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Blogs: PRAWFSBLAWG (<http://www.prawfs.com>) | NATIONAL SECURITY ADVISORS (<http://www.natseclaw.com>)
SSRN Author Page: <http://papers.ssrn.com/author=362455>

EMPLOYMENT

AMERICAN UNIVERSITY WASHINGTON COLLEGE OF LAW, Washington, D.C. August 2007 – present
Professor of Law, August 2009 – present
Associate Professor of Law, August 2007 – August 2009
Courses: Constitutional Law; Federal Courts; Habeas Corpus; International Criminal Law;
National Security Law; The Law of Secrecy; Separation of Powers.
Service: Appointments Committee (2008–09, 2009–10); Technology Committee (2008–09); Special Projects
Committee (2007–08); Faculty Advisory Committees, AM. U. L. REV. and AM. U. INT’L L. REV. (2007–).
Honors: Emalee C. Godsey Faculty Scholarship Award (2008).

UNIVERSITY OF MIAMI SCHOOL OF LAW, Coral Gables, Fla. June 2005 – June 2007
Associate Professor of Law.
Courses: Civil Procedure I; Constitutional Law I; Federal Courts; and Seminar on Separation of Powers.
Service: Appointments Committee (2006–07); Curriculum Committee (2005–06).

HON. ROSEMARY BARKETT, U.S. COURT OF APPEALS, 11TH CIR., Miami, Fla. May 2006 – August 2006
Law Clerk. (filled a vacancy to complete the Term).

HON. MARSHA S. BERZON, U.S. COURT OF APPEALS, 9TH CIR., San Francisco, Cal. June 2004 – June 2005
Law Clerk.

CLEARY, GOTTlieb, STEEN, & HAMILTON, New York, N.Y. and London, England Summer 2003
Summer Associate.

HUMAN RIGHTS FIRST (LAWYERS COMMITTEE FOR HUMAN RIGHTS), Washington, D.C. Summer 2002
Legal Intern, International Justice and U.S. Law & Security Programs.

EDUCATION

YALE LAW SCHOOL, J.D., 2004
Awards: Potter Stewart Prize for Best Team Performance in Moot Court (Spring 2004)
Harlan Fiske Stone Prize for Outstanding Individual Moot Court Oralist (Spring 2004)

Activities: Executive Editor, *Yale Law Journal*
Articles Editor, *Yale Journal of International Law*
Submissions Editor, *Yale Human Rights & Development Law Journal*
Student Director, Balancing Civil Liberties & National Security Post-9/11 Litigation Project
Research Assistant & Teaching Assistant (Civil Procedure), Prof. Harold Hongju Koh
Teaching Assistant (Civil Procedure), Prof. Oona A. Hathaway

AMHERST COLLEGE, B.A., *summa cum laude*, with Highest Distinction in History and Mathematics, 2001
Thesis: LEIPZIG’S SHADOW: THE WAR CRIMES TRIALS OF THE FIRST WORLD WAR
AND THEIR IMPLICATIONS FROM NUREMBERG TO THE PRESENT

Awards: NACDA / Sears Director’s Cup National Postgraduate Scholarship (2001)
Alfred J. Havighurst Prize for Outstanding Senior History Major (2001)
Samuel Bowles Prize for Excellence in Journalism (1999)
Sphinx Spoon for Outstanding Dedication to Athletics (1999, 2000, 2001)

