

*Curriculum Vitae*

LAWRENCE B. SOLUM  
Carmack Waterhouse Professor of Law  
Georgetown University Law Center  
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PROFESSIONAL EXPERIENCE

Current: Carmack Waterhouse Professor of Law, Georgetown University Law Center, 2011-present.

Current Subjects: Legal Process and Society (Civil Procedure), Constitutional Law, Advanced Constitutional Law Seminar, Constitutional Interpretation, Recent Books on the Constitution Seminar.

Other Subjects: Civil Procedure, Normative Legal Theory Seminar, Philosophy of Law Seminar, SJD Dissertation Supervision.

Areas of Specialization: Civil Procedure; Constitutional Theory; Philosophy of Law; Normative Legal Theory.

Areas of Competence: Technology Law and Policy (including Intellectual Property, Internet Governance, and Biotechnology and the Law); Moral and Political Philosophy, First Amendment.

Carmack Waterhouse Professor of Law, 2014-Present.

Frank F. Flegal Teaching Award, 2013-14.

John Carroll Research Professor, 2012-13.

Senior Scholar, Georgetown Center for the Constitution, 2012-present.

Service: Chair: Lateral Appointments Committee; Chair: Entry Level Appointments Committee; Co-Chair, Law and Computer Science Joint Appointment Committee, Member: Appointments Committee, Fellows Committee, Library Committee; Co-convener, Georgetown Fellows Collaborative.

Visiting Professor, Fall 2007.

Prior:

John A. Cribbet Professor of Law and Professor of Philosophy, College of Law, Champaign, Illinois, 2005-2011. Associate Dean for Faculty and Research, Spring 2008-Fall 2009. Co-Director, Program in Law and Philosophy, 2005-2011. Co-Director, Program in Constitutional Theory, History and Law, 2009-2011.

Professor of Law, University of San Diego School of Law, San Diego, California, 2002-2005. Subjects: Civil Procedure; Conflict of Laws; Intellectual Property; Intellectual Property Seminar: The Future of Copyright. Honors & Awards: Thornes Prize, Best Teacher, 2003-04, Herzog Endowed Scholar, 2004-05.

Professor of Law, Loyola Law School, Loyola Marymount University, Los Angeles, California. William M. Rains Fellow, 1989-2002. Professor, 1988-2002. Associate Dean for Academic Affairs, 1993-1996. Associate Professor, 1985-88.

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

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

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

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

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

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

External:

Distinguished Visiting Mentor, Australian National University School of Law (2015).

Dissertation Committee, Iris van Domselaar, "The Fragility of Rightness. Adjudication and the Primacy of Practice," University of Amsterdam (2014).

Short Course on Legal Theory, European University Institute, Faculty of Law, Fiesole, Firenze, Italy (Annual, 2012-2015).

Lecturer on Constitutional Theory, Pontificia Universidad Católica, Facultad de Derecho (2017).

## EDUCATION

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

Editor, Harvard Law Review. 1982-84.

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

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

Legal Method Instructor, Harvard Law School. Fall 1983.

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

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

## WEB PAGES & BLOGS

*Legal Theory Blog:*

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

*Legal Theory Lexicon:*

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

*Georgetown Home Page:*

<http://www.law.georgetown.edu/faculty/solum-lawrence-b.cfm>

*SSRN Author Page:*

[http://papers.ssrn.com/sol3/cf\\_dev/AbsByAuth.cfm?per\\_id=327316](http://papers.ssrn.com/sol3/cf_dev/AbsByAuth.cfm?per_id=327316)

*Berkley Electronic Press Author Page:*

[http://law.bepress.com/cgi/query.cgi?field\\_1=lname&value\\_1=Solum&field\\_2=fname&value\\_2=Lawrence&advanced=1](http://law.bepress.com/cgi/query.cgi?field_1=lname&value_1=Solum&field_2=fname&value_2=Lawrence&advanced=1)

