

Ken I. Kersch

Professor of Political Science
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Boston College
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EDUCATION

Ph.D., Government, **Cornell University** (1999) - Chair: Theodore J. Lowi
M.A., Government, Cornell University (1997)
J.D., *cum laude*, Order of the Coif, **Northwestern University** (1991)
B.A., *magna cum laude*, Phi Beta Kappa (elected junior year), **Williams College** (1986)
Institut d'Études Politiques, Université de Paris IV (Sorbonne) (1984-1985)

ACADEMIC POSITIONS

Professor of Political Science, Boston College (2015-present) (Associate Professor, 2007-2015)
Founding Director, Clough Center for the Study of Constitutional Democracy (2008-2012)
Distinguished Research Fellow, Kinder Institute on Constitutional Democracy, University of Missouri (2017-2018)
Tallman Scholar in Government, Bowdoin College (Fall 2015)
Visiting Associate Professor of Government, Harvard University (Spring 2008)
Assistant Professor of Politics, Princeton University (2003-2007)
Ann and Herbert W. Vaughan Fellow, James Madison Program in American Ideals and Institutions, Princeton University (2001-2002)
Assistant Professor of Political Science, Lehigh University (1999-2002)

HONORS, FELLOWSHIPS, AND GRANTS

- **C. Herman Pritchett Award** (2020), American Political Science Association, Law and Courts Section (best book on law and courts)
- **Choice “Outstanding Academic Title”** (2019) [awarded to *Conservatives and the Constitution: Imagining Constitutional Restoration in the Heyday of American Liberalism*]
- **J. David Greenstone Prize** (2006), American Political Science Association, Politics and History Section (best book on politics and history)
- **Hughes-Gossett Award** (2006), The Supreme Court Historical Society (best article, *Journal of Supreme Court History*)
- **Edward S. Corwin Award** (2000), American Political Science Association (best public law dissertation)
- Distinguished Research Fellow, Kinder Institute on Constitutional Democracy, University of Missouri (2017-2018)
- Tallman Scholar in Government, Bowdoin College (Fall 2015)
- Visiting Research Scholar, Social Philosophy and Policy Center, Bowling Green State University (Fall 2005)
- Ann and Herbert W. Vaughan Fellow, James Madison Program in American Ideals and Institutions, Princeton University (2001-2002)
- Mellon Foundation Dissertation Fellowship (Cornell)

- Sage Foundation Fellowship (Cornell)
- Horace F. Clark, Class of 1833, Prize Fellowship (Williams)
- Class of 1960 Scholar in Economics (Williams)

BOOKS

American Political Thought: An Invitation (**Polity**, 2021). 272 pp.

Conservatives and the Constitution: Imagining Constitutional Restoration in the Heyday of American Liberalism (**Cambridge University Press**, 2019) (Cambridge Studies on the American Constitution). 428 pp. **C. Herman Pritchett Award (2020); Choice “Outstanding Academic Title” (2019).**

The Supreme Court and American Political Development (**University Press of Kansas**, 2006) (with Ronald Kahn). 504 pp.

Constructing Civil Liberties: Discontinuities in the Development of American Constitutional Law (**Cambridge University Press**, 2004). 402 pp. **J. David Greenstone Prize (2006).**

Freedom of Speech: Rights and Liberties Under the Law (**Bloomsbury/ABC-Clio**, 2003). 395 pp.

ARTICLES AND BOOK CHAPTERS

“From ‘Declarationism’ to the Common Good: The Story of American Conservatism,” *Hungarian Conservative* 3(1)(2023): 116-123 [Interviewed by Lenard Sandor].

“The Spirit of ’76 and the Spirit of January 6,” *American Political Thought* 11(4)(Fall 2022): 560-578. [Review Essay].

“Natural Law in American Political Discourse,” in Lenard Sandor, editor, **Constitutional Journeys in the United States: An Interview Book** (Budapest: MCC Press, 2021): 123-133.

“The Distinctiveness of the Supreme Court: An Historical Institutional Perspective,” *Constitutional Studies* 4 (2019): 31-44.

“Equality,” in Karen Orren and John Compton, editors, **Cambridge Companion to the U.S. Constitution** (New York: Cambridge University Press, 2018): 134-158.

