

Renée Lettow Lerner

George Washington University Law School
2000 H Street, N.W.
Washington, DC 20052

Tel.: (202) 994-5776
Fax: (202) 994-5654
rlerner@law.gwu.edu

EXPERIENCE

2017-present **George Washington University Law School**,
Donald Phillip Rothschild Research Professor of Law

Courses taught: legal history, criminal procedure, comparative law, and conflict of laws.

2014-2017 Professor of Law

1997-2014 Associate Professor of Law
(on leave of absence 2003-2005)

2003-2005 **United States Department of Justice, Office of Legal Counsel**,
Deputy Assistant Attorney General

1996-1997 **Justice Anthony M. Kennedy**, U.S. Supreme Court, law clerk

1995-1996 **Judge Stephen F. Williams**, U.S. Court of Appeals for the District of Columbia Circuit, law clerk

1994 **Kirkland & Ellis**, Washington, DC, summer associate

1993 **Judge Stephen F. Williams**, intern

1991-1992 **Magdalen College, Oxford University**, Oxford, U.K.
Taught American history course to Oxford undergraduates.

EDUCATION

Yale Law School, J.D., 1995

Yale Law Journal, Articles Editor, 1994-95

Joseph Parker Prize (best paper on legal history or Roman law), 1995

Judge William E. Miller Prize (best paper on the Bill of Rights), 1994

Yale Journal on Regulation, Submissions Editor, 1993-94; Lead Editor, 1993
New Haven TRO Project for Battered Women

Magdalen College, Oxford University, M. Litt., Modern History, 1993 (Rhodes Scholar)
Thesis: Codification and Consolidation of English Law in the Early Nineteenth Century

Princeton University, A.B., History, *summa cum laude*, 1990
Phi Beta Kappa
Class of 1883 English Prize, 1987
William Koren, Jr. Memorial Prize in History, 1989
Walter Phelps Hall Prize in European History (hon. men.), 1990

BOOKS

THE JURY: A VERY SHORT INTRODUCTION (New York: Oxford University Press 2023).
In October 2024, this book was the subject of a major symposium of The George Washington Law Review, with proceedings to be published in volume 94.

HISTORY OF THE COMMON LAW: THE DEVELOPMENT OF ANGLO-AMERICAN LEGAL INSTITUTIONS (with John H. Langbein and Bruce P. Smith) (New York: Aspen Publishers 2009).

OTHER PUBLICATIONS

Foreword: The Survival of the Jury, 93 GEORGE WASHINGTON LAW REVIEW 1267 (2025) (symposium issue).

The Civil Jury Trial Clause of the Seventh Amendment;
The Re-examination Clause of the Seventh Amendment, essays in THE HERITAGE GUIDE TO THE CONSTITUTION (Josh Blackman & John G. Malcolm eds., 3d ed. 2025).

Aggressive Invention of Rights Is Apt to Backfire—to Deepen Conflicts Rather than to Unite Societies (original title: Aspirational Versus Operational Rights), in RESCUING OUR INALIENABLE RIGHTS: INTERNATIONAL CONFERENCE ON THE 75TH ANNIVERSARY OF THE UNIVERSAL DECLARATION OF HUMAN RIGHTS, ed. Lénárd Sándor (Budapest: Mathias Corvinus Collegium Press, 2024).

Weaponizing Juries in a Democracy, 61 SOCIETY (Issue 5, October 2024).

He Who Pays the Piper Calls the Tune, in CONSTITUTIONAL JOURNEY IN THE UNITED STATES, ed. Lénárd Sándor (Budapest: Mathias Corvinus Collegium Press, 2022) (originally published in Hungarian under the title ALKOTMÁNYJOGI UTAZÁS AMERIKÁBAN).

The Resilience of Substantive Rights and the False Hope of Procedural Rights: The Case of the Second Amendment and the Seventh Amendment, 116 NORTHWESTERN UNIVERSITY LAW REVIEW 275 (2021).

The Surprising Views of Montesquieu and Tocqueville about Juries: Juries Empower Judges, 81 LOUISIANA LAW REVIEW 1 (2020).

