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Zachary Mayer, Esq., (State Bar No.: 199434)  
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Attorneys for Respondent, **JOHN CHARLES EASTMAN**

**STATE BAR COURT OF CALIFORNIA  
HEARING DEPARTMENT – LOS ANGELES**

**FILED** *J.H.*  
**3/22/2023**  
**STATE BAR COURT  
CLERK'S OFFICE  
LOS ANGELES**

In the Matter of:	CASE NO.: SBC-23-O-30029 <i>Assigned to Hon. Yvette D. Roland</i>
JOHN CHARLES EASTMAN, State Bar No. 193726, An Attorney of the State Bar.	Courtroom B  <b>RESPONDENT'S DESIGNATION OF EXPERT WITNESS INFORMATION</b>  [State Bar Rule of Procedure 5.65.1]

**TO THE OFFICE OF CHIEF TRIAL COUNSEL OF THE STATE BAR OF CALIFORNIA  
AND TO ITS DEPUTY TRIAL COUNSEL OF RECORD:**

Pursuant to the State Bar of California's Rule of Procedure 5.65.1, respondent JOHN C. EASTMAN ("Respondent") hereby submits the following expert witness designation:

The following experts have been retained by Respondent and are expected to testify at trial:

- 1) S. Stanley Young, Ph.D., 3401 Caldwell Drive, Raleigh, NC 27607-3326, (919) 782-2759;
- 2) John "Jay" Valentine, 634 Van Bibber Road, P.O. Box 1206, Salado, TX. 76571, (512) 771-7707;
- 3) Joseph N. Fried, 37061 Lakeshore Boulevard, Eastlake, Ohio 44095, (216) 524-2143;
- 4) John C. Yoo, School of Law, University of California at Berkeley, Berkeley, CA

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94720, (510) 600-3217;

5) Rebecca Roiphe, New York Law School 185 West Broadway New York, NY 10013, (212) 431-2804;

6) Kurt Olsen, 1250 Connecticut Ave NW Ste 700 Washington, DC 20036-2657, (202) 408-7025; and

7) Hon. Janice Rogers Brown (Ret.), School of Law, University of California at Berkeley, Berkeley, CA 94720, (202) 704-7872.

Furthermore, Respondent designates experts as non-retained expert witnesses, due to their role as percipient witnesses. The non-retained experts are listed in Exhibit “F” to Mr. Miller’s declaration.

Respondent specifically reserves the right to submit a rebuttal expert witness designation pursuant to State Bar of California’s Rule of Procedure 5.65.1(B).


By simply designating any of the foregoing persons or entities as an expert witness, to the extent that any are designated, Respondent expressly does not intend to waive any attorney/client privilege and/or attorney work-product protection, which may presently exist.

Respondent reserves the right to supplement, add to, delete, and/or amend his designation of expert witnesses up until 11 days prior to the scheduled trial date.

Respondent reserves the right to question certain witnesses including, but not limited to, the nature of which testimony Respondent does not believe to be in the province of an expert opinion but to the extent so considered by the Court such reservation is made.

Dated: March 21, 2023

**MILLER LAW ASSOCIATES, APC**

By:   
Randall A. Miller, Esq.  
Zachary Mayer, Esq.  
Attorneys for Respondent JOHN C. EASTMAN

**DECLARATION OF RANDALL A. MILLER**

I, Randall A. Miller, Esq. hereby declare:

1. I am an attorney licensed to practice before all courts of the State of California, and am the principal at Miller Law Associates, APC, counsel of record for Respondent JOHN C. EASTMAN in this action. As such, the following facts are within my own personal knowledge.

2. I have personal knowledge of the matters set forth herein, and if called as a witness, I could and would competently testify to the facts set forth below.

3. I make this declaration in support of Respondent’s Designation of Expert Witness Information in the above-entitled action in accordance with State Bar of California’s Rule of Procedure 5.65.1.

4. The following persons are retained experts whose opinion testimony Respondent intends to offer at trial of this action. The information provided below is in compliance with Code of Civil Procedure §2034.260(c):

**I. S. STANLEY YOUNG, PHD.**

**A.** Qualifications: Dr. Young is currently the CEO of CGStat and previously worked at Eli Lilly, GlaxoSmithKline and the National Institute of Statistical Sciences on questions of applied statistics. Dr. Young graduated from North Carolina State University, BS, MES and a PhD in Statistics and Genetics. He has authored or co-authored over 70 papers including six “best paper” awards, and a highly cited book, *Resampling-Based Multiple Testing*. Dr. Young is a Fellow of the American Statistical Association and the American Association for the Advancement of Science. He is also an adjunct professor of statistics at North Carolina State University, the University of Waterloo, and the University of British Columbia where he has co-directed thesis work, as well as an adjunct professor of biostatistics in the Jiann-Ping Hsu College of Public Health at Georgia Southern University. Dr. Young was a member of the Scientific Advisory Board of the U.S. Environmental

1 Protection Agency. A true and correct copy of Dr. Young’s curriculum vitae  
2 is attached hereto as **Exhibit “A.”**

3 **B.** Expected Testimony: Dr. Young is expected to testify regarding a  
4 report he drafted regarding statistical anomalies (per state/county) he found  
5 the 2020 election results as compared to the 2016 and 2012 election results.

6 **C.** Dr. Young has agreed to testify at trial.

7 **D.** Familiarity: Upon completion of his review of all materials generated  
8 and/or relied upon by all other parties' similarly designed experts, discovery  
9 materials, deposition testimony and upon due notice, Dr. Young will be  
10 sufficiently familiar with this action to submit to a meaningful deposition.

11 **E.** Fees: Dr. Young’s hourly rate for all of his work (including but not  
12 limited to reviewing records, consultation with counsel, and testimony) is  
13 \$200 per hour and reimbursement for all travel expenses.

14 **II. JOHN “JAY” VALENTINE**

15 **A.** Qualifications: Mr. Valentine graduated Georgetown in 1973 with a  
16 Bachelor of Science in Foreign Service. Since 1979, Mr. Valentine has  
17 worked in computer programming creating a number of programs for large  
18 entities (such as eBay, Transportation Security Administration, State Farm,  
19 Geico, and USAA) to find data matches in order to, for example, prevent  
20 online auction fraud, identify terrorists, and stop insurance fraud rings. A  
21 true and correct copy of Mr. Valentine’s biography is attached hereto as  
22 **Exhibit “B.”**

23 **B.** Expected Testimony: Mr. Valentine is expected to testify regarding  
24 his findings regarding voter registration anomalies he found while searching  
25 the voter rolls for numerous states, including but not limited to, Alabama,  
26 Arizona, Florida, Georgia, Michigan, Wisconsin, Missouri, Nevada, New  
27 Hampshire, North Carolina, Ohio, Pennsylvania, South Carolina, and Texas.

28 **C.** Mr. Valentine has agreed to testify at trial.

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- D. Familiarity: Upon completion of his review of all materials generated and/or relied upon by all other parties' similarly designed experts, discovery materials, deposition testimony and upon due notice, Mr. Valentine will be sufficiently familiar with this action to submit to a meaningful deposition.
- E. Fees: Mr. Valentine does not charge an hourly fee but requires reimbursement for all travel expenses.

**III. JOSEPH N. FRIED, CPA**

- A. Qualifications: Mr. Fried obtained his MBA in 1979 in Audit and Accounting from Case Western Reserve University. He has been a licensed CPA since 1980. Since 1979 he has been working as an accountant and been performing certified audits of public and non-public entities. Since 1992, Mr. Fried also reviewed other CPA audit firms to determine their adherence to professional standards for certified audits. A true and correct copy of Mr. Fried's biography is attached hereto as **Exhibit "C."**
- B. Expected Testimony: Mr. Fried is expected to testify regarding how an audit certification operates and his opinion regarding whether the 2020 election should have been certified under the professional standards for certified audits in certain states.
- C. Mr. Fried has agreed to testify at trial.
- D. Familiarity: Upon completion of his review of all materials generated and/or relied upon by all other parties' similarly designed experts, discovery materials, deposition testimony and upon due notice, Mr. Fried will be sufficiently familiar with this action to submit to a meaningful deposition.
- E. Fees: Mr. Fried's hourly rate for all of his work (including but not limited to reviewing records, consultation with counsel, and testimony) is \$250 per hour and reimbursement for all travel expenses.

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1           **IV.    JOHN C. YOO, ESQ.**

2           **A.**       Qualifications: Mr. Yoo graduated from Harvard University *summa*  
3                   *cum laude* in 1989 with an A.B. in History and from Yale Law School in  
4                   1992 with a J.D. Mr. Yoo has been teaching constitutional law at the  
5                   University of California at Berkeley School of Law since 1993. A true and  
6                   correct copy of Mr. Yoo’s curriculum vitae is attached hereto as **Exhibit “D”**.

7           **B.**       Expected Testimony: Mr. Yoo is expected to testify regarding the  
8                   Twelfth Amendment to the Constitution of the United States of America and  
9                   his legal interpretation of same as a constitutional law scholar. Mr. Yoo is  
10                  also expected to testify regarding the good faith legal arguments a lawyer can  
11                  advocate regarding the constitutional interpretation of the Twelfth  
12                  Amendment.

13          **C.**       Mr. Yoo has agreed to testify at trial.

14          **D.**       Familiarity: Upon completion of his review of all records and  
15                  materials generated and/or relied upon by all other parties' similarly designed  
16                  experts, discovery materials, deposition testimony and upon due notice, Mr.  
17                  Yoo will be sufficiently familiar with this action to submit to a meaningful  
18                  deposition.

19          **E.**       Fees: Mr. Yoo’s hourly rate for all of his work (including but not  
20                  limited to reviewing records, consultation with counsel, and testimony) is  
21                  \$1,200 per hour and reimbursement for all travel expenses.

22           **V.    REBECCA ROIPHE, ESQ.**

23          **A.**       Qualifications: Ms. Roiphe obtained her B.A. in American Literature  
24                  and History in 1993 from Columbia University, her J.D. (*cum laude*) from  
25                  Harvard University in 2000, and her Ph.D. in American History from the  
26                  University of Chicago in 2002. Since 2007, Ms. Roiphe has been a Professor  
27                  of Law at New York Law School, focusing in legal ethics and professional  
28

1 responsibility. A true and correct copy of Ms. Roiphe’s curriculum vitae is  
2 attached hereto as **Exhibit “E”**.

3 **B.** Expected Testimony: Ms. Roiphe is expected to testify regarding a  
4 lawyer’s First Amendment rights both in relation to a client and outside of  
5 any attorney-client relationship. Ms. Roiphe is also expected to testify  
6 regarding the circumstances in which a state bar may impose discipline  
7 against a lawyer for exercising a lawyer’s First Amendment rights.

8 **C.** Ms. Roiphe has agreed to testify at trial.

9 **D.** Familiarity: Upon completion of her review of all records and  
10 materials generated and/or relied upon by all other parties' similarly designed  
11 experts, discovery materials, deposition testimony and upon due notice, Ms.  
12 Rophie will be sufficiently familiar with this action to submit to a meaningful  
13 deposition.

14 **E.** Fees: Ms. Roiphe’s hourly rate for all of her work (including but not  
15 limited to reviewing records, consultation with counsel, and testimony) is  
16 \$800 per hour and reimbursement for all travel expenses.

17 **VI. KURT OLSEN, ESQ.**

18 **A.** Qualifications: Mr. Olsen graduated from the Naval Academy in 1984  
19 with a BSc. in Business with merit. Mr. Olsen served as a Navy Seal until  
20 1989 when he was honorably discharged as a Lieutenant. Mr. Olsen obtained  
21 his J.D. from George Washington University National Law Center in 1992.  
22 Since 1992, Mr. Olsen has been working as a litigator defending products  
23 liability cases and plaintiff side class action securities litigation. Mr. Olsen  
24 was one of the main drafters for *Texas v. Pennsylvania*, United States  
25 Supreme Court Case No. 22O155. Mr. Olsen also represented Kari Lake in  
26 her election challenges in the Arizona Court of Appeals.

27 **B.** Expected Testimony: Mr. Olsen is expected to testify regarding the  
28 factual and legal allegations regarding election contests and investigations

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across the country, and where there was evidence of illegal voting that may have been outcome determinative in several states, including but not limited to, Pennsylvania, Georgia, Wisconsin, and Arizona. Mr. Olsen is also expected to testify regarding constitutional issues under Article I, Section 4, Clause 1 and Article II, Section 1, Clause 2 of the United States Constitution, the legal basis for election challenges across the country, and the facts and circumstances which gave rise to violations of state laws.

C. Mr. Olsen has agreed to testify at trial.

D. Familiarity: Upon completion of his review of all records and materials generated and/or relied upon by all other parties' similarly designed experts, discovery materials, deposition testimony and upon due notice, Mr. Olsen will be sufficiently familiar with this action to submit to a meaningful deposition.

E. Fees: Mr. Olsen's hourly rate for providing deposition and trial testimony is \$1,150 per hour and \$950 per hour for any other work.

**VII. HON. JANICE ROGERS BROWN (RET.).**

A. Qualifications: Judge Rogers Brown is a graduate of the University of California, Los Angeles, School of Law and California State University, Sacramento, where she majored in Economics. In 2004, Judge Rogers Brown received a Master of Laws degree in Judicial Process after completing the Graduate Program for Judges at the University of Virginia School of Law. Judge Rogers Brown was confirmed to the United States Court of Appeals for the District of Columbia Circuit on June 8, 2005. From 1996 to 2005, Judge Rogers Brown was an Associate Judge of the California Supreme Court. Previously, she served as an Associate Justice of the Third District Court of Appeal in Sacramento and as the Legal Affairs Secretary to Governor Pete Wilson. Prior to joining Governor Wilson's senior staff, Judge Rogers Brown was an associate at Nielsen, Merksamer, Parrinello,



1 Mueller & Naylor, a government and political law firm. Before joining the  
2 firm, Judge Rogers Brown served as Deputy Secretary and General Counsel  
3 for the state's Business, Transportation and Housing Agency, working  
4 primarily with business regulatory departments. She came to BT&H after  
5 eight years in the Attorney General's Office, where she worked in both the  
6 criminal appellate and civil trial divisions. She also worked for two years for  
7 the Legislative Counsel and previously served as an adjunct professor at the  
8 University of the Pacific's McGeorge School of Law.

9 Judge Rogers Brown served as a member of the Independent Advisory Board  
10 to the Institute for Legislative Practice at the McGeorge School of Law, and  
11 is a former member of the Judicial Council of California, having served on  
12 the Judgeship Needs Advisory Committee and the 2020 Vision Commission  
13 on the Future of the California Courts. She chaired California's White Collar  
14 Crime Task Force and is affiliated with the American Judges Association, the  
15 American Judicature Society and the Federalist Society. She also sits on the  
16 Board of Regents for both Pepperdine University and the University of the  
17 Pacific.

18 Judge Rogers Brown is the recipient of honorary doctorate degrees from  
19 Pepperdine University and Southwestern School of Law, and received the  
20 UCLA School of Law Alumnus of the Year award in 1998 and UCLA's 2004  
21 Award for Excellence in Public Service. She also has been honored with the  
22 Jurisprudence Award of the Claremont Institute's Center for Constitutional  
23 Jurisprudence, the Lifetime Achievement Award from the Georgetown  
24 University Chapter of the Federalist Society, a Distinguished Service Award  
25 from the California State University, Sacramento, Alumni Association, as  
26 well as a Distinguished Jurist Award from the California Lincoln Club. Judge  
27 Rogers Brown retired from the bench in 2017.  
28

1 B. Expected Testimony: Judge Rogers Brown is expected to testify  
2 regarding her opinion that the California State Bar seems to be moving into  
3 unchartered territory with seeking to discipline an attorney on one side of a  
4 contentious legal fight.

5 C. Judge Rogers Brown has agreed to testify at trial.

6 D. Familiarity: Upon completion of her review of all records and  
7 materials generated and/or relied upon by all other parties' similarly designed  
8 experts, discovery materials, deposition testimony and upon due notice,  
9 Judge Rogers Brown will be sufficiently familiar with this action to submit  
10 to a meaningful deposition.

11 E. Fees: Judge Rogers Brown hourly rate for all of her work (including  
12 but not limited to reviewing records, consultation with counsel, and  
13 testimony) is \$1,200 per hour and reimbursement for all travel expenses.

14 5. A true and correct copy of a list of the individuals that Respondent designates as non-  
15 retained expert witnesses, due to their role as percipient witnesses, is attached hereto as “**Exhibit**  
16 **F.**” The blank boxes represent that Respondent does not know the address or telephone information  
17 for those non-retained experts.

18 I declare under penalty of perjury and the laws of the State of California that the foregoing  
19 is true and correct and that this declaration was executed this 21st day of March, 2023 at Los  
20 Angeles, California.

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Randall A. Miller

**PROOF OF SERVICE**

1 I am a resident of the State of California, over the age of eighteen years, and not a party to  
2 the within action. My business address is MILLER LAW ASSOCIATES, APC, 411 South Hewitt  
3 Street, Los Angeles, CA 90013. On March 21, 2023, I e-served the document(s) described as  
4 **RESPONDENT JOHN C. EASTMAN'S DESIGNATION OF EXPERT WITNESS**  
5 **INFORMATION** on the interested parties by serving them in the manner and/or manners listed  
6 below:

Sr. Trial Counsels:  
Duncan Carling, Esq.  
duncan.carling@calbar.ca.gov  
dawn.williams@calbar.ca.gov  
Sandra.Jones@calbar.ca.gov

- 8 by transmitting via facsimile the document(s) listed above to the fax number(s) set  
9  forth below on this date.
- 10 by placing the document(s) listed above in a sealed envelope with postage thereon  
11  fully prepaid, in the United States mail at Los Angeles, California addressed as set  
12 forth below.
- 12 by causing such document to be transmitted by electronic mail to the office of the  
13  addressees as set forth below on this date.
- 14 by causing such document(s) to be sent overnight via Federal Express; I enclosed  
15  such document(s) in an envelope/package provided by Federal Express addressed to  
16 the person(s) at the address (es) set forth below and I placed the envelope/package  
17 for collection at a drop box provided by Federal Express.

17 I am readily familiar with the firm's practice of collection and processing correspondence  
18 for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day  
19 with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of  
20 the party served, service is presumed invalid if postal cancellation date or postage meter date is more  
21 than one day after date of deposit for mailing in affidavit.

