Jack M. Beermann

January 2015

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Employment:

Professor of Law and Harry Elwood Warren Scholar
Boston University School of Law
765 Commonwealth Ave.
Boston, Massachusetts 02215
Since 1984 (In rank since 1990)
Associate Dean for Academic Affairs, 1993-1996

Consultant, Administrative Conference of the United States, for project on Midnight Rulemaking, 2011-12

Visiting Professor of Law, Harvard Law School, Cambridge MA
Spring Semester, 2008, and Spring Semester, 2011

Visiting Adjunct Professor, Radzyner School of Law
Interdisciplinary Center, Herzliya Israel
November-December 2004, 2005, December 2007, May 2011
(Taught Civil Rights Litigation in U.S. Federal Courts (2004, 2007 and 2011) and Administrative Law in the United States (2005))

Visiting Professor, China University of Political Science and Law, Beijing, China
November-December 2002 (Taught U.S. Administrative Law to the faculty and PhD students of one of the University's Law Schools)

Distinguished Visiting Professor of Law, Fall 1997
DePaul University College of Law, Chicago, IL

Visiting Scholar
Westfälische-Wilhelms Universität zu Münster, Münster, Germany
Spring, 1991

Courses:

Administrative Law, Allocation of Government Power (seminar), Civil Procedure, Civil Rights Litigation in Federal Courts, Contracts, Federal Courts, Introduction to American Law (for foreign LL.M. students), Legal Reasoning: Form and Substance, Local Government Law, Supreme Court Decisionmaking (seminar)

Education:

University of Chicago Law School
J.D. 1983, with honors
Elected, Order of the Coif
Associate Editor, University of Chicago Law Review, 1982-83
Member, University of Chicago Law Review, 1981-82
Volunteer, Edwin F. Mandel Legal Aid Clinic, 1982-83

University of Wisconsin--Madison
B.A., 1980, with distinction
Majors: Political Science and Philosophy

Bar Admissions: Massachusetts, Illinois

Publications:

Books:

Inside Administrative Law (Aspen Law & Business 2011)

Emanuel Outline on Administrative Law (Aspen Law & Business 2003) (2006 revision) (2010 revision)

Administrative Law CrunchTime (Aspen Law & Business 2003) (2006 revision) (2010 revision)

Administrative Law: Cases and Materials, (1993 Supp.; Little Brown & Co.) with Ronald A. Cass and Colin S. Diver

Administrative Law: Cases and Materials, (2d ed.; Little Brown & Co.) with Ronald A. Cass and Colin S. Diver (1994)

Administrative Law: Cases and Materials, (3d ed.; Aspen Law & Business) with Ronald A. Cass and Colin S. Diver (1998)

Administrative Law Roadmap, Aspen Law & Business (2000)

Administrative Law: Cases and Materials, (4th ed.; Aspen Law & Business) with Ronald A. Cass and Colin S. Diver (2002)

Administrative Law: Cases and Materials, (5th ed.; Aspen Law & Business) with Ronald A. Cass and Colin S. Diver (2006)

Administrative Law: Cases and Materials, (6th ed.; Aspen Law & Business) with Ronald A. Cass, Colin S. Diver and Jody Freeman (2011)

Articles, Chapters and Reviews:

Forthcoming:

NFIB v. Sebilius and the Right to Health Care: Government's Obligation to Provide for the Health, Safety and Welfare of Its Citizens, New York University Journal of Legislation & Public Policy, Volume 18, Issue 2 (2015)

Reconsidering Notice (forthcoming in volume containing papers from the December, 2013 Administrative Law Roundtable, University of Louisville Law School)

Published:

Chevron at the Roberts Court: Still Failing After All These Years, 83 Fordham L. Rev. 731-751 (2014).

"The New Constitution of the United States: Do We Need One and How Would We Get One?" in Symposium, America's Political Dysfunction: Constitutional Connections, Causes and Cures, 94 Boston University Law Review 711-739 (2014).

Midnight Rulemaking: A Reform Agenda, 2 Michigan Journal of Environmental & Administrative Law 285-384 (2013)

Jewish Identity and Judging: Seymour Simon of Illinois, 44 Loyola University Chicago Law Journal 939-964 (2013).