Federalism in the United States, MANDINER 42 (Aug. 19, 2020) (translated into Hungarian with the title Arra intem az európai népeket, hogy legyenek résen).

Essay, The Second Amendment and the Spirit of the People, 43 HARVARD JOURNAL OF LAW & PUBLIC POLICY 319 (2020).

Book review, Amalia D. Kessler, *Inventing American Exceptionalism: The Origins of American Adversarial Legal Culture, 1800-1877*, 67 JOURNAL OF LEGAL EDUCATION 888 (2018).

How the Creation of Appellate Courts in England and the United States Limited Judicial Comment on Evidence to the Jury, 40 JOURNAL OF THE LEGAL PROFESSION 215 (2016).

A Family Tradition: Clerking at the U.S. Supreme Court (with Charles F. Lettow and Kristen Silverberg), in *OF COURTiers AND KINGs: MORE STORIES OF SUPREME COURT LAW CLERKS AND THEIR JUSTICES* 360-365 (Todd C. Peppers and Clare Cushman eds., University of Virginia Press 2015).

The Troublesome Inheritance of Americans in Magna Carta and Trial by Jury, in *MAGNA CARTA AND ITS MODERN LEGACY* 77-98 (Robert Hazell and James Melton eds., Cambridge University Press 2015).

The Failure of Originalism in Preserving Constitutional Rights to Civil Jury Trial, 22 WILLIAM & MARY BILL OF RIGHTS JOURNAL 811 (2014).

The Rise of Directed Verdict: Jury Power in Civil Cases Before the Federal Rules of 1938, 81 GEORGE WASHINGTON LAW REVIEW 448 (2013).

Enlightenment Economics and the Framing of the U.S. Constitution, 35 HARVARD JOURNAL OF LAW & PUBLIC POLICY 37 (2012).

Thomas Nast's Crusading Legal Cartoons, THE GREEN BAG 2011 ALMANAC (2011).

From Popular Control to Independence: Reform of the Elected Judiciary in Boss Tweed's New York, 15 GEORGE MASON LAW REVIEW 109 (2007).

Unconstitutional Conditions, Germaneness, and Institutional Review Boards, 101 NORTHWESTERN UNIVERSITY LAW REVIEW 775 (2007).

The Worldwide Popular Revolt Against Proportionality in Self-Defense Law, 2 JOURNAL OF LAW, ECONOMICS & POLICY 331 (2006).

Judicial Review Before Marbury, Comment, 72 GEORGE WASHINGTON LAW REVIEW 45 (2003).

The Intersection of Two Systems: An American on Trial for an American Murder in the French Cour d'Assises, 2001 UNIVERSITY OF ILLINOIS LAW REVIEW 791.

International Pressure to Harmonize: The U.S. Civil Justice System in an Era of Global Trade, 2001 B.Y.U. LAW REVIEW 229.

The Transformation of the American Civil Trial: The Silent Judge, 42 WILLIAM & MARY LAW REVIEW 195 (2000).

Renée B. Lettow, New Trial for Verdict Against Law: Struggles Between Judges and Juries in Early Nineteenth-Century America, 71 NOTRE DAME LAW REVIEW 505 (1996).

Akhil Reed Amar & Renée B. Lettow, Fifth Amendment First Principles: The Self-Incrimination Clause, 93 MICHIGAN LAW REVIEW 857 (1995).

Renée B. Lettow, Note, Reviving Federal Grand Jury Presentments, 103 YALE LAW JOURNAL 1333 (1994).

WORKS IN PROGRESS

Complexity and the Seventh Amendment (article).

Critiques of the Civil Jury in the Early Twentieth Century (article).

The American Civil Jury (book).

The Divergence of Jury Selection Practices in England and the United States (article).

The Inquisitorial Advantage in Criminal Procedure (book chapter).

ONLINE ACTIVITIES

“The Jury: A Very Short Introduction,” synopsis of my book published by Oxford University Press in 2023, in volume 9, issue 1 of *Jury Matters*, the newsletter for the Civil Jury Project at NYU School of Law.