20 I declare under penalty of perjury under the laws of the State of California that the above is  
21 true and correct.

22 Executed on March 21, 2023, at Los Angeles, California.

23 

24 OLGA GORBUNKOVA

# **EXHIBIT A**

Young CV 2019

S. Stanley Young  
3401 Caldwell Drive  
Raleigh, NC 27607-3326  
919 782 2759  
Cell 919 219 2030  
[genetree@bellsouth.net](mailto:genetree@bellsouth.net)

**Current Position:**  
CEO CGStat LLC

### **Education**

BS, MES, PhD, 1966, 1968, 1974, North Carolina State University, Raleigh, NC

### **Postions**

1972-1987	Research Statistician, Eli Lilly&Co.
1987-2000	Principle Consultant, GlaxoWelcome
2000-2002	Director, Statistical Research, GlaxoSmithKline
1996-	Adjunct Professor of Statistics, NCSU
1998-	Adjunct Professor of Statistics, University of Waterloo
2002-	CEO, CGStat, LLC
2002-2015	Assistant Director for Bioinformatics, NISS
2004-	Adjunct Professor of Statistics, University of British Columbia
2015-	Adjunct Professor of Biostatistics, Georgia Southern University
2018-2020	Member USEPA Scientific Advisory Board

### **Other Experience and Professional Memberships**

1972-	American Statistical Association
1972-	Biometrics Society
2004	Program Chair, ASA's Section on SPES
2003	Program Chair, Midwest Biopharmaceutical Statistics Workshop

### **Honors**

1980	Best Statistics Paper, SAS Users' Group International
1989	Best Statistics Paper, SAS Users' Group International
1990	Fellow of the American Statistics Association
1991	Best Statistics Application Paper, ASA
1998	Statistics in Chemistry Award, ASA
1999	Virtual Screening Conference, Marburg Germany
2000	Statistics in Chemistry Award, ASA
2000	Participant of "Biostatistics Workshop" at the Oberwolfach Institute in Germany
2000	Participant of "Computational Chemistry Workshop" Beilstein Institute of Germany
2006	Fellow of the American Association for the Advancement of Science
2006	Statistics in Chemistry Award, ASA

### **Book**

Peter H. Westfall and S. Stanley Young (1993) *Resampling-based Multiple Testing*, John Wiley&Sons

### **Book Chapters**

Young SS, Hawkins DM. (2004) Using recursive partitioning analysis to evaluate compound

selection methods. *Cheminformatics: Methods and Protocols* Ed. J. Bajorath. The Humana Press Inc., Totowa, NJ 07512

Westfall, W.H., Zaykin, D.V. and Young, S.S. (2002) Multiple tests for genetic effects in association studies. *Biostatistical Methods*. S.W. Looney, Ed. Humana Press Inc., Totowa, NJ 07512

Lambert CG, Young SS. (2006) Pharmaceutical research and development productivity: Can software help? *Computer Applications in pharmaceutical research and development*, Ekins S, Wang B. Eds Wiley

Young SS, Obenchain RL, Lambert CG. (2016) A Problem of Bias and Response Heterogeneity. In *Standing with Giants*. Eds. Moghissi AA and Ross G. American Council on Science and Health.

### **Patents**

Farmen MW, Lambert CG, Rusinko III AR, Young SS. Statistical deconvoluting of mixtures. US Patent 6,434,542. (1997).

Lam RLH, Welch WJ, Young SS. Cell based binning methods and cell coverage system for molecule selection. US Patent 6,850,876 (2000)

Young SS, Barrett, Jr. TH, Beecher CW. System, method, and computer program product for analyzing spectrometry data to identify and quantify individual components in a sample. US Patent 7,561,975 (2009)

### **Papers**

Gries CL, Young SS. (1982) Positive correlation of body weight with pituitary tumor incidence in rats. *Fundamental and Applied Toxicology* 2:145-148.

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Meyers DB, Young SS, Gries CL. (1985) Design of cancer assays for pharmaceutical agents. *J Natl Cancer Inst*. 74,1151-1152.

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- Young SS. (1989) What is the proper experimental unit for long-term rodent studies? An examination of the NTP benzyl acetate study. *Toxicology*. 54, 233-9.
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- Young S S, Farmen M., Rusinko A. III (1996) Random versus rational which is better for general compound screening? *Network Sci.* [Electronic Publication] 2(7), URL: <http://www.awod.com/netsci/Issues/Aug96/feature3.html>
- Hawkins, D.M., Young, S.S., and Rusinko, A. III (1997) Analysis of a large structure-activity data set using recursive partitioning. *QSAR* 16: 296-302.
- Young SS, Sheffield CF, Farmen, M. (1997) Optimum utilization of a compound collection or chemical library for drug discovery. *J. Chem. Info. Comp. Science* 37: 892-899.
- Young, S.S. and Hawkins, D.M. (1998) Using recursive partitioning to analyze a large SAR data set. *SAR and QSAR in Environmental Research* 8: 183-193.
- Westfall PH, Young SS, Lin DKJ. 1998. Forward selection error control in the analysis of supersaturated designs. *Statistica Sinica* 8, 101-117.
- Chen X, Rusinko A III, Young SS. (1998) Recursive partitioning analysis of a large structure-activity data set using three-dimensional descriptors. *J. Chem. Info. Comp. Science* 38: 1054-1062.
- Westfall PH, Krishen A, Young SS. (1998) Using prior information to allocate significance levels for multiple endpoints. *Stat Med*. 17, 2107-19.
- Chen X, Rusinko A., Tropsha A, Young S S. (1999) Automated pharmacophore identification for large chemical data sets. *J. Chem. Info. Comp. Science* 39, 887-896.
- Rusinko A, Farmen MW, Lambert CG, Brown PL, Young SS. (1999). Analysis of a large structure/biological activity data set using recursive partitioning, *J Chemical Inf Comp Sci*, 39, 1017-1026.
- Jones-Hertzog DK, Mukhopadhyay P, Keefer CE, Young SS. (1999) Use of recursive partitioning in the sequential screening of G-protein-coupled receptors. *J Pharmacol Toxicol* 42, 207-215.
- Drewry, D.H., Young, S.S. (1999) Approaches to the Design of Combinatorial Libraries. *Chemom. Intell. Lab. Syst.*, 48, 1-20.

- Zaykin DV, Young SS, Westfall PH. (2000) Using the false discovery rate approach in the genetic dissection of complex traits: a response to Weller et al. *Genetics*. 154, 1917-8.
- Young SS, Gombar VK, Emptage MR., Cariello NF, Lambert C, (2001) Mixture deconvolution and analysis of Ames mutagenicity data. *Chemometrics and Intelligent Laboratory Systems* 60, 5-11.
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- Young, SS, Lam RLH, Welch W. (2002) Initial compound selection for sequential screening. *Current Opinion in Drug Discovery & Development* 5, 422-427.
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Young SS, Kindzierski W. 2021. [Evaluation of a meta-analysis of the association between red and processed meat and selected human health effects](https://arxiv.org/abs/2111.05337), arXiv:2111.05337

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Obenchain RL, Young SS. 2023. Cancer Mortality Rates for US Counties: Are they Reliable and Predictable? arXiv:2303.03343

Young SS, WB Kindzierski WB. 2023. Statistical reproducibility of meta-analysis research claims for medical mask use in community settings to prevent COVID infection. - arXiv:2301.09189

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# **EXHIBIT B**

**John “Jay”Valentine**  
**634 Van Bibber Road**  
**P.O. Box 1206**  
**Salado, TX. 76571**  
**512-771-7707**  
[Jay@ContingencySales.com](mailto:Jay@ContingencySales.com)

Jay Valentine is the CEO of ContingencySales.com, his investment company bringing disruptive technology to market. Jay has been the CEO since 1999.

ContingencySales maintains investments in Fractal Programming and a website for personal health and fitness and a jewelry design and manufacturing firm.

Jay Valentine was the CEO of the company that developed similarity search, a patented technology for finding data matches in large, complex databases where data was modified to avoid detection.

Jay led the team that built the eBay fraud detection engine, stopping on-line auction fraud in its tracks.

Jay’s team built the underlying name-matching technology for the TSA No-Fly list saving countless lives by keeping terrorists, who modify identifiers to avoid detection, out of the United States’ air travel system.

Jay and his team won contracts with State Farm, Geico, USAA and other leading insurers to stop auto fraud rings.

When neural nets, exact matching and link analysis could not stop auto fraud rings, Jay’s team developed fraud technology identifying auto insurance fraud rings before a claim was paid.

Jay worked for the software company that invented the computer software industry, Applied Data Research, ADR. After ADR, Jay worked at software companies where bringing disruptive, innovative technologies to market was the task.

Beginning in 2012, Jay began working with Fractal technology, a disruptive new technology operating from 1,000 to a million times faster than current compute technology.

In 2021, at the request of a former law enforcement officer, Jay and his team began looking into election rolls to see if they contained anomalous data like people living in vacant lots and scores of other anomalies. During this time, Jay reviewed the voter rolls from many states and provided expert witness reports to the Wisconsin State Legislature and the Arizona Governor campaign – Kari Lake.

Jay is a graduate of Georgetown University where he majored in economics, econometrics, statistics and computer science.

Jay does not accept payment for expert witness testimony.

If Jay must travel, he charges for travel reimbursement. Any payment for expert testimony, if it is offered should go to Jay's favored animal rescue charity: Habitat for Horses.

Jay's websites:

[Omega4America.com](http://Omega4America.com) – a project website collecting information about voter anomalies

[JayValentine.com](http://JayValentine.com) - a website with Jay's writings on disruptive technology

[HabitatForHorses.org](http://HabitatForHorses.org) – Jay's favored animal rescue site

# **EXHIBIT C**



# JOSEPH N. FRIED, CPA

## Correspondence address

37061 Lakeshore Blvd.  
Eastlake, Ohio 44095

216 524 2143 – cell  
[jofried1@gmail.com](mailto:jofried1@gmail.com)

## Education

*University of Rochester,*

*Eastman School of Music* Performance BM 1972

*Case Western Reserve University* Audit and Accounting MBA 1979

## Certification

*Ohio Accountancy Board*

Licensed CPA since 1980 (license 04-1-12405)

## Experience

*Ernst & Young, LLP* Senior Accountant 1979-1983

Duties included certified audits of public and nonpublic entities

*Fried, Inc., CPAs* Owner 1983-1992

Duties included small business accounting and certified audits under generally accepted auditing and governmental auditing standards.

*Koester, DiSalvo and Fried* Founding Partner 1992-2022

Duties included certified audits under governmental auditing standards, certified audits of not-for-profit entities and mortgage companies, and review of other CPA audit firms, under the auspices of the American Institute of Certified Public Accountants, to determine their adherence to professional standards (“peer review”).

## Affiliations

*American Institute of Certified Public Accountants (AICPA)*

Member since 1982 (member no. 01117606)

*Ohio society of CPAs (OSCPA)*

Member since 1982 and authorized to conduct peer reviews since 1993

*Governmental Audit Quality Center*

Member from 2015 to 2022

Effective in January 2022, I retired from practice. However, I maintain my license with the Ohio Accountancy Board, and I retain membership in the AICPA and OSCPAs.

In January 2023, I published a book that describes my analysis of election integrity issues pertaining to the 2020 election. In particular, I focused on the certification decisions made in each of 6 swing states. The book, which was published by [Republic Book Publishers](#), is titled, [Debunked?](#).

# **EXHIBIT D**

JOHN C. YOO

School of Law, University of California at Berkeley  
Berkeley, CA 94720  
510.600.3217, [yooj@berkeley.edu](mailto:yooj@berkeley.edu)

PRESENT POSITION

*University of California at Berkeley School of Law, Berkeley, CA*  
Emanuel S. Heller Chair in Law & Distinguished Professor of Law, 2013-present.  
Professor of Law. 1999-2013.  
Acting Professor of Law. 1993-99.

Director, Public Law and Policy Program, 2013-present.  
Director, Korea Law Center, 2013-present.  
University Committee on Rules and Elections, 2018-present.  
Founder, Veterans' Law Practicum.  
Director, J.S.D. Program, 2012-17.  
Board Member, Miller Institute for Global Challenges and the Law, 2007-present.  
Director, Advanced Law Degree Program, 2004-2008.  
Director, International Legal Studies Program, 1999-2001.

Subjects: Constitutional Law, International Law, Foreign Relations Law, The US  
Presidency, International Litigation, Civil Procedure, Constitutional History

*American Enterprise Institute, Washington, D.C.*  
Nonresident Senior Fellow, 2021-present.  
Visiting Scholar, 2003-2021.

*Hoover Institution, Stanford University, Palo Alto, CA*  
Visiting Fellow, 2018-present.

PREVIOUS POSITIONS

*Seoul National University School of Law, Seoul, South Korea*  
Visiting Professor of Law, Summer 2018.

*Radzyner Law School, Interdisciplinary Center, Herzliya, Israel*  
Visiting Professor of Law, May 2015.

*Keio University, Department of Law and Political Science, Tokyo, Japan*  
Visiting Professor of Law, March 2015.

*Seoul National University School of Law, Seoul, South Korea*  
Visiting Professor of Law, Summer 2014.

*Chapman Law School, Orange CA*  
Fletcher Jones Distinguished Visiting Professor of Law. Spring, 2009.

*University of Trento, Italy*  
Fulbright Distinguished Chair in Law, Spring, 2006.

*University of Chicago Law School, Chicago IL*  
Visiting Professor of Law. Fall, 2003.

*Office of Legal Counsel, U.S. Department of Justice, Washington, D.C.*  
Deputy Assistant Attorney General. 2001-03.

*Free University of Amsterdam, Amsterdam, The Netherlands*  
Visiting Professor. Summer 1998

*Committee on the Judiciary, U.S. Senate, Washington, D.C.*  
General Counsel. 1995-1996.

*Justice Clarence Thomas, Washington, D.C.*  
Law clerk, U.S. Supreme Court. 1994-95.

*Judge Laurence H. Silberman, Washington, D.C.*  
Law Clerk. U.S. Court of Appeals for the D.C. Circuit. 1992-93.

#### EDUCATION

*Yale Law School*  
J.D., 1992  
Articles Editor, *Yale Law Journal*  
Teaching Assistant, Prof. Harold Koh  
Research Assistant, Prof. Stephen Carter  
Yale Advisory Committee on Investor Responsibility

*Harvard University*  
A.B., *summa cum laude*, History, 1989  
History Dept. Prize, Washburn Prize, Detur Prize, Phi Beta Kappa, Harvard Scholarship  
Deputy Editorial Chairman, *The Harvard Crimson*

## PROFESSIONAL ACTIVITIES

Board of Trustees, Ulysses Grant Institute, Washington, D.C., 2022-present  
Advisor, Searle Freedom Trust, Washington, D.C., 2021-present  
Member, National Board for Educational Sciences, U.S. Department of Education, 2021.  
Advisory Board, Universidad Cientifica del Sur Law School, Lima Peru, 2020-present.  
Member, Board of Trustees, Pacific Legal Foundation, 2017-present.  
Steering Committee, Asia-Pacific Law Institute, Seoul National University, 2017-present.  
Executive Board, Separation of Powers & Federalism Division, Federalist Society.  
Chancellor's Distinguished Fellow, University of California at Irvine, 2005.  
Visiting Scholar, National Constitution Center, 2004.  
Bellagio Fellowship, Rockefeller Foundation, 2003.  
Best Lawyers Under 40, National Asian Pacific American Bar Association, 2002.  
Liberty Award, Institute for Corean-American Studies, 2002.  
Paul M. Bator Award, Federalist Society, 2001.  
Chair, Section on Scholarship, Association of American Law Schools, 2000.  
Scholar-in-Residence, George Washington University Law School, 1998-99  
John M. Olin Foundation Fellowship, 1998-99  
Junior Faculty Research Grant, University of California, Berkeley, 1997-98  
Salvatori Fellowship, Heritage Foundation, Washington, D.C., 1997  
American-German Young Leader, American Council on Germany, 1997

Board of Advisors, Claremont Institute Center for Constitutional Jurisprudence  
Advisory Committee, Standing Comm. on Law and National Security, Am. Bar Assoc.  
Scholars Advisory Panel, National Constitution Center  
Board of Advisors, *Berkeley Journal of International Law*

Advisory Committee, Department of Justice Transition Team, Bush/Cheney Transition  
Co-Chair, Law Professors for Bush/Cheney, 2000  
Director, Harvard Alumni Association, 2000-03  
Executive Committee, Yale Law School, 2003-07  
Bar of the Commonwealth of Pennsylvania

## PUBLICATIONS

### Books

*A Politically Incorrect Guide to the Supreme Court* (Regnery Press, forthcoming 2023)  
(w/Robert Delahunty).

*The Administrative State Before the Supreme Court: Perspectives on the Nondelegation Doctrine*  
(American Enterprise Institute Press 2022) (co-edited w/Peter J. Wallison).

*Defender-in-Chief: Donald Trump's Fight for Presidential Power* (St. Martin's Press, 2020).

*Striking Power: How Robots, Cyber, and Space Weapons Change the Rules of War* (Encounter  
Books 2017) (w/Jeremy Rabkin)

*Liberty's Nemesis: The Unchecked Expansion of the State* (Encounter Books 2016) (co-edited  
w/Dean Reuter).

*Current Issues in Korean Law* (Robbins Collection Press, 2015) (co-edited with Laurent Mayali).

*Point of Attack: Preventive War and Global Welfare* (Oxford University Press 2014).

*Taming Globalization: International Law, the U.S. Constitution, and the New World Order*  
(Oxford University Press 2012) (w/Julian Ku).

*Confronting Terror: 9/11 and the Future of American National Security* (Encounter Books 2011)  
(co-edited w/Dean Reuter)

*Crisis and Command: A History of Executive Power from George Washington to George W.  
Bush* (Kaplan 2010).

*War By Other Means: An Insider's Account of the War on Terrorism* (Atlantic Monthly Press,  
2006).

*The Powers of War and Peace: The Constitution and Foreign Affairs After 9/11* (University of  
Chicago Press, 2005)

### Articles and Essays

*Rational Non-Delegation* (forthcoming).

*Who Counts?: The 12<sup>th</sup> Amendment, the Vice President, and the Electoral Count, 73 Case West.*

L. Rev. 27 (2023) (w/Robert Delahunty).

*Executive Powers During a Pandemic*, 15 N.Y.U. J L. & Liberty 822 (2022).

*You're Fired: The Original Meaning of Presidential Impeachment*, 94 S. Cal. L. Rev. 1191 (2021) (w/James Phillips).

*Maritime Territorial Disputes in Asia and the Relaxation of Cold War Tensions: The Case of Dokdo and the 1965 Japan-Korea Normalization Agreements*, 20 Chinese J. Int'l L. 727 (2021).

*Trump at War*, 45 Vermont L. Rev. 641 (2021).

*Federalism as King*, 22 Fed. Soc. Rev. 102 (2021) (book review).

*Rules for the Heavens: The Coming Revolution in Space and the Laws of War* 2020 Univ. Ill. L. Rev. 123 (2020).

*Asian Maritime Feature Disputes and the 1951 San Francisco Peace Treaty: The Case of Dokdo*, 18 Chinese Int'l L.J. 503 (2019) (w/Thomas Schwartz).

*A Defense of the Electoral College*, 46 Pepperdine L. Rev. 833 (2019).

*The Executive Power of Reversal*, 42 Harv. J. L. & Pub. Pol'y 59 (2019).

*The Influence of the States in Constitutional Change: A Comparison of American and Korean Approaches to Constitutional Amendment*, 18 J. Korean L. 157 (2018).

*The Resolution of Territorial Disputes in East Asia: The Case of Dokdo*, 36 Berkeley J. Int'l L. 531 (2018) (w/Laurent Mayali).

*Presidential Authority to Revoke or Reduce National Monument Designations*, 35 Yale J. Reg. 617 (2018) (w/Todd Gaziano)

*FDR and Presidential Power*, 21 Chapman L. Rev. 205 (2018).

*Embracing the Machines: Rationalist War and New Weapons Technologies*, 105 Cal. L. Rev. 443 (2017).

*A Comparative Examination of Counter-Terrorism Law and Policy*, 16 J. Korean L. 91 (2016) (w/Laurent Mayali).

*The People are not a Legislature*, 39 Harv. J. L. & Pub. Pol'y 341 (2016) (with Sai Prakash).

*Judicial Supremacy has its Limits*, 20 *Tex. Rev. L. & Pol.* 1 (2015).

*After Bond: The Treaty Power and American Federalism*, 90 *Notre Dame L. Rev.* 1607 (2015) (with Julian Ku).

*Saving Originalism*, 113 *Mich. L. Rev.* 1081 (2015) (with Robert Delahunty).

*A Return to Coercion: International Law and New Weapons Technologies*, 42 *Hofstra L. Rev.* 1187 (2014) (w/Jeremy Rabkin)

*The Legality of the National Security Agency's Bulk Data Surveillance Programs*, 10 *I/S: J. L. & Pol'y for Info. Soc'y* 301 (2014).

