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CORNELL W. CLAYTON

**Thomas S. Foley Distinguished Professor
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EDUCATION

D.Phil. in Politics, Oxford University, Lady Margaret Hall, 1990.
M.Litt. in Politics, Oxford University, 1987.
B.A. in Political Science, University of Utah, 1985 (magna cum laude, Phi Beta Kappa).

PROFESSIONAL POSITIONS

Thomas S. Foley Distinguished Professor of Political Science, Washington State University, Pullman, Washington.

Claudius O. and Mary W. Johnson Distinguished Professor, 2008 - 2011.
Associate Professor, 1995 - 2002, Assistant Professor, 1992 - 1995.

Director, Thomas S. Foley Institute of Public Policy and Public Service, Washington State University, 2008 - present.

Visiting Professor, FDV Faculty, Global Studies Graduate Program, University of Ljubljana, Slovenia, 2004 - 2014.

Fulbright Senior Specialist, 2006 – 08; Fulbright Senior Scholar, 2004 - 05.

Assistant Professor, Department of Political Science, University of Alaska, Fairbanks, Alaska, 1990 - 1992.

Visiting Assistant Professor, Department of Political Science, University of Utah, Salt Lake City, Utah, 1988 - 90.

Visiting Assistant Professor, Department of Political Science, Weber State University, Ogden, Utah, 1989 - 90.

Tutor in Politics, Lady Margaret Hall, Oxford University, Oxford, England, 1988.

PROFESSORSHIPS, FELLOWSHIPS, AND OTHER DISTINCTIONS

Thomas S. Foley Distinguished Professor of Government, Washington State University, 2014-present.

Wayne Aspinall Distinguished Visiting Professor, Colorado Mesa University (2014).

NEH Distinguished Visiting Professor, Faculty Seminar Leader, "Polarized America," State University of New York, Potsdam, 2013.

C.O. Johnson Distinguished Professorship, Washington State University, 2008 - 2011.

Professeur Invité, Fondation Nationale des Sciences Politiques (Science Po), Bordeaux, France, 2010.

Berry Family Faculty Excellence Fellow, College of Liberal Arts, WSU, 2009 - 10.

Distinguished International Scholar, Slovenian National Research Council, Maribor University Faculty of Law, Slovenia, 2008 - 2009.

Fulbright Senior Specialist, Social Science Faculty, University of Ljubljana, Slovenia, 2006 - 2007.

American Judicature Award for Best Paper on Law and Courts, Law and Courts Section of the American Political Science Association ("The Supreme Court and the Political Regime: The New Right and Religious Freedom," coauthor Mitchell Pickerill), 2007.

Meyer Fellowship, College of Liberal Arts, WSU, 2005 - 2006.

NCSA Invited Visiting Professor, Universita Siena per Stranieri, Siena, Italy, 2003-04.

American Judicature Award for Best Paper on Law and Courts, Law and Courts Section of the American Political Science Association ("The Political Dynamics of the Rehnquist Court's Federalism Decisions," coauthor Mitchell Pickerill), 2004.

Fulbright Senior Scholar, Social Sciences Faculty, University of Ljubljana, Slovenia, 2002 - 2003.

Phi Beta Kappa Distinguished Faculty Award, Washington State University, 1997.

Visiting Fellow, White Burkett Miller Center of Public Affairs, University of Virginia, 1992.

Outstanding Teaching Award, College of Liberal Arts, University of Alaska, 1992.

Visiting Junior Research Fellow, European University Institute, Florence, Italy, 1991.

Junior Fellow, Salzburg Seminar Institute, Salzburg Austria, 1987.

Mellon Research Scholar, Andrew Mellon Foundation, Oxford University, 1987.

Overseas Research Scholar (ORS), British National Research Council, 1986 - 1987.

Harry S. Truman Scholar, Harry S. Truman Foundation, Washington, D.C., 1983 – 1987.

PUBLICATIONS

Books

Cornell W. Clayton, Todd Donovan and Nicholas P. Lovrich. Editors. *Political Life in the Evergreen State: Politics and Government in Washington*. Pullman: Washington State University Press (Forthcoming 2018).

Cornell W. Clayton and Richard Elgar. Editors. *Civility and American Democracy*. Pullman: Washington State University Press (2012).

Cornell W. Clayton and Nicholas P. Lovrich. Editors. *Governing Washington: Politics and Government in the Evergreen State*. Pullman: Washington State University Press (2011).

Cornell W. Clayton, Lance T. Leloup and Nicholas P. Lovrich. *Washington State Government and Politics*. Pullman: Washington State University Press (2004).

Cornell W. Clayton and Howard Gillman. *Supreme Court Decision-Making: New Institutional Approaches*. Chicago: University of Chicago Press (1999).

Howard Gillman and Cornell W. Clayton. *The Supreme Court in American Politics: New Institutional Interpretations*. Lawrence, Kansas: University Press of Kansas (1999).

Cornell W. Clayton. *Government Lawyers: The Federal Legal Bureaucracy and Presidential Politics*. Lawrence, Kansas: University Press of Kansas (1995).

Cornell W. Clayton. *The Politics of Justice: The Attorney General and the Making of Legal Policy*. Armonk, NY: M.E. Sharpe (1992).