<https://myemail.constantcontact.com/January-Newsletter-of-the-Civil-Jury-Project.html?soi=1127815376566&aid=wizKxBoK-s>

Interview with Kinga Kincső Antal about federalism, the European Union, minority rights, and academic freedom, Constitutional Discourse, published October 9, 2023.

<https://constitutionaldiscourse.com/european-governments-should-be-cautious-about-the-terms-under-which-they-accept-eu-funding-an-interview-with-prof-renee-lerner/>

“James Oldham’s Revelations About Juries,” in Forum: Essays in Honor of James Oldham, in The Docket, website of *Law and History Review*, published June 2023.

<https://lawandhistoryreview.org/article/renée-lettow-lerner-james-oldhams-revelations-about-juries/>

“Son of Liberty, Man of Law: John Adams & the Boston Massacre Trial,” expert interviewed for documentary, premiered July 15, 2022.

<https://www.youtube.com/watch?v=X0zGzH5hmmc>

“The Second Amendment vs. the Seventh Amendment: Substantive vs. Procedural Rights,” guest blog series of five posts for The Volokh Conspiracy, posted October 18-22, 2021.

<https://reason.com/volokh/2021/10/18/the-second-amendment-vs-the-seventh-amendment-substantive-vs-procedural-rights-part-1-similarities-and-differences/>

<https://reason.com/volokh/2021/10/19/the-second-amendment-vs-the-seventh-amendment-accountability-and-understanding-of-gun-owners-and-civil-jurors/>

<https://reason.com/volokh/2021/10/20/the-second-amendment-vs-the-seventh-amendment-the-distinction-between-substantive-and-procedural-rights/>

<https://reason.com/volokh/2021/10/21/the-second-amendment-vs-the-seventh-amendment-procedural-rights-and-the-problem-of-incorporation/>

<https://reason.com/volokh/2021/10/22/the-second-amendment-vs-the-seventh-amendment-the-terminal-decay-of-the-seventh-amendment-and-the-revival-of-the-second-amendment/>

“The Inquisitorial Advantage in Criminal Procedure,” guest blog series of three posts for GW Law, International Law and Policy Brief, posted October 21 and November 18, 2021, and January 24, 2022.

<https://studentbriefs.law.gwu.edu/ilpb/2021/10/21/the-inquisitorial-advantage-in-criminal-procedure/>

<https://studentbriefs.law.gwu.edu/ilpb/2021/11/18/the-inquisitorial-advantage-in-criminal-procedure-part-ii-the-defendant-as-a-source-of-information/>

<https://studentbriefs.law.gwu.edu/ilpb/2022/01/24/the-inquisitorial-advantage-in-criminal-procedure-part-iii-adjudicating-pleas/>

“Magna Carta & Due Process of Law,” posted October 2020, as of October 2021, over 55,000 views.

https://www.youtube.com/watch?v=K6L_Jflr4vw

“The Seventh Amendment,” video for Khan Academy, posted October 2018.

<https://www.khanacademy.org/humanities/us-government-and-civics/us-gov-the-national-constitution-center/us-gov-the-bill-of-rights-ncc/v/the-seventh-amendment>

“The Seventh Amendment,” with Suja A. Thomas, National Constitution Center, Interactive Constitution, posted September 2015.

<http://constitutioncenter.org/interactive-constitution/amendments/amendment-vii>

“The Problem of the Seventh Amendment and Civil Jury Trial,” National Constitution Center, Interactive Constitution, posted September 2015.

<http://constitutioncenter.org/interactive-constitution/amendments/amendment-vii/the-problem-of-the-seventh-amendment-and-civil-jury-trial-renee-lettow-lern/interp/7>

“The Collapse of Jury Trial and What To Do About It,” The Jury Expert, a publication of The American Society of Trial Consultants, posted August 2015.

<http://www.thejuryexpert.com/2015/08/collapse-of-civil-jury-trial-and-what-to-do-about-it/>

“The Uncivil Jury,” guest blog series of five posts for The Volokh Conspiracy, posted May 26-29, 2015.

