

March 2019

DAVID POZEN

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EMPLOYMENT

Columbia Law School, 2012–

- Professor of Law, 2016–; Associate Professor of Law, 2012–2016
- Visiting Professor of Law, NYU Law School, Spring 2019
- Inaugural visiting scholar, Knight First Amendment Institute at Columbia University, 2017–2018
- Courses: Constitutional Law; International Law; Law of Government Secrecy; Nonprofit Law and Policy; Public Law Workshop
- Faculty Honors Award, Columbia Society of International Law, 2013
- American Law Institute, Early Career Scholars Medal, 2019

U.S. Department of State, 2010–2012

- Special Advisor to Legal Adviser Harold Hongju Koh

U.S. Supreme Court, 2009–2010

- Law clerk to Justice John Paul Stevens

U.S. Court of Appeals for the D.C. Circuit, 2008–2009

- Law clerk to Judge Merrick B. Garland

Office of Senator Edward M. Kennedy, 2007–2008

- Special Assistant to Senator Kennedy (Judiciary Committee) and Yale Law School Heyman Fellow
- Lead Senate staffer on State Secrets Protection Act, S. 2533, 110th Cong.
- Primary drafter, S. REP. NO. 110-442 (2008)

EDUCATION

Yale Law School, J.D., 2007

- Book Reviews Editor, *Yale Law Journal*
- Olin Fellow in Law, Economics, and Public Policy
- Scharps Prize for best paper by a third-year student (2007)
- Townsend Prize for best paper by a second-year student (2006)
- Cohen Prize for best paper on a subject related to literature and the law (2007)
- Gherini Prize for best paper on international law or conflict of laws (2006)

Oxford University, M.Sc. (with Distinction), Comparative Social Policy, 2003

- Trinity College Graduate Prize for achievement in M.Sc.
- Keasbey Scholarship

Yale University, B.A. (*summa cum laude*, Distinction in major), Economics, 2002

- Phi Beta Kappa, first election
- Nicholas Cup for Trumbull College graduate with highest academic rank
- Dickerman Prize for best undergraduate essay in economics
- Williams Prize for outstanding undergraduate paper on a subject related to China, Japan, or Korea
- Meeker Prize for excellence in English composition

PRIMARY PUBLICATIONS

[*A Computational Analysis of Constitutional Polarization*](#), 105 CORNELL LAW REVIEW (forthcoming 2019) (with Eric L. Talley & Julian Nyarko)

[*A Skeptical View of Information Fiduciaries*](#), 133 HARVARD LAW REVIEW (forthcoming 2019) (with Lina M. Khan)

[*TROUBLING TRANSPARENCY: THE HISTORY AND FUTURE OF FREEDOM OF INFORMATION*](#) (Columbia University Press, 2018) (co-edited with Michael Schudson)

[*The Search for an Egalitarian First Amendment*](#), 118 COLUMBIA LAW REVIEW 1953–2010 (2018) (with Jeremy K. Kessler) (symposium)

[*Transparency’s Ideological Drift*](#), 128 YALE LAW JOURNAL 100–65 (2018)

[*How Constitutional Norms Break Down*](#), 65 UCLA LAW REVIEW 1430–59 (2018) (with Josh Chafetz) (symposium)

- Translated into [Portuguese](#)

[*Asymmetric Constitutional Hardball*](#), 118 COLUMBIA LAW REVIEW 915–82 (2018) (with Joseph Fishkin)

[*Freedom of Information Beyond the Freedom of Information Act*](#), 165 UNIVERSITY OF PENNSYLVANIA LAW REVIEW 1097–158 (2017)

- “Downloads of the Year” selection, *Legal Theory Blog*

[*Working Themselves Impure: A Life Cycle Theory of Legal Theories*](#), 83 UNIVERSITY OF CHICAGO LAW REVIEW 1819–92 (2016) (with Jeremy K. Kessler)

[*Constitutional Bad Faith*](#), 129 HARVARD LAW REVIEW 885–955 (2016)

- “Downloads of the Year” selection, *Legal Theory Blog*

[*Privacy-Privacy Tradeoffs*](#), 83 UNIVERSITY OF CHICAGO LAW REVIEW 221–47 (2016) (symposium)