Scholarly Journal Articles

- “Constitutional Choices: Political Parties, Groups, and Prohibition Politics in the United States.” Coauthored with Aaron Ley. *Journal of Policy History* (forthcoming 2018).
- “The Roberts Court and Economic Issues in an Era of Polarization.” Coauthored with Mitch Pickerill. *Case Western Reserve Law Review* 67(3):693-720 (2017).
- “Anger and Division in American Politics.” *The Blue Review: Popular Scholarship in the Public Interest*. <https://thebluereview.org/anger-and-division-in-american-politics/>. 3: 1-8 (October 24, 2016).
- “Still Crazy After All These Years: The Polarized Politics of the Robert’s Court Continue.” Coauthored with Michael F. Salamone. *The Forum: A Journal of Applied Research in Contemporary Politics* 112(4): 739-762 (2014).
- “The Mysterious Persistence of Non-Consensual Norms on the Supreme Court.” Coauthored with Aaron Ley and Katie Searles. *Tulsa Law Review* 49(2): 101-123 (2013).
- “The Robert’s Court in an Era of Polarized Politics.” Coauthored with Lucas McMillan. *The Forum: A Journal of Applied Research in Contemporary Politics* 10(4): 132-146 (2013).
- “Review Essay of *Making Democracy Work: A Judge’s View* by Justice Stephen Breyer. *The Forum: A Journal of Applied Research in Contemporary Politics* 9(1): 1-9 (2011).
- “Whither the Robert’s Court?” *The Forum: A Journal of Applied Research in Contemporary Politics* 6(4): 10 (2009).
- “Taking Judicial Motivations Seriously: Strategic Choice Research and the Problems/Promise of Formal Theory in Law and Courts Scholarship.” *Law and Courts* 18(3): 16-21 (2008).
- “Sixty Years of Publishing at PRQ.” Coauthored with Amy Mazur. *Political Research Quarterly* 61(1): 3-10 (2008).
- “The Politics of Criminal Justice: How the New Right Regime Shaped the Rehnquist Court’s Criminal Justice Jurisprudence.” Coauthored with Mitch Pickerill. *The Georgetown Law Journal* 95(5): 1385-1425 (2006).
- “The Bush Presidency and the New Right Constitutional Regime,” *Law and Courts* 15(1): 6-14 (2005).
- “The Rehnquist Court and the Political Dynamics of Federalism.” Coauthored with Mitch Pickerill. *Perspectives on Politics* 2(2): 233-48 (2004).

- “The Supreme Court’s Federalism Decisions: Guess What Happened on the Way to the Revolution? Precursors to the Supreme Court’s Federalism Revolution.” Coauthored with Mitch Pickerill. *Publius* 34(3): 85-114 (2004).
- “Supply and Demand Sides of Judicial Policy-Making (Or, Why Be So Positive about the Judicialization of Politics?).” *Journal of Law and Contemporary Problems* 65(3): 69-85 (2002).
- “Toward a Theory of the Washington State Constitution.” *Gonzaga University Law Review* 37(1): 41-88 (2002).
- “State Litigation Strategies and Policymaking in the U.S. Supreme Court.” Coauthored with Jack McGuire. *Kansas Journal of Law & Public Policy* 11(1): 17-34 (2001)
- "The New Institutionalism and Supreme Court Decision Making: Toward a Political Regimes Approach." Coauthor with David May. *Polity* 32(2): 233-52 (1999).
- "The Supreme Court and Political Jurisprudence: New and Old Institutionalisms." *Comparative Law Review* 33(2): 205-233 (2000).
Translated into Japanese and reprinted from *Supreme Court Decision-Making: New Institutional Approaches* (1999).
- "Separate Branches - Separate Politics: The Case for Judicial Enforcement of Congressional Intent." *Political Science Quarterly* 109(5):843-872 (1995).
- "Law, Politics and the New Federalism: State Attorneys General as National Policymakers." *The Review of Politics* 56(3):525 (1994).
- "The Dilemma of Judicial Decision: Law and Human Processes in American Politics," *The Forum* 3(1): 56 (1986).

Chapters & Essays in Edited Volumes

- “The Supreme Court: The Kennedy Court Continues?” Coauthored with Michael Salamone. In Gillian Peele, Christopher J. Bailey, Bruce Cain, B. Guy Peters (eds.). *Developments in American Politics*. 8th Edition. New York: McMillan-Palgrave (forthcoming 2018).
- “Washington’s Constitution: The Politics of State Constitutional Interpretation.” Coauthored with Gerry Alexander. In Clayton, Donovan and Lovrich, *Governing the Evergreen State* (forthcoming 2018).
- “Incivility Crisis in Politics is Just a Symptom of Division,” in *Models for Writers* (12th edition), Paul Eschholz and Alfred Rosa (eds.). Boston: Bedford St Martin’s (2015).