*The Legality of the National Security Agency's Bulk Data Surveillance Programs*, 37 *Harv. J. L. & Pub Pol'y* 901 (2014).

*Lincoln at War*, 38 *Vermont L. Rev.* 3 (2014).

*Taming Judicial Activism: Judge Robert Bork's Coercing Virtue*, 80 *U. Chi. L. Rev. Dialogue* 257 (2013)

*Globalization and Sovereignty*, 31 *Berkeley J. Int'l L.* 210 (2013) (with Julian Ku).

*Dream On: The Obama Administration's Nonenforcement of Immigration Laws, the DREAM Act, and the Take Care Clause*, 91 *Tex. L. Rev.* 781 (2013) (with Robert Delahunty).

*President Obama and the Framers's Presidency*, 36 *Harv. J. L. & Pub. Pol'y* 73 (2013).

*From Just War to False Peace*, 13 *Chi. J. Int'l L.* 1 (2012) (with Robert Delahunty).

*Rational Treaties: Article II, Congressional-Executive Agreements, and International Bargaining*, 97 *Cornell L. Rev.* 1 (2011).

*Globalization and the 21<sup>st</sup> Century Constitution*, 53 *Wm. & Mary L. Rev.* 431 (2011).

*Assassination or Targeted Killings After 9/11*, 56 *N.Y.L.S.* 57 (2011).

*Fixing Failed States*, 99 *Cal. L. Rev.* 95 (2011).

*George Washington and Presidential Power*, 5 *St. Thomas J. L. & Pub. Pol'y* 1 (2010).

*Kant, Habermas, and the Democratic Peace*, 10 *Chi. J. Int'l L.* 437 (2010) (with Robert Delahunty).



*What is the Role of International Human Rights Law in the War on Terror?*, 59 DePaul L. Rev. 803 (2010) (with Robert Delahunty)

*Unitary, Executive, or Both?* 76 U. Chi. L. Rev. 1935 (2009) (review essay).

*The Future of Universal Human Rights*, 16 Brown J. World Aff. 15 (Winter 2009).

*Merryman, Milligan (and McCardle)*, 34 J. S.Ct. Hist. 243 (2009)

*Lincoln and Habeas: Of Merryman and Milligan and McCardle*, 12 Chapman L. Rev. 505 (2009).

*Great Power Security*, 10 Chi. J. Int'l L. 35 (2009) (with Robert Delahunty).

*Administration of War*, 58 Duke L.J. 2277 (2009).

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## TALKS AND PRESENTATIONS

*Federalism & Homeland Security*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA (Mar. 2, 2023).

*The Constitution and the Law of Land Warfare*, Department of Military Affairs, University of California at Berkeley, Berkeley, CA (Feb. 3, 2023).

*The Right to Abortion in the Aftermath of Dobbs*, University of Milan, Milan, Italy (Nov. 16, 2022).

*The Role of Think Tanks in Modernization*, University of Milan, Milan, Italy (Nov. 14, 2022).

*The 2022 Elections and Individual Liberty*, Global Liberty Institute, Milan, Italy (Nov. 14, 2022)

*Rosenkranz Debate*, Federalist Society National Lawyers Convention, Washington, DC (Nov. 12, 2022).

*After Affirmative Action*, FreeOpp Annual Conference, Washington, DC (Nov. 10, 2022).

*What Would Originalist Religious Liberty Look Like?*, American Enterprise Institute, Washington, DC (Nov. 9, 2022).

*The Supreme Court 2022 Term*, Union League, Philadelphia, PA (Nov. 7, 2022).

*The Supreme Court 2022 Term*, Los Angeles Superior Court, Los Angeles, CA Zoom (Oct. 26, 2022).

*The New Supreme Court*, California Women's Republican Federated, Burlingame, CA (Oct. 15, 2022).

*Social Media and Free Speech: The Question of Trump*, University of Florence and Cesifin Foundation, Florence, Italy (Oct. 3, 2022).

*Common Good Constitutionalism and Originalism*, Federalist Society, Philadelphia, PA (Sept. 28, 2022).

*Who Counts: The 12<sup>th</sup> Amendment and the 2020 Election*, Political Science Department, Baylor University, Waco, TX (Sept. 23, 2022)

*K-12 Education and Race*, State Policy Network, Atlanta, GA (Sept. 21, 2022).

*National Security and the Constitution*, Goldman School of Public Policy, University of California at Berkeley, Berkeley, CA (Sept. 14, 2022).

*Originalism and National Conservatism: Consistent or in Conflict*, National Conservative Conference 3, Miami, FL (Sept 11, 2022).

*Religious Liberty and the Supreme Court*, Tenth Circuit Judicial Conference, Colorado Springs, CO (Sept. 9, 2022).

*Federalism & Homeland Security*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA (Sept. 7, 2022).

*The 2020 Elections and the 12<sup>th</sup> Amendment*, Marshall Fellows Program, Claremont Institute, Newport Beach, CA (Aug. 19, 2022).

*Social Media and the First Amendment*, Hoover Public Policy Bootcamp, Hoover Institution, Stanford University, Stanford, CA (Aug. 17, 2022).

*The 250<sup>th</sup> Anniversary of the Declaration of Independence*, American Enterprise Institute, Jackson Hole, WY (Aug. 12, 2022).

*The Supreme Court 2021 Term*, Los Angeles Superior Court, Los Angeles, CA Zoom (Aug. 8, 2022).

*The Judicial Conservative Renaissance*, Sacramento Seminar, San Francisco, CA (Aug. 5, 2022).

*The Challenge of the Administrative State*, Stand Together Foundation, Colorado Springs, CO (July 31, 2022).

*The Judicial Conservative Renaissance*, Stand Together Foundation, Colorado Springs, CO (July 30, 2022).

*The Judicial Conservative Renaissance*, American Enterprise Institute, Washington, DC (July 25, 2022).

*The Supreme Court 2021 Term*, American Enterprise Institute, Washington, DC (July 21, 2022).

*The Supreme Court 2021 Term*, San Francisco Republican Women's Committee, Sausalito, CA (July 13, 2022).

*The Challenge of the Administrative State*, National Civil Liberties Alliance, Washington, DC (June 29, 2022).

*High Technology and the Constitution*, Public Law and Policy Program, Berkeley Law School, Berkeley, CA (June 23, 2022).

*The Revolution and the Constitution*, National Review, Washington, DC Zoom (June 7, 2022)

*The Challenge of the Administrative State*, Heritage Foundation, Nashville, TN (June 2, 2022)

*The Modern Presidency*, American Enterprise Institute, Washington, DC (May 19, 2022).

*Is the Constitution Too Anti-Democratic*, National Constitution Center, Miami, FL (May 16, 2022).

*Chat with Justice Thomas*, Old Parkland Conference, Dallas, TX (May 13, 2022).

*National Security, Federalism, and the Supreme Court*, Union League Legacy Foundation, Philadelphia, PA (May 5, 2022).

*The Leak, the Supreme Court, and the Future of Abortion*, Center for Constitutional Studies, Notre Dame University, South Bend, IN Zoom (May 3, 2022)

*The Trump Court*, Contra Costa Republican Party, Concord, CA (Apr. 26, 2022)

*The Separation of Powers, From Washington to Sacramento*, Federalist Society, Washington, DC Zoom (Apr. 13, 2022).

*Individual Rights and Covid Lockdowns*, Global Liberty Institute, Zurich, Switzerland (Mar. 29, 2022)

*Report Card on Affirmative Action*, Pacific Legal Foundation, Washington, DC Zoom (Mar. 17, 2022)

*Taming Globalization*, Faculty of Law, Catholic University of Milan, Milan Italy Zoom (Mar. 3, 2022).

*Ukraine and War Powers*, Federalist Society, NYU Law School, New York, NY Zoom (Mar. 2, 2022)

*Rules, Standards and the Non-Delegation Doctrine*, American Enterprise Institute, Washington, DC (Feb. 4, 2022).

*Qualified Immunity*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA (Feb. 2, 2022).

*Individual Liberty and the Supreme Court*, The Roanoke Conference, Ocean Shores, WA (Jan. 29, 2022)

*Afghanistan and US Foreign Policy*, The Roanoke Conference, Ocean Shores, WA (Jan. 29, 2022)

*Federalism and Emergencies*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA (Dec. 3, 2021).

*Responses to the Pandemic, Urban Unrest, and Insurrection*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA (Nov. 15, 2021)

*Structural Responses to the Covid-19 Pandemic*, Faculty of Law, University of Milan, Milan, Italy (Nov. 11, 2021).

*Supreme Court Preview*, Los Angeles Superior Court, Los Angeles, CA Zoom (Nov. 28, 2021).

*Do We Still Need the UN and the WHO?*, American Enterprise Institute, Washington, DC Zoom (Oct. 5, 2021).

*Supreme Court Term 2020 & 2021*, Federalist Society & American Constitution Society, University of California Berkeley School of Law, Berkeley, CA (Oct. 4, 2021).

*Presidential Power and Administration*, Gray Center for the Study of the Administrative State, George Mason University Law School (Oct. 1, 2021).

*Is the Constitution Anti-Democratic?* Old Parkland Debates and National Constitution Center, Dallas, TX (Sept. 28, 2021).

*National Security Threats and the Law*, Goldman School of Public Policy, UC Berkeley, Berkeley, CA (Sept. 20, 2021).

*Election Integrity and the Future of American Republican Government*, Claremont Institute, Newport Beach, CA (Sept. 18, 2021).

*Non-Delegation Tests*, Center for the Separation of Powers, Pacific Legal Foundation, Washington, D.C. (Sept. 10, 2021).

*Federalism and Emergencies*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA (Sept. 8, 2021).

*Freedom and the Constitution in 2021*, Freedom Conference and Festival, Steamboat Institute, Beaver Creek, CO (Aug. 28, 2021).

*Fusion Centers and the Constitution*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA Zoom (Aug. 23, 2021).

*Supreme Court Term in Review*, L.A. Superior Court, Los Angeles, CA Zoom (Aug. 23, 2021)

*Big Tech and Free Speech*, Summer Policy Boot Camp, Hoover Institution, Stanford University, Palo Alto, CA (Aug. 18, 2021).

*The 2020 Presidential Election: What Happened?*, Claremont Institute, Las Vegas, NV (Aug. 12, 2021).

*The American Presidency*, Claremont Institute, Las Vegas, NV (Aug. 11, 2021).

*New Dynamics: A Supreme Court Divided?*, Society of Fellows, Aspen Institute, Aspen, CO (July 19, 2021).

*What are the Extents and Limits of Executive Power*, Federalist Society, Washington, DC Zoom (June 21, 2021).

*The Constitution: Original Meanings and Modern Times*, American Enterprise Institute, Washington, DC (June 14-18, 2021).

*International Law and Rulemaking*, Rule of Law Institute, Nashville, TN Zoom (June 11, 2021).

*The Founders' Constitution*, National Review Institute, New York, NY Zoom (June 9, 2021).

*Federalism, Homeland Security, and Elections*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA Zoom (May 31 & June 2, 2021).

*The Unelected*, Political Science Department, University of San Diego, San Diego, CA Zoom (May 27, 2021).

*Federalism, Homeland Security, and Elections*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA Zoom (May 14, 2021).

*Presidential Power and the Biden Administration*, Federalist Society, Stanford Law School, Palo Alto, CA Zoom (May 13, 2021).

*The Supreme Court & Structural Change*, American Enterprise Institute, Miami, FL Zoom (May 10, 2021).

*Frameworks for Governing: 2021 and Beyond: Policing*, Center for Homeland Defense and

Security, Naval Postgraduate School, Monterey, CA Zoom (Apr. 14, 2021).

*Presidents & War*, Political Science Department, Notre Dame University, South Bend, IN Zoom (Apr. 13, 2021).

*Rational Non-delegation*, Public Law & Policy Workshop, University of California, Berkeley School of Law, Berkeley, CA (Apr. 12, 2021).

*Frameworks for Governing: 2021 and Beyond: Pandemics*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA Zoom (Mar. 31, 2021).

*Unilateral Presidential War Powers*, Federalist Society National Student Symposium, University of Pennsylvania Law School, Philadelphia, PA Zoom (Mar. 20, 2021).

*Lockdowns and Liberty?: Constitutional Rights in the Time of Covid*, Hoover Institution, Stanford, CA Zoom (Mar. 18, 2021).

*Fusion Centers and the Constitution*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA Zoom (Mar. 15, 2021).

*Federalism, Homeland Security, and Elections*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA Zoom (Feb. 25, 2021).

*Trump @ War*, Vermont Law Review Symposium, Vermont Law School, Vermont Zoom (Feb. 18, 2021).

*Originalism's Conservative Foes*, Federalist Society, University of Virginia Law School, Charlottesville, VA Zoom (Feb. 12, 2021).

*Fusion Centers and the Constitution*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA Zoom (Feb. 9, 2021).

*Impeachment 2.0*, Hoover Institution & Berkeley Law School, Berkeley, CA Zoom (Feb. 8, 2021).

*The Second Trump Impeachment*, Program for Constitutional Studies, Notre Dame University, South Bend, IN Zoom (Feb. 3, 2021).

*Diversity in Higher Education*, US Naval War College, Newport, RI (Jan. 14, 2021).

*The Supreme Court in Review*, Jonathan Club, Los Angeles, CA Zoom (Jan. 7, 2021).

*2020: A Constitutional Year in Review*, National Constitution Center, Philadelphia, PA Zoom



(Dec. 24, 2020).

*The Biden Administration and the Constitution*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA Zoom (Dec. 16, 2020).

*Fusion Centers and the Constitution*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA Zoom (Dec. 15, 2020).

*Challenges for the UN in a Biden Administration*, American Enterprise Institute, Washington, DC Zoom (Dec. 3, 2020).

*The Successful Negotiator and International Contract Theory*, Bar Association of Mexico, Mexico City, Mexico Zoom (Nov. 19, 2020).

*Emergency Powers & the Rule of Law*, National Lawyers Convention, Federalist Society, Washington, DC (Nov. 13, 2020).

*The True Extent of Executive Power*, Duke University Law School, Durham, NC Zoom (Nov. 12, 2020).

*The True Extent of Executive Power*, George Mason University Law School, Washington, DC Zoom (Nov. 10, 2020).

*The True Extent of Executive Power*, University of Texas Law School, Austin, TX Zoom (Nov. 9, 2020).

*What Lies Ahead Post-Election*, Heritage Foundation, Washington, DC Zoom (Nov. 5, 2020).

*Homeland Security, Elections, Policing*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA Zoom (Nov. 4, 2020).

*The True Extent of Executive Power*, Georgetown Univ. Law Center, Washington, DC Zoom (Oct. 29, 2020).

*The True Extent of Executive Power*, Univ. of Penn. Law School, Phila, PA Zoom (Oct. 29, 2020).

*The True Extent of Executive Power*, Cornell Univ. Law School, Ithaca, NY Zoom (Oct. 28, 2020).

*Transparency 2020: Freedom of Speech and Election Integrity*, Parler, New York, NY Zoom (Oct. 28, 2020).

*Fusion Centers and the Constitution*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA (Oct. 27, 2020).

*Supreme Court Cases to Watch*, Los Angeles Superior Court Judges, Los Angeles, LA Zoom (Oct. 23, 2020)

*The ACB Nomination*, The Family Club, San Francisco, CA (Oct. 22, 2020)

*The ACB Nomination*, Hoover Institution, Stanford University, Palo Alto, CA (Oct. 22, 2020)

*The True Extent of Executive Power*, Columbia Univ. Law School, New York, NY Zoom (Oct. 22, 2020).

*The Trump Court*, Rising Fellows, Hoover Institution, Stanford University, Palo Alto, CA (Oct. 21, 2020)

*The Trump Court*, Lincoln Club, San Francisco, CA (Oct. 21, 2020)

*The True Extent of Executive Power*, Federalist Society, Phila., PA Zoom (Oct. 21, 2020).

*The Trump Court*, AEI Club, Univ. of Georgia, Athens, GA Zoom (Oct. 20, 2020)

*The True Extent of Executive Power*, Federalist Society, Denver, CO Zoom (Oct. 15, 2020).

*The True Extent of Executive Power*, Federalist Society, University of Virginia Law School, Charlottesville, VA Zoom (Oct. 13, 2020).

*The True Extent of Executive Power*, Federalist Society, Northwestern Univ. Law School, Chicago, IL Zoom (Oct. 8, 2020).

*The True Extent of Executive Power*, Federalist Society, University of Chicago Law School, Chicago, IL Zoom (Oct. 7, 2020).

*The True Extent of Executive Power*, Kinder Institute, University of Missouri, Columbia, MO Zoom (Oct. 6, 2020).

*The Barrett Nomination*, Hoover Institution, Stanford, CA Zoom (Oct. 6, 2020).

*The True Extent of Executive Power*, Federalist Society, University of California, Berkeley Law School, Zoom (Oct. 1, 2020).

*The Barrett Nomination*, American Enterprise Institute, Washington, DC Zoom (Oct. 1, 2020).

*The True Extent of Executive Power*, New Mexico Federalist Society, New Mexico Zoom (Sept. 30, 2020).

*The Founders Constitution*, National Review Institute, NYC, NY Zoom (Sept. 29, 2020).

*The True Extent of Executive Power*, Ohio Federalist Society, Columbus, OH Zoom (Sept. 25, 2020).

*Firing Line: The True Extent of Executive Power*, Buckley Program, Yale University, New Haven, CT Zoom (Sept. 24, 2020).

*The True Extent of Executive Power*, Center for Constitutional Studies, Notre Dame University, South Bend, IN Zoom (Sept. 23, 2020).

*The True Extent of Executive Power*, Yankee Institute, Hartford, CT Zoom (Sept. 17, 2020).

*Pandemics and the Constitution*, Claremont Institute, Claremont, CA (Sept. 17, 2020).

*Policing, Pandemics, and the Constitution*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA (Sept. 17, 2020).

*The True Extent of Executive Power*, Federalist Society, University of Alabama Law School, Zoom (Sept. 16, 2020).

*The True Extent of Executive Power*, Federalist Society, Boston, MA Zoom (Sept. 15, 2020).

*Fusion Centers and the Constitution*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA (Sept. 15, 2020).

*The True Extent of Executive Power*, Federalist Society, New York University Law School, New York, NY Zoom (Sept. 10, 2020).

*The True Extent of Executive Power*, Pacific Legal Foundation, Washington, DC Zoom (Sept. 9, 2020).

*Defender-in-Chief*, Liberty Forum, Palo Alto, CA Zoom (Sept. 8, 2020).

*Supreme Court Term in Review*, American Constitution Society & Federalist Society, UC Berkeley School of Law, Berkeley, CA (Sept. 4, 2020).

*The True Extent of Executive Power*, Federalist Society, Houston, TX Zoom (Sept. 3, 2020).

*The True Extent of Executive Power*, Federalist Society, Atlanta, GA Zoom (Sept. 2, 2020).

*Socialism and Federalism*, Palo Alto Fellowship Forum, Palo Alto, CA Zoom (Sept. 1, 2020).

*Is There a Trump Doctrine?*, Brazilian Academy of International Law, Brazilian Congress of International Law, Sao Paulo, Brazil Zoom (Aug. 28, 2020).

*COVID-19 and Federalism*, Policy Summer Bootcamp, Hoover Institution, Stanford University, Stanford, CA Zoom (Aug. 18, 2020).

*Supreme Court Term in Review*, L.A. Superior Court, Los Angeles, CA Zoom (Aug. 17, 2020)

*Defender in Chief*, American Enterprise Institute, Jackson Hole, WY Zoom (Aug. 15, 2020)

*Socialism v. the American Constitution*, Hoover Institution Stanford University, Stanford, CA Zoom (Aug. 6, 2020).

