



Fred Smith, Jr.
Associate Professor of Law
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ACADEMIC APPOINTMENTS

Emory University, School of Law—Atlanta, GA
Associate Professor of Law (with tenure) 2017-Present
Visiting Professor of Law 2015-2017
Courses: Federal Courts, Constitutional Law, Local Government
Awards: Outstanding Professor of the Year (2019)

Columbia University, School of Law—New York, NY
Visiting Professor of Law Fall 2022

University of Chicago, School of Law—Chicago IL
Visiting Associate Professor of Law Fall 2020
Walter V. Schaefer Visiting Associate Professor of Law Fall 2018
Course: Federal Courts

University of California, Berkeley Law School— Berkeley, CA
Assistant Professor of Law 2010- 2017
Courses: Federal Courts, Constitutional Law, Constitutional Litigation

EDUCATION

Stanford Law School, J.D., 2007
Honors: Kirkwood Moot Court Finalist; American Constitutional Society National Moot Court Finalist; American College of Trial Lawyers National Trial Competition, National Quarterfinalist

Harvard University, B.A. in Sociology and Afro-American Studies, 2004
Honors: *Magna Cum Laude* Honors Thesis

JUDICIAL CLERKSHIPS

The Honorable Sonia Sotomayor 2013-14
United States Supreme Court—Washington, D.C.

The Honorable Barrington Parker 2009-10
United States Court of Appeals, Second Circuit—New York, NY

The Honorable Myron H. Thompson 2007-08
Middle District of Alabama— Montgomery, AL

LAW REVIEW PUBLICATIONS

On Time, (In)equality, and Death, 120 MICH. L. REV. ____ (2021) (forthcoming)

Federalism in the States, 2021 WIS. L. REV. __ (2021) (forthcoming) (invited symposium)

The Constitution After Death, 121 COLUM. L. REV 1471 (2020)

Remediating Resistance, 71 ALA. L. REV. 641 (2020) (invited symposium)

Abstention in the Time of Ferguson, 131 HARV. L. REV. 2283 (2018)

Formalism, Ferguson, and the Future of Qualified Immunity, 93 NOTRE DAME L. REV. 2093 (2018)
(invited annual Federal Courts issue)

Undemocratic Restraint, 70 VAND. L. REV. 845 (2017)

Local Sovereign Immunity, 116 COLUM. L. REV. 409 (2016)

Due Process, Republicanism, and Direct Democracy, 89 N.Y.U. L. REV. 582 (2014)

Awakening the People's "Giant": Sovereign Immunity and the Constitution's Republican Commitment,
80 FORDHAM L. REV. 1941 (2012)

*Crawford's Aftershock: Aligning the Regulation of Non-Testimonial Hearsay with the Purposes and History of
the Confrontation Clause*, 60 STAN. L. REV. 1497 (2008) (note)

Gendered Justice: Do Male and Female Judges Rule Differently on Questions of Gay Rights?, 57 STAN. L. REV.
2087 (2005) (note)

ONLINE LAW REVIEW PUBLICATIONS

Beyond Qualified Immunity, __ MICH. L. REV. ONLINE__ (2021) (invited Essay in multi-journal
symposium entitled Reckoning and Reform)

Restoring Hope, 68 AM. U. L. REV. F. 49 (2019) (invited response to Michael L. Wells,
Qualified Immunity After Ziglar v. Abbasi: The Case for A Categorical Approach, 68 AM. U. L. REV.
379 (2018))

Can Unions Be Sued for Following the Law?, 132 HARV. L. REV. F. 24 (2018) (with Aaron Tang)

BOOKS

CONSTITUTIONAL TORTS, 5th ed. (2020) (with Sheldon H. Nahmod, Tom Eaton, and Michael L.
Wells)

SHORTER PUBLICATIONS

Point/Counterpoint: Qualified Immunity, 104 JUDICATURE 66 (2021) (invited)

Assessing the Rise of the Governmental Plaintiff, JOTWELL (October 2020) (reviewing Seth Davis,
The New Public Standing, 71 STAN. L. REV. 1229 (2019)).

Opinion: To fix today, we must confront our past around race, ATLANTA JOURNAL-CONSTITUTION (May 30,
2020)

How Remedies Disappear, JOTWELL (August 2019) (reviewing Leah Litman, *Remedial Convergence and
Collapse*, 106 CAL. L. REV. 1477 (2018), [https://courtslaw.jotwell.com/how-remedies-
disappear/](https://courtslaw.jotwell.com/how-remedies-disappear/)).

The Politically Powerful and Judicial Review, JOTWELL (September 7, 2018) (reviewing Aaron Tang,
Rethinking Political Power in Judicial Review, 107 CAL. L. REV. 1755 (2019), [https://courtslaw.
jotwell.com/the-politically-powerful-and-judicial-review/](https://courtslaw.jotwell.com/the-politically-powerful-and-judicial-review/)).