LAW REVIEW PUBLICATIONS

- Boumediene's *Quiet Theory: Access to Courts and the Separation of Powers*, 84 NOTRE DAME L. REV. 2107 (2009)
- The Problem of Jurisdictional Non-Precedent*, 44 TULSA L. REV. 587 (2009)
- The Case Against National Security Courts*, 45 WILLAMETTE L. REV. 505 (2009)
- The Long War, the Federal Courts, and the Necessity / Legality Paradox*, 43 U. RICH. L. REV. 893 (2009)
(reviewing BEN WITTES, LAW AND THE LONG WAR: THE FUTURE OF JUSTICE IN THE AGE OF TERROR (2008))
- AEDPA, Saucier, and the Stronger Case for Rule-First Constitutional Adjudication*,
32 SEATTLE U. L. REV. 595 (2009)
- The Riddle of the One-Way Ratchet: Habeas Corpus and the District of Columbia*, 12 GREEN BAG 2D 71 (2008)
- Habeas Corpus, Alternative Remedies, and the Myth of Swain v. Pressley*,
13 ROGER WILLIAMS U. L. REV. 411 (2008)
- Foreign Affairs Originalism in Youngstown's Shadow*, 53 ST. LOUIS U. L.J. 29 (2008)
- Re-Rethinking The Prize Cases: Some Remarks in Response to Professor Lee*, 53 ST. LOUIS U. L.J. 85 (2008)
- On Jurisdictional Elephants and Kangaroo Courts*, 103 NW. U. L. REV. COLLOQUY 172 (2008)
- The Espionage Act and National Security Whistleblowing After Garcetti*, 57 AM. U. L. REV. 1531 (2008)
- Foreword and Ten Questions*, 34 WM. MITCHELL L. REV. 5001, 5007 (2008)
- The Suspension Clause as a Structural Right*, 62 U. MIAMI L. REV. 275 (2008)
- The Calling Forth Clause and the Domestic Commander-in-Chief*, 29 CARDOZO L. REV. 1091 (2008)
- The Field Theory: Martial Law, the Suspension Power, and the Insurrection Act*, 80 TEMPLE L. REV. 391 (2007)
- Enemy Aliens, Enemy Property, and Access to the Courts*, 11 LEWIS & CLARK L. REV. 963 (2007)
- Congress, the Commander-in-Chief, and the Separation of Powers After Hamdan*,
16 TRANSNAT'L L. & CONTEMP. PROBS. 933 (2007)
- Deconstructing Hirota: Habeas Corpus, Citizenship, and Article III*, 95 GEO. L.J. 1497 (2007)
- The Law Reviews vs. the Courts: Two Thoughts from the Ivory Tower*,
39 CONN. L. REV. CONNTEMPLATIONS 68 (2007)
- Inchoate Liability and the Espionage Act: The Statutory Framework and the Freedom of the Press*,
1 HARV. L. & POL'Y REV. 219 (2007)
- The Increasingly "Unflagging Obligation": Federal Jurisdiction After Saudi Basic and Anna Nicole*,
42 TULSA L. REV. 553 (2007)
- Ludecke's Lengthening Shadow: The Disturbing Prospect of War Without End*,
2 J. NAT'L SEC. L. & POL'Y 53 (2006)
- That's So Six Months Ago: Challenges to Student Scholarship in the Age of Blogging*,
116 YALE L.J. POCKET PART 31 (2006)
- Note, *Emergency Power and the Militia Acts*, 114 YALE L.J. 149 (2004)
- Case Comment, *Non-Self-Executing Treaties and the Suspension Clause After St. Cyr*, 113 YALE L.J. 2007 (2004)
- Note, *The Detention Power*, 22 YALE L. & POL'Y REV. 153 (2004)

Book Notice, 112 YALE L.J. 1305 (2003)

(reviewing THE REHNQUIST COURT: JUDICIAL ACTIVISM ON THE RIGHT (Herman Schwartz ed., 2002))

Policy Comment, *A Small Problem of Precedent: 18 U.S.C. § 4001(a) and the Detention of U.S. Citizen “Enemy Combatants,”* 112 YALE L.J. 961 (2003)

Recent Publications, *Eyewitness to a Genocide: The United Nations and Rwanda*, 28 YALE J. INT’L L. 281 (2003)
(reviewing MICHAEL BARRETT, EYEWITNESS TO A GENOCIDE: THE UNITED NATIONS AND RWANDA (2002))

Recent Publications, *International Criminal Law*, 27 YALE J. INT’L L. 243 (2002)
(reviewing KRIANGSAK KITTICHAISAREE, INTERNATIONAL CRIMINAL LAW (2001))

OTHER PUBLISHED PAPERS / PROJECTS

Supremacy Clause, in 5 THE OXFORD INTERNATIONAL ENCYCLOPEDIA OF LEGAL HISTORY 410
(Stanley N. Katz et al., eds., 2009)

Military Jurisdiction, the Right Not To Be Tried, and the Suspension Clause After Boumediene,
HUM. RTS. BRIEF, Fall 2008, at 6

Introductory Note to *Munaf v. Geren*, 128 S. Ct. 2207 (2008), 47 I.L.M. 705 (2008)