- “The Supreme Court in the Obama Era.” Coauthored with Lucas McMillan. In *Developments in American Politics* (7th edition), Gillian Peele et. al. (eds.). London: McMillan (2014).
- “The Supreme Court in the American Political System: The Politics of Law,” in *New Directions in American Politics*, Raymond La Raja (ed.). London: Routledge (2013).
- “Historical Perspectives on the Role of Civility.” In *Civility and American Democracy*, Clayton and Elgar (eds.). Pullman, Washington: Washington State University Press (2012).
- “Civility and Democratic Citizenship.” Coauthor Richard Elgar. In *Civility and American Democracy*, Clayton and Elgar (eds.). Pullman, Washington: Washington State University Press (2012).
- “The Politics of State Constitutional Interpretation.” Coauthor Lucas McMillan. In *Governing Washington*, Clayton and Lovrich (eds.). Pullman, Washington: Washington State University Press (2011).
- “Collegial Norms and Opinion-Writing on the U.S. Supreme Court,” in *Principe de Collegialite Et Cultures Judiaires*, Fabrice Hourquebie (ed.). Belgium: Bruylant (2010).
- “Judicial Review and the ‘Tides’ of Political History: Contrasting Models for Understanding the Role of Constitutional Courts,” in *The Search for Democratic Foundations of Judicial Power*, Takae Tanase (ed.). Japan: Nihon-Hyoronsha (2008), 87-116.
- “The New Institutionalism and Supreme Court Decision Making: Toward a Political Regimes Approach.” Coauthor David May. Reprinted from *Polity* 32 (2): 233-52 (1999). In *Political Institutions*, (ed.). Thousand Oaks, California: SAGE, (2008).
- “Francis Biddle: Defending the Law during War.” In *Nobel Purposes: Defenders of the Rule of Law*, Norman Gross (ed.). Athens, Ohio: Ohio University Press (2007).
- “Courts, Democracy, and Constitutional Change in the United States.” In *Democracy and the Judiciary*, Ozan Urgul (ed.). Ankara: Union of Turkish Bar Associations (2006).
Translated into Turkish and reprinted in *Demokrasi ve Yargi*, Ozan Urgul (ed.), Ankara: Turkiye Barolar Birligi (2005).
- “Lawyer-Presidents and their Attorneys General.” In *America’s Lawyer Presidents*, Norman Gross (ed.). Chicago: Northwestern University Press (2004).
Reprinted in *The Greenbag 2008 Almanac and Presidential Reader 2008* (George Mason University Law School, 2008).
- “The Washington Constitution: In Search of an Independent Jurisprudence.” Coauthor Stephen Meyer. In *Washington State Government and Politics*. Clayton, LeLoup and Lovrich (eds.). Pullman, Washington: Washington State University Press (2004).

“Judge John J. Sirica.” In *Great American Judges*, John R. Vile (ed.). New York: ABC-CLIO Press (2003).

“Edward S. Corwin: A Public Scholar.” In *Pioneers of Judicial Behavior*, Nancy Maveety (ed.). Ann Arbor, Michigan: University of Michigan Press (2003).

“Homer Cummings: Attorney General and Lawyer.” In *Great Lawyers*, John R. Vile (ed.). New York: ABC-CLIO (2001).

"Law, Politics and the Rehnquist Court: The Politics of Pragmatism." In *The Supreme Court in American Politics*, Gillman and Clayton (eds.), Lawrence, Kansas: University Press of Kansas, 151-178 (1999).

"New Institutional Analyses of Supreme Court Politics." Coauthor Howard Gillman. In *The Supreme Court In American Politics* Gillman and Clayton (eds. Lawrence, Kansas: University Press of Kansas (1999).

"The Court, the Constitution and the Clinton Administration." Coauthor James Giordano. In *Developments in American Politics*, Peele et. al. (eds.). New York: MacMillan (1998).

"The Supreme Court and Political Jurisprudence: New and Old Institutionalisms." In *Supreme Court Decision-Making: New Institutional Approaches*, Clayton and Gillman (eds.). Chicago: University of Chicago Press (1999).

"Institutional Approaches to Judicial Decision-Making." Coauthor Howard Gillman. In *Supreme Court Decision-Making: New Institutional Approaches*, Clayton and Gillman (eds.). Chicago: University of Chicago Press (1999).

"Who Represents Government in Court and Why Does it Matter?" In *The Handbook of Public Law and Public Administration*, Chester Newland and Phillip Cooper (eds.). New Jersey: Jossey-Bass (1997).

"Politics, Government Lawyering and the Legal Bureaucracy." In *Government Lawyers: The Federal Legal Bureaucracy and Presidential Politics*, Clayton (ed.), Lawrence, Kansas: University of Kansas Press (1995).

"Parental Participation and School Achievement in Alaska." Coauthor Gerald McBeath. In *Society: An Alaskan Perspective*, S. Arijji (ed.), Dubuque, IA: Kendall-Hunt (1994).

Encyclopedia Articles

“Obergefell v. Hodges.” Co-author Brenden Higashi. In *Encyclopedia of American Civil Rights and Liberties*, J. Scheb and K. Stooksbury (eds.). ABC-CLIO (2018).

“Transgender Legal Issues.” Co-author Brenden Higashi. In *Encyclopedia of American Civil Rights and Liberties*, J. Scheb and K. Stooksbury (eds.). ABC-CLIO (2018).

“The Judiciary.” In *International Encyclopedia of Political Science*, Thomas Kurian (ed.). Washington, D.C.: Congressional Quarterly Press (2012).

“Attorney General.” In *Encyclopedia of the Supreme Court of the United States*, David Tannehaus (ed.). New York: Macmillan (2008).

“Government Lawyers.” In *Encyclopedia of Law and Society*, David Clark (ed.). Thousand Oaks, California: Sage (2005).

“Morrison vs. Olson.” In *The Encyclopedia of the Supreme Court*, David Schultz (ed.). New York: Facts on File (2005).

“The Attorney General.” In *The Oxford Companion to American Law*, Kermit Hall (ed.). New York: Oxford University Press (2004).

“The United States Department of Justice.” In *The Oxford Companion to American Law*, Kermit Hall (ed.). New York: Oxford University Press (2004).

“Government Legal Departments.” In *Legal Systems of the World*, Bert Kritzer (ed.). Santa Barbara, California: ABC-CLIO (2002).

“The Washington State Legal System.” In *Legal Systems of the World*, Bert Kritzer (ed.). Santa Barbara, California: ABC-CLIO (2002).

“Government Lawyers,” in *International Encyclopedia of the Social and Behavior Sciences*, Smelser and Baltes (eds.). New York: Pergamon Press (2002).