The Trouble with Qualified Immunity, JOTWELL (September 14, 2017) (reviewing William Baude,
Is Qualified Immunity Unlawful?, 106 CAL. L. REV. 45 (2018), [https://courtslaw.jotwell.com/ the-
trouble-with-qualified-immunity/](https://courtslaw.jotwell.com/the-trouble-with-qualified-immunity/)).

What Now: Lessons and Questions from Ferguson, Missouri, EMORY LAWYER (Summer 2015)

Supreme Court Broadens Power to Invalidate Laws Deemed "Improper," S.F. CHRONICLE (June
20, 2012)

The Impact of Judicial Activism on the Moral Character of Its Citizens, ENGAGE (September 2012)

WORKS IN PROGRESS

Accountability After Death

Spiritual Reparations

Qualified Immunities

The Declining Significance of Finality

RESEARCH PRESENTATIONS

- University of Nevada, Las Vegas**—Las Vegas, NV March 2021
Presenting *On Time, (In)equality, and Death* at Faculty Enrichment Series
- Fordham Law School**—New York, NY February 2021
Presenting *Beyond Qualified Immunity* at Criminal Law Colloquium
- Columbia Law School**—New York, NY October 2020
Presented *Time, Equality, and Death* at Faculty Workshop
- University of Chicago Law School**— Chicago, IL October 2020
Presented *Time, Equality, and Death* at Work-in-Progress Colloquium
- Connecticut Law School**—Hartford, CT October 2020
Participated in Connecticut Law Review symposium on the political question doctrine.
- Duke Law School**— Durham, NC September 2020
Presented *Time, Equality, and Death* at Faculty Colloquium
- University of Texas Law School**—Austin, TX September 2020
Presented *Time, Equality, and Death* at Faculty Colloquium
- University of California, Irvine Law School** March 2020
Presented *Time, Equality, and Death* at Faculty Colloquium
- Emory Law School**— Atlanta, GA February 2020
Presenting *The Constitution After Death* at Faculty Colloquium
- University of Warsaw**— Warsaw, Poland December 2020
Presented *Remediating Resistance* at an invited lecture
- University of Tennessee Law School** October 2019
Presented *The Constitution After Death* at Distinguished Visiting Scholar Series
- University of Arkansas-Fayetteville Law School** September 2019
Presented *The Constitution After Death* at scholar speaker's series
- Chicago-Kent Law School**—Chicago, IL September 2019
Presented *The Constitution After Death* at Faculty Colloquium
- Howard University Law School**— Washington, DC July 2019
Commentated on *Saving Justice* by Brandon Hasbrouck
- University of Illinois Law School**—Champaign, IL March 2019
Presented *Dignifying the Dead* at Constitutional Law Colloquium
- Stanford Law School**— Palo Alto, CA January 2019
Presented *Spiritual Reparations* at Race and the Law Colloquium

University of Alabama Law School—Tuscaloosa, AL January 2019
Presented *Remediating Resistance* at Symposium on Legacy of Hon. Frank Johnson

University of Chicago Law School— Chicago, IL October 2018
Presented *Death, Rights, and the Constitution* at Works in Progress Colloquium

Loyola Law School—Los Angeles, CA August 2018
Presented *Spiritual Reparations* at Faculty Colloquium

Fordham Law School—New York, NY March 2018
Presented *Formalist Fragmentation: The Future of Qualified Immunity* at Faculty Colloquium

University of Nevada, Las Vegas—Las Vegas, NV March 2018
Commentated at Conference on the Thirteenth Amendment

Seattle Law School— Seattle, WA February 2018
Presented *Formalist Fragmentation: The Future of Qualified Immunity* at Faculty Colloquium

Northwestern Law School— Chicago, IL February 2018
Presented *Abstention in the Time of Ferguson* at Public Law Colloquium

Shanghai Academy of Social Sciences— Shanghai, China December 2017
Presented on Federalism at International Conference of Regional Cooperation Law

University of Chicago Law School— Chicago, IL November 2017
Presented *Abstention in the Time of Ferguson* at Constitutional Law Colloquium

University of California, Berkeley Law School— Berkeley, CA November 2017
Presented on Current Themes in Federalism at “Federalism Now” Conference

University of Florida, Levin College of Law— Gainesville, FL October 2017
Presented *Abstention in the Time of Ferguson* in Distinguished Lecture Series

University of California, Davis Law School— Davis, CA August 2017
Presented *Abstention in the Time of Ferguson* at Law Faculty Colloquium

Southeastern Association of Law Schools— Boca Raton, FL August 2017
Presented *Abstention in the Time of Ferguson*

Louisiana State University School of Law—Baton Rouge, LA April 2017
Presented *Abstention in the Time of Ferguson* at LSU Law Faculty Colloquium

