

JEDEDIAH PURDY

William S. Beinecke Professor of Law
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EDUCATION

- J.D., Yale Law School, 2001
- B.A., *summa cum laude* in Social Studies
Harvard College, 1997

EMPLOYMENT AND FELLOWSHIPS

- Visiting Professor, Stanford Law School, spring quarter 2018
- Samuel Rubin Visiting Professor, Columbia Law School, fall 2016
- Visiting Professor, Georgetown University Law Center, spring 2013
- Visiting Professor, Tel Aviv University Law School (short course), spring 2012
- Visiting Professor, Virginia Law School (short course), spring 2012
- Archibald Cox Visiting Professor, Harvard Law School, spring 2010
- Robinson O. Everett Professor of Law, 2013-19
- Visiting Professor, Yale Law School, 2008-09
- Professor of Law, Duke Law School, 2009 - 2013
- Associate Professor of Law, Duke Law School, 2007-09
- Assistant Professor of Law, Duke Law School, 2004-2007
- Visiting Assistant Professor, Harvard Law School, Spring 2007
- Fellow, Safra Center for Ethics, Kennedy School of Government, Harvard University, 2006-07
- Fellow, Berkman Center for Internet and Society, Harvard Law School, 2004
- Law Clerk, Hon. Pierre N. Leval, Second Circuit Court of Appeal, 2002-2003
- Fellow, New America Foundation, 2001-2002
- Summer Associate, Paul, Weiss, Rifkind, Wharton, and Garrison, 2002
- Summer Associate, Natural Resources Defense Council, 2000
- Writing Fellow, *American Prospect*, 1997-1998

BOOKS

- *This Land Is Our Land: The Struggle for a New Commonwealth* (forthcoming, Princeton UP 2019)
- *After Nature: Environmental Law, Politics, and Ethics in the Anthropocene* (Harvard University Press) (2015) (nominated by Harvard UP for Pulitzer Prize)
- *The Meaning of Property: Freedom, Community, and the Legal Imagination* (2010) (Yale University Press)

- *A Tolerable Anarchy: Rebels, Reactionaries, and the Making of American Freedom* (2009) (Knopf)
- *Democratic Vistas: Reflections on the Life of American Democracy* (editor) (2004) (Yale University Press)
- *Being America: Liberty, Commerce, and Violence in an American World* (2003) (Knopf)
- *For Common Things: Irony, Trust, and Commitment in America Today* (1999) (Knopf)

SCHOLARLY ARTICLES, BOOK CHAPTERS, REVIEWS, AND ESSAYS

- Comment in *On the Grid* (Michael Warner, 2018 Berkeley Tanner Lectures in Human Values) (forthcoming)
- “Nature,” chapter in *A Cultural History of Ideas* (Stefanos Geroulanos, ed.) (forthcoming from Bloomsbury Press)
- “Environment as Infrastructure,” chapter in *Nature and Value* (Akeel Bilgrami, ed.) (forthcoming from Columbia UP)
- “Beyond the Bosses’ Constitution: Class Entrenchment and the First Amendment” (*Columbia Law Review*, 2019)
- “Whose Lands? Which Public? The Bears Ears Proclamations and the Antiquities Act.” (*Ecology Law Quarterly*, 2019)
- “The Long Environmental Justice Movement” (*Ecology Law Quarterly* 2017)
- “The Original Theory of Originalism” (with David Singh Grewal) (reviewing Richard Tuck, *The Sleeping Sovereign*) (*Yale Law Journal* 2018)
- “Wealth, Inequality, and Democracy” *Nomos* LVII
- “Inequality Rediscovered” (with David Singh Grewal), 18 *Theoretical Inquiries in Law* (No. 1) (2017)
- “Overcoming the Great Forgetting: A Commentary on Fishkin and Forbath,” 94 *Texas L. Rev.* 1415 (2016)
- “Coming into the Anthropocene,” 129 *Harvard Law Review* 1619 (2016) (review of Jonathan Z. Cannon’s *Environment in the Balance*)
- “That We Are Underlings: The Real Problem with Campaign Finance Regulation,” 30 *Constitutional Commentary* 391 (2015)
- “Property in American Constitutional Law,” chapter in *Oxford Handbook of the U.S. Constitution* (Mark Tushnet, Mark Graber, & Sanford Levinson, ed.) (2015)
- “Neoliberal Constitutionalism,” *Law & Contemporary Problems* (2014)
- “Introduction: Law and Neoliberalism” (with David Singh Grewal), *Law & Contemporary Problems* (2014)
- “Some Pluralism about Pluralism: A Comment on Hanoch Dagan,” *Columbia Law Review Sidebar* (2013)
- “Our Place in the World: A New Relationship for Environmental Law and Ethics,” *Duke Law Journal* (2013) (selected for excerpting and republication by the Environmental Law Institute, 2014)
- “The Liberty of Free Riders: Mill’s ‘Harm Principle’ and the Minimum Care Provision” (with Neil S. Siegel), *American Journal of Law & Medicine* (2012)
- “American Natures: The Shape of Conflict in Environmental Law,” *Harvard*