The Public Pension Crisis, 70 Washington & Lee Law Review 3-94 (2013)

Taking Irony Seriously: Essay in Appreciation of Günter Frankenberg's Career and Friendship, in Erzählungen vom Konstitutionalismus (Helena Lindemann et al. eds. 2012)

Midnight Deregulation in A. Sarat, Transitions: Legal Change, Legal Meanings (2012)

Contributor, A Guide to Federal Agency Adjudication, 2d ed. (Jeffrey B. Litwak, ed. 2012) (I updated and revised Chapters 4 and 5, and drafted Chapters 4 and 9 in the first edition, and contributed to Chapter 5 and Chapter 12 in the first edition.

An Inductive Understanding of Separation of Powers, 63 Admin. L. Rev. 467-514 (2011)

A Skeptical View of a Skeptical View of Presidential Term Limits, 43 Conn. L. Rev. 1105-1123 (2011)

Common Law and Statute Law in Administrative Law, 63 Admin. Law Rev. 1-30 (2011) (revision of 2008 book chapter)

Qualified Immunity and Constitutional Avoidance, 2009 Supreme Court Review 139-179 (2010)

End the Failed *Chevron* Experiment Now: How *Chevron* Has Failed and Why It Can and Should Be Overruled, 42 Conn. L. Rev. 779-851 (2010)

Combating Midnight Regulation , 103 Northwestern Law Review Colloquy 352-369 (2009)

The Turn Toward Congress in Administrative Law, 89 B.U. L. Rev. 727-763 (2009)

The Supreme Common Law Court of the United States, 18 B.U. Pub. Int. L.J. 119 (2008)

Common Law and Statutory Law in U.S. Federal Administrative Law in Administrative Law in a Changing State, Essays in Honour of Mark Aronson (L. Pearson, C. Harlow & M. Taggart eds. 2008)

Punitive Damages in the United States, Newsletter of the Deutsche-Amerikanische Juristen Vereinigung (German-American Lawyers' Association), 3/2007 (September 2007), pp. 140-144

Reprocessing *Vermont Yankee*, 75 George Washington Law. Rev. 856-901 (2007) (with Gary Lawson)

The Law and Politics of Local Government in the United States, in 30 Anos de Poder Local Na Constituticao da Republica Portuguesa 331-351 (2007), *translated* (by Xie Zhiyong) into Chinese *and reprinted in* Journal of China National School of Administration, 2009, no. 4, pp. 139-145

Essay, Federal Court Self-Preservation and Terry Schiavo, 54 Buffalo Law Review 553 (2006)

Congressional Administration, 43 San Diego L. Rev. 61-158 (2006)

The Constitutional Law of Presidential Transitions, 84 North Carolina L. Rev. 1253-1290 (2006) (with William Marshall)

Why Do Plaintiffs Sue Private Parties under Section 1983? 26 Cardozo Law Review 9-34 (2004)

Presidential Power in Transitions, 83 B.U.L. Rev. 947-1015 (2003)

Contributor, A Guide to Federal Agency Adjudication (M. Asimow ed., 2002) (I drafted Chapters 4 and 9, and contributed to Chapter 5 and Chapter 12, which is a re-publication of A Blackletter Statement of Federal Administrative Law, 54 Administrative Law Review 1 (2002), developed under the auspices of The Administrative Procedure Act Project of the American Bar Association Section of Administrative Law and Regulatory Practice.)

Administrative Law-Like Obligations on Private[ized] Entities, 49 U.C.L.A. L. Rev. 1717-1737 (2002)

The Unhappy History of Civil Rights Legislation, Fifty Years Later, 34 Conn. L. Rev. 981-1035 (2002)

Privatization and Political Accountability, 28 Fordham Urban Law Journal 1507-1557 (2001)

Adjudication, in Developments in Administrative Law and Regulatory Practice 1999-2000, 3-27 (J. Lubbers, ed) (with Gary Edles)

Section 1983's "And Laws" Clause Run Amok: Civil Rights Attorneys Fees in Cellular Facilities Siting Disputes, 81 B.U.L. Rev. 735-791 (2001) (with Clive B. Jacques)

Comments on Rooker-Feldman or Let State Law Be Our Guide, 74 Notre Dame L. Rev. 1209-1233 (1999)

Lawyering Up, 2 Green Bag 2d 5-14 (1998) (with Susan Bandes)

Municipal Responsibility for Constitutional Torts, 48 DePaul L. Rev. 627-668 (1999)

Holmes's Good Man: A Comment on Levinson and Balkin, 78 B.U.L. Rev. 937-945 (1998)

