Curriculum Vitae of
JAMIN B. RASKIN

WORK EXPERIENCE

6/90-Present **Professor of Law, Director of Program on Law and Government, the Washington College of Law at American University.** Teach first-year and upper-level courses in Constitutional Law, First Amendment, the Constitution and Public Education, and Law of the American Political Process. Direct the LL.M. program with more than 50 students. Chairman, Appointments Committee, 2004-05, 1997-99. Chairman, Speakers Committee, 1999-2001. Adviser to the American University Law Review and Moot Court Board. **Selected as American University's Scholar-Teacher of the Year 2000-2001, the highest award given to AU faculty**. Named Pauline Ruyle Moore Scholar in 2005 for excellence in public law scholarship. As **Associate Dean for Faculty and Academic Affairs** from 1994 to 1996, planned J.D. curriculum; hired and reviewed adjunct faculty of more than 150 professors; supervised offices of admissions, career services, registrar, minority affairs and Legal Methods; planned law school's centennial celebration with Dean; and oversaw and spent budgets of several hundred thousand dollars. **Founder and Director, Marshall-Brennan Fellowship Program**, which since 1999 has sent hundreds of upper-level law students every year into public high schools in Washington, D.C. and Maryland to teach a course in constitutional literacy to thousands of high school students. Raised more than $1,000,000 for this and other public interest projects, including stipends for students working on immigrant rights. **Visiting Professor, Institut D'Etudes Sciences Politique, 2003-04, Paris France, Lecturer throughout France for the U.S. Embassy; Young Leader, French-American Foundation, 2000-02; Taught International Trade and Human Rights in Argentina and Chile in Summer, 2005**.

1/07-Present **Member, Maryland State Senate**. Member, Committee on Judicial Proceedings; Joint Committee on Legislative Ethics; Joint Committee on the Chesapeake Bay and Atlantic Coastal Regions; Joint Committee on Federal-State Relations. Elected Senator for a four-year term from District 20, Silver Spring and Takoma Park, in November 2006 with 99% of the vote in the General Election and 67% of the vote in the Democratic Primary.

8/89-4/90 **General Counsel, the National Rainbow Coalition**. Performed legal, legislative, and advisory functions for major national political organization. Worked on election law and labor law issues.

9/87-5/89 **Assistant Attorney General, Commonwealth of Massachusetts**. Served joint appointment in the Government and Executive Bureaus. Briefed and argued cases before the State Superior and Appeals Courts of Massachusetts, and the Supreme Judicial Court of Massachusetts. Worked on constitutional, administrative and labor law and employment law issues. Wrote administrative comments opposing, and then briefed a successful challenge in federal court to, Health and Human Services Regulations prohibiting abortion counseling at federally funded family planning clinics. Successfully litigated two architectural access cases for the disabled in state appeals court. Wrote Attorney General's Opinions. Spoke widely on law enforcement topics.

1/85-6/87 **Teaching Fellow, Harvard University Government Department**. Taught Harvard College Political Theory Courses, including "War" with Professor Stanley Hoffmann, "Modern Political Ideologies" with Professors Hoffmann and Judith Shklar, and "Modern Political Theory" with Professor Nancy Rosenblum.

EDUCATION

9/84-6/87 **Harvard Law School,** Juris Doctorate, *Magna Cum Laude*. Editor of the Harvard Law Review. Wrote case comment on *Ford v. Wainwright* for the November, 1986 Supreme Court issue. First Circuit Prize for Best Law Student Essay on the Principles of Constitutional Federalism from Commission on the Bicentennial of the Constitution.

9/83-5/84 **Benjamin A. Trustman Travelling Fellowship,** a prize awarded in recognition of academic excellence and

"great promise" for public life. Travelled through Western Europe, following the debate over the Pershing II and Cruise Missile deployment. Wrote articles on "Europe's Hot Autumn" and essays on European politics and culture, including an interview with the late French philosopher-historian, Michel Foucault.

9/79-6/83 **Harvard College,** Bachelor of Arts, *Magna Cum Laude* in Government with concentration in Political Theory. Senior Thesis: "The Terrors and Promise of the Twentieth Century: Hannah Arendt and the Revival of Politics." Phi Beta Kappa. Harvard Scholarship for academic excellence in 1980, 1981, 1982, and 1983. Prize from the Ivy League conference on Issues of the Nuclear Age for a paper, "Just War Theory and the Nuclear Age: A Moral Inquiry." Carnochan National Scholarship for Students of Political Thought in 1980. Harvard Scholar of Washington, D.C. in 1979.

