

Dartmouth College Case Symposium Presenters
March 1-2, 2019

Akhil Reed Amar

Sterling Professor of Law

Yale Law School

Professor Akhil Reed Amar teaches constitutional law in both Yale College and Yale Law School. After graduating from Yale College, *summa cum laude*, in 1980 and from Yale Law School in 1984, and clerking for then Judge (now Justice) Stephen Breyer, Amar joined the Yale faculty in 1985 at the age of 26. His work has won awards from both the American Bar Association and the Federalist Society, and he has been cited by Supreme Court justices across the spectrum in more than three dozen cases—tops in his generation. He regularly testifies before Congress at the invitation of both parties; and in surveys of judicial citations and/or scholarly citations, he invariably ranks among America’s five most-cited mid-career legal scholars. He is a member of the American Academy of Arts and Sciences and a recipient of the American Bar Foundation’s Outstanding Scholar Award. In 2008 he received the DeVane Medal—Yale’s highest award for teaching excellence. He has written widely for popular publications, including *The New York Times*, *The Washington Post*, *The Wall Street Journal*, *Time*, and *The Atlantic*. He was an informal consultant to the popular TV show, *The West Wing*, and his constitutional scholarship has been showcased on a wide range of broadcasts, including *The Colbert Report*, *Up with Chris Hayes*, *Tucker Carlson Tonight*, *Morning Joe*, *AC360*, *Your World with Neil Cavuto*, *11th Hour with Brian Williams*, *Fox News @Night with Shannon Bream*, *Fareed Zakaria GPS*, *Erin Burnett Outfront*, and *Constitution USA with Peter Sagal*. He is the author of dozens of law review articles and several books, including *The Constitution and Criminal Procedure* (1997), *The Bill of Rights* (1998—winner of the Yale University Press Governors’ Award), *America’s Constitution* (2005—winner of the ABA’s Silver Gavel Award), *America’s Unwritten Constitution* (2012—named one of the year’s 100 best nonfiction books by *The Washington Post*), *The Law of the Land* (2015), and *The Constitution Today* (2016—named one of the year’s top ten nonfiction books by *Time* magazine).

Thomas Barnico ’77

Adjunct Faculty Member

Boston College Law School

Mr. Barnico is an adjunct faculty member at Boston College Law School, teaching the Attorney General Clinical Program and Seminar and the Administrative Law Externship Seminar. He has directed the AG Program since 1989. In 2010-2011, 2012-2013, and 2015-2016, he was a visiting professor at the Law School, teaching Federal Courts and Administrative Law in addition to the Attorney General Clinical Program. He also coaches the BC Law team in the Braxton Craven Constitutional Law Moot Court Competition at the University of North Carolina Law School.

Mr. Barnico served as an Assistant Attorney General for the Commonwealth of Massachusetts from 1981 to 2010. He represented the state and its officers in civil cases involving

constitutional law, administrative law, and business regulation. He has argued three cases in the United States Supreme Court, 18 cases in the United States Court of Appeals for the First Circuit, and 72 cases in the Supreme Judicial Court of Massachusetts. Mr. Barnico received his A.B. degree from Dartmouth College in 1977. He received his J.D. degree from Boston College Law School in 1980. He served as an Assistant District Attorney in Essex County (MA) in 1980 and 1981.

Justice James Bassett '78

New Hampshire Supreme Court

Justice James P. Bassett was born in Bridgeport, Connecticut in 1956. He received a BA in government from Dartmouth College in 1978 and a JD from the University of Virginia School of Law in 1982. He served as a law clerk for Chief Judge Andrew A. Caffrey of the Federal District Court in Boston, Massachusetts from 1982–83. He worked as an associate at Hale and Dorr, now WilmerHale, in Boston until 1985, when he moved with his wife Ellen to Canterbury, New Hampshire and joined the Concord law firm Orr & Reno. His practice focused on medical malpractice defense, Right-to-Know, and First Amendment litigation, and he argued a landmark case decided by the New Hampshire Supreme Court securing the right of the media to bring cameras into trial courts in New Hampshire. He had an active appellate practice, often arguing before the New Hampshire Supreme Court and the United States Court of Appeals for the First Circuit. He was appointed to the New Hampshire Supreme Court as its 107th Associate Justice in 2012. Since 2016, Justice Bassett has served by appointment of the Chief Justice as a member of the federal Advisory Committee on Rules of Evidence.