[*Uncivil Obedience*](#), 115 COLUMBIA LAW REVIEW 809–72 (2015) (with Jessica Bulman-Pozen)

- Translated into [Portuguese](#) and [Spanish](#)

[*Self-Help and the Separation of Powers*](#), 124 YALE LAW JOURNAL 2–90 (2014)

- “Downloads of the Year” selection, *Legal Theory Blog*

[*The Leaky Leviathan: Why the Government Condemns and Condone Unlawful Disclosures of Information*](#), 127 HARVARD LAW REVIEW 512–635 (2013)

[*Deep Secrecy*](#), 62 STANFORD LAW REVIEW 257–339 (2010)

[*Judicial Elections as Popular Constitutionalism*](#), 110 COLUMBIA LAW REVIEW 2047–134 (2010)

[*Building Criminal Capital Behind Bars: Peer Effects in Juvenile Corrections*](#), 124 QUARTERLY JOURNAL OF ECONOMICS 105–47 (2009) (with Patrick Bayer and Randi Hjalmarsson)

[*The Irony of Judicial Elections*](#), 108 COLUMBIA LAW REVIEW 265–330 (2008)

[*We Are All Entrepreneurs Now*](#), 43 WAKE FOREST LAW REVIEW 283–340 (2008)

[*Hidden Foreign Aid*](#), 8 FLORIDA TAX REVIEW 641–80 (2007)

- International Fiscal Association USA Branch Writing Prize (2007)

[*Remapping the Charitable Deduction*](#), 39 CONNECTICUT LAW REVIEW 531–601 (2006)

[*The Effectiveness of Juvenile Correctional Facilities: Public Versus Private Management*](#), 48 JOURNAL OF LAW & ECONOMICS 549–89 (2005) (with Patrick Bayer)

Note, [*The Mosaic Theory, National Security, and the Freedom of Information Act*](#), 115 YALE LAW JOURNAL 628–79 (2005)

[*Managing a Correctional Marketplace: Prison Privatization in the United States and the United Kingdom*](#), 19 JOURNAL OF LAW & POLITICS 253–84 (2003)

OTHER WORKS

Coda: Edward Snowden, National Security Whistleblowing, and Civil Disobedience, in EXPOSING SECRETS: THE FORGOTTEN HISTORY OF U.S. NATIONAL SECURITY WHISTLEBLOWING AND THE CHALLENGE OF DISSENT (Kaeten Mistry & Hannah Gurman eds., forthcoming 2020)

Hardball and/as Anti-Hardball, 21 NYU JOURNAL OF LEGISLATION & PUBLIC POLICY (forthcoming 2019)

[*Evaluating Constitutional Hardball: Two Fallacies and a Research Agenda*](#), 119 COLUMBIA LAW REVIEW ONLINE (forthcoming 2019) (with Joseph Fishkin)

[*Introduction: Troubling Transparency*](#), in TROUBLING TRANSPARENCY: THE HISTORY AND FUTURE OF FREEDOM OF INFORMATION (David E. Pozen & Michael Schudson eds., 2018) (with Michael Schudson)

[*The Abortion Closet \(with a Note on Rules and Standards\)*](#), 35 COLUMBIA JOURNAL OF GENDER AND LAW 161–66 (2017)

[*The Rhetorical Presidency Meets the Drone Presidency*](#), NEW RAMBLER REVIEW (Sept. 30, 2015)

[*The Influence of Juridical Cant on Edificatory Approaches in 21st-Century America*](#), 19 GREEN BAG 2D 111–16 (2015)

[*Are Judicial Elections Democracy-Enhancing?*](#), in WHAT'S LAW GOT TO DO WITH IT? WHAT JUDGES DO, WHY THEY DO IT, AND WHAT'S AT STAKE 248–77 (Charles Gardner Geyh ed., 2011)

[*Justice Stevens and the Obligations of Judgment*](#), 44 LOYOLA OF LOS ANGELES LAW REVIEW 851–62 (2011) (invited celebration essay)

[*What Happened in Iowa?*](#), 111 COLUMBIA LAW REVIEW SIDEBAR 90–102 (2011)

[*The Regulation of Labor and the Relevance of Legal Origin*](#), 28 COMPARATIVE LABOR LAW & POLICY JOURNAL 43–56 (2007)

- Reprinted in COMPARATIVE LABOUR LAW (Anne Trebilcock ed., 2018)