## PUBLICATIONS

- Monographs: CONSTITUTIONAL THEORY ARGUMENTS AND PERSPECTIVES: ARGUMENTS AND PERSPECTIVES (LexisNexis 4<sup>th</sup> ed. 2013) (with Stephen M. Griffin, Thomas D. Rowe, and Michael Gerhardt).
- CONSTITUTIONAL ORIGINALISM (with Robert Bennett) (Cornell University Press 2011).
- 法理词典 (Linghao Wang trans., CUPL Press, 2010) (Mandarin translation of the *Legal Theory Lexicon*).
- VIRTUE JURISPRUDENCE (Palgrave MacMillan 2007) (co-editor with Colin Farrelly & contributor of co-authored introduction and two essays).
- 18 MOORE'S FEDERAL PRACTICE (3d ed., Mathew Bender & Co. 1997) (with Susan Bandes) & SEMIANNUAL RELEASES (1998-present) (with Tom Rowe).
- DESTRUCTION OF EVIDENCE (John Wiley & Sons 1989) (with Jamie Gorelick and Stephen Marzen) & DESTRUCTION OF EVIDENCE: SUPPLEMENT (1989-2006 annual supplements).
- Articles: *Surprising Originalism*, ConLawNOW (forthcoming 2018).  
*Open access version:* [https://papers.ssrn.com/abstract\\_id=3175412](https://papers.ssrn.com/abstract_id=3175412)
- Originalist Theory and Precedent: A Public Meaning Approach*, Constitutional Commentary (forthcoming 2018).  
*Open access version:* [https://papers.ssrn.com/abstract\\_id=3165050](https://papers.ssrn.com/abstract_id=3165050)
- Simple Minded Originalism? Simply Wrong!* in MORAL PUZZLES AND LEGAL PERPLEXITIES (tentative title) (Heidi Hurd ed., Cambridge University Press, forthcoming 2018).
- Goldsworthy on the Normative Justification for Originalism* in FESTSCHRIFT FOR JEFFREY GOLDSWORTHY (Hart Publishing 2018).
- Triangulating Public Meaning: Corpus Linguistics, Immersion, and the Constitutional Record*, Brigham Young University Law Review (forthcoming 2018).  
*Open access version:* <http://ssrn.com/abstract=3019494>.

*Virtue as the End of Law: An Aretaic Theory of Legislation*, 9 *Jurisprudence* 6 (2018).

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2563233](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2563233).

*Statement Presented at the Hearings on the Nomination of Honorable Neil M. Gorsuch to be an Associate Justice of the Supreme Court of the United States*, 31 *Diritto Pubblico Comparato Ed Europeo Online* 575 (2017).

*Open access version:*

<http://www.dpceonline.it/index.php/dpceonline/issue/download/32/Full%20Issue>.

*Originalist Methodology*, 84 *University of Chicago Law Review* 269 (2017).

*Open access version:* <https://papers.ssrn.com/abstract=2764466>.

*Originalism, Hermeneutics, and the Fixation Thesis* in *THE NATURE OF LEGAL INTERPRETATION: WHAT JURISTS CAN LEARN ABOUT LEGAL INTERPRETATION FROM LINGUISTICS AND PHILOSOPHY* 130 (Brian G. Slocum ed., 2017).

*Republican Constitutionalism*, 32 *Const. Comment.* 175 (2017).

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2754260](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2754260).

*Legal Personhood for Artificial Intelligences* in *MACHINE ETHICS AND ROBOT ETHICS* (Wendell Wallach & Peter Mario Asaro eds., 2016), *reprinted from* 70 *North Carolina Law Review* 1233 (1992).

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1108671](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1108671).

*Virtue Jurisprudence: A Virtue-Centered Theory of Judging*, *ASHGATE LIBRARY OF ESSAYS ON LEGAL ETHICS AND THE ENFORCEMENT OF LAW* (Keith Swisher ed., 2016) & *MORAL AND EPISTEMIC VIRTUES* (Michael Brady & Duncan Prichard eds., Blackwell Publishing 2003), *reprinted from* 34 *Metaphilosophy* 178 (2003).

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=369940](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=369940).

*The Fixation Thesis: The Role of Historical Fact in Original Meaning*, 91 *Notre Dame Law Review* 1 (2015).

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2559701](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2559701).

*Intellectual History as Constitutional Theory*, 101 *Virginia Law Review* 1111 (2015).

