

Curriculum Vitae  
RICHARD EDWIN LEVY  
J.B. SMITH DISTINGUISHED PROFESSOR OF CONSTITUTIONAL LAW  
UNIVERSITY OF KANSAS SCHOOL OF LAW

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Lawrence, Kansas 66045  
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2914 Stratford Court  
Lawrence, Kansas 66049  
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**Professional Employment**

UNIVERSITY OF KANSAS SCHOOL OF LAW	1985 to Present
J.B. Smith Distinguished Professor of Law	2007 to Present
Associate Professor (1985); Professor (1990)	
Selected Honors and Awards	
Steeple Award for Service to Kansas (2010)	
Immel Teaching Award (2008)	
Graduate & Professional Students Association Mentoring Award (2003)	
Postlethwaite Research Fellow (1996-1999)	
Postlethwaite Research Award (1992, 1994)	
Rice Prize for Legal Scholarship (1991)	
Visiting Professor, University of Trento (Trento, Italy)	Spring 2012
Exchange Professor, University of Vienna (Vienna, Austria)	Spring 1994

OTHER LEGAL EMPLOYMENT

Law Clerk, Judge Richard Posner, U.S. Court of Appeals for the 7 <sup>th</sup> Circuit	1984-85
Summer Associate	
Mayer, Brown & Platt, Chicago	1984
Parcel, Schwartz, Meyer & Ruttum, Denver	1983
Bell, Boyd & Lloyd, Chicago	1982

**Education**

J.D., UNIVERSITY OF CHICAGO SCHOOL OF LAW	1984
Graduation with Honors, Order of the Coif	
University of Chicago Law Review, Associate Editor (1983-84); Staff (1982-83)	
Joseph Henry Beale Legal Writing Prize (1982)	
Research Assistant, Professor David P. Currie (1983-84)	
M.A., UNIVERSITY OF KANSAS	1980
Germanic Languages and Literatures	
Graduate Assistant Instructor (1978-1979); Summer Fellowship (1979)	
German Academic Exchange Service Fellowship, Bonn, West Germany (1979-80)	
B.A., UNIVERSITY OF KANSAS	1978
Double Major in History (with honors) and German	
Highest Distinction, Allen S. Wilbur Scholarship	
Academic Year Abroad, Erlangen, West Germany (1976-1977)	

## Publications

### Books

ADMINISTRATIVE LAW: AGENCY ACTION IN LEGAL CONTEXT (with Robert L. Glicksman)  
(Foundation Press, 2<sup>nd</sup> Ed. 2014)

STATUTORY ANALYSIS IN THE REGULATORY STATE (with Robert L. Glicksman)  
(Foundation Press 2014)

ADMINISTRATIVE LAW: AGENCY ACTION IN LEGAL CONTEXT (with Robert L. Glicksman)  
(Foundation Press, 2010)

THE POWER TO LEGISLATE: A REFERENCE GUIDE TO THE U.S. CONSTITUTION  
(Praeger/Greenwood Press, 2006)

### Articles and Book Chapters

- *Federalism and Polarization in the United States*, THE IMPACT OF THE FINANCIAL CRISIS ON CENTRALIZATION AND DECENTRALIZATION IN THE ADVANCED NATIONS, (Toru Yamada ed., forthcoming 2015) (translated into Japanese by Naoka Shibata), conference paper available at [http://www.kanagawa-u.ac.jp/att/10505\\_02342\\_010.pdf](http://www.kanagawa-u.ac.jp/att/10505_02342_010.pdf)
- *The “Tweet” Hereafter: Social Media and the Free Speech Rights of Kansas Public University Employees*, 24 Kansas J. L. & Pub. Pol’y 78 (2014)
- *Recent Developments in Federal State, and Local Power in the United States*, in RECENT TRENDS IN DECENTRALIZATION REFORM IN THE ADVANCED NATIONS -- JAPAN, USA, ITALY, GERMANY, AND KOREA, at 15-43 (Toru Yamada ed. 2012) (translated into Japanese by Naoka Shibata)
- *Slaying the Inequality Villain in School Finance: Is the Right to Education the Silver Bullet?*, 20 Kan. J. L & Pub. Pol’y 351 (2011) (with Derrick Darby).
- *Agency-Specific Precedents*, 89 Texas L. Rev. 499 (2011) (with Robert L. Glicksman)
- *An Introduction to Federal, State, and Local Power in the United States* (in Japanese), 43 (No. 2) Kanagawa L. Rev. 75 (2010) (translated into Japanese by Naoka Shibata), also published in 2010 Annual Report of the Institute for Legal Studies, Kanagawa University
- *Political Process and Individual Fairness Rationales in the U.S. Supreme Court’s Suspect Classification Jurisprudence*, 50 Washburn L. Rev. 33 (2010)
- *Access to Courts and Preemption of State Remedies in Collective Action Perspective*, 59 Case Western L. Rev. 1 (2009) (with Robert L. Glicksman)