[*The Best Defense: Why Elected Courts Should Lead Recusal Reform*](#), 46 WASHBURN LAW JOURNAL 503–34 (2007) (with Deborah Goldberg and James Sample) (symposium)

[*Making Judicial Recusal More Rigorous*](#), JUDGES' JOURNAL, Winter 2007, at 17–24 (with James Sample)

Comment, [*Tax Expenditures as Foreign Aid*](#), 116 YALE LAW JOURNAL 869–80 (2007)

POPULAR WRITING (SELECTED)

[*Republicans\['\] Own Constitutional Discourse*](#), BALKINIZATION (Mar. 12, 2019)

[*The Tax-Code Shift That's Changing Liberal Activism*](#), ATLANTIC (Nov. 27, 2018)

[*Authoritarian Constitutionalism in Facebookland*](#), BALKINIZATION (Oct. 30, 2018)

[*Hardball and/as Anti-Hardball*](#), LAWFARE (Oct. 11, 2018)

[*Crisis in the Archives*](#), BALKINIZATION (Sept. 13, 2018)

[*The Rulification of Penalty Kicks—and a Reform Proposal*](#), BALKINIZATION (July 23, 2018)

[*The De-Americanization of Internet Freedom*](#), LAWFARE (June 13, 2018)

[*Risk-Risk Tradeoffs in Presidential Impeachment*](#), TAKE CARE (June 6, 2018)

[*Intermediary Immunity and Discriminatory Designs*](#), BALKINIZATION (Apr. 6, 2018)

[*Solum on Pedantic Originalism*](#), BALKINIZATION (Apr. 1, 2018)

[*Explaining the Persistence of “Impure” Legal Theories*](#), BALKINIZATION (Mar. 16, 2018) (with Jeremy Kessler)

[*Straining \(Analogies\) to Make Sense of the First Amendment in Cyberspace*](#), BALKINIZATION (Feb. 26, 2018)

[*From the Heckler's Veto to the Provocateur's Privilege*](#), BALKINIZATION (Nov. 2, 2017)

[*Introducing the Emerging Threats Essays—A Series of Papers About New \(or Newish\) Challenges to the Freedoms of Speech and the Press*](#), BALKINIZATION (Sept. 26, 2017) (with Jameel Jaffer)

[*The Deceptively Clear Twenty-Fifth Amendment*](#), INTERACTIVE CONSTITUTION (2017)

[*The Twenty-Fifth Amendment*](#), INTERACTIVE CONSTITUTION (2017) (with Brian C. Kalt)

[*Some Legal Realism About Legal Theory*](#), BALKINIZATION (June 29, 2017) (with Jeremy Kessler)

[Why Trump's Disclosure to Russia \(and Urging Comey to Drop the Flynn Investigation, and Various Other Actions\) Could Be Unlawful](#), JUST SECURITY (May 17, 2017) (with Marty Lederman)

[Rod Rosenstein Pulls a Comey](#), LAWFARE (May 11, 2017) (with Daphna Renan)

[President Trump's War on Leaks, Explained](#), WASHINGTON POST (Feb. 16, 2017) (Q & A)

[5 Questions: Law Prof. David Pozen on Executive Orders, Potential for Constitutional Crisis](#), COLUMBIA NEWS (Feb. 10, 2017) (Q & A)

[Are Anti-Trump Electors Faithless?](#), NEW YORK TIMES, Dec. 15, 2016, at A31

[The Constitutional Trump Card That Wasn't Played](#), BALKINIZATION (Nov. 16, 2016)

[Irresistible Surveillance?](#), CONCURRING OPINIONS (Mar. 14, 2016)

[The NYPD Found a More Destructive Way of Protesting than Shutting Down Traffic](#), GUARDIAN (Jan. 8, 2015) (with Jessica Bulman-Pozen)

[Interpretation and Retaliation in the Obama Administration](#), JUST SECURITY (June 9, 2014)

[Why a Media Shield Law May Be a Sieve](#), JUST SECURITY (Oct. 21, 2013)

[What Happens When We Actually Catch Edward Snowden?](#), LAWFARE (July 15, 2013)

[FAIR COURTS: SETTING RECUSAL STANDARDS](#) (Brennan Center for Justice, 2008) (with James Sample and Michael Young)