Ninth Annual Junior Federal Courts Workshop—Atlanta, GA April 2017
Presented *Abstention in the Time of Ferguson*

Emory University Law School—Atlanta, GA March 2017
Presented *Undemocratic Restraint* at Emory Faculty Colloquium

Loyola Chicago Law School—Chicago, IL November 2016
Presented *Abstention in an Age of Accountability* at the Constitutional Law Colloquium

Thurgood Marshall School of Law—Houston, TX October 2016
Presented on *Executive Orders and Separation of Powers*

University of North Carolina, School of Law—Raleigh, NC October 2016
Presented *Undemocratic Restraint* at Southeastern Association of Law Schools Junior Scholars Workshop

Midwest Law and Economic Association—Atlanta, GA September 2016
Presented *Abstention in an Age of Accountability* at MLEA Annual Meeting

Southeastern Association of Law Schools —Amelia Island, FL Presented <i>Undemocratic Restraint</i> at Annual Meeting	August 2016
University of Washington Law School —Seattle, WA Presented <i>Undemocratic Restraint</i> at the Civil Procedure Workshop	July 2016
University of Miami —Miami, FL Presented <i>Undemocratic Restraint</i> at the John Mercer Langston Workshop	July 2016
Duke Law School —Durham, N.C. Presented <i>Undemocratic Restraint</i> at the Culp Colloquium	May 2016
Emory Law School —Atlanta, GA Participated on panel on “When States Can Be Sued” at National Association of Attorney Generals Southern Region Meeting	April 2016
University of California, Los Angeles —Los Angeles, CA Presented <i>Undemocratic Restraint</i> at the UCLA Law Faculty Workshop.	April 2016
Loyola Chicago Law School —Chicago, IL Presented <i>On Judicial Prudence</i> at the Constitutional Law Colloquium	November 2015
University of California, Berkeley —Berkeley, CA Presented <i>Is Judicial Prudence Ever Prudent?</i> at the Berkeley Law School Faculty Workshop	October 2015
University of San Francisco —San Francisco, CA Presented <i>Is Judicial Prudence Ever Prudent?</i> at the University of San Francisco Law School Faculty Workshop	October 2015
William and Mary Law School —Williamsburg, VA Presented <i>On Judicial Prudence and Republican Restraint</i> at the William and Mary Law School Faculty Workshop	September 2015
University of California, Irvine —Irvine, CA Presented <i>On Judicial Prudence</i> at the Federal Courts Junior Faculty Workshop	September 2015
University of California, Irvine —Irvine, CA Presented <i>Local Sovereign Immunity</i> at the John Mercer Langston Writing Workshop	July 2015
Duke Law School —Durham, NC Presented <i>Local Sovereign Immunity</i> at the Culp Colloquium	May 2015
University of California, Berkeley —Berkeley, CA Presented <i>Local Sovereign Immunity</i> at the Berkeley Law Faculty Workshop	February 2015
Stanford Law School —Palo Alto, CA Presented <i>Local Sovereign Immunity</i> at the Stanford Law Faculty Workshop	February 2015
Emory Law School —Atlanta, GA Presented <i>Local Sovereign Immunity</i> at the Emory Law Faculty Workshop	October 2014
Loyola Chicago Law School —Chicago, IL Presented <i>Equal Sovereignty</i> at the Constitutional Law Colloquium	November 2014
Emory Law School —Atlanta, GA Presented <i>The Thirteenth Amendment, Labor Rights, and Sovereign Immunity</i> at Vulnerability and the Human Condition Initiative Workshop	April 2013
Loyola Chicago Law School —Chicago, IL Presented <i>Due Process, Republicanism and Direct Democracy</i> at the Constitutional Law Colloquium	November 2012