Rumsfeld v. Padilla, 542 U.S. 426 (2004), in 4 ENCYCLOPEDIA OF THE SUPREME COURT
OF THE UNITED STATES 306 (David S. Tanenhaus et al., eds., 2008)

Reflecting on Boumediene: The Substance of Habeas and the Futility of Exhaustion,
ABA NAT’L SEC. L. REP., June 2008, at 1

THE CONSTITUTION PROJECT, *A CRITIQUE OF “NATIONAL SECURITY COURTS”* (2008)

Habeas Corpus, U.S. Citizens, and Iraq, AM. JURIST, Apr. 2008, at 12

ABA STANDING COMM. ON LAW & NAT’L SEC., *DUE PROCESS & TERRORISM: A WORKSHOP REPORT* (2007)

The Statutory Framework, in GEOFFREY R. STONE, TOP SECRET:
WHEN OUR GOVERNMENT KEEPS US IN THE DARK 67 (2007)

The Statutory Framework, in GEOFFREY R. STONE ET AL., THE FIRST AMENDMENT CTR.,
FIRST REPORTS: GOVERNMENT SECRECY VS. FREEDOM OF THE PRESS 35 (2006)

Rights Without Remedies: The Newfound National Security Exception to Bivens,
ABA NAT’L SEC. L. REP., July 2006, at 1

ELIZABETH BRUNDIGE ET AL., *INDONESIAN HUMAN RIGHTS ABUSES IN WEST PAPUA:
APPLICATION OF THE LAW OF GENOCIDE TO THE HISTORY OF INDONESIAN CONTROL* (2003) (co-author)

FIONA DOHERTY ET AL., *LAWYERS COMM. FOR HUMAN RIGHTS, A YEAR OF LOSS:
REEXAMINING CIVIL LIBERTIES SINCE SEPTEMBER 11* (2002) (co-author)

OP-EDS / EDITORIALS

Editorial, *The Lost Padilla Verdict*, L.A. TIMES, Aug. 17, 2007, at 31

Editorial, *The Anticlimactic Trial of Jose Padilla*, JURIST, May 15, 2007

Editorial, *Padilla’s Ever-Increasing Importance*, JURIST, Jan. 17, 2006

Editorial, *Charging Padilla: Mootness and Chief Justice Rehnquist*, JURIST, Nov. 23, 2005

Editorial, *Jose Padilla and the Milligan Problem*, JURIST, Oct. 27, 2005

FORTHCOMING PUBLICATIONS / WORKS-IN-PROGRESS

- SECRECY LAW: CASES AND MATERIALS (Carolina Acad. Press forthcoming 2010) (with Daniel J. Metcalfe)
- The National Security Exception to Bivens Claims*, 14 LEWIS & CLARK L. REV. (forthcoming 2010)
- Executive Power, the Suspension Clause, and the Obama Administration's Guantánamo*, 27 CONST. COMMENT. (forthcoming 2010)
- Terrorism and International Criminal Law After the Military Commissions Act*, 8 SANTA CLARA J. INT'L L. (forthcoming 2009)
- Justice Jackson, Internment, and the Rule of Law After the Bush Administration* (unpublished manuscript)
- The Laws of War as a Constitutional Limit on Military Jurisdiction* (unpublished manuscript)
- The Supreme Court and the Demise of Common-Law Habeas* (unpublished manuscript)