The Common Law and Section 1983 Litigation, 72 Chicago-Kent Law Review 695-746 (1997)

The Reach of Administrative Law in the United States, in The Province of Administrative Law 171-95 (M. Taggart ed., 1997) (translated into Chinese and re-published in China, 2006)

Administrative Rulemaking in the United States, 1996 [Chinese] Administrative Law Review No. 2 (Published in Chinese, translated by Ma Huaide)

Book Review of Sheldon Nahmod, Michael Wells and Thomas Eaton, Constitutional Torts (1995), 45 J. Legal Educ. 457 (1995)

The Supreme Court's Narrow View on Civil Rights, 1993 Supreme Court Review 199

Throwing Stones at the Mudbank: The Impact of Scholarship on Administrative Law, 45 Admin. L. Rev. 1 (1993) (co-authored with Ronald A. Cass)

The Social Origins of Property, 6 Canadian Journal of Law and Jurisprudence 271 (1993) (co-authored with Joseph Singer)

The Supreme Court's Tilt to the Property Right: Procedural Due Process Protections of Liberty and Property Interests, 3 B.U. Public Interest Law Journal 9 (1993) (with Barbara A. Melamed and Hugh F. Hall)

The Economic Theory of Politics and Legal Interpretation in the United States, 22 Rechtstheorie 510 (1991)

Interest Group Politics and Judicial Behavior: Macey's Public Choice, 67 Notre Dame L. Rev. 183 (1991)

Administrative Failure and Local Democracy: The Politics of DeShaney, 1990 Duke L.J. 1078

"Bad" Judicial Activism and Liberal Federal Courts Doctrine: A Comment on Professor Doernberg and Professor Redish, 40 Case Western L. Rev 1053 (1990)

A Critical Approach to Section 1983 with Special Attention to Sources of Law, 42 Stanford L. Rev. 51 (1989) reprinted in A Section 1983 Civil Rights Anthology (Sheldon Nahmod, ed. 1993).

Baseline Questions in Legal Reasoning: The Example of Property in Jobs, 23 Ga. L. Rev. 991 (1989) (co-authored with Joseph Singer)

Government Official Torts and the Takings Clause: Federalism and State Sovereign Immunity, 68 B.U.L. Rev. 277 (1988)

Contract Law as a System of Values, 67 B.U.L. Rev. 553 (1987), Book Review of H. Collins, The Law of Contract (1986)

Crisis? What Crisis? [Review of R. Posner, The Federal Courts: Crisis and Reform (1985)], 80 Nw. U. L. Rev. 1383 (1986)

In Progress:

Madame Decuir and the Origins of Equal but Separate

Other: Safe at Any Speed: Robert Ahdieh's Take on Cost-Benefit Analysis in Financial Markets, JOTWELL (November 26, 2014) (reviewing Robert B. Ahdieh, Reanalyzing Cost-Benefit Analysis: Toward a Framework of Function(s) and Form(s), 88 N.Y.U.L. Rev. 1983 (2013)), http://adlaw.jotwell.com/safe-at-any-speed-robert-ahdiehs-take-on-cost-benefit-analysis-in-financial-markets/.

Looking for Mr. (or Ms.) Rights, JOTWELL (May 19, 2014) (reviewing Emily J. Zackin, Looking for Rights in All the Wrong Places: Why State Constitutions Contain America's Positive Rights (Princeton University Press, 2013)), http://conlaw.jotwell.com/looking-for-mr-or-ms-rights/.

Separation of Powers and the Middle Way (November 11 2011: Jotwell, The Journal of Things we Like (Lots)), http://adlaw.jotwell.com/separation-of-powers-and-the-middle-way/, John F. Manning, Separation of Powers as Ordinary Interpretation, 124 Harv. L. Rev**.** 1940 (2011).

Imperfect Principals and Lobbyist Agency Costs (October 15, 2010; Jotwell; The Journal of Things We Like (Lots)) (http://adlaw.jotwell.com/), review of Matthew Stephenson and Howell Jackson, Essay, Lobbyists as Imperfect Agents: Implications for Public Policy in a Pluralist System, 47 Harv. J. Legis. 1 (2010)

Associate Reporter, A Blackletter Statement of Federal Administrative Law, developed under the auspices of The Administrative Procedure Act Project of the American Bar Association Section of Administrative Law and Regulatory Practice, 54 Administrative Law Review 1 (2002)

