

VIKRAM DAVID AMAR  
amar@illinois.edu

**LEGAL EMPLOYMENT:**

2015-Present	Dean and Iwan Foundation Professor of Law, University of Illinois College of Law
2008-2015	Senior Associate Dean for Academic Affairs, University of California, Davis School of Law
2007-2015	Professor of Law, University of California, Davis School of Law (writing, consulting and teaching in the fields of constitutional law, civil procedure, remedies, criminal procedure and local government)
1998-2007	Professor of Law, University of California, Hastings College of the Law, San Francisco, CA
1997-1998; 2007	Visiting Professor of Law, University of California, Hastings College of the Law
Spring 1997	Visiting Professor of Law, UCLA School of Law
1997-1998	Professor of Law, University of California, Davis School of Law
Spring 2007	Visiting Professor of Law, University of California at Berkeley School of Law
Spring 2006	
Spring 2005	
Spring/Fall 2004	
Spring/Fall 2003	
Fall 2002	
Fall 2001	
Spring/Fall 2000	
Spring 1999	
Fall 1997	
Fall 1996	
Spring/Fall 1995	
1993-1997	Acting Professor of Law, University of California, Davis School of Law

- 1990-1993 Associate, Gibson, Dunn & Crutcher  
(handled a variety of complex civil and white collar  
criminal litigation matters)
- 1989-1990 Law Clerk to Associate Justice Harry A.  
Blackmun, United States Supreme Court
- 1988-1989 Law Clerk to Judge William A. Norris,  
United States Court of Appeals for the  
Ninth Circuit

**EDUCATION:**

Yale Law School, New Haven, Connecticut, J.D., June 1988 (articles editor, *Yale Law Journal*)

University of California at Berkeley, A.B., May 1985, in History (Distinction in  
Scholarship, Recipient of Kraft Prize)

**SELECTED ADMINISTRATIVE SERVICE:**

- 2008-2015 Senior Associate Dean for Academic Affairs, UC Davis School of  
Law (Serve as the only the faculty member, other than the Dean of  
the Law School, with a Dean title. Primary responsibilities include:  
assisting the Dean in development and alumni relations efforts;  
overseeing process for all faculty hiring, tenure and promotion;  
assisting the Dean in all budgeting and strategic planning efforts;  
overseeing the Admissions Office and the admissions process;  
assisting the Dean in oversight of the Office of Career Services;  
creating the curriculum and assigning classes; mentoring faculty in  
scholarly activities; assisting in oversight of clinical programs and  
externships; hiring all adjuncts; overseeing all student journals and  
scholarly events; leading the ABA self-study and accreditation  
efforts.)
- 1993-Present Committee Service at UC Davis and UC Hastings (Have served on  
and chaired all major standing committees at both law schools,  
including appointments committee, admissions committee and  
educational policy committee.)
- 2013-2014 Member, Blue Ribbon UC Davis Campus Committee on Freedom  
of Expression
- 2013 Member, Committee to Vet Candidates for the Office of the  
Federal Public Defender for the Eastern District of California

2012-2013	Member, Planning Committee for the Third District California Court of Appeal Conference
2012	Co-Organizer and Facilitator, Associate Deans' Schmooze, University of Connecticut School of Law
2012	Member (with Deans David Schizer and Robert Bennett), Internal Programmatic Review Team for IIT Chicago-Kent College of Law (Examined and made recommendations to Dean and Board of Directors concerning all aspects of law school academic and fiscal operation.)
2011-Present	Member, UC Davis Campus Committee on the "CORE" facilities (Committee is tasked with defining, cataloguing and improving the operation of shared "CORE" resources on campus.)
2010-Present	Member, Advisory Committee, Journal of Legal Education
2009-Present	Member, Advisory Committee to U.S. Senator Barbara Boxer for Judicial and U.S. Attorney Selection for the Eastern District of California
2007-2008	Member, Contra Costa County Advisory Council on Equal Employment Opportunity (EEO)
2004-2011	Chair (2011) and Member of Executive Committee, Civil Procedure Section of the American Association of Law Schools (AALS)
2003-2005	Board Member and Vice-Chair, KIPP Bay Academy School (Charter Middle School), San Francisco, CA (Led Fundraising and Educational Policy Groups)
1995-1997	Member, Advisory Committee, California Minority Counsel Program
1996	Advisor, Colleagues in Conversation Series, UC Davis
1995-1996	Member, UC Davis Campuswide Educational Policy Committee
1993-1995	Hearing Officer, UC Davis Campus Student Judicial Affairs
1993-1995	Board Member, Sacramento Chapter of Head Trauma Support Project

