

MAUREEN E. "MOLLY" BRADY

1525 Massachusetts Avenue • Cambridge, MA 02138

(617) 384-0099 • mbrady@law.harvard.edu

[SSRN Page](#) • [Website](#) • Twitter: [@mollyxbrady](#)

ACADEMIC APPOINTMENTS

Harvard Law School, Assistant Professor of Law, 2019–present

Courses: Property, Urban Law and Policy, 1L Reading Group (Comedy and the Law)

Service: Clerkship Committee (2019-20)

University of Virginia School of Law, Associate Professor of Law, 2016–2019

Courses: Property, Land Use, Urban Legal History, State and Local Government

Service: Academic Placement Committee (2018-19); Clerkships Committee (2017-19); Faculty Retreat and Workshops Committee (2017-18); Order of the Coif Committee, Chair (2016-17)

Honors: UVA Student Council Distinguished Teaching Award (2019); Association of American Law Schools Scholarly Papers Competition Winner (2019); Z Society Distinguished Faculty Award (2018) (for “one outstanding member of the University’s faculty who has positively impacted the student body”); Honoree, Seven Society 27th Annual Monticello Dinner Series (2017) (for “exemplary scholarship and transformative instruction of students at the University of Virginia School of Law”); Ignite Scholar, Center for Teaching Excellence (2016-17)

EDUCATION

Yale University, Ph.D. in Law (with distinction), 2016

Courses: Advanced Topics in Property, Law and Policy of Urban Development

Honors: Certificate of College Teaching Preparation (2016); American Society for Legal History Student Research Colloquium (2014); NEH Summer Scholar, “The Meanings of Property” (2014)

Yale Law School, J.D., 2011

Activities: Coker Teaching Fellow, Contracts, Professor Henry Hansmann; *Yale Journal of Law and Technology*, Co-Editor-in-Chief & Articles Editor; Yale Law Revue, Co-Director

Honors: Awarded five prizes for four papers: Joseph Parker Prize (best paper in legal history) (2011, 2010); Quintin Johnstone Prize (best paper on the topic of real property) (2011); Jewell Prize (best second-year student contribution to a secondary journal) (2010); Edgar M. Cullen Prize (best paper by a first-year student) (2009)

Harvard College, A.B., History, *summa cum laude*, 2008

Activities: Harvard Track and Field, Captain; Bach Society Orchestra, Violist

Honors: Phi Beta Kappa (senior fall election); Detur Book Prize (top 5% of freshman class); History Department Junior Essay Prize; Harvard-Radcliffe Foundation for Women's Athletics Prize (top scholar-athlete)

ARTICLES & ESSAYS

Property and Projection, 133 HARV. L. REV. (forthcoming 2020).

- Selected for 2019 Yale/Harvard/Stanford Junior Faculty Forum
- Reviewed in Lee Anne Fennell, *Projecting and Puppeteering*, JOTWELL: THE JOURNAL OF THINGS WE LIKE (LOTS), 2019.

The Forgotten History of Metes and Bounds, 128 YALE L.J. 872 (2019).

- Co-Winner, Association of American Law Schools Scholarly Papers Competition
- Reviewed in Nicole Stelle Garnett, *Metes and Bounds: A Revisionist History*, JOTWELL: THE JOURNAL OF THINGS WE LIKE (LOTS), 2018.

The Damagings Clauses, 104 VA. L. REV. 341 (2018).

- Reprinted in LAND USE AND ENVIRONMENT LAW REVIEW (2019-20 ed.) (selected after peer review as one of the four best land use articles of preceding year)
- Reprinted in ZONING AND PLANNING LAW HANDBOOK (2019 ed.)
- Reviewed in Ilya Somin, *Learning from the History of State Damagings Clauses*, JOTWELL: THE JOURNAL OF THINGS WE LIKE (LOTS), 2019, and Ilya Somin, *The Unknown History of State Constitutional Prohibitions on Government Actions that "Damage" Property without Compensation*, VOLOKH CONSPIRACY, 2018.
- Reviewed in Shelley Ross Saxer, *So What Are the "Damagings" Clauses and Why Do We Care?*, JOTWELL: THE JOURNAL OF THINGS WE LIKE (LOTS), 2018.