Environmental Law Review (2012)

- “A Foxy Hedgehog: The Consistent Perceptions of Carol Rose,” 19 *William & Mary Bill of Rights Journal* (2010)
- “The Politics of Nature: Environmental Law, Democracy, and Climate Change,” 119 *Yale Law Journal* 1122 (2010)
- “What Has to Change for Forests to Be Saved? A Precedent from U.S. History,” *Duke Journal of Comparative and International Law* (2009)
- “Some Questions about the Social Obligation Norm in Property,” *Cornell Law Review* (2009)
- “Corn Futures: Consumer Politics, Health, and Climate Change” (with James Salzman), *Environmental Law Reporter* (2008)
- “Presidential Popular Constitutionalism,” *Fordham Law Review* (2009)
- “Climate Change and the Limits of the Possible,” *Duke Environmental Law and Policy Forum* (2008)
- “Presidential Language and the Constitutional Community,” chapter in *Law and Democracy in the Empire of Force* (James B. White and H. Jefferson Powell, eds.) (U. Mich. Press, 2009)
- “The Private-Law Origins of Sovereign Power: Trusteeship, Agency, and Wardship” (with Kimberly Fielding), 70 *Law & Contemporary Problems* 137 (2007)
- “People as Resources: Recruitment and Reciprocity in the Freedom-Promoting Approach to Property,” 56 *Duke Law Journal* 1047 (2007)
- “Property and Empire: Conquest, Expropriation, and the Law of Colonialism,” 75 *George Washington Law Review* 1701 (2007)
- “The New Biopolitics: Demography, Autonomy, and Nationhood,” 2006 *Brigham Young University Law Review* 889 (2006)
- “The Promise (and Limits) of Neuroeconomics,” 58 *Alabama Law Review* 1 (2006)
- “Completing the Civilizing Argument” (Comment on Carol Rose’s 2005 Childress Lecture), 50 *St. Louis University Law Review* 735 (2006)
- “The American Transformation of Waste Doctrine: A Pluralist Interpretation,” 91 *Cornell Law Review* 563 (2006)
- “The Limits of Courage and Principle” (review of Michael Ignatieff’s *The Lesser Evil: Political Ethics in an Age of Terror*), 104 *Michigan Law Review* 1501 (2006)
- “A Freedom-Promoting Approach to Property: A Revived Tradition for New Debates,” 72 *University of Chicago Law Review* 1237 (2005).
- “The Ethics of Empire, Again,” 93 *California Law Review* 1773 (2005)
- “A World of Passions: How to Think About Globalization Now,” *Indiana Journal of Global Legal Studies* (Summer 2004)
- “Liberal Empire: Assessing the Arguments,” *Ethics and International Affairs* Vol. 17, No. 2 (2003); reprinted in *Global Institutions and Responsibilities* (Christian Barry and Thomas Pogge, eds.) (Blackwell Press 2005)
- “The Values of the Market” (book review), *Ethics and International Affairs* Vol. 16, No. 2 (2002)