*Defender in Chief*, Committee for Justice, Wash DC Zoom (Aug. 5, 2020)

*Defender in Chief*, Heritage Foundation, Wash DC Zoom (July 28, 2020)

*Defender in Chief*, Federalist Society, Wash DC Zoom (July 29, 2020)

*Defender in Chief*, American Enterprise Institute, Wash DC Zoom (July 28, 2020)

*Executive Power and More*, Federalist Society, Wash DC Zoom (June 30, 2020)

*From the Insurrection Act to Police Reform*, Committee for Justice, Washington, DC Zoom (June 25, 2020).

*COVID and Federalism*, Universidad Cientifica de Peru, Lima, Peru Zoom (June 18, 2020)

*The Constitution*, National Review Institute, Washington, DC Zoom (June 10, 2020).

*Federalism and the Pandemic*, NextGen, Washington, DC, Zoom (May 29, 2020).

*Federalism and the Pandemic*, American Enterprise Institute, Washington, DC, Zoom (May 19, 2020).

*Government Decisionmaking During a Pandemic*, Center for Homeland Security and Defense, Naval Postgraduate Institute, Monterey, CA, Zoom (May 15, 2020).

*COVID-19 and Federalism*, Hoover Institution, Stanford University, Zoom (May 7, 2020).

*Federalism, COVID-19, and the Administrative State*, Executive Branch Review Week, Federalist Society, Washington, DC Zoom (Apr. 29, 2020).

*Pandemics and Federalism*, Center for Homeland Security and Defense, Naval Postgraduate Institute, Monterey, CA, Zoom (Apr. 29, 2020).

*Presidents and Pandemics*, Harvard Club of San Francisco, Zoom (Apr. 23, 2020).

*Presidents and Pandemics*, Lincoln Club of California, Zoom (Apr. 23, 2020).

*Presidents and Pandemics*, National Constitution Center, Zoom (Apr. 22, 2020).

*Presidents and Pandemics*, Teneo Situation Room, Zoom (Apr. 10, 2020)

*The Proper Role of the Senate*, Federalist Society Student Symposium, University of Michigan, Ann Arbor, MI (Mar. 14, 2020).

*Presidential Greatness*, El Dorado Distinguished Speaker Series, Indian Wells, CA (Mar. 7, 2020).

*Striking Power*, Center for Homeland Security and Defense, Naval Postgraduate Institute, Monterey, CA (Feb. 27, 2020).

*Terrorism and War*, Center for Homeland Security and Defense, Naval Postgraduate Institute, Monterey, CA (Feb. 26, 2020).

*Originalism – An Explanation and Critique*, U.S. District Court, C.D. Cal., Judicial Conference, Palos Verdes, CA (Feb. 15, 2020).

*Impeachment in the Shadow of War*, American Business Trial Lawyers Association, San Francisco, CA (Feb. 4, 2020).

*Embracing the Machines*, Discover Cal, University of California at Berkeley, Monterey, CA (Nov. 18, 2019)

*Federalism and Homeland Security*, Center on Homeland Security, Naval Postgraduate Institute, Monterey, CA (Nov. 18, 2019).

*Economic Law and Policy as a Tool of National Security*, Federalist Society National Convention, Washington, DC (No. 15, 2019).

*Embracing the Machines*, Discover Cal, University of California at Berkeley, San Diego, CA (Nov. 6, 2019)

*New Technology and Homeland Security*, Center on Homeland Security, Naval Postgraduate Institute, Monterey, CA (Nov. 4, 2019).

*Threats and North Korea*, Institute for East Asian Studies, University of California at Berkeley, Berkeley, CA (Oct. 25, 2019).

*Trump, Deregulation, and the Fight Against the Administrative State*, Hoover Institution, Stanford University, Stanford, CA (Oct. 22, 2019).

*Sovereignty & Representation*, University of Bologna & University of Parma, Bologna, Italy (Oct. 11, 2019).

*Court, Heel Thyself: The Left's War Against Judicial Independence*, Heritage Foundation, Washington, DC (Sept. 16, 2019).

*A Defense of the Electoral College*, Public Law and Policy Workshop, Berkeley Law School, Berkeley, CA (Sept. 9, 2019).

*Supreme Court 2018 Term*, Federalist Society, Berkeley Law, Berkeley, CA (Aug. 5, 2019).

*Supreme Court 2018 Term*, Superior Court of Los Angeles, Los Angeles, CA (Aug. 12, 2019).

*War by Other Means*, Center on Homeland Security, Naval Postgraduate Institute, Monterey, CA (Aug. 5, 2019).

*Space and the Laws of War*, National Security Space Institute, Colorado Springs, CO (July 23 & 24, 2019).

*The Protection of Economic Liberties in Constitutional Law*, Pontifica Universidad Catolica de Peru, Lima, Peru (June 27, 2019).

*The Protection of Economic Liberties in Constitutional Law*, Universidad Cientifica de Peru, Lima, Peru (June 26, 2019).

*Birthright Citizenship – A Right or a Wrong*, Federalist Society, Philadelphia, PA (June 24, 2019).

*What's Wrong with Universities and Can They Be Fixed?* Pacific Research Institute, San Francisco, CA (June 14, 2019).

*Dokdo and the San Francisco Peace Treaty*, Ministry of Foreign Affairs, Republic of Korea, Seoul, Korea (May 30, 2019).

*Homeland Security and New Technologies*, Center on Homeland Security, Naval Postgraduate Institute, Monterey, CA (May 20, 2019).

*Federalism and Homeland Security*, Center on Homeland Security, Naval Postgraduate Institute, Monterey, CA (May 17, 2019).

*Nationalism and Conservatism*, American Enterprise Institute, Washington, DC (May 8, 2019).

*Presidential Power in Wartime*, National War College, Washington, DC (Apr. 29, 2019).

*The Mueller Report*, American Enterprise Institute, Dallas, TX (Apr. 25, 2019)

*Birthright Citizenship*, Federalist Society, Dallas, TX (Apr. 25, 2019).

*The Constitutional Order Under Attack*, National Review Institute, Washington, DC (Mar. 28, 2019)

*War by Other Means*, Center on Homeland Security, Naval Postgraduate Institute, Monterey, CA (Feb. 28, 2019).

*Diversity by Decree*, Manhattan Institute, New York, NY (Feb. 21, 2019).

*Justiciability Limits on Article III Courts*, Heritage Foundation Federal Clerk Bootcamp, Washington, DC, (Feb. 20, 2019).

*What are the Limits of Local Control?*, Annual Western Chapters Conference, Federalist Society, Reagan Presidential Library, Simi Valley, CA (Jan. 26, 2019).

*Is Promoting Democracy Abroad Bad for Maintaining Democracy at Home?*, Program in Constitutional Studies, University of Notre Dame, South Bend IN (Jan. 24, 2019).

*Article I Oversight vs. Executive Privilege*, Federalist Society Capitol Hill Chapter, Washington, DC (Dec. 11, 2018).

*Mueller and Kavanaugh*, National Review, Fort Lauderdale, FL (Dec. 4, 2018).

*Higher Education: What's Up?*, National Review, Fort Lauderdale, FL (Dec. 3, 2018).

*Constitution Under Stress?*, National Review, Fort Lauderdale, FL (Dec. 3, 2018).

*Asian-Americans and College Admissions*, Federalist Society National Convention, Washington, DC (Nov. 16, 2018).

*Bargaining Theory and International Agreements*, HoweGroup Negotiations Center, Puebla, Mexico (Nov. 10, 2018).

*New Military Technologies and the Law*, Center on Homeland Security, Naval Postgraduate Institute, Monterey, CA (Nov. 8, 2018).

*Alliances*, Military History Working Group, Hoover Institution, Stanford University, Stanford, CA (Oct. 5, 2018)

*Asian-Americans and Affirmative Action*, Heritage Foundation, Washington, DC (Oct. 4, 2018).

*Can the President Launch a War Without Congressional Approval?*, Eisenhower Institute, Gettysburg College, Gettysburg, PA (Sept. 20, 2018).

*Special Counsels and the Presidency*, American Enterprise Institute, Washington, DC (Sept. 18, 2018).

*Supreme Court Term Roundup*, Federalist Society, University of California at Berkeley, Berkeley, CA (Sept. 6, 2018)

*How Can We Win the War on Terror*, American Enterprise Institute, Jackson Hole, WY (Aug. 13, 2018).

*War by Other Means*, Naval Postgraduate Institute, Monterey, CA (Aug. 6, 2018).

*Supreme Court 2017 Term*, Superior Court of Los Angeles, Los Angeles, CA (July 27, 2018).

*Striking Power*, Texas Attorney General's Office, Austin, TX (July 17, 2018).

*Striking Power*, Japan National Self-Defense Academy, Tokyo, Japan (June 26, 2018).

*New Technologies and Homeland Security*, Naval Postgraduate Institute, Monterey, CA (May 21, 2018).

*Federalism and Homeland Security*, Naval Postgraduate Institute, Monterey, CA (May 18, 2018).

*Striking Power*, American Enterprise Institute, Tampa Bay, FL (April 26, 2018).

*Striking Power*, American Enterprise Institute, Miami, FL (April 25, 2018).

*Striking Power*, American Enterprise Institute, Houston, TX (April 24, 2018).



*The Presidential Power of Reversal*, Federalist Society, Houston, TX (April 24, 2018).

*War Powers*, National War College, Washington, DC (April 20, 2018).

*Free Speech Then and Now*, National Review Institute, Newport Beach, CA (Mar. 28, 2018).

*Free Speech Then and Now*, National Review Institute, San Francisco, CA (Mar. 27, 2018).

*New Boss Same as the Old Boss: Federalism in the Trump Era*, Pepperdine Law School, Malibu, CA (Mar. 23, 2018).

*The Presidential Power of Reversal*, Student National Symposium, Federalist Society, Washington, D.C. (Mar. 9, 2018).

*Terrorism and Homeland Security*, Naval Postgraduate School, Monterey, CA (Feb. 28, 2018).

*The Challenges of Current Immigration Issues*, UC Berkeley Brilliance of Berkeley Series, Los Angeles, CA (Feb. 22, 2018).

*Striking Power*, Center for Global Security Research, Lawrence Livermore National Laboratory, Livermore, CA (Feb. 15, 2018).

*War Powers in the 21<sup>st</sup> Century*, Atlantic Council, Washington, D.C. (Feb. 8, 2018)

*Striking Power*, National Security Institute, George Mason University, Washington, D.C. (Feb. 8, 2018).

*Constitutional Amendment in the U.S. and Korea*, Korea Legislation Research Institute, Seoul, S. Korea (Feb. 2, 2018).

*Debate: Presidential Power in Wartime*, Azusa Pacific University, Azusa, CA (Jan. 23, 2018).

*The Power to Declare War*, Association of American Law Schools, Federalist Society Faculty Conference, San Diego, CA (Jan. 4, 2018).

*Trump at One Year*, Federalist Society, Reno, NV (Dec. 11, 2017)

*Presidential Power After Obama*, Claremont Graduate University, Claremont, CA (Dec. 6, 2017)

*Trump at One Year*, Lincoln Club, Monterey, CA (Dec. 4, 2017).

*Presidential Power*, Episcopal Academy, Newtown Square, PA (Nov. 17, 2017).

*Striking Power*, American Enterprise Institute, Washington, DC (Nov. 15, 2017).

*Striking Power*, American Enterprise Institute, New York, NY (Nov. 13, 2017).

*Federalism and Homeland Security*, Naval Postgraduate Institute, Monterey, CA (Nov. 9, 2017).

*Federalism and Immigration*, Federalism Now Conference, Berkeley Law, University of California at Berkeley, Berkeley CA (Nov. 3, 2017).

*Presidential Power and Reversal*, National Taiwan University School of Law, Taipei (Oct. 20, 2017).

*War with the Machines*, Commonwealth Club, San Francisco, CA (Oct. 2, 2017)

*Supreme Court Roundup*, Federalist Society, Berkeley, CA (Oct. 2, 2017)

*Supreme Court Roundup*, Federalist Society, San Francisco, CA (Sept. 28, 2017)

*War and Civil Liberties*, Christopher Newport University, Newport News, VA (Sept. 25, 2017)

*Striking Power*, Federalist Society, Los Angeles, CA (Sept. 20, 2017)

*Striking Power*, American Enterprise Institute, Chicago, IL (Sept. 19, 2017)

*Striking Power*, Northwestern Law School, Chicago, IL (Sept. 18, 2017)

*Striking Power*, Federalist Society, New York, NY (Sept. 14, 2015).

*War Powers and the Constitution*, National Constitution Center, Philadelphia, PA (Sept. 13, 2017)

*Striking Power*, American Enterprise Institute, Washington, D.C. (Sept. 12, 2017).

*Restraining the Executive*, Am. Political Science Assn, San Francisco CA (Sept. 1, 2017).

*The Future of the Federal Judiciary*, Am. Political Science Assn, San Francisco CA (Aug. 31, 2017).

*Liberty's Nemesis*, Steamboat Institute, Hayden, CO (Aug. 25, 2017)

*New Weapons Technology and the Law*, National Asian Pacific American Bar Association, San Jose, CA (July 21, 2017)

*Presidential Powers under Trump*, National Asian Pacific American Bar Association, San Jose, CA (July 21, 2017)

*Justice Gorsuch's First Term*, Asian American Bar Association, San Francisco, CA July 18, 2017).

*Comparative Evaluation of Counter-Terrorism Legislation*, Korea Legislation Research Institute, Seoul, S. Korea (June 28, 2017)

*U.S. Policy Toward Korea Under Trump*, Korea Institute on National Unification, Seoul, S. Korea (June 27, 2017).

*Debating the Constitution: Technology and Privacy*, Intelligence Squared Debates, San Francisco, CA (June 6, 2017).

*International Customary Law: Is it Custom? Is it Law?*, Conference on Customs and Usages, University of Montpellier School of Law, Montpellier, France (May 19, 2017)

*The U.S. and Korean Presidencies: Opportunities for Reform*, Korea Legislation Research Institute, Seoul, South Korea (May 10, 2017)

*Trump's 100 Days*, Harvard Club of San Francisco, San Francisco, CA (May 2, 2017).

*Comparative Approaches to Counter-Terrorism Law*, Instituto de Investigaciones Jurídicas de la Universidad Nacional Autónoma de México, Mexico City, Mexico (Apr. 28, 2017).

*War Powers in the 21<sup>st</sup> Century*, Lofgren Lecture, Claremont-McKenna College, Claremont, CA (Apr. 13, 2017).

*Liberty's Nemesis*, Federalist Society, University of Pennsylvania Law School, Philadelphia, PA (Mar. 30, 2017).

*Presidential Power and Civil Liberties*, National War College, Washington, DC (Mar. 30, 2017).

*Presidential Authority to Revoke or Reduce National Monument Designations*, American Enterprise Institute & Pacific Legal Foundation, Washington, DC (Mar. 29, 2017).

*Executive Power and War*, Federalist Society, George Washington Univ. Law School, Washington, DC (Mar. 29, 2017).

*Going a-Courting: The Gorsuch Nomination and the Supreme Court*, American Enterprise Institute, Washington, DC (Mar. 28, 2017).

*President Trump and the Executive Power*, Commonwealth Club, San Francisco, CA (Mar. 23, 2017).

*President Trump and the Executive Power*, World Affairs Council, San Francisco, CA (Mar. 9, 2017).

*War by Other Means*, Center for Homeland Defense, Naval Postgraduate Institute, Monterey, CA (Mar. 2, 2017).

*Immigration Executive Order*, Judicial Conference, U.S. District Court for the Central District of California, Palm Springs, CA (Feb. 25, 2017).

*Trump and the Courts*, American Enterprise Institute & Claremont-McKenna College, Claremont, CA (Feb. 11, 2017).

*Who is Neil Gorsuch*, Federalist Society, University of California at Berkeley Law School, Berkeley, CA (Feb. 7, 2017)

*The Imperial Presidency in the Age of Trump*, American Enterprise Institute, Washington, DC (Jan. 27, 2017).

*Election 2016: What Happened & What's Next?*, Federalist Society, University of California at Berkeley Law School, Berkeley, CA (Jan. 11, 2016).

*Populism, Demagogues, and Constitutional Democracy*, National Constitution Center, Philadelphia, PA (Dec. 8, 2016).

*War Powers and the U.S. President*, Carroll College, Helena, MT (Dec. 2, 2016).

*The 2016 Elections and the Constitution*, American Enterprise Institute and Heritage Foundation, Washington, D.C. (Nov. 10, 2016).

*Terrorism Policy in a New Administration*, Program on Homeland Security, Naval Postgraduate Institute, Monterey, CA (Nov. 3, 2016).

*Are We Electing a Dictator?*, Federalist Society, New York, NY (Oct. 25, 2016).

*Reconsidering Chevron*, Administrative Law Conference, University of Virginia, Charlottesville, CA (Oct. 21, 2016).

*Review of the Supreme Court Term 2016*, Federalist Society, San Francisco, CA (Oct. 4, 2016)

*Comparative Approaches to Counter-Terrorism*, International Symposium on Security and Law, Republic of Korea Army, Seoul, South Korea (Sept. 28, 2016).

*Review of the Supreme Court Term 2016*, Villa Taverna Club, San Francisco, CA (Sept. 23, 2016)

*The Separation of Powers under President Obama*, Claremont Institute, Chapman Law School, Orange, CA (Sept. 17, 2016).

*Federalism & Homeland Security*, Naval Postgraduate Institute, Monterey, CA (Sept. 12, 2016).

*Supreme Court Roundtable*, American Political Science Association Annual Meeting, Philadelphia, PA (Sept. 3, 2016).

*Do Administrative Agencies Get Too Much Deference?: 30 Years of Chevron*, American Political Science Association Annual Meeting, Philadelphia, PA (Sept. 1, 2016).

*War and Terrorism*, Naval Postgraduate Institute, Monterey, CA (Aug. 25, 2016).

*Federalism and Homeland Security*, Naval Postgraduate Institute, Monterey, CA (Aug. 3, 2016).

*Terrorism in East Asia: Comparative Perspectives*, Seoul National University Law School, Seoul, Korea (May 30, 2016).

*Terrorism in East Asia: Comparative Perspectives*, Jeju Forum, Jeju, Korea (May 27, 2016).

*Presidential Power and War*, National War College, Washington, D.C. (Apr. 20, 2016).

*The Supreme Court and the 2016 Elections*, Horowitz Freedom Center, Los Angeles, CA (Apr. 9, 2016).

*Presidential Power in the Obama Years*, Kinder Institute, Kansas City, MO (Mar. 17, 2016)

*War Powers and the Constitution*, University of Missouri, Columbia, MO (Mar. 16, 2016)

*Liberty's Nemesis*, Conservative Political Action Convention, Washington, DC (Mar. 3, 2016)

*Federalism and Homeland Security*, Naval Postgraduate Institute, Monterey, CA (Feb. 25, 2016)

*Liberty's Nemesis*, American Enterprise Institute, Washington, DC (Feb. 10, 2016)

*Liberty's Nemesis*, Federalist Society, New York, NY (Feb. 9, 2016)

*Liberty's Nemesis*, National Constitution Center, Phila., PA (Feb. 8, 2016)

*Who's Right on Birthright?*, Federalist Society, New York, NY (Dec. 10, 2015).

*The International Criminal Court and Global Welfare*, Ronald Reagan Presidential Library, Simi Valley, CA (Nov. 15, 2015).

*Rational War and New Weapons Technologies*, National Taiwan University Law School, Taipei, Taiwan (Oct. 14, 2015).