*Law and Virtue* in *ROUTLEDGE COMPANION TO VIRTUE ETHICS* (Lorraine Besser-Jones & Michael Slote eds., 2015).

*The Positive Foundations of Formalism: False Necessity and American Legal Realism*, 127 *Harvard Law Review* 2464 (2014).

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2457357](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2457357)

- Artificial Meaning*, 87 Washington Law Review 69 (2014).  
*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2421272](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2421272)
- The Interpretation-Construction Distinction in Patent Law*, 123 Yale Law Journal 540 (2013) (with Tun-Jen Chiang).  
*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2234193](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2234193)
- Communicative Content and Legal Content*, 89 Notre Dame Law Review 480 (2013).  
*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2394122](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2394122)
- How NFIB v. Sebelius Affects the Constitutional Gestalt*, 91 Washington University Law Review 1 (2013).  
*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2152653](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2152653)
- Originalism and Constitutional Construction*, 82 Fordham University Law Review 452 (2013).  
*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2307178](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2307178)
- Originalism and the Unwritten Constitution*, 2013 University of Illinois Law Review 1935 (2013).  
*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2358423](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2358423)
- Construction and Constraint*, 7 Jerusalem Review of Legal Studies 17 (2013).  
*Open access version:* <http://scholarship.law.georgetown.edu/facpub/1351/>
- Virtue Jurisprudence: Towards an Aretaic Theory of Law* in ARISTOTLE AND THE PHILOSOPHY OF LAW (Liesbeth Huppés-Cluysenaer and Nuno Coelho eds., Springer 2013).
- The Decision To Uphold the Mandate as Tax Represents a Gestalt Shift in Constitutional Law*, 3 J.L. (3 The Post) 173-178 (2013).
- Confucian Virtue Jurisprudence* in LAW, VIRTUE & JUSTICE (Amalia Amaya & Ho Hock Lai, eds., Oxford, Hart Publishing, 2012) (with Linghao Wang).
- Faith and Fidelity*, 91 Texas Law Review 147 (2012).
- What Is Originalism?* in THE CHALLENGE OF ORIGINALISM: ESSAYS IN CONSTITUTIONAL THEORY (Grant Huscroft and Bradley W. Miller eds., Cambridge University Press, 2011).  
*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1825543](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1825543).

*The Interpretation-Construction Distinction*, Constitutional Commentary (2011).

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1869150](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1869150).

*Narrative, Normativity, and Causation*, 2010 Michigan State University Law Review 597 (2010).

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1689144](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1689144).

*The Unity of Interpretation*, 90 Boston University Law Review 551 (2010).

*Open access version:*

<http://www.bu.edu/law/central/jd/organizations/journals/bulr/documents/SOLUM.pdf>.

*Questioning Cultural Commons*, 95 Cornell Law Review 817 (2010).

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1601420](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1601420).

*‘Blogging’ y la Transformación de la Academia Jurídica* (trans. Javier Darío Pabón) in *Memorias del i Encuentro de Blawgers (Blogs Jurídicos): Los Blogs Jurídicos Como Herramienta para la Difusión y la Enseñanza del Derecho* (Bogotá, Universidad Externado de Colombia, 2010), translation of *Blogging and the Transformation of Legal Scholarship*, 84 Washington University Law Review 1071 (2006).

*Open access version,* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=898168](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=898168).

*Indeterminacy in A COMPANION TO THE PHILOSOPHY OF LAW AND LEGAL THEORY* (2nd edition, Dennis Patterson ed., Wiley-Blackwell 2010).

*Remarks on Ideology and Character in Judicial Selection and The Rule Of Law in Law Congress 2010* (Ankara Bar Association 2010).

*The Aretaic Turn in American Philosophy of Law* in *ON PHILOSOPHY IN AMERICAN LAW* (Cambridge University Press 2009).

*Incorporation and Originalist Theory*, 18 Journal of Contemporary Legal Issues 409 (2009).

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1540220](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1540220).

*District of Columbia v. Heller and Originalism*, 103 Northwestern University Law Review 923 (2009).

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1241655](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1241655).

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

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

*Originalism and the Natural Born Citizen Clause*, Immigration and Nationality Law Review (forthcoming 2009), originally published, 107 Michigan Law Review: First Impressions, No. 1 (September 2008), <http://www.michiganlawreview.org/firstimpressions/vol107/solum.htm>.

