

ALISON L. LACROIX

Robert Newton Reid Professor of Law
Associate Member, Department of History
University of Chicago Law School
1111 East 60th Street • Chicago, IL 60637
773-834-7687 • lacroix@uchicago.edu
www.law.uchicago.edu/faculty/lacroix

EMPLOYMENT

UNIVERSITY OF CHICAGO LAW SCHOOL, 2006 – present
Robert Newton Reid Professor of Law, 2015 – present
Associate Member, Department of History, 2014 – present
Ludwig and Hilde Wolf Teaching Scholar, 2013 – 2015
Professor of Law, 2011 – 2015
Assistant Professor of Law, 2006 – 2011

HARVARD LAW SCHOOL, fall 2016
Visiting Professor of Law

NEW YORK UNIVERSITY SCHOOL OF LAW, 2005–2006
Samuel I. Golieb Fellow in Legal History

DEBEVOISE & PLIMPTON, New York, N.Y., 1999–2001 and summer 1998
Associate and Summer Associate, Litigation Department

NATIONAL ENDOWMENT FOR THE HUMANITIES, Washington, D.C., summer 1997
Law Clerk, Office of the General Counsel

EDUCATION

HARVARD UNIVERSITY, Ph.D., History, 2007; A.M., History, 2003

YALE LAW SCHOOL, J.D., 1999
Yale Law Journal, Essays Editor
Yale Journal of Law & the Humanities, Managing Editor

YALE UNIVERSITY, B.A., History, *summa cum laude*, 1996
Phi Beta Kappa and distinction in the major
Yale Daily News, Managing Editor

PUBLICATIONS

BOOKS

THE INTERBELLUM CONSTITUTION: UNION, COMMERCE, AND SLAVERY FROM THE LONG FOUNDING
MOMENT TO THE CIVIL WAR (under contract, Yale University Press)

THE IDEOLOGICAL ORIGINS OF AMERICAN FEDERALISM (Harvard University Press, 2010)

EDITED VOLUMES

FATAL FICTIONS: CRIME AND INVESTIGATION IN LAW AND LITERATURE (Oxford University Press, forthcoming 2016) (co-edited with Richard H. McAdams and Martha C. Nussbaum)

SUBVERSION AND SYMPATHY: GENDER, LAW, AND THE BRITISH NOVEL (Oxford University Press, 2012) (co-edited with Martha C. Nussbaum)

ARTICLES & ESSAYS

Continuity in Secession: The Case of the Confederate Constitution, in NULLIFICATION AND SECESSION IN MODERN CONSTITUTIONAL THOUGHT, Sanford Levinson ed. (University Press of Kansas, forthcoming 2016)

A Man for All Treasons: Crimes By and Against the State in the Novels of Hilary Mantel, in FATAL FICTIONS: CRIME IN LAW AND LITERATURE, Alison L. LaCroix, Richard H. McAdams, and Martha C. Nussbaum eds. (Oxford University Press, forthcoming 2016)

The Interbellum Constitution: Federalism in the Long Founding Moment, 67 STANFORD LAW REVIEW 397 (2015)

Redeeming Bond?, 128 HARVARD LAW REVIEW FORUM 31 (responding to Heather K. Gerken, *Slipping the Bonds of Federalism*, 128 Harv. L. Rev. 85) (2014)

The Shadow Powers of Article I, 123 YALE LAW JOURNAL 2044 (2014)

The Constitution of the Second Generation, 2013 ILLINOIS LAW REVIEW 1775 (2013)

The Lawyer's Library in the Early American Republic, in SUBVERSION AND SYMPATHY: GENDER, LAW, AND THE BRITISH NOVEL IN THE EIGHTEENTH AND NINETEENTH CENTURIES, Martha C. Nussbaum and Alison L. LaCroix eds. (Oxford University Press, 2013)

Historical Gloss: A Primer, 126 HARVARD LAW REVIEW FORUM 75 (responding to Curtis A. Bradley and Trevor W. Morrison, *Historical Gloss and the Separation of Powers*, 126 HARV. L. REV. 411) (2012)