*Supreme Court Preview*, Federalist Society, Berkeley Law School, Berkeley, CA (Sept. 22, 2015).

*Rational War and New Weapons Technologies*, International Symposium on Security and Law, Republic of Korea Army, Seoul, South Korea (Sept. 16, 2015).

*Recent Term of the U.S. Supreme Court*, Am. Poli. Sci. Ass'n, San Francisco, CA (Sept. 4, 2015)

*The United States and the United Nations at 50*, Am. Poli. Sci. Ass'n, San Francisco, CA (Sept. 3, 2015)

*Responses to Obergefell*, Federalist Society, Orange County, CA (Aug. 13, 2015)

*The Upside-Down Presidency*, Republican Club of Rossmoor, Rossmoor, CA (July 21, 2015)

*Rational War and New Weapons Technology*, Legal Scholarship Seminar, University of California at Berkeley Law School, Berkeley, CA (July 14, 2015)

*What is International Law?*, American Enterprise Institute, Washington, D.C. (June 14, 2015).

*Humanitarian Intervention & Jus ad Bellum*, Ministry of Foreign Affairs, Seoul, Korea (May 27, 2015).

*The Making of American Foreign Policy*, Graduate School of Public Policy, Seoul National University, Seoul, Korea (May 26, 2015).

*Settling Remaining Legal Issues from World War II*, Jeju Forum, Jeju, Korea (May 22, 2015).

*CyberWar and How to Fight It*, Federalist Society, Washington, DC (April 29, 2015).

*Rational War and New Weapons Technologies*, International Law Workshop, University of Chicago Law School, Chicago, IL (Apr. 23, 2015).

*Sovereignty and Human Rights Treaties*, Conference on Treaties and National Sovereignty, George Washington University Law School & Federalist Society, Washington, D.C. (Mar. 27, 2015).

*The Upside-Down Presidency*, Federalist Society, Austin, TX (Mar. 27, 2015.)

*A History of Executive Power*, Clements Center, University of Texas at Austin, Austin, TX (Mar. 26, 2015).

*Electronic Surveillance and Presidential Power*, Super Global Program, Department of Law and Political Science, Keio University, Tokyo, Japan (Mar. 24, 2015).

*Immigration and Presidential Power*, Super Global Program, Department of Law and Political Science, Keio University, Tokyo, Japan (Mar. 23, 2015).

*Role of Executive Power and Discretion Under the Rule of Law*, Hoover Institution, Stanford University, Palo Alto, CA (Mar. 6, 2015).

*Point of Attack*, American Enterprise Institute, Los Angeles, CA (Feb. 26, 2015).

*Federalism and Homeland Security*, Center for Homeland Defense and Security, Naval Postgraduate School, Monterey, CA (Feb. 13, 2015).

*Presidential Power in Wartime*, Federalist Society, University of Iowa Law School, Iowa City, IA (Feb. 6, 2015).

*Presidential Power in Wartime*, National War College, Washington, D.C. (Jan. 29, 2014).

*The Sources of International Law*, Federalist Society National Convention, Washington, D.C. (Nov. 14, 2014).

*Justice in the Obama Years*, National Review Cruise, Ft. Lauderdale, FL (Nov. 12, 2014).

*The War on Terror*, National Review Cruise, Ft. Lauderdale, FL (Nov. 11, 2014).

*The War on Terrorism and Homeland Defense*, Homeland Security Program, Naval Postgraduate Institute, Monterey, CA (Nov. 6, 2014).

*Territorial Disputes and International Law in Northeast Asia: Modern Perspective*, Korea Law Center and Robbins Collection, Berkeley Law School, University of California, Florence, Italy (Oct. 17, 2014).

*Mass Collection of U.S. Phone Records Violates the Fourth Amendment*, Intelligence Squared

Debates, National Constitution Center, Philadelphia, PA (Oct. 7, 2014).

*The NSA, Snowden, and the Legality of American Surveillance*, San Francisco Bar Ass'n, San Francisco, CA (Oct. 1, 2014).

*Supreme Court Term in Review*, Federalist Society, San Francisco, CA (Sept. 29, 2014).

*A Return to Coercion: International Law and New Weapons Technologies*, International Symposium on Security and Military Law, Ministry of Defense, Republic of Korea, Seoul, Korea (Sept. 25, 2014).

*The Imperial Presidency and the Extent of Executive Power*, Hillsdale College Kirby Center, Washington, D.C. (Sept. 18, 2014).

*War and the Constitution*, Committee for the Republic, Washington, D.C. (Sept. 16, 2014).

*Is Executive Power Constitutional?*, Christopher Newport University, Newport News, VA (Sept. 15, 2014).

*Obama's Upside Down Presidency*, Piedmont Republican Women's Club, Piedmont, CA (Sept. 13, 2014).

*Supreme Court Term in Review*, Federalist Society, Berkeley Law School, University of California, Berkeley, CA (Sept. 9, 2014).

*Territorial Issues and the 1951 San Francisco Peace Treaty*, Ministry of Foreign Affairs, Republic of Korea, Seoul, Korea (July 29, 2014).

*Supreme Court 2014*, Lincoln Club of Northern California, Oakland, CA (July 1, 2014).

*Obama's Inverted Presidency*, Claremont Institute, Los Angeles, CA (June 19, 2014).

*Politics and Policy*, Harvard Class of 1989 25<sup>th</sup> Reunion, Cambridge, MA (May 31, 2014)

*Putting the San Francisco Treaty in Perspective*, Korean Society of International Law, Jeju Island, Korea (May 29, 2014)

*Homeland Security and Federalism*, Homeland Security Program, Naval Postgraduate Institute, Monterey, CA (May 14, 2014).

*Can They Do That?: The NSA and Surveillance*, Judicial Conference, U.S. Court of Appeals for the Seventh Circuit, Chicago, IL (May 12, 2014).



*Escalating Tensions: Is Northeast Asia Headed Toward War on the High Seas?*, American Enterprise Institute, Washington, D.C. (May 1, 2014).

*Point of Attack*, American Enterprise Institute, Washington, D.C. (Apr. 30, 2014).

*Point of Attack*, Federalist Society, New York, NY (Apr. 29, 2014).

*Point of Attack*, Federalist Society, Los Angeles, CA (Apr. 25, 2014).

*Presidential War Powers*, National Security Law Society & Federalist Society, Drexel Law School, Philadelphia, PA (Mar. 27, 2014).

*Presidential Power and the NSA Surveillance Programs*, Bill of Rights Institute, William & Mary Law School, Williamsburg, VA (Mar. 25, 2014).

*Presidential War Powers*, Federalist Society, William & Mary Law School, Williamsburg, VA (Mar. 24, 2014).

*NSA and Privacy*, American Business Trial Lawyers, San Francisco, CA (Mar. 18, 2014).

*President Obama Use of Executive Power and Liberty*, Blackhawk Republican Women's Club, Blackhawk, CA (Mar. 12, 2014).

*Maritime Territorial Disputes Between Korea and Japan*, Robbins Collection, University of California at Berkeley, Berkeley, CA (Feb. 13, 2014).

*Presidential Power and National Security*, National War College, Washington, DC (Jan. 30, 2014).

*Korean Unification and Suggestions from American Federalism*, Korean-American Scholars Conference, Seoul National University Law School, Seoul, Korea (Dec. 12, 2013).

*Korea as a Middle Power*, Korea National Diplomatic Academy, Seoul, Korea (Dec. 4, 2013).

*Yale Law After 20 Years*, Yale Alumni, Federalist Society, Washington, D.C. (Nov. 16, 2013).

*Cyberwarfare*, Federalist Society National Convention, Washington, D.C. (Nov. 15, 2013).

*Teaching Constitutional Law to Future Lawyers*, Philanthropy Roundtable, Los Angeles, CA (Oct. 18, 2013).

*The Recess Appointments Clause*, Heritage Foundation, Washington, D.C. (Oct. 10, 2013).

*Supreme Court Roundup*, Federalist Society, Boalt Hall School of Law, Berkeley, CA (Oct. 7, 2013).

*Supreme Court Roundup*, Villa Taverna, San Francisco, CA (Sept. 12, 2013).

*Supreme Court 2012-2013 Term*, Am. Poli. Sci. Ass'n, Chicago, IL (Aug. 31, 2013).

*Supreme Court Roundup*, Federalist Society, San Francisco, CA (July 15, 2013).

*Supreme Court Roundup*, San Francisco Republican Party, SF, CA (July 10, 2013).

*President Power and the NSA Controversy*, Lincoln Club, Los Angeles, CA (June 7, 2013).

*Drones and Due Process*, Federalist Society, Los Angeles, CA (June 5, 2013).

*Gay Marriage and the Supreme Court*, Sogang University Law School, Seoul, Korea (May 7, 2013).

*Korea and the University of California, Berkeley*, Berkeley Club of Korea, Seoul, Korea (May 3, 2013).

*Gay Marriage and the Supreme Court*, Seoul National University Law School, Seoul, Korea (May 1, 2013)

*Korean Unification and Lessons From American Federalism*, Foreign Authority Workshop, Seoul National University Law School, Seoul, Korea (May 1, 2013).

*Why Are Asians Liberal?*, Cal. College Republicans Convention, Berkeley, CA (Apr. 20, 2013)

*Drones and the War on Terror*, Judicial Conference, U.S. District Court for the Central District of California, Camp Pendleton, CA (Apr. 12, 2013).

*Reflections on 9/11 and the War on Terror*, Judicial Conference, U.S. District Court for the Central District of California, Camp Pendleton, CA (Apr. 12, 2013).

*Gay Marriage and the States*, Federalist Society, Fordham Law School, New York, NY (Mar. 21, 2013).

*The Presidency Redefined*, Horowitz Freedom Center, Los Angeles, CA (Feb. 23, 2013).

*Presidential Power in Wartime*, National War College, Washington, D.C. (Jan. 15, 2013).

*Obamacare: The Debate Continues*, Federalist Society, Boalt Hall, Berkeley, CA (Jan. 10, 2013)

*The Once and Future Presidency*, Jonathan Club, Los Angeles, CA (Dec. 11, 2012).

*A New Constitutional Agenda*, American Enterprise Institute, Wash., DC (Nov. 30, 2012).

*The Supreme Court 2012*, National Review Cruise, Caribbean (Nov. 13, 2012).

*The Once and Future Presidency*, St. Vincent College, Latrobe, PA (Oct. 10, 2012).

*Fast & Furious and the Administration*, Conservative PAC, Denver, CO (Oct. 4, 2012).

*Obamacare & the Presidency*, Young America Foundation, Santa Barbara, CA (Sept. 21 2012).

*Supreme Court Term*, Federalist Society, Berkeley Law School, Berkeley CA (Sept. 12, 2012).

*Globalization and the Constitution*, Bryant Park Speakers Series, New York, NY (July 25, 2012).

*The Once and Future Presidency*, Rotary Club, Lafayette, CA (July 20, 2012).

*Obamacare and the Constitution*, Federalist Society, San Francisco, CA (July 16, 2012).

*The Once and Future Presidency*, Clearlake Repub. Club, Clear Lake, CA (July 14, 2012).

*The Once and Future Presidency*, Santa Cruz Repub. Club, Santa Cruz CA (June 19, 2012)

*The Once and Future Presidency*, GenNext, Phoenix, AZ (June 13, 2012).

*Globalization and the Constitution*, American Freedom Alliance (June 11, 2012).

*Globalization and the Constitution*, American Enterprise Institute, Wash., DC (June 4, 2012).

*The Once and Future Presidency*, Contra Costa Repub. Club, Lafayette, CA (May 24, 2012).

*The Once and Future Presidency*, Sonoma Women's Repub. Club, Sonoma, CA (May 10, 2012).

*Taming Globalization*, Fund for American Studies, Sonoma, CA (Apr. 21, 2012).

*Taming Globalization*, American Enterprise Institute, Washington, DC (Apr. 19, 2012).

*The Once and Future Presidency*, Pacific Union Club, San Francisco, CA (Apr. 12, 2012).

*Globalization and American Sovereignty*, Federalist Society, Orange County, CA (Apr. 6, 2012).

*Globalization and Sovereignty*, World Affairs Council, Los Angeles, CA (Apr. 5, 2012).

*Globalization and American Sovereignty*, Federalist Society, Los Angeles, CA (Apr. 5, 2012).

*Globalization and American Sovereignty*, Federalist Society, Hofstra Law School, Long Island, NY (Mar. 29, 2012).

*Globalization and American Sovereignty*, Federalist Society, New York, NY (Mar. 28, 2012).

*Globalization and American Sovereignty*, Dole Institute, University of Kansas, Lawrence, KS (Mar. 27, 2012).

*Executive Power under the Obama Administration*, Federalist Society, University of Kansas Law School, Lawrence, KS (Mar. 27, 2012).

*Reconceptualizing U.S. Power and International Law*, The Commonwealth Club, San Francisco, CA (Mar. 15, 2012).

*Health Care and the Supreme Court*, Marin Forum, San Rafael, CA (Mar. 8, 2012).

*Executive Power and the Administrative State*, Federalist Society Student Symposium, Stanford Law School, Palo Alto, CA (Mar. 3, 2012).

*Health Care and the Supreme Court*, San Francisco Young Republican Club, San Francisco, CA (Feb. 21, 2012).

*Presidential Power and Civil Liberties in Wartime*, National War College, Washington, DC (Jan. 12, 2012).

*The Obama Administration and War Powers*, Federalist Society National Convention, Washington, DC (Nov. 10, 2011).

*Presidential Power after 9/11*, Federalist Society, Charleston Law School, Charleston, SC (Nov. 8, 2011).

*Presidential Power after 9/11*, South Carolina Defense Trial Lawyers Association, Amelia Island, FL (Nov. 5, 2011).

*Presidential Power in Wartime*, Tower Center, Southern Methodist University, Dallas, TX (Oct. 22, 2011).

*Just War in the 21<sup>st</sup> Century*, Holy Cross College, Worcester, MA (Oct. 20, 2011).

*Just War in the 21<sup>st</sup> Century*, Assumption College, Worcester, MA (Oct. 19, 2011).

*Confronting Terror*, Federalist Society, San Francisco, CA (Oct. 13, 2011).

*Supreme Court Preview*, Federalist Society & American Constitution Society, Berkeley Law School, Berkeley, CA (Oct. 10, 2011).

*Confronting Terror*, Federalist Society, Chicago, IL (Sept. 15, 2011).

*Confronting Terror*, Lecture Series on the Constitution, Heritage Foundation, Washington, DC (Sept. 12, 2011).

*Targeted Killing or Assassination*, New York Law School Law Review Symposium, New York, NY (Sept. 9, 2011).

*Confronting Terror*, American Enterprise Institute, New York, NY (Sept. 8, 2011).

*Rehabilitating Lincoln*, American Political Science Association, Seattle, WA (Sept. 2, 2011).

*National Security versus Civil Liberties*, Aspen Institute Program on Homeland Security, Aspen, CO (July 30, 2011).

*Federalism and Korean Reunification*, U.S.-Korea Law Foundation, Irvine, CA (July 21, 2011).

*Presidential Power*, Korean-American Spinal Surgeons Annual Meeting, Palos Verdes, CA (July 8, 2011).

*The Framing and the Constitution*, Federalist Society, Berkeley Law School, University of California, Berkeley, CA (May 21 & June 4, 2011).

*Congress, the UN, and the War Power*, Woodrow Wilson International Center for Scholars, Washington, DC (May 16, 2011).

*CIA Interrogations and the bin Laden Operation*, American Enterprise Institute, Washington, DC (May 16, 2011).

*Civil Liberties vs. National Security*, Alaska Bar Association, Fairbanks, AK (May 6, 2011).

*Crisis and Command*, Alaska Bar Association, Fairbank, AK (May 5, 2011).

*Use of Force in Libya*, Constitutional Law Center, Stanford Law School, Palo Alto, CA (Apr. 22, 2011).

*Terrorism and the Obama Administration*, Gen Next, Los Angeles, CA (Apr. 13, 2011).

*Crisis and Command*, The Conservative Forum, Mountain View, CA (Apr. 6, 2011).

*Globalization and American Sovereignty*, William & Mary Law Review Symposium, William & Mary Law School, Williamsburg, VA (Feb. 25, 2011)

*A New Terrorism Agenda for a New Congress*, American Enterprise Institute, Washington, DC (Feb. 23, 2011).

*Winning the War on Terror*, Heritage Foundation, Los Angeles, CA (Jan. 29, 2011).

*National Security Decisionmaking & the Political Process: Presidential Power and Civil Liberties*, National War College, Washington, D.C. (Jan. 11, 2011)

*American Hegemony and International Law*, Federalist Society National Convention, Washington, D.C. (Nov. 19, 2010).

*Executive Power in Wartime*, Appellate Judges Section Conference, American Bar Association, Dallas, TX (Nov. 18, 2010).

*Crisis and Command*, Washington Program, Ohio University, Athens, OH (Oct. 28, 2010).

*Crisis and Command*, Chancery Club, Los Angeles, CA (Oct. 21, 2010).

*Civil Liberties v. National Security in Wartime*, Federalist Society, Los Angeles, CA (Oct. 14, 2010).

*George Washington and Presidential Power*, St. Thomas Law School, Minneapolis, MN (Oct. 7, 2010).

*Rational Treaties and Constitutional Design*, University of Chicago Law School, Chicago, IL (Sept. 25, 2010).

*Civil Liberties vs. National Security*, Constitution Day Colloquium, Hillsdale College, Washington, D.C. (Sept. 17, 2010).

*Supreme Court Roundup – 2010 Term*, Federalist Society, Berkeley Law School, Berkeley, CA (Sept. 9, 2010).

*Crisis and Command*, Fund for American Studies, Washington, D.C. (July 28, 2010).

*Crisis and Command*, Association of Former Intelligence Officers, San Francisco, CA (July 23,

2010).

*Crisis and Command*, Sacramento Press Club, Sacramento, CA (July 22, 2010).

*Supreme Court Round-up*, Federalist Society, San Francisco, CA (July 6, 2010).

*Presidents and Justices*, San Diego Trial Lawyers Assn., San Diego, CA (June 28, 2010).

*Presidential Power During Emergencies*, Conference of the Pennsylvania Appellate Courts, Bedford, PA (June 17, 2010).

*Henry V and the Laws of War*, Federalist Society, Boston, MA (June 15, 2010).

*Crisis and Command*, Assoc'n Bay Area General Counsels, San Francisco, CA (June 1, 2010).

*Crisis and Command*, Rotary Club, San Francisco, CA (May 4, 2010).

*Crisis and Command*, Union League, Philadelphia, PA (May 3, 2010).

*Crisis and Command*, Episcopal Academy, Newtown Square, PA (May 3, 2010).

*Terrorism and the Courts*, Freedom Center, Santa Barbara, CA (April 24, 2010).

*Presidential Power*, Public Law Seminar, Political Science Department, University of California Berkeley, Berkeley, CA (Apr. 1, 2010).

*Crisis and Command*, Lincoln Club of Northern California, Pebble Beach, CA (Mar. 27, 2010).

*Crisis and Command*, Orange County Federalist Society, Irvine, CA (Mar. 24, 2010).

*Crisis and Command*, Federalist Society, Chapman Law School, Orange, CA (Mar. 23, 2010).

*Crisis and Command*, Federalist and Thomas Jefferson Society, University of Virginia, Charlottesville, VA (Mar. 19, 2010).

*Crisis and Command*, Miller Center Forum for Public Affairs, University of Virginia, Charlottesville, VA (Mar. 19, 2010).

*Crisis and Command*, Federalist and American Constitution Society, William & Mary Law School, Williamsburg, VA (Mar. 18, 2010).