INTERDISCIPLINARY GRANT-FUNDED PROJECTS

- Co-director, Rethinking Knowledge in the Anthropocene, a three-year project (with Norman Wirzba, Duke Divinity School), funded by a \$600,000 grant from the Luce Foundation and hosted by Duke's Kenan Center for Ethics. (Since moving to Columbia, I have stepped back from co-directing the program but remain co-PI on the grant.)
- Co-director, Law and Political Economy Initiative, a two-year project (with David Grewal, Amy Kapczynski, and Sabeel Rahman), funded by a grant of roughly \$500,000 from the Hewlett Foundation, which aims at bringing the "political economy" paradigm fully into legal scholarship.

COURSES

- American Constitutional Law (LL.M. course), Columbia Law School, Spring 2019
- Democracy and Its Crises, Columbia Law School, Spring 2019
- Constitutional Law, Duke Law School, Spring & Fall 2011, Fall 2013, Spring 2016, Spring 2017; Georgetown University Law Center, Spring 2013; Columbia Law School, Fall 2016.
- Property, Duke Law School, spring 2005 and 2006, fall 2007 and 2009, Yale Law School, spring 2009; Duke, fall 2017, fall 2018;
- Natural Resources Law and Policy, Yale Law School, fall 2008, Harvard, Spring 2010, Duke, Fall 2010, Spring 2014; Spring 2017; Stanford, spring 2018
- Climate Change and the Law, Duke Law School, spring 2008
- Sources of Environmental Law, Yale Law School, spring 2009; Harvard Law School, Spring 2010; Georgetown University Law Center, spring 2013, University of Virginia Law School, spring 2012 (short course); Tel Aviv University Law School, spring 2012 (short course); Duke Law School, various semesters
- The Conversation of Law & History (with Laura Edwards, Duke History Department), 2011-12
- Faces of the Law (with Dean David Levi, Duke Law School, and Richard Brodhead, President of Duke University), fall 2011
- Introduction to Legal Theory, Duke Law School, Fall 2012, fall 2014, fall 2015
- Property and Constitutional Order, Duke Law School, fall 2005 and 2007, Harvard Law School, spring 2007
- Past and Future of Capitalist Democracy, Duke Law School & Political Science, (yearlong) 2014-15, 2017-18
- Power, Order, and Law, Trinity College, Duke University, Spring 2014;
- Environment: Law, Science, Narrative (with faculty from English and School of Environment) (Trinity College, Duke University, spring 2016)
- The Occupy Movement (with Michael Hardt, Duke Literature Department), Franklin Humanities Institute working group, Spring 2012
- Environmental Ethics, Duke Law School Readings in Ethics, 2007-08
- Worlds Without Law, Duke Law School Readings in Ethics, 2005-06
- Law in an Unjust World, Duke Law School Readings in Ethics, 2004-05
- Environmental Law: History, Politics, Culture, Yale Law School and School of Forestry, spring 2000

- Environmental Politics and Policy, Century Foundation Summer Institute, Williams College, summer 1999

LECTURES AND PRESENTATIONS (SELECTED)