Op-Ed: Justifications shaky for keeping info from Obama, North Carolina News & Observer, December 16, 2008 (with William P. Marshall; discussing Bush administration's refusal to allow the Obama transition team to see Office of Legal Counsel memoranda)

Manuscript: Empirical Questions, Ideological Answers (presented to the workshop on American and German Traditions of Sociological Jurisprudence and Critical Legal Thought in Bremen, West Germany, July 1986)

Reviews of my work:

Linda Jellum, Jettisoning Chevron, JOTWELL (November 19, 2010) (reviewing Jack M. Beermann, End the Failed Chevron Experiment Now: How Chevron Has Failed and Why It Can and Should Be Overruled, 42 Conn. L. Rev. 779 (2010), available at SSRN), http://adlaw.jotwell.com/jettisoning-chevron/.

Prior Legal Employment:

1983-84	Law Clerk to Honorable Richard D. Cudahy, Judge, United States Court of Appeals for the Seventh Circuit
1982-83	Research Assistant to Professor Gary H. Palm, Director, Edwin F. Mandel Legal Aid Clinic of the University of Chicago Law School
1981 & 1982	Summer Associate at Rudnick & Wolfe, Chicago, Illinois

Non-Legal Employment:

1974-1983	Food Vendor at Sporting and Other Events, Wrigley Field, Comiskey Park and Soldier Field, Chicago, Illinois, and Dyche Stadium, Evanston, Illinois

Professional Service,
Activities and

Professional and Community Service:

Law School Service: Associate Dean for Academic Affairs, 1993-1996, Appointments Committee (Chair 1999-2000, 2000-2001, 2008-2009, 2009-2010, 2012-2013), Academic Standards Committee, Admissions Committee, Computers Committee, Continuation, Promotion and Tenure Committee, First Year Writing Program Committee, JD Program Committee, Long Range Planning Committee, Placement Committee, Workshop Committee (Chair, 2001-2002 and 2002-2003), ad hoc committee on Computerized Exam Taking, 2001-2002, Building Committee, 2002-2003, 2003-2004, 2007-2008, 2008-2009, 2009-2010, 2010-2011, Chair of ad hoc committee on Clerkship Recommendation Letters, 2003-2004; Conference Planning Committee, 2005-2006 (Interim Chair, 2006), Chair, Librarian Search Committee (2006-2007, 2007-2008)

University Service: Academic Affairs Committee, Board of Trustees (2009-2013), Course Credit Definition Study Committee (2012-), University Promotion and Tenure Committee (1992-1993), (2002-2003) and Chair, (1996-1997), (2003-2004), (2006-2007), University Council Committee on Faculty Policies, Tenure and Promotion Working Group (2007-2008); Faculty and University Councils, University Tenure Discussion Group (1998-2000) (committee formed by the Provost to study the tenure and promotion system at Boston University), and University Ad Hoc Committee to Investigate an Allegation of Scientific Misconduct

Contributing Editor of the Administrative Law Section of Jotwell, The Journal of Things We Like (Lots), Jotwell.com

Council Member, American Bar Association Section of Administrative Law and Regulatory Practice (2013-); Former Vice-Chair, Adjudication Committee of American Bar Association Section of Administrative Law and Regulatory Practice; Former Co-Chair and Currently Member, Sub-committee on Scholarship

Chair, Association of American Law Schools Section on Civil Rights (2008)

Chair-Elect, Association of American Law Schools Section on Civil Rights (2007)

Civil Rights Editor and Member, Executive Committee, Association of American Law Schools Section on Federal Courts (2004-2006)

Secretary and Chair-elect of Association of American Law Schools Section on Federal Courts and Former Member of Section Executive Committee (1988-1990)

Chair, Association of American Law Schools Section on Federal Courts, 1991

Consultant to American Civil Liberties Union (Massachusetts) on the nomination of Judge Robert Bork to the Supreme Court of the United States

Consultant to Attorney General of the Commonwealth of Massachusetts on Franklin v. Commonwealth of Massachusetts, Supreme Court case challenging 1990 Census

Co-author of Amicus Curiae Brief for the Civil Liberties Union of Massachusetts in a civil rights suit concerning the rights of a black student injured by racial violence during desegregation of the schools

Member, Town Meeting, Swampscott Massachusetts (elected to a three year term in 2004; re-elected 2007, 2010, 2013). Member, Charter Review Committee (2013-2014) Also served as member and Vice-Chair of By-Law Study Committee (2007-2008)