Federalists, Federalism, and Federal Jurisdiction, 30 LAW AND HISTORY REVIEW 205 (2012) (peer-reviewed)

What If Madison Had Won? Imagining a Constitutional World of Legislative Supremacy, 45 INDIANA LAW REVIEW 41 (2011)

Rhetoric and Reality in Early American Legal History: A Reply to Gordon Wood, 78 UNIVERSITY OF CHICAGO LAW REVIEW 733 (2011)

On Being "Bound Thereby," 27 CONSTITUTIONAL COMMENTARY 507 (2011) (peer-reviewed)

Temporal Imperialism, 158 UNIVERSITY OF PENNSYLVANIA LAW REVIEW 1329 (2010)

The Authority for Federalism: Madison's Negative and the Origins of Federal Ideology, 28 LAW AND HISTORY REVIEW 451 (2010) (peer-reviewed)

The Founders' Fiction: Reading Eighteenth-Century Novels in Company With the American Revolutionaries, COMMON-PLACE (www.common-place.org), vol. 3, no. 9 (April 2009)

Drawing and Redrawing the Line: The Pre-Revolutionary Origins of Federal Ideas of Sovereignty, in TRANSFORMATIONS IN AMERICAN LEGAL HISTORY: ESSAYS IN HONOR OF MORTON J. HORWITZ, Daniel W. Hamilton & Alfred L. Brophy eds. (Harvard University Press, 2009)

Previous version: University of Chicago Law School Occasional Paper No. 47 (January 2008)

The New Wheel in the Federal Machine: From Sovereignty to Jurisdiction in the Early Republic, 2007 SUPREME COURT REVIEW 345 (2008)

A Singular and Awkward War: The Transatlantic Context of the Hartford Convention, 6 AMERICAN NINETEENTH CENTURY HISTORY 3 (2005) (peer-reviewed)

"Bound Fast and Brought Under the Yoke": John Adams and the Regulation of Privacy at the Founding, 72 FORDHAM LAW REVIEW 2331 (2004)

To Gain the Whole World and Lose His Own Soul: Nineteenth-Century American Dueling as Public Law and Private Code, 33 HOFSTRA LAW REVIEW 501 (2004)

REVIEWS

When Thirteen Clocks Were Made to Strike (Mostly) Together, THE NEW RAMBLER REVIEW, Oct. 19, 2015 (reviewing Richard B. Beeman, *Our Lives, Our Fortunes, and Our Sacred Honor: The Forging of American Independence, 1774-1776* (2013))

The Labor Theory of Empire, COMMON-PLACE, www.common-place.org, vol. 12, no. 3 (April 2012) (reviewing Craig Yirush, *Settlers, Liberty, and Empire: The Roots of Early American Political Theory, 1675-1775* (2011))

Eavesdropping on the Vox Populi, 47 TULSA LAW REVIEW 99 (2011) (reviewing Pauline Maier, *Ratification* (2010) and Jack Rakove, *Revolutionaries* (2010))

Review of Stephen L. Elkin, *Reconstructing the Commercial Republic: Constitutional Design After Madison* (2006), 26 LAW AND HISTORY REVIEW 203 (2008)

Shooting Alone?: The Decline of the Civic Vision of the Second Amendment, H-LAW, www.h-net.org/~law/, February 2007 (reviewing Saul Cornell, *A Well-Regulated Militia: The Founding Fathers and the Origins of Gun Control in America* (2006))

SHORTER ENTRIES

Federalism, OXFORD RESEARCH ENCYCLOPEDIA OF AMERICAN HISTORY (forthcoming 2015)

Dartmouth College v. Woodward and Ogden v. Saunders, ENCYCLOPEDIA OF THE SUPREME COURT OF THE UNITED STATES (5 vols., Macmillan Reference, 2008)

COMMENTARY

“Why the Supreme Court Should Stop Fetishizing Dictionaries and Start Caring About Words,”
Balkinization, June 20, 2014