Prior to joining the Court, Justice Bassett served for almost 20 years as an elected member of town government in Canterbury and was a board member of numerous nonprofit organizations. He has three adult children and one granddaughter.

Robert E. Bonner

Professor of History, Kathe Tappe Vernon Professor in Biography Dartmouth College

A native of Tennessee, Professor Bonner is a historian of 19th century North America and the Kathe Tappe Vernon Professor in Biography. Most of his scholarship has focused on the sectional crisis that led free and slave states towards Civil War and then to an uneasy post-emancipation peace. Previous books include *Colors and Blood: Flag Passions of the Confederate South* (Princeton University Press), *The Soldiers Pen: Firsthand Impressions of the American Civil War* (Hill and Wang); and *Mastering America: Southern Slaveholders and the Crisis of American Nationhood* (Cambridge University Press). He has two books in progress: a biographical study of Confederate Vice-President Alexander H. Stephens titled *Master of Lost Causes* and an account of Confederate commerce raiding, privateering, and slave trading, titled *Slaveocrats At Sea: The Global Menace of a Maritime Southern Confederacy*. Among the primary themes of his scholarship is the problem of violence, the working of visual culture, and the metageographies of the American "South."

Thomas S. Burack '82

Shareholder

Sheehan Phinney

Tom Burack is a nationally recognized strategic leader in the fields of environmental, public health and energy regulation, as well as organizational management and governance. At Sheehan Phinney since 2017, Tom served for over ten years as the Commissioner of the New Hampshire Department of Environmental Services. He spearheaded creation of E-Enterprise for the Environment, a shared governance approach among the US Environmental Protection Agency, states and tribal governments to modernize and streamline the business of environmental protection and regulation in the United States. He served as the first state co-chair of the E-Enterprise Leadership Council, which provides strategic direction for the overall initiative and oversight of dozens of E-Enterprise projects. He now serves as an executive advisor and consultant to the initiative.

Tom led the effort to develop the New Hampshire Climate Action Plan, played key leadership roles in the Regional Greenhouse Gas Initiative, and co-facilitated efforts to develop voluntary agreements among more eastern and mid-western states to address the challenge of ozone transport. He also served as Chairman of the NH Site Evaluation Committee, which oversees the siting and permitting of energy facilities in New Hampshire. Tom helped create New Hampshire Lives on Water — a public-private partnership that is building public awareness and understanding of the need for good quality drinking water and wastewater systems and wise stewardship of the state's water resources. He also helped to develop the Northeast Ocean Plan, the first regional marine spatial plan in the nation. Within New Hampshire, he initiated and for eight years led a voluntary, informal group of some two dozen state agency commissioners in efforts to improve the operations of state government.

Tom Burack graduated Dartmouth with an AB in 1982, and received his JD from the University of Virginia Law School. He is a Harry S. Truman Scholar, served as Law Clerk to the Honorable David H. Souter on the Supreme Court of New Hampshire, and as Legislative Assistant for Environmental Matters to U.S. Senator Gordon J. Humphrey (R-NH) in Washington, DC. Tom grew up in New Hampshire's White Mountains, and loves to hike, ski and canoe. As a professional raconteur, he is known for calling moose and has regaled many an audience over the years with tales of the North Country.

Robert Cordy '71

Associate Justice (ret.)

Massachusetts Supreme Judicial Court

Robert (Bob) J. Cordy is a partner at McDermott Will & Emery where his practice includes business litigation, white collar criminal defense, internal investigations, appellate work and major public/private projects.