Consultant, Separation of Powers Committee of the House of Representatives, General Assembly of Rhode Island, 2004-2007

Former Member of the Board of Directors, Bet Tsedek of Boston, a legal aid clinic focusing on elderly and immigrant legal issues

Former Member of the Civil Rights Committee of the New England Region of the Anti-Defamation League of Bnai Brith

Founding President, Swampscott Nahant Babe Ruth Baseball, 2011-

Former Member, Board of Directors, Swampscott, MA Little League

Youth Baseball and Youth Basketball Coach, 1999 to present

Presentations
and Panels:

Presentation in BU School of Law's Legacy Series on the possible Federal Role in the Michael Brown and Eric Garner cases, January 22, 2015.

Presentation at All School Meeting, Boston University Academy, on Civil Rights and the cases of Michael Brown and Eric Garner, January 8, 2015.

Presentation in BU School of Law's Legacy Series on Madame Decuir and the Origins of Equal but Separate, November 10, 2014.

September 12, 2014, panelist on "Excessive Delegation and the Expansion of Federal Power," at the conference "Administration Unbound? Delegation, Deference, and Discretion" held by the Law and Economics Center at George Mason Law School.

Presented lecture and participated in panel discussion at the George Mason Law School's Law and Economics Center Judicial Symposia on April 28-29 and September 15-16, 2014 in Charleston, S.C. and San Francisco, CA, respectively.

June 10 and 11,2014, participated in the 2014 Administrative Law Discussion Forum at the Institutum Iurisprudentiae, Academia Sinica, Taipei Taiwan. Presented Paper on June 11, entitled "Government's Obligation to Provide for the Health, Safety and Welfare of Its Citizens"

On June 14 and June 15, 2014, participated in a conference titled: Sino-US International Conference on Administrative Law, in Beijing, China, sponsored by the China Administrative Law Research Association and the Center of Cooperative Innovation for Governance By Law. Presentation on June 14 entitled "Standards of Judicial Review in American Law."

June 16, 2014, participated in an Administrative Law Roundtable Discussion at Beida (Peking) University at the Law School there.

June 16, 2014, lectured on Judicial Review in the United States at the Beijing Normal University Law School.

May 20, 2014, discussant on Extreme Deference at George Mason Law School's Law and Economic Center Roundtable.

Conference Paper, "Chevron at the Roberts Court: Still Failing After All These Years," Fordham Law School Conference on Chevron at 30, March 7, 2014

Conference Paper, "Licensing and Permitting Principles in the United States" at the International Conference on the Reform of Administrative Examination & Approval System and Government Regulation on August 24, 2013, in Beijing, China.

Conference Paper, "Resolving the Public Pension Crisis" at the Fordham Law School's Urban Law Journal Cooper-Walsh Colloquium on Legacy Liabilities and Municipal Financial Distress, October 11, 2013, Fordham Law School, New York, NY

Participant, Administrative Law Roundtable at the Brandeis School of Law, University of Louisville, December 5, 2013 Louisville, KY. My paper for the Roundtable was entitled "Rethinking Notice."

Faculty Workshop, Madame Decuir and the Origins of Equal but Separate, University of Washington School of Law, February 16, 2012

Faculty Workshop, Madame Decuir and the Origins of Equal but Separate, University of Illinois College of Law, February 2, 2012

Invited Lecture, Post-Civil War Era Civil Rights and the Case of Madame Decuir, The Interdisciplinary Center, Herzlya Israel, Argov Fellows Program, May 2011

Presented Paper, The Righteous Jew as Judge: Seymour Simon of Illinois, at conference on Jewish Justices: A Comparative Exploration of Jewish Identity to Judging, Tel Aviv Law School, Tel Aviv, Israel, December 7, 2010

Panelist, The End Is Here: Rethinking Judicial Review Doctrine, at the at the annual administrative law conference of the ABA Section on Administrative Law and Regulatory Practice, November 5, 2010

Panelist, Presidential Term Limits Panel, U. Connecticut Law School, October 15, 2010

Faculty Workshop, Madame Decuir and the Origins of Separate but Equal, New York Law School, February 23, 2010

Presented Paper, Midnight Deregulation at Transitions Conference, U. Alabama Law School, January 29, 2010, Tuscaloosa, Alabama

Keynote Speaker, Legal Theory: Property Rights and Due Process, The 12th Annual Office of the Attorney General (New Hampshire) Training Program, The Wynn E. Arnold Administrative Law Workshop, Concord, NH, December 11, 2009