“Originalism’s Curiously Triumphant Death: The Interpenetration of Aspirationalism and Historicism in U.S. Constitutional Development,” *Constitutional Commentary* 31 (2016): 413-429 (re-published in *Problema Anuario de Filosofía y Teoría del Derecho (International Journal on Legal Theory and Philosophy)* (Numero 11, Enero-Diciembre, 2017) (Mexico City).

“Constitutional Conservatives Remember the Progressive Era,” in Stephen Skowronek, Stephen Engel, and Bruce Ackerman, editors, **The Progressives’ Century: Democratic Reform and Constitutional Government in the United States** (New Haven: Yale University Press, 2016) [paperback edition, 2017]: 130-154.

“Constitutive Stories About the Common Law in Modern American Conservatism,” in Sanford Levinson, Joel Parker, Melissa Williams, editors, **NOMOS: American Conservatism** (New York: New York University Press, 2016): 211-255.

“The Gilded Age Through the Progressive Era,” in Mark Tushnet, Mark Graber, and Sanford Levinson, editors, **Oxford Handbook on The United States Constitution** (New York: Oxford University Press, 2015): 69-90.

“The Great Refusal: Liberals and Grand Constitutional Narrative,” *Wisconsin Law Review Online* (May 2015).

“The Talking Cure: How Constitutional Argument Drives Constitutional Development,” *Boston University Law Review* 94 (May 2014): 1083-1108.

“Systems and Feelings,” in James E. Fleming, editor, **NOMOS LIII: Passions and Emotions** (New York: New York University Press, 2013): 289-303.

“Bringing it All Back Home?” [on Individual Autonomy and Community in James Fleming and Linda McClain’s *Ordered Liberty*], *Constitutional Commentary* 28 (Fall 2013): 407-419.

“Beyond Originalism: Conservative Declarationism and Constitutional Redemption,” *Maryland Law Review* 71 (2011): 229-282.

“Ecumenicalism Through Constitutionalism: The Discursive Development of Constitutional Conservatism in *National Review*, 1955-1980,” *Studies in American Political Development* 25 (Spring 2011): 86-116.

“Judicial Supremacy and National Judicial Review,” in Richard M. Valelly, editor, **Oxford Bibliographies Online** (www.oxfordbibliographiesonline.com)(New York: Oxford University Press, 2011) [updated and revised, 2015].

“Neoconservatism and the Courts: *The Public Interest*, 1965-1980,” in Bradley C.S. Watson, editor, **Ourselves and Our Posterity: Essays in Constitutional Originalism** (Lanham, MD: Rowman and Littlefield, 2009): 247-296.

“The Right to Privacy,” in James W. Ely, Jr. and David Bodenhamer, editors, **The Bill of Rights in Modern America** (Bloomington, IN: Indiana University Press (2nd edition, 2008): 215-240.

“The Justice as Diplomat: The Foreign Policy Frameworks Behind the U.S. Supreme Court’s New Globalism,” in Anthony Langlois and Karol Soltan, editors, **Global Democracy and its Difficulties** (London: Routledge, 2008): 95-111.

“‘Guilt by Association’ and the Post War Civil Libertarians,” *Social Philosophy and Policy* 25: 2 (Summer 2008): 53-75, reprinted in Ellen Frankel Paul, Fred D. Miller, Jr., and Jeffrey Paul, editors, **The Freedom of Association** (New York: Cambridge University Press, 2008): 53-75.

“‘He’ll Take His Stand’: Mark Graber’s *Dred Scott and the Problem of Constitutional Evil*,” *Constitutional Commentary* 24 (2007): 773-792.

“The Freedom of Expression,” in **Supreme Court DBQs: Exploring the Cases that Changed History** (Arlington, VA: Bill of Rights Institute, 2007).

“Justice Breyer’s Mandarin Liberty,” *University of Chicago Law Review* 73 (Spring 2006): 759-822.

“Everything is Enumerated: The Developmental Past and Future of an Interpretive Problem,” *University*

of Pennsylvania Journal of Constitutional Law 8 (September 2006): 957-982.