Bob previously served for 16 years as an associate justice of the Massachusetts Supreme Judicial Court. He has worked with judges from Mexico, Russia, China, Kosovo, Turkey, Uzbekistan, Ukraine, Afghanistan and other countries on issues relating to judicial ethics, rule of law principles and the American judicial system. Bob also served as chair of the Supreme Judicial Court Rules Committee, co-chair of the Supreme Judicial Court Judiciary-Media Committee and member of the Committee for Capital Planning for the Judicial System.

Bob began his career working for the Massachusetts Public Defenders Office, and subsequently held positions with the Massachusetts Department of Revenue, the Massachusetts State Ethics Commission and the United States Attorney's Office where he became the chief of the Public Corruption prosecution unit. Bob also served as chief legal counsel to Massachusetts Governor William F. Weld, working on a wide range of policy issues including regulatory and criminal justice reform, ethics in government and the appointment of judges. Before his appointment to the Supreme Judicial Court in 2001, Bob was a partner and head of McDermott's Boston office. Bob is also a member of McDermott's legal cannabis industry group, a multidisciplinary team of lawyers providing clients with regulatory, litigation, intellectual property, trade and tax services with respect to their investments and participation in the cannabis industry, all subject to the Firm's obligations under federal and state laws and bar licensure rules.

Gregg Costa '94

Associate Justice

US Court of Appeals for the Fifth Circuit

Justice Gregg Costa was born in Baltimore, Maryland in 1972. He received a BA from Dartmouth College in 1994 and a JD from the University of Texas School of Law in 1999. He served as a law clerk for the Hon. A. Raymond Randolph of the U.S. Court of Appeals for the District of Columbia Circuit from 1999-2000, and for Chief Justice William H. Rehnquist of the Supreme Court of the United States from 2001-2002. In between he was a Bristow Fellow in the Office of the Solicitor General at the U.S. Department of Justice.

Justice Costa worked in private practice in Houston, Texas, 2002-2005 and then served as Assistant U.S. Attorney for the Southern District of Texas from 2005-2012. On September 8, 2011, President Barack Obama nominated Costa to the U.S. District Court for the Southern District of Texas, to a seat vacated by John David Rainey. He was confirmed by the Senate on April 26, 2012, and received commission on April 26, 2012. Judge Costa vacated his seat on the U.S. District Court for the Southern District of Texas upon being appointed to the U.S. Court of Appeals for the Fifth Circuit. President Obama nominated Costa on January 6, 2014 to the seat vacated by Fortunado Pedro Benavides. He was confirmed by the Senate on May 20, 2014, and received commission on June 2, 2014. An earlier nomination to the U.S. Court of Appeals for the Fifth Circuit in December, 2013, was not voted upon by the Senate.

Gregory G. Garre '87

Partner

Latham & Watkins

Gregory Garre '87 is a partner in the Washington, D.C. office of Latham & Watkins LLP and chair of the firm's Supreme Court and appellate practice. He previously served as the 44th Solicitor General of the United States (2008–2009), Principal Deputy Solicitor General (2005–2008), and Assistant to the Solicitor General (2000–2004), and is the only person to have held all of those positions within the Office of the Solicitor General. He has argued 43 cases before the Supreme Court and numerous other cases before the courts of appeals. Last term, he secured a 5-4 win on behalf of the State of Florida in its original action against the State of Georgia, seeking to protect and preserve the Apalachicola Basin in Florida. In 2016, he successfully represented the University of Texas in its landmark defense of the constitutionality of its race-conscious

admissions program in *Fisher v. University of Texas*. His other Supreme Court wins include *Ashcroft v. Iqbal*, *Vance v. Ball State University*, *Maples v. Thomas*, and *FCC v. Fox*. A recent study by Empirical SCOTUS found that Mr. Garre has prevailed in more 5-to-4 (or one-vote-margin) cases before the Supreme Court since 2005 than any other advocate during that period. From 2011 to 2017, Mr. Garre served by appointment of the Chief Justice as a member of the Standing Committee on Rules of Practice and Procedure of the U.S. Judicial Conference. Mr. Garre graduated from Dartmouth College in 1987, where he was a Rufus Choate Scholar and a member of the freshman and junior varsity football teams. Following his graduation from George Washington University Law School in 1991, where he was editor-in-chief of the law review, he served as a law clerk to Chief Justice William H. Rehnquist and to Judge Anthony J. Scirica of the U.S. Court of Appeals for the Third Circuit. He has taught Supreme Court practice and constitutional law and speaks frequently on issues related to the Supreme Court and appellate practice