Book Reviews, Magazine Articles, Reports and Other Publications (selected)

“Review of *The Phantom of a Polarized America: Myths and Truths of an Ideological Divide.*” By Manabu Saeki. *Public Opinion Quarterly* 2016; 80 (4): 1003-1007.

“Review of *Judging Judges: the Rule of Law: Balancing Personal and Professional Values.*” By Jason E. Whitehead. *Law & Society Review* 49(4): 125-27 (2015).

“Senate Report on Torture a Sad Chapter for US.” Special to *The Spokesman Review* (December, 20, 2014).

“Incivility Crisis in Politics Just a Symptom of Division.” Special to *The Seattle Times* (October 28, 2012).

“Review of *Making Democracy Work: A Judge’s View,*” by Justice Stephen Breyer. *The*

- Forum: A Journal of Applied Research* 9(1): 1-9 (2011).
- “Understanding the ‘Civility Crisis’.” *Washington State Magazine* 10(1): 32-34 (2010-11).
- “Return Balance to the Federal Judiciary: Advice to President Obama.” *Miller-McCune Magazine* 2(1): 38 (January/February 2008).
- “Review of *Antonin Scalia’s Jurisprudence: Text and Tradition*,” by Ralph A. Rossum. *The Historian* 69: 792-94 (2007).
- “Introduction to Special Issue: Reviewing Constitutional Law Textbooks.” Coauthor Sue Davis. *Law and Politics Book Review* (publication of the Law and Courts Section of the American Political Science Association) 15(8): 647-49 (2005).
- “Review of *Presidential War Power*, by Louis Fisher, and “*The President’s Authority Over Foreign Affairs*, by H. Jefferson Powell.” *Presidential Studies Quarterly* 35(2): 220-226 (2005).
- “Review of *American Law in the 20th Century*, by Lawrence Friedman. *American Historical Review* 2003 (June):863-865 (2002).
- “Review of *Crafting the Law on the Supreme Court*,” by Forrest Maltzman, James Spriggs, Paul Wahlbeck. *American Political Science Review*, 95: 001-03 (2001).
- “Review of *Choosing Justices: Presidential Influence on the Supreme Court*,” by David Yalof. *American Historical Review*, 2001: 589-91 (2001).
- “Review of *The Priestly Tribe: The Supreme Court’s Image* (Preager 1999), by Barbara Perry, in *The Law and Politics Book Review* 9: 430-33 (2000).
- “Review of *Legal Reasoning and Political Conflict*, by Cass R. Sunstein. *Law and Politics Book Review* 8: 430-33 (1999).
- “Review of *The High Priests of American Politics: The Role of Lawyers in American Political Institutions*, by Mark Miller. *American Political Science Review* 91:461 (1997).
- “Review of *A Nation Under Lawyers*, by Mary Ann Glendon. *Law and Politics Book Review* 7:457-460 (1997).
- “Impeaching a President,” a special symposium, *Law and Courts* 8 (1): 4-5 (1997).
- Politics, Rights and Civil Liberties*. Washington State University, Extended Degree Programs Course Manual (1997). Second Edition 2007.
- Recent Trends in Executive-Legislative Relations: The Legalization of Politics*, Occasional

Paper, Miller Center of Public Affairs, University of Virginia (1992).

"Politics and the University Curriculum: The Flight From Substance," *The Chronicle of Higher Education*, April 8 (1992), B1-2.

Parental Participation in Rural Alaska Schooling (II), with Gerald McBeath, research report prepared for Alaska Schools Research Fund, Alaska Department of Education (1992).

Parental Participation and School Achievement: Preliminary Report. Coauthor Gerald McBeath, Research report prepared for Alaska Schools Research Fund and the Alaska Department of Education (1991).

A Report on Activities of the U.S. Senate Judiciary Committee during the Second Session of the Ninety-Eighth Congress, prepared for the Majority Conference, U.S. Senate (1984).

Academic Websties

Academic Leader and Developer of the Temple of Justice Project (TJP), <http://templeofjustice.org/>, 2009-14.

TJP is a multimedia archive and educational resource devoted to the Washington State Supreme Court and its work. Originally developed as a collaborative effort between scholars at WSU and the Oyez Project at Northwestern University, the site is now operated by the Washington Courts Historical Society. Modeled upon the successful website of the Oyez Project, The TJP constitutes the prototype of the plan to extend the Oyez concept to all fifty state supreme courts. Using audio and video along with a user-friendly interface, the TJP compiles and stores the Supreme Court of Washington's essential documents; decisions since 1889, taped oral arguments, and a vast amount of other historical, archival, and other scholarly work and materials on a single accessible database and website. It also provides original data and analysis of decision-making trends on the Court. It is the most comprehensive and accessible online point of contact about the Court and its work for members of the general public, the media, and experts and scholars interested in research.

Editing

Editor, *Political Research Quarterly*, the journal of the Western Political Science Association, 2006 - 2014.

Editor, *Law and Politics Book Review*, Special Issue Reviewing Constitutional Law Textbooks (publication of the Law and Courts Section of the American Political Science Association) 15(8): (2005).

Editor, *Law and Courts*, published by the Law and Courts Section of the American Political Science Association, 1997 - 2002.

Assistant Editor, Oxford Analytica, Oxford, England, 1986 - 88.

Scholarly Legal Briefs in Federal Courts

Hollingsworth v. Perry, 570 U.S. ____ (2013), supporting respondents.

United States v. Windsor, 570 U.S. ____ (2013), supporting respondents.