- “This Land Is Our Land,” New York Institute for the Humanities (public lecture at NYU), May 2018
- “Whose Lands? Which Public?” Stanford Law School Faculty Workshop, March 2018
- “Beyond the Bosses’ Constitution,” *Columbia Law Review* symposium (February 2018)
- Commentator, Berkeley Tanner Lectures (Michael Warner, Yale University), February 2018
- “The Infrastructure Species,” keynote address at conference on global histories of natural resources, Cambridge Univ. (UK), December 2017
- “The World We Have Built,” Yale Law School Legal Theory Workshop (September 2017)
- “Environmental Justice for the Anthropocene,” University of Montana President’s Lecture Series (April 2017)
- “Justice, Power, and Nature,” University of Wisconsin-Madison Humanities Unbound lecture series (March 2017) (a separate presentation on the role of law in environmental humanities accompanied this public lecture)
- “The Long Environmental Justice Movement,” Cal Berkeley Political Theory Workshop (Joshua Cohen & Christopher Kutz, conveners) (February 2017)
- “Trumpism: What Is It, and Who Can Help Us Think about It?” Duke Political Theory Colloquium (February 2017)
- “The Politics of Nature in a Time of Political Fear,” Harvard University Mahindra Humanities Center, environmental humanities lecture series (December 2016) (a separate presentation on the role of law in environmental humanities accompanied this public lecture)
- “The Long Environmental Justice Movement,” Lillian Stone Lecture in Environmental Law, Virginia Law School (November 2016)
- Plenary panelist, Woltz Symposium (annual flagship convening on landscape and design), University of Virginia School of Architecture (November 2016)
- Plenary speaker, Cornell Conference on the History of Capitalism (September 2016)
- “The Long Environmental Justice Movement,” Cornell Law School faculty workshop (September 2016)
- “Environmental Law in the Anthropocene,” Stanford Faculty Workshop (May 2016)
- Participant, intensive seminar on Ganesh Sitaraman’s *Crisis of the Middle-class Constitution*, Vanderbilt Law School (April 2016)
- “Inequality Rediscovered,” Columbia Law School Public Law Workshop (March 2016)
- “Inequality Rediscovered,” Brooklyn Law School faculty workshop (February 2016)
- Presenter, Texas Law Review symposium on law and inequality (January 2016)

- Presenter, Cornell-Tel Aviv conference on law and inequality (December 2015)
- “Environmental Law in the Anthropocene,” university-wide environmental ethics seminar series, University of Ohio (November 2015)
- Presenter, Yale Law School ACS conference on inequality (October 2015)
- Keynote address, Yale Law School Seminario enLatinoamérica de Teoría Constitucional y Política (Rio de Janeiro, June 2015)
- Presenter, “Role Morality and Public Engagement,” AALS panel, Washington, DC, January, 2015.
- Presenter, “Corporate Campaign Spending and the First Amendment,” Harvard Law School conference, Cambridge, MA, November, 2014.
- Invited participant and presenter, Stanford Human Rights Center interdisciplinary conference on human rights and the environment, October, 2014.
- Invited participant and presenter, USC Law School public symposium in honor of Daria Roithmayr’s new book, *Reproducing Racism*, Los Angeles, October, 2014.
- Presenter, *Nomos* section of American Political Science conference (on the theme of inequality), Washington, DC, August, 2014.
- Presenter, participant, and organizer (with Jim Salzman), Duke-Colorado Conference on New Thinking in Environmental Law, Boulder, CO, August, 2014
- “Our Place in the World: A New Relationship for Environmental Law and Ethics,” Environmental Law Institute (practitioners’ symposium on outstanding scholarship of 2013), Washington, DC, April, 2014
- “After Nature,” special cross-school address sponsored by Michigan Law School, University of Michigan, April 2014
- “After Nature,” address in Loyola University (New Orleans) Sustainability public lecture series, March 2014
- “Food and Farming in the American Environmental Imagination,” special multi-course guest lecture at the College of Idaho, Caldwell, Idaho, Feb. 2014
- “Living in the Anthropocene,” public lecture at the College of Idaho, Caldwell, Idaho, Feb. 2014
- “Living in the Anthropocene,” public lecture in the Ideas of Nature series, Boise State University, Boise, Idaho, Feb. 2014
- “Law and Geography in the Anthropocene,” UNC Department of Geography colloquium, Jan. 2014
- “Law and Neoliberalism,” Duke Law School Faculty Retreat, Jan. 2014
- “After Nature: A Politics of the Anthropocene,” University of Texas Law School faculty workshop, Nov. 2013
- “After Nature: A Politics of the Anthropocene,” intensive seminar-style conference on my forthcoming manuscript at Duke Law School, including faculty from Cornell and Yale law schools and Duke’s English and Literature departments
- “After Nature: A Politics of the Anthropocene,” USC School of Law faculty workshop, Oct. 2013
- “After Nature: A Politics of the Anthropocene,” Duke Law School faculty workshop, August 2013
- Invited participant, *Clean Trade*, two-day intensive workshop at Georgia State University Philosophy Department, on Leif Wenar’s (Kings College, London) book manuscript on the “resource course,” property theory, and international trade,