Annette Gordon-Reed '81

**Charles Warren Professor of American Legal History, Professor of History
Harvard University, Harvard Law School**

Annette Gordon-Reed is the Charles Warren Professor of American Legal History at Harvard Law School and a Professor of History in the Faculty of Arts and Sciences at Harvard University, and formerly the Carol K. Pforzheimer Professor at the Radcliffe Institute for Advanced Study (2010-2016) and the Harold Vyvyan Harmsworth Visiting Professor of American History at Queen's College, University of Oxford (2014-2015). She won the Pulitzer Prize in History in 2009 for *The Hemingses of Monticello: An American Family* (W.W. Norton, 2009), a subject she had previously written about in *Thomas Jefferson and Sally Hemings: An American Controversy* (University Press of Virginia, 1997). She is also the author of *Andrew Johnson* (Times Books/Henry Holt, 2010). Her most recently published book (with Peter S. Onuf) is *"Most Blessed of the Patriarchs": Thomas Jefferson and the Empire of the Imagination* (Liveright Publishing, 2016). Her honors include a fellowship from the Dorothy and Lewis B. Cullman Center for Scholars and Writers at the New York Public Library, a Guggenheim Fellowship in the humanities, a MacArthur Fellowship, the National Humanities Medal, the National Book Award, and the Woman of Power & Influence Award from the National Organization for Women in New York City. Gordon-Reed was elected a fellow of the American Academy of Arts and Sciences in 2011 and is a member of the Academy's Commission on the Humanities and Social Sciences.

A history major at Dartmouth, Gordon-Reed graduated with high distinction in 1981 and earned a J.D. from Harvard Law School in 1984 where she was member of the Harvard Law Review. She formerly served on Dartmouth's Board of Trustees.

John M. Greabe '85

**Professor, Director of Warren B. Rudman Center
UNH School of Law**

Professor John Greabe has taught full-time at the University of New Hampshire School of Law since 2010, and part-time since 1997. His scholarship focuses on constitutional law, federal courts and procedure, and civil rights litigation.

Before becoming a full-time member of the faculty, Professor Greabe taught at Vermont Law School, had a federal appellate practice, and clerked for a number of federal appeals and trial judges within the United States Court of Appeals for the First Circuit.

Professor Greabe is admitted to practice before the United States Supreme Court; the United States Courts of Appeals for the First, Seventh and Eighth Circuits; and the United States District Courts for the Districts of New Hampshire and Massachusetts. He also is a member of the bar in New Hampshire and Massachusetts. He received an AB from Dartmouth in Classics, and JD from Harvard Law School.

Greabe's articles have appeared in a number of law journals, including Constitutional Commentary, the Boston University Law Review, the Notre Dame Law Review, the William & Mary Bill of Rights Journal, the Buffalo Law Review, the Houston Law Review, the Columbia Law Review Sidebar, and the Virginia Law Review Online.

Abdul Kallon '90

Associate Justice

US District Court for the N.D. of Alabama

Justice Abdul Kallon was born in Freetown, Sierra Leone in 1969. He received a BA from Dartmouth College in 1990 and a JD from the University of Pennsylvania Law School in 1993. He served as a law clerk for the Honorable U.W. Clemon, U.S. District Court, Northern District of Alabama, from 1993-1994. Justice Kallon worked in private practice in Birmingham, Alabama from 1994-2009.

President Barack Obama nominated Kallon to the U.S. District Court for the Northern District of Alabama to a seat vacated by U.W. Clemon, for whom he previously clerked. He was confirmed by the Senate on November 21, 2009, and received commission on January 4, 2010. An earlier nomination to the U.S. Court of Appeals for the Eleventh Circuit in February, 2016, was not voted upon by the Senate.