AUTHORED / CO-AUTHORED BRIEFS

- [Brief of Law Professors as *Amici Curiae* in Support of Petitioner](#), *Kucana v. Holder*, No. 08-911 (U.S. filed July 20, 2009)
- [Brief of Former Article III Judges and Law Professors as *Amici Curiae* in Support of Respondent](#), *Mohawk Indus. v. Carpenter*, No. 08-678 (U.S. filed July 13, 2009)
- [Brief of Law Professors as *Amici Curiae* in Support of Respondent](#), *United States v. Denedo*, 129 S. Ct. 2213 (2009)
- [Brief of *Amici Curiae* Professors of Constitutional Law and of Federal Jurisdiction in Support of Petitioner](#), *Haywood v. Drown*, 129 S. Ct. 2108 (2009)
- [Brief for Petitioner and Reply Brief for Petitioner](#), *Nken v. Holder*, 129 S. Ct. 1749 (2009)
- [Brief for *Amici Curiae* Founding-Era Historians and Experts in American Legal History in Support of Petitioner](#), *Al-Marri v. Spagone*, 129 S. Ct. 1545 (2009) (mem.)
- [Brief of *Amici Curiae* Professors of Constitutional Law and of Federal Jurisdiction in Support of Certiorari](#), *Al-Marri v. Pucciarelli*, 129 S. Ct. 680 (2008) (mem.)
- [Brief of Professors of Constitutional Law et al. as *Amici Curiae*](#), *Mohamed v. Jeppesen Dataplan, Inc.*, 563 F.3d 992 (9th Cir. 2009)
- [Memorandum of Law in Support of Petitioner's Motion for a Preliminary Injunction](#), *Hamdan v. Gates*, 565 F. Supp. 2d 130 (D.D.C. 2008)
- [Brief of Federal Courts and International Law Professors as *Amici Curiae* in Support of Petitioners](#), *Boumediene v. Bush*, 128 S. Ct. 2229 (2008)
- [Brief for *Amici Curiae* Professors of Constitutional Law and of the Federal Courts](#), *Munaf v. Geren*, 128 S. Ct. 2207 (2008)
- [Brief for Petitioner and Reply Brief for Petitioner](#), *Engquist v. Or. Dep't of Agric.*, 128 S. Ct. 2146 (2008)
- [Brief of *Amici Curiae* Professor Erwin Chemerinsky et al.](#), *Hepting v. AT&T Corp.*, 539 F.3d 1157 (9th Cir. 2008)
- [Response to the Government's Motion To Dismiss](#), *Hamdan v. Rumsfeld*, 548 U.S. 557 (2006)

TEACHING AND RESEARCH INTERESTS

Constitutional Law; Federal Courts; Civil Procedure; National Security Law / Separation of Powers;
International Criminal Law; Immigration Law; Military Law; Administrative Law; Legislation

SELECTED MEDIA APPEARANCES

Tom Fitzgerald, *Sonia Sotomayor Picked for High Court*, FOX 5 EVENING NEWS (WTTG TV, Washington, D.C.),
May 26, 2009

Interview Guest, *The U.S. Supreme Court, Justice Souter's Seat, and Ashcroft v. Iqbal*, AMERICAN DREAM,
ATLANTIC TELEVISION NETWORK, May 26, 2009

Nancy Yamato, *Terrorism Arrests in the Bronx*, 9 NEWS NOW AT 6 (WUSA TV, Washington, D.C.), May 21, 2009

Interview Guest, *Closing Guantánamo: Problems and Possibilities*, CONVERSATIONS WITH KATHLEEN DUNN,
WISCONSIN PUBLIC RADIO, May 21, 2009

Interview Guest, *Torture and Prosecutorial Discretion*, THE COFFEE HOUSE, COFFEEHOUSETV.ORG, May 7, 2009

Tom Fitzgerald, *Obama Hopes To Replace Souter by October*, FOX 5 NEWS (WTTG TV, Washington, D.C.),
May 1, 2009

Stephanie Kaye, *A New Day for D.C. Vote*, WAMU 88.5 FM (Washington, D.C.), Nov. 12, 2008

Interview Guest, *Torture Hearings Continue*, KPFA/PACIFICA RADIO, July 15, 2008

Interview Guest, *Addington, Yoo To Testify*, KPFA/PACIFICA RADIO, June 26, 2008

Interview Guest, *Verdict in Guantánamo Case*, PATT MORRISON, KPCC 89.3 FM
(Southern California Public Radio), June 12, 2008

Book TV, *Top Secret: When Our Government Keeps Us In the Dark*, C-SPAN 2, Mar. 2, 2008

Brian Wagner, *US Terror Conspirator Sentenced to 17 Years in Prison*, VOICE OF AMERICA RADIO,
Jan. 22, 2008

Interview Guest, WASHINGTON JOURNAL, C-SPAN, Dec. 5, 2007

Interview Guest, *The Lost Padilla Verdict*, THIS IS HELL, WNUR 89.3 FM (Chicago), Aug. 25, 2007