**SELECTED PROFESSIONAL AND PUBLIC SERVICE ACTIVITIES:**

2010-Present	Elected Member, American Law Institute (ALI)
2006-2010	Consultant, Encyclopedia of the Supreme Court of the United States (Gale Publishing Co.)
2003-Present	Consultant, National Association of Attorneys General
2003-Present	Retained Consultant, California Attorney General and Department of Justice
2003-2006	Consultant, Berkeley Unified School District Board
2002- Present	Consultant, Center for Civic Education, Calabasas, CA
1998- 2003	Judge, High School Mock Trial Competition, San Francisco, CA
1996-1999	Consultant, ACLU of Southern California
1996-1997	Advisor, Sacramento Chamber of Commerce
1994- Present	Instructor, Orientation in USA Law Program for Foreign Law Graduates, UC Extension

Have done extensive consulting work, written amicus briefs, assisted in mootings, and served as an expert witness for dozens of law firms, private clients and public entities -- including GTE Corp., IGT Corp., Duke Power, Google, the City of Hermosa Beach, the ACLU of Southern Calif., the California ISO, the State of California, the State of Hawaii, the United States Department of Justice and the United States Postal Service -- on a variety of constitutional, remedial and procedural issues. Admitted to the California Bar in 1992. Have testified multiple times before legislatures at all levels -- federal, state and local. Have served as an expert guest on scores of television and radio station programs, including the PBS NewsHour, ABC World News Tonight, Nightline, CNN, Court-TV, MSNBC, National Public Radio, Public Radio International, KQED radio, KCBS, KRON, KGO, KPIX, KTVU and Bay TV. Have been quoted hundreds of times in scores of major newspapers and magazines, including the New York Times, the L.A. Times, The Washington Post, the San Jose Mercury News, the Miami Herald, the Christian Science Monitor, the Dallas Morning News, the Philadelphia Inquirer, the San Francisco Chronicle, the Boston Globe, U.S.A. Today, Time Magazine, The New Republic, and Newsday. Received ACLU of Southern California's Outstanding Service award in 1997, and the Hastings Black Law Students' Association Teacher of the Year Award in 2007.

**PUBLICATIONS -- BOOKS, ARTICLES, ESSAYS, CHAPTERS, BOOK REVIEWS, NOTES, OP-EDS AND ON-LINE PIECES:**

Books Edited or Written (Current Editions Only):

FEDERAL PRACTICE AND PROCEDURE, JURISDICTION 3D Vol.17 (with Charles A. Wright, Arthur R. Miller and Edward H. Cooper, St. Paul: West Group, 2006) (with 2014 Pocket Part)

FEDERAL PRACTICE AND PROCEDURE, JURISDICTION 3D Vol.17A (with Charles A. Wright, Arthur R. Miller and Edward H. Cooper, St. Paul: West Group, 2006) (with 2014 Pocket Part)

FEDERAL PRACTICE AND PROCEDURE, JURISDICTION 3D Vol.17B (with Charles A. Wright, Arthur R. Miller and Edward H. Cooper, St. Paul: West Group, 2006) (with 2014 Pocket Part)

CONSTITUTIONAL LAW: CASES AND MATERIALS (with William Cohen and Jonathan D. Varat, 14<sup>th</sup> ed., Westbury, N.Y.: Foundation Press, 2013) (with 2014 Supp.)

CONCISE EDITION OF CONSTITUTIONAL LAW: CASES AND MATERIALS (with William Cohen and Jonathan D. Varat, 14<sup>th</sup> ed., Westbury, N.Y.: Foundation Press 2014) (with 2013 Supp.)