## Articles and Book Chapters (Continued)

- *A Collective Action Perspective on Ceiling Preemption By Federal Environmental Regulation: The Case of Global Climate Change*, 102 N.W.L. Rev. 579 (2008) (with Robert L. Glicksman)
- *Gunfight at the K-12 Corral: Legislative vs. Judicial Power in the Kansas School Finance Litigation*, 54 Kan. L. Rev. 1021 (2006)
- *Government Benefits and the Rule of Law: Toward a Standards-Based Theory of Judicial Review*, 58 Admin. L. Rev. 499 (2006) (with Sidney A. Shapiro)
- *Government Benefits and the Rule of Law: Toward a Standards-Based Theory of Due Process*, 57 Admin. L. Rev. 107 (2005) (with Sidney A. Shapiro)
- *Of Two Minds: Charitable and Social Insurance Models in the Veterans Benefit System*, 13 Kans. J. Law & Pub. Pol'y 303 (2004)
- *Administrative Procedure and the Decline of the Trial*, 51 Kan. L. Rev. 473 (2003) (with Sidney A. Shapiro)
- *Die Europäische Union aus der Perspektive Kollektiven Handelns*, in EUROPÄISCHE INTEGRATION UND ERWEITERUNG: EINE HERAUSFORDERUNG FÜR DIE WISSENSCHAFTEN, at 279 (2001)
- *Paradoxical Parallels in the American and German Abortion Decisions*, 9 Tul. J. Int'l & Comp. L. 109 (2001) (with Alexander Somek)
- *Federalism: The Next Generation*, 33 Loyola (L.A.) L. Rev. 1629 (2000)
- *Defining Express Advocacy for Purposes of Campaign Finance Reporting and Disclosure Laws*, 8 Kans. J. Law & Pub. Pol'y 90 (Spring 1999)
- *The Constitutional Parameters of Campaign Finance Reform*, 8 Kans. J. Law & Pub. Pol'y 43 (Winter 1999)
- *Federalism and Collective Action*, 45 Kan. L. Rev. 1241-1274 (1997)
- *Judicial Incentives and Indeterminacy in Substantive Review of Administrative Decisions*, 44 Duke L.J. 1051 (1995) (with Sidney A. Shapiro)
- *An Unwelcome Stranger: Congressional Individual Rights Power and Federalism*, 44 Kan. L. Rev. 61 (1995)
- *Escaping Lochner's Shadow: Toward a Coherent Jurisprudence of Economic Rights*, 73 N.C.L. Rev. 329 (1995)

## Articles and Book Chapters (Continued)

- *Written Testimony of Richard E. Levy Before the House Agriculture Committee, State of Kansas*, 42 Kan. L. Rev. 265 (1994) (annotated testimony on federal court decision declaring means of selecting State Board of Agriculture unconstitutional)
- *New York v. United States: An Essay on the Uses and Misuses of Precedent, History, and Policy in Determining the Scope of Federal Power*, 41 Kan. L. Rev. 493 (1993)
- *Social Security Claimants with Developmental Disabilities: Problems of Policy and Practice*, 39 Kan. L. Rev. 529 (1991)
- Report, *Social Security Disability Determinations: Recommendations for Reform*, prepared for the Federal Courts Study Committee, *reprinted in* 1990 B.Y.U.L. Rev. 461
- *Judicial Activism and Restraint in the Supreme Court's Environmental Law Decisions*, 42 Vand. L. Rev. 343 (1989) (with Robert L. Glicksman)
- *International Law and the Chernobyl Nuclear Accident: Reflections on an Important but Imperfect System*, 36 Kan. L. Rev. 81 (1987), *reprinted in* 1989 Land Use and Environment Law Review 617
- *Heightened Scrutiny of the Fourth Branch: Separation of Powers and the Requirement of Adequate Reasons for Agency Decisions*, 1987 Duke L.J. 387 (with Sidney A. Shapiro)
- Comment, *Federal Preemption, Removal Jurisdiction and the Well Pledged Complaint Rule*, 51 U. Chi. L. Rev. 634 (1984)