<http://www.washingtonpost.com/news/volokh-conspiracy/wp/2015/05/26/the-uncivil-jury-part-1-americans-misplaced-sentiment-about-the-civil-jury/>

<http://www.washingtonpost.com/news/volokh-conspiracy/wp/2015/05/27/the-uncivil-jury-part-2-the-unromantic-origins-of-the-jury-and-the-continuous-need-for-an-alternative/>

<http://www.washingtonpost.com/news/volokh-conspiracy/wp/2015/05/27/the-uncivil-jury-part-3-the-perils-of-jury-trial-efforts-to-control-juries-and-the-deceptive-allure-of-nullification/>

<http://www.washingtonpost.com/news/volokh-conspiracy/wp/2015/05/28/the-uncivil-jury-part-4-the-collapse-of-the-civil-jury/>

<http://www.washingtonpost.com/news/volokh-conspiracy/wp/2015/05/29/the-uncivil-jury-part-5-what-to-do-now-repeal-and-redesign/>

“The Troublesome Inheritance of Americans in Magna Carta and Trial by Jury,” guest blog for *Concurring Opinions*, posted April 16, 2015.

<http://concurringopinions.com/archives/2015/04/the-troublesome-inheritance-of-americans-in-magna-carta-and-trial-by-jury.html>

SELECTED PRESENTATIONS

“Critiques of the Civil Jury in the Early Twentieth Century,” William & Mary Law School faculty workshop, Williamsburg, VA, November 2025.

“Conducting a Jury Trial,” training for the Judicial Council and Judicial Training Center of Buenos Aires, Argentina, Zoom, October 2025.

“Civil Juries and Agency Adjudication after *Jarkesy*,” University of Virginia School of Law, Charlottesville, VA, October 2025.

“Juries and the Administrative State,” Ginsburg-Scalia lecture, New Civil Liberties Alliance, Washington, DC, July 2025.

“The Judicial Power and Presidential Power to Remove Officials,” Mathias Corvinus Collegium seminar, Washington, DC, April 2025.

“Complexity and the Seventh Amendment,” symposium: The Future of Agency Adjudication after *SEC v. Jarkesy*, Georgetown Journal of Law & Public Policy, Georgetown University Law Center, Washington, DC, January 2025.

“The Composition of the Jury,” Research Fellowship Conference, Georgetown Center for the Constitution, Georgetown University Law Center, Washington, DC, November 2024.

“Judges’ Views of Juries,” Symposium: The Survival of the Jury, George Washington Law Review, Washington, DC, October 2024.

“Jury Nullification,” Cornell Law School, Ithaca, NY, September 2024.

“The History of the Jury” and “The Role of the Jury in the American Legal System,” filming for No. 86 videos, Return on Ideas, Washington, DC, August 2024.

“The Jury in Comparative Perspective,” Washington College of Law faculty workshop, American University, Washington, DC, April 2024.

“Obscenity Law in an Artificially Intelligent Age,” 25th Annual Faculty Conference, Washington, DC, January 2024.

“Of the Freedom of the Artificially Intelligent Press,” Constitutional Law Colloquium, Loyola University School of Law, Chicago, IL, November 2023.

“Discussion on Juries” with Judge Jennifer Elrod, George Washington University Law School, Washington, DC, October 2023.

“Juries Around the World from Socrates to Johnny Depp,” George Washington University Law School International and Comparative Law, with comments from Professors Máximo Langer, Anna Offit, and Francesca Bignami, Washington, DC, October 2023.

“Presidents Accused: Historical Background, Correlations, and Stakes,” Mathias Corvinus Collegium, Zalaegerszegi Képzési Központ, Zalaegerszeg, Hungary, September 2023.

“Aspirational versus Operational Rights,” Conference: Rescuing Our Inalienable Rights: International Conference on the 75th Anniversary of the Universal Declaration of Human Rights, Mathias Corvinus Collegium, Budapest, Hungary, September 2023.

“The Divergence of Jury Selection Practices in England and the United States,” Notre Dame Conference on English Legal History, London, U.K., August 2023.

“Text, History, and the Second Amendment,” Conference: Text and (What Kind of) History?, Stanford Constitutional Law Center, Stanford Law School, Palo Alto, CA, May 2023.

“Should Civil Juries Be Abolished?” Debate with trial lawyer Shanin Spector, Crowell & Moring, Washington, DC, April 2023.