9/75-6/79 **Georgetown Day High School,** Most Distinguished Student in History and the Social Sciences, and awarded Presidential Scholarship by the White House, 1979.

PUBLICATIONS

Articles, Colloquia and Books

Youth Justice in America, May, 2005 (CQ Press) (with Maryam Ahranjani and Andrew Ferguson).

Professor Richard Pierce's Reign of Error in the Administrative Law Review: Bureaucratic Extremism and the Rights of American Indians, 57 Administrative Law Review (Spring 2005).

A Right-to-Vote Amendment for the U.S. Constitution: Confronting America's Structural Democracy Deficit, 3 Election Law Journal 559 (2004).

Overruling Democracy: The Supreme Court v. the American People, March 2003 (Routledge) (described as "brilliantly argued and meticulously researched" by Barbara Ehrenreich, "aspirational and empowering" by the Charlotte News & Observer, "brilliant" by Professor Erwin Chemerinsky, and "gripping" by AFL-CIO President John Sweeney, who said it is "required reading for every citizen who cares about the fate of our democracy.") A Washington Post Bestseller in March-April 2003. Favorable reviews in the Los Angeles Times, American Lawyer, Texas Observer, Charlotte News & Observer, Newark Star-Ledger and other periodicals.

What's Wrong With *Bush v. Gore* and Why We Need to Amend the Constitution to Ensure It Never Happens Again, 61 Maryland Law Review 652 (2002).

"The Debate Gerrymander and the Two-Party Arrangement," Chapter in Democracy's Moment, April, 2002 from Rowman and Littlefield, edited by Ron Hayduk.

"The Rehnquist Court and the First Amendment," chapter in The Rehnquist Court, Fall 2002 from Farrar.

Disfavored Speech About Favored Rights: *Hill v. Colorado*, The Vanishing Public Forum and the Need for an Objective Speech Discrimination Test, 51 American University Law Review 179 (2001) (with Clark LeBlanc).

The Paradox of Judicial Bypass Proceedings, 10 American University Journal of Gender, Social Policy & Law 2 (Spring 2002).

We the Students: A Constitutional Casebook For and About America's Students, April 2000 (CQ Press) (2d Ed. Published in 2003) (sponsored by the Supreme Court Historical Society) (described by syndicated columnist Nat Hentoff as "extraordinarily clear and compelling" and "the most important book" ever sponsored by the Supreme Court Historical Society; by former U.S. Circuit Judge Kenneth Starr as "a dynamic, riveting introduction to. . .our constitutional democracy. . . .Civic class will never be the same"; by Professor Randall

Kennedy at Harvard Law School as “an extraordinary and much needed contribution to public education about constitutional law”; as “the bible of the new movement for constitutional literacy” by Montgomery County, Maryland State’s Attorney Doug Gansler; and by Professor Garry Wills as “a model textbook.”) More than 40,000 copies in print.

“Race, Poverty, and the Wealth Primary,” book chapter in Challenges to Equality, Chester Hartman, ed. 2001 (M.E. Sharpe).

Reason, Justice and Love: The Constitutional Humanism of Peter Cicchino, 9 American University Journal of Gender, Social Policy & the Law 1, Spring 2001.

Polling Establishment: Democratic Theory and the Establishment Clause Endorsement Test, the University of Maryland Law Review, forthcoming in the University of Maryland Law Review, Spring 2001 (symposium issue on “the expressive dimension of governmental action”).

Bush v. Gore Revisited, Cardozo Studies in Law and Literature, Spring 2001 (symposium issue).

“A Complicated and Indirect Encroachment”: Is the Federal Election Commission Unconstitutionally Composed?, Administrative Law Review, Spring 2000.

The Debate Gerrymander, Texas Law Review, June 1999.

Is This America? The District of Columbia and the Right to Vote, Harvard Civil Rights-Civil Liberties Law Review, Winter 1999.

The Supreme Court’s Racial Double Standard in Redistricting: Unequal Protection in Politics and the Scholarship That Defends It, University of Virginia Journal of Law and Politics, Fall 1998.

Democracy and Disenfranchisement in Washington, D.C., Human Rights Brief, Volume 6, Issue 2, Spring 1999.

Entry on “Alien Suffrage” in the Encyclopedia of the American Constitution (MacMillan Reference)

Entries on “Speech in the Public Schools” and “The Constitution and Campaign Finance” in The Constitution and Its Amendments (Encyclopedia by MacMillan).