## Shorter Works

- *Constitutional Law*, 2014 KANSAS ANNUAL SURVEY 117 (book chapter)
- *Constitutional Law*, 2013 KANSAS ANNUAL SURVEY 121 (book chapter)
- *Constitutional Law*, 2012 KANSAS ANNUAL SURVEY 121 (book chapter)
- *Constitutional Law*, 2011 KANSAS ANNUAL SURVEY 105 (book chapter)
- *Constitutional Law*, 2010 KANSAS ANNUAL SURVEY 111 (book chapter)
- *Constitutional Law*, 2009 KANSAS ANNUAL SURVEY 95 (book chapter)
- *Introduction: Watch Your Language! The Kansas Law Review Survey of Official-English and English-Only Laws and Policies*, 57 Kan L. Rev. 669 (2009)

### Shorter Works (Continued)

- *The Tie That Binds: Some Thoughts about the Rule of Law, Law and Economics, Collective Action Theory, Reciprocity, and the Heisenberg Principle*, 56 Kan. L. Rev. 901 (2008) (Inaugural Lecture for J.B. Smith Chair)
- *Constitutional Law*, 2008 KANSAS ANNUAL SURVEY 93 (book chapter)
- *Constitutional Law*, 2007 KANSAS ANNUAL SURVEY 117 (book chapter)
- *Constitutional Law*, 2006 KANSAS ANNUAL SURVEY 101 (book chapter)
- *Constitutional Law*, 2005 KANSAS ANNUAL SURVEY 103 (book chapter)
- *A Standards-Based Theory of Due Process*, 30 Administrative & Regulatory Law News 2 (Spring 2005) (with Sidney A. Shapiro)
- *Constitutional Law*, 2004 KANSAS ANNUAL SURVEY 97 (book chapter)
- *Constitutional Law*, 2003 KANSAS ANNUAL SURVEY 87 (book chapter)
- *Constitutional Law*, 2002 KANSAS ANNUAL SURVEY 67 (book chapter)
- *Using Legislative History as a Tool of Statutory Construction in Kansas*, 71 KBA J. 35 (May 2002) (with Robert Mead)
- *Constitutional Law*, 2001 KANSAS ANNUAL SURVEY 73 (book chapter)
- *Statutory Interpretation and Constitutional Delegation in American Trucking*, 69 USLW 2603 (April 10, 2001) (with Robert L. Glicksman)
- *Constitutional Law*, 2000 KANSAS ANNUAL SURVEY 77 (book chapter)
- *Constitutional Law*, 1999 KANSAS ANNUAL SURVEY 83 (book chapter)
- *Opposing Counsel*, 47 Kan. L. Rev. 583 (1999)
- *Constitutional Law*, 1998 KANSAS ANNUAL SURVEY 75 (book chapter with Stephen R. McCallister)
- *Defining the Roles of the National and State Governments in the American Federal System: A Symposium*, 45 Kan. L. Rev. 971 (1997) (with Stephen R. McAllister)
- *Constitutional Law*, 1997 KANSAS ANNUAL SURVEY 81-97 (book chapter with Stephen R. McCallister)