FREEDOM OF SPEECH: THE FIRST AMENDMENT, ITS CONSTITUTIONAL HISTORY AND CONTEMPORARY DEBATE (Prometheus Books, 2009)

GLOBAL PERSPECTIVES ON CONSTITUTIONAL LAW (with Mark Tushnet, Oxford University Press, 2009)

*American Civil Procedure* in R. Blanpain ed., INTERNATIONAL ENCYCLOPAEDIA OF LAWS- CIVIL PROCEDURE 2d Ed. (with John Oakley, Deventer; Boston: Kluwer Law and Taxation Publishers, 2008)

Law Review Articles and Essays (Other than Articles Written by Invitation, Which are Listed Separately):

*Standing Up for Direct Democracy: Who Can Be Empowered to Defend Initiatives in Federal Court?*, forthcoming in the 48 U.C. DAVIS L. REV. 473 (2014) (this article was written separately from but included in a Symposium Issue)

*The Case for Reforming Presidential Elections by Sub-Constitutional Means: The Electoral College, the National Popular Vote Compact and Congressional Power*, 100 GEORGETOWN L. J. 237 (2011)

*How Senate Confirmation Hearings Should Better Educate Senators and the American Public: The Instructional Necessity of Case-Specific Questioning*, 61 HASTINGS L.J. 1407 (2010) (this article was written separately from but included in a Symposium Issue)

*Lessons from California's Unusual Non-Unitary Executive Branch*, 59 EMORY L. J. 469 (2009) (this article was written separately from but included in a Symposium Issue)

*When Avoiding Federal Questions Shouldn't Evade Federal Review*, 12 GREEN BAG 2D 381 (2009) (with Alan Brownstein)

*Are Statutes Constraining Gubernatorial Power to Make Temporary Appointments to the United States Senate Constitutional Under the Seventeenth Amendment?* 35 HASTINGS CONST. L. Q. 737 (2008) (a Symposium Issue was built around this article)

*Academic Freedom*, 9 GREEN BAG 2d 1 (2005) (with Alan Brownstein)

*Adventures in Direct Democracy: Constitutional Lessons from the California Recall Experience*, 92 CAL. L. REV. 927 (2004)

*The Cheney Decision: A Missed Chance to Straighten Out Some Muddled Issues*, 2004 CATO SUP. CT. REV. 185 (2004)

*Lower Court Obedience & the Ninth Circuit*, 7 GREEN BAG 2d 31 (2004)

*The New 'New Federalism': The Supreme Court in Hibbs (and Guillen)*, 6 GREEN BAG 2d 349 (2003)

*Reasonable Accommodations Under the ADA*, 5 GREEN BAG 2d 361 (2002) (with Alan Brownstein)

*Conduct Unbecoming a Coordinate Branch: the Supreme Court in Garrett*, 4 GREEN BAG 2d 351 (2001) (with Samuel Estreicher)

*Bush v. Gore and Article II: Pressured Judgment Makes Dubious Law*, 48 FED. LAW. 27 (2001) (with Alan Brownstein)

*The People Made Me Do It: Can the People of the States Instruct and Coerce Their State Legislatures in the Article V Constitutional Amendment Process?*, 41 WM. & MARY L. REV. 1037 (2000)

*The Hybrid Nature of Political Rights*, 50 STAN. L. REV. 915 (1998) (with Alan Brownstein)

*Indirect Effects of Direct Election: A Structural Examination of the Seventeenth Amendment*. 49 VAND. L. REV. 1347 (1996)

*Unlocking the Jury Box*, 77 POLICY REVIEW. 38 (1996) (with Akhil Amar)

*Is the Presidential Succession Law Constitutional?*, 48 STAN. L. REV. 113 (1995)  
(with Akhil Amar)

*Jury Service as Political Participation Akin to Voting*, 80 CORNELL L. REV. 203  
(1995)

*President Quayle?*, 78 VA. L. REV. 913 (1992) (with Akhil Amar)

*The Senate and the Constitution*, 97 YALE L.J. 1111 (1988) (Student Note)

Invited Pieces for Symposia:

*The Voracious First Amendment: Alvarez and Knox in the Context of 2012 and Beyond*,  
46 LOYOLA LAW REV. 491 (with Alan Brownstein)

*Revisiting Grutter and Its Diversity Rationale: A Few Reactions to Professor Blumstein's  
Critique*, 65 VAND. L. REV. EN BANC 195 (2012)

*Is Honest the Best (Judicial) Policy in Affirmative Action Cases? Fisher v. University  
of Texas Gives the Court (Yet) Another Chance to Say Yes*, 65 VAND. L. REV. EN  
BANC 77 (2012)