“The Supreme Court and International Relations Theory,” *Albany Law Review* 69 (2006): 771-799.

“Stephen Breyer,” in Melvin Urofsky, editor, **Supreme Court Justices: A Biographical Dictionary** (Washington, DC: Congressional Quarterly Press, 2006): 74-88.

“How Conduct Became Speech and Speech Became Conduct: A Political Development Case Study in Labor Law and the Freedom of Speech,” *University of Pennsylvania Journal of Constitutional Law* 2 (March 2006): 255-297.

“The *Gompers v. Bucks Stove* Saga: A Constitutional Case Study in Dialogue, Resistance, and the Freedom of Speech,” *Journal of Supreme Court History* 31 (2006): 28-57. **Hughes-Gossett Award (2006)**.

“The New Deal Triumph as the End of History? The Judicial Negotiation of Labor Rights and Civil Rights,” in Kahn and Kersch, editors, **The Supreme Court and American Political Development** (Lawrence, KS: University Press of Kansas, 2006): 169-226.

“Smoking, Progressive Liberalism, and the Law,” *Critical Review* 16 (2005): 405-430.

“The New Legal Transnationalism, the Globalized Judiciary, and the Rule of Law,” *Washington University Global Studies Law Review* 4 (2005): 345-387.

“Multilateralism Comes to the Courts,” *The Public Interest* 154 (Winter 2004): 3-18 [lead article]. Selected for inclusion in anthology, **Best American Legal Commentary 2005**, Rosemary Passantino, editor.

“The ‘Globalized Judiciary’ and the Rule of Law,” *The Good Society* 13 (2004): 17-23.

“The Synthetic Progressivism of Stephen Breyer,” in Earl Maltz, editor, **Rehnquist Justice: Understanding the Court Dynamic** (Lawrence, KS: University Press of Kansas, 2003).

“The Reconstruction of Constitutional Privacy Rights and the New American State,” *Studies in American Political Development* 16 (Spring 2002): 61-87.

“Full Faith and Credit for Same-Sex Marriages?” *Political Science Quarterly* 112: 117-136 (Spring 1997) (selected by editors as feature article for PSQ Web Site).

“Guaranteeing a State Right to a Quality Education: The Judicial-Political Dialogue in New Jersey,” *Journal of Law and Education* 20 (Summer 1991): 271-300 (with Mark Jaffe).

SHORT ESSAYS AND BOOK REVIEWS

[Title TBD] Contribution to Roundtable on Sean Beienburg’s *Prohibition, The Constitution, and States’ Rights* (Chicago: University of Chicago Press, 2019)], **Federal History** (forthcoming, April 2025).

[Title TBD] **Balkanization** symposium on Kunal Parker’s *The Turn to Process: American Legal, Political, and Economic Thought, 1870-1970* (New York: Cambridge University Press, 2024)(forthcoming, November 2024)(with Marianne Constable, Paul Gowder, Amalia Kessler, William Novak, Ajay Mehrota, Aziz Rana, John Witt, and Kunal Parker).

“Constitutional Politics After Defeat: Fidelity to What?” *Balkinization* symposium on Joseph Fishkin and William E. Forbath’s *The Anti-Oligarchy Constitution: Reconstructing the Economic Foundations of American Democracy* (Cambridge, MA: Harvard University Press, 2022)(April 2022).

“The Messianic Presidency in Conservative Constitutional Thought,” *The Constitutionalist* (April 30, 2021).

“Constitutional Arguments, Constitutional Stories,” *The University Bookman* (February 23, 2020).

“Mapping the Terrain of Conservative Constitutionalism,” *Law and Liberty* (January 22, 2020).

“The Overlooked Conservative Tradition That Embraces an Executive Like Donald Trump,” *The Atlantic* (October 25, 2019).

“The Other Side of the Mountain: Restoration, Redemption, and Originalism;” “Ayn Rand, Gary Lawson, and the Supreme Court;” “Stories About Whiteness?” -- Essays in Response to *Balkinization* symposium on Kersch, *Conservatives and the Constitution: Imagining Constitutional Restoration in the Heyday of American Liberalism* (Cambridge University Press, 2019) (balkin.blogspot.com) (Symposium Contributors: Mark Tushnet, Gary Lawson, Steven Griffin, Ann Southworth, Sanford Levinson, Andrew Koppelman, and Mark Graber)(Summer 2019).