William and Mary Law School —Williamsburg, VA	October 2012
Presented <i>Local Sovereign Immunity</i> at the Federal Courts Junior Faculty Workshop	
Law and Society International Conference —Honolulu, HI	June 2012
Presented <i>The Thirteenth Amendment and Labor Rights</i>	
Bahcesehir University —Istanbul, Turkey	May 2012
Presented about separation of powers as a part of a Constitutional Law Workshop series.	
Duke Law School —Durham, NC	May 2012
Presented <i>The Other Ex parte Young Fiction</i> at the Culp Colloquium	
University of California, Berkeley Law School —Berkeley, CA	January 2012
Presented <i>Iqbal, Arar, and the Future of Government Accountability</i> at the Thelton Henderson Center for Social Justice’s Workshop	
University of California, Berkeley Law School —Berkeley, CA	January 2012
Presented <i>Til Voters Do Us Part</i> at Center for the Study of Law and Society Workshop	
New York University —New York, NY	February 2011
Presented <i>Baldwin, Republicanism and a Forgotten Guarantee</i> at James Baldwin’s Global Imagination Conference	
University of Georgia —Athens, GA	January 2011
Presented <i>The Guarantee Clause and Sovereign Immunity</i> at the University of Georgia School of Law’s Faculty Workshop	
 <u>COMMUNITY PRESENTATIONS</u>	
University of Arizona Law —Tucson, AZ	April 2021
Presenting lecture on qualified immunity	
Loyola Chicago Law School —Chicago, IL	April 2021
Presenting on qualified immunity during symposium on criminal justice	
Washington and Lee University —Lexington, VA	March 2021
Serving on panel at symposium, “A Celebration of Judge Roger Gregory”	
Institute for Justice —Chicago, IL	March 2021
Keynote Speaker at conference, “Outrage Legislation: Section 1983 at 150 Years”	
Keker and Van Nest —San Francisco, CA	March 2021
Presenting <i>Spiritual Reparations</i>	
Black History Community Run —Atlanta, GA	February 2021
Keynote Speaker for run sponsored by Front Runners ATL and Social Fitness ATL	
Stanford Law School —Palo Alto, CA	October 2020
Speaker in “Race Talks” series	
7th Circuit Bar Association —Chicago, IL	October 2020
Presenting on panel about qualified immunity	
Lambda Legal —New York, NY	October 2020
Interview of Daniel Mize and Jonathan Gregg for Liberty Circle National Dinner	
Los Angeles ACS Chapter —Los Angeles, CA	September 2020
Panelist on discussion about structural racism	
Lambda Legal —Atlanta, GA	September 2020

Master of Ceremony for Southern Regional Office Fundraiser

Georgia College, Constitution Day Lecture September 2020
Keynote Address for Georgia College’s Constitution Day

Emory Law, “Conversations about 21st Century Racism” September 2020
Inaugural Lecture for “Conversations about 21st Century Racism” series

LGBT Bar Association Annual Conference August 2020
Participated on panel about balancing religious liberty and anti-discrimination norms.

NAACP Legal Defense Fund Qualified Immunity Roundtable July 2020
Participated in roundtable on qualified immunity.

Faith and Politics Institute, Interview with Judge Myron Thompson June 2020
Interview of Judge Myron Thompson about his work, and the legacy of Judge Frank Johnson

American Bar Association, Panel on LGBTQ+ Rights—Austin, TX February 2020
Presenting about transgender rights.

Center for Civil Innovation, Panel on Tax Incentives—Atlanta, GA February 2020
Presenting about economic development incentives and equity

Georgia Bar, Supreme Court Review—Atlanta, GA October 2019
Gave presentation on federalism jurisprudence in the United States Supreme Court’s previous term

Georgia Law Review Symposium—Athens, GA October 2019
Participated on panel about money bail reform and abolition.

Georgia College, Constitution Day—Milledgeville, GA September 2019
Served on a panel about the Constitution of United States.

Federalist Society, Atlanta Lawyer Conference—Atlanta, GA September 2019
Served on panel hosted by the Atlanta lawyer chapter of the Federalist Society with Georgia Solicitor General Andrew Pinson

Baker Botts Diversity Panel—Atlanta, GA June 2019
Moderated a panel on LGBTQ rights

NAACP LDF Conference on Fourteenth Amendment—Atlanta, GA February 2019
Served on panel about the future of the Fourteenth Amendment

OutLaw Discussion, University of Chicago—Chicago, IL November 2018
Discussed clerkships and academic careers with LGBT law students

Georgia Bar, Section 1983 Panel—Atlanta, GA November 2018
Served on panel about the Supreme Court’s Section 1983 jurisprudence

Georgia Bar, Supreme Court Review—Atlanta, GA October 2018
Gave presentation on federalism jurisprudence in the United States Supreme Court’s previous term

Empowerment Summit—Atlanta, GA October 2018
Served on panel about “Hot Topics in the Law”

BLSA Careers in Law Panel, University of Chicago—Chicago, IL
Served on panel about legal careers

JusticeFest—Athens, GA November 2018
Served as keynote speaker for annual festival sponsored by the Economic Justice Coalition

Federalist Society, Atlanta Lawyer Conference—Atlanta, GA September 2018

Served on panel hosted by the Atlanta lawyer chapter of the Federalist Society with Georgia Solicitor General Andrew Pinson

American Constitution Society, University of Georgia—Athens, GA April 2018

Presented lecture on Access to Courts

Conversation with Chief Justice Leah Ward Sears—Atlanta, GA February 2018

Delivered remarks at panel featuring biography of former Chief Justice Leah Ward Sears of the Georgia Supreme Court

Conversation with Justice Sonia Sotomayor—Atlanta, GA February 2018

Moderated a discussion with Justice Sonia Sotomayor of the United States Supreme Court