Race, Poverty and the “Wealth Primary,” 6 Poverty & Race Number 2 (March/April 1997).

From “Colorblind” White Supremacy to American Multiculturalism, 19 Harvard Journal of Law & Public Policy 743 (Spring 1996).

Affirmative Action and Racial Reaction, 38 Howard Law Journal 521 (summer 1996).

The Death Penalty in the Twenty-First Century, Colloquium, 45 American University Law Review 239 (December 1995) (Panel Moderator).

Race, Law and Justice: The Rehnquist Court and the American Dilemma, 45 American University Law Review 567 (February 1996) (Moderator of Discussion with Paul Butler, Robert Chang, Charles Cooper, Adriene Davis, Angela Jordan Davis, Mark Hager, Stuart Ishimaru, Richard Kahlenberg, David Kairys, Phil Nash, Alexandra Natapoff, Nell Newton, Clarence Page, Roger Pilon, Jeffrey Rosen, Katheryn Russell, Bill Wechsler, Brenda Wright, and Frank Wu).

The Wealth Primary: Campaign Fundraising and the Constitution (Center for Responsive Politics, 1994) (co-author with John Bonifaz).

How Harvard Rules, "Laying Down the Law" (South End Press: 1989).

Equal Protection and the Wealth Primary, December, 1993 Yale Law and Policy Review (Co-Author with John Bonifaz.)

The Supreme Court, Racial Politics, and the Right to Vote: Shaw v. Reno and the Future of the Voting Rights Act, 44 The American University Law Review 1 (Oct. 1994) [Moderator of proceedings with Julian Bond, Katharine Butler, Penda Hair, Samuel Issacharaoff, David Kairys, Pamela Karlan, J. Morgan Kousser, Allan J. Lichtman, Frank Parker, Richard Piles, Edward Still, Donald Verrilli, Jr., and Brenda Wright.]

The Constitutional Imperative and Practical Superiority of Democratically-Financed Elections, June 1994, Columbia Law Review.

Colloquium, Campaign Finance Reform: Law and Politics, 8 The American University Administrative Law Journal 2 (Summer 1994).

Colloquium, the Fifth Annual Robert C. Byrd Conference on the Administrative Process: The First Year of Clinton-Gore: Reinventing Government or Refining Reagan/Bush Initiatives? Administrative Law Journal of the American University Spring 1994. [Moderator of Discussion with Charles J. Cooper, Robert D. Dinerstein, Jamie S. Gorelick, Philip J. Harter, Emily Clark Hewitt, Sally Katzen, Thomas McGarity, Robert R. Nordhaus, Andrew F. Popper, Thomas O. Sargentich, Honorable Loren A. Smith, David C. Vladeck, Honorable Patricia Wald, and Judith A. Winston.]

Legal Aliens, Local Citizens: The Historical, Constitutional and Theoretical Meanings of Alien Suffrage University of Pennsylvania Law Review, April 1993. (awarded Second Prize in the Association of American Law Schools' 1992 Scholarly Papers Competition; delivered at AALS annual meeting in San Francisco, January 1993) (this article was credited with giving birth to a nationwide movement for non-citizen voting that has sprung up from San Francisco to New York City; the New York Times described me as “the intellectual author of a new grassroots movement” to grant noncitizens voting rights in local elections).

Roe v. Wade and *Dred Scott*: Justice Scalia's Peculiar Analogy in *Planned Parenthood v. Casey*, American University Journal of Gender and the Law (1993).

Reviving the Democratic Vision of Labor Law, 42 Hastings Law Journal 1067 (1991).

Domination, Democracy and the District, 39 Catholic University Law Review 417 (1990).

Essays, Reviews, Op-Eds

AU Beyond Ladner: The Golden Parachute’s Silver Lining, The Washington Post Outlook section, November 6, 2005.

Black Armbands for Constitution Day, Education Week, September 7, 2005 (with Mary Beth Tinker).

The Original Flag Desecration: By Playing with Fire, Tom Delay Might End Up Whistling Dixie, tompaine.com, July 4, 2005.

The Return of Vote-Pairing, Slate Magazine, October 25, 2004

Du droit de vote en Amerique, En Temps Reel et Liberation, October 25, 2004.

“A Dream Deferred,” The Washington Post Book World, July 4, 2004.

"Courts v. Citizens," The American Prospect, March, 2003.

"I'll Tell You What's Really Wrong With the Petitions (No Signature Required)," The Washington Post, Outlook Section, August 11, 2002.