*Crisis and Command*, Federalist Society, Dallas, TX (Feb. 26, 2010).

*Crisis and Command*, University of Texas Federalist Society, Austin, TX (Feb. 25, 2010).

*Crisis and Command*, Federalist Society, Houston, TX (Feb. 25, 2010).

*Crisis and Command*, Federalist Society, Philadelphia, PA (Feb. 18, 2010).

*Crisis and Command*, Federalist Society, Baltimore, MD (Feb. 18, 2010).

*Crisis and Command*, Foreign Affairs Symposium, Johns Hopkins Univ., Baltimore, MD (Feb. 17, 2010).

*Crisis and Command*, Orange County Jurisprudence Cafe, Irvine, CA (Feb. 11, 2010).

*Crisis and Command*, Rossmoor Republican Club, Rossmoor, CA (Feb. 10, 2010).

*Crisis and Command*, University of Chicago Federalist Society, Chicago, IL (Feb. 9, 2010).

*Crisis and Command*, Northwestern Univ. Federalist Society, Chicago, IL (Feb. 8, 2010).

*Crisis and Command*, Federalist Society, Chicago, IL (Feb. 8, 2010).

*Crisis and Command*, Los Angeles Foreign Affairs Council, Los Angeles, CA (Feb. 4, 2010).

*Crisis and Command*, Federalist Society, Los Angeles, CA (Feb. 4, 2010).

*Crisis and Command*, Federalist Society, San Francisco, CA (Jan. 28, 2010).

*Crisis and Command*, Commonwealth Club, San Francisco, CA (Jan. 27, 2010).

*Crisis and Command*, Federalist Society, Washington, DC (Jan. 15, 2010).

*The Federalist Papers*, Capitol Hill Federalist Society, Washington, DC (Jan. 15, 2010).

*Crisis and Command*, National War College, Washington, DC (Jan. 14, 2010).

*Crisis and Command*, American Enterprise Institute, Washington, DC (Jan. 13, 2010).

*Crisis and Command*, Federalist Society, New York, NY (Jan. 12, 2010).

*Prosecuting the CIA*, Pumpkin Papers Irregulars, Washington, DC (Oct. 30, 2009).

*Should Israel Attack Iran?*, American Enterprise Institute, Washington, DC (Oct. 23, 2009)



*Taming the Prince in War*, Jeppson School of Leadership, University of Richmond, Richmond, VA (Oct. 17, 2009)

*Foreign Affairs and the Constitution*, Lincoln Seminar, Claremont Institute, Newport Beach, CA (Aug. 14, 2009)

*War v. Crime*, Gen Next, Orange County & San Diego, CA (July 23, 2009).

*Great and Poor Presidents*, Lincoln Club, Orange County, CA (June 12, 2009).

*Free Markets, Free Minds, Free People*, California College Republican Convention, San Francisco (Apr. 25, 2009).

*Legal Liability of Government Officers*, Legal Policy Conference, Heritage Foundation, Los Angeles, CA (Apr. 22, 2009).

*Presidential Success in Time of Crisis*, Chapman Dialogue, Chapman University, Orange, CA (Apr. 21, 2009).

*Administering War*, Constitutional Law Workshop, Georgetown Univ. Law Center, Washington, D.C. (Apr. 17, 2009).

*Presidential Greatness*, Orange County Federalist Society, Irvine, CA (Mar. 10, 2009).

*Globalization and the Constitution*, Faculty Workshop, Pepperdine Law School, Malibu, CA (Mar. 6, 2009).

*The Proliferation Security Initiative and International Law*, U.S. Coast Guard Academy, New London, CT (Feb. 20, 2009).

*Are Human Rights Universal?*, Janus Forum, Brown University, Providence, RI (Feb. 19, 2009).

*Presidential Power in Historical Perspective*, Federalist Society, Providence, RI (Feb. 19, 2009).

*Globalization and Constitutional Law*, Faculty Workshop, University of Iowa Law School, Iowa City, IA (Feb. 12, 2009).

*Lincoln, Habeas, and the War on Terrorism*, Chapman Law Review Symposium, Chapman University Law School, Orange, CA (Jan. 30, 2009).

*International Law and Sovereignty*, Federalist Society National Symposium, Washington, DC (Nov. 20, 2008).

*The Imperial Presidency and the Founding*, Institute for Governmental Studies and Boalt Hall School of Law, Berkeley, CA (Sept. 19, 2008).

*Threats to the Separation of Powers*, Hillsdale College National Symposium, Colorado Springs, CO (Sept. 16, 2008).

*Presidential Greatness*, Aspen Institute, Aspen, CO (July 3, 2008).

*Presidential Power and the War on Terrorism*, Society for Historians of American Foreign Relations, Annual Meeting, Columbus, OH (June 27, 2008).

*From the Justice Department to Guantanamo Bay*, U.S. House Committee on the Judiciary, Subcommittee on the Constitution, Washington, D.C. (June 26, 2008).

*Of Merryman and Milligan*, Supreme Court Historical Society, Washington, D.C. (Mar. 26, 2008).

*Bush and the Courts*, Department of History Colloquium, UCLA, Los Angeles, CA (Mar. 10, 2008).

*Detention, Interrogation, and the Constitution*, National Constitution Center, Philadelphia, PA (Mar. 7, 2008).

*The NSA's Terrorist Surveillance Program*, Federal Society, Los Angeles, CA (Feb. 15, 2008).

*Should U.S. Attorneys be Independent?*, National Symposium, Federalist Society, Washington, DC (Nov. 16, 2007).

*International Law and the War on Terrorism*, National War College, Washington, D.C. (Nov. 15, 2007).

*Presidential Power in Time of Emergency*, Canisius College, Buffalo, NY (Oct. 25, 2007).

*The Sources of Presidential Power*, Boston University Law Review Symposium, Boston University, Boston, MA (Oct. 11, 2007).

*National Security and Civil Liberties*, Federalist Society, Boston, MA (Oct. 9, 2007).

*FISA and Intelligence Surveillance*, McGeorge School of Law and Sacramento Federalist Society, Sacramento, CA (Oct. 1, 2007).

*Medellin v. Texas: International Tribunals and the Constitution*, American Enterprise Institute, Washington, D.C. (Sept. 27, 2007).

*Presidential Power in Time of Emergency*, Federalist Society, Charleston, SC (Sept. 24, 2007).

*Warrantless Surveillance under the Constitution*, Federalist Society, Charlotte, NC (Sept. 21, 2007).

*Presidential Power in Time of Emergency*, Federalist Society, Nashville, TN (Sept. 20, 2007).

*Presidential Power in Time of Emergency*, Federalist Society, University of Memphis Law School, Memphis, TN (Sept. 19, 2007).

*Presidential Power in Time of Emergency*, Distinguished Speaker Series, Clinton School of Public Service, Little Rock, AR (Sept. 18, 2007).

*Presidential Power in Time of Emergency*, Federalist Society, Atlanta, GA (Sept. 17, 2004).

*The Roberts Court's First Two Years*, Supreme Court Preview, William & Mary College, Williamsburg, VA (Sept. 13, 2007).

*Warrantless Surveillance under the Constitution*, Federalist Society, William & Mary College, Williamsburg, VA (Sept. 13, 2007).

*Jefferson and Presidential Power*, Law and Politics Workshop, William & Mary College, Williamsburg, VA (Sept. 13, 2007).

*Executive Power and the Constitution*, Am. Political Sci. Assn. Annual Meeting, Chicago, IL (Sept. 1, 2007).

*Broken Branches? The Balance of Power in the 21<sup>st</sup> Century*, Am. Political Sci. Assn. Annual Meeting, Chicago, IL (Aug. 31, 2007).

*National Security and Civil Liberties*, Federalist Society, San Francisco, CA (Aug. 1, 2007).

*Coercing Virtue*, Conference in Honor of Judge Robert Bork, Federalist Society, Washington, D.C. (June 26, 2007).

*Multilateralism and Europe's Future*, The Transatlantic Alliance, American Enterprise Institute & Magna Carta Foundation, Rome, Italy (June 8, 2007).

*New Warfare*, Conference on the Changing Security Environment, NATO Defense College, Rome, Italy (May 14, 2007).

*War by Other Means*, Program in Law and Journalism, New York Law School, New York, NY

(Apr. 20, 2007).

*The Military Commission Act*, Federalist Society, Cardozo Law School, New York, NY (Apr. 19, 2007)

*Better More Domestic Security than Another 9/11*, Intelligence Squared Debate, New York, NY (Apr. 18, 2007)

*The Constitutionality of the Military Commission Act*, Federalist Society, San Francisco, CA (Apr. 5, 2007).

*Security v. Civil Liberties*, Conservative PAC Conference, Washington, DC (Mar. 3, 2007).

*The Struggle between the President and Congress in Foreign Affairs*, Economic Club of Indiana, Indianapolis, IN (Mar. 2, 2007).

*War by Other Means*, Federalist Society, University of Toledo Law School, Toledo, OH (Mar. 1, 2007).

*War by Other Means*, Claremont McKenna College, Claremont CA (Feb. 26, 2007)

*Terrorist Surveillance Program*, Chapman Law School, Los Angeles, CA (Feb. 26, 2007).

*War by Other Means*, Federalist Society, Orange County, CA (Feb. 26, 2007).

*Listening for Terrorists*, The Heritage Foundation and the Center for Strategic and International Studies, Washington, DC (Feb. 23, 2007).

*The Original Understanding of War Powers*, Center on Originalism, University of San Diego Law School, San Diego, CA (Feb. 12, 2007).

*Civilian Control of the Military: Controlling the Crisis*, UCLA Law Review Symposium, Los Angeles, CA (Feb. 2, 2007).

*Globalization and the Constitution*, Globalization Comes Home Conference, University of California at Berkeley, Berkeley, CA (Feb. 1, 2007).

*Presidential Power and the War on Terrorism*, Symposium on the War on Terrorism, Pepperdine Law School, Malibu, CA (Jan. 19, 2007).

*Can the President Violate National Security Laws*, Federalist Society Panel, Association of American Law Schools, Washington, D.C. (Jan. 4, 2007).

*The Role of the Courts in Wartime*, National War College, Washington, D.C. (Jan. 4, 2007).

*The Military Commission Act and the New Congress*, Standing Committee on National Security Law, American Bar Association, Washington, D.C. (Jan. 3, 2007).

*Are We Over-Lawyer International Affairs*, National Symposium, Federalist Society, Washington, DC (Nov. 18, 2006).

*Executive Power in Wartime*, National Symposium, Federalist Society, Washington, DC (Nov. 17, 2006).

*War by Other Means*, University of California Center, Washington, DC (Nov. 16, 2006)

*The Powers of War and Peace*, Constitutional Books Seminar, Georgetown Univ. Law School, Washington, DC (Nov. 15, 2006).

*War by Other Means*, Book Forum, National Constitution Center, Philadelphia, PA (Nov. 14, 2006).

*Interrogation and Detention in Wartime*, Baker Institute for Public Policy, Rice University, Houston, TX (Nov. 3, 2006).

*Presidential Power in Emergencies*, Hoover Institution, Stanford University, Stanford, CA (Oct. 31, 2006).

*Congressional Control over the Jurisdiction of the Federal Courts in Wartime*, Conference in Honor of Paul Mishkin, Boalt Hall School of Law, Berkeley, CA (Oct. 27, 2006).

*War by Other Means*, Federalist Society, Los Angeles, CA (Oct. 19, 2006)

*Presidential Power in War*, Colloquium on the American Founding, Political Science Department, Amherst College, MA (Oct. 14, 2006)

*War by Other Means*, New York City Federalist Society, New York, NY (Oct. 5, 2006)

*War by Other Means*, New York University Law School, Federalist Society, New York, NY (Oct. 5, 2006)

*War by Other Means*, Columbia Law School, Federalist Society, New York, NY (Oct. 5, 2006)

*War by Other Means*, American Enterprise Institute, Washington, D.C. (Oct. 4, 2006)

*National Security and the Supreme Court*, Supreme Court Term in Review, William and Mary

Law School, Williamsburg, VA (Sept. 15, 2006).

*The Roberts Court First Year*, Federalist Society and American Constitution Society, William and Mary Law School, Williamsburg, VA (Sept. 15, 2006).

*The Imperial Judiciary at War*, Federalist Society, George Mason Univ. Law School, Arlington, VA (Sept. 14, 2006)

*The Imperial Judiciary at War*, CATO Institute, Washington, DC (Sept. 14, 2006)

*Catching Terrorists: the British System versus the U.S. System*, Homeland Security Subcommittee, U.S. Senate Appropriations Committee, Washington, D.C. (Sept. 14, 2006).

*Law and Order Five Years After 9/11*, American Enterprise Institute, Washington, DC (Sept. 8, 2006).

*Presidential Powers in Wartime*, Panel on Issues of Concern to the Legal Profession, House of Delegates, American Bar Association Annual Meeting, Honolulu, HI (Aug. 7, 2006).

*A New Legal Regime: The Bush Administration and the War on Terrorism*, European Law Students Association, University of Trento, Trento (May 23, 2006).

*International Law and the War on Terrorism*, Federalist Society Student Symposium, Columbia Law School, New York, NY (Feb. 25, 2006).

*War Powers*, Federal Society, University of Pennsylvania Law School, Philadelphia, PA (Feb. 23, 2006).

*Presidential Power and Bush's War on Terrorism*, Russell Kirk Lecture, Heritage Foundation, Washington, D.C. (Feb. 22, 2006)

*Use of Foreign Law*, Conference on Outsourcing American Law, American Enterprise Institute, Washington, DC (Feb. 21, 2006).

*Guantanamo Bay*, Pomona Speakers Union, Pomona College, Claremont, CA (Feb. 9, 2006).

*War Powers*, Federalist Society, Loyola University Los Angeles Law School, Los Angeles, CA (Jan. 24, 2006).

*War Powers*, Federalist Society, Brigham Young University Law School, Provo, UT (Jan. 20, 2006).

*War Powers*, Federalist Society, Phoenix, AZ (Jan. 12, 2006).

*The Legacy of the Rehnquist Court*, Federalist Society, Sacramento, CA (Dec. 9, 2005)

*War Powers*, Federalist Society, Chicago, IL (Dec. 1, 2005)

*Rational War and Constitutional Design*, Faculty Workshop, University of Minnesota Law School, Minneapolis, MN (Nov. 17, 2005)

*Law and the War on Terrorism*, Federalist Society, University of Minnesota Law School, Minneapolis, MN (Nov. 16, 2005)

*Law and the War on Terrorism*, Federalist Society, William Mitchell Law School, Minneapolis, MN (Nov. 16, 2005)

*War Powers*, Federalist Society, St. Thomas University Law School, Minneapolis, MN (Nov. 16, 2005)

*The Framers and International Law*, Federalist Society National Symposium, Washington, D.C. (Nov. 11, 2005).

*The Powers of War and Peace*, Federalist Society, Georgetown University Law School, Washington, D.C. (Nov. 10, 2005)

*The Powers of War and Peace*, Federalist Society, University of the District of Columbia Law School, Washington, D.C. (Nov. 10, 2005)

*The Powers of War and Peace*, Federalist Society, American University Law School, Washington, D.C. (Nov. 10, 2005)

*War Powers and the War on Terrorism*, Federalist Society, Northwestern Law School, Chicago, IL (Nov. 4, 2005).

*War and Civil Liberties*, Dickinson College & Penn State/Dickinson Law School & U.S. Army War College, Carlisle, PA (Nov. 3, 2005).

*War Powers and the War on Terrorism*, Penn State/Dickinson Law School, Carlisle, PA (Nov. 3, 2005).

*International Law and U.S. Foreign Policy*, Book Forum, World Affairs Council, San Francisco, CA (Oct. 31, 2005).

*National Security and the Rehnquist Court*, Law Review Symposium, George Washington University Law School, Washington, D.C. (Oct. 28, 2005).

*The Powers of War and Peace*, Book Forum, American Enterprise Institute, Washington, D.C. (Oct. 28, 2005).

*Terrorism and War Powers*, Federalist Society, Vanderbilt Law School, Nashville, TN (Oct. 27, 2005).

*Rational War and Constitutional Design*, Faculty Workshop, Vanderbilt Law School, Nashville, TN (Oct. 27, 2005).

*Supreme Court Roundup, October Term 2004*, Eighth Circuit Court of Appeals Judicial Conference, Colorado Spring, CO (Oct. 21, 2005).

*Civil Liberties and the War on Terrorism*, Andrews & Kurth Debate, University of Houston Law School, Houston, TX (Oct. 19, 2005).

*Are Declarations of War Obsolete*, Federalist Society, Houston, TX (Oct. 18, 2005).

*Law and the War on Terrorism*, Dickey Center, Dartmouth College, Hanover, NH (Oct. 17, 2005).

*War Powers and the War on Terrorism*, Federalist Society, Stanford Law School, Palo Alto, CA (Oct. 12, 2005).

*Law and the War on Terrorism*, University of New Mexico Law School, Albuquerque, NM (Oct. 7, 2005).

*Use of Foreign Law*, American Bar Association Appellate Judges Institute, San Francisco, CA (Oct. 1, 2005).

*Supreme Court Roundup, October Term 2004*, American Bar Association Appellate Judges Institute, San Francisco, CA (Sept. 30, 2005).

*Law and the War on Terrorism*, Federalist Society, University of San Francisco Law School, San Francisco, CA (Sept. 29, 2005).

*The Solomon Amendment*, Federalist Society, Golden Gate Law School, San Francisco, CA (Sept. 22, 2005).

*Rational War and Constitutional Design*, Boalt Hall School of Law, Berkeley, CA (Aug. 12, 2005).

*Supreme Court Wrap-up 2004 Term*, National Constitution Center, Philadelphia, PA (July 12,



2005).

*From Guantanamo to California: An Insider's Look at Civil Liberties and the War on Terrorism*, World Affairs Council, San Francisco, CA (June 23, 2005).

*Lincoln and the Constitution*, National Constitution Center, Philadelphia, PA (June 10, 2005).

*Fighting the New Terrorism*, Bradley Lecture, American Enterprise Institute, Washington, DC (June 6, 2005).

*Korematsu to Padilla: Federal Courts in Wartime*, Historical Society of the Northern District of California, San Francisco, CA (June 1, 2005).

*Federalism: What is it Good For?*, American Constitution Society, University of Chicago Law School, Chicago, IL (May 9, 2005)

*Failed States*, International Law Workshop, University of Chicago Law School, Chicago, IL (May 9, 2005)

*Changing Laws and Practices in the War on Terrorism*, Travers Ethics Conference, Department of Political Science, University of California at Berkeley, Berkeley, CA (May 6, 2005).

*Human Rights, International Law, and the War on Terrorism*, Political Science Department, University of California at Berkeley, Berkeley, CA (May 2, 2005).

*Judging the Court: Looking Back at the Rehnquist Court*, National Constitution Center, Washington, DC (Apr 27, 2005).

*In Defense of an Independent Judiciary*, CATO Institute, Washington, DC (Apr 25, 2005)

*American Foreign Policy in the War on Terror: Is Torture Ever Acceptable?*, American Constitution Society & The Federalist Society, Columbia Law School, New York, NY (April 21, 2005)

*The Law of War & the War on Terrorism*, Fordham Law School, New York, NY (April 19, 2005)

*The Law of War in the War on Terrorism*, Law & Terrorism Conference, United States Military Academy, West Point, NY (April 15, 2005)

*The Law of War in the War on Terrorism*, Council on Foreign Relations, New York, NY (Apr. 14, 2005)

*Re-Securing the Homeland: Is the Patriot Act the Right Solution for Homeland Security?*, Colloquium on Public and Int'l Affairs, Woodrow Wilson School, Princeton University, Princeton, NJ (April 8, 2005)

*The Supreme Court's Use of Foreign Precedents*, Faculty Workshop, William & Mary Law School, Williamsburg, VA (Apr. 6, 2005)

*The Rehnquist Court: Assessment and Prediction*, Federalist Society, William & Mary Law School (Apr. 5, 2005)

*Reflections on the War on Terror*, Institute for Bill of Rights Law, William & Mary Law School, Williamsburg, VA (Apr. 4, 2005)

*Law and the War on Terrorism*, Federalist Society, George Washington Univ Law School, Washington, D.C. (Mar. 31, 2005)

*Nation-states and the Geneva Conventions*, Conference on Politics and the Geneva Conventions, University of Virginia Law School, Charlottesville, VA (Mar. 19, 2005).

