

SUZANNE B. GOLDBERG

Columbia Law School
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EDUCATION

Harvard Law School

J.D. cum laude 1990

Harvard Women's Law Journal, Editor-in-Chief

Fulbright Fellow

National University of Singapore, Political Science post-graduate research 1985-86

Brown University

A.B. Political Science 1985

Phi Beta Kappa, Magna Cum Laude

EMPLOYMENT

Columbia Law School 2006 - Present

Herbert and Doris Wechsler Clinical Professor of Law, Director, Sexuality & Gender Law Clinic, Co-Director, Gender & Sexuality Law Center. Visiting Professor of Law (Fall 2004); Sabbatical Visitor (Spring 2005). Courses taught: Civil Procedure, Advanced Civil Procedure Seminar; Lawyering and Social Change seminar, and Sexuality & Gender Law Clinic.

Honors: Professor Willis L.M. Reese Award for Excellence in Teaching (2009); Public Interest Professor of the Year Award (2008). Also received the LeGal Foundation Community Vision Award (2011); the M. Ashley Dickerson Award from the National Association of Women Lawyers (2008); Dukemenier Award for Sexual Orientation Scholarship (2015, 2006 and 2004); and the Association of American Law Schools Outstanding Scholarly Paper Award (2003). Co-Chair, University Commission on the Status of Women (2012-2016).

I also serve as **Executive Vice President for University Life at Columbia University** and previously served as **Special Advisor to the University President on Sexual Assault Prevention and Response**, July 2014-January 2015.

Rutgers University School of Law-Newark 2000-2006

Professor of Law and Director of Women's Rights Litigation Clinic.

Courses taught: Civil Procedure, Employment Discrimination, and Jurisprudence: Sexuality and Law.

Lambda Legal Defense and Education Fund 1991-2000

Senior Staff Attorney (Skadden Fellow, 1991-93). Counsel in numerous lesbian and gay civil rights impact litigation cases involving constitutional, statutory and common law claims; responsible for all phases of trial-level and appellate litigation in state and federal courts including in U.S. Supreme Court; advised and oversaw attorneys and legal interns on litigation, legislative and public policy analysis projects; advised employers on personnel matters, benefits and other employment issues. Extensive public speaking, media relations, and authorship and editing of informational, advocacy and scholarly publications.

Fordham Law School 1996-2000

Adjunct Professor of Law. Course taught: Jurisprudence: The Individual and the State.

New Jersey Supreme Court 1990-91 Judicial clerk for Justice Marie Garibaldi.

PROFESSIONAL AND COMMITTEE MEMBERSHIPS

Social Science Research Network, Advisory Board, Sexuality & the Law publications, 2007-present.

Association of American Law Schools, Committee on Sexual Orientation and Gender Identity Issues, Chair, 2009-10,

Executive Comm. member 2007-11; Committee to Review Scholarly Papers, 2003 - 2004.

LGBT Law Faculty Workshop of Greater New York, Co-chair, 2007-11.

Association of the Bar of the City of New York

Committees: Sex and Law, 2001-2003; Lesbian and Gay Rights, 1998-2000; Civil Rights, 1995-1998.

Columbia Journal of Law and Social Problems, Board of Directors 2007-present.

Georgetown Journal of Gender and the Law, *Annual Review* Board of Advisors 1999-present.

Immigration Equality/Lesbian and Gay Immigration Rights Task Force 1998-2005, Chair, Board of Directors, 1999-2004,
Founder 1994.

PUBLICATIONS

Articles and Essays

Free Expression on Campus: Mitigating the Costs of Contentious Speakers, 41 HARVARD JOURNAL OF LAW & PUBLIC POLICY (2018).

Is There Really a Sex Bureaucracy?, 7 CALIFORNIA LAW REVIEW ONLINE 107 (2016).

Reflections on Obergefell and the Family-Recognition Framework's Continuing Value, 84 UNIVERSITY OF MISSOURI-KANSAS CITY LAW REVIEW 707 (2016).

Obergefell at the Intersection of Civil Rights and Social Movements, 6 CALIFORNIA LAW REVIEW CIRCUIT 157 (2015).

Multidimensional Advocacy as Applied: Marriage Equality and Reproductive Rights, COLUMBIA JOURNAL OF GENDER AND LAW (2015).

Risky Arguments in Social Justice Litigation: The Case of Sex Discrimination and Marriage Equality, 114 COLUMBIA LAW REVIEW 2087 (2014) (Received *Dukeminier Award* for the Best Sexual Orientation Law Review Articles of 2015 From The Williams Institute of UCLA Law School).