Review of Douglas Edlin, Common Law Judging: Subjectivity, Impartiality, and the Making of Law (Ann Arbor: University of Michigan Press, 2016), *Perspectives on Politics* 16 (September 2018): 857-859.

Review of Jeb Barnes and Thomas Burke, How Policy Shapes Politics: Rights, Courts, Litigation, and the Struggle Over Injury Compensation (New York: Oxford University Press, 2015), *Perspectives on Politics* 15 (December 2017): 1154-1156.

Review of Risa Goluboff, Vagrant Nation: Police Power, Constitutional Change, and the Making of the 1960s (New York: Oxford University Press, 2016), *American Historical Review* 122 (April 2017): 542-543.

Review of Rogers M. Smith, Political Peoplehood: The Role of Values, Interests, and Identities (Chicago: University of Chicago Press, 2015), *Political Science Quarterly* 132 (Spring 2017): 153-155.

Review of Wayne Batchis, The Right’s First Amendment: The Politics of Free Speech and the Return of Conservative Libertarianism (Stanford: Stanford University Press, 2016), *Law and Politics Book Review* 26 (November 2016): 132-137.

“Preface,” *Tulsa Law Review* 51 (2016): i-ii (with Linda McClain).

Review of Ray Raphael, Constitutional Myths: What We Get Wrong and How to Get It Right (New York: The New Press, 2013), *Political Science Quarterly* 129 (Spring 2014): 169-170.

“Preface,” *Tulsa Law Review* 49 (2013): i-ii (with Linda McClain).

Review of Martin H. Quitt, Stephen A. Douglas and Antebellum Democracy (New York: Cambridge University Press, 2012), *Law and Politics Book Review* 23 (2013): 141-146.

Review of Ronald K. L. Collins and Sam Chaltain, We Must Not Be Afraid to Be Free: Stories of Free

Expression in America (New York: Oxford University Press, 2011), *Journal of American History* 99 (2012): 353-354.

Review of David E. Bernstein, Rehabilitating Lochner: Defending Individual Rights Against Progressive Reform (Chicago: University of Chicago Press, 2011), *Law and History Review* 30 (2012): 635-637.

Review of Philip Hamburger's Law and Judicial Duty (Cambridge, MA: Harvard University Press, 2010), *Journal of Policy History* 23:4 (2011): 586-593.

Review of Paul Kens, The Supreme Court Under Morrison R. Waite, 1874-1888 (Columbia, SC: University of South Carolina Press, 2010), *Law and Politics Book Review* 21 (2011): 191-197.

Review of Gerald Berk, Louis D. Brandeis and the Making of Regulated Competition, 1900-1932 by Gerald Berk (Cambridge University Press, 2009) and Patrick M. Garry, An Entrenched Legacy: How the New Deal Constitutional Revolution Continues to Shape the Role of the Supreme Court (Penn State University Press, 2008), *Perspectives on Politics* 9 (March 2011): 180-183.

Review of Jeff Shesol, Supreme Power: Franklin Roosevelt vs. the Supreme Court (New York: W.W. Norton, 2010), *Claremont Review of Books* 10 (Fall 2010): 52-53.

Review of John Marshall: Writings (New York: Library of America, 2010)(Charles Hobson, editor), *Claremont Review of Books* (Summer 2010): 57-59.

Review of Lucas A. Powe Jr., The Supreme Court and the American Elite, 1789-2008 (Cambridge, MA: Harvard University Press, 2009), *Political Science Quarterly* 124 (Winter 2009-2010): 735-737.

"Gonzales v. Carhart," in Kermit Hall and James W. Ely, Jr., editors, **The Oxford Guide to Supreme Court Opinions** (New York: Oxford University Press, 2009) (2nd edition).

Review of John Fabian Witt, Patriots and Cosmopolitans: Hidden Histories of American Law (Cambridge, MA: Harvard University Press, 2007), *American Historical Review* (February 2008) 113: 176-177.