*The Patriot Act and Civil Liberties*, Center for Free Inquiry, Hanover College, Hanover, IN (Mar. 13, 2005)

*Renewing the Patriot Act*, Pacific Research Institute, San Francisco, CA (Feb. 18, 2005).

*Fighting the New Terrorism: The Role of Law*, Chancellor's Distinguished Lecture, University of California at Irvine, Irvine, CA (Feb. 7, 2005).

*Reconceptualizing the Use of Force*, Federalist Society Faculty Conference, San Francisco, CA (Jan. 7, 2005).

*Foreign Competence: Formalism, Functionalism, and the Alien Tort Statute*, International Legal Scholarship Conference, Boalt Hall School of Law, University of California at Berkeley, Berkeley, CA (Jan. 4, 2004)

*Security and Civil Liberties in the Post-9/11 Era*, Centre Francais sur les Etats-Unis, Paris, France (Dec. 9, 2004).

*U.S. Supreme Court's Use of Foreign Law*, Federalist Society Annual Convention, Washington, D.C. (Nov. 11, 2004).

*Torture as an Intelligence Tool after 9/11*, American Enterprise Institute, Washington, D.C. (Nov. 10, 2004).

*Who is so Afraid of the Eleventh Amendment*, Faculty Workshop, Boalt Hall School of Law, University of California, Berkeley, CA (Nov. 2, 2004)

*Using Force*, LBJ School of Public Affairs, University of Texas, Austin, TX (Oct. 26, 2004).

*Terrorism and the Courts*, Federalist Society and American Constitution Society, Stanford Law School, Stanford, CA (Oct. 12, 2004).

*National Security, the Patriot Act, and the Constitution*, Peace and Justice Lecture Series, St. Scholastica College, Duluth, MN (Oct. 5, 2004).

*Fighting the New Terrorism*, Robert Miller Lecture Series, Baylor University, Waco, TX (Oct. 3, 2004).

*Supreme Court Term 2005*, National Constitution Center, Philadelphia, PA (Sept. 30, 2004).

*The Terrorism Cases and the Supreme Court*, Federalist Society Lawyers' Chapter, Philadelphia, PA (Sept. 28, 2004).

*Federal Courts for Terrorists?*, Federalist Society Lawyers' Chapter, New York, NY (Sept. 27, 2004).

*The September 11 Attacks and Anti-Terrorism Legislation*, Keio University Law School & Japanese National Police Agency, Tokyo, Japan (Sept. 11, 2004)

*Review of the Supreme Court 2003-04 Term*, Judicial Conference, U.S. Court of Appeals for the Eighth Circuit, Rapid City, SD (July 16, 2004)

*Using Force*, Conference on War, International Law, and Sovereignty, Washington, D.C. (June 24, 2004).

*Terrorists and the Geneva Conventions*, Conference on Homeland Security & Civil Liberties, University of Pennsylvania Law School & U.S. Army War College, Philadelphia, PA (June 18, 2004)

*Terrorism and the Supreme Court*, Conference on the Supreme Court and American Politics, Public Law and Affairs Program, Princeton University, Princeton, NH (May 27, 2004).

*War and Democracy*, Stanford Law Review Conference, Stanford Law School, Stanford, CA (Apr. 17, 2004).

*War on Terrorism and Civil Liberties*, International Academy of Trial Lawyers, San Francisco, CA (April 15, 2004).

*Beyond the Patriot Act*, Center for Law and Justice, University of Cincinnati Law School, Cincinnati, OH (Mar. 18, 2004).

*The New Occupation Law*, Law Journal Symposium, University of California at Davis, Davis, CA (Mar. 12, 2004).

*Supreme Court Use of Foreign Decisions*, Federalist Society Lawyer's Chapter, Sacramento, CA (Mar. 11, 2004).

*Using Force*, Faculty Workshop, Stanford Law School, Stanford, CA (Feb. 24, 2004).

*Peeking Abroad?: Federal Courts' Citation of Foreign Decisions and the Separation of Powers*, University of Hawaii Law Review Symposium, Honolulu, HI (Feb. 12, 2004).

*Judicial Review and Environmental Externalities: The Case of Yucca Mountain*, Rothberger Conference on Constitutional Law, University of Colorado at Boulder School of Law, Boulder, CA (Jan. 31, 2004)

*Civil Liberties and the War on Terrorism*, Federalist Society, University of Colorado at Boulder School of Law, Boulder, CA (Jan. 29, 2004)

*Civil Liberties and the War on Terror*, American Enterprise Institute, Washington, D.C. (Dec. 17, 2003) (panel member)

*Civil Liberties in Time of Stress*, Miller Center, University of Virginia, Charlottesville, VA (Dec. 6, 2003)

*Transferring Terrorists*, Notre Dame Law Review Symposium, South Bend, IN (Dec. 4, 2003).

*Using Force*, Faculty Workshop, University of Chicago Law School, Chicago, IL (Nov. 20, 2003)

*Globalization and the Foreign Affairs Constitution*, Government Department, Harvard University, Cambridge, MA (Oct. 31, 2003).

*The Patriot Act and Civil Liberties*, American Enterprise Institute, Washington, D.C. (Oct. 30, 2003).

*Securing Freedom and the Nation: Collecting Intelligence under the Law*, House Permanent Select Committee on Intelligence, Washington, D.C. (Oct. 30, 2003) (testimony)

*Disunited United Nations*, The Economist, Paris, France (Oct. 16, 2003).

*Supreme Court Term 2003*, National Constitution Center, Philadelphia, PA (Sept. 16, 2003) (panel member)

*Trying Terrorists, Civilian or Military Courts?*, American Enterprise Institute, Washington, D.C. (August 8, 2003) (panel member).

*States, Corporations, Citizens: Do the Justices Care?*, American Enterprise Institute, Washington, D.C. (June 27, 2003) (panel member).

*Constitutionalism, Human Rights, and the Rule of Law in Iraq*, Subcommittee on the Constitution, United States Senate, Washington, D.C. (June 25, 2003) (testimony).

*The War on Terrorism and the Public's Right to Know*, Bar of the District of Columbia, Washington, D.C. (June 18, 2003) (panel member).

*Legislative and Regulatory Responses to the FTC Study on Barriers to Entry in the Pharmaceutical Marketplace*, Testimony Before the Committee on the Judiciary, United States Senate, Washington, DC (June 17, 2003) (testimony).

*The War on Terrorism and International Law*, Judicial Conference of the U.S. Court of Appeals for the Eleventh Circuit, Point Clear, AL (May 16, 2003).

*Immigration, Detention, and the War on Terrorism*, Yale Law School, New Haven, CT (Apr. 29, 2003).

*The War on Terror – Setting the Legal Agenda*, American Bar Association, Standing Committee on Law and National Security, Washington, D.C. (Apr. 22, 2003) (panel member).

*Judicial Review and War Power*, Symposium on Marbury v. Madison, George Washington University Law School, Washington, DC (April 10, 2003).

*The State of the American Society of International Law*, American Society of International Law Annual Meeting, Washington, DC (April 3, 2003).

*Law and the War on Terrorism*, Federalist Society, University of Washington Law School, Seattle, WA (Jan. 21, 2003).

*How Big is Constitutional Law?: Discreet National or Global Order*, Association of American Law Schools Annual Meeting, Section on International Law, Washington, D.C. (Jan. 5, 2003) (panel member).

*Judicial Philosophy: Should it Be Relevant for Confirmation?*, Federal Society Annual Faculty

Conference, Washington, D.C. (Jan. 2, 2003) (panel member).

*The War on Terrorism and International Law*, Conference on the Limits of International Law Workshop, New York University Law School, New York, NY (Nov. 16, 2002).

*Congress vs. President: Who has the Upper Hand in Foreign Affairs*, Federalist Society National Symposium, Washington, D.C. (Nov. 14, 2002) (panel member).

*The War on Terrorism and International Law*, International Law Workshop, University of Michigan Law School, Ann Arbor, MI (Nov. 11, 2002).

*The War on Terrorism and Civil Liberties*, Federalist Society, University of Michigan Law School, Ann Arbor, MI (Nov. 11, 2002).

*Law and the War on Terrorism*, Annual Board Meeting, American Society of International Law, Washington, D.C. (Nov. 1, 2002).

*Law and the War on Terrorism*, Boalt Hall Alumni Reunion, Berkeley, CA (Oct. 26, 2002) (panel moderator).

*The Rule of Law and the War on Terrorism*, University of Florence Law School, Florence, Italy (Oct. 15, 2002).

*Law and the War on Terrorism*, Robbins Collection Conference on Judicial Power, Boalt Hall School of Law, University of California, Berkeley, CA (Sept. 13, 2002).

*The War on Terrorism, International Law, and the Treatment of Detainees*, American Society of International Law, Washington, D.C. (July 18, 2002).

*The War on Terrorism and Civil Liberties*, Federal Judicial Center Lecture Series, Washington, D.C. (May 8, 2002).

*Supreme Court Term, 2001*, Judicial Conference of the U.S. Court of Appeals for the Fifth Circuit, Dallas, CA (May 2, 2002).

*Political Cases*, California Appellate Judges Institute, California Judicial Council, Palm Springs, CA (April 26, 2002).

*Law and the War on Terrorism*, Federalist Society, Boalt Hall School of Law, University of California at Berkeley, Berkeley, CA (April 24, 2002).

*Law and the War on Terrorism*, Federalist Society, University of Chicago Law School, Chicago, IL (April 18, 2002).

*The War on Terrorism and the War Powers Resolution*, Testimony Before the Subcommittee on the Constitution, Committee on the Judiciary, United States Senate, Washington, DC (April 17, 2002)

*Law and the War on Terrorism*, Institute of Bill of Rights Law, William and Mary Marshall-Wyeth School of Law, Williamsburg, VA (Apr. 1, 2002).

*The Legal Status of Detainees in the War on Terrorism*, Federalist Society, Harvard Law School, Cambridge, MA (Mar. 18, 2002).

*Legal Responses to Terrorism*, National Workshop for District Judges, Federal Judicial Center, New Orleans, LA (Feb. 27-28, 2002) (panel member).

*Do the Laws of War Apply to the War on Terrorism?*, American Society of International Law & Johns Hopkins University School of Advanced International Studies, Washington, D.C. (Feb. 13, 2002) (panel member)

*Supreme Court, October Term 2000*, National Association of Attorneys General, Baton Rouge, LA (Feb. 4, 2002).

*Terrorism and the Law: Military Commissions*, Federal Judicial Center, Washington, D.C. (Jan. 17, 2002).

*Examining International Legal Tools in the War Against Terrorism*, United States Institute for Peace, Washington, DC [Dec. 18, 2001) (panel member).

*Legal Responses to Terrorism*, National Workshop for District Judges, Federal Judicial Center, San Diego, CA (Dec. 3-4, 2001) (panel member).

*Legal Responses to Terrorism*, District of Columbia Bar Association, Washington, D.C. (Nov. 19, 2001) (panel member).

*Alien Tort Claims Act: Are American Courts the World's Policemen?*, Federalist Society Annual Lawyers Convention, Washington, D.C. (Nov. 16, 2001) (panel member).

*The Prosecution of Terrorists*, Conference on War, Court, or Both, American Society of International Law, Washington, D.C. (Oct. 12, 2001) (panel member).

*U.S. Approaches to Multilateral Treaties*, Roundtable, New York University Law School, New York, NY (Sept. 29, 2001).

*Bush v. Gore and the Court's Legitimacy*, Conference on Judicial Power, Autonoma University

of Barcelona, Barcelona, Spain (June 9, 2001).

*International Law and American Federalism*, American Enterprise Institute, Washington, D.C. (Apr. 4, 2001).

*The Puzzling Persistence of Process-Based Federalism Theories*, Cardozo School of Law, New York, NY (Apr. 2, 2001)

*Bush v. Gore and the Legitimacy of the Supreme Court*, Ecole Des Hautes Etudes en Sciences Sociales, Paris, France (Mar. 30, 2001)

*Foreign Affairs Federalism and the Separation of Powers*, Federalism Symposium, Villanova Law School, Villanova, PA (Oct. 28, 2000)

*The Commerce Clause after Lopez and Morrison*, Oklahoma City University Law School, Symposium on Federalism, Oklahoma City, OK (Sept. 27, 2000)

*The Imperial Presidency Abroad*, Symposium on The Rule of Law in the Wake of Clinton, Cato Institute, Washington, D.C. (July 12, 2000)

*Federalism and Judicial Review*, University of Montpellier Law School, Montpellier, France (June 10, 2000)

*The Constitutionality of Congressional-Executive Agreements*, Public Law Workshop, University of Chicago Law School, Chicago, IL (May 18, 2000)

*International Law, the Treaty Power, and Domestic Litigation*, American Society of International Law, Annual Meeting, Washington, D.C. (April 6, 2000)

*U.N. Wars, U.S. War Powers*, American Enterprise Institute, Washington, D.C. (April 5, 2000)

*Kosovo and Multilateral War Powers*, University of Utah School of Law, Salt Lake City, UT (Mar. 23, 2000).

*Liberty, Resistance, and the Rule of Law*, Liberty Fund Colloquium, New Orleans, LA (Mar. 9-12, 2000)

*Globalization and the Constitution*, Athenaeum Speakers Series, Claremont-McKenna College, Claremont, CA (Feb. 17, 2000)

*Separation of Powers and Foreign Policy*, Federalist Society National Lawyers Convention, Washington, D.C. (Nov. 13, 1999) (panel chair)



*Ethics and Post-Cold War Humanitarian Intervention: Beyond Realism and Idealism*, Department of Political Science, UC Berkeley, Berkeley, CA (Nov. 6, 1999) (panel chair).

*Supreme Court 1998 Term*, Conference of the U.S. District Court, Northern District of California, Asilomar, CA (Oct. 18, 1999).

*The Spirit of the Laws*, Robbins Collection, Boalt Hall, (Oct. 15-16, 1999) (panel chair).

*The Separation of Powers and the 20<sup>th</sup> Century*, Federal Bar Association, Sacramento, CA (Sept. 25, 1999)

*Testimony on H.R. 1082: The Hate Crimes Prevention Act of 1999*, Committee on the Judiciary, U.S. House of Representatives, Washington, D.C. (August 4, 1999).

*Supreme Court 1998 Term*, Federal Judicial Center, Washington, D.C. (July 12, 1999).

*Supreme Court 1998 Term*, Judicial Conference, U.S. Court of Appeals for the Eighth Circuit, Kansas City, Missouri (July 9, 1999).

*Criticizing Judges and Judicial Independence*, Judicial Conference, U.S. Court of Appeals for the Eighth Circuit, Kansas City, Missouri (July 8, 1999)

*Established Religion and Compelled Speech: Links Between the Framing of the First Amendment of the Constitution and Modern Speech Doctrine*, The Robbins Collection in Religious and Civil Law & La V<sup>ème</sup> Section de l'Ecole Pratique des Hautes Etudes, Sciences Religieuses, La Sorbonne (June 3, 1999).

*Supreme Court 1998 Term*, National Association of Attorneys General, Boise ID (May 27, 1999)

*Regulation of Federal Judicial Appellate Jurisdiction under the Prison Litigation Reform Act*, Federal Judicial Center Seminar for Federal Appellate Judges, Stanford Law School, Stanford, CA (April 15, 1999).

*Treaties as Public Lawmaking*, William and Mary Law School Faculty Colloquium, Williamsburg, VA (March 26, 1999).

*Delegating Sovereignty: Constitutional and Legal Implications of US Participation in Treaty Regimes*, Center for International Studies, New York University, New York, NY (Feb. 27, 1999) (participant).

*Impeachment and the Rule of Law*, Federalist Society, University of North Carolina Law School, Charlotte, North Carolina (Feb. 10, 1999).

*Clio at War: The Misuse of History in the War Powers Debate*, University of Colorado Law Review Symposium, Boulder, CO (Jan. 22, 1999).

*The Independent Counsel Statute in the Next Century*, Federalist Society Law Scholars Panel, Association of American Law Schools Annual Meeting, New Orleans, LA (Jan. 6, 1998) (panel chair).

*Impeachment and the Rule of Law*, San Francisco Unified School District Teachers Retreat, San Francisco, CA (Dec. 8, 1998).

*Impeachment and President Clinton*, Federalist Society Lawyers Chapter, Sacramento, CA (Dec. 7, 1998).

*Judicial Independence and Judicial Accountability*, 100<sup>th</sup> Anniversary Symposium, University of Southern California Law School, Los Angeles, CA (Nov. 20, 1998).

*Regulation of Biological and Chemical Weapons*, Hoover Institution/Stanford University Conference on Biological and Chemical Weapons, Stanford, CA (Nov. 17, 1998).

*The Clinton Administration and the Rule of Law*, Federalist Society Lawyer's Chapter, Pittsburgh, PA (Nov. 4, 1998).

*Presidential Privileges in the Age of Clinton*, University of Minnesota Law Review Symposium, University of Minnesota Law School, Minneapolis, MN (Oct. 20, 1998).

*Treaties as Public Lawmaking*, University of Virginia Law School Faculty Workshop, Charlottesville, VA (Oct. 9, 1998).

*Political Participation in the Reformation of State Institutions*, American Political Philosophy Association, Symposium on Judicial Imperialism, Washington, D.C. (Oct. 2, 1998).

*The October 1997 Supreme Court Term*, Judicial Conference of the U.S. Court of Appeals for the Fourth Circuit, White Sulphur Springs, West Virginia (June 27, 1998)

*The Law and Politics of the Independent Counsel Statute*, Institute for Governmental Studies, University of California at Berkeley, Berkeley, CA (April 22, 1998)

*The Senate's Prerogatives in the Judicial Appointments Process*, Federalist Society, University of Chicago Law School, Chicago, IL (Apr. 20, 1998).

*Sounds of Sovereignty: Federalism in the 1990's*, Symposium on "National Power and State Autonomy," Indiana University Law School, Bloomington, IN (Apr. 17, 1998)

*The Original Understanding of the Treaty Power*, Berkeley Journal of International Law Symposium, Boalt Hall School of Law, University of California at Berkeley, Berkeley, CA (Apr. 6, 1998)

*The Treaty Power*, University of San Diego Law School, San Diego, CA (Mar. 16, 1998)

*Federalism in the 1990's*, Federalist Society Student Symposium, New York University Law School, New York, NY (March 7, 1998)

*Are Property Rights an International Human Right?*, Federalist Society National Symposium, Practice Group on National Security and International Law, Washington, D.C. (Oct. 17, 1997).

*Unilateral Trade Sanctions and the World Trade Organization*, Trade with Asia: Legal Challenges for the Next Century, Berkeley Journal of International Law Symposium, Berkeley, CA (Sept. 20, 1997).