Article III Double-Dipping, 161 UNIVERSITY OF PENNSYLVANIA LAW REVIEW ONLINE 164 (2013).

Discrimination by Comparison, 120 YALE LAW JOURNAL 728 (2011).

Family Law Scholarship Goes to Court: Functional Parenthood and the Case of Debra H. v. Janice R., 20 COLUMBIA JOURNAL OF GENDER & LAW 348 (2011) (co-authored with students).

Open Service and Our Allies: A Report on the Inclusion of Openly Gay and Lesbian Servicemembers in U.S. Allies' Armed Forces, 17 WILLIAM & MARY JOURNAL OF WOMEN AND THE LAW 547 (2011)

Sticky Intuitions and the Future of Sexual Orientation Discrimination, 57 UCLA LAW REVIEW 1375 (2010).

Marriage as Monopoly: On the Flaws of History, Tradition, and Incrementalism Rationales for the Marriage/Civil Union Distinction, 41 CONNECTICUT LAW REVIEW 1397 (2009) (symposium issue).

Marriage, Domestic Partnership, and the Future of Separate But Equal, SESQUICENTENNIAL ESSAYS FROM THE COLUMBIA LAW SCHOOL FACULTY (2008).

Family Law Cases as Law Reform Litigation: Unrecognized Parents and the Story of Alison D. v. Virginia M., 17 COLUMBIA JOURNAL OF GENDER & LAW 307 (2008).

Equality Opportunity: Marriage Litigation and Iowa's Equal Protection Law, 12 JOURNAL OF GENDER, RACE & JUSTICE 107 (2008) (co-authored with students).

Intuition, Morals, and the Legal Conversation About Gay Rights, 32 NOVA LAW REVIEW 523 (2008) (Leo C. Goodwin Symposium Lecture).

Constitutional Tipping Points: Civil Rights, Social Change, and Fact-Based Adjudication, 106 COLUMBIA LAW REVIEW 1955 (2006) (received *Dukeminier Award* for the best sexual orientation law review articles of 2006 from the Williams Institute of UCLA Law School).

A Historical Guide To The Future Of Marriage For Same-Sex Couples, 15 COLUMBIA JOURNAL OF GENDER & LAW 249 (2006).

Lawrence & *The Road From Liberation to Equality*, 46 SOUTH TEXAS LAW REVIEW 309 (2004) (symposium issue).

Morals-Based Justifications for Lawmaking Before and After Lawrence v. Texas, 88 MINNESOTA LAW REVIEW 101 (2004) (received *Dukeminier Award* for the best sexual orientation law review articles of 2004 from the Williams Institute of UCLA Law School).

Equality Without Tiers, 77 SOUTHERN CALIFORNIA LAW REVIEW 101 (2004) (received Outstanding Scholarly Paper Award from the Association of American Law Schools).

Thinking About Feminism, Social Justice, and the Place of Feminist Law Journals: A Letter to the Editors, 12 COLUMBIA JOURNAL OF GENDER AND LAW 582 (2003).

On Making Anti-Essentialist and Social Constructionist Arguments in Court, 81 OREGON LAW REVIEW 629 (2002).

Foreword: Personal Harms and Political Inequities, 1 GEORGETOWN JOURNAL OF GENDER AND THE LAW 197 (2000).

Gay Rights Through the Looking Glass: Politics, Morality and the Trial of Colorado's Amendment 2, 21 FORDHAM URBAN LAW JOURNAL 1057 (1994).

Facing the Challenge: A Lawyer's Response to Anti-Gay Initiatives, 55 OHIO STATE LAW JOURNAL 665 (1994).

Give Me Liberty or Give Me Death: Political Asylum and the Global Persecution of Lesbians and Gay Men, 26 CORNELL INTERNATIONAL LAW JOURNAL 605 (1993) (cited by several federal courts).

In Pursuit of Workplace Rights: Household Workers and a Conflict of Laws, 3 YALE JOURNAL OF LAW AND FEMINISM 63 (1990).

Nicaragua: United States Assistance to the Nicaraguan Human Rights Association and the Nicaraguan Resistance, 1 HARVARD HUMAN RIGHTS YEARBOOK 260 (1988) (co-author).