"*Boyd v. United States*," in **Encyclopedia of the Supreme Court of the United States** (Farmington Hills, MI: Macmillan/Gale, 2008).

"Citations to Foreign Sources," in **Encyclopedia of the Supreme Court of the United States** (Farmington Hills, MI: Macmillan/Gale, 2008).

"18th Amendment," in **Encyclopedia of the Supreme Court of the United States** (Farmington Hills, MI: Macmillan/Gale, 2008).

"Civil Liberties," in Richard M. Valelly, editor, **Encyclopedia of United States Political History** Vol. 7, 1976 – Present (Washington, DC: Congressional Quarterly Press, 2008).

"Repressive Tolerance," **International Encyclopedia of the Social Sciences** (2nd edition, 2008).

"Scopes Trial," **International Encyclopedia of the Social Sciences** (2nd edition, 2008).

[Autobiographical Profile], *American Institute for History Gazette* (March 2007).

"Neoconservatives and the Courts," *Clio* 17: 3, 48-51 (Spring/Summer 2007).

“Mainstream Bias,” *Wall Street Journal* (January 7, 2006). Re-published as “Mainstream Bias: What Sam Alito and Louis Brandeis Have in Common,” *OpinionJournal.com* (January 9, 2006).

Review of Jeffrey Rosen, *The Most Democratic Branch: How the Courts Serve America* (New York: Oxford University Press, 2006) *Commentary* 112 (October 2006): 70-72.

Review of Ralph A. Rossum, *Antonin Scalia’s Jurisprudence: Text and Tradition* (Lawrence: University Press of Kansas, 2006), *Claremont Review of Books* (December 2006).

Review of David P. Currie, *Descent into the Maelstrom: The Constitution in Congress, 1829-1861* (Chicago: University of Chicago Press, 2005). *The Law and Politics Book Review* 16 (June 2006): 465-469.

Review of Donald Alexander Downs, *Restoring Free Speech and Liberty on Campus* (New York: Cambridge University Press, 2005), *Academic Questions* 18 (Summer 2005): 83-90.

Review of Michael P. Winship, *The Times and Trials of Anne Hutchinson: Puritans Divided* (Lawrence, KS: University Press of Kansas, 2005), *The Law and Politics Book Review*, 15 (September 2005): 824-833.

Review of Akhil Reed Amar, *America’s Constitution: A Biography* (New York: Knopf, 2005), *Commentary* (September 2005).

Review of Linda Greenhouse, *Becoming Justice Blackmun* (New York: Times Books, 2005), *Commentary* (August 2005).

“Civil Liberties,” in David Schultz, editor, ***The Encyclopedia of the Supreme Court*** (New York: Facts on File, Inc., 2004).

“Civil Rights,” in David Schultz, editor, ***The Encyclopedia of the Supreme Court*** (New York: Facts on File, Inc., 2004).

“Stephen Breyer,” in David Schultz, editor, ***The Encyclopedia of the Supreme Court*** (New York: Facts on File, Inc., 2004).

“Stephen Breyer,” in ***The Encyclopedia of American Civil Liberties*** (New York: Routledge Press, 2004).

Review of Neal Devins and Louis Fisher, *The Democratic Constitution* (New York: Oxford University Press, 2004), *The Law and Politics Book Review* (January 2005).

Review of Sotirios A. Barber, *Welfare and the Constitution* (Princeton: Princeton University Press, 2003), *Political Science Quarterly* (Summer 2004).

Review of Cass Sunstein, et al. *Punitive Damages: How Juries Decide* (Chicago: University of Chicago Press, 2002), *The Public Interest* (Winter 2003).

Review of David Bernstein, *Only One Place of Redress: African Americans, Labor Regulations, and the Courts from Reconstruction to the New Deal* (Durham, NC: Duke University Press, 2001), *The Public Interest* (Summer 2002): 141-145.

Review of Lee Bollinger and Geoffrey Stone, editors, Eternally Vigilant: Freedom of Speech in the Modern Era (Chicago: University of Chicago Press, 2001), *The Law and Politics Book Review*, Vol. 12, No. 4 (April 2002): 220-224.