August 2013

- Organizer, presenter, and commentator, Environmental Law in a Climate-Changed World, Colorado Law (co-sponsored by Duke Law), August 2013
- Invited participant, "The Invention of the Economy," Yale Law School, May 2013 (intensive manuscript workshop on David Grewal's book of the same title)
- "Nature in the Tradition of Philosophical Atheism," Wallace Stegner Symposium at the University of Utah Law School, April 2013
- "Losing Nature: Living in the Anthropocene," Yale University Center on the Environment, April 2013
- "Our Place in the World," Denver University Law School environmental and natural resources workshop, March 2013.
- "American Utopias," Duke Performances public discussion with monologist Mike Daisey, Man Bites Dog Theater, Durham, February 2013
- "Our Place in the World," Georgetown University Law Center Faculty Workshop, January 2013
- "Our Place in the World," University of Georgia Law School Faculty Workshop, November 2012
- Boston University Legal History Series, October 2012 (presentation on history of environmental law and politics)
- "The Case Against Nature," Duke-Colorado Colloquium on New Thinking in Climate Change, August 2012
- "Our Place in the World: A New Relation for Environmental Law and Ethics," Tel Aviv University Law School, May 2012
- "Environmental Law & Ethics," Virginia Law School faculty workshop, March 2012
- "Environmental Law and Ethics," Berkeley Law School faculty workshop, March 2012
- Presenter, Plenary Panel on Food and Fuel, Duke/UNC Shared Tables conference on food studies, February 2012.
- "Understanding the Occupy Movement," Duke Law School (ACLU-sponsored lecture), February 2012
- "Food and Land in American Environmental Thought" (guest lecture in university-wide course on food and culture), February 2012
- "American Natures," Cornell Law School faculty workshop, November 2011 (canceled because of weather)
- "American Natures," UCLA seminar on environmental scholarship (Ann Carlson, instructor), October 2011
- Presenter, New Directions in Environmental Law, Yale Law School, April 2011
- Presenter, discussion of Hanoch Dagan's Property: Values and Institutions, Association for Law, Property, and Society, March 2011
- Presenter, Women's, Feminist, and Gender History (UNC/Duke working group), "Feminist Pedagogy in Legal Education," March 2011
- Presenter, White Center Annual Conference on Constitutional Law, Colorado Law School and Univ. of Denver Law School, January 2011
- "American Natures," Georgetown Law Center Faculty Workshop, October 2010
- "American Natures," UCLA Law School Faculty Workshop, October 2010
- Presenter, Brigham-Kanner Property Rights Conference (in honor of Carol M.