### **Shorter Works (Continued)**

- *Dueling Values: Competing Constitutional Rights Claims in Pinette*, 5 *Kans. J. Law & Pub. Pol'y* 43 (1996)
- *Constitutional Law*, 1996 KANSAS ANNUAL SURVEY 63 (book chapter with Stephen R. McCallister)
- *Constitutional Law*, 1995 KANSAS ANNUAL SURVEY 77 (book chapter with Stephen R. McAllister)
- *Constitutional Law*, 1994 KANSAS ANNUAL SURVEY 69 (book chapter with Stephen R. McAllister)
- *Constitutional Law*, 1993 KANSAS ANNUAL SURVEY 63 (book chapter)
- *Constitutional Law*, 1992 KANSAS ANNUAL SURVEY 55 (book chapter with Thomas Stacy)
- *Domestic Environmental Policy*, 1 *Kans. J. Law & Pub. Pol'* 65 (1991)
- *Constitutional Law*, 1991 KANSAS ANNUAL SURVEY 41 (book chapter with Thomas Stacy)
- *Constitutional Law*, 1990 KANSAS ANNUAL SURVEY 33 (book chapter with Thomas Stacy)

### **Presentations and Lectures**

#### **Scholarly Papers and Colloquia**

- Ends-Means Scrutiny in United States Constitutional Law, Legal Research Workshop, Wake Forest University, Winston-Salem, North Carolina (March, 2015)
- Social Media and the Free Speech Rights of Kansas Public University Employees, Legal Research Workshop, University of Kansas, Lawrence, Kansas (September 2014)
- Academic Freedom, Social Media, and First Amendment Rights, presented at Joint Council of Distinguished Professors Conference: Academic Freedom and Responsibility in the Era of Social Media, University of Kansas, Lawrence, Kansas (April 2014)
- Panel Moderator, Governmental Needs and Challenges Faced by the Rural Community, in 2014 Kansas Journal of Law & Public Policy Symposium, Preventing the Ghost Town: What Rural Communities Need to Do to Survive in the Modern Economy (February 2014)
- Federalism and Polarization in the United States, conference paper, the Impact of the Financial Crisis on Centralization and Decentralization in the Advanced Nations, Kanagawa University, Yokohama, Japan (November 2013) (presented in absentia by Professor Toru Yamada), also presented as a Legal Research Workshop, University of Kansas School of Law (October 2013)

## Scholarly Papers and Colloquia (continued)

- The Affordable Care Act and the Future of United States Federalism, Research Workshop, University of Trento, Trento, Italy (May 2012)
- The Three Faces of Ends-Means Scrutiny, Workshop Before Writing, University of Kansas School of Law (January 2012)
- Agency-Specific Precedents, George Washington University Law School Legal Research Workshop (March 2010) (with Robert Glicksman)
- An Introduction to Federal, State, and Local Power in the United States, presented at the Kanagawa University, Yokohama, Japan, Conference: Federalism and Regionalism in the Advanced Nations (November 2009)
- The Rule of Law and Human Rights in the “War on Terrorism,” University of Kansas Human Rights Symposium: “National Security and Individual Liberty: Whose Rights at What Cost?” (January 2009)
- The Tie That Binds: Some Thoughts about the Rule of Law, Law and Economics, Collective Action Theory, Reciprocity, and the Heisenberg Principle, Inaugural Lecture, J.B. Smith Distinguished Professorship (March 2008).
- Preemption and the Purposes of Federal Environmental Law, presented at the Northwestern University Law Review Symposium titled Ordering State-Federal Relations Through Preemption Doctrine (April 2007) (with Robert Glicksman)
- Federalism as a Collective Action Problem: The US Experience and its Implications for Europe, College of Europe, Bruges, Belgium, November 2006, Wake Forest University Law School (October 2006)
- Gunfight at the K-12 Corral: Legislative vs. Judicial Power in the Kansas School Finance Litigation, University of Kansas School of Law, Faculty Colloquium, February 2006
- Necessary and Proper Legislation, University of San Diego School of Law, Faculty Colloquium (April 2005)
- Triangulating the Federal Legislative Power, University of Iowa College of Law, Faculty Colloquium (April 2004)
- Of Two Minds: Charitable and Social Insurance Models in the Veterans Benefit System, Symposium: The Veterans Benefit System: Is It Broke and Can It Be Fixed?, Kansas Journal of Law and Public Policy (November 2003)
- Fulfilling *Marbury’s* Promise: Government Benefits and the Rule of Law, University of Colorado School of Law, Faculty Colloquium (February 2003)