Review of Lisa A. Kloppenberg, Playing it Safe: How the Supreme Court Sidesteps Hard Cases and Stunts the Development of the Law (New York: New York University Press, 2001), *The Law and Politics Book Review*, Vol. 11, No. 11 (November 2001): 490-494.

Review of Maxwell Bloomfield, Peaceful Revolution: Constitutional Change and American Culture from Progressivism to the New Deal (Cambridge, MA: Harvard University Press, 2000), *The Law and Politics Book Review*, Vol. 10, No. 12 (December 2000), 636-640.

Review of Shawn Francis Peters, Judging Jehovah's Witnesses: Religious Persecution and the Dawn of the Rights Revolution (Lawrence, KS: University Press of Kansas, 2000), *The Law and Politics Book Review*, Vol. 10, No. 6 (June 2000), 390-393.

"Lehigh and Dry," *Heterodoxy Magazine* (October 1999), reprinted in *Frontpage Magazine* (December 14, 1999).

Review of William P. Kreml, The Constitutional Divide: The Private and Public Sectors in American Law (Columbia, SC: University of South Carolina Press, 1997), *The Law and Politics Book Review*, Vol. 7, No. 9 (September 1997), 454-456.

Review of Neil Komesar, Imperfect Alternatives: Choosing Institutions in Law, Economics, and Public Policy (Chicago: University of Chicago Press, 1996), *The Law and Politics Book Review*, Vol. 6, No. 1 (January 1996), 13-15.

"Gay Rights: A Process of Evolution," *The Washington Post* (June 10, 1996).

CONSULTING

Advisory Board, Gallery of the First Amendment, **National Constitution Center**, Philadelphia, Pennsylvania (2022-2023).

U.S. Department of State/Institute for Training and Development (Amherst, MA)/Fulbright Association (2022-present).

"The Founders' Library: 1877-1945," Curated and edited original source document archive commissioned by the **National Constitution Center**, Philadelphia, Pennsylvania (with William E. Forbath, Lloyd Bentsen Chair in Law, University of Texas, Austin)(2021-2022).

EDITORIAL POSITIONS

Studies in American Political Development (Editorial Board) (2019-present); *Constitutional Studies* (Founding Editorial Board) (2015-present); *Polity* (Editorial Board) (2007-2020); Co-Editor, Annual Book Review Edition of the *Tulsa Law Review* (with Linda McClain, Robert Kent Professor of Law, Boston University Law School) (2012-2016).

TEACHING

Undergraduate Courses: Constitutional Law; Civil Rights and Civil Liberties; U.S. Constitutional Development; Civil Liberties; Courts; Political Authority in Law and Literature; Law and Society; Special Topics in Law and Politics; American Political Thought; American Political Thought: The Civil War to Reagan; Debating the Modern American State (Honors Seminar); Fundamentals of Politics; Conservatism in Modern America; Constitutional Democracy in America (Government Department, Harvard University, co-taught with Harvey Mansfield, Jr., Harvard University)(Spring 2008)[joint graduate/undergraduate]; Constitutional Law I (Bowdoin College, Fall 2015). Guest Lectures: Constitutional Law, Wellesley College (November 2008); Constitutional Rights, University of Missouri (March 2018).

Graduate Courses: American Constitutionalism; American Constitutional Development; Civil Liberties; Constitutional Democracy in America (Government Department, Harvard University, co-taught with Harvey Mansfield, Harvard University)(Spring 2008)[joint graduate/undergraduate]; History and Theory of Jurisprudence (Judicial Studies Program, University of Nevada, Reno/National Judicial College, co-taught with Malcolm Feeley, University of California, Berkeley Law School)(Summer 2014); Guest Lectures: Graduate Seminar/Reading Group on American Political Ideologies, Politics Department, Princeton University (Summer 2015).

Additional Teaching Interests: American Political Development; American Government; Lawyers and Judges; American Legal History; American Legal Thought; Administrative Law; Legislation/Statutory Interpretation.

I have served as a member of more than twenty-five Ph.D. dissertation committees (at Princeton and BC, and as an external member at Cornell (Chair: Richard Bensen), Brandeis (Chair: Daniel Kryder), and Princeton (Chair: Keith Whittington; Chair: Paul Frymer), as well as in the History Department at BC (Chair: Heather Cox Richardson).