Al Marri v. Spagone, 555 U.S. 1220 (2009), supporting petitioners.

Boumediene v. Bush (Al Odah v. U.S) 553 U.S. 723 (2008), supporting petitioners.

Hamdan v. Rumsfeld, 548 U.S. 557 (2006), supporting petitioners.

INVITED LECTURES (selected since 2000)

Humanities Washington Public Lectures, “Crazy Politics: Populism and Paranoia in American Politics,” Washington Humanities Speaker’s Bureau. More than 40 public lectures across the state of Washington, 2016-present.

Phi Beta Kappa Lecture, “Keeping Faith in a Period of Political Polarization.” Phi Beta Kappa Chapter of Washington State University, April 25, 2017.

Keynote address, “Politics & Prose: America Votes” a conference cohosted by the Frank Church Center at Boise State University, Idaho Public Television and the Idaho Statesman, October 28, 2016.

Keynote address, “Returning Civility to American Democracy” a conference cohosted by North Idaho College, ASNIC, and the Kootenai County Human Rights Task Force & Education Center, October 18, 2016.

Humanities Washington Public Lectures, “Why Can’t We Get Along: Political Polarization, Incivility and American Politics,” Washington Humanities Speaker’s Bureau. More than 40 public lectures across the state of Washington, 2014-2016.

Wayne Aspinall Distinguished Lecture, “Incivility and Political Polarization in America,” Colorado Mesa University, April 10, 2014.

Public Lecture, “Civility, Political Polarization, and American Democracy,” as part of the American Democracy Project, WSU-Vancouver, February 4, 2014.

Public Lecture, "Civility and American Democracy in Historical Perspective," Congressional Symposium, Institute for Civility in Government, House Rayburn Building, Washington, D.C., July 22, 2013.

Public Lecture at the Wayne Morse Center for Law and Politics, Knight Law School, University of Oregon, "Angry Politics: Civil Discourse in American Democracy," April 15, 2013.

Keynote Address to the Annual Meeting of the Evergreen Chapter of the American Society for Public Administration, University of Washington. "How Incivility Matters in Democratic Discourse," October 10-11, 2012.

Invited Lecture at Fondation Nationale des Sciences Politiques (Science Po), Bordeaux, France. "Political Regimes and Judicial Empowerment in Comparative Courts Research," November 6, 2009.

Distinguished Lecture at the Faculty of Law, University of Maribor, Slovenia. "The Rise of Constitutional Review and Judicial Empowerment," April 14, 2009.

Public Lecture at the European Council on International Affairs, Ljubljana, Slovenia. "The Election of 2008 and the Obama Presidency in Perspective," April 2, 2009.

Invited Panelist with Chief Justice of the United States John Roberts, "The Role of the Solicitor General in Political Regime Change." University of Idaho School of Law, March 13, 2009.

Invited Lecture at the Faculty of Law, University of Maribor, Slovenia. "Origins and Controversy Surrounding Judicial Review in the United States," April 24, 2008.

Invited Address to Colloque Principe de Collegialite Et Cultures Judiciaires, Deuxieme Semaine de Droit Compare, University of Bordeaux, France. "Collegiality and Opinion-Writing on the Supreme Court," September 17, 2007.

Guest Lecture at the Faculty of Law, University of Bordeaux, France. "Understanding the Role of Constitutional Courts in Democracy," May 4, 2007.

Guest Lecture at the Faculty of Law, University of Maribor, Slovenia. "The Political Construction of Judicial Review," April 12, 2007.

Invited Paper Presentation to the Program for Reconstruction of Legal Ordering in the 21st Century, Kyoto University, School of Law. "The Supreme Court and the Political Regime," March 16-17, 2007.

Invited Panelist with Senator Senator Slade Gorton (R-Wa), "Civil Liberties and the War on Terrorism," Thomas S. Foley Institute, Washington State University, Vancouver Washington. April 12, 2006.

Public Address to the Annual Meeting of Türkiye Barolar Birlioi (Turkish Bar Association), Ankara, Turkey. “Courts and the Consolidation of Democracy,” January 6, 2005.

Invited Lecture to the Albanian Judges and Magistrates College, Tirana, Albania (sponsored by the American Bar Association, CEILI Program). “Democracy and Government Representation in Courts,” October 16-21, 2003.

Guest Lecture at the Kyive Linguistic University, Ukraine (sponsored by United States Department of State). “Constitutional Rights and Judicial Independence,” April 15, 2003.

Guest Lecture at the American Council, Kyive, Ukraine, “Understanding the Study of Public Law,” April 18, 2003.

Guest Lecture Peryaslave-Khmelnitsky University and Kyive Linguistic University, Ukraine sponsored by United States Department of State). “Individual Rights and Democracy in Liberal Political Regimes,” April 22, 2003.

Invited Address to the United States Supreme Court Historical Society, Washington, D.C. “State Constitutional History and the Liberal Arts Curriculum,” February 16, 2001.

Invited Paper and Lecture, Duke University School of Law, “The Supply and Demand Sides of Judicial Policy-Making,” October 12, 2001.

Distinguished Faculty Lecture at the Foley Institute, Washington State University. “Is 9/11 a Constitutional Turning Point?” Nov. 4, 2001.

Invited Lecture to the Washington State Courts Historical Society, Olympia, Washington. “Constitutional History in Appellate Advocacy in Washington State,” December 3, 2000.

Phi Sigma Alpha Lecture, University of Idaho, Moscow, Idaho. “Independent Counsels and Political Prosecutions,” April 29, 2000.