Steve Handelsman, *Padilla Guilty on All Counts*, NBC NEWS, Aug. 16, 2007

Interview Guest, *Padilla Verdict: Guilty*, PATT MORRISON, KPCC 89.3 FM (Southern California Public Radio),
Aug. 16, 2007

Interview Guest, *Feingold Proposes Censures for President, Attorney General*, FOX MORNING NEWS
(WTTG TV, Washington, D.C.), July 24, 2007

Interview Guest, *The Jose Padilla Trial*, AT ISSUE WITH BEN MERENS, WISCONSIN PUBLIC RADIO,
May 15, 2007

Jim Avila, *Jose Padilla Trial Underway in Miami*, GOOD MORNING AMERICA (ABC), May 14, 2007

Mark Potter, *Jose Padilla Trial Set To Begin*, WEEKEND TODAY (NBC), May 13, 2007

Greg Allen, *Long, Winding Road Led to Padilla Trial*, NPR (MORNING EDITION), Apr. 16, 2007

Greg Allen, *Lawyers Move To Have Padilla Charges Dismissed*, NPR (MORNING EDITION), Dec. 5, 2006

Interview Guest, *The Political Consequences of Immigration Reform*, TO THE POINT WITH WARREN OLNEY, KCRW 89.9 FM, Apr. 3, 2006

Leonard Nash, *A Constitutional Scholar for Our Times*, MIAMI MAGAZINE, Spring 2006, at 32

PRESENTATIONS AND WORKSHOPS

- Presenter, “Justice Jackson, Internment, and the Rule of Law After the Bush Administration,” Amherst College, Amherst, Mass., October 3, 2009 (Invited)
- Panelist, “Looking Ahead at the New Supreme Court Term,” American University Washington College of Law, Washington, D.C., September 29, 2009 (Invited)
- Presenter, “Justice Jackson, Internment, and the Rule of Law After the Bush Administration,” Workshop on Judges and Judging, American University Washington College of Law, Washington, D.C., September 25, 2009 (Invited)
- Presenter, “Justice Jackson, Internment, and the Rule of Law After the Bush Administration,” Faculty Workshop, Marquette University School of Law, Milwaukee, Wis., September 18, 2009 (Invited)
- Presenter, “The Obama Administration, Guantánamo, and the Future of U.S. National Security Policy,” American Constitution Society, Marquette University School of Law, Milwaukee, Wis., September 17, 2009 (Invited)
- Panelist, “The Obama Administration, Guantánamo, and the Future of U.S. National Security Policy,” Southeastern Association of Law Schools Annual Meeting, Palm Beach, Fla., August 4, 2009
- Presenter, “Understanding *Boumediene* and Its Implications,” National Association of Appellate Court Attorneys’ Annual Meeting, Annapolis, Md., July 15, 2009
- Presenter, “‘Only Two Sides to the Question:’ The Bitter Disagreements of President Lincoln & Chief Justice Taney,” Historical Society of Frederick County, Frederick, Md., May 8, 2009
- Commentator, “*Youngstown’s* Seizure,” Third Annual Potomac Foreign Relations Law Roundtable, George Washington University Law School, Washington, D.C., May 1, 2009
- Presenter, “AEDPA, *Saucier*, and the Stronger Case for Rights-First Constitutional Adjudication,” Seattle University Law Review, Seattle, Wash., April 16, 2009
- Moderator, “The Regulation of Morality: Revisiting the Separation of Church and State in the United States,” *The Modern American* Annual Symposium, American University Washington College of Law, Washington, D.C., April 14, 2009
- Presenter, “Detention Policy and the Obama Administration: Guantánamo, Bagram, and Beyond,” Boston University School of Law National Security Law Society, Boston, Mass., April 13, 2009
- Presenter, “The Problem of Jurisdictional Non-Precedent,” Faculty Workshop, West Virginia University College of Law, Morgantown, W. Va., April 6, 2009
- Panelist, “Detaining Suspected Terrorists: Past, Present, and Future,” 2009 Allen Chair Symposium, University of Richmond School of Law, Richmond, Va., April 2, 2009
- Presenter, “*Boumediene’s* Quiet Theory: Access to Courts and the Separation of Powers,” Faculty Workshop, University of Nebraska-Lincoln College of Law, Lincoln, Neb., March 30, 2009
- Presenter, “Detention Policy and the Obama Administration: Guantánamo, Bagram, and Beyond,” American Constitution Society, Univ. of Nebraska-Lincoln College of Law, Lincoln, Neb., March 30, 2009
- Moderator, “Bringing Detainees to Justice and Justice to Detainees: Remaining Questions About Detention and Trials After Obama’s Executive Orders,” The Constitution Project, Georgetown University Law Center, Washington, D.C., March 20, 2009