I have supervised over eighty undergraduate senior theses and many independent studies “readings and research” courses. Many of the theses I have supervised have won departmental, college, and university-wide “best thesis” prizes. Boston College students I have taught and worked with closely over the years have gone on to attend law school at Boston College, Boston University, Suffolk, New England, Yale, Harvard, Columbia, NYU, Cornell, UC-Berkeley, Stanford, Georgetown, Duke, Case Western, Fordham, Villanova, George Washington, Rutgers-Newark, George Mason, Wake Forest, Stetson, UIC-John Marshall, the University of Virginia, William and Mary, Notre Dame, the University of Chicago, Northwestern, the University of Michigan and others, M.A. programs at Brown, Columbia, Stanford, Sciences Po, Oxford, Harvard, Northwestern, the University of Hawaii, the University of North Carolina, and the University of Pennsylvania, and Ph.D. programs in Political Science at Cornell, the University of Pennsylvania, Johns Hopkins, Princeton, and UCLA. My students have clerked on the Supreme Judicial Court of Massachusetts, for numerous U.S. District court judges, for federal judges on the U.S. Courts of Appeals for the First, Second, Third, Fourth, Sixth, Seventh, Ninth, and District of Columbia Circuits, and on the U.S. Supreme Court (for the Chief Justice of the United States). They have also won Truman and Fulbright Scholarships, and worked for the Jesuit Volunteer Corps, Teach for America, and the Peace Corps, served as U.S. military officers and as assistant U.S. attorneys, legal aid lawyers, and public defenders, as legislative and campaign aides, analysts, advisors, and assistants, as venture capitalists, and as corporate legal directors and general counsel. They have also founded and directed NetChoice’s Litigation Center, served as Senior Investigative Counsel for the U.S. House of Representatives January 6 Committee, and been named Selma, Alabama “Teacher of the Year.”

NON-ACADEMIC EMPLOYMENT

Lawyer, Wiley, Rein & Fielding, Washington, D.C. (1991-1993)
 Law Clerk, Wiley, Rein & Fielding, Washington, D.C. (Summer 1990)
 Law Clerk, Butler, Rubin, Newcomer, Saltarelli & Boyd, Chicago, Illinois (Summer 1989)
 Presidential Campaign Staff, Babbitt for President, Concord, NH (1987-1988)
 Legal Assistant, Milbank, Tweed, Hadley & McCloy, New York, New York (1986-1987)

DEPARTMENTAL AND UNIVERSITY SERVICE

Founding Director, Clough Center for the Study of Constitutional Democracy, Boston College (2008-2012); Faculty Advisor: Clough Center Junior Fellows Program; Clough Journal of Constitutional Democracy (2008-2012); Member, Undergraduate Committee, Department of Political Science, Boston College (2013-2017); Member, Graduate Committee, Department of Political Science, Boston College (2008–2013); Member, American Politics Search Committees, Department of Political Science, Boston College (2009-2010; 2014-2015, 2016-2017, 2018-2019, 2019-2020, 2024-2025); Executive Committee and Faculty Associate, James Madison Program in American Ideals and Institutions, Princeton University (2003-2007); Faculty Associate, Program in Law and Public Affairs, Woodrow Wilson School of Public and International Affairs, Princeton University (2003-2007); Director, Princeton University Public Law Colloquium (2004-2005); Member, Graduate Committee, Department of Politics, Princeton University (2003-2005); Faculty Advisor, Forbes Residential College, Princeton University (2003-2007); Faculty Fellow, Forbes Residential College, Princeton University (2003-2007); Pre-law Advisor, Department of Political Science, Lehigh University (1999-2003); Chair, Tresolini Lectureship Committee, Lehigh University (1999-2001); Member, American Studies Advisory Committee, Lehigh University (1999-2003); Faculty Advisor, Phi Kappa Theta Fraternity, Lehigh University (2000-2003). Named “Most Outstanding Professor,” Interfraternity Council (2002); Named “Honorary Brother,” Phi Kappa Theta Fraternity (2003); Head Teaching Assistant Trainer, Department of Government, Cornell University (1996-1999); Organizer, Professional Development Workshops, Department of Government, Cornell University (1997-1999); Designer of Departmental Course Evaluation Form, Department of Government, Cornell University; Member, Advisory Committee on the Establishment of Residential Colleges, Cornell University (1998-1999).