[UNFINISHED BUSINESS: NEW YORK STATE LEGISLATIVE RULES REFORM 2006 UPDATE](#) (Brennan Center for Justice, 2006) (with Lawrence Norden and Bethany Foster)

[The Mosaic Theory](#), HARTFORD COURANT, Feb. 28, 2006, at A7

[The Private, Nonprofit Prison](#), BOSTON GLOBE, Feb. 21, 2006, at A13

WORKS IN PROGRESS (SELECTED)

Free Speech in Free Fall? Structural Threats to the System of Free Expression (Columbia University Press, edited volume)

Foreword to *Constitutional Fate* (revised edition) (with Jamal Greene)

Symposium essay on *Democracy and Dysfunction*

The Nonprofit Constitution

PRESENTATIONS AND PARTICIPATIONS

The Nonprofit Constitution

- Columbia Law School, faculty 10/10 workshop (Jan. 2017)

A Skeptical View of Information Fiduciaries

- Yale Law School, Freedom of Expression Scholars Conference (Apr. 2019) (scheduled)
- Cornell Tech, Digital Life seminar series (Feb. 2019)

A Computational Analysis of Constitutional Polarization

- American Law and Economics Association, annual meeting (May 2019) (scheduled)
- Loyola University Chicago School of Law, faculty workshop (Mar. 2019) (scheduled)
- NYU Law School, faculty workshop (Mar. 2019)
- University of Arizona College of Law, faculty workshop (Feb. 2019)
- Columbia Law School, faculty 10/10 workshop (Nov. 2018)
- St. John's Law School, faculty workshop (Oct. 2018)

The Search for an Egalitarian First Amendment

- Columbia Law School, Political Theory and the First Amendment seminar (Dec. 2018)
- Columbia Journalism School, Communications, Knowledge, and Power seminar (Oct. 2018)

How Constitutional Norms Break Down

- University of Oxford, faculty of law workshop (Nov. 2018)
- Duke Law School, "Constitutional Conventions in the United States and Commonwealth Countries" roundtable (Mar. 2018)
- UCLA Law School, "The Safeguards of Our Constitutional Republic" symposium (Feb. 2018)

Transparency's Ideological Drift

- *Yale Law Journal*, Contemporary Issues in Legal Scholarship Workshop (Oct. 2018)
- Fundação Getulio Vargas Law School, Brazil, "Transparency and Watchdog Institutions" conference (May 2017) (keynote address)
- American Civil Liberties Union legal department, national headquarters (May 2017)
- Yale Law School, "Access and Accountability" conference (Oct. 2017) (keynote address)
- Columbia Law School, faculty workshop (Oct. 2017)
- Université de Montréal, "Forum transatlantique sur les droits et libertés" (May 2017) (keynote address)
- Yale Law School, Freedom of Expression Scholars Conference (Apr. 2017)
- University of Agder, Norway, "Transparency and Secrecy in Foreign Policy" conference (Mar. 2017) (keynote address)

Asymmetric Constitutional Hardball

- Yale Law School, Supreme Court Alternatives seminar (Feb. 2019)
- Harvard Law School, public law workshop (Mar. 2018)
- *Columbia Law Review* author talk (Oct. 2017)
- Penn Law School, public law workshop (Oct. 2017)
- Duke Law School, faculty workshop (Sept. 2017)
- Columbia Law School, faculty retreat (Sept. 2017)

Freedom of Information Beyond the Freedom of Information Act

- Columbia Journalism School, Transparency and Society seminar (Mar. 2017)
- Loyola Law School, faculty workshop (Sept. 2016)

- Columbia Law School, faculty workshop (Sept. 2016)
- Yale Law School, Freedom of Expression Scholars Conference (May 2016)

Working Themselves Impure

- Columbia Law School, faculty 10/10 workshop (Feb. 2016)
- William & Mary Law School, faculty workshop (Dec. 2015)

Constitutional Bad Faith

- NYU Law School, public law colloquium (Nov. 2015)
- Temple Law School, faculty workshop (Nov. 2015)
- San Diego Law School, faculty workshop (Oct. 2015)
- UConn Law School, faculty workshop (Sept. 2015)
- Cardozo Law School, faculty workshop (Sept. 2015)
- Columbia Law School, faculty workshop (Apr. 2015)