Rose), William & Mary Law School, September 2010

- Co-organizer and Presenter, New Thinking on Climate Change, CU Boulder, August 2010
- “What Are the Norms Underlying the Financial Crisis?” Lunchtime (plenary speaker) address, AALS mid-year section on Property, June 2010
- “The Politics of Nature,” Columbia Law School Legal Theory Workshop, April 2010
- “The Politics of Nature,” Harvard Law School Faculty Workshop, March 2010
- Presenter, New Thinking on Climate Change, CU Boulder, June 2009
- Presenter, Property Works in Progress, CU Boulder, August 2009
- Plenary Panel, Hofstra Law School conference on climate, March 2009
- Presenter, Brown University Political Theory Workshop, April 2009
- “The Politics of Nature,” Yale Law School Faculty Workshop, March 2009
- “American Earth: Environmental Public Language,” University of Connecticut Law School faculty workshop, winter 2009
- “American Forest Conservation and Global Forests,” Duke Law School symposium on “Local Property and Global Justice,” winter 2009
- “The First Public Domain,” Opposites of Property conference, Duke Law School, winter 2009
- “Property as a Liberal Integrating Institution,” University of Virginia faculty workshop, fall 2008
- “Robert Cover’s *Nomos and Narrative*,” Colorado University faculty workshop summer series, Summer 2008
- “Climate Change: Political Limits and Possibilities,” Duke Environmental Law and Policy Forum on Climate Change, Fall 2007
- “Endogenous Preferences, Institutional Design, and Freedom,” Duke Law Faculty Workshop, Fall 2007
- “Contexts, Choices, and Values: Freedom and Institutional Design,” UC Hastings Law School, April 18, 2007
- “Some Chords of Freedom,” Conference on “Law and Democracy in the Empire of Force,” University of Michigan Law School, April 13, 2007
- “Property and Empire: Rereading *Johnson v. M’Intosh*,” Harvard Law School History Colloquium, April 12, 2007
- “American Freedoms: Presentation of a manuscript in progress,” New America Foundation, January 2007
- “Private-Law Concepts in the Theory of Sovereignty,” University of North Carolina Law School, March 2006
- “Reign of Witches? Constitutionalism and the Politics of Fear,” Yale Club of New York City, January 2006
- “American Culture and World Politics,” SAIS Conference on Trans-Atlantic Relations, Austin, TX, November 2005
- “People as Property: On Being a Resource and a Person,” faculty workshop, University of Georgia Law School, November 2005
- Panelist, “The Future of the Supreme Court,” Sanford Institute of Public Policy, Duke University, October 2005
- Respondent, Carol Rose’s “Privatization – The Road to Democracy?” St. Louis University Law School, September 2005.

- “Is There a Moral Center in America?” New America Foundation annual conference, Berkeley, CA, June 2005
- “People as Resources, People as Ends: Recruitment and the Law of Property,” Future of Political Economy Seminar, United Nations Development Program, New York City, June 2005
- “Why We Get the Politics We Get,” New America Foundation/*Atlantic Monthly* forum on “The Real State of the Union,” Washington, DC, February 2005
- Panelist, “What the Election Meant,” Sarah Lawrence College, February 2005
- Introducer and moderator, premiere of Gore Vidal’s *On the March to the Sea*, Reynolds Theater, Duke University, February 2005
- Panelist, “What Will the Election Mean?” Fuqua School of Business, Duke University, October 2004
- “Modern Values in Postmodern Conditions,” German Marshall Fund/Bertelsmann Foundation Conference on Trans-Atlantic Relations, Tremezzo, Italy, October 2004
- “A Freedom-Oriented Approach to Property,” Future of Political Economy Working Group, Barnard College, Columbia University, October 2004
- “Why America Must Not Fail (and How It Might),” American Studies Program, Bonn University, Bonn, Germany, June 2004
- “Being New York,” keynote address, Biennale Bonn cultural festival, Bonn, Germany, June 2004
- “The Social Evaluation of Technology: The Standpoint of Freedom,” Berkman Center on Internet and Society, Harvard University, May 2004
- “Social Interventions into Human Nature: The Case of Property,” Future of Political Economy Working Group, Barnard College, Columbia University, March 2004
- Comment, Noah Feldman’s “Nation-Building: Objectives,” Conference on Justice After War, Carnegie Council on Ethics and International Affairs, New York, April 2004
- “Being America: How U.S. Foreign Policy and Consumer Culture Affect Other Societies,” New America Foundation, Washington, D.C., March 2003
- Panelist, “Is There a Trans-Atlantic Divide?” Aspen Institute, Berlin, Germany, November 2002
- Panelist, “Where Is America Going?” Bucerius Law School and *Die Zeit*, Hamburg, Germany, November 2002
- Panelist, “Globalization and Justice,” American Public Health Association, Philadelphia, November 2002
- “Why We Need Politics,” commencement address, La Sierra University, Riverside, CA, June 2001
- “Irony and Politics,” Emory University Center on Ethics, February 2001.
- “Burke, Tocqueville, Emerson, and Democracy,” Emory University Center on Ethics, February 2001