Emory Law School Alumni Weekend— Atlanta, GA October 2017

Served on Panel about Constitutionalism in the American Presidency

Emory Public Interest Committee Conference— Atlanta, GA October 2017

Keynote Speaker

Federalist Society, Atlanta Lawyer Conference— Atlanta, GA September 2017

Served on panel hosted by the Atlanta lawyer chapter of the Federalist Society with Georgia Solicitor General Sarah Warren

Ebenezer Baptist Church— Athens, GA May 2017

Keynote Speaker at Ceremony for Recent Graduates

New Grove Baptist Church— Winterville, GA March 2017

Keynote Speaker at Deacon Fellowship Program

Conversation with Congressman John Lewis—Washington, D.C. March 2017

Moderated a discussion with Congressman John Lewis for a Centennial Celebration of Emory Law

American Constitution Society—Atlanta, GA January 2017

Served on a panel at Emory Law School about hate crimes

Emory Public Interest Committee Conference- Atlanta, GA October 2016

Served on a panel about civil-rights oriented litigation

The Association of Corporate Counsel—San Francisco, CA October 2016

Served on panel about the United States Supreme Court with Hon. Alex Kozinski, Hon. James Robart, and Supreme Court advocate Aaron Street

Black Law Students Association—Atlanta, GA September 2016

Moderated panel about diversity and inclusion hosted by the Emory chapter of BLSA

Federalist Society— Atlanta, GA September 2016

Served on panel hosted by the Atlanta lawyer chapter of the Federalist Society with Georgia Solicitor General Britt Grant

American Constitution Society—Atlanta, GA September 2016

Served on panel hosted by Georgia Lawyer ACS Chapter about the Supreme Court with Georgia Supreme Court Justice David Nahmias and Supreme Court advocate Merritt McAllister

The Decatur Book Festival—Atlanta, GA September 2016

Moderated a discussion with Jim Obergefell, the lead plaintiff in *Obergefell v. Hodges*, in which the Supreme Court ruled in favor of marriage equality.

The Reichstag—Berlin, Germany July 2016

Presented on the Rise of Populism at conference sponsored by the American Council on Germany

University of Miami—Miami, FL July 2016
Commentator at John Mercer Langston Conference, University of Miami

John Marshall Law School—Atlanta, GA April 2016
Presented remarks about the Supreme Court to the new student chapter of the American Constitution Society

Emory Law School—Atlanta, GA April 2016
Panel about Justice Scalia’s jurisprudence sponsored by student chapter of American Constitution Society

University of California, Berkeley—Berkeley, CA October 2015
Respondent to Randy Barnett at the Berkeley Political Science Department’s Baxter Liberty Initiative Lecture

Bar Association of San Francisco—San Francisco, CA October 2015
Panelist for “Supreme Court Preview” sponsored by the Appellate Section of Bar Association of San Francisco

Bryan Cave LLP—Atlanta, GA September 2015
Panelist on Supreme Court Preview panel sponsored by Atlanta Lawyer Chapter of the Federalist Society

University of California, Berkeley—Berkeley, CA February 2015
Respondent to Amanda Hollis-Brusky on *Ideas with Consequences: The Federalist Society and the Conservative Counterrevolution*

Morrison Foerster LLP—San Francisco, CA July 2015
Moderator of “*Obergefell v. Hodges*: Marriage Equality at the Supreme Court” at panel sponsored by the American Constitution Society’s Bay Area Lawyer Chapter and the Bay Area Lawyers for Individual Freedom

University of California, Davis—Davis, CA November 2014
Moderator of panel at conference entitled “Poverty, Precarity, & Work: Struggle and Solidarity in an Era of Permanent (?) Crisis”

University of California, Berkeley—Berkeley, CA September 2014
Panelist at “Marriage Equality and the Supreme Court,” sponsored by the Federalist Society’s UC Berkeley Student Chapter

Stanford Law School—Palo Alto, CA March 2013
Moderator of “A Conversation with Federal Judges” sponsored by the American Constitution Society

Bar Association of San Francisco—San Francisco, CA October 2012
Panelist for “Supreme Court Preview” sponsored by the Appellate Section of Bar Association of San Francisco

Orrick, Herrington & Sutcliffe LLP—San Francisco, CA October 2011
Moderator of “Supreme Court Preview: Upcoming Cases and Potential Controversies,” sponsored by the American Constitution Society’s Bay Area Lawyer Chapter and Bay Area Lawyers for Individual Freedom

University of California, Berkeley—Berkeley, CA September 2011

Panelist for discussion on judicial restraint sponsored by the Federalist Society's UC Berkeley Student Chapter