Privacy-Privacy Tradeoffs

- Columbia Law School, faculty retreat (Sept. 2015)
- Chicago Law School, “National Security: The Impact of Technology on the Separation of Powers” symposium (June 2015)

Uncivil Obedience

- Cornell Law School, faculty workshop (Feb. 2014)
- UCLA Law School, faculty workshop (Jan. 2014)
- Texas Law School, faculty workshop (Dec. 2014)
- Minnesota Law School, public law workshop (Oct. 2014)
- Wharton Legal Studies and Business Ethics Department, faculty workshop (Sept. 2014)
- Yale Law School, American Constitution Society chapter (Apr. 2014)
- Columbia Law School, faculty 10/10 workshop (Mar. 2014)
- West Virginia University, Applied Ethics Day (Mar. 2014) (endowed annual lecture organized by philosophy department)

Self-Help and the Separation of Powers

- *Yale Law Journal* reading group (Nov. 2014)
- NYU Law School, Samaha-Sprigman virtual workshop (July 2014)
- UC-Hastings Law School, faculty workshop (Feb. 2014)
- Washington University Law School, faculty workshop (Feb. 2014)
- Columbia Law School, faculty workshop (Sept. 2013)
- Chicago Law School, virtual faculty workshop (July 2013)
- Temple Law School, international law colloquium (Apr. 2013)
- Colorado Law School, Wharton-CU international law works-in-progress conference (Sept. 2012)

The Leaky Leviathan

- Columbia Journalism School, Transparency and Society seminar (Oct. 2014)
- Yale Law School, Media Law and Policy reading group (Apr. 2014)
- Columbia Law School, Association of Washington (Oct. 2013)
- Penn Law School, Legal Scholarship and Academic Writing seminar (Oct. 2013)
- Yale Law School, Harvard/Stanford/Yale Junior Faculty Forum (June 2013)
- American University Law School, “The Legal and Civil Policy Implications of ‘Leaks’” conference (Apr. 2013) (keynote address)
- Yale Law School, Center for Global Legal Challenges (Mar. 2013)
- Columbia Law School, faculty workshop (Feb. 2013)

- Duke Law School, faculty workshop (Oct. 2012)
- Harvard Law School, Information Law and Policy class (Oct. 2012)

Other (selected)

- “Abrams at 100,” Columbia Law School and Knight First Amendment Institute symposium (Nov. 2019) (scheduled) (panel moderator)
- “Transparency, Secrecy, and Monitoring in Foreign Relations Law,” Duke-Virginia Foreign Relations Law Roundtable (Sept. 2019) (scheduled) (participant)
- “Democracy and Dystopia,” Drake University Constitutional Law Center conference (Sept. 2019) (scheduled) (speaker)
- “Sixth Global Conference on Transparency Research,” Getulio Vargas Foundation, Brazil (June 2019) (scheduled) (keynote speaker)
- “May Gathering,” colloquium sponsored by the Karsh Center for Law and Democracy, University of Virginia (May 2019) (scheduled) (participant)
- Vigilenca Abazi book celebration, Yale Law School (Apr. 2019) (scheduled) (panelist)
- “Are We All Originalists Now? Should We Be?” NYU Law School American Constitution Society debate (Apr. 2019) (scheduled) (participant)
- Discussion group on constitutionalism, University of Maryland Carey School of Law (Mar. 2019) (participant)
- “Should the Left Play Constitutional Hardball?” Yale Law School American Constitution Society event (Feb. 2019) (speaker)
- “Reclaiming—and Restoring—Constitutional Norms,” *Texas Law Review* symposium (Feb. 2019) (panelist)
- “Supreme Court Reform Strategy Session,” American Constitution Society and Brennan Center for Justice convening (Dec. 2018) (participant)
- “The Senate’s (Changing) Role in Judicial Confirmations,” *NYU Journal of Legislation & Public Policy* symposium (Nov. 2018) (panelist)
- “Revisiting *Bob Jones University*,” National Center on Philanthropy and the Law annual conference (Oct. 2018) (commentator)
- National security journalism panel, NYU Center on Law and Security (Oct. 2018) (panelist)
- Human rights student paper symposium, Columbia Law School (Apr. 2018) (commentator)
- “Lessons Learned? A Review of the 2017–18 Law Teaching Market,” Yale Law School (Apr. 2018) (speaker)
- “A First Amendment for All? Free Expression in an Age of Inequality,” *Columbia Law Review* symposium (Mar. 2018) (faculty cosponsor)
- “Are Troll Armies Killing Free Speech?” Knight First Amendment Institute at Columbia University event (Nov. 2017) (moderator)
- “Why Can’t the Court Get the Fourteenth Amendment Right?” Columbia Law School Federalist Society event with Roger Pilon (Nov. 2017) (commentator)
- Josh Chafetz book celebration, Cornell Law School (Nov. 2017) (panelist)
- “The Trump Administration’s Approach to Judicial Selection,” Columbia Law School Federalist Society event with Leonard Leo (Sept. 2017) (commentator)
- “An Update on Recent Developments in Law and Politics,” Columbia Law School Lawyers, Community, and Impact Series (Sept. 2017) (panelist)
- “The Future of Law and Economics,” conference at Boston University in honor of Guido Calabresi (June 2017) (commentator)
- “Economic Constitutionalism in Comparative Perspective,” Columbia Center for Constitutional Governance conference (Apr. 2017) (commentator)
- “Article I and the Role of Congress,” Columbia Law School American Constitution Society and Federalist Society event and National Constitution Center “We the People” podcast (Apr. 2017) (panelist)