POPULAR ESSAYS AND REVIEWS (selected)

- “The Green New Deal Is What Realistic Environmental Policy Looks Like,” *New York Times* op-ed page, Feb. 14, 2019
- “A Progressive’s Guide to Reclaiming the Constitution,” *New York Times* op-ed page, Sept. 10, 2018
- “The Roberts Court Protects the Powerful for a New Gilded Age,” *New York Times* op-ed page, June 28, 2018
- Various essays in *The New Yorker*, available at <http://www.newyorker.com/contributors/jedediah-purdy>
- Various essays in *The Atlantic*, available at <https://www.theatlantic.com/author/jedediah-purdy/>
- Essays and reviews in *The New Republic*, available at <https://newrepublic.com/authors/jedediah-purdy>
- Reviews in *The Nation* at <https://www.thenation.com/authors/jedediah-purdy/>
- Essays in *n+1* at <https://nplusonemag.com/authors/purdyjedediah/>
- Essays in *Dissent* at <https://www.dissentmagazine.org/author/jedediah-purdy>
- “To Have and Have Not” (review of Thomas Piketty’s *Capital in the 21st Century*), *LA Review of Books* (2014).
- “Killing It” (essay on the ethics of artisanal slaughter), *LA Review of Books* (2014)
- “Teenage Riot” (review of *The Hunger Games* series), *n+1*, 2014.
- “The Accidental Neoliberal,” *n + 1* (long-form reflective essay on my first book, *For Common Things*, and the experience of writing about politics in the 1990s and beginning of this century) (forthcoming 2014)
- “No One’s Job,” *New Yorker* blog, January 2014 (discussing the West Virginia water crisis caused by an MCHM spill in the Elk River)
- “Open the Slaughterhouses,” *New York Times* op-ed page, April 2013
- “Two American Populisms,” *The American Review*, spring 2012
- “A Tolerable Anarchy: The Playlist,” *Drunken Boat* 13 (March 2011)
- “The Coast of Utopia” (review of William Goetzmann’s *Beyond the Revolution*), *New York Times Book Review* (Feb. 22, 2009)
- “Community in Barack Obama’s America,” *Democracy*, fall 2008
- “Making the Personal Political,” *The Guardian* (March 22, 2008)
- “What Realignment Sounds Like,” *The Guardian* (Jan. 30, 2008)
- “Sweet Spot,” *The Guardian* (Jan. 7, 2008)
- “Will the Real Candidate Please Stand up?” *The Guardian* (Dec. 11, 2007)
- “Intellectual Climate Change” *The Guardian* (Nov. 20, 2007)
- “Drowning in Lawyers,” *The Guardian* (Oct. 30, 2007)
- “Can’t Talk the Talk,” *The Guardian* (Oct. 25, 2007)
- “The New Open Society,” review of Yochai Benkler’s *Wealth of Networks* and Cass Sunstein’s *Infotopia*, *The American Prospect*, October 2006
- “September 11, Five Years After,” *Die Zeit*, September 2006
- “A Legacy of Wasted Chances,” *The Charleston (WV) Gazette*, September 2006
- “The New Biopolitics,” *Democracy*, Summer 2006
- “Democracy and Disaster,” *Die Zeit*, September 2005