## Scholarly Papers and Colloquia (continued)

- Workshop Before Writing, A Legal Science?, University of Kansas (March 2001)
- The Rule of Law in the Welfare State, University of Cincinnati School of Law Faculty Workshop (February 2000)
- Das Rechtsstaatsprinzip als Bindungsmechanismus der Europäischen Gemeinschaften, International Symposium, Europäische Integration und Erweiterung: Eine Herausforderung für die Wissenschaften, Vienna, Austria (October 1998)
- Rethinking the Regulatory State, Symposium: Recent Developments in Public Affairs, Istanbul and Ankara, Turkey (May 1996)
- Judicial Incentives and Indeterminacy in Substantive Review of Agency Decisions, Annual Duke Law Journal Administrative Law Symposium (March 1995)
- Panel Moderator, Kansas Journal of Law and Public Policy Symposium on Law and the Mass Media, University of Kansas School of Law (April 1995)
- Judicial Incentives and Legal Doctrine, Faculty Colloquium (with Sidney A. Shapiro), University of Kansas School of Law (November 1994)
- Political Legitimacy and European Unification, University of Vienna School of Law, April 1994; Frankfurt University School of Law (May 1994)
- Panel Moderator, Kansas Journal of Law and Public Policy Health Care Symposium (February 1993)
- Judicial Appointments and the Clinton Administration, Central States Association of Law Schools (April 1993)
- European Unification: A Case Study in Global Interdependence and the Teaching and Practice of Law, Mid-Continent Association of Law Schools Convention (July 1991)
- Article III and Administrative Adjudication, Faculty Colloquium, University of Kansas School of Law (April 1991)
- Panel Moderator, The Distributional Consequences of Domestic Environmental Policy, Kansas Journal of Law and Public Policy Symposium (March 1991)
- Integration of European Legal Systems: Lessons from the U.S. Experience, paper for "Europe: Unity and Diversity," Faculty Seminar, University of Kansas (January 1991)
- Environmental Activism and Restraint, Faculty Colloquium, Emory University School of Law (March 1989)



## **Scholarly Papers and Colloquia** (continued)

- Judicial Review of Agency Decisions, Faculty Colloquium, IIT Chicago-Kent School of Law (September 1986)
- Panel Moderator, International Law and the Chernobyl Nuclear Accident, Sixth Annual Conference on International Affairs, University of Kansas (October/November, 1986)

## **Legislative Testimony**

- Testimony before the Senate Judiciary Committee of the Kansas Legislature Concerning SB 19 (electronic notice in administrative proceedings), Topeka, Kansas. (January 22, 2015)
- Testimony before the Special Committee on the Judiciary of the Kansas Legislature Concerning the Foster Parents Bill of Rights, Topeka, Kansas. (November 24, 2014)
- Testimony before the House Judiciary Committee of the Kansas Legislature Concerning HB 2466 (electronic notice in administrative proceedings) (February 2014)
- Testimony before the Committee on Agriculture and Natural Resources, Kansas House of Representatives concerning the Constitutionality of the Kansas Agricultural Corporations Act (January 2014)
- Testimony before the Judiciary Committee, Kansas Senate, concerning SB 320 (probable cause hearings in juvenile offender cases) (February, 2012)
- Testimony before the Judiciary Committee, Kansas Senate, concerning SB 23 (implementing constitutional right to jury for juvenile offenders) (February, 2011) and before the Committee on Corrections and Juvenile Justice, Kansas House of Representatives (March 2011)
- Testimony before the Kansas Legislature's Joint Committee on Rules and Regulations concerning HB 2530 (proposed revisions to the Kansas Rules and Regulations Filing Act) (February 2010)
- Testimony before the Committee on Corrections and Juvenile Justice, Kansas House of Representatives, concerning "Constitutional Issues Surrounding Jury Trials in Juvenile Offender Cases" (February 2009)
- Testimony Before the Special Committee on the Judiciary, concerning "Hearing Officer Independence and Administrative Adjudication" (August, 2007)
- Testimony before the Senate Committee on Elections and Local Government concerning "Free Speech Rights of Government Employees" (March, 2007)
- Testimony before the Senate Judiciary Committee of the Kansas Legislature concerning HB 2352 (comprehensive revision of the Child in Need of Care Code) (Spring 2006)