Book Chapters

"Not Tonight Dear – It's a Felony": Lawrence v. Texas and the Path to Marriage Equality, in LOVE UNITES US: WINNING THE FREEDOM TO MARRY IN AMERICA (The New Press 2016)

The Employment Non-Discrimination Act: Its Scope, History, and Prospects, in Gender Identity and Sexual Orientation Discrimination in the Workplace: A Practical Guide (co-authored) (Bureau of National Affairs 2014)

Introduction, in SEXUALITY AND EQUALITY LAW (Ashgate 2013)

Why Marriage?, in MARRIAGE AT A CROSSROADS (Cambridge University Press 2012)

Intuition and Feminist Constitutionalism, in FEMINIST CONSTITUTIONALISM (Cambridge University Press 2012)

Categorical Instability: Identity-Based Discrimination and the Barriers to Complexity, in INTERSECTIONALITY AND EU NON-DISCRIMINATION LAW (Ashgate 2011)

Intuition as Axiological Source: A Case Study from Gay Rights, in CONSTITUTIONAL TOPOGRAPHY: VALUES AND CONSTITUTIONS (Eleven International Publishing 2010).

Intersectionality in Theory and Practice, in INTERSECTIONALITY AND BEYOND: LAW, POWER, AND THE POLITICS OF LOCATION (Routledge-Cavendish Press) (2009).

Litigating Law Reform: Unrecognized Parents and the Story of Alison D. v. Virginia M., FAMILY LAW STORIES (2008).

Books

STRANGERS TO THE LAW: GAY PEOPLE ON TRIAL, University of Michigan Press (1998) (co-authored).

SEXUALITY AND EQUALITY LAW, in The Library of Essays on Equality and Anti-Discrimination Law (2013) (edited volume and edited larger series).

OTHER PUBLICATIONS

Numerous blog posts on HuffPo, National Law Journal, ScotusBlog, American Constitution Society, and elsewhere.

Costing Out Campus Speaker Restrictions, Emerging Threats Series, Knight First Amendment Institute (November 2017)

Clarity and Commitment, in Room for Debate, N.Y. TIMES (December 2014)

Unjust N.Y. law tears apart parent, child, ALBANY TIMES UNION (February 2010) (op-ed co-authored with students).

Europe's Modern Slave Trade, EUROPEAN LAWYER MAGAZINE (January/February 2009).

Sexual Harassment Law and Policy, Entry in LGBTQ AMERICA TODAY (2009).

Boy Scouts of America v. Dale, Entry in the ENCYCLOPEDIA OF THE SUPREME COURT OF THE UNITED STATES (2008).

Race, domestic violence and New York's ineffective Family Court law, THE JOURNAL NEWS (May 2008).

And Justice For All? Litigation, Politics, and the State of Marriage Equality Today, in 1 ADVANCE: THE JOURNAL OF THE AMERICAN CONSTITUTION SOCIETY ISSUE GROUPS 33 (2007).

Decision on Gay Marriage is Absurd, Oped in NEWSDAY, July 2006.

Marriage Equality in New Jersey?, NEW JERSEY LAWYER, April 2005.

JUDICIAL TRAINING

Sexual Orientation Law: Adoption, Custody, and Visitation for Lesbians and Gay Men, The New York State Judicial Institute, May 2007.

Sexual Orientation and Family Law: Issues from In and Out of State, New Jersey Judicial Training Institute, November 2006.

SELECT PRESENTATIONS

Free Speech and University Communities, Federalist Society National Student Symposium, March 2017

On Dignity and Social Justice Claims, Dignity, the Constitution and Social Policy, University of Florida Law School, February 2017.

Intersectionality's persistent challenge to anti-discrimination law: the problem of the comparator (Keynote Address), Equinet Conference: Diverse, Inclusive and Equal: Innovating at the intersections of gender equality, Belgium, December 2016.

Is There Really a Sex Bureaucracy?, Workshop on Regulation of Family, Sex and Gender, University of Chicago Law School, October 2016.

Multidimensional Advocacy, Marriage Equality, and Reproductive Rights, Fordham Law School Legal Theory Workshop, March 2015.

Civil Rights, ENDA and Other Anti-Discrimination Legislation, Plenary Session, AALS Midyear Meeting on Sexual Orientation and Gender Identity Issues, June 2014.

"Evolving Equality," presented at *Civil Rights and Civil Justice: Fifty Years after Gideon v. Wainwright*, University of Minnesota Law School, October 2013.

"Sex and Marriage," presented at Stanford Symposium on Marriage Equality, Stanford Law School, October 2013.

"On the Front Lines of Law Reform," presented at Celebration 60, Harvard Law School, September 2013.

"Marriage Litigation and the Sex Discrimination Claim," presented at "*Lawrence + 10*," a Williams Institute Symposium at UCLA Law School, April 2013.

"LGBTQ Refugees and US Immigration Policy," presented at Hamilton College, September 2013.

"Functional Motherhood: Bridging Law and Lived Experience," presented at "Deconstructing and Reconstructing 'Mother,'" Columbia University, April 2012.