*Reflections on the Doctrinal and Big-Picture Issues Raised by the Constitutional  
Challenges to the Patient Protection and Affordable Care Act (Obamacare)* FLA. INT'L L.  
REV. (2011) (symposium on healthcare challenges)

*A First Amendment Feast, or Perhaps a Smorgasbord, During the 2010 Term*, 38  
PREVIEW U.S. SUPREME COURT CASES 325-29 (Issue 8)(2011)

*Reviewing Association Freedom Claims in a Limited Public Forum: An Extension of the  
Distinction Between Debate-Dampening and Debate-Distorting State Action*, 35  
HASTINGS CONST. L. Q. 505 (2011) (with Alan Brownstein) (symposium on Christian  
Legal Society v. Martinez case)

*Afterthoughts on Snyder v. Phelps*, 2011 CARDOZO L. REV. de novo 43 (2011) (with Alan  
Brownstein) (collection of reactions to Snyder v. Phelps case)

*The NCAA as Regulator, Litigant and State Actor*, 52 B. C. L. REV 415 (2011)  
(symposium on NCAA at 100)

*Death, Grief and Freedom of Speech: Does the First Amendment Permit Protection  
Against the Harassment and Commandeering of Funeral Mourners?* 2010 CARDOZO

L. REV. de novo 368 (2010) (with Alan Brownstein) (theme Issue on Snyder v. Phelps case)

*The First Amendment in the 2009 Term: It's All About How You Frame It*, 37 PREVIEW U.S. SUPREME COURT CASES 347-351 (Issue 8)(2010)

*California Constitutional Conundrums – State Constitutional Quirks Exposed by the Same-Sex Marriage Experience: The 21<sup>st</sup> Annual Rutgers Lecture in State Constitutional Law*, 40 RUTGERS L. J. 741 (2009)

*Morse, School Speech and Originalism*, 42 U.C. DAVIS L. REV. 637 (2009) (symposium on school speech issues)

*Business and Constitutional Originalism in the Roberts Court*, 49 SANTA CLARA L. REV. 979 (2009) (symposium on the Roberts Court)

*When Does a Plaintiff Have Standing to Challenge Religious Displays on Public Land?* 37 PREVIEW U.S. SUPREME COURT CASES 4-10 (Issue 1)(2009) (with Whitney Clark)

*Direct Democracy and Article II: Additional Thoughts on Initiatives and Presidential Elections*, 35 HASTINGS CONST. L. Q. 631 (2008) (symposium on election law)

*An Enigmatic Court? Examining the Roberts Court as it Begins Year Three: Criminal Justice*, 35 PEPPERDINE L. REV. 523 (2008) (symposium on the Roberts Court at three years)

*Does the Military Commissions Act of 2006 Violate the Suspension Clause?* 2007 PREVIEW U.S. SUP. CT. CAS. ISSUE 3 (2007) (with Whitney Clark)

*The Constitution and the Courts*, 2006 PREVIEW U.S. SUP. CT. CAS. ISSUE 8 (2007)

*Reclaiming the Centrality of the Jury in Sentencing Guidelines Regimes*, 52 S. TEX. L. REV. 291 (2005) (symposium on juries)

*Must Parental Notification Laws Contain a Health Exception?* 2005 PREVIEW U.S. SUP. CT. CAS. ISSUE 2 (Nov. 2005) (with Kelly O'Donnell)

*May the Attorney General Sanction Physicians Who Comply with Oregon's Death with Dignity Act?* 2005 PREVIEW U.S. SUP. CT. CAS. ISSUE 1 (2005)(with Kelly O'Donnell)

*Why the Case in Favor of a Federal Constitutional Amendment to Prohibit or Regulate Gay Marriage is 'Not Proved,'* 31 HASTINGS CONST. L. Q. 350 (2005) (with Alan Brownstein) (symposium on gay marriage)

*Bias and the Problem of Peremptory Challenges*, 5 INSIGHTS ON LAW AND SOCIETY 16 (2005)



*The 'Converse Section 1983 Law': An Idea Whose Time is Now*, 69 BROOK. L. REV. 1369 (2004) (symposium on federalism)

*How Much Protection Do Injunctions Against Enforcement of Allegedly Unconstitutional Statutes Provide?*, 31 FORDHAM URB. L. J. 657 (2004)

*Case At a Glance: Wine Importation and the Constitution*, 2004 PREVIEW U.S. SUP. CT. CAS. ISSUE 3 (2004) (with William Trachman)