Invited Panelist, “The Politics of Impeaching President Clinton,” University of Idaho School of Law, February 28, 2000.

Public Lecture at McCallister College, St. Paul, Minnesota. “The New Institutionalism in the Social Sciences,” February 1, 2000.

PROFESSIONAL PRESENTATIONS (selected since 2000)

Paper, “The Making of Social Policy by Courts,” the annual meeting of the European Consortium of Political Research. Charles University, Prague, Czech Republic. September 7-11, 2016.

Roundtable, "Developments on the U.S. Supreme Court," the annual meeting of the Northwest Political Science Association meeting in Portland, Oregon. November 10-12, 2016.

Paper, "The Supreme Court, Cultural Values, and a Polarized Political Regime," coauthored with Mitch Pickerill. Annual Meeting of the Southern Political Science Association, San Juan, Puerto Rico, January 6-9, 2016.

Paper, "The Roberts Court and the Polarized Political Regime in the US," coauthored with Mitch Pickerill. Annual Meeting of the European Consortium for Political Research, Glasgow, Scotland, September 3-6, 2014.

Paper, "Reassessing the Political Dynamics of Federalism in an Era of Partisan Polarization," coauthored with Mitch Pickerill. Annual Meeting of the American Political Science Association, Washington, D.C., August 28-31, 2014.

Paper, "The Roberts Court, Polarization and Regime Politics," coauthored with Mitch Pickerill. Annual Meeting of the Midwest Political Science Association, Chicago, Illinois, April 3-6, 2014.

Paper, "Understanding a Polarized Supreme Court: Party Sorting and the Post-1968 Electoral Regime," coauthor Lucas McMillan, Annual Meeting of the Western Political Science Association, Los Angeles, California, March 28-30, 2013.

Paper, "The Supreme Court and the Obama Administration," coauthor Lucas McMillan, Annual Meeting of the Pacific Northwest Political Science Association, Portland, Oregon, November 9-10, 2012.

Paper, "The Roberts Court in an Era of Polarized Politics," coauthor Lucas McMillan, Annual Meeting of the American Political Science Association, New Orleans, Louisiana, August 30-September 3, 2012.

Panel Discussant, "Twenty Years after the Break-Up of Yugoslavia: Past, Present and Futures," Annual Meeting of the American Political Science Association, Seattle, Washington, September 1-4, 2011.

Panel Discussant, "Developments in State Courts," Annual Meeting of the Western Political Science Association, San Antonio, Texas, March 22-24, 2011.

Paper, "The Politics of State Constitutional Interpretation," with Lucas McMillan, *Governing Washington: Politics in the Evergreen State*. Legislative Building, Olympia, Washington, February 18, 2011.

Panel Discussant, "Authors Meet Critics: In Defense of Judicial Elections," annual meeting of the American Political Science Association, Washington, D.C., September 4, 2010.

Roundtable, “The Roberts Court”, annual meeting of the Pacific Northwest Political Science Association, Victoria, British Columbia, Canada, October 16, 2009.

Paper (with Mitch Pickerill), “The Supreme Court’s Abortion and Privacy Jurisprudence and the New Right Regime” annual meeting of the American Political Science Association, Toronto, Canada, September 3, 2009.

Roundtable, “Decision-Making Institutions in the French Fifth Republic,” Conference on the French Fifth Republic in a Comparative Perspective, Fondation Nationale des Sciences Politiques (Science Po), Bordeaux, France, March 25, 2009.

Paper (with Simon Zschirnt), “The Unitary Executive Meets Judicial Supremacy: Tension in the Supreme Court Separation of Powers Jurisprudence,” annual meeting of the American Political Science Association, Boston, Massachusetts, August 28-31, 2008.

Roundtable, “Formal Theory in Law and Courts Research,” annual meeting of the Southern Political Science Association, New Orleans, January 9-12, 2008.

Panel Chair and Discussant, “From the Rehnquist Court to the Roberts Court,” annual meeting of the Southern Political Science Association, New Orleans, January 9-12, 2008.

Paper (with Aaron Ley), “The Mysterious Persistence of Non-Consensual Norms on the United States Supreme Court, annual meeting of the Pacific Northwest Political Science Association, Spokane, Washington, October 19, 2007.

Panel Discussant, “Bureaucratic-Judicial Relations,” annual meeting of the Western Political Science Association, Las Vegas, Nevada, March 8, 2007.

Panel Chair and Discussant, “Judicial Decision-Making,” annual meeting of the Southern Political Science Association, New Orleans, January 5-8, 2007.

Paper, “The Rehnquist Court’s Establishment Clause Jurisprudence and the Political Regime,” annual meeting of the American Political Science Association, Philadelphia, Sept. 1, 2006.

Panel Discussant, “Judicial-Bureaucratic Interactions,” annual meeting of the American Political Science Association, Philadelphia, August 31, 2006.

Paper (with Mitch Pickerill), “The Supreme Court’s Privacy Jurisprudence and the Political Regime,” annual meeting of the Midwest Political Science Association, Chicago, April 21, 2006.

Roundtable, “The Promise and Challenges of Problem-Driven Research,” annual meeting of the Midwest Political Science Association, Chicago, April 21, 2006.

Roundtable, Supreme Court Politics, annual meeting of the Pacific Northwest Political Science Association, Coeur d’Alene, Idaho, October 14, 2005.

Paper, "The Political Regime the Constitutional Court in Turkey," coauthor Ozan Urgul. Annual meeting the American Political Science Association, Washington D.C., Sept. 3, 2005.