Neal Katyal '91

Paul and Patricia Saunders Professor of Law, Georgetown University

Partner, Hogan Lovells

Neal Katyal is the Paul and Patricia Saunders Professor of Law at Georgetown University and a Partner at Hogan Lovells. He previously served as Acting Solicitor General of the United States. He has argued 37 cases before the Supreme Court of the United States, with 35 of them in the last nine years. Most recently, Neal argued the “travel ban” case on behalf of the State of Hawaii against President Trump in the Supreme Court of the United States. In the 2016–17 term alone, Neal argued seven cases in six separate arguments at the Supreme Court, far more than any other advocate in the nation—nearly 10% of the docket. At the age of 48, he has already argued more Supreme Court cases in U.S. history than has any minority attorney, recently breaking the record held by Thurgood Marshall. His numerous distinctions include: the Edmund Randolph Award (the highest civilian award given by U.S. Department of Justice), The Litigator of the Year by *American Lawyer* (2017, chosen as the sole Grand Prize Winner of all the lawyers in the United States), Appellate MVP by Law360 numerous times (most recently in 2017), winner of *Financial Times* Innovative Lawyer Award in two different categories (both private and public law) (2017), one of *GQ*'s Men of the Year (2017), 40 Most Influential Lawyers of the Last

Decade Nationwide by *National Law Journal* (2010), and 90 Greatest Washington Lawyers Over the Last 30 Years by *Legal Times* (2008). He has appeared on virtually every major American news program, as well as on *The Colbert Report* and *House of Cards* on Netflix (where he played himself).

J. Russell Muirhead

Robert Clements Professor of Democracy and Politics, Co-Director of Political Economy Project Dartmouth College

Russell Muirhead is the Robert Clements Associate Professor of Democracy and Politics at Dartmouth College where he co-directs the Political Economy Project. His books include *Just Work* (Harvard University Press, 2004), *The Promise of Party in a Polarized Age* (Harvard University Press, 2014) and, with Nancy L. Rosenblum, *A Lot of People are Saying: The New Conspiracism and the Assault on Democracy*, (Princeton University Press, 2019). Previously, Muirhead taught political theory at the University of Texas at Austin, Harvard University, and Williams College. He was a Radcliffe Institute Fellow (2005-6) and a winner of the Roselyn Abramson Teacher Award at Harvard College. He holds a PhD and AB from Harvard University and a BA from Balliol College at Oxford University.

Caleb E. Nelson

Emerson G. Spies Distinguished Professor of Law, Caddell and Chapman Professor of Law University of Virginia School of Law

Caleb Nelson teaches civil procedure, federal courts and statutory interpretation. He is a past winner of UVA's All-University Teaching Award as well as the national Federalist Society's Paul M. Bator Award (which recognizes excellence in both teaching and scholarship). His articles have appeared in the *Harvard Law Review*, the *Yale Law Journal*, the *Columbia Law Review*, the *University of Chicago Law Review*, the *Virginia Law Review* and other leading journals. He is also the author of a casebook on statutory interpretation, published by Foundation Press. He is an elected member of the American Law Institute.

Nelson earned his undergraduate degree from Harvard, where he majored in mathematics, won the Wendell Prize and was elected to Phi Beta Kappa as a junior. Before attending Yale Law School, he was managing editor of *The Public Interest*, a domestic-policy quarterly. After earning his law degree, Nelson clerked for Judge Stephen F. Williams on the U.S. Court of Appeals for the D.C. Circuit and Justice Clarence Thomas on the U.S. Supreme Court. From 1995 to 1998, he practiced law with the Cincinnati firm of Taft, Stettinius & Hollister, where he focused on appellate litigation.