“The Shadow Powers of Article I,” *Balkinization*, April 17, 2014

“The Thick Edge of the Wedge,” *SCOTUSBlog*, June 29, 2010

“Commandeering Federalism,” *Balkinization*, April 7, 2010

“The New Old Federalism,” *Balkinization*, March 29, 2010

“How the Noisy Debate Over States’ Rights Distorts History and the Intent of Federalism,”
Washington Post Political Bookworm, March 25, 2010

WORKS IN PROGRESS

Historical Semantics and Legal Interpretation (working paper) (with Jason Merchant)

Ideas of Privacy in the Early American Republic (working paper)

FELLOWSHIPS AND AWARDS

Neubauer Collegium for Culture and Society Fellowship, Project Title: “Historical Semantics and
Legal Interpretation” (with Jason Merchant) (2015–2018)

John Thornton Kirkland Fellowship, Harvard University (2005–2006)

Charles Warren Center Term-Time and Summer Fellowships (2004–2005)

Mark DeWolfe Howe Fund Grant, Harvard Law School (2004)

Andrew W. Mellon Fellowship in Humanistic Studies (2001–2002)

TEACHING

American Legal History, 1607-1870

Constitutional Law

Federal Courts

Civil Procedure

History of American Legal Thought

Seminars: Historical Semantics and Legal Interpretation: Questions and Methods (co-taught with
Jason Merchant, University of Chicago Department of Linguistics)

The Interbellum Constitution

History of American Federalism

PRESENTATIONS

SELECTED PRESENTATIONS

“The Constitutional Construction of Commerce in the Early Nineteenth Century,” American Society
for Legal History Annual Meeting, October 2015

“On Historical Meaning in Law,” Franke Institute for the Humanities, October 2015 (with Jason Merchant)

University of Michigan Legal Theory Workshop, October 2014

“The Use and Abuse of Linguistics at the U.S. Supreme Court,” Humanities Day, University of Chicago, October 2014

Constitution Day Lecture, Northwestern University, October 2014

Harvard Law School Law and History Workshop, September 2014

Virginia Law Review Centennial Symposium, April 2014

Columbia Law School Public Law Workshop, April 2014

Constitutional Legal History Workshop, University of California, Berkeley School of Law, April 2014

Philip Pro Lecturer in Legal History, William S. Boyd School of Law, University of Nevada, Las Vegas, March 2014

Critical Analysis of Law Workshop, University of Toronto Faculty of Law, February 2014

University of Wisconsin Discussion Group on Constitutionalism, October 2013

Commenter, Panel on “Charles Beard and the Origins of American Constitutionalism,” American Society for Legal History Annual Meeting, November 2013

“Federalism and Union in the Early-Nineteenth-Century United States,” Conference on Union and Disunion, Center for Renaissance Studies, Newberry Library, September 2013

Yale Law School Symposium, “Federalism as the New Nationalism,” July 2013

Symposium on Akhil Amar, *America’s Unwritten Constitution*, University of Illinois College of Law, October 2012

Speaker, “Federalism and the States” Session, National Conference of State Legislators Annual Legislative Summit, August 2012

Yale Law School Legal History Forum, April 2012

Stanford Law School Legal History Workshop, March 2012

Featured Author, Recent Books Seminar, Georgetown University Law Center, April 2011

“What If: Constitutional Counterfactuals” Symposium, Indiana University School of Law – Indianapolis, April 2011

Author and Presenter, “Federalism and Its Future” Conference, University of Texas School of Law, February 2011

Commentator, “Year of the Book” Symposium, University of Connecticut School of Law, December 2010

Public Lecture, “The Origins of American Federalism,” Karla Scherer Center for the Study of American Culture, University of Chicago, November 2010

Book Panel on *The Ideological Origins of American Federalism*, Clough Center for the Study of Constitutional Democracy, Boston College, October 2010

“Federalists, Federalism, and Federal Jurisdiction”