Paper, "The Politics of Criminal Justice: How the New Right Structured the Rehnquist Court's Jurisprudence," coauthor Mitch Pickerill. Annual meeting the American Political Science Association, Washington D.C., Sept. 3, 2005.

Roundtable, "*Reconsidering Roosevelt on Race*" annual meeting of the Western Political Science Association, San Francisco, CA, March 18, 2005.

Roundtable, "The Rehnquist Court," annual meeting of the Pacific Northwest Political Science Association, Portland, OR, November 5, 2004.

Panel Discussant, "Expanding the Scope of Judicial Review," annual meeting of the American Political Science Association, Chicago, September 3, 2004.

Paper (with Mitch Pickerill), "The Political Dynamics of Federalism," presented at the annual meeting of the American Political Science Association, Philadelphia, August 28, 2003.

Panel Chair and Discussant, "How Should State Judges be Chosen", annual meeting of the American Political Science Association, Philadelphia, August 29, 2003.

Roundtable, "Civil Liberties After 9-11," held at the annual meeting of the Pacific Northwest Political Science Association, Bellevue, WA, October 18, 2002.

Paper (with Mitch Pickerill), "The Rehnquist Court and Federalism," annual meeting of the American Political Science Association, Boston, August 30, 2002.

Panel Chair and Discussant, "Comparative Government Legal Administration," annual meeting of the Law and Society Association, Budapest, Hungary, July 3-7, 2001.

Paper, "Government Lawyering in the United States," annual meeting of the Law and Society Association, Budapest, Hungary, July 5, 2001.

Panel Discussant, "American Constitutional Development," annual Meeting of the American Political Science Association, San Francisco, August 28, 2001.

Roundtable, "Wither the Myth of the Court," annual meeting of the Pacific Northwest Political Science Association, Coeur d'Alene, Idaho, October 19, 2001.

Paper, "State Constitutional Law and Constitutional Theory," annual meeting of the American Political Science Association, Washington, D.C., Sept. 2, 2000.

Roundtable, “Clayton and Gillman’s Supreme Court Decision-Making – Editors meet Critics,” annual meeting of the Western Political Science Association, Seattle. March 19, 2000.

GRANTS AND CONTRACTS (selected)

- PI. National Endowment for the Humanities. “Civility and American Democracy.” Bridging Cultures Program, grant #MD-5003210. \$213,000. Co-PI, Richard Elgar. 2010-11.
- PI. National Endowment for the Humanities. “Civility and American Democracy.” Bridging Cultures Program, follow-on grant #MD-5003210. \$2750. 2010-11.
- PI. Distinguished International Research Grant, Slovenian national research council. \$12,000. Co-PI, Juri Toplak, Faculty of Law, Maribor University, 2008.
- PI. Fulbright Senior Specialist Grant, Council for the International Exchange of Scholars, United States Department of State, grant #2534. \$32,000. 2007-8.
- PI. Fulbright Senior Scholar Grant, Council for the International Exchange of Scholars, United States Department of State, grant #47479877. \$24,000. 2003.
- PI. Research Initiation Grant, "Law Enforcement Federalism," College of Liberal Arts, Washington State University. \$4000. 1994.
- PI. President’s Special Project Grant, “United States Bill of Rights in Contemporary Perspective”, University of Alaska. \$10,000. 1991.
- Co-PI.. Alaska Schools Research Fund and Alaska State Department of Education, “The politics of school governance in Alaska II. PI, Gerald McBeath. \$25,000. 1992.
- PI. Demonstration Project Grant, Andrew Mellon Foundation and University of Alaska, Supporting research on policymaking by state attorneys general. \$6,000. 1991.
- Co-PI. Alaska Schools Research Fund and Alaska State Department of Education, “The politics of school governance in Alaska. PI Gerald McBeath. \$40,000. 1990.
- PI. Mellon Foundation and University of Alaska, “U.S. Judicial Politics and Electoral De-Alignment.” \$4,000. 1991.

TEACHING

Experience teaching graduate and undergraduate courses on law and judicial politics, American political institutions, political theory, and comparative politics. Courses include a wide range of

class format, sizes and pedagogy, ranging from large lecture sections to small graduate seminars in both the United States and Europe. Courses and field expertise include:

Law and Courts — Constitutional Law; Civil Rights and Civil Liberties; Judicial Process; Introduction to Law and the Legal System; Graduate Seminars on Law and Courts, Politics of Prosecution, Constitutional Interpretation and Theory, and Human Rights.

American Political Institutions — Introduction to American Government; American Presidency; Congress and the Legislative Process; Public Policy; and State and Local Politics.

Political Theory — American Political Thought; Modern and Contemporary Political Thought; Graduate Seminars in Normative Theory, Theories of Justice, and American Political Thought.

Comparative Politics – Italian Politics, British Politics, and Politics of the European Union.

Teaching Grants:

International Programs, Internationalizing Curriculum Grant, WSU, 2007.

PT3 Curriculum Innovation Grant, U.S. Department of Education, 2003.

PT3 Curriculum Innovation Grant, U.S. Department of Education, 2002

Co-teach Curriculum Innovation Grant, U.S. Department of Education, 2001.

SERVICE

Professional Association and Academic Service

Chair, Law and Courts Section, American Political Science Association, 2014-15.

Steering Committee, Standing Group on Law and Politics, European Consortium for Political Research, 2009-14.

Committee, Journal Editor Selection for *Law and Courts*, journal of the Law and Courts Section of the American Political Science Association, 2010-2011.

Committee, Edward Corwin Dissertation Award, APSA, 2010.

President, Northwest Political Science Association, 2009.