Penn Central Squared: What the Many Factors of Murr v. Wisconsin Mean for Property Federalism, 165 U. PA. L. REV. ONLINE 53 (2017).

- Reprinted in ZONING AND PLANNING LAW HANDBOOK (2018 ed.)

Property's Ceiling: State Courts and the Expansion of Takings Clause Property, 102 VA. L. REV. 1167 (2016).

The Lost "Effects" of the Fourth Amendment: Giving Personal Property Due Protection, 125 YALE L.J. 946 (2016).

Defining "Navigability": Balancing State-Court Flexibility and Private Rights in Waterways, 36 CARDOZO L. REV. 1415 (2015).

- Reviewed in Shelby D. Green, *Recapturing Water for Sustainability Through Redefinitions of Navigability and Ownership*, JOTWELL: THE JOURNAL OF THINGS WE LIKE (LOTS), 2016.

The Failure of America's First City Plan, 46 URB. LAW. 507 (2014).

Leaving Room for Research: The Historical Treatment of the Common Law Research Exemption in Congress and Courts, 12 YALE J.L. & TECH. 269 (2010) (published under maiden name, Maureen E. Boyle).

SHORTER WORKS

The Domino Effect in State Takings Law: A Response to 51 Imperfect Solutions, 2020 U. ILL. L. REV. (forthcoming) (invited contribution).

Book Review, Caroline R. Sherman, *The Uses of the Dead: The Early Modern Development of Cy-Près Doctrine*, 38 LAW & HIST. REV. (forthcoming 2020).

Property Convergence in Takings Law, 46 PEPP. L. REV. 695 (2019) (invited symposium contribution).

SELECTED PRESENTATIONS

Property and Projection

Temple University, Beasley School of Law Colloquium (upcoming January 2020)

UCLA School of Law, Faculty Colloquium (upcoming November 2019)

Antonin Scalia Law School, George Mason Faculty Workshop (August 27, 2019)

Yale/Harvard/Stanford Junior Faculty Forum (June 5, 2019)

Junior Faculty Forum, University of Richmond Law School (May 21, 2019)

University of Virginia School of Law, Faculty Workshop (April 19, 2019)

St. John's School of Law, Faculty Workshop (February 13, 2019)

Boston University School of Law, Property Works in Progress (October 19, 2018)

The Forgotten History of Metes and Bounds

Washington and Lee School of Law, Faculty Workshop (January 14, 2019)

NYU School of Law, Law and Economics Workshop (November 7, 2018)

Yale Law School, Contemporary Legal Scholarship Workshop (October 29, 2018)

North American Workshop in Private Law Theory (NAWPLT-VI), Yale Law School (October 26, 2018)

William & Mary Law School, Faculty Enrichment Program (October 4, 2018)

Cardozo Law School, Faculty Workshop (March 28, 2018)

AALS Annual Meeting, Section on Property Law, Structural Facilitation of Property Markets (January 4, 2018) (selected from call for papers)

Harvard Law School, Private Law Workshop (November 15, 2017)

Northeastern School of Law, Property Works in Progress (September 15, 2017)

University of Virginia Legal History Writing Group (November 7, 2016)

Law and Society Annual Meeting (May 30, 2015)

Harvard University, Center for History and Economics, New Histories of Paperwork Conference (April 24, 2015)

Connecticut Association of Land Surveyors Annual Meeting (October 31, 2014)

Association for Law, Property and Society Annual Meeting, University of British Columbia (May 2, 2014) (working title, "Community Knowledge and its Collapse: History of an Early American Property Regime")