MEDIA APPEARANCES

- WXIA-TV, Feb. 9, 2021, John Shriek, *Trump calls posthumous defense 'witness' in impeachment trial: Julian Bond*, <https://www.11alive.com/article/news/politics/trump-impeachment-defense-team-to-use-julian-bond-supreme-court-ruling/85-bcf54ff2-f47b-474e-a6ab-937d5d300afd>
- Georgia Public Broadcasting, Jan. 6, 2021, *Political Rewind: As Georgia Counts Votes, Chaos Unfolds At Nation's Capitol*, <https://www.gpb.org/news/2021/01/06/political-rewind-georgia-counts-votes-chaos-unfolds-at-nations-capitol>
- Georgia Public Broadcasting, Nov. 10, 2020, *Political Rewind: SCOTUS Weighs Affordable Care Act; Georgia GOP Squabbles Over Election*, <https://www.gpb.org/news/2020/11/10/political-rewind-scotus-weighs-affordable-care-act-georgia-gop-squabbles-over>
- Georgia Public Broadcasting, *Political Rewind: New Poll Shows Tight Presidential And Senate Races in Georgia*, <https://www.gpb.org/news/2020/09/22/political-rewind-new-poll-shows-tight-presidential-and-senate-races-in-georgia>
- CBS NEWS WITH NORA O'DONNELL, Sept. 24, 2020 (interview about police accountability)
- Georgia Public Broadcasting, *Political Rewind: The #Defund Movement In Georgia*, August 31, 2020 <https://www.gpb.org/news/2020/08/31/political-rewind-the-defund-movement-in-georgia> (radio panelist)
- WGCL CBS46, *Law professor tackles when deadly force is justified*, https://www.cbs46.com/news/law-professor-tackles-when-deadly-force-is-justified/article_5b4b78b6-e909-11ea-ad7e-93d865b61c73.html, August 27, 2020 (interview discussing unconstitutional excessive force)
- Supreme Myths Podcast, August 7, 2020, <https://podcasts.apple.com/us/podcast/supreme-myths/id1523903890> (podcast interviewee)
- Washington Post, Lateshia Beachum, August 6, 2020, *Georgia teens shared photos of maskless students in crowded hallways. Now they're suspended*, <https://www.washingtonpost.com/education/2020/08/06/georgia-teens-shared-photos-maskless-students-crowded-hallways-now-theyre-suspended/> (newspaper quotation)
- Bloomberg Law, Kimberly Strawbridge Robinson, July 27, 2020, *Gorsuch Doesn't Give a 'Fig' What You Think, Just Like Mentor* <https://news.bloomberglaw.com/ip-law/gorsuch-doesnt-give-a-fig-what-you-think-just-like-mentor> (newspaper quotation)
- Georgia Public Broadcasting, July 17, 2020 *Political Rewind: Political Rewind: Fiery Battle On Mask Mandates Enters The Court Room*, <https://www.npr.org/podcasts/487480863/political-rewind> (radio panelist)
- Georgia Public Broadcasting, June 22, 2020 *Political Rewind: U.S. Supreme Court Hands Down Rulings on Crucial Cases*, <https://www.npr.org/podcasts/487480863/political-rewind> (radio panelist)
- Strict Scrutiny Podcast, June 8, 2020, *Made Up Immunities*, <https://strict-scrutiny.simplecast.com/episodes/made-up-immunities> (podcast panelist)
- COURT TV, May 8, 2020, *Robocalls to be Argued in U.S. Supreme Court*, <https://www.courttv.com/news/robocalls-to-be-argued-in-u-s-supreme-court-live-teleconference/> (interview)
- Atlanta Journal-Constitution, *Georgia legal experts: Impact unclear in granting 'personhood' to fetus*, June 3,