Anne Patterson '80

Associate Justice

New Jersey Supreme Court

Justice Anne M. Patterson was born in Trenton, New Jersey in 1959. She graduated from Dartmouth College with a degree in government in 1980, and received her JD from Cornell Law School in 1983. Justice Patterson then joined the Morristown, New Jersey law firm of Riker,

Danzig, Scherer, Hyland & Perretti as an associate. In 1989, Justice Patterson left Riker Danzig to serve as a deputy attorney general and special assistant to New Jersey Attorney General Peter N. Perretti, Jr., handling civil litigation and criminal appeals on behalf of the state. She rejoined Riker Danzig and became a partner in the firm in 1992. Her practice focused on product liability, intellectual property, and commercial litigation in state and federal trial and appellate courts. Justice Patterson served as Chair of the New Jersey State Bar Association Product Liability and Toxic Tort Section, as an officer and trustee of the Association of the Federal Bar of New Jersey, and as a trustee of the Trial Attorneys of New Jersey. From 1991 to 2006, Justice Patterson served on the New Jersey Supreme Court Committee on Character.

Justice Patterson was nominated as an Associate Justice of the New Jersey Supreme Court by Governor Chris Christie and was sworn in on September 1, 2011. She was nominated for tenure by Governor Phil Murphy and was sworn in on July 31, 2018.

Donald E. Pease

The Ted and Helen Geisel Third Century Professor in the Humanities

Dartmouth College

Donald E. Pease is the Ted & Helen Geisel Professor of English and Founding Director of the *Futures of American Studies Institute* at Dartmouth. He is the author of *Visionary Compacts: American Renaissance Writings in Cultural Context*, *The New American Exceptionalism*, and *Theodor Seuss Geisel*; the editor or co-editor of 14 volumes including *Cultures of U.S. Imperialism*, *Futures of American Studies*, *Re-Mapping the Trans-National Turn in American Studies*, and *American Studies as Transnational Practice*. Pease has received Guggenheim, Ford, Mellon, NEH, and Hewlett fellowships in support of his work, and been honored with the degree of Doctor of Philosophy *honoris causa* by the Faculty of Languages at Uppsala University and the Carl Bode-Norman Holmes Pearson Prize for life-long service to American Studies.

David M. Rabban

Dahr Jamail, Randall Hage Jamail and Robert Lee Jamail Regents Chair, University

Distinguished Teaching Professor

University of Texas at Austin School of Law

Professor Rabban teaching and research focus on free speech, higher education and the law, and American legal history. He is best known for his path-breaking work on free speech in American history. He is the author of *Free Speech in Its Forgotten Years, 1870-1920* (Cambridge, 1997), which received the Forkosch Prize from the *Journal of the History of Ideas* for "the best book in intellectual history published in 1997." His many articles have appeared in *Yale Law Journal*, *Stanford Law Review*, *University of Chicago Law Review* and elsewhere. He was a fellow of the John Simon Guggenheim Foundation in 2016 and of the Program in Law and Public Affairs at Princeton University in 2016-17. His most recent book is *Law's History: American Legal Thought and the Transatlantic Turn to History*.

Rabban served as counsel to the American Association of University Professors for several years before joining the Texas faculty in 1983. He served as General Counsel of the AAUP from 1998 to 2006 and Chair of its Committee on Academic Freedom and Tenure from 2006 to 2012.

Alexandra J. Roberts '02

Associate Professor, Franklin Pierce Faculty Fellow

UNH School of Law

Alexandra J. Roberts is an Associate Professor at the University of New Hampshire School of Law. She teaches and writes in the areas of trademark and false advertising law, entertainment law, contracts, and law and literature. Her current scholarship focuses on trademark use and distinctiveness generally and how trademarks function on social media in particular.

Professor Roberts holds an A.B. from Dartmouth College, an A.M. from Stanford University, and a J.D. from the Yale Law School. She previously served as the Executive Director of the Franklin Pierce Center for Intellectual Property at UNH Law and as a Visiting Assistant Professor at Boston University School of Law. Prior to entering academia, she was an associate in the intellectual property litigation group at Ropes & Gray, first in its New York and then in its Boston office. Professor Roberts serves on the Academic Committee of the International Trademark Association and co-leads the Professor Membership Subcommittee. She is co-chair of the Junior Intellectual Property Scholars Association (JIPSA).