## **Legislative Testimony** (continued)

- Testimony before the House Committee on Federal and State Affairs, Summer 2005, and the Joint Interim Committee on the Judiciary, September 2005, of the Kansas Legislature, concerning “Constitutional Amendments in Response to the Kansas Supreme Court’s School Finance Decision”
- Testimony before the House Judiciary Committee of the Kansas Legislature, concerning HB 2352 (comprehensive revision of the Child in Need of Care Code) (Spring 2005)
- Testimony before the House Committee on Corrections and Juvenile Justice and the Senate Committee on the Judiciary of the Kansas Legislature, concerning HB 2742 (confidentiality of child in need of care records) (Spring 2004)
- Testimony before the Special Committee on Local Government of the Kansas Legislature, concerning “The Constitutional Parameters of Campaign Finance Reform” (October 1998)
- Testimony before the House Agriculture Committee, concerning “The Kansas Board of Agriculture and the One Person, One Vote Principle) (October 1993) (annotated version published in the Kansas Law Review)
- Testimony before the Kansas House of Representatives Judiciary Committee, concerning a proposed resolution calling on the United States Congress to amend the Constitution so as to permit legislation prohibiting flag burning (April 1991)

## **Continuing Legal Education Programs**

- Recent Developments in the Law: Presidential Power and the Dysfunctional Congress, University of Kansas School of Law, Lawrence, Kansas (May 2015)
- Recent Developments in the Law Social Media and the Free Speech Rights of Public Employees, University of Kansas School of Law (May 2014)
- Recent Developments in the Law: School Finance Litigation, University of Kansas School of Law (May 2013)
- Recent Developments in the Law: The Constitutionality of the Affordable Care Act and the Future of Federal Power, University of Kansas School of Law (May 2012)
- Scoping Out Scope of Review, Kansas Bar Association Annual Meeting (June 2011)
- Recent Developments in the Law: The Right to Bear Arms, University of Kansas School of Law (May 2011)
- *Citizens United* and the Future of Campaign Finance Regulation, Judge Hugh Means Inns of Court, Lawrence, Kansas (March 2011)

## **Continuing Legal Education Programs (continued)**

- Recent Developments in the Law: Campaign Finance Regulation, University of Kansas School of Law (May 2010)
- Avoiding Collisions at the Intersection of State and Federal Authority, Kansas Bar Association (February 2010)
- Recent Developments in the Law: The Impact of Chief Justice Roberts and Justice Alito on the United States Supreme Court, University of Kansas School of Law (May 2009)
- Recent Developments in the Law: Juvenile Offenders and the Right to a Jury Trial, University of Kansas School of Law (May 2009)
- Administrative Law Reforms Proposed by the Kansas Judicial Council: KAPA, Kansas Bar Association (January 2009)
- The Straight Skinny on Judicial Review & Proposed Changes to KAPA & KJRA, Kansas Bar Association (January 2008)
- Recent Developments in the Law: Child in Need of Care Reform, University of Kansas School of Law (May 2007)
- Recent Developments in the Law: School Finance Litigation, University of Kansas School of Law (June 2006)
- Recent Developments in the Law: Constitutional Law, University of Kansas School of Law (June 2005)
- Recent Developments in the Law: Legislative Update, University of Kansas School of Law (June 2005)
- Recent Developments in the Law: Constitutional Law, University of Kansas School of Law (June 2004)
- Recent Developments in the Law: Legislative Update, University of Kansas School of Law (June 2004)
- Recent Developments in the Law: Constitutional Law, University of Kansas School of Law (June 2003)
- Judicial Review of Veterans Claims, United States Court of Appeals for Veterans Claims Bar Association, Washington, DC (April 2003)
- Using Legislative History in Statutory Construction Arguments, Kansas Department of Administration, Legal Section (April 2002)