“The State of Law Schools,” Patrick Henry College, Purcellville, VA, March 2023.

“The Role of Law Schools in Promoting Civility,” Webinar: The Freedom of Thought Project and Professional Responsibility and Legal Education Practice Group, Federalist Society, February 2023.

“James Oldham and the Eighteenth-Century Jury,” Symposium: James Oldham: The Love and Labor of Archival Research, Georgetown University Law Center, Washington, DC, January 2023.

“Critiques of the Civil Jury in the Early Twentieth Century,” American Society for Legal History Annual Meeting, Chicago, IL, November 2022.

“Immunized Witnesses in Comparative Perspective,” Delegation from the Dutch Ministry of Justice, Washington, DC, October 2022.

“Judicial Guidance to Juries on Damages,” Sixteenth Annual Judicial Symposium on Civil Justice Issues, Law & Economics Center, Arlington, VA, October 2022.

“Comparative Criminal Justice Systems and the Jury,” Training of Argentine Judiciary, Judicial Council of Argentina, September 2022.

“Comparative Perspectives on Civilian Arms Ownership, Populist Support, and Elite Resistance,” Global Meeting on Law & Society, Law and Society Association, Instituto Universitário de Lisboa, Lisbon, Portugal, July 2022.

“Understanding Criminal Punishment,” Colloquium, Phoenix, AZ, February 2022.

“The Inquisitorial Advantage in Criminal Procedure,” Works in Progress Virtual Conference, January 2022.

“The Failure of Antebellum Civil Juries to Protect Wage Workers and the Quest for Alternatives,” American Society for Legal History Annual Meeting, New Orleans, LA, November 2021.

“The Inquisitorial Advantage in Criminal Procedure,” Colloquium: Catholic Perspectives on Criminal Justice Reform, Lumen Christi Institute, Seattle University, Seattle, WA, October 2021.

“The Civil Jury: Past, Present, and Future,” University of Kansas School of Law, online presentation, October 2020.

“The Second Amendment and the Seventh Amendment,” 2020 Symposium: The Second Amendment’s Next Chapter, Northwestern University Law Review, online symposium, October 2020.

Commentator: Philip Hamburger's *Purchasing Submission*, Conference at Columbia Law School, New York, NY, March 2020.

“The Civil Jury,” Northwestern University, Pritzker School of Law, Chicago, IL, March 2020.

“Juries and Revolutionaries in America and France,” Symposium on We the Jury: Conversations on the American Jury’s Past, Present, and Future, Louisiana Law Review, Louisiana State University, Baton Rouge, LA, January 2020.

Commentator: Carlton F.W. Larson’s *The Trials of Allegiance: Treason, Juries, and the American Revolution*, American Society for Legal History Annual Meeting, Boston, MA, November 2019.

Originalism, Populism, and the Second Amendment Right to Keep and Bear Arms, debate, National Lawyers Convention, Federalist Society, November 2019.

“The Civil Jury: Constitutional Liberty or Unhealthy Romance?”, debate with Shanin Specter, Third Circuit Chapters Conference, Philadelphia, PA, October 2019.

“Tradeoffs in the History and Current Practice of Voir Dire,” Academic Roundtable, The Civil Jury Project, New York University School of Law, New York, NY, April 2019.

“The Second Amendment and the Spirit of the People,” keynote address, Conference on the Second Amendment in the New Supreme Court, National Press Club, Washington, DC, January 2019.

“The Disappearing Civil Jury Trial,” 2018 Eighth Circuit Judicial Conference, U.S. Courts, Des Moines, IA, August 2018.

“The American Civil Jury 1850-1915: A Medieval Institution in the Age of Steam Engines,” faculty workshop, Washington University Law School, St. Louis, MO, February 2018.

“The Past and Future of the Criminal and Civil Jury in America,” debate with Suja Thomas, Georgetown University Law Center, Washington, DC, November 2017.

“Civil Law, Common Law, and U.S. Courts,” Judicial Advisory Board of the American Society of International Law, Annual Meeting, Washington, DC, November 2017.