Beth Robinson '87

Associate Justice

Vermont Supreme Court

Justice Robinson of Addison County, Vermont was born in 1965 and raised in Indiana. She received a BA from Dartmouth College in 1986 and a JD from the University of Chicago Law School in 1989. She clerked for the Honorable David B. Sentelle of the United States Court of Appeals for the DC Circuit (1989–1990), practiced in the law firm of Langrock Sperry & Wool for 18 years (1993–2010), and served as counsel to Governor Peter Shumlin for one year (2011). Governor Shumlin appointed her to the Vermont Supreme Court as an associate justice on November 28, 2011.

Kate Stith-Cabranes '73

Lafayette S. Foster Professor of Law

Yale Law School

Kate Stith-Cabranes graduated from Dartmouth College in 1973, the first graduating class after Dartmouth became co-educational. She was a member of the Dartmouth Board of Trustees from 1989 to 2000.

Professor Stith-Cabranes teaches and writes in the areas of criminal law, criminal procedure, and constitutional law. Prior to joining the faculty at Yale, she was an Assistant United States Attorney for the Southern District of New York, where she prosecuted white-collar and organized- crime cases.

She has served or is presently serving as faculty sponsor and Director of the Women's Campaign School at Yale; on the Professional Ethics Committee in the State of Connecticut; as a Commissioner of the Permanent Commission on the Status of Women in Connecticut; as President of the Connecticut Bar Foundation; as an economist with the Council of Economic Advisers; as Acting Dean and Deputy Dean of Yale Law School; and, by appointment of the

Chief Justice of the United States, on the Advisory Committee for the Federal Rules of Criminal Procedure. Her book on the federal sentencing guidelines, *Fear of Judging* (with J.A. Cabranes), was awarded a Certificate of Merit by the ABA in 1999. She has also published *Defining Federal Crimes* (with D.C. Richman, 2nd ed. 2018) and many law review articles.

After Dartmouth, Professor Stith-Cabranes graduated from the Kennedy School of Government and Harvard Law School. She clerked for Judge Carl McGowan (Dartmouth College Class of 1932) of the U.S. Court of Appeals for the District of Columbia, and for Supreme Court Justice Byron R. White.

Ernest A. Young '90

Alston & Bird Professor of Law

Duke University School of Law

Professor Young teaches constitutional law, federal courts, and foreign relations law. He is one of the nation's leading authorities on the constitutional law of federalism, having written extensively on the Rehnquist Court's "Federalist Revival" and the difficulties confronting courts as they seek to draw lines between national and state authority. He also is an active commentator on foreign relations law, where he focuses on the interaction between domestic and supranational courts and the application of international law by domestic courts. Professor Young also writes on constitutional interpretation and constitutional theory. He has been known to dabble in maritime law and comparative constitutional law.

A native of Abilene, Texas, Professor Young joined the Duke Law faculty in 2008, after serving as the Charles Alan Wright Chair in Federal Courts at the University of Texas at Austin School of Law, where he had taught since 1999. He graduated from Dartmouth College in 1990 and Harvard Law School in 1993. After law school, he served as a law clerk to Judge Michael Boudin of the 1st U.S. Circuit Court of Appeals (1993-94) and to Justice David Souter of the U.S. Supreme Court (1995-96). Professor Young practiced law at Cohan, Simpson, Cowlshaw, & Wulff in Dallas, Texas (1994-95) and at Covington & Burling in Washington, D.C. (1996-98), where he specialized in appellate litigation. He has also been a visiting professor at Harvard Law School (2004-05) and Villanova University School of Law (1998-99), as well as an adjunct professor at Georgetown University Law Center (1997).

Elected to the American Law Institute in 2006, Professor Young is an active participant in both public and private litigation in his areas of interest. He has been the principal author of *amicus* briefs on behalf of leading constitutional scholars in several recent Supreme Court cases, including *Medellin v. Texas* (concerning presidential power and the authority of the International Court of Justice over domestic courts) and *Gonzales v. Raich* (concerning federal power to regulate medical marijuana).