"Nader's Traders: How to Save Al Gore's Bacon By Pairing Votes in a Progressive Internet Political Coalition," Slate Magazine, October 24, 2000.

"Bringing the High Court to the High School," Educational Leadership, December 2001/January 2002

"1 Person, 1 Vote--Not in America," the Washington Post, August 26, 2001.

"A Right to Vote," The American Prospect, August 27, 2001.

"A Tale of Two Voting Rights Lawsuits," TomPaine.com, April 10, 2001.

"The Great Debate: Closed By Big-Party Politics," the New York Post, October 3, 2000 (with Jonathan Soros).

"Let's Take Back the Debates," The Nation, February 7, 2000.

"Flag Fetish: Amendment Would Establish Old Glory As a State Religion," Legal Times, May 17, 1999.

"District Deserves Full Rights," Legal Times, April 19, 1999.

"A Basic Disrespect for Democracy," The Washington Post, Outlook Section, December 6, 1998 (with Jon Desenberg).

"These Reforms Will Get Voters to the Polls,"The Washington Post, Outlook Section, September 13, 1998 (with Rob Richie).

"Designed to Dance to the Two Parties' Tune," Legal Times, March 16, 1998.

"Let Third Parties Have Their Day on TV," The Washington Times, October 8, 1997.

"Reform Without Representation: Congress' D.C. Takeover Won't Work Without Real Voting Rights," The Washington Post, Outlook Section, August 3, 1997.

"Dollar Democracy," The Nation, May 5, 1997.

"House of the Lord," The Nation, April 14, 1997.

"Content, Character, And Class," The American Lawyer, December 1996.

"Courtwatch," George Magazine, November 1996.

"Silencing the Other Political Parties," The Washington Post, October 30, 1996.

"Hear Ye, Hear Ye, The Legal Precedents for Enforcing Constitutional Rights in the District," The Washington Post, Outlook Section, September 22, 1996.

"Supreme Court Veers Right On Race," Newsday, July 11, 1996.

"Separate But Color-Blind," In These Times, June 24, 1996.

"A Change of Venue for Voters?" The Washington Post, April 14, 1996.

"Breaking Buckley?" Capital Eye, Vol. 3, No. 2, March 1, 1996.

"Politics: No Saving Grace," Tikkun, September/October 1995.

"Trademarking Old Glory," The Nation, September 18, 1995 (co-author).

"Getting Tough on Flag Treason: If You Think Flag-Burning is the Only Desecration, You're Just Whistling Dixie", Legal Times, July 24, 1995 (co-author).

"Gerrymander Hypocrisy: Supreme Court's Double Standard," The Nation, February 6, 1995.

"Imprisoning 'the Last, the Least and the Lost,'" Legal Times, November 28, 1994.

"The Wealth Primary", The Nation, November 21, 1994.

"Turning the Voting Rights Act on Its Head," Los Angeles Times, September 6, 1994 (co-author).

"Wealth Robs the Unwealthy of Voting Clout," Los Angeles Times, July 26, 1994.

"The Great PC Cover-Up", California Lawyer, February 1994.

"Time To Give Aliens the Vote (Again)," The Nation, April 5, 1993.

"A Constitutional Path to a New Columbia," The Washington Post, December 16, 1992.

"The Next Best Thing to Statehood," The Washington Post, October 18, 1992.

"A Murder, A Mockery and A Political-Correctness Cover-Up," In These Times, July 7, 1992.

"House Call?" The Nation, June 1, 1992.

"Votes for All, Citizens or Not," Los Angeles Times, November 13, 1991.

"Their Chance To Vote," The Washington Post, October 13, 1991.

"Rainbow Signs," The Nation, July 1, 1991.

"Now That We've Freed Kuwait, Liberate the District," The Nation, March 25 1991.

"A Precedent for Arab-Americans? Remember Korematsu," The Nation, February 4, 1991.

"Fear of Falling," Z Magazine, January 1990.

"Statehood for New Columbia," Z Magazine, September 1989 (co-authored with Reverend Jesse Jackson).

"Johnny Reb Waves a Tale of Slavery: If Flags Mean So Much, Stifle Displays of Confederate Banners," Los Angeles Times, July 12, 1989. (Reprinted in more than a dozen newspapers.)

"The Hazards of David Duke: The Mighty Right in the New New South," Z Magazine, April 1989.

"Archie Bunker Fights Back: Morton Downey and Mean TV," Z Magazine, February 1989.