Panelist, Administrative Law 101, Macaronis Institute for Trial and appellate Advocacy, Suffolk Law School, Boston, MA, November 19, 2009

Participant, Roundtable, Regulation by Litigation, Center for Business Law and Regulation, Case Western Reserve University, Cleveland, Ohio, September 25, 2009

Moderator, Panel on Remedies for Exonerated Prisoners, Civil Rights Section, Annual Meeting of the Association of American Law Schools, January 9, 2009, San Diego, CA

Presented Paper, The Turn Toward Congress in Administrative Law, presented at conference on Congress: The Most Disparaged Branch, Boston University School of Law, November 15, 2008, also moderated panel on A More Responsible Congress

Lecture, Civil Rights Legislation in the U.S. Civil War Era, to the honors law and government students of the Interdisciplinary Center, Herzlya, Israel, December 2007

Lecture, The Surprising Role of the Supreme Court in the U.S. Government at Heinrich-Heine University in Duesseldorf, Germany, June 4, 2007

Lecture, Punitive Damages in the United States and the Supreme Court's Reforms, University of Bonn, Germany, June 5, 2007

Lecture, The Surprising Role of the Supreme Court in the U.S. Government at Ruhr University-Bochum, Bochum, Germany, June 6, 2007

Presented paper, The Law and Politics of Local Government in the United States, presented at the conference 30 Years of Local Power under the Constitution of the Republic of Portugal, December 7, 2006, at the University of Minho in Braga, Portugal.

Presented paper, Waiting for Vermont Yankee II, at the annual administrative law conference of the ABA Section on Administrative Law and Regulatory Practice, November 17, 2006

Lecture on Congressional Control of Rulemaking: Applying the State Model at a symposium on Presidential, Congressional, and Judicial Control of Rulemaking held at the Library of Congress, Washington DC, and put on by the Congressional Research Service, September 11, 2006.

Presented paper on The Law and Politics of Regional Government in the United States at the inauguration of the Institut International de Droit et Gestion (International Institute of Law and Management) in Casablanca, Morocco, September 9, 2006.

Faculty Workshop, The Supreme Common Law Court of the United States, Boston University School of Law, January 19, 2006

Faculty Workshop, The Supreme Common Law Court of the United States: The Role of the Supreme Court in the U.S. Government, Tel Aviv University Law School, December 13, 2005

Lecture, Judicial Selection in the United States to the Judges of the Haifa, Israel District Court, December 13, 2005

Faculty Workshop, Radzyner School of Law, Interdisciplinary Center, Herzliya, Israel on "Congressional Administration," December 6, 2005

Lecture, University of Adelaide Law School, Adelaide Australia, The Role of the Supreme Court in the United States Government, March 17, 2005

Faculty Workshop, Roger Williams University Law School, Separation of Powers in Rhode Island, March 2, 2005

Lecture to Boston University School of Law LLM Students on The Role of the Supreme Court in the United States Government, January 31, 2005

Commentator, Privatization Panel of conference "Democracy in Action? The Law and Politics of Local Governance," sponsored by the Journal of Law and Politics, January 28, 2005 at the University of Virginia Law School.

Testified on Separation of Powers before the Separation of Powers Committee of the House of Representatives, Rhode Island General Assembly, October 19, 2004 and March 24, 2004

Lecture on the Coase Theorem and Law and Economics to International Students at the Interdisciplinary Center, Herzliya Israel, December 21, 2004 and December 12, 2005

Presented Paper "Why Do Plaintiffs Bring Section 1983 Cases Against Private Defendants?" on January 5, 2004 at the annual meeting of the Association of American Law Schools in Atlanta, Georgia, Civil Rights Section Meeting

Panelist on Boston University School of Law Faculty Forum on Same Sex Marriage in Massachusetts, November 21, 2003. I spoke on the interstate aspects of same sex marriage.

