

December 2008

## **CURRICULUM VITAE**

### **KIM LANE SCHEPPELE**

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## **PROFESSIONAL EXPERIENCE**

### Current Position (2005 - )

Princeton University:

- Laurance S. Rockefeller Professor of Sociology and Public Affairs in the Woodrow Wilson School and the University Center for Human Values
- Director, Program in Law and Public Affairs
- Faculty Associate in Politics

University of Pennsylvania Law School:

- Faculty Fellow

### Professional History

University of Pennsylvania, 1996 -2005

- John J. O'Brien Professor of Comparative Law and Professor of Sociology, 2004-2005
- Professor of Law and Sociology, 1996-2004.
- Professor of Political Science, 1996-1999.

University of Michigan, 1984-1996

- Arthur F. Thurnau Associate Professor of Political Science and Public Policy, 1993-1996.
- Faculty Associate, Center for Russian and East European Studies, 1993-1996.
- Adjunct Associate Professor (1990-1996) and Adjunct Assistant Professor (1986-1990) of Law.
- Associate Professor (1990-1996), Assistant Professor (1985-1990) and Instructor (1984) in Political Science.
- Associate Professor (1990-1996), Associate Research Scientist (1990-1996), Assistant Professor (1986-1990) and Assistant Research Scientist (1984-1990) in the Institute of Public Policy Studies.
- Assistant Professor (1985-1986) and Instructor (1984) in Sociology.

Bucknell University, 1980-1984

- Assistant Professor of Sociology.

### Residential Fellowships and Visiting Positions

- 2009-2010 Visiting Professor of Law, Yale Law School  
2004-2005 Fellow in Law and Public Affairs, Princeton University (on sabbatical from the University of Pennsylvania Law School).  
2003 Visiting Fellow, Institute for Law and Policy and Visiting Researcher, Constitutional Court of the Russian Federation, Moscow, Russia.  
1998-1999 Senior Fellow, National Constitution Center, Philadelphia, PA  
1996-1998 Co-Director, Program on Gender and Culture, Central European University, Budapest (on leave from the University of Pennsylvania Law School.) (Visiting Professor in 1998-1999.)  
1996 Fellow at the Internationales Forschungszentrum Kulturwissenschaften, Vienna (on leave from the University of Michigan)  
1994-1995 Visiting Researcher, Constitutional Court of Hungary; Visiting Associate Professor, Department of Legal Studies, Central European University and Institute of Sociology, Eötvös Loránd Tudományegyetem (ELTE), Budapest; Tutor, Invisible College (on leave from the University of Michigan).  
1991-1992 John Rich Faculty Fellow at the Michigan Institute for the Humanities.  
1987-1988 Research Associate, Center for the Study of Law and Society, School of Law (Boalt Hall), University of California--Berkeley (on leave from the University of Michigan).  
1983 Visiting Scholar, Yale Law School.  
1980 Research Associate, Center for the Social Sciences, Columbia University.

## **EDUCATION**

- Ph.D. 1985, University of Chicago (Sociology).  
M.A. 1977, University of Chicago (Sociology).  
A.B. 1975, Barnard College, Columbia University (Urban Studies).

## **GRANTS, AWARDS, LECTURESHIPS AND FELLOWSHIPS**

- 2009 Invited to give the annual Distinguished Lecture at Boston University School of Law in 2009-10.  
2007 National Science Foundation Law and Social Sciences Division Dissertation Grant (for student Deborah Becker). Grant # SBE 06-48083.  
2004-2005 Fellow in Law and Public Affairs, Princeton University.  
2004-2005 Russell Sage Foundation Fellow (declined).  
2004-2005 Woodrow Wilson Center Scholar (declined).  
2004 Annual Distinguished Visitor, Institute for Legal Studies, Northwestern University.  
2003 Salzburg Seminar Fellow, Section 412: Social and Economic Dimensions of Human Rights.  
2002 Robert A. Gorman Teaching Award for excellence in 2L and 3L law-school teaching, University of Pennsylvania Law School.  
2001-2005 National Science Foundation Grant from the Law and Social Sciences Division to study the Russian Constitutional Court. Grant # SBE 01-11963.  
1999-2000 Research grant from the Scholarly Research Fund, University of Pennsylvania.  
1998-1999 Senior Fellow, National Constitution Center, Philadelphia PA.  
1996 Research Fellowship, Internationales Forschungszentrum Kulturwissenschaften, Vienna (January-April 1996).