*The Clash of Civilizations?: The Rule of Law and International Affairs*, German-American Young Leaders Conference, American Council on Germany, Hamburg, Germany, (Aug. 25, 1997)

*The Original Understanding of the Treaty Power*, Society for Historians of American Foreign Relations, Washington, D.C., Annual Meeting (June 22, 1997)

*Federal Courts and Equitable Remedies*, Hastings College of Law, University of California, San Francisco, CA (March 21, 1997)

*The Political Relationship Between the Supreme Court and Congress*, Legal Studies Department, University of California at Berkeley, Berkeley, CA (March 19, 1997)

*The Judicial Protection of Individual Rights and State Sovereignty*, Conference on Privileges and Rights of Citizenship: Law and the Juridical Construction of Civil Society, Robbins Collection, Boalt Hall School of Law, Berkeley, CA (March 14, 1997)

*East Timor and International Law*, Conference on East Timor, Portuguese Studies Program, University of California at Berkeley, Berkeley, CA (March 1, 1997)

*The Political Independence of the Federal Judiciary*, testimony before the American Bar Association, Commission on the Separation of Powers and Judicial Independence, San Francisco, CA (February 21, 1997)

*The Federal Judiciary and the Senate*, Public Law Seminar, Political Science Department, University of California at Berkeley, Berkeley, CA (February 19, 1997)

*Helms-Burton and the Use of Federal Courts as Weapons of Foreign Policy*, Hastings College of Law, University of California, Symposium on the Helms-Burton Act (January 1997).

*McCulloch v. Maryland as a Constitutional Tragedy*, Association of American Law Schools, Section on Interpretation, Washington, D.C., Annual Meeting (January 1997)

*The Inherent Remedial Power of the Federal Courts*, The Heritage Foundation, Washington, D.C., Symposium on Judicial Power (December 1996).

*Limits on the Federal Judicial Power*, The Federalist Society, Washington, D.C., National Symposium on the Federal Judiciary (November 1996).

*School Desegregation and the Federal Judicial Power*, Federalist Society, New York University Law School, New York, NY (October, 1996).

*The Chemical Weapons Convention and the Limits of American Sovereignty*, testimony before the Senate Judiciary Committee, Subcommittee on the Constitution, Washington, D.C. (Sept. 10, 1996).

*The Original Understanding of War Powers*, The Society for Historians of American Foreign Relations, Boston, MA, Annual Meeting (June, 1994).

# **EXHIBIT E**

**REBECCA ROIPHE**

Joseph Solomon Distinguished Professor of Law  
New York Law School  
185 West Broadway  
New York, NY 10013  
212.431.2804  
rebecca.roiphe@nyls.edu

**CURRENT EMPLOYMENT**

**New York Law School**, New York, NY 2007-present  
Joseph Solomon Distinguished Professor of Law  
Co-Dean for Faculty Scholarship  
Director, the Institute for Legal Ethics  
Co-director, Criminal Justice Institute

Courses: American Legal History, Criminal Procedure, Ethics in Criminal Practice,  
Professional Responsibility.

Service: Appointments Committee, Curriculum Committee, Promotion & Tenure  
Committee, Faculty Equity Committee.

**CBS News Legal Analyst** 2019-present

**MPRE Subject Matter Expert** 2018-present

**Liaison, ABA Standing Committee on Professional Ethics** 2018-present

**Member, Committee on the Standards of Attorney Conduct  
of the New York State Bar Association** 2019-present

**AALS Professional Responsibility Section Executive Board Member** 2021-present

**EDUCATION**

**University of Chicago:** Ph.D. in American History, June 2002

Dissertation: *Law and the Modern Soul, 1870–1930*

MA Thesis: *Reforming Women: Science, Maternalism, and the Treatment of  
Delinquent Girls in the 1920s*

Dissertation Committee: Amy Dru Stanley, Jan Goldstein, George Chauncey

**Harvard Law School:** J.D. *cum laude*, June 2000

**Columbia University:** B.A. in American Literature and History, June 1993

**CLERKSHIP**

**The Honorable Bruce Selya**, Providence, RI 2000-2001  
 United States Court of Appeals for the First Circuit.

**AWARDS AND FELLOWSHIPS**

**Otto Walter Award for Best Article Written by a Full-Time Faculty Member at NYLS** 2020

**The Sanford D. Levy Memorial Award for Lifetime Achievement in Legal Ethics**, New York State Bar Association 2020

**Golieb Fellowship**, New York University School of Law September 2001 - May 2002

**Smith-Doheny Prize for Essay on Legal Ethics**, Notre Dame Law School July 2000  
*The Citizen Lawyer: Liberal Individualism and the Origin of Professional Ethics.*

**American Psychological Association Prize** August 1997  
*A Modern Day Prometheus: Clifford Beers and the Mental Hygiene Movement, 1908–1914.*

**William T. Hutchinson Fellowship**, University of Chicago 1996–1997

**Phoenix Fellowship**, University of Chicago 1994–1996

**PUBLICATIONS: ACADEMIC ARTICLES**

*Depoliticizing Federal Prosecution*, Denver L. Rev. (forthcoming 2023) (with Bruce Green)

*A Fiduciary Theory of Progressive Prosecution*, Am. Crim. L. Rev. (forthcoming 2023) (with Bruce Green)

*Rule 8.4(g), Discriminatory Speech, and The First Amendment*, 50 HOFSTRA L. REV. 543 (2022) (with Bruce Green)

*Lawyers and the Lies They Tell*, 69 WASH. U. J. OF LAW & POL’Y 38 (2022) (with Bruce Green)

*Impeaching Legal Ethics*, 49 FL. S. U. L. REV. 449 (2022) (with Bruce Green)

*Who Should Regulate Politicization of the DOJ?*, 35 NOTRE DAME J. OF L., ETHICS, & PUBLIC POL’Y. 671 (2021) (with Bruce Green)

*A Typology of Department of Justice Lawyers’ Roles and Responsibilities*, 98 N.C. L. REV. 1077 (2020)

- A Fiduciary Theory of Prosecution* (with Bruce Green), 69 AM. U. L. REV. 101 (2019).
- Punishment Without Process: Victim Impact Proceedings for Dead Defendants*, [Fordham L. Rev. Online](#) (Nov. 2019) (with Bruce Green).
- Learning to Live With Judicial Partisanship*, [Florida Law Review Forum](#) (Aug. 2019) (with Bruce Green).
- May Federal Prosecutors Take Direction From the President?*, 87 FORDHAM L. REV. 1817 (April 2019).
- Can a Good Person Be a Good Prosecutor in the Era of Krasner and Sessions?*, FORDHAM L. REV. ONLINE (2018).
- Judicial Activism in Trial Courts*, 74 N.Y.U. SURVEY OF AM. L. 365 (2019) (with Bruce Green)
- Can the President Control the Department of Justice*, 70 ALABAMA L. REV. 1 (2018) (with Bruce Green)
- The Duty to Charge in Police Use of Excessive Force Cases*, 65 CLEV. ST. L. R. 505 (2017)
- Rethinking Prosecutors' Conflicts of Interest*, 58 B.C. L. REV. 463 (2017) (with Bruce Green)
- The Decline of Professionalism*, 29 GEO. J. L. ETHICS 649 (2016).
- Redefining Professionalism*, 26 U. FL. J. OF L. AND PUB. POL'Y 193 (2016)
- Behind the Nylon Curtain: Social Cohesion, Law, and the Disaggregation of American Culture*, 32 Touro L. Rev. 63 (2016)
- Tilting at Stratification: Against a Divide in Legal Education*, 16 NEV. L. J. 227 (2015)
- A History of Professionalism: Julius Henry Cohen and the Professions as a Route to Citizenship*, 40 FORDHAM URBAN L. J. 33 (2012).
- The Ethics of Willful Ignorance*, 24 GEO. J. OF L. ETHICS 187 (2011).
- Lawyering at the Extremes: The Representation of Tom Mooney, 1916-1939*, 77 FORDHAM L. REV. 1731 (2009).
- Regulating Discourtesy on the Bench*, 64 N.Y.U ANN. SURVEY OF AM. LAW 497 (2009) (with Bruce Green).
- The Most Dangerous Profession*, 39 CONN. L. REV. 603 (2006).
- The Serpent Beguiled Me: A History of the Entrapment Defense*, 33 SETON HALL L. REV. 257-302 (2003).
- Comment, *Proposed Anti-Paparazzi Legislation*, 36 HARV. J.L. ON LEGIS. 250 (Winter 1999).



**PUBLICATIONS: SHORTER PIECES**

*De-Weaponizing Federal Government*, Fordham Voting Rights and Democracy Project, Feb. 28, 2023 (with Bruce Green).

*The Rise and Fall of Jews at Law Schools*, Sapir, Vol. 6, Summer 2022.

*Is Obedience Always Support? Government Lawyers in Evil Regimes*: a review of David Luban, *Complicity and Lesser Evils: A Tale of Two Lawyers*, Jotwell, Aug. 5, 2022.

*The Right Way to Replace New York's Chief Judge*, The Daily News, July 31, 2022

*Congress Must Protect DOJ Independence*, The Daily News, Oct. 14, 2021 (with Bruce Green).

*As the Giuliani Case Goes Forward, Courts Should Think Deeply About the First Amendment*, Washington Post, June 25, 2021 (with Bruce Green).

*Is Jeffrey Clark's Secret Conversation with Trump Privileged?*, Just Security, Feb. 5, 2021 (with Bruce Green).

*A January Massacre Averted and the Lawyers Who Helped*, N.Y.L.J., Jan. 28, 2021 (with Bruce Green).

*Trump's Lawsuits are Good for American Democracy*, The Hill, Nov. 9, 2020 (with Bruce Green).

*Congress Needs to Empower DOJ to Hold Prosecutors Accountable*, Bloomberg Law, Oct. 2, 2020. (with Bruce Green).

*The Justice Department is Now as Corrupt as the President*, The Daily Beast, May 7, 2020.

*Fight the Power*, a Review of Lonnie T. Brown, *Defending the Public's Enemy: The Life and Legacy of Ramsay Clark* (2019), Jotwell, Apr. 21, 2020.

*The Judge in Epstein's Case Should Not Turn the Dismissal into a Drama For the Victims*, New York Law Journal, August 26, 2019. (with Bruce Green).

*When Your Boss Trump Punches, Hit Back*, The Daily Beast, August 12, 2019.

*Barr was Wrong: Mueller was Dead Right on Trump and Obstruction*, The Daily Beast, May 7, 2019.

*Are Make Believe Juries as Good for Prosecutors as Real Ones?: a Review of Anna Offit, *Prosecuting in the Shadow of the Jury**, 133 Nw. U. L. Rev. (forthcoming, 2019) (May 14, 2019)

*America Should Be Grateful to Mueller for His Decision Not to Accuse Trump of a Crime*, Slate (Apr. 22, 2019)

*Criticize Giuliani All You Want But Don't Take Away His Law License*, New York Law Journal (Feb. 7, 2019)

*Will the Real William Barr Please Stand Up*, Politico (Jan. 16, 2019).

*Can Lawyers Represent Hostile Foreign Governments in the Mueller Probe?*, New York Law Journal (Jan. 11, 2018).

*Paul Manafort's Lawyers May Have Broken the Law: They Should Be Held Accountable*, Slate (Sept. 19, 2018).

*Pardoning Paul Manafort Might Not Be Such a Bad Idea if Manafort Wants to Take a Risk*, USA Today (Aug. 27, 2017) (with Bruce Green)

*Judge Kavanaugh and Justice Kennedy Do Not Have Conflicts of Interest*, The Hill (July 13, 2018) (with Bruce Green).

*The Life of the Law Cannot be Coded*, Review of Frank Pasquale, *A Rule of Persons, Not Machines: The Limits of Legal Automation*, George Wash. L. Rev. (forthcoming 2018), Jotwell (June 4, 2018).

*Can the Rule of Law Survive Trump?*, New York Review of Books Daily (June 1, 2018)

*The Life of the Law Cannot Be Coded*, a review of Frank Pasquale, *A Rule of Persons Not Machines: The Limits of Legal Animation*, Geo. Wash. L. Rev. (forthcoming 2018), June 4, 2018.

*The President is Chief Executive But Does Not Control the Mueller Probe*, The Hill (March 26, 2018) (with Bruce Green)

*Can Lawyers Be Heroes? A review of Brad Wendel, Government Lawyers in the Trump Administration*, Jotwell, May 11, 2017, available at <http://legalpro.jotwell.com/>

*Are Prosecutors The Constitution's Gatekeepers? Review of Russell M. Gold, Beyond the Judicial Fourth Amendment: The Prosecutor's Role*, JOTWELL, May 2015.

*Book Review*, LAURA WITTERN-KELLER AND RAYMOND WITTERSKI, JR., THE MIRACLE CASE: FILM CENSORSHIP AND THE SUPREME COURT, 28 LAW AND HIST. REV. (2010).

*Batman and the Jewish Question*, NY Times, Op-ed (July 2, 1992).

## **SELECT PRESENTATIONS**

*Judicial Ethics in the Modern Era*  
The Federalist Society, Webinar  
April 2022

*Legal Ethics After Trump: Where Do We Go From Here*  
Burns Center for Ethics and the Practice of Law, Cardozo Law School  
Feb. 2021

*Who Should Police the Politization of the DOJ?*  
Notre Dame Symposium, The Ethics of Government Service.  
Feb. 2021

*Keynote: Prosecutorial Independence in the Trump Administration*  
Canadian Association for Legal Ethics  
Oct. 2019.

*A Typology of DOJ Lawyers*  
North Carolina Law Review Symposium, Legal Ethics in the Trump Administration  
Oct. 2019.

*May Federal Prosecutors Take Direction from The President?*  
American Academy of Law Schools Annual Meeting  
January 2019.

*May Prosecutors Take Direction from The President?*  
Rutgers Law School  
December 2018

*Judicial Activism*  
Symposium, Sentencing Reform From the Bench  
New York University School of Law  
March 2018

*Can a Good Person Be a Good Prosecutor?*  
Yale Law School  
Feb. 2018

*The President, the Department of Justice, and Prosecutorial Independence*  
Legal Ethics Schmooze  
U.C.L.A Law School  
July 2017

*Cardozo, Tammany Hall, and the Legal Profession*  
Conference on Justice Cardozo  
Touro Law Center  
March 2017

*The Duty to Charge*  
U. of Ct. L. School Faculty Workshop  
March 2017

*The Decline of Professionalism*  
Ethics “Schmooze”  
Stanford Law School, June 2016

*Rethinking Prosecutors’ Conflicts of Interest*  
Criminal Ethics “Schmooze”  
Fordham Law School, June 2016

*Stratification: Two Tiers of Law School in Historical Context*  
SALT Teaching Conference, UNLV, October 2014

*Dream Team or Nightmare?: Celebrity Defense Attorneys and a New Profession*  
Criminal Ethics “Schmooze”  
Fordham Law School, June 2013

*Professionalism for the 21<sup>st</sup> Century: Lawyers’ Independence in Context*  
New York Ethics Roundtable, March 2013

*The Ethics of Willful Ignorance*  
Ethics “Schmooze”  
Fordham Law School, June 2010

*Lawyering at the Extremes: The Representation of Tom Mooney, 1916-1939*  
The Lawyer’s Role in a Contemporary Democracy  
Fordham Law School, September 2008

*A Brief History of the Accounting Profession*  
Corporate Governance after Sarbanes Oxley: Is There Real Change?  
New York Law School, April 2007

*Liberalism in the Twenty-First Century: An Historical Perspective.*  
The University of Maryland Law School, March 2006.

Moderator. Panel, *Statutory Interpretation in the Lawyer’s Counseling Role*  
Fordham Law Centennial Conference: The Internal Point of View in Law and Ethics,  
February 2006.

#### RELATED WORK EXPERIENCE

<b>Fordham University School of Law</b> , New York, NY Visiting Assistant Professor.	2005-2007
<b>New York County District Attorney’s Office</b> , New York, NY Assistant District Attorney in Securities Fraud Unit.	July 2002-July 2005
<b>Wilmer, Cutler &amp; Pickering</b> , New York, NY Associate in litigation department.	Jan. 2002-July 2002
<b>Debevoise &amp; Plimpton LLP</b> , New York, NY Summer Associate	Summer 2000
<b>Paul, Weiss, Rifkind, Wharton &amp; Garrison LLP</b> , New York, NY Summer Associate	Summer 1999
<b>Hill &amp; Barlow</b> , Boston, MA Summer Associate	Summer 1998

**OTHER RELATED ACTIVITIES**

Alvin Bragg, District Attorney, Manhattan District Attorneys Office, Transition Team, Ethics Committee, Nov. 2021-Dec. 2021.

Subject Matter Expert, MPRE, National Conference of Bar Examiners, 2018-present

Liaison to the ABA Committee on Professional Ethics from the AALS, 2017-present

Reporter for the Committee on the Standards of Attorney Conduct for the New York State Bar Association, 2017-2019

Contributing Editor, JOTWELL – LEGAL PROFESSION

Admitted to Practice: New York

New York City Bar Association: Member

Democratic Judicial Screening Panel, New York, NY, 2014

New York City Bar Association, Committee on Professional Responsibility. September 2005-present.

**SELECT MEDIA APPEARANCES**

[Rachel Maddow](#), MSNBC, Dec. 6, 2022

[Morning Edition](#), NPR, Apr. 8, 2021

[All in with Chris Hayes](#), MSNBC, Oct. 13, 2021.

[Last Word with Lawrence O'Donnell](#), MSNBC, Aug. 4, 2021

[All in with Chris Hayes](#), MSNBC, June 15, 2021.

[Rachel Maddow](#), MSNBC, May 27, 2021.

[CNN New Day](#), CNN, May 26, 2021

[All in with Chris Hayes](#), MSNBC, May 25, 2021.

NPR, Weekend Edition, [Sept. 27, 2020](#).

Brooke Baldwin, CNN, [Aug. 29, 2018](#), [Aug. 27, 2019](#)

[Anna Cabrera](#), CNN, Dec. 4, 2018.

[Katy Tur](#) on MSNBC, June 4, 2018.

[The Beat with Ari Melber](#) on MSNBC, May 22, 2018

[The Last Word with Lawrence O'Donnell](#) on MSNBC, Feb. 11, 2019

[Vice News](#), July 9, 2020.

CBS News: regular appearances.

Full list of media appearances available on request

#### **SELECT MEDIA QUOTES, PODCASTS, AND OTHER SHORTER POSTS**

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Featured in, [In Lieu of Fun](#) with Kate Klonick and Benjamin Wittes, May 26, 2021.

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Quoted in, William K. Rashbaum and Benjamin Weiser, *As Soon as Trump Leaves Office, He Faces Greater Risk of Prosecution*, N.Y. Times, Nov. 13, 2020.

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Quoted in, William K. Rashbaum and Benjamin Weisser, *DA is Investigating Trump and His Company for Fraud, Filing Says*, N.Y. Times, Aug. 3, 2020.

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Quoted in, Joseph Goldstein, *Why 7 Police Officers Were Blacklisted in Brooklyn*, N.Y. Times, Nov. 7, 2019.

Quoted in, Victoria Bekiempis, *Harvey Weinstein's Accusers Will Be Able to Testify in His Upcoming Sexual Assault Trial*, Vulture, Aug. 16, 2019.

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Quoted in, *The Mueller Report Makes a Damning Case that Trump Obstructed Justice*, Vice News, Apr. 18, 2019

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Ralph Abraham	Amicus for P	U.S. Representative					
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Bradley Byrne	Amicus for P	U.S. Representative					
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Bill Johnson	Amicus for P	U.S. Representative					
John Joyce	Amicus for P	U.S. Representative					
Fred Keller	Amicus for P	U.S. Representative					
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Trent Kelly	Amicus for P	U.S. Representative					
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Roger Williams	Amicus for P	U.S. Representative					

Joe Wilson	Amicus for P	U.S. Representative					
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