"Intervenors/Intervention," presented at Defense of Marriage Act: Law, Policy, and the Future of Marriage, Fordham Law School, March 2012.

"What is Gender and Sexuality Law?" presented at the Association of American Law Schools Workshop on Women Rethinking Equality, June 2011.

"Is it Getting Better? LGBTQ and Gender-Based Harassment, Bullying and Cyberbullying at School and in the Workplace," presented at the United States Department of Education, Office of Civil Rights Civil Rights Roundtable Conference, June 2011.

"GenderJustice," presented at West Point Center for the Rule of Law, April 2011.

"Why Marriage?," presented at Marriage at a Crossroads, Columbia Law School, February 2011.

"Discrimination by Comparison," presented at faculty workshops at Columbia and Vanderbilt Law Schools, 2009 and 2010.

"Sticky Intuitions and the Future of Sexual Orientation Discrimination," presented at Sexuality and Gender Law: Assessing the Field, Envisioning the Future, UCLA School of Law, February 2010.

"Categorical Instability: Identity-Based Discrimination and the Barriers to Complexity," presented in a plenary session of the Second European Conference on Multidimensional Equality Law, University of Leeds School of Law, England, March 2009. Also presented at faculty workshops at American University, Hofstra Law School, and CUNY Law School from January through March, 2009.

“Intuition and Feminist Constitutionalism,” presented at the Feminist Constitutionalism Conference, Queen’s College, Canada, February 2009.

“Employment Discrimination and the Broader Web of GLBT Rights,” presented at the Association of American Law Schools Annual Conference, January 2009.

“Are LGBT Rights ‘Civil Rights?’ Intersections and Disconnections in Movements for LGBT, Racial and Ethnic Equality,” Association of the Bar of the City of New York, May 2008.

“Intersex Infants and the Law,” presented at Cardozo Law School, April 2008.

“Intersectionality in Theory and Practice,” presented at the Hofstra Law School Colloquium on Gender, Law, and Public Policy, November 2007.

“Evolving Norms of Gender and Sexuality,” presented at a plenary session of the Annual Conference of the National Association of Women Judges, November 2007.

“Gender and Sexuality Law Advocacy,” presented at the International Clinical Legal Education and Legal Profession Forum, Peking University Law School, Beijing, China, August 2007.

“Separate But Equal: Signaling, Equality, and Dignity,” presented at The Future of Separate But Equal Across Race, Sex, and Sexual Orientation, at Law and Society in the 21st Century, Humboldt University, Berlin, July 2007.

“The State of Our Unions: Marriage in the Court and on the Ground,” at Equality Forum, Philadelphia, PA, May 2007.

“(How) Does Morality Matter?,” presented at “Rights and Wrongs: Morality in the Gay Marriage Debate,” Georgetown Journal of Gender and the Law Symposium, February 2007.

“The Path to Employment Rights for GLBT People,” Rebellious Lawyering, Yale Law School, February 2007.

“Putting Marriage in Context: Marriage Litigation and the Art of Persuasion,” presented at Legal Perspectives on Marriage Equality, Tulane Law School, January 2007.

“Social Justice Movements, Legal Change, and the Complexity of Subordination,” presented at Critical Race Theory: Law, Culture, and Policy, Washington College of Law, American University, April 2006.

“History Lessons for the Future of Marriage for Same-Sex Couples,” presented at the annual symposium of the Columbia Journal of Gender and Law, February 2006.

“Constitutional Adjudication, Civil Rights, and Social Change,” presented at workshops at Brooklyn, Columbia, Fordham, Harvard, Hofstra, and Harvard Law Schools, 2005-06.

Contemporary Battles over Sexual Orientation, Adoption, and Custody, presented at the American Constitution Society Annual Conference, July 2005.

“Parallel Lives: Intersections in Women’s and Lesbian Rights Jurisprudence?” presented at “Theorizing Intersectionality,” Keele University, England, May 2005.

“Equality at the Crossroads: Reflections on the Lesbian, Gay, Bisexual and Transgender Civil Rights Movement,” presented at the Association of the Bar of the City of New York, May 2005.

“Constitutional Adjudication and Social Change,” presented at the Faculty Workshop of Columbia Law School, April 2005.

“Contemporary Lesbian and Gay Family Law in the United States,” presented at “The New Gay ‘Radicalism:’ Parenting and Gay Rights, Columbia Law School, April 2005.

Participant in the “Living With Lawrence” Roundtable, Georgetown Law School, March 2005.