- Panelist, “Guantánamo Detainees: Is a National Security Court the Answer?,” Brookings Institution, Washington, D.C., March 17, 2009
- Commentator, “Terrorism and International Criminal Law,” The Future of International Criminal Justice, Santa Clara University School of Law, Santa Clara, Cal., March 13, 2009
- Organizer and Moderator, “The State Secrets Privilege and the Obama Administration,” American University Washington College of Law, Washington, D.C., March 4, 2009
- Organizer and Moderator, “The Waite Court and the Legacies of Reconstruction,” American University Washington College of Law, Washington, D.C., February 2, 2009
- Panelist, “The Post-Guantanamo Era: A Dialogue on the Law and Policy of Detention and Counterterrorism,” Robert S. Strauss Center for Int’l Security and Law, University of Texas, Austin, Tex., January 28, 2009
- Moderator, “Military Commission Practice and Jurisprudence: Jurisdictional Issues,” National Institute for Military Justice, American University Washington College of Law, Washington, D.C., January 23, 2009
- Panelist, “Habeas Corpus and the War on Terror,” Association of American Law Schools’ Annual Meeting, San Diego, Cal., January 9, 2009
- Panelist, “Judicial Review and Guantánamo After *Boumediene*,” Federalist Society Annual Faculty Conference, San Diego, Cal., January 9, 2009
- Panelist, “So You’re a Law Professor . . . Now What?,” Association of American Law Schools’ Annual Meeting, San Diego, Cal., January 8, 2009
- Panelist, “Closing Guantánamo: Challenges and Possibilities,” University of California—Washington Center, Washington, D.C., November 20, 2008
- Panelist, “Enemy Aliens and Access to the Courts,” Social Science History Association Annual Meeting, Miami, Fla., October 25, 2008
- Lecture, “Laywers, ‘Lawfare,’ the War on Terrorism, and the Rule of Law,” Engaged Citizenship Common Experience Speaker Series, University of Illinois-Springfield, Springfield, Ill., October 9, 2008
- Panelist, “Looking Ahead at the New Supreme Court Term,” American University Washington College of Law, Washington, D.C., October 6, 2008
- Organizer and Moderator, “Constitutional Interpretation and Litigation After *Heller*,” American University Washington College of Law, Washington, D.C., September 24, 2008
- Panelist, “The Significance of *Boumediene*,” American University Washington College of Law, Washington, D.C., September 23, 2008
- Moderator, “Are American Courts Creating New Concepts To Govern Terrorist-Related Detentions?,” American University Washington College of Law, Washington, D.C., September 19, 2008
- Panelist, “Executive Authority in the 21st Century,” Center for Law and Government, Willamette University College of Law, Salem, Ore., September 12, 2008
- Panelist, “Identifying Affirmative Visions for the Federal Courts,” Southeastern Association of Law Schools Annual Meeting, Palm Beach, Fla., July 29, 2008
- Moderator, “The Federalist Papers and the Future of Liberty in America,” Freedom Forum, First Amendment Center at the Newseum, Washington, D.C., June 23, 2008
- Co-Organizer, Junior Federal Courts Faculty Workshop, American University Washington College of Law, Washington, D.C., April 4, 2008