- 2019, <https://www.ajc.com/news/state--regional-govt--politics/georgia-legal-experts-impact-unclear-granting-personhood-fetus/Pya0HzXMy56B60hYYubNbP/> (newspaper quotation)
- Washington Post, Eli Rosenberg, *She lost her school job after refusing to sign a pro-Israel pledge. Now, she's filing a lawsuit*, Dec. 17, 2018 (newspaper quotation) https://www.washingtonpost.com/nation/2018/12/18/she-lost-her-school-job-after-refusing-sign-pro-israel-pledge-now-shes-filing-lawsuit/?utm_term=.6c200cc82a48
- Atlanta Journal-Constitution, *Welfare for sharks. Aquarium the latest on tax train*, Sept. 13, 2018, <https://www.ajc.com/news/local/torpy-large-welfare-for-sharks-aquarium-the-latest-tax-train/zVL6ZPoeIhpmNaU815sUuO/> (newspaper quotation)
- Georgia Public Broadcasting, *On Second Thought*, July 13, 2018, <https://www.gpb.org/news/2018/07/13/on-second-thought-for-friday-july-13-2018> (radio interview)
- Washington Post, Eli Rosenberg, *This teen's racist prom invite was a bad idea. But a free-speech expert says it's his right*, Apr. 25, 2018 (Newspaper quotation) https://www.washingtonpost.com/news/education/wp/2018/04/24this-teens-racist-prom-invite-was-a-bad-idea-but-a-free-speech-expert-says-its-his-right/?utm_term=.575de3439602
- Newnan Times-Herald, Sarah Fay Campbell, *Experts: Hate speech is still free speech*, Apr. 19, 2018 (Newspaper quotation), available at <http://times-herald.com/news/2018/04/experts-hate-speech-is-still-free-speech>
- Associated Press, Kate Brumback, *Sotomayor urges citizens to be active in lawmaking process*, Feb. 6, 2018 (Newspaper reference), available at, <http://abcnews.go.com/Politics/wireStory/sotomayor-urges-citizens-actively-participate-society-52883437>
- Atlanta Journal-Constitution, Eric Sturgis, *Justice Sotomayor bemoans lack of diverse backgrounds on top court*, Feb. 6, 2018 (Newspaper reference), available at <http://www.myajc.com/news/local-education/justice-sotomayor-bemoans-lack-diverse-backgrounds-top-court/VclZPz9zz5w7krpIrfXjoN/>
- WABE, Lisa Hagen, *US Supreme Court Justice Sonia Sotomayor To Emory Audience: Be Involved*, Feb. 6, 2018, (Radio reference), available at <https://www.wabe.org/us-supreme-court-justice-sonia-sotomayor-emory-audience-involved/>
- Harvard Magazine, Michael Zuckerman, *Alec Karakatsanis puts "human caging" and "wealth-based detention" in America on trial*, Sept. 2017 (Magazine Quotation), available at <http://harvardmagazine.com/2017/09/criminal-justice-reform>
- New York Times, Eli Rosenberg, *A Muslim-American Activist's Speech Raises Ire Even Before It's Delivered*, May 26, 2017 (Newspaper Quotation), available at https://www.nytimes.com/2017/05/26/nyregion/linda-sarsour-cuny-speech-protests.html?_r=0
- New York Times, Eli Rosenberg, *Judge in Houston Strikes Down Harris County's Bail System*, April 29, 2017, available at <https://www.nytimes.com/2017/04/29/us/judge-strikes-down-harris-county-bail-system.html>
- Athens Banner-Herald, *Legal scholar Fred Smith, Jr., to speak Sunday in Winterville*, Mar. 13, 2017, available at <http://onlineathens.com/features/2017-03-13/legal-scholar-fred-smith-jr-speak-sunday-winterville>
- Georgia Public Broadcasting, *Political Rewind*, Feb. 1, 2017 (Radio Interview), available at <http://gpbnews.org/post/tensions-escalate-over-scotus-cabinet-nominees>
- Yahoo News, Michael Walsh, *Dylann Roof's request to represent himself was odd but not unprecedented*, Nov. 28, 2016 (Online News Quotation), available at <https://www.yahoo.com/news/dylann-roofs-request-to-represent-himself-was-odd-but-not-unprecedented-204443035.html>

Atlanta Journal-Constitution, Janel Davis, *Supreme Court ruling revives importance of campus diversity*, June 23, 2016 (Newspaper Quotation), available at <http://www.myajc.com/news/news/local-education/supreme-court-ruling-revives-importance-of-campus-/nrmXx/>
WABE, *Once Blocked, Georgia's 20-Week Abortion Ban Can Now Be Enforced*, May 26, 2016 (Radio Interview), available at <http://news.wabe.org/post/once-blocked-georgias-20-week-abortion-ban-can-now-be-enforced>

WABE, *Expected Ga. Law Shift Could Affect Immigrant Students' Suit*, Apr. 28, 2016 (Radio Quotation), available at <http://news.wabe.org/post/expected-ga-law-shift-could-affect-immigrant-students-suit>

Daily Report, Gabrielle Orum Hernández, *Ex-Clerks to Sotomayor and Alito Say Scalia's Empty Seat Isn't a Crisis*, Apr. 16, 2016, available at <http://www.dailyreportonline.com/id=1202754750133/ExClerks-to-Sotomayor-and-Alito-Say-Scalias-Empty-Seat-Isnt-a-Crisis?slreturn=20160602212000>

WXIA-TV, *Meet Merrick Garland, Obama's Supreme Court* (Television Interview), available at <http://mox.11alive.com/story/news/nation-now/2016/03/16/meet-merrick-garland-obamas-supreme-court-nominee/81867134/>

New York Times, Shaila Dewan, *Court by Court, Lawyers Fight Policies That Fall Heavily on the Poor*, Oct. 23, 2015 (Newspaper Quotation), available at <http://www.nytimes.com/2015/10/24/us/court-by-court-lawyers-fight-practices-that-punish-the-poor.html>

Athens Banner-Herald, Joe Johnson, *An Athens story: From sharecropping to the U.S. Supreme Court*, June 29, 2013 (Newspaper Feature), <http://onlineathens.com/local-news/2013-06-29/athens-story-sharecropping-us-supreme-court>