*Open access & revised version:*

[http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1263885](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1263885).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1127610](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1127610).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=960784](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=960784).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=959646](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=959646).

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

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

*Introduction in Virtue Jurisprudence* (Palgrave MacMillan 2007).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=993442](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=993442).

*Originalism as Transformative Politics in Gadamer and the Law* (Francis J. Mootz, III, ed., Ashgate Publishing 2007), originally published, 63 Tulane Law Review 1599 (1989).

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=982561](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=982561).

*Jurisprudência das virtudes: uma teoria aretaica do direito*, 3 Revista da Faculdade de Direito de Conselheiro Lafaiete 105-145 (2007).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=944532](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=944532).



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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=933076](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=933076).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=896421](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=896421).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=957237](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=957237).

*A Dialogue on Originalism Occasioned by Bennett's Electoral College Reform Ain't Easy*, 101 Nw. U. L. Rev. Colloquy 31 (2006) (with Robert W. Bennett).

*Open access version:* <http://www.law.northwestern.edu/lawreview/colloquy/2006/4/>

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=588322](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=588322).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=692224](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=692224).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=698306](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=698306).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=512882](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=512882).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=516585](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=516585).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=636721](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=636721).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=416263](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=416263).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=515183](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=515183).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=337182](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=337182).

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=303575](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=303575).

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1134524](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1134524).

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

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

*Open access version:* [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1156429](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1156429).

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

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

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

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

Working Papers: *The Constraint Principle: Original Meaning and Constitutional Practice*, <https://ssrn.com/abstract=2940215> (2018).

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

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

*sTLD Beauty Contests: An Analysis and Critique of the Proposed Criteria to Be Used in the Selection of New Sponsored TLDs*, Working Paper (2003).

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

## PROFESSIONAL ACTIVITIES

### Presentations: *The Public Meaning Thesis*

Constitutional Law Colloquium, Georgetown University Law Center (April 24, 2018);  
Faculty Workshop, Georgetown University Law Center (April 23, 2015);  
Symposium, Inference, intention, and "ordinary meaning": What jurists can learn about legal interpretation from linguistics and philosophy, McGeorge School of Law, University of the Pacific, Sacramento, California (May 1, 2015);  
Workshop on Legal Interpretation, Monash University School of Law, Melbourne, Australia (May 15, 2015).

### *The Constraint Principle*

Advanced Constitutional Law Seminar: The Framing and Ratification of the Constitution, Georgetown University Law Center (April 23, 2018);  
Faculty Workshop, University of Iowa College of Law (March 30, 2017);  
Legal Theory Workshop, UCLA Law School (March 2, 2017);  
Faculty Workshop, Vanderbilt Law School (August 26, 2016);  
Originalism Works in Progress Conference (February 19, 2015);  
Faculty Workshop, Georgetown University Law Center (July 28, 2015);  
Dialogues, Chapman University School of Law (October 8, 2015);  
Faculty Workshop, Brooklyn Law School (October 22, 2015).

*Originalist Theory and Precedent: A Public Meaning Approach*, Symposium on "Settled Versus Right: A Theory of Precedent" by Randy J. Kozel (University of Richmond (April 20, 2018).

*Pragmatics and Semantics in Constitutional Interpretation*, Workshop on Historical Semantics and Legal Interpretation, Neubauer Collegium for Culture and Society at the University of Chicago (April 13, 2018).

*Originalism as Textualism*, Faculty Workshop, Georgetown University Law Center (April 10, 2018).

*Surprising Originalism*, Regula Lecture, Center for Constitutional Law, University of Akron School of Law (April 4, 2018).

*Video:* <https://www.youtube.com/watch?v=tIcRvIjuk38&feature=youtu.be>

### *Virtue as the End of Law*

Seminar, Centre for Legal Theory, National University of Singapore Law School (March 5, 2018);  
Legal Reasoning, Virtue and Politics Workshop, University of Edinburgh, Scotland, UK (June 13, 2014);  
Meador Lecture, University of Alabama School of Law, Tuscaloosa, Alabama (February 9, 2012).