PROFESSIONAL SERVICE

Member, C. Herman Pritchett Award Committee, Law and Courts Section, American Political Science Association (2023)(best book on law and courts); External Review Committee, The Salvatori Center for Individual Freedom in the Modern World, Claremont McKenna College (2021-2022)(with Christina Bambrick (Notre Dame) and Steven Smith (Yale)); Co-Chair, American Political Thought Division, Annual Meeting of the American Political Science Association (2020)(with Clement Fatovic, Florida International University); Governing Council, American Political Thought Section, American Political Science Association (2019-2023); Nominations Committee, American Political Thought Section, American Political Science Association (2019); Awards Committee Member, Lasting Contribution Award, Law and Courts Section, American Political Science Association (2018-2019); Co-Chair, Division on Constitutional Law and Jurisprudence, Annual Meeting of the American Political Science Association (2018)(with Anthony Chen, Northwestern University); Awards Committee Member, Lifetime Achievement Award, Law and Courts Section, American Political Science Association (2016); External Departmental Review Committee (American Politics), Government Department, College of William and Mary (2014-2015)(with Marc Hetherington, Vanderbilt University/University of North Carolina, Chapel Hill); Prize Committee Member, Best Conference Paper Award, Law and Courts Section, American Political Science Association (2014-2015); Chair, Politics and History Section, Midwest Political Science Association Annual Meeting (April 2012); Prize Committee Member, Edward S. Corwin Award,

American Political Science Association (best public law dissertation) (2009-2010); Chair, Law and Courts Section, New England Political Science Association Annual Meeting (2010, 2005); Council Member, Politics and History Section, American Political Science Association (2009–2011); Prize Committee Member, *Polity* (2009)(best article); Mary Ford Bacon Essay Prize Committee Member, Pomona College (best essay on the U.S. Constitution) (2009); Chair, Prize Committee, C. Herman Pritchett Award (best book on law and courts) (2006-2007); External Honors Examiner, Department of Political Science, Swarthmore College (2005, 2006); Prize Committee Member, McGraw Hill Award (best article on law and courts)(2003-2004); Member, Nominations Committee, Law and Courts Section, American Political Science Association (2000-2001).

MANUSCRIPT REVIEWER

Books: Cambridge University Press; Oxford University Press; Harvard University Press; Yale University Press; Princeton University Press; University of Chicago Press; Columbia University Press; University Press of Kansas; Stanford University Press; Routledge; University of North Carolina Press; New York University Press; West Publishing Company; Nomad Press [Secondary School Social Studies]; Southern Illinois University Press.

Journals: Studies in American Political Development (editorial board); Constitutional Studies (editorial board); *Polity*; *Political Science Quarterly*; *Law and Social Inquiry*; *Law and Society Review*; *Law and Policy*; *Laws*; *Law and History Review*; *American Journal of Legal History*; *Yale Law Journal*; *Studies in Law, Politics, and Society*; *Judicature*; *American Political Thought*; *Journal of American Studies*; *American Political Science Review*; *Journal of Politics*; *Political Research Quarterly*; *Review of Politics*; *Perspectives on Politics*; *American Journal of Political Science*; *Publius*; *Journal of Political Science*; *Journal of Policy History*; *Social Science History*; National Science Foundation.

PROFESSIONAL MEMBERSHIPS

American Political Science Association (APSA); APSA Politics and History Section; APSA Law and Courts Section; American Historical Association; Organization of American Historians; American Society for Legal History; Law and Society Association; Midwest Political Science Association (periodic); Western Political Science Association (periodic); New England Political Science Association (periodic); James Madison Society (Princeton University); New York Bar; Massachusetts Bar; District of Columbia Bar.

COMMUNITY MEMBERSHIPS

Friend, Institute for Contemporary Art/Boston; Member, Museum of Fine Arts/Boston