UNIVERSITY AND LAW SCHOOL SERVICE ACTIVITIES

Chair, Naming Honors Committee for Emory University (2020-)

Emory Law Faculty Appointments (2017-Present)

Chair (2020-)

Business Law Subcommittee Chair (2019-2020)

Criminal Law Subcommittee Chair (2018-19)

Chair, Search Committee for Emory Law's inaugural John Lewis Chair of Social Justice (2020-)

Co-Founder, Berl Boykin Fierce Leadership Award, Emory University Campus Life (2020)

Member, Committee on Interdisciplinary Research Proposals, Emory Law School (2018-2019)

Member, Vice Provost of Faculty Affairs Search Committee, Emory University (2017-18)

Member, Faculty Advisory Committee, Emory Law School (2017-2018)

Advisor, Emory Law Journal (2017-2019)

Academic Excellence Advisor, Black Law Students Association, Emory Law School (2015-)

Multistate Bar Exam Review Session Lecturer, Emory Law School (2017, 2018)

Advisor, Queer Caucus, Berkeley Law School (2010-2015)

Advisor, American Constitution Society, Berkeley Law School

Facilitator, Professionalism Program, Emory Law School

Selection Committee, Berkeley Law School Thelen Marrin Writing Prize (2015)

Berkeley Law School, Faculty Workshop Committee (2014-15)

American Constitution Student Chapter Advisor, Berkeley Law School (2010-13)

Civil Procedure and Litigation Reading Group, Berkeley Law School (2012)

Clerkships Committee, Berkeley Law School (2010-2013)

OTHER PROFESSIONAL SERVICE ACTIVITIES

Board Member, Lambda Legal National Board (2020-)
Co-Chair, Diversity and Inclusion Committee (2021-)
Member, Strategic Planning Committee (2020-)
Co-Organizer, John Mercer Langston Conference (2020-22)
Emerging Scholar Advisor and Mentor (2018-)
American Association of Law Schools, Federal Courts Section Executive Committee (2019-2020)
AALS Selection Committee, Best Untenured Article on Federal Jurisdiction (2019-2020)
Board, Invest Atlanta (2018-)
Chair, Economic Development Committee (2018-2019)
Atlanta Mayoral LGBTQ+ Advisory Board (2018-)
Advisor, United States Supreme Court Fellows Program (2018-2019) (invited by the Chief Justice)
Advisory Board, Harvard Debate Council Diversity Project (2017-2019)
Co-Organizer, Ninth Annual Junior Federal Courts Conference, Atlanta (2017)
Contributor to JOTWELL, Court Section, (2017-)
Lambda Legal Atlanta Leadership Circle (2016-)
National Board, Civil Rights Corps (2016-Present)
National Moot Court Problem Writer, National Black Law Students Association (2016, 2017)
American-German Young Leader, American Council on Germany, Berlin (2016)
Host Committee, Atlanta Black Jewish Coalition Seder (2016)
Advisor, Emerging Scholars Program (2015-)
Board, Northern California Chapter of the American Constitution Society (2012-13)
Host Committee, Transgender Law Center Annual Gala (2012)

OTHER LEGAL EXPERIENCE

Bondurant, Mixson and Elmore, LLP—Atlanta, GA 2008-09
Drafted appellate briefs; complaints; trial court briefs; discovery requests; legal correspondence; and memoranda on issues varying from voting rights to business disputes.

Western Judicial Circuit of Georgia, District Attorney's Office—Athens, GA 2007
Co-authored briefs; crafted suppression motions; examined witnesses and argued at arraignments and suppression hearings; represented the State in adjudications involving juvenile offenders.

Stanford Supreme Court Litigation Clinic—Palo Alto, CA 2005-06
Co-drafted petitions for certiorari and briefs that were submitted to the United States Supreme Court; authored memoranda evaluating potential cases; participated in appellate moot argument sessions.

Committee to Re-Elect Justice Leah Sears—Atlanta, GA 2004
Assisted in debate preparation; oversaw volunteers throughout the state of Georgia.

Justice George Carley, Supreme Court of Georgia—Atlanta, GA 2004
Drafted bench briefs and memoranda on cases and legal issues before the court.

Harvard Law School Professor Lani Guinier—Cambridge, MA 2003-04
Provided research assistance.

University of Georgia Legal Aid Clinic—Athens, GA 2003
Researched for appellate briefs and suppression motions; interviewed clients and witnesses in preparation for trials; advised in jury selection.

Rainbow Push Coalition, General Counsel's Office—Atlanta, GA 2002
Co-authored a report on corporate diversity; conducted; wrote press releases on sociopolitical issues.

Civil Rights Project of Harvard Law School—Cambridge, MA
Conducted research; edited research papers and legal briefs.

2001-03

BAR ADMISSIONS

State of Georgia