"Law of the Jungle," The Los Angeles Weekly, February 3, 1989.

"The Law Wars," The Los Angeles Weekly, December 13, 1985.

"Are You Free Tonight? American Freedom Mid-Decade," Los Angeles Weekly, December 20, 1985.

PROFESSIONAL AND COMMUNITY ACTIVITIES AND BOARDS

Chairman, 2000-2005, Maryland State Higher Education Labor Relations Board, which oversees labor relations and collective bargaining among 15,000 employees on 16 state university and college campuses. Appointed by Maryland Governor Parris Glendening. Elected Kerry-Edwards Delegate to the Democratic National Convention 2004 from Democrats Abroad. Member, 1992 Clinton-Gore Transition Team, Justice Department-Civil Rights Cluster; Washington-area Board Member, National Rainbow Coalition.

Frequent guest on national and local television and radio shows to discuss law and politics, including CBS News, NBC News, CNN, Larry King Live, Crossfire, C-Span, WAMU, the Derek McGinty Show, the Diane Rehm Show, News Channel 4, Channel 8 News, News Channel 9, Ben Wattenberg's Think Tank on PBS, and National Public Radio. Work profiled and discussed in Washington Post, New York Times, Nation Magazine, and dozens of other newspapers and journals.

Testimony before: the Federal Communications Commission about markets in political speech and the "public interest" obligations of FCC broadcast licensees (October 16, 2000); the United States Senate Committee on the Judiciary on a proposed victims' rights amendment to the Constitution (April 23, 1996); the United States House of Representatives Committee on the District of Columbia about the constitutionality of statehood for New Columbia (November 18, 1991 and July 28, 1993); the Maryland House Committee on Constitutional and Administrative Law about the history and constitutionality of alien suffrage (February 11, 1992); the United States Commission on Civil Rights about Voting Representation and Statehood for the District of Columbia (March 26, 1993); and the Committee On Rules and Administration of the United States Senate on the constitutionality of President Clinton's Campaign Finance Reform Proposal (May 19, 1993); Council of the District of Columbia Committee on Self-Determinantion, June 16, 1994; the United States Senate Committee on Governmental Affairs on methods of enfranchising citizens living in the District of Columbia (August 4, 1994); the United States Senate Labor and Human Resources Committee on the constitutional relationship between Congress and the District of Columbia (January 13, 1998); the Maryland State Senate Committee on Economic and Environmental Matters on public institutions and corporate naming rights (February 25, 1998), Council of the District of Columbia on the unconstitutionality of disenfranchisement in the District of Columbia (January 29, 1998).

Met Judge Richard Posner in a sequence of three debates on "Democracy and the Constitution" at the University of Chicago Law School, American University Washington College of Law and HarvardLaw School in the Spring of 2003. Lectures and presentations on law, politics and culture at numerous conferences and meetings, including Office of Maryland Attorney General Joseph Curran, League of Women Voters, Rutgers Law School, Georgetown University Law Center, Harvard Law School Civil Liberties Union, Howard University Law Review, Washington and Lee University Law School, Lawyers' Committee for Civil Rights Under Law, Anti-Defamation League, National Institute for Citizen Education in the Law, National Rainbow Coalition, Blacks in Government, The Federalist Society, University of Montana Law School, National Women's Democratic Club, National Student Bar Association, and U.S. Department of Justice, Voting Rights Section.

Pro Bono representation involving Greenpeace, ACORN, Legal Clinic for the Homeless, Service Employees International Union, Students United Against Sweatshops, Montgomery Blair High School students challenging school system censorship of their cable program, and the residents of the District of Columbia challenging the constitutionality of their disenfranchisement and non-representation in Congress.

Private representation of numerous individual clients, including Reform Party presidential ticket Ross Perot and Pat Choate in their efforts to join the 1996 presidential debates and remove structural obstacles to third party participation, Ralph Nader, Montgomery County State's Attorney Douglas Gansler and others. Recipient of the Martin Luther King Freedom Award from the New Columbia Statehood Coalition. Bar Admissions: MA. (Dec.22,1987); D.C. (Dec. 6, 1993); Supreme Court (Feb. 27, 1995); MD. (Dec. 15, 1995); D.C.D.C. (Nov. 3, 1997).

PERSONAL

Born: December 13, 1962. Married, Sarah Bloom Raskin. Three children, Hannah Grace Raskin, born July 13, 1992, Thomas Bloom Raskin, born January 30, 1995, and Tabitha Claire Raskin, born January 31, 1997.