- Commentator, “An Originalism for Foreign Affairs?,” St. Louis University Law Journal Symposium: “The Use and Misuse of History in U.S. Foreign Relations Law,” St. Louis University School of Law, St. Louis, Mo., March 7, 2008
- Presenter, “The Separation of Powers and the Marginalization of Individual Rights,” Dartmouth College Department of Religion and Ford Foundation Conference: “The Gaze and the Veil: Surveillance and the Legacies of Orientalism,” Dartmouth College, Hanover, N.H., February 29, 2008
- Presenter, “The Significance of the Iraqi Detention Cases,” American Constitution Society, University of Miami School of Law, Coral Gables, Fla., February 8, 2008
- Co-Organizer and Moderator, “Terrorists and Detainees: Do We Need a New National Security Court?,” American University Washington College of Law, Washington, D.C., February 1, 2008
- Commentator, “The *Prize Cases*: Executive Action and Judicial Review in Wartime,” American Society of International Law, International Law in Domestic Courts Working Group Annual Meeting, University of Texas School of Law, Austin, Tex., December 10, 2007
- Presenter, “Contextualizing *Boumediene*: The Federal Courts, the War on Terrorism, and the Future of U.S. Detention Policy,” Brooklyn Law School, Brooklyn, N.Y., November 29, 2007
- Remarks on *Top Secret: When Our Government Keeps Us in the Dark*, Georgetown University Law Center, Washington, D.C., November 28, 2007
- Presenter, “Habeas Corpus, Alternative Remedies, and the Myth of *Swain v. Pressley*,” Roger Williams University School of Law Symposium: “Legal Dilemmas in a Dangerous World: Law, Terrorism, and National Security,” Bristol, R.I., November 9, 2007
- Presenter, “The Suspension Clause as a Structural Right,” Faculty Workshop, University of South Carolina School of Law, Columbia, S.C., November 1, 2007
- Presenter, “What *Boumediene* Will (and Won’t) Decide: The Future of U.S. Detention Policy,” University of South Carolina School of Law, Columbia, S.C., November 1, 2007
- Presenter, “Access to Courts and the Separation of Powers,” Faculty Workshop, Cornell Law School, Ithaca, N.Y., October 26, 2007
- Presenter, “Access to Courts and the Separation of Powers,” Faculty Workshop, University of North Carolina School of Law, Chapel Hill, N.C., October 5, 2007
- Panelist, “Rising Stars in National Security,” St. Thomas University School of Law, Minneapolis, Minn., September 29, 2007
- Presenter, “The Suspension Clause as a Structural Right,” William Mitchell College of Law National Security Forum, St. Paul, Minn., September 28, 2007
- Panelist, “Old Precedents, New Threats, and the Constitutional Law of Preemptive Self-Defense,” Law and Terrorism Seminar, Law of Armed Conflict Center, U.S. Military Academy, West Point, N.Y., September 26, 2007
- Panelist, “Looking Ahead at the New Supreme Court Term,” American University Washington College of Law, Washington, D.C., September 25, 2007
- Presenter, “The Espionage Act and National Security Whistleblowing After *Ceballos*,” American University Law Review Symposium: “Left Out in the Cold? The Chilling of Speech, Association, and the Press in Post-9/11 America,” American University Washington College of Law, Washington, D.C., September 21, 2007
- Organizer and Moderator, “Constitution Day 2007 — Upholding the Constitution in the 21st Century: The Role of Everybody,” American University Washington College of Law, Washington, D.C., September 17, 2007