Lecture to Boston University School of Fine Arts Painting Program students on The Role of the Supreme Court, November 18, 2003

Lecture to Graduating Seniors at the Media and Technology Charter High School, Boston, MA, on Civil War-era Civil Rights Legislation, November 3, 2003

Lecture, Boston University Political Science Department, February 7, 2003, presented paper, "Presidential Power in Transitions"

Faculty Workshop, Boston College Law School, January 24, 2003, presented paper "Presidential Power in Transitions"

Faculty Workshop, Roger Williams University Law School, January 21, 2003, commented on paper by Professor Emily Sack on Full Faith and Credit in Domestic Violence Orders

Guest lectured in Professor Carl Bogus's Administrative Law course, January 21, 2003, Roger Williams University School of Law

Faculty Workshop, Boston University School of Law, January 9, 2003, presented paper "Presidential Power in Transitions"

Presented talk on "Regulatory Reform, Deregulation and Privatization" at the Law Institute of the Chinese Academy of Social Sciences, Beijing, China, December 10, 2002

Led seminar on Judicial Review to Ph.D. students in law at the China University of Political Science and Law, Beijing, China, December 12, 2002

Presented series of six lectures on U.S. Administrative Law to the law faculty and graduate students at the China University of Political Science and Law, Beijing China, November-December 2002.

Presented Paper "Administrative Law-Like Obligations on Private[ized] Entities " at conference on New Forms of Governance: Ceding Public Power to Private Actors at UCLA Law School, March 1, 2002

Faculty Workshop, University of North Carolina Chapel Hill School of Law, September 2001, presented paper "The Unhappy History of Civil Rights Legislation, Fifty Years Later"

Presented Paper "Privatization and Political Accountability" at conference entitled Redefining the Public Sector: Accountability and Democracy in the Era of Privatization at Fordham Law School, Feb. 2, 2001

Presented results of research on Informal Adjudication for the ABA section on Administrative Law at the section's meeting in Williamsburg, Virginia, April 29, 2000. This research will be incorporated into the section's project reviewing the Administrative Procedure Act.

Commentator on panel at January 1999 annual meeting of the Association of American Law Schools, presented comment on the Rooker-Feldman doctrine

Faculty Workshop, Boston University School of Law, on Municipal Responsibility for Constitutional Torts, April, 1998

Presented Paper on Municipal Responsibility for Constitutional Torts at DePaul University College of Law's Annual Law Review Conference, March 13, 1998

Lecture to Faculty and Kent Scholars at Chicago-Kent Law School on The Role of the Supreme Court in the United States, November 12, 1997

Presentation to Seventh Circuit Law Clerks and Staff Attorneys on Current Developments in Section 1983 Civil Rights Litigation, November 20, 1997

Faculty Workshop, DePaul University College of Law, on the Role of the Supreme Court in the United States, October 15, 1997

Presented paper on "The Reach of United States Administrative Law" at the international conference on The Province of Administrative Law at University of Saskatchewan, October 19, 1996.

Lecture on The Role of the Supreme Court in the United States Political System at the University of Frankfurt, in Frankfurt, Germany, Dec. 5, 1995, and the University of Münster, Münster, Germany, Dec. 8, 1995

Lecture on The Supreme Court: Agent of the Legislature? at the University of Tübingen, Tübingen, Germany, Dec. 6, 1995

Presentation to Federal Judges on Recent Developments in Section 1983 at joint workshop of the Seventh and First Circuits in Traverse City, Michigan, September 1994

Presentation on Albright v. Oliver, a Supreme Court Decision on Civil Rights, to the Civil Rights Section of the Association of American Law Schools, January 1994

Presented paper on Operation Rescue and the Civil Rights of abortion seekers to the faculty of Indiana University--Bloomington School of Law, March 1993

Presented paper on Civil Rights and Sources of Law at 1988 Annual Meeting of the Conference on Critical Legal Studies at American University

Public Lecture on Economics of Legal Interpretation at Westfälische-Wilhelms Universität zu Münster, Münster Germany, May 1991, under the auspices of the Institute for Public Law Including International Law

Commentator on panel at 1989 annual meeting of the Association of American Law Schools, presented comment on Congressional versus Judicial Control of Federal Court Jurisdiction

Commentator on panel on Religion and Liberal Identity at 1991 Harvard Law School Critical Networks Conference

Faculty Workshop, Boston University School of Law, Spring 1992, on Operation Rescue and Civil Rights

Faculty Workshop, Boston University School of Law, February 15, 1993, on Interest Group Politics and the Economic Theory of Statutory Interpretation.

Moderator of panel on Discrimination, Equality and Justice at conference on The New Distributional Ethics: Differentiation, Segregation and Discrimination, Boston University, Nov. 8, 1994.

Moderator of panel concerning empirical methodology at workshop on American and German Traditions of Sociological Jurisprudence and Critical Legal Thought in Bremen, West Germany, (July 1986) and participant in conference.