Commentator: “Patent Equity Lost,” Conference on Perspectives on the PTAB: The New Role of the Administrative State in the Innovation Economy, Center for the Protection of Intellectual Property and Center for the Study of the Administrative State, Antonin Scalia Law School, George Mason University, Arlington, VA, November 2017.

Commentator: “Transatlantic Influences and the Reconfiguration of the European Legal Tradition under Totalitarianism,” American Society for Legal History Annual Meeting, Las Vegas, NV, October 2017.

“Why Do Juries Matter?” debate with Suja Thomas, Antonin Scalia Law School, George Mason University, October 2017.

“The Future of Jury Trial,” debate with Stephen D. Susman, plenary session, American Constitution Society National Convention, Washington, DC, June 2017.

“Comparative Legal Systems: Civil Law in Comparative Perspective,” Rule of Law Collaborative, U.S. Department of State and Justice Sector Training, Research & Coordination Program (JUSTRAC), Washington, DC, January 2017.

“The Past and Future of the Criminal and Civil Jury,” American Association of Law Schools Annual Meeting/Federalist Society Annual Faculty Conference, San Francisco, CA, January 2017, available at https://www.youtube.com/watch?v=fwshnN__UMU&list=PLWwcngsYgoUXjU3zb_rcMveHdeoImpyEm&index=2.

“The Seventh Amendment and Jury Trials in Patent Litigation,” Conference on Jury Trials and Patent Litigation, The Civil Jury Project and The Engleberg Center on Innovation Law & Policy, New York University School of Law, New York, NY, September 2016.

“The Disappearance of Civil Jury Trial Despite Constitutional Guarantees,” Conference on the Right to Trial by Jury, Missouri and Southern Illinois Chapter of the American Board of Trial Advocates, St. Louis, MO, April 2016.

Commentator: “The History of the Courts and Individual Rights,” Conference on the History of the Federal Judiciary, Federal Judicial Center, Washington, DC, April 2016.

“Legal Scholarship and Foreign Legal Systems,” Conference on the Fate of Scholarship in American Law Schools, University of Baltimore School of Law, Baltimore, MD, March 2016.

“Comment on Evidence to Juries and the Power of Trial Judges,” University of Virginia Legal History Workshop, Charlottesville, VA, February 2016.

“The Creation of Appellate Courts and the Effect on Trial Judges’ Comment on Evidence to Juries,” Stanford Law School, Law and Humanities Workshop, Stanford, CA, February 2016.

“Magna Carta and Juries in England and America,” Panel: 800 Years of Comparative Constitutionalism: The Unique Legacy of Magna Carta, Legal History Section, Association of American Law Schools Annual Meeting, New York, NY, January 2016.

“The Separation of Trial and Appellate Judges and Judicial Comment on Evidence in English and U.S. Federal Courts,” American Society for Legal History Annual Meeting, Washington, DC, October 2015.

“Downsides of Civil Juries,” debate with Suja A. Thomas, sponsored by the Federalist Society, September 2015, podcast available at: <http://www.fed-soc.org/multimedia/detail/downsides-of-civil-juries-podcast>.

“Preserved Where, Preserved How, Preserved Why,” inaugural conference: The State and Future of Civil Jury Trials, The Civil Jury Project, New York University School of Law, New York, NY, September 2015, available at:
https://www.youtube.com/watch?v=7PDMt_knNJE&index=1&list=PLJkLD_s9pYaZqu0jE3n1HUEYrqksyMAiL.

“Ancient Liberties: Magna Carta and Trial by Jury in America,” keynote speech, 2015 Law Day celebration of the Albuquerque Bar Association, Albuquerque, NM, May 2015.

“Originalism and Constitutional Rights to Civil Jury Trial,” University of San Diego School of Law and the Center for the Study of Constitutional Originalism, San Diego, CA, April 2015.

“Magna Carta 800: A Discussion about the Great Charter,” New York University, Washington, DC, April 2015.

“The Most Sacred Ancient Liberty: Magna Carta and Trial by Jury in the New Republic,” Symposium on Magna Carta: Muse and Mentor, Library of Congress, Washington, DC, December 2014.