## **Continuing Legal Education Programs** (continued)

- Campaign Finance Regulation & the 1<sup>st</sup> Amendment, Wichita Bar Association (June 2001)
- Recent Developments in the Law: Federalism, University of Kansas School of Law (June 2000)
- Recent Developments in the Law: The New (Old) Federalism, University of Kansas School of Law (May 1995)
- Constitutional Law, Kansas Bar Association Annual Survey Program (October 1994)
- Federal-State Relations in Administrative Law: The Implications of *New York v. United States*, Kansas Bar Association Administrative Law Section (March 1993)
- Recent Developments in Federal Constitutional Law, University of Kansas School of Law (June 1993)
- Constitutional Law, Kansas Bar Association Annual Survey Program (October 1993)
- Recent Developments in Constitutional Law: Economic Rights, University of Kansas School of Law (June 1992)
- Constitutional Law, Kansas Bar Association Annual Survey Program (October 1991)
- Recent Developments in Federal and State Constitutional Law, University of Kansas School of Law (June 1991)
- The *Cruzan* Case and the Right of Privacy, Kansas Bar Association Convention (June 1990)
- Recent Developments in Kansas Constitutional Law, University of Kansas School of Law (June 1990)
- Recent Developments in the Constitutional Protection of Individual Rights, University of Kansas School of Law (June 1989)

## **Selected Additional Presentations**

### **Veterans Benefits**

- Panel Moderator, Current Issues in Veterans Benefit Law, Court of Appeals for Veterans Claims Breakout Session, Federal Circuit Judicial Conference, Washington D.C. (May 2006) (transcript in the Federal Reporter)
- Panelist, Should § 5904 be Amended? Eighth Annual Court of Appeals for Veterans Claims Judicial Conference (April 2004) (transcript published at 19 Vet. App. 22-43)

### **Selected Additional Presentations** (continued)

- Panelist, Court of Appeals for Veterans Claims Bar Association, The U.S. Court of Appeals for Veterans Claims Use of Single Judge Opinions (April 2004)

### **State Governmental Conferences**

- Panelist, Update on the Revised Juvenile Offender and CINC Codes, Kansas Judicial Conference (October 2006)
- Panelist, The Revised Juvenile Justice Code, 2006 Governor's Conference on Juvenile Justice (July 2006)
- The Negative and Positive Aspects of Our Constitutional Rights, presented to "We the People . . .", A Statewide Law Related Education Conference, Kansas Bar Association, Kansas Council for Civic and Law Education, and Kansas State Department of Education (October 1989)
- Administrative Law Speaker, Annual City Clerks Certification Institute, University of Kansas, Institute for Public Policy and Business Research (1986-1990)

### **Robert J. Dole Institute of Politics**

- Constitutionalism Across the Pond: A Constitution Day Dialogue (with Judge Brian Barker, United Kingdom) (September 2009)
- Panelist, The Electoral College, Dole Institute of Politics Constitution Day Program (September 2008)
- Panelist, How Should the Constitution Be Interpreted? (September 2005); New Generations Forum (March 2006)
- Panel Discussion, Security, Liberty, and the Patriot Act in the Post-War Era, in One Year after "Victory" in Iraq: International and Domestic Perspectives (May 2004)

### **University Events**

- Academic Freedom, Social Media, and First Amendment Rights, Joint Council of Distinguished Professors, Academic Freedom and Responsibility in the Era of Social Media, University of Kansas, Lawrence Kansas (April 27, 2014)
- Moderator: Governmental Needs and Challenges Faced by the Rural Community, 2014 Kansas Journal of Law & Public Policy Symposium, Preventing the Ghost Town: What Rural Communities Need to Do to Survive in the Modern Economy (February 2014)
- Commenter on Roger Pilon, Judicial Appointments (How Constitutional Corruption Has Led to Ideological Litmus Test), Federalist Society (October 2012)

### **Selected Additional Presentations** (continued)

- Panel Discussion, European Citizenship in Europe at the Crossroads: What European Union Enlargement Means for You, University of Kansas (April 2004)
- Panel Discussion, The Future of Mandatory Student Activity Fees, Kansas Student Affairs Conference (October 1999)
- Hate Speech on Trial, Hall Center for the Humanities, University of Kansas (October 1999)
- Reflections of a Germanist from the Wilderness of the Law, Keynote Address, German Department Honors Banquet (May 1993)
- Federalism and Human Rights, Panel Discussion on Pluralism Co-Sponsored by Hall Center and Center for International Programs, University of Kansas (March 1993)