*Case At a Glance: The Meaning of Blakely in Booker and Fanfan*, 2004 PREVIEW U.S. SUP. CT. CAS. ISSUE 2 (2004)

*Case At a Glance: Rasul and Al Odah*, 2003 PREVIEW U.S. SUP. CT. CAS. ISSUE 7 (2004)

*Making Sense of the Michigan Affirmative Action Cases*, 4 INSIGHTS ON LAW AND SOCIETY 11 (2003)

*Back to the Future: Minority Groups and the Supreme Court's October 2002 Term*, 2005 PREVIEW U.S. SUP. CT. CAS. ISSUE 9 (2003)

*Constitutional Sunsetting?: Justice O'Connor's Closing Comments in Grutter*, 30 HASTINGS CONST. L.Q. 541, (2003) (with Evan Caminker) (symposium on Grutter case)

*The New Regulations Allowing Federal Agents to Monitor Attorney-Client Conversations: Why It Threatens Fourth Amendment Values*, 34 CONN. L. REV. 1163 (2002) (with Akhil Amar)

*Of Hobgoblins and Equality: The Equal Protection Vision of Justice O'Connor*, 32 MCGEORGE L. REV. 1 (2001) (symposium on Justice O'Connor's jurisprudence)

*The 20<sup>th</sup> Century—The Amendment and Populist Century*, 47 FED. LAW. 32 (2000)

*From Watergate to Ken Starr: Potter Stewart's "Or of the Press" a Quarter Century Later*, 50 HASTINGS L.J. 711 (1999) (Anniversary Issue)

*The Role of the People in Presidential Impeachment*, ACADEMY OF ARTS AND SCIENCES BULLETIN (Fall 1999)

*Some Questions about Justice Blackmun's Federalism and Separation of Powers Cases*, 26 HASTINGS CONST. L.Q. 153 (1999) (symposium on Justice Blackmun's jurisprudence)

*State Religious Freedom Restoration Acts and the Employment Setting*, 32 U.C. DAVIS L. REV. 513 (1999) (symposium on state law religious protections)

*Reflections on the 209 Litigation*, 5 ASIAN L.J. 323 (1998)

*The Hunter Doctrine and Proposition 209: A Reply to Thomas Wood*, 24 HASTINGS CONST. L.Q. 1010 (1997) (with Evan Caminker) (Response essay)

*Equal Protection, Unequal Political Burdens, and the CCRI*, 23 HASTINGS CONST. L.Q. 1019 (1996) (with Evan Caminker) (symposium on Proposition 209)

*Foreword: Symposium on Developments in Free Speech Doctrine*, 29 U.C. DAVIS L. REV. 465 (1996) (symposium on free speech)

*Some Questions about Perfectionist Rationality Review*, 45 HASTINGS L.J. 1029 (1994) (symposium on constitutional interpretation)

#### Chapters in Books:

*What's Wrong with the Modern Jury*, in R. Passantino, ed., THE BEST AMERICAN LEGAL COMMENTARY 2005 (Boca Raton, Fla.: Universal Publishers, 2005)

*Why Old and New Arguments for the Electoral College Are Not Compelling*, in J.C. Fortier, ed., AFTER THE PEOPLE VOTE: A GUIDE TO THE ELECTORAL COLLEGE (3d ed., Washington, D.C.: AEI Press, 2004) (with Akhil Amar)

*Reforming the Jury System Would Improve the Criminal Justice System*, in J. Karson, ed., CRIMINAL JUSTICE: OPPOSING VIEWPOINTS (San Diego, Calif.: Greenhaven Press, 1998) (with Akhil Amar)

#### Book Reviews:

*Rewriting the Constitution's Basic "Structural" Provisions: When a Constitutional Convention for Electoral Change is Necessary, and What it Might be Expected to Accomplish* 7 ELECTION L. J. 245 (2008) (reviewing Levinson, OUR UNDEMOCRATIC CONSTITUTION: WHERE THE CONSTITUTION GOES WRONG (AND HOW WE THE PEOPLE CAN CORRECT IT) (2006) and Sabato, A MORE PERFECT CONSTITUTION: 23 PROPOSALS TO REVITALIZE OUR CONSTITUTION AND MAKE AMERICA A FAIRER COUNTRY (2007))