- Human rights student paper symposium, Columbia Law School (Apr. 2017) (commentator)
- “Education, Equality, and the Law in the United States Today,” *Columbia Law Review* symposium (Mar. 2017) (panel moderator)
- Carol Sanger book celebration, Columbia Law School (Mar. 2017) (panelist)
- “In re *Judith Miller*—National Security and the Reporter’s Privilege,” Historical Society of the District of Columbia Circuit case reenactment (Feb. 2017) (presenter and panelist)
- “Executive Orders, Immigration, and Our Community,” Columbia University Life Forum (Feb. 2017) (panelist)
- “Article I Careers,” Columbia Law School Federalist Society event with Gregg Nunziata (Jan. 2017) (commentator)
- “What’s the Role of Constitutional Theory?” Columbia Law School Center for Constitutional Governance conference (Nov. 2016) (co-organizer)
- “Against ‘National Security,’” speech at Columbia Law School by Ben Wizner (Nov. 2016) (moderator)
- “Fixing the Court,” Columbia Law School American Constitution Society event with Alicia Bannon and Gabe Roth (Oct. 2016) (panelist)
- Roundtable on mindfulness and law with New York’s Attorney General, Columbia Law School (Oct. 2016) (panelist)
- “The President and Immigration Law,” Adam Cox and Cristina Rodríguez book roundtable, NYU Law School (Aug. 2016) (participant)
- “FOIA at Fifty,” The Eleventh HOPE conference (July 2016) (speaker)
- National security law works-in-progress conference, Columbia Law School (July 2015) (co-organizer)
- “FOIA@50,” interdisciplinary conference at Columbia University (June 2016) (co-organizer and panel moderator)
- Roundtable discussion on surveillance with the First Inquiry Committee of the German Bundestag, Germany Embassy in Washington, DC (May 2016) (participant)
- “The Constitution and Economic Inequality,” Columbia Center for Constitutional Governance conference (Mar. 2016) (panel moderator)
- “Supreme Ambitions,” Columbia Law School Federalist Society event with David Lat (Feb. 2016) (commentator)
- Bernard Harcourt book celebration, Columbia Law School faculty workshop (Jan. 2016) (panelist)
- “The Constitutionality of President Obama’s Executive Order on Immigration,” Columbia Law School Federalist Society event (Nov. 2015) (commentator)
- Ira C. Rothgerber conference on presidential interpretation, Colorado Law School (Oct. 2015) (participant)
- Columbia Law School 1L welcome dinner (Sept. 2015) (faculty speaker)
- “Williams-Yulee v. Florida Bar,” Columbia Law School public law workshop (July 2015) (presenter)
- National security law works-in-progress conference, Columbia Law School (July 2015) (co-organizer)
- “Privacy and Transparency: Looking Ahead,” Columbia Law School alumni reunion (June 2015) (moderator)
- *Columbia Law Review* annual banquet (Apr. 2015) (toastmaster)
- “The Constitutionality of the Rational Basis Test,” Columbia Law School Federalist Society event (Apr. 2015) (commentator)
- “Administration in an Age of Dysfunction,” Columbia Center for Constitutional Governance conference (Apr. 2015) (panelist)
- “The Natural Rights Foundations of the Constitution,” Columbia Law School Federalist Society event (Mar. 2015) (commentator)