### **Public Information**

- Magna Carta: Symbol of Freedom under Law, Leavenworth Bar Association, Leavenworth, Kansas (May 1, 2015)
- Constitutional Controversies In the 2012 Elections: Health Care Reform and Federal/State Relations, Lawrence Jewish Community Congregation (August 2012)
- The Brave New World of Campaign Finance, All Soul's Unitarian Universalist Church Forum, Kansas City (April 2010)
- Presidential War Powers, Unitarian Fellowship Kansas City (Fall 2002)
- Social Security Disability Determinations, presented to Lawrence Head Injury Support Group (January 1993)
- Europe 1992: Much Ado About Nothing? Lawrence Ecumenical Christian Ministries, University Forum Series (October 1991)
- Panel Member, Choosing Sides, a call-in public affairs talk show co-produced by KANU and KCUR public radio stations and broadcast throughout the country (September 1991)
- Individual Rights and the Supreme Court, Midwest Association of Law Librarians Annual Convention (November 1990)

## **Service**

### **Selected Professional Service Activities**

- Juvenile Justice Reform Advisory Committee, Kansas Judicial Council, 2000 to present
- Administrative Procedure Advisory Committee, Kansas Judicial Council, 2005 to present
- Lawrence Memorial Hospital Institutional Review Board, 2006 to present
- Consultant, Kansas Commission on Judicial Performance, 2006
- Co-Author, Script and Materials for *Brown v. Board of Education: The Case of the Century* (educational video), Kansas Bar Association, 2003-2004
- Kansas Bar Association Special Committee on SLAPP Legislation, 1997
- Editor, Kansas Bar Association Administrative Law Section Newsletter, 1993
- Peer Reviewer, *Land Use & Environmental Law Review*, 1990
- Editorial Board, *American Journal of Comparative Law*, 1988 to present
- Consultant, Federal Courts Study Committee, 1988-1989

### **Selected University Service Activities**

- Co-Chair, University Committee on Post-Tenure Review Policy, 2012-2013
- Chancellor's Ad Hoc Committee on Honorary Degrees, 2010-2011
- Reporter, University Governance Task Force on the Revision of the Handbook for Faculty and Staff, 2008-2009 (comprehensive restatement of policies governing faculty)
- Faculty Senate President, 2007-08, University and Faculty Executive Committees, 2006-2008, Member of University and Faculty Senates, 2005-2008
- Chair, University Governance Task Force on Promotion and Tenure Standards and Procedures, 2006-07 (comprehensive revision of university standards and procedures)
- Chair, University Senate Organization and Administration Committee, 2005-2006
- Drafted and Secured Adoption of Comprehensive Revisions to the University Grievance Procedures, 1997-1998
- University of Kansas Judicial Board, member, 1991-1994; Chair, 1993-1994

**Service** (continued)

**Selected Law School Activities**

- Faculty Advisor, Kansas Journal of Law and Public Policy, 2012-Present
- Chair, Law School Self-Study Committee, 2011 to 2013
- Curricular Innovation Committee, 2011-2014
- Chair, Law School Committee on Promotion and Tenure Criteria and Procedures, 2008-09
- Law School Promotion and Tenure Committee, 2006-present; Chair, 2006-2007
- Co-Chair, Law School Dean Search Committee, 2005
- Member, Dean Review Committee, 2004
- Keyboard Player and Principal Lyricist for the Moody Bluebooks (Law School Rock Band, 1986 to present)

**Courses Taught**

Administrative Law, Comparative Law, Conflicts of Law, Constitutional Law, Immigration Law, International Law, International Human Rights Seminar, Introduction to Constitutional Law, Foreign Relations Law Seminar, Fundamental Rights Seminar, Legislation, Legislative Clinic, Public Benefit Law, Public Policy Clinic, Socio-Economic Rights Seminar, Torts,

**Other Activities and Interests**

Admitted to Practice: Kansas  
Fluent in German  
Married with Two Children