*The Many Ways to Prove Discrimination: A Review of Ian Ayres' Pervasive Prejudice?*, 14 HASTINGS WOMEN'S L.J. 171 (2003) (reviewing Ayers, PERVASIVE PREJUDICE?: UNCONVENTIONAL EVIDENCE OF RACE AND GENDER DISCRIMINATION (2001))

*The Truth, the Whole Truth and Nothing but the Truth About "High Crimes and Misdemeanors" and the Presidential Impeachment Process*, 16 CONST. COMMENTARY 403 (1999) (reviewing Coulter, HIGH CRIMES AND MISDEMEANORS (1998))

#### Essay Entries in Encyclopedias:

*Adarand Constructors v. Pena*, in D. Tanenhaus, ed. THE ENCYCLOPEDIA OF THE SUPREME COURT OF THE UNITED STATES (Gale, 2008)

*California Democratic Party v. Jones*, in D. Tanenhaus, ed. THE ENCYCLOPEDIA OF THE SUPREME COURT OF THE UNITED STATES (Gale, 2008)

*John Roberts*, in D. Tanenhaus, ed. THE ENCYCLOPEDIA OF THE SUPREME COURT OF THE UNITED STATES (Gale, 2008)

*Seventh Amendment*, in D. Tanenhaus, ed. THE ENCYCLOPEDIA OF THE SUPREME COURT OF THE UNITED STATES (Gale, 2008)

*Shaw v. Reno*, in D. Tanenhaus, ed. THE ENCYCLOPEDIA OF THE SUPREME COURT OF THE UNITED STATES (Gale, 2008)

*Voting Rights*, in J. Ehrlich ed., THE ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES, (Routledge Reference, Taylor & Francis Group) (2006)

*Ballot Initiatives*, in J. Ehrlich ed., THE ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES, (Routledge Reference, Taylor & Francis Group) (2006)

*Jury Service and Jury Discrimination* in Roger K. Newman ed., THE CONSTITUTION AND ITS AMENDMENTS (New York: Macmillan Reference USA, 1999)

*The Constitution and Juries* in Roger K. Newman ed., THE CONSTITUTION AND ITS AMENDMENTS (New York: Macmillan Reference USA, 1999)

*Groups and Political Rights* in Roger K. Newman ed., THE CONSTITUTION AND ITS AMENDMENTS (New York: Macmillan Reference USA, 1999)

Selected Print Op-Eds:

*Arizona's district drawing method, like ours, is A-OK*, S.F. DAILY JOURNAL, March 2, 2015

*Affirmative Action: The Door's Still Open*, L.A. TIMES, June 25, 2013

*Chief Justice Roberts Reaches for Greatness*, L.A. TIMES, July 1, 2012 (with Akhil Amar)

*Accommodating Religious Objections*, Liberty Magazine 5-7 (May/June 2012) (with Alan Brownstein)

*What's Behind the Sinking Supreme Court Approval Ratings?* DAILY JOURNAL, May 14, 2012

*Student Protests Stepped Beyond Free Speech*, SACRAMENTO BEE, April 27, 2012 (with Alan Brownstein)

*Supreme Court Needn't Fear Healthcare Law's Mandate Provision*, L.A. TIMES, April 3, 2012 (with Alan Brownstein)

*Prop. 8 Case Likely Heading to Supreme Court*, SAN FRANCISCO CHRONICLE, November 18, 2011

*Ninth Circuit at Center Stage in Prop. 8 Appeal*, Sunday Insight Section, SAN FRANCISCO CHRONICLE, August 8, 2010

*Finding Common Ground in Same-Sex Marriage Debate*, SAN FRANCISCO CHRONICLE, May 28, 2008 (with Alan Brownstein)

*Vice President: A Split-Ticket Vote?* L.A. TIMES, October 22, 2008

*Who's the Real Alito?* L.A. TIMES, November 20, 2005

*A Third Option on Gay Marriage*, SAN FRANCISCO CHRONICLE, September 20, 2005 (with Ethan Leib)

*The Roberts Hearings? Blah, and More Blah*, SAN JOSE MERC. NEWS, September 19, 2005

*Casing John Roberts?* NEW YORK TIMES, July 27, 2005

*A Primer on Rules of Confirmation*, SAN JOSE MERC. NEWS, July 24, 2005

*Judges Rule: 'Legislating From the Bench -- It's a Matter of Opinion*, L.A. TIMES, June 26, 2005