Committee, American Judicature Award for Best Paper on Law and Courts, Law and Courts Section of the American Political Science Association, 2009.

Program Chair, Law and Courts Section, American Political Science Association Annual Meeting, Washington, D.C., 2005.

Committee, Nominating Committee for Executive Council of the Law and Courts Section, American Political Science Association, 2004.

Committee Chair, Selection Committee for Editor of *Law and Courts*, Law and Courts Section of the American Political Science Association, 2004.

Executive Board, Washington State Courts Historical Society, 1999- present.

Executive Council, Northwest Political Science Association, 2002-05.
 External Reviewer, Eastern Washington University's Department of Government, 2002.
 Program Chair, Law and Courts Section, the Pacific Northwest Political Science Association Annual Meeting, Portland, Oregon, 2000.
 Program Chair, Law and Courts Section, the Pacific Northwest Political Science Association Annual Meeting, Eugene, Oregon, 1999.
 Program Chair, Law and Courts Section, the Western Political Science Association Annual Meeting, Los Angeles, California, 1998.
 Program Chair, Law and Courts Section, the Pacific Northwest Political Science Association Annual Meeting, Bellingham, Washington, 1995.
 Executive Board, Alaska Chapter of the American Society for Public Administration, 1991-93.

Referee: *American Political Science Review*; *American Journal of Political Science*; *Perspectives on Politics*, *American Journal of Politics*; *Journal of Politics*; *Political Research Quarterly*; *Polity*; *Political Science Quarterly*; *Law and Society*; *Policy Studies Quarterly*; *Presidential Studies Quarterly*; *Law and Social Inquiry*; *Congress and the Presidency*; *Congressional Quarterly Press*; *University of Michigan Press*; *Carolina Academic Press*; *University Press of Kansas*; *University of Chicago Press*; *University of Alaska Press*; *Tulane University Press*; *HarperCollins Publishers*; *M.E. Sharpe*, *Houghton Mifflin*, *Harcourt Brace*, and the National Science Foundation.

University Service

Director, Thomas S. Foley Institute, WSU, 2008-present.
 Faculty Representative, President's Council on Athletics, WSU, 2012-present.
 Faculty Advisor, Truman Scholarship Program, 2014-present.
 Chair, Prestigious Scholarships Recommendation Committee, WSU, 2014-present.
 Strategic Planning Committee, College of Arts and Sciences, WSU 2011-2013.
 Pre-Law Advisor, Washington State University, 1997-present.
 Provost's Tenure and Promotion Advisory Committee 2010-2012.
 CLA, Initiative on Global Innovation Studies Committee, 2010-present.
 CLA Taskforce on Political Science and Philosophy, 2010-11.
 CLA Dean's Tenure and Promotion Advisory Committee 2008-2010.
 Co-Chair 2009-10.
 CLA Budget Reallocation Committee, 2009.
 Vice-Provost for International Programs Search Committee 2008.
 University Graduate Studies Committee, WSU Faculty Senate, 2006-2008.
 Humanities and Social Sciences Library Services Advisory Committee, 1999-2003.
 Chair, Faculty Senate Elections Subcommittee, Liberal Arts, 1996-97, 1999, 2001.
 Resource Allocation and Reallocation Task Force for CLA, 1999.
 Committee, Scholars Residence, Honors Program, WSU, 1996-1998.
 Committee, Edward R. Myer Distinguished Professorship Selection Committee, 1998.

Advisory Committee, Thomas S. Foley Institute, 1995-1996.
 Committee, C.O. Johnson Distinguished Professor Selection Committee, 1994.
 Committee, Graduate Student Assistantship Award Committee, WSU Graduate School, 1992-1994.
 Senator, Faculty Senate, Washington State University, 1992-1993.
 Chair, Distinguished Scholarships Committee, University of Alaska, Fairbanks, 1991-1992.
 Social Science Faculty Advisor, University Advising Center, University of Alaska, Fairbanks, 1993-1994.
 Pre-law Advisor, University of Alaska, Fairbanks, 1990-92.
 Legislative Intern Director, University of Alaska, Fairbanks, 1991-92.

Department Level Service

Chair's Advisory Committee, WSU Department of Political Science, 2010-present.
 Previous service: 2006, 2000, 1998, 1997.
 Director of Graduate Studies, WSU Department of Political Science, 2006-08.
 Chair, Political Science Tenure and Promotion Standards Committee, 2008.
 Chair, Political Science Program Review Committee, 2002.
 American Politics Field Coordinator, Department of Political Science, 1993-1996, 1998-1999.
 Interim Chair, Department of Political Science, WSU, 1995-1996.
 Committee, Undergraduate Steering Committee, 1995-1996, 2000.
 Chair, Department Five-Year Review and Planning Committee, 1994-1995.
 Undergraduate Honors Advisor, Department of Political Science, University of Alaska, 1990-1992.
 Faculty Advisor, Phi Sigma Alpha, Undergraduate Political Science Honor Society, University of Alaska Fairbanks, 1991-1992.
 Faculty Search Committees: (chair) Public Law 2001; (chair) Political Theory 2007; American Institutions 2000; (chair) Public Law 1999; (chair) Public Law 1997; Comparative Politics 1992; (chair) American Politics 1993; 1995.

PROFESSIONAL MEMBERSHIPS

American Political Science Association, since 1988.
 Law and Society Association, since 1989.
 Western Political Science Association, since 1990.
 American Society for Public Administration, since 1991.
 Pacific Northwest Political Science Association, since 1991.
 American Association of University Professors, since 1992.
 European Consortium for Political Research, since 2008