- George Washington University Law School Faculty Workshop, March 2011
- University of Virginia School of Law Legal History Workshop, February 2011
- Faculty Colloquium, University of Alabama Law School, February 2011
- Public Law Workshop, Columbia Law School, October 2010
- Legal History Workshop, University of Iowa College of Law, September 2010
- Constitutional Law Colloquium, University of Illinois College of Law, September 2010
- “Ab Initio: Law in Early America,” McNeil Center for Early American Studies, University of Pennsylvania, June 2010
- Vanderbilt Law School Federalism Roundtable, February 2010
- American Society for Legal History Annual Meeting, Dallas, Tex., November 2009
- University of Wisconsin Discussion Group on Constitutionalism, October 2009
- University of Michigan Law School Legal History Workshop, September 2009

“Temporal Imperialism,” Chicago-Kent College of Law Faculty Workshop, September 2009

Commentator, “Slavery, Abolition, and Human Rights: Interdisciplinary Perspectives on the Thirteenth Amendment,” University of Chicago Law School, April 2009

Commentator, “The Law of Nations and the Early Modern Atlantic World,” Newberry Library, April 2009

“Time and the First Republic: Temporality in Constitutional Adjudication,” University of Chicago Law School Faculty Workshop, March 2009

“The Pre-Revolutionary Origins of Federal Ideas of Sovereignty,” Festschrift Conference for Morton J. Horwitz, Harvard Law School, September 2008

“A Positive Passion for the Public Good: Speech and Privacy in the Early American Republic,” Seminar on Eighteenth-Century European Culture, Columbia University, September 2007

“Drawing the Line: The Pre-Revolutionary Origins of Federal Ideas of Sovereignty,” American Society for Legal History Annual Meeting, Baltimore, Md., November 2006

SERVICE

Spokesperson of the Committee of the Council of the University Senate (elected) (2015 – present)

Committee of the Council of the University Senate (elected, one of seven) (2015 – present)

Council of the University Senate (elected, one of 52) (2014 – present)

Law School Faculty Appointments Committee (2007 – 2008, 2015 – present)
Board of Directors, American Society for Legal History (2014 – present)
Editorial Advisory Board, *American Journal of Legal History* (2015 – present)
Executive Committee of the Faculty Advisory Board, Karla Scherer Center for the Study of American Culture, University of Chicago (2014 – present)
American Society for Legal History Advisory Committee on the Cromwell Prize (2014 – present)
Co-Organizer, Public Law & Legal Theory Workshop (2009 – present)
Co-Organizer, Maurice and Muriel Fulton Lecture in Legal History (2007 – present)
Co-Organizer, “Money in Law and Literature” Conference (February 2016)
Chair, Law School Committee on Methodological Diversity (2014 – 2015)
Law School Committee on Joint Degree Programs (2014 – 2015)
Law School Committee on Joint Degree Programs (2014 – 2015)
University of Chicago Women’s Leadership Council (2012 – 2015)
Program Committee, Omohundro Institute of Early American History & Culture/Society of Early Americanists Joint Annual Meeting (2014 – 2015)
Co-Organizer, “Crime in American Law and Literature” Conference (February 2014)
American Society for Legal History Annual Meeting Program Committee (2012 – 2013)
University Board of Student and Campus Life (2010 – 2013; chair, 2011 – 2013)
Co-Organizer, “Manhood in American Law and Literature” Conference (2012)
Panelist, National Endowment for the Humanities Fellowships Competition (2010)
Co-Organizer, “Gender, Law, and the British Novel” Conference (2010)
Organizer, American Legal History Workshop (2008–2009)
Law School Committee on Lectures, Conferences, and Honors (2007–2008)
Featured Speaker, University of Chicago Constitution Day (2006, 2012)
Referee, *Law and History Review*; *William and Mary Quarterly*; *Modern Intellectual History*

PROFESSIONAL AFFILIATIONS

BAR ADMISSIONS

New York
United States District Court for the Southern District of New York

MEMBERSHIPS

American Society for Legal History
American Historical Association
Organization of American Historians