial Financial Services, Inc.*, No. 03-CV-541 K(c) (N.D. Okl.) (appeal withdrawn).
120. *Texas Independent Producers and Royalty Owners Ass'n v. EPA*, 410 F.3d 964 (7th Cir. 2005) (argued orally).
121. *Wisconsin Builders Association v. United States Environmental Protection Agency*, No. 03-2908 (7th Cir.) (appeal dismissed).
122. *Johnson v. State of California*, 541 U.S. 428 (2004).
123. *Hamdi v. Rumsfeld*, 542 U.S. 507 (2004).
124. *Johnson v. Doughty*, 433 F.3d 1001 (7th Cir. 2006).
125. *Illinois v. Caballes*, 543 U.S. 405 (2005).
126. *Johnson v. State of California*, 545 U.S. 162 (2005).
127. *People v. Caballes*, 221 Ill. 2d 282 (2006).
128. *Schmude v. Sheahan*, 420 F.3d 645 (7th Cir. 2005) (argued orally).

129. *City of Bridgeton v. Missouri-American Water Co.*, No. ED 86292 (Mo. Ct. App.) (argued orally), *rev'd*, 219 S.W.3d 226 (Mo. Sup. Ct. 2007) (argued orally).
130. *Deere & Co. v. Ohio Gear*, 462 F.3d 701 (7th Cir. 2006) (argued orally).
131. *Araujo v. Chandler*, 435 F.3d 678 (7th Cir. 2005), *cert. denied*, ___ U.S. ___ (2006).
132. *Big Lots Stores, Inc. v. Bain Capital Fund VII, LLC*, No. 207, 2006 (Del. S. Ct.) (appeal withdrawn).
133. *Estate of Mary Lowe v. Apex Tax Investments, Inc.*, 547 U.S. 1145 (2006).
134. *Debek v. Bhatia*, 287 Conn. 397 (2008).
135. *Aubert v. McCaffrey*, No. 102904 (Ill. S. Ct.) (supervisory order denied).
136. *In the Matter of the Application of the County Collector for Judgment and Sale Against Lands and Lots Returned Delinquent for Nonpayment of General Taxes and/or Special Assessments for the Years 1991 and Prior Years (Apex Tax Investments, Inc. v. Mary Lowe)*, 867 N.E.2d 941 (Ill. 2007) (argued orally), *cert. denied*, ___ U.S. ___ (2007).
137. *Ralph Weiner & Associates v. Demos*, No. 07-0632 (Ill. App. Ct. 2007) (unreported).
138. *United States v. Van Allen*, 524 F.3d 814 (7th Cir. 2008).
139. *Atunnise v. Gonzales*, 523 F.3d 830 (7th Cir. 2008).
140. *Hammer v. Ashcroft*, 512 F.3d 961 (7th Cir. 2008), *on rehearing en banc*, 570 F.2d 798 (7th Cir. 2009), *cert. denied*, ___ U.S. ___ (2010).
141. *In re DePinto v. DiNatale*, No. 02-07-0221 (Ill. App. Ct. 2007) (unreported).
142. *Department of Revenue of Commonwealth of Kentucky v. Davis*, 553 U.S. ___ (2008).
143. *Simms v. Acevedo*, 595 F.3d 774 (7th Cir. 2010).
144. *Giles v. California*, 554 U.S. ___ (2008).
145. *Maxwell v. KPMG LLP*, No. 07-2819 (7th Cir.) (unreported order).
146. *Nilssen v. MagneTek, Inc.*, No. 08-1959 (7th Cir.) (appeal withdrawn).
147. *Lee v. Refco, Inc.*, No. 08-1057 (2d Cir. 2008) (unreported).
148. *Coleman (Parent) Holdings Inc. v. Morgan Stanley & Co. Inc.*, No. 4D08-4022 (Fla. 4th DCA).
149. *Carlos Augusto Rodriguez and Others (Palace of Justice) v. State of Colombia*, No. 10.738 (Inter-American Court of Human Rights).
150. *Appeal of Sentence of Amparo: Case for Genocide Committed Against the Maya Ixil Ethnic Group*, No. 2234-2016 (Constitutional Court of Guatemala).