“The Magna Carta and Juries in the United States,” Workshop on the Influence of the Magna Carta, Political Studies Association of the United Kingdom, University College London, U.K., June 2014.

“The Jury Trial Is Dying: Should We Mourn Its Demise?,” Center on Civil Justice, New York University, New York, NY, April 2014.

“Interpretations of State and Federal Constitutional Rights to Civil Jury Trial,” American Society for Legal History Annual Meeting, Miami, FL, November 2013.

“Novus Ordo Seclorum: Economics and the Framing of the U.S. Constitution,” University of Oregon School of Law, Eugene, OR, April 2013.

“Oral Trials in the Common Law System,” U.S. Constitutional and Electoral Law Seminar for the Federal Electoral Court (Mexico), The Washington Center, Washington, DC, September 2010, April 2011, December 2011, and December 2012.

“The U.S. Legal System in Comparative Perspective,” Inaugural Seminar, American and Saudi Arabian Dialogue Education Center, George Washington University, Washington, DC, June 2012.

“Control of Prosecutorial Discretion in Common Law Legal Systems Compared With Continental European Systems,” Conference on Selective Enforcement of Criminal Law: Prosecutorial Discretion, University of Florence, Department of Comparative and Criminal Law, Florence, Italy, May 2012.

“The Development of Due Process of Law,” Lectures on Magna Carta and the Constitution, National Archives, Washington, DC, February 2012.

“Directed Verdict and the Search for Efficient Jury Control in the United States,” American Society for Legal History Annual Meeting, Atlanta, GA, November 2011.

“The U.S. Legal System in Comparative Perspective,” Keynote Address, U.S. State Department, International Visitor Leadership Program, Washington, DC, August 2011.

“Enlightenment Economics and the Framing of the U.S. Constitution,” Thirtieth Annual National Student Symposium, Federalist Society, Charlottesville, VA, February 2011.

Discussant, The Role of the Legislature in Judicial Selection in England and the United States, Judges and Judging 2010 Workshop, American University, Washington College of Law, Washington, DC, September 2010.

“Reform of Judicial Elections After the Civil War,” Washington Area Legal History Roundtable, American University Washington College of Law, Washington, DC, April 2010.

Organizer and panel moderator, The George Washington Law Review Symposium on Judicial Review: Historical Debate, Modern Perspectives, and Comparative Approaches, Washington, DC, October 2009.

Participant, Colloquium on *Law and Judicial Duty*, Chicago, IL, October 2009.

“Differences Between Inquisitorial and Adversarial Systems of Criminal Procedure,”
D.C. Court of Appeals Judicial Education Speaker Series, Washington, DC,
March 2009.

Discussant, panel on “Judicial Compensation: Contemporary and Historical
Perspectives,” Washington Area Legal History Roundtable, Catholic University,
Washington, DC, November 2007.

“From Popular Control to Independence: Reform of the Elected Judiciary After the Civil
War,” American Society for Legal History Annual Meeting, Tempe, AZ, October
2007.

“Reform of the Elected Judiciary After the Civil War,” New York University Legal
History Colloquium, New York, NY, October 2007.

“Procédures inquisitoires ou accusatoires: le débat sur les politiques pénales aux Etats-
Unis et en France,” Seminar, Institut d'études politiques de Paris (Sciences Po),
Centre d'Etudes et de Recherches Internationales, Paris, May 2007.

“American Judges, English Judges, and the Power to Comment on Evidence,” Law
Faculty, Cambridge University, U.K., May 2007.

“Comparative Law: Inquisitorial vs. Adversarial Systems,” D.C. Superior Court Judicial
Training Conference, Washington, DC, May 2007.

“Restriction of Judicial Comment on Evidence in the United States,” American Society
for Legal History Annual Meeting, Baltimore, MD, November 2006.

“Comparative Criminal Law and Procedure,” Seminar on Criminal Law for Judges,
George Mason University Law and Economics Center, Captiva, FL, November
2006.

“Recent Self-Defense Legislation in the United States,” Firearms Law and the Second
Amendment Symposium, George Mason University, Arlington, VA, October
2006.