*Testimony, Hearings on the Nomination of the Honorable Neil M. Gorsuch to be an Associate Justice of the Supreme Court of the United States*, Workshop, Pontificia Universidad Católica, Facultad de Derecho (November 7, 2017).

*Virtue Jurisprudence: An Aretaic Theory of Law*

Workshop, Pontificia Universidad Católica, Facultad de Derecho (November 7, 2017);  
Faculty Workshop, Macquarie Law School, Macquarie University, Sydney, Australia (May 31, 2010);  
Faculty Workshop, Tulane University, New Orleans, Louisiana (February 8, 2010).  
Hukuk Fakültesi, Ankara Üniversitesi, Ankara, Turkey (January 14, 2010);  
Juristische Fakultät, Ruhr-Universität Bochum, Bochum, Germany (October 30, 2008);  
Faculty of Law, Universidad Externado de Colombia, Bogota, Columbia (June 11, 2008);  
Faculty Workshop, Benjamin N. Cardozo School of Law, Yeshiva University (October 30, 2007);  
Faculty Workshop, Georgetown University Law Center (October 4, 2007);  
Faculty Workshop, University of Arizona, James E. Rogers College of Law (September 27, 2007);  
World Congress for the Philosophy of Law and Social Philosophy (August 6, 2007);  
University of Illinois Department of Philosophy (October 6, 2006);  
University of Colorado School of Law (September 15, 2006);  
Northern Kentucky University, Salmon Chase School of Law (September 8, 2006);  
Department of Philosophy, Georgia State University (April 4, 2006);  
Faculty Workshop, Faculty Retreat, University of Illinois College of Law (May 11, 2005);  
Faculty Workshop, University of Cincinnati College of Law (April 1, 2005);  
Faculty Workshop, Ave Maria School of Law (March 8, 2005);  
Faculty Workshop, Notre Dame University School of Law (March 2, 2005);  
Faculty Workshop, Florida State University School of Law (February 24, 2005);  
Faculty Workshop, Saint Louis University School of Law (February 23, 2005);  
Columbia University, School of Law, Legal Theory Workshop (November 1, 2004);  
Arizona State University, Committee on Law and Philosophy (September 27, 2004); The Table, Carefree, Arizona (June 4, 2004).

*Constitutional Justice: Legitimacy and Challenges*, Conference, Pontificia Universidad Católica, Facultad de Derecho (November 6, 2017).

*Originalism and Constitutional Change*, Conference on Constitutional Change: The State of the Art (Tulane University School of Law, October 13, 2017).

*Civil Procedure Originalism*

Faculty Workshop, Texas A&M University School of Law (September 20, 2017);  
Civil Procedure Workshop, University of Arizona (October 7, 2017).

*Reflective Equilibrium and Constitutional Theory*, Conference on Law and Theoretical Disagreement, Duke University (April 1, 2017).

*Originalist Methodology*

Workshop, Monash University (May 4, 2016);

Conference, The Methodological Underpinnings of Legal Research, University of Chicago Law School (May 7, 2016).

*Originalism and the Invisible Constitution*, International Association of Constitutional Law Roundtable, The Invisible Constitution: Comparative Perspective (May 2, 2016).

*Republican Constitutionalism*, Conference on “Our Republican Constitution” by Randy E. Barnett, University of Illinois College of Law (March 18, 2016).

*The Landscape of Contemporary Constitutional Theory*, Conference: Law and Constitutional Interpretation: Moral Readings versus Originalisms, National Autonomous University of Mexico (February 17, 2015).

*Comments on “Two Dogmas of Originalism” by Ian Bartrum*, Originalism Works in Progress Conference, University of San Diego (February 22, 2015).

*Comments on “Judges, Human Rights and the Considered Decisions of Democratic Assemblies: Exploring Some Forbidden Territory” by Aileen Kavanagh*, Statutory Interpretation and Constitutional Structure: U.S. and Commonwealth Comparisons, University of Notre Dame in London (February 28, 2014).