- 1995 Research Grant from the International Institute, University of Michigan, to study Constitutional Drafting in Hungary.
- 1995 National Science Foundation Law and Social Sciences Division Dissertation Grant (for student Vivian Dames). Grant # SBE 94-22660.
- 1994-1996 National Science Foundation Law and Social Sciences Grants to Study the Hungarian Constitutional Court and Constitutional Drafting in Hungary. Grants # SBE 94-11889 and SBE 95-14174 (SGER).
- 1994-1995 Fulbright Scholar Award for Hungary (declined).
- 1994-1995 Rackham International Partnership Program Grant from the University of Michigan with Antal Örkény, Eötvös Loránd Tudományegyetem, Budapest.
- 1993-1996 Arthur F. Thurnau Professorship, University of Michigan.
- 1992 -1994 National Science Foundation Law and Social Sciences Dissertation Grant (for student Cary Coglianese). Grant # SBE 92-11920.
- 1991 John Rich Faculty Fellowship at the Michigan Institute for the Humanities.
- 1991 Rackham Research Partnership Award with Cary Coglianese.
- 1990 Special Recognition in the Distinguished Scholarly Publication competition of the American Sociological Association for *Legal Secrets*. (The Distinguished Scholarly Publication Award is given for the best book published in the discipline of sociology in the preceding three years.)
- 1990 Class of 1923 Teaching Award (Award presented for undergraduate teaching in the College of Literature, Science and the Arts at Michigan.)
- 1990 Faculty Recognition Award, University of Michigan. (Award presented for "outstanding contribution as a teacher, scholar and member of the University community.")
- 1988 Collegiate Fellows Grant, University of Michigan.
- 1987-1988 Junior Leave, University of Michigan.
- 1987 Rosenberger Dissertation Prize, University of Chicago. (Best doctoral dissertation in sociology written at the University of Chicago 1984-1987.)
- 1986, 1992 *Advice* Teaching Award for Undergraduate Teaching (awarded by students).
- 1986 Rackham Fellowship and Grant, University of Michigan.
- 1985 Corwin Prize, American Political Science Association. (Best doctoral dissertation in public law, 1983-1984.)

## **BIBLIOGRAPHY**

- “Why Courts can be More Democratic than Parliaments.” Forthcoming in the *Boston University Law Review*.
- “Making Constitutions Terror-Proof.” Forthcoming in the *University of Texas Law Review*.
- “Social Rights in Constitutional Courts: Strategies of Articulation and Strategies of Enforcement.” In Gordon Silverstein, Malcolm Feeley and Robert Kagan (eds.), *The Dilemma of Judicial Power* (forthcoming).
- “Liberalism against NeoLiberalism: Resistance to Structural Adjustment and the Fragmentation of the State in Russia and Hungary.” Forthcoming in Carol Greenhouse (ed.), *Politics, Publics, Personhood: Ethnography at the Limits of Neoliberalism* (University of Pennsylvania Press, 2009).
- “Le Droit de la Sécurité International: Le Terrorisme et l’Empire Sécuritaire de l’Après-11 Septembre 2001.” (International Security Law: Terrorism and the Security Empire after

September 11) in 173 *Actes de la Recherche en Sciences Sociales* 28-43 (2008) (special issue on *Pacifer et Punir: Les Crimes de Guerre et l'Ordre Juridique International*, edited by Ron Levi and John Hagan).

- “Constitutional Patriotism: An Introduction.” With Jan-Werner Müller. 6 *I-Con: International Journal of Constitutional Law* 67-71. Special Issue on Constitutional Patriotism edited by Kim Lane Scheppele and Jan-Werner Müller (2008).
- “Legal and Extra-Legal Emergencies.” Pp. 165-186 in Keith Whittington, R. Daniel Keleman and Gregory Caldeira (eds.), *The Oxford Handbook of Law and Politics* (2008).
- “A Constitution Between Past and Future.” 49 *William & Mary Law Review* 1377-1407 (2008). Special Issue on Constitutional Drafting.
- “We Are All Post-9/11 Now.” 75 *Fordham Law Review* 607-629 (2006).
- “Guardian of the Constitution: Constitutional Court Presidents and the Struggle for the Rule of Law in Post-Soviet Europe.” 154 *University of Pennsylvania Law Review* 1757-1851 (2006).
- “Da Zabyli pro Ovrage...”: Neterpelivyi Kharakter Rossiiskoi Konstitutsii i Vyzov Terrorizma.” (“We Forgot About the Ditches’: The Impatient Character of the Russian Constitution and the Challenge of Terrorism.”) *Konstitutsionnoe Pravo: Vostochnoevropieskoe Obozrenie* (Constitutional Law: East European Review), 2006. In Russian. In two parts.
- “The Migration of Anti-Constitutional Ideas: The Post-9/11 Globalization of Public Law and the International State of Emergency.” In Sujit Choudhry (ed.), *The Migration of Constitutional Ideas* (Oxford University Press, 2006).
- “Small Emergencies.” 40 *Georgia Law Review* 835-862 (2006).
- “North American Emergencies: The Uses of Emergency Powers in the United States and Canada.” 4 *I-CON (International Journal of Constitutional Law)* 213-243 (2006).
- “Konstitutsionalizm zaimstvovaniia i otverzheniia: izuchenie krosskonstitutsionnogo vlianiia s pomosh’u negativnykh modelei.” (The Constitutionalism of Borrowings and Rejections: Studies of Cross-Constitutional Influence through Negative Models). *Konstitutsionnoe Pravo: Vostochnoevropieskoe Obozrenie* (Constitutional Law: East European Review), 2005. In Russian.
- “Hypothetical Torture in the War on Terrorism.” 1 *Journal of National Security Law and Policy* 285-340 (2005).
- “Evidence from Torture: Dilemmas for International and Domestic Law.” 99 *Proceedings of the American Society of International Law* 271-277 (2005).
- “We Forgot About the Ditches’: Russian Constitutional Impatience and the Challenge of Terrorism.” 53 *Drake Law Review* 963-1027 (2005).
- “Democracy by Judiciary (Or Why Courts Can Sometimes Be More Democratic than