*School Districts Have the Right to Be Secular*, SAN JOSE MERC. NEWS, December 19, 2004

*The Electoral College Votes Against Equality*, L.A. TIMES, September 8, 2004 (with Akhil Amar)

*Better to Avoid Mistakes Than Make Amends*, L.A. TIMES, March 14, 2004

*A Chance to Judge the Judges: The Ninth Circuit's Performance in the Recall Case*, SAN JOSE MERC. NEWS, September 28, 2003

*The Ninth Circuit May Stand Unjustly Accused*, L. A. TIMES, September 11, 2003

*Life After 9/11: The Golden Rule of Racial Profiling*, L.A. TIMES, September 22, 2002

*No Reason to Shelve the Dog-Mauling Case*, L.A. TIMES, June 30, 2002 (with Akhil Amar)

*Security: When Racial Profiling is Appropriate*, L.A. TIMES, September 30, 2001

*How Do You Think? Ideology and the Judicial Nominee*, LEGAL TIMES, July 9, 2001

*The Judicial Nomination Game*, SAN JOSE MERC. NEWS, May 13, 2001

*The Bush v. Gore Ruling in Perspective*, SAN JOSE MERC. NEWS, December 17, 2000 (with Roger Park)

*What Are the Supremes Up To?*, S. F. RECORDER, November 29, 2000

*The Perils of Changing Election Rules Before the Votes are Counted*, L.A. TIMES, November 26, 2000 (with Akhil Amar)

*The Will of the People and the Presidential Election*, SAN JOSE MERC. NEWS, November 19, 2000

*Naming Justices: More is at Stake Than Roe v. Wade*, L. A. TIMES, July 9, 2000 (with Alan Brownstein)

*10 Things We Learned from Starr*, L. A. TIMES, October 24, 1999 (with Akhil Amar)

*At Breakfast with Blackmun; His Law Clerks Remember the Late Justice*, March 8, 1999 LEGAL TIMES (with Sharp, Rothfeld, Moore, McDaniel, & Alden, Jr.)

*Debunking the Myths of Impeachment*, THE S.F. RECORDER, October 28, 1998

*Split Decision: Voter Selection of the Vice President*, 24 WASH. MONTHLY No. 11, November 1992 (with Akhil Amar)

#### Selected On-Line Op-Eds and Legal Essays:

*Defining the Boundaries of Free Speech in College Protests*, JURIST (Jurist.org), April 9, 2012 (with Alan Brownstein)

*Revisiting Standing: Proposition 8 in the Ninth Circuit*, JURIST (Jurist.org), February 16, 2012

*Knowing When Race Matters*, NEW YORK TIMES ONLINE "ROOM FOR DEBATE," Feb. 12, 2012

*Not Everyone Needs to Speak*, NEW YORK TIMES ONLINE “ROOM FOR DEBATE,” Feb. 16, 2011

*Drawing Lines Against Harassment*, NEW YORK TIMES ONLINE “ROOM FOR DEBATE,” Oct. 6, 2010

*A Private Chat*, NEW YORK TIMES ONLINE “ROOM FOR DEBATE,” May 1, 2009

In addition, hundreds of on-line Essays are posted, archived and viewable at <http://writ.news.findlaw.com/amar/> and scores more (recent ones) are at <http://verdict.justia.com/author/amar>. Most of these Essays analyze doctrinal or historical constitutional questions, but others discuss educational policy (e.g., why diversity should be included as a factor in law school rankings and why proponents of the so-called “mismatch” thesis concerning affirmative action have not proven their case) and various aspects of the legal profession and of law school culture. Many of these essays have been cited in legal scholarship and in briefs to a number of courts, including the U.S. Supreme Court. I also have a number of blog entries on [scotusblog.com](http://scotusblog.com) that deal with recent or pending Supreme Court cases.

**SELECTED TALKS, PRESENTATIONS, PANEL DISCUSSIONS AND TESTIMONY BEFORE LEGISLATIVE BODIES (IN CHRONOLOGICAL, RATHER THAN REVERSE CHRONOLOGICAL, ORDER):**

OMITTED

**PERSONAL:**

Born in 1963 in Walnut Creek, CA. Interests include politics, public policy, college and professional sports and outdoor activities of all kinds, reading, movies, and television.