*The Fixation Thesis: The Original Meaning of the Constitutional Text.*

Faculty Workshop, University of Baltimore School of Law (January 22, 2015);

Faculty Workshop, Loyola Law School, Los Angeles, California (March 13, 2014);

Originalism-Works-in-Progress Conference, University of San Diego (February 21, 2014);

Faculty Workshop, University of Texas School of Law, Austin, Texas (February 6, 2014);

Faculty Workshop, Georgetown University Law Center, Washington, District of Columbia (September 12, 2013).

*Constitutional Time*, Conference: Is It Time to Rewrite the Constitution?, Wisconsin Center for the Study of Liberal Democracy, University of Wisconsin at Madison (November 7-8, 2015).

*The Jurisprudential Gestalt: Carmack Waterhouse Inaugural Lecture*, Georgetown University Law Center (October 29, 2014).

<https://www.law.georgetown.edu/news/web-stories/Professor-Lawrence-Solum-Installed-as-Carmack-Waterhouse-Professor-of-Law.cfm>

*Intellectual History as Constitutional Theory*, Jurisprudence and (Its) History Symposium, University of Virginia School of Law (September 19-20, 2014).

*Originalism and History*.

University of Illinois, Constitutional Law Colloquium (September 5, 2014);  
Faculty Workshop, Georgetown University Law Center (September 9, 2014).

*Objectivity and Judging*, Conference: How Objective Can Judges Be: Legal Rule, Evidence, Narratives, Society, University of Antwerp Faculty of Law (May 15, 2014).

*Originalism*, Faculty Seminar, Pacific McGeorge Law School (May 2, 2014).

*Comments on "Judges, Human Rights and the Considered Decisions of Democratic Assemblies: Exploring Some Forbidden Territory" by Aileen Kavanagh*, Statutory Interpretation and Constitutional Structure: U.S. and Commonwealth Comparisons, University of Notre Dame in London (February 28, 2014).

*Comments on The Failed Promise of Originalism by Frank Cross*, University of Texas at Austin, School of Law (February 7, 2014).

*Bottom Up Legal Theory: Custom and the Nomoi*, Conference on "Law's Evolution and Human Understanding" by Laurence Claus, University of San Diego (September 28, 2013).

*Zeisberg on War Powers and the Politics of Constitutional Authority*, Conference on "War Powers and the Politics of Constitutional Authority," Georgetown University Law Center (September 13, 2013).

*Originalism and Constitutional Construction*

Conference: Vagueness in Law, New York University School of Law, New York, New York (March 22, 2013);  
Constitutional Law Colloquium, University of Illinois College of Law, Champaign, Illinois (February 25, 2013);



Symposium: The New Originalism, Fordham University School of Law, New York, New York (March 1, 2013).

*Roe v. Wade and the Constitutional Gestalt, Roe at 40: What We Have Learned*, Stanford Law School, Palo Alto, California (March 7, 2013).

*Robots versus Zombies, Rethinking Personhood: Fetuses, Animals, and Robots*, Harvard Law School, Cambridge, Massachusetts (March 4, 2013).

*Comments on "Originalist Sin" by Allan Hutchinson*, Hugh and Hazel Darling Foundation Originalism Works-in-Progress Conference, Center for the Study of Constitutional Originalism, University of San Diego Law School (February 16, 2013).

*A Neoformalist Manifesto*

Legal Theory Colloquium, University of Illinois College of Law, Champaign, Illinois (January 23, 2013);

The Table, Carefree Arizona (June 1, 2005).

*Originalism and the Unwritten Constitution*, Symposium on *America's Unwritten Constitution* by Akhil Amar, University of Illinois College of Law, Champaign, Illinois (October 12, 2012).

*Communicative Content and Legal Content*

Faculty Colloquium, University of Richmond School of Law, Richmond, Virginia (September 21, 2012);

Legal Theory Colloquium, University of Illinois College of Law, Champaign, Illinois (March 29, 2012);

Legal and Political Theory Working Group, European University Institute, Fiesole, Italy (March 22, 2012);

Law and Philosophy Workshop, Georgetown University Law Center and Department of Philosophy, Washington, District of Columbia (October 28, 2011);

Faculty Workshop, Florida International University School of Law, Miami, Florida (October 20, 2011).

*Economics of Semantic Spectrum Allocation*, Governance of the Domain Name System and the Future Internet (Igov2), University of Oslo, Oslo, Norway (August 22, 2012).