“American Judges, English Judges, and the Power to Comment on Evidence,”
Washington Area Legal History Roundtable, George Washington University Law
School, Washington, DC, September 2006.

“Unconstitutional Conditions, Germaneness, and Institutional Review Boards,”
Conference on Censorship and Institutional Review Boards, Northwestern
University School of Law, Chicago, IL, April 2006.

Discussant, panel on “Judicial Review, Public Opinion, and Slavery,” American Society
for Legal History Annual Meeting, Cincinnati, OH, November 2005.

“The Worldwide Popular Revolt Against Proportionality in Self-Defense Law,” Bessie Jones Day Symposium—Modern Issues Involving the Law of Self-Defense, George Mason University School of Law, Arlington, VA, November 2005.

“‘The Tastes and Habits of an Aristocracy’: The New York Bar and the Elected Judiciary in the Gilded Age,” American Society for Legal History Annual Meeting, Austin, TX, October 2004.

“The Aristocratic Tendency in Late Nineteenth-Century Judicial Selection,” George Mason University School of Law, Arlington, VA, April 2004.

“The English Origins of Judicial Review,” symposium on *Marbury v. Madison* and its legacy sponsored by the George Washington Law Review, Washington, DC, April 2003.

“The New York Bar and Judicial Elections in the Gilded Age,” Yale Legal History Forum, New Haven, CT, April 2003.

“Changes in the U.S. Criminal Justice System in the Wake of the September 11 Attacks,” Inaugural Lecture in Honor of Professor Martin Devers, Distinguished Lecturer Series in Criminal Justice, York College, York, PA, April 2003.

“A Comparison of the U.S. Criminal Justice System with Those of Continental Europe,” Embassy of the Netherlands, Washington, DC, October 2002.

“Effective Briefs Opposing Certiorari Before the U.S. Supreme Court,” National Association of Attorneys General, Supreme Court Advocacy Seminar, Washington, DC, November 2000.

“How American Judges Lost the Power to Comment on Evidence,” University of Virginia Law School faculty, Charlottesville, VA, June 1999.

Expert testimony before the Cour d’Assises, Paris, in the murder trial of Thierry Gaitaud (testimony on the differences between American and French criminal procedure), June 1999.

“The Substantive Due Process and Tenth Amendment Jurisprudence of Justice Anthony Kennedy,” The Academy for State and Local Government, Annual Meeting, Washington, DC, October 1998.

LAW SCHOOL AND UNIVERSITY COMMITTEE SERVICE

Intellectual Life Committee (2021-present; 2013-2014; 2006-2009).

Clerkship Committee (member 2012-present, 1997-2003; chair 2022-2023).

Committee on Changes to Financial Aid and Loan Forgiveness (2025-present).

Library Committee (2025-present).

Tenure and Promotion Committee (2024-2025).

Appointments Committee (2019-2021; 2009-2011; 2005-2006).

Academic Integrity Committee (2015-2018).

Strategic Planning Committee (2015-2016).

Selection Committee, The Richard and Diane Cummins Legal History Research Grant (2011-2016).

Dean Search Committee, Vice Chair (2013-2014).

University Committee to select the winner of the Oscar and Shoshana Trachtenberg Prize for Faculty Scholarship (2011).

Curriculum Committee (2008-2009).

Academic Scholarship Committee (2007-2009; 1997-2003).

Peer Review Committee, Chair (2006-2007).

University Committee on the Status of Women Faculty and Librarians (2000-2002).

Faculty Adviser, Van Vleck Moot Court Competition (1999-2000).

SKILLS AND ACTIVITIES

Founder and organizer, D.C.-Area Legal History Roundtable. Founded in 2006 at George Washington, the roundtable meets twice a year and rotates among area law schools. Three meetings have occurred at George Washington.

Chair, Local Arrangements Committee, American Society for Legal History, 2015 Annual Meeting in Washington, DC.

Member, Cromwell Prize Committee, American Society for Legal History (2009-2012).

Fluent French; basic German.

Secretary, Rhodes Scholar Selection Committee of Virginia (2002-2004).

Member, Virginia State Bar; District of Columbia Bar.

Member of the Board of Trustees, The Potomac School, McLean, VA (2001-2007).