- Parliaments).” In Wojciech Sadurski, Martin Krygier and Adam Czarnota (eds.), *Rethinking the Rule of Law in Post-Communist Europe: Past Legacies, Institutional Innovations, and Constitutional Discourses* (Central European University Press, 2005).
- “Constitutional Ethnography: An Introduction.” 38(3) *Law and Society Review* 389-406 (2004).
- “A *Realpolitik* Defense of Social Rights.” 82(7) *University of Texas Law Review* 1921-1961 (2004).
- “Other People’s PATRIOT Acts: Europe’s Response to September 11.” 50 *Loyola Law Review* 89-148 (2004).
- “Law in a Time of Emergency: States of Exception and the Temptations of 9/11.” 6(5) *University of Pennsylvania Journal of Constitutional Law* 1001-1083 (2004).
- “The Russian Constitution in European Constitutional History.” In *Konstitutsionnoe Pravo: Vostochnoevropieskoe Obozrenie* (Constitutional Law: East European Review – Issue on the 10<sup>th</sup> anniversary of the Russian Constitution). (December, 2003). In Russian.
- “Cultures of Facts.” 1(2) *Perspectives on Politics* 363-368 (2003).
- “Zashita sotsialnikh prav s pozitsii real'noi politiki” (A *Realpolitik* Defense of Social Rights), 1(42) *Konstitutsionnoe Pravo: Vostochnoevropieskoe Obozrenie* (Constitutional Law: East European Review). 52-66. (2003). In Russian.
- “Constitutional Negotiations: Political Contexts of Judicial Activism in Post-Soviet Europe.” 18(1) *International Sociology* 219-238 (2003).
- “The Agendas of Comparative Constitutionalism.” 13(2) *Law and Courts* 5-22 (2003). The article can be found at <http://www.law.nyu.edu/lawcourts/pubs/newsletter/spring03.pdf> .
- “Aspirational and Aversive Constitutionalism: The Case for Studying Cross-Constitutional Influence through Negative Models.” 1(2) *I-CON (International Journal of Constitutional Law)* 296-324 (2003). The article can be found at [http://www3.oup.co.uk/ijclaw/hdb/Volume\\_01/Issue\\_02/pdf/010296.pdf?DID=1146850652862549](http://www3.oup.co.uk/ijclaw/hdb/Volume_01/Issue_02/pdf/010296.pdf?DID=1146850652862549) .
- “Ten' Sovetskogo Soyuzu v amerikanskom konstitutsionnom zakonodatel'stve: Razmyshlenia o voine s terrorizmom” (Traces of the Soviet Union in American Constitutional Law: Reflections on 9/11.) 3/23 *Neprikosnovennyi Zapas: Debaty o Politike I Kulturie* (NZ: Debates about Politics and Culture) 23-30 (2002). In Russian.
- “Declarations of Independence: Judicial Responses to Political Pressure.” Pp. 227-279 in Stephen Burbank and Barry Friedman (eds.), *Judicial Independence at the Crossroads* (Sage, 2002).
- “Dependence on a Standing Body of State: A Fatal Flaw in Bush v. Gore.” *Juridikum* 4/2001 (Vienna, 2001).
- “When the Law Doesn’t Count: The Rule of Law and Election 2000.” 149 *University of Pennsylvania Law Review* 1361-1437 (2001).