*Narrative, Originalism, and Popular Constitutionalism*. Conference: Whose Constitution? Popular Constitutionalism and the 2012 Election, Roger Williams University School of Law, Bristol, Rhode Island (February 24, 2012).

*Comments on Rejecting Rights: The Value of Political Justification*, Law and Society Association Annual Meeting, San Francisco, California (June 3, 2011).

*Is Progress in Constitutional Theory Possible?*, Keynote Address, Constitutional Law Colloquium, Loyola University of Chicago School of Law, Chicago, Illinois (November 15, 2010).

*The History of Originalism*, The Great Debate on Originalism, Supreme Court of the United States, Washington, District of Columbia (November 10, 2010).

*The Interpretation-Construction Distinction*

Faculty Workshop, Chicago-Kent School of Law, Illinois Institute of Technology, Chicago, Illinois (November 16, 2010).

Faculty Workshop, University of Georgia School of Law, Athens, Georgia (October 27, 2010).

Faculty Workshop, Washington and Lee University, School of Law, Lexington, Virginia (September 17, 2010).

Keynote Address, Australian Society of Legal Philosophy, Melbourne, Australia (June 5, 2010).

Faculty Workshop, Melbourne Law School, Melbourne, Australia (June 2, 2010).

Constitutional Law Colloquium, Northwestern University School of Law, Chicago, Illinois (April 13, 2009).

Faculty Workshop, Willamette University College of Law, Salem, Oregon (March 5, 2010);

Faculty Workshop, Boston University School of Law, Boston, Massachusetts (February 26, 2010);

Faculty Workshop, Fordham University School of Law, New York, New York (February 25, 2010);

Originalism, Works-in-Progress Conference, Center for the Study of Constitutional Originalism, University of San Diego, San Diego, California (February 5-6, 2010);

The Interpretation-Construction Distinction in Constitutional Law, Section on Constitutional Law, Association of American Law Schools, San Diego, California (January 9, 2010);

Faculty Workshop, University of Tulsa College of Law, Tulsa, Oklahoma (November 13, 2009).

*Can a Popular Constitution Be Originalist?*, Roundtable: Originalism and Popular Constitutionalism, Annual Meeting of the Law & Society Association, Chicago, Illinois (May 28, 2010).

*Can Living Constitutionalism Be Reconciled with Originalism?*, McGlinchy Lecture, Tulane University Law School, New Orleans, Louisiana (February 8, 2010).

*Constitutional Narrative: Causation and Normativity*, Conference on Barry Friedman's "The Will of the People", Michigan State University, School of Law, East Lansing, Michigan (April 9, 2010).

*Living Constitutionalism and the Living Tree*, Faculty of Law, University of Western Ontario, London, Ontario, Canada (February 12, 2010).

*Civil Procedure: Principles & Policy*, Faculty Workshop, Georgetown University Law Center (January 29, 2010).

*Remarks on Ideology and Character in Judicial Selection and the Rule of Law*, International Law Congress, Ankara Bar Association, Ankara, Turkey (January 15, 2010).

*Toolkits*, Advanced Course in Jurisprudence: Law, Interpretation and Rights, Department of Law, European University Institute, Fiesole, Italy (November 24, 2009).

*Precedent and Constitutional Construction*, Conference on the Place of Precedent in Objective Law, Department of Philosophy, University of Texas at Austin (October 17, 2009).

*The Unity of Interpretation*, Justice for Hedgehogs: A Conference on Ronald Dworkin's Forthcoming Book, Boston University School of Law, Boston Massachusetts (September 26, 2009).

*Confucian Virtue Jurisprudence*, 24<sup>th</sup> World Congress, Internationale Vereinigung für Rechts- und Sozialphilosophie, Beijing, China (with Linghao Wang) (September 18, 2009).

*Aristotelian and Confucian Virtue Jurisprudence*

- Lecture, Beijing Society of Jurisprudence, Beijing, China (September 19, 2009);
- Lecture, Guanghua Law School, Zhejiang University, Hangzhou, China (September 14, 2009);
- Lecture, National Institute for Advanced Study on Social Science at Fudan University (September 11, 2009);
- Lecture, Nanjing University Law School (September 10, 2009).