“The Irrationality of Marriage Exclusion Rationales,” presented at *Life After Lawrence: The State of Marriage Equality In America Today*, Fordham Law School, January 2005.

“Questioning the Arguments We Don’t Make: The Sex Discrimination Argument for Lesbian and Gay Parental Rights,” presented at a Symposium in Honor of the Work of Ruthann Robson, CUNY Law School, November 2004.

Equal Rights or Special Rights? Equality Theory, Same-Sex Marriage, and the Repeal of Article XII, University of Cincinnati Law School, October 2004.

“A Comparative Perspective on Lesbian and Gay Custody Jurisprudence,” presented at a Social Justice Initiatives Program on Defending the Rights of a Lesbian Mother in Chile, Columbia Law School, September 2004.

Lawrence v. Texas as a Legacy of *Brown*, presented at Commemorating *Brown*/ Celebrating *Grutter* and *Lawrence*, a plenary session of the AALS Conference on Clinical Legal Education, San Diego, CA, May 2004.

Brown, *Lawrence*, and the Meaning of Equality, presented at Equality Through the Courts: *Brown v. Board of Education* at 50, Fordham Law School, April 2004.

“Defining the Contours of Sex Through the Lens of Employment Discrimination,” presented at the Women’s Rights Law Reporter Symposium on From the Margins to the Mainstream: Examining the Impact of Non-Traditional Families and Identities on the Law, Rutgers Law School-Newark, April 2004.

“Blended Identities,” presented at the Twentieth Anniversary Celebration of the Feminism and Legal Theory Project, American University Washington College of Law, March 2004.

“Morality, Emotion, and the Law,” presented at Emotion and the Law, the Harvard Women’s Law Journal Annual Conference, Harvard Law School, March 2004.

“Thinking About Sexual Freedom: *Lawrence v. Texas*, Janet Jackson, and Where Do We Go From Here?,” presented at the South Texas College of Law, Law Review symposium, February 2004.

“Morals-Based Justifications for Lawmaking,” presented at the University of Minnesota Law Review annual symposium, University of Minnesota Law School, November 2003.

“Early Fallout from *Lawrence v. Texas*,” presented at the “State of the Movement Town Hall: The End of Sodomy Laws and the Battle for Marriage Rights,” New York, September 2003.

“Progress at Last? Equal Rights for Gay, Lesbian, Bisexual and Transgender People,” presented at the American Constitution Society Annual Conference, August 2003.

“Parallel Lives: A Critical Comparison of Feminist and Lesbian Jurisprudence,” presented at Taking Stock: Women of All Colors in Law School, a joint workshop of the AALS and ABA, June 2003.

Legal Narratives: Talking About Sexuality and Law, presented at Sexual Rights: What We Can Show and Tell?, a roundtable organized by the Program for the Study of Sexuality, Gender, Health & Human Rights at Columbia University, June 2003.

“Equality Without Tiers - Thinking About Equality Arguments in *Lawrence v. Texas*,” presented at Boston College School of Law, April 2003.

“Political Scholarship or Scholarly Politics: The Tension for Feminist Law Journals,” presented at Why a Feminist Law Journal?, spring symposium of the Columbia Journal of Gender and Law, April 2003.

A Roundtable on *Lawrence v. Texas*, Georgetown University Law Center, March 2003.

Lawrence v. Texas: The US Supreme Court Reconsiders the Constitutionality of Sodomy Laws, Cardozo Law School, March 2003.

“Is Marriage a Danger to Democracy?,” presented at Marriage, Democracy and Families, Hofstra Law School, March 2003.

“Equality Without Tiers,” Scholarly Paper Presentation Panel, Association of American Law Schools Annual Conference, January 2003.

“Parallel Lives: A Critical Comparison of Feminist and Lesbian Jurisprudence,” presented at Sexuality and Feminist Theory: Road Blocks, Detours and New Directions, a workshop of the Feminism and Legal Theory Project, Cornell Law School, November 2002.

“Anti-Essentialism and Litigation,” presented on a plenary panel for LatCrit Coalitional Theory and Praxis Within and Beyond the Academy: Learning From and Collaborating With Movements for Social Justice and Political Transformation as part of LatCrit VII, Portland, OR, May 2002.

“Parallel Lives: A Critical Comparison of Feminist and Lesbian Jurisprudence,” presented at the Women’s Rights Law Reporter Symposium: Celebrating 30 Years of Women’s Rights Law: A Tribute to Women Lawyers and Activists, Rutgers Law School, Newark, NJ, March 2002.

“Sexuality, Feminism, and Asylum: The Conduct/Identity Conundrum,” presented as part of the International Law Workshop of University of Michigan Law School, November 2001.