- "A Way in the World," *Duke Alumni Magazine*, Spring 2005
- "Neoliberalism at Home," *La Vanguardia*, January 2005
- "Where Do Progressives Go Now?" *The Principles Project*, January 2005
- "Democrats After the Election," *Die Welt*, November 2004
- "American Eating, American Politics," *Die Zeit*, October 2004
- "Questions for President Bush" (contributor), *New York Times* op-ed page, October 8, 2004
- "Democratic Conscience, Democratic Sense," *La Vanguardia*, October 2004
- "Kerry's Dilemma," *La Vanguardia*, October 2004
- "Freedom's Next Fight," review of Lawrence Lessig's *Free Culture*, *American Prospect*, June 2004
- "Suspicious Minds," *The Atlantic Monthly*, February 2003
- "The Young American," *Esquire*, December 2002
- "Civilization of Violence?" *Die Zeit*, August 2002
- "The Pure Heart," *Die Zeit*, February 2002
- "The Way We Say Goodnight," *Shout*, September 2001
- "After Innocence," *Die Zeit*, September 2001
- "The Universal Nation," *Prospect* (U.K.), October 2001
- "Gary Condit's Strong, Silent Act," *New York Times* op-ed page, August 26, 2001
- "Us and Them," *Die Zeit*, August 2001
- "So Sue Me" (review of Philip K. Howard's *Lost Art of Drawing the Line*) *New York Times Book Review*, April 22, 2001
- "Once Again, America Needs to Believe in Its Courts," *New York Times* op-ed page, November 26, 2000
- "America's Crisis of Legitimacy," *Die Zeit*, November 2000
- "How to Go to the Polls Twice," *New York Times* op-ed page, November 3, 2000
- "Planet Bush, Planet Gore," *American Prospect*, November 2000
- "The Dilemma of Irony," *Die Zeit*, August 2000
- "The Politics of Adulthood," *New York Times* op-ed page, August 9, 2000
- "Shades of Green," *American Prospect*, January 2000
- "After Apathy," *American Prospect*, December 1999
- "The New Culture of Rural America," *American Prospect*, December 1999
- "A Holiday that Plays to Our Strengths," *New York Times* op-ed page, November 25, 1999
- "If Only Wishing Made It So," *American Prospect*, May 1999
- "From Purity to Politics," *American Prospect*, January 1999
- "The Rape of the Appalachians," *American Prospect*, November 1998
- "The Age of Irony," *American Prospect*, July 1998
- "Wendell Berry: An Appreciation," *Boston Book Review*, July 1998
- "Dolly and Madison," *American Prospect*, May 1998
- "The God of the Digerati," *American Prospect*, March 1998
- "The Chicago Acid Bath," *American Prospect*, January 1998

- “The Libertarian Conceit,” *American Prospect*, November 1997

HONORS

- Duke Bar Association (student government) distinguished teaching award, 2008.
- Hoopes Prize, Alexis de Tocqueville Prize, and prize for outstanding thesis in social sciences for *Essays in Flesh and Bone: Montaigne and Liberal Moral Consciousness*, 1997
- Junior Phi Beta Kappa, Harvard College, 1996
- Harry S. Truman scholarship, 1996
- Detur Prize (top 3% of first-year class, Harvard College), 1994

PROFESSIONAL ACTIVITIES AND ASSOCIATIONS

- Member, New York Bar
- Contributing Editor, *The American Prospect*
- Reviewer, Yale University Press, Harvard University Press
- Editorial board, *Dissent*

SUBSTANTIAL INSTITUTIONAL SERVICE

- Member, Entry-level appointments committee, Duke Law School, 2009-10, 2010-11
- Chair, workshops committee, 2014-15

MEDIA APPEARANCES

- Appeared on *Morning Edition*, *The Connection*, *Talk of the Nation*, *The Diane Rehm Show*, and as a commentator on *Morning Edition*, *The Bob Edwards Hour*, *The Leonard Lopate Show*, and *The State of Things* (North Carolina Public Radio) among others.
- Profiled in *New York Times Magazine*, *Washington Post* Style Section, *Boston Globe*, *Time*, *Salon*, and *Glamour*, among others.
- Books reviewed in *New York Times Book Review*, *Washington Post*, *Los Angeles Times*, *New York Review of Books*, *Foreign Affairs*, and *Harper’s*, among others.
- Designated one of *Esquire’s* “Best and Brightest Young Americans” (2003) and a “hipster celebrity” by *Harper’s* (2006). (*Harper’s* was being a little ironic.)