- “Picking Judges,” Yale Law School alumni reunion (Oct. 2014) (panelist)
- “Yale-Duke Foreign Relations Law Roundtable,” Yale Law School (Oct. 2014) (participant)
- “Whistleblowers: Dissenters, Advocates, Criminals, or Loyalists?” Fordham Law School and PEN American Center forum (Mar. 2014) (panelist)
- “NSA Surveillance,” Columbia Law School Federalist Society event (Feb. 2014) (commentator)
- “Popular Sovereignty and Judicial Review,” Columbia Law School Federalist Society event (Jan. 2014) (commentator)
- “National Security and Pervasive Surveillance,” Harvard Berkman Center for Internet and Society workshop (Dec. 2013) (participant)
- “Transparency and Publicity in Deliberative Democracy,” Penn Law School conference (Nov. 2013) (participant)
- “NSA Wiretapping and the Constitution,” Columbia Law School Federalist Society and Society for Law, Science, and Technology event (Oct. 2013) (commentator)
- “Unprecedented: The Inside Story of the Constitutional Challenge to Obamacare,” Columbia Law School Federalist Society event (Sept. 2013) (commentator)
- “Agency for International Development v. Alliance for Open Society International, Inc.,” Columbia Law School public law workshop (Aug. 2013) (presenter)
- National security law works-in-progress conference, Columbia Law School (July 2013) (co-organizer)
- “Con Law Schmooze,” American Constitution Society national convention (June 2013) (schmoozer)
- “The Declassification Engine,” Columbia University conference (May 2013) (presenter)
- “Freedom of Expression Scholars Conference,” Yale Law School (May 2013) (commentator)
- “The Story of the State Secrets Protection Act,” Yale Law School Foreign Relations and National Security Law class (Apr. 2013) (presenter)
- “Electing Judges: Should Judges Answer to the Voters?” Columbia Law School Federalist Society event (Apr. 2013) (commentator)
- “Use of Armed Drones in Counterterrorism Operations,” Columbia Law School Federalist Society and Civil Rights Law Society event (Mar. 2013) (moderator)
- “Lifting the Veil: The Challenge of Covering Secret Government Activities,” Columbia Law School panel discussion featuring Charlie Savage and Scott Shane (Dec. 2012) (organizer and moderator)
- “Government, Secrecy, and National Security,” Fordham Law School conference (Oct. 2012) (panelist)
- “Are Government Institutions Constrained by Law?” Columbia Law School workshop (Sept. 2012) (participant)
- “Arizona v. United States,” Columbia Law School public law workshop (Aug. 2012) (presenter)
- National security law works-in-progress conference, Columbia Law School (July 2012) (commentator)
- “Countermajoritarianism Conference,” Texas Law School (Mar. 2012) (presenter)

UNIVERSITY SERVICE

- Committees: Advisory (2018); Appointments, Entry-Level (chair 2016–2018, member 2014–2015); Careers in Law Teaching (co-chair 2013–2014, member 2013–2016); Clerkships and Judicial Relations (2012–2013, 2018); Government Service (2012–2014); Intellectual Life (2015–2016)
- Other service: Communications PhD advisory subcommittee (2013–); Data Science & International Security faculty group (2013–2014); co-organizer, FOIA@50 conference (June 2016); co-founder, CLS Moot Workshop (inaugurated 2014); co-convener, CLS summer public law workshop (2016–)

ADDITIONAL LAW-RELATED ACTIVITIES

- Member, District of Columbia and Massachusetts Bars
- Member, History Lab steering committee
- Academic advisor, Knight First Amendment Institute at Columbia University
- Occasional reviewer: *American Economic Review*, *Columbia Law Review*, *Harvard Law Review*, *Journal of Law and Courts*, *Stanford Law Review*, *Yale Law Journal*, Cambridge University Press, Oxford University Press, Stanford University Press, University of Chicago Press, Yale University Press, NSF Science and Society Program