- Panelist, “Federal Powers and Private Actors: Views from Legal History,”
Southeastern Association of Law Schools Annual Meeting, Amelia Island, Fla., July 29, 2007
- Presenter, “Access to Courts and the Separation of Powers,” Faculty Workshop,
Stetson University College of Law, Gulfport, Fla., May 2, 2007
- Panelist, “Enemy Aliens, Enemy Property, and Access to the Courts,”
Lewis & Clark Law Review Symposium: “Crimes, War Crimes, and the War on Terror,”
Lewis & Clark Law School, Portland, Ore., April 20, 2007
- Panelist, “The Calling Forth Clause and the Domestic Commander-in-Chief,”
Floersheimer Center for Constitutional Democracy Symposium: “The Domestic Commander-in-Chief,”
Benjamin N. Cardozo School of Law, Yeshiva University, New York, N.Y., April 16, 2007
- Panelist, “The Military Commissions Act, Jurisdiction-Stripping, and the Suspension Clause,”
Midwest Political Science Association Annual Meeting, Chicago, Ill., April 13, 2007
- Presenter, “The Constitutional Legacy of the Bush Administration,” American Constitution Society,
University of Miami School of Law, Coral Gables, Fla., April 10, 2007
- Presenter, “The *Field* Theory: Martial Law, the Suspension Power, and the Insurrection Act,”
Temple Law Review Symposium: “Executive Power: Exploring the Limits of Article II,”
Temple University Beasley School of Law, Philadelphia, Pa., March 23, 2007
- Panelist, “The Suspension Clause as a Structural Right,”
University of Miami Law Review Symposium: “Article II: The Uses and Abuses of Executive Power,”
University of Miami School of Law, Coral Gables, Fla., February 24, 2007
- Panelist, “Congressional Power and the Military Commissions Act of 2006: Stripping Jurisdiction and Precluding
Consideration of Geneva Convention Claims,” Association of American Law Schools
Annual Meeting, Washington, D.C., January 5, 2007
- Panelist, “Separation of Powers and the United States After *Hamdan*,” Symposium USA 2006,
Institut für Geschichte, Universität Wien (in conjunction with the Renner Institut and
the Kunsthalle Wien), Vienna, Austria, October 24, 2006
- Presenter, “When Do Wars ‘End,’ and Other Odd Constitutional Questions in the War on Terrorism,”
American Constitution Society, University of Miami School of Law, Coral Gables, Fla.,
October 10, 2006
- Organizer and Panelist, “Lawyering Terrorism After September 11th: Litigation Strategy in *Padilla* and *Hamdan*,”
University of Miami, Coral Gables, Fla., October 9, 2006
- Presenter, “Deconstructing *Hirota*,” Faculty Colloquium Series, Lewis & Clark Law School, Portland, Ore.,
October 3, 2006
- Conference Fellow, “Preserving Civil Liberties in an Age of Global Terror: International Perspectives,”
Benjamin N. Cardozo School of Law, Yeshiva University, New York, N.Y.,
September 20-21, 2006
- Organizer and Presenter, “Constitution Day 2006 — The Structural Importance of Judicial Independence,”
University of Miami, Coral Gables, Fla., Sept. 19, 2006
- Presenter, “Deconstructing *Hirota*,” Faculty Workshop Series, University of Miami School of Law,
Coral Gables, Fla., September 11, 2006
- Organizer and Moderator, “Guantánamo Bay and the Rule of Law,” Class of 2009 First-Year Orientation Program,
University of Miami School of Law, Coral Gables, Fla., August 16, 2006
- Workshop Participant, “The Espionage Act and the Press,” Freedom Forum, Arlington, Va., July 20, 2006

Panelist, “The Changing Paradigm of Article II,” Southeastern Association of Law Schools Annual Meeting, Palm Beach, Fla., July 18, 2006

Keynote Speaker, “Federal Courts, International Law, and the War on Terrorism,” Florida Bar Association, Section on International Law Annual Luncheon, Boca Raton, Fla., June 21, 2006

Panelist, “Workshop: Developments in the War on Terror,” Florida State Conference, Amnesty International, Coral Gables, Fla., February 25, 2006

Organizer and Panelist, “The New Garrison State: The Normalization of Emergency After September 11,” University of Miami School of Law, Coral Gables, Fla., February 22, 2006

Organizer and Panelist, “Lawyering Terrorism After September 11th: Litigation Strategy in the Jose Padilla Case,” University of Miami School of Law (in conjunction with the American Constitution Society), Coral Gables, Fla., October 10, 2005

Organizer and Panelist, “Constitution Day 2005 — The Constitution’s Future: Nominating, Confirming, and Becoming a Supreme Court Justice,” University of Miami, Coral Gables, Fla., September 15, 2005

Panelist, “Lessons from the *Schiavo* Case,” University of Miami School of Law, Coral Gables, Fla., August 16, 2005

BAR ADMISSIONS / MEMBERSHIPS / AFFILIATIONS

- Admitted to the Bar of the State of New York, Third Department (4/19/2006)
- Admitted to the Bar of the Supreme Court of the United States (5/26/2009)
- Admitted to the Bar of the District of Columbia Court of Appeals (7/10/2009)

- Senior Editor, *Journal of National Security Law & Policy*
- Chair-Elect, Association of American Law Schools, Section on National Security Law
- Chair-Elect, Association of American Law Schools, Section on New Law Professors
- Executive Committee, Association of American Law Schools, Section on Federal Courts
- Mentor, Southeastern Association of Law Schools, New Scholars Program
- Order of the Coif

- Member, Executive Committee, Amherst College Alumni Council
- Member, Reunion Committee, Yale Law School Class of 2004
- Associate Agent, Amherst College Class of 2001