*Welfare, Well-Being, and Happiness*, Roundtable: Happiness and the Law, Annual Meeting of the Law and Society Association (April 29, 2009).

*Semantic Originalism*

- Faculty Workshop, Washington University in St. Louis Law School (April 17, 2009);
- Public Law Colloquium, Department of Politics, Princeton University (December 3, 2008);
- Faculty of Law and Administration, Warsaw University (October 21, 2008);
- Faculty of Law, Universidad Externado de Columbia (June 12, 2008);
- Conference on Law as Practice, Institute for Law and Philosophy, Rutgers University (June 6, 2008);
- Panel on Justifications for Originalism (and Against), Conference on Originalism, Northwestern University School of Law (April 24, 2008);
- Panel on Originalism: Meaning and Impact, Annual Meeting of the Midwest Political Science Association (April 5, 2008);
- Faculty Workshop, Michigan State University School of Law (March 26, 2008);

Faculty Workshop, University of Illinois College of Law (January 22, 2008);  
The New Originalism and its Critics, Association of American Law Schools Annual Meeting, Section on Constitutional Law, Co-Sponsored by Section on Jurisprudence (January 6, 2008);  
Faculty Workshop, University of Michigan Department of Political Science (November 16, 2007).

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

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

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

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

*Models of Internet Governance*

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

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

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

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

*Zombies*

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

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

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

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

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

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

*Constitutional Possibilities*

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

University of Minnesota School of Law (January 19, 2007);

Author Meets Critics, Our Undemocratic Constitution, Association of American Law Schools Annual Meeting (January 5, 2007);

Conference, An 18<sup>th</sup> Century Constitution in a 21<sup>st</sup> Century World, University of Maryland School of Law (December 1-2, 2006).

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

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

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

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

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

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

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

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

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

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

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

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

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

*Pivotal Politics, Appointments Gridlock, and the Nuclear Option*

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

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

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

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

*The Future of Copyright*

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

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

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

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

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

*The Layers Principle: Internet Governance and the Law*

Center on Internet and Society, Stanford University (February 16, 2004);

Faculty Colloquium, Boston University School of Law (October 2, 2003);

Faculty Colloquium, University of San Diego School of Law (November 20, 2002).

*Getting to Constitutional Formalism*, Panel Discussion on Transitions to Originalism, Sixth Annual Federalist Society Faculty Conference, Atlanta, Georgia (January 4, 2004). Remarks summarized at *Getting to Formalism*, [http://lsolum.blogspot.com/2004\\_01\\_01\\_lsolum\\_archive.html#107351756559826553](http://lsolum.blogspot.com/2004_01_01_lsolum_archive.html#107351756559826553).

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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



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

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

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

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

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

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

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

*Procedural Justice*

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

*Twenty-Fourth Most Downloaded Legal Scholar*, ranked on the basis of all-time downloads, Social Science Research Network, as of Fall 2013. <http://www.ssrn.com>.

*The Case for Originalism: Discussion with Professor William Ewald* (University of Pennsylvania Law School, October 25, 2017).

*Originalism: A Conversation with Professors Lederman and Solum*, Georgetown Center on the Constitution, Georgetown University Law Center (September, 2014-2016).

*Participant, Workshop on Virtue and International Law*, University of Helsinki (April 25, 2014).

*Organizer*, Conference on “War Powers: The Politics of Constitutional Authority,” Georgetown University Law Center (September 13 & 14, 2013).

*Participant, Artificial Intelligence – A Legal Perspective*, Center for Internet and Society, Stanford Law School (October 27, 2011).

*Moderator, Plenary Session One: Globalization and Comparative Sociological Studies in Legal Culture and Judicial System*, International Symposium on 21st Century’s “Law and Society” Movement in China, School of Law, Shanghai Jiaotong University (September 13, 2009).

*Readers*, Program on Scholarship, New Law Teachers Workshop, Association of American Law Schools (June 19, 2009).

*Organizer and Chair, Roundtable: The Original Meaning of the Privileges and Immunities Clause*, Annual Meeting of the Law and Society Association (April 28, 2009).

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Memberships: American Philosophical Association  
American Political Science Association  
American Society for Political and Legal Philosophy