The Damagings Clauses

Junior Faculty Scholars Works-in-Progress Conference, Marquette University Law School (September 29, 2017)
Emory Law School, Faculty Colloquium (September 27, 2017)
Junior Faculty Forum, University of Richmond Law School (May 11, 2017)
Faculty Ideas in Progress Series, University of Virginia School of Law (April 12, 2017)
Notre Dame Law School, Faculty Colloquium (March 9, 2017)
AALS Annual Meeting, Property Law Works in Progress (pre-tenure scholars) (January 4, 2017)
Boston University School of Law, Property Works in Progress Conference (September 23, 2016)

The Lost “Effects” of the Fourth Amendment: Giving Personal Property Due Protection
Yale Law School, Contemporary Legal Scholarship Workshop (November 2, 2015)
Association for Law, Property and Society Annual Meeting, University of Georgia Law School (May 2, 2015)

The Failure of America’s First City Plan

University of Virginia, Symposium, The Modernity of Work and Place: Jane Jacobs and the 21st Century City (November 18, 2016)
American Society for Legal History Annual Meeting (New Directions in the History of Property Panel) (November 12, 2011)

Other Invited Presentations:

Obligations X, Harvard Law School (upcoming July 2020)
Public Law in the States, Wisconsin Law School (upcoming June 2020)
Southern Methodist University, Faculty Workshop (upcoming April 2020)
Arkansas Law School Faculty Workshop (upcoming March 2020)
Commentator, Equity Workshop, Notre Dame Law School (September 13, 2019)
Charge to the Class of 2019, University of Virginia School of Law (April 25, 2019)
“51 Imperfect Solutions: States and the Making of American Constitutional Law,” Roundtable, Richmond Program on the American Constitution (April 12, 2019)
“Markets and the Evolution of Property Law,” Center for the Study of Law and Markets, William & Mary Law School (February 21, 2019)
William & Mary Law School, Brigham-Kanner Property Rights Conference, The Federalism Dimension of Constitutional Property: A Tribute to Stewart Sterk (October 5, 2018)
Leading the Way: How States Have Impacted American Constitutional Jurisprudence, University of Virginia School of Law (September 4, 2018)
Pepperdine Law Review Symposium, Federalism: Past, Present, and Future (March 21, 2018)
Georgetown Law, Law, Culture, and Humanities Annual Conference, Aesthetic Judgments in Land Use Law (March 16, 2018)
Implications of *Murr v. Wisconsin*, ALI-CLE Eminent Domain and Land Valuation Conference (January 25, 2018)

Commentator, North American Workshop in Private Law Theory V, USC Gould School of Law (December 2, 2017)
2017 Constitution Week Conference, Center for Constitutional Studies, Utah Valley University (September 21, 2017)
Collision Course: Takings and the Public Trust, Virginia Environmental Law Forum (May 12, 2017)

OTHER LEGAL WORK EXPERIENCE

Ropes & Gray LLP • Boston, MA • 2012-2013
Associate, Corporate Department. Practiced in Intellectual Property Transactions and Life Sciences groups.

Hon. Bruce M. Selya, United States Court of Appeals for the First Circuit • Providence, RI & Boston, MA • 2011-2012
Law Clerk.

Hon. Bruce M. Selya, Roger Williams Law School • Bristol, RI • Fall 2011
Teaching Assistant, “Lessons of Litigation” (appellate advocacy course).

Ropes & Gray LLP • Boston, MA • Summer 2010
Summer Associate, Litigation and Corporate Departments.

New Haven State’s Attorney’s Office • New Haven, CT • Fall 2009
Extern to State’s Attorney Michael Dearington.

Wolf, Greenfield & Sacks, P.C. • Boston, MA • Summer 2009
Summer Associate, Intellectual Property Litigation Department.

PROFESSIONAL SERVICE AND AFFILIATIONS

Associate Reporter, RESTATEMENT (FOURTH) OF PROPERTY (2019–present)
National Advisory Board, *Virginia Journal of Environmental Law* (2019–present)
Advisory Board, *Oxford Studies in Private Law Theory* (2018–present)
Faculty Liaison to the Virginia State Bar Association, Real Property Section (2016–19)
American Society for Legal History, Annual Meeting Program Committee (2017)
Society for American City and Regional Planning History, Member

Bar Admission: Massachusetts (2011).