- “The Constitutional Basis of Hungarian Conservatism.” 10(1) *East European Constitutional Review* (Winter 2001).
- “Comment: How to Make a Minority Group.” Pp. 322-326 in Raymond Grew and André Burguière (eds.), *The Construction of Minorities* (University of Michigan Press, 2000).
- “The Constitutional Law of Politics in America.” *Élet és Íródalóm* (Life and Literature), Budapest, 24 November 2000. In Hungarian.
- “Limitations on Fundamental Rights: Comparing Hungarian and American Constitutional Jurisprudence.” Pp. 122-145 in Gábor Halmai (ed.), *The Constitution Found? The First Nine Years of Hungarian Constitutional Review on Fundamental Rights*. (Budapest: INDOK, 2000.)
- “The New Hungarian Constitutional Court.” 8(4) *East European Constitutional Review* 81-87 (Fall 1999).
- “Rules of Law: The Complexity of Legality in Hungary.” With Antal Örkény. Pp. 55-76 in Martin Krygier and Adam Czarnota (eds.), *The Rule of Law in Post-Communist Societies*. (Aldershot, England: Ashgate, 1999.) A shortened version also appeared in the *International Journal of Sociology*
- “The Inevitable Corruption of Transition.” 14 *University of Connecticut Journal of International Law* 509-532 (1999).
- “The Ground-Zero Theory of Evidence.” 49 *Hastings Law Journal* 321-334 (1998).
- “Európai Alkotmányos Konszenzus Az Abortuszról” (The European Constitutional Consensus on Abortion.) *Fundamentum*, 1998/3, Spring. In Hungarian.
- “The History of Normalcy: Rethinking Legal Autonomy and the Relative Dependence of Law at the End of the Soviet Empire.” 30 *Law and Society Review* 627-650 (1996).
- “Living Well is the Best Revenge: The Hungarian Approach to Judging the Past.” With Gábor Halmai. Pp. 155-184 in A. James McAdams (ed.), *Transitional Justice in New Democracies*. (Notre Dame University Press, 1996.)
- “Constitutionalizing Abortion.” In Dorothy McBride Stetson and Marianne Githens (eds.), *Comparative Abortion Policy*. (New York: Routledge, 1996.)
- “Acquired Immune Deficiency Syndrome in the Social Sciences in Eastern Europe: The Colonization of the Social Sciences in Eastern Europe.” With György Csepeli and Antal Örkény. 63 *Social Research* (2) 487-510 (1996). (Reprinted in the Hungarian journal *Replika*, 1996 with a “Reply to Our Critics.”) (Appeared in Hungarian translation as “A kelet-európai társadalomtudomány szerzett immunhiányos betegségenek tünetei.” 45 *Közgazdasági Szemle* 247 (Economic Perspective), March, 1998.) The article has since been published in German, Russian and Italian.
- “Constitutional Solutions to the Extra-Constitutional State.” With Gábor Halmai. 2 *Journal of Constitutional Law in Eastern and Central Europe* 179-197 (1995).

- "Confronting the Past: The Hungarian Constitutional Court's Lustration Decision of 1994." With Gábor Halmai and László Majtényi. 1(1) *East European Human Rights Review* 111-128 (1995).
- "Kulturális Politika és Politikailag Helyes Kiselkedés" (Cultural Politics and Political Correctness). With Anna Wessely. 36(7) *Világosság* 65-79 (July 1995). In Hungarian.
- "Sex in Public Places." Published in Hungarian as "Szex Nyilvános Helyen." *Kritika*, September 1995, 33-36 and in German as "Sex in der Öffentlichkeit: Anita Hill und die Anbörung des Clarence Thomas." 24(1) *Sozialwissenschaftliche Informationen* 58-65 (1995) (Special issue on sex and politics).
- "Women's Rights in Eastern Europe." 4(1) *East European Constitutional Review* 66-70 (Winter 1995).
- "Imagined Pasts: Sexualized Violence and the Revision of Truth." Pp. 155-169 in Lee Epstein (ed.), *Contemplating Courts*. (Congressional Quarterly Press, 1995.)
- "Manners of Imagining the Real." 19 *Law and Social Inquiry* 995-1022 (1994).
- "Legal Theory and Social Theory." 20 *Annual Review of Sociology* 383-406 (1994).
- "Practices of Truth-Finding in a Court of Law: The Case of Revised Stories." Pp. 84-100 in Theodore Sarbin and John Kitsuse (eds.), *Constructing the Social*. (Sage Publishers, 1993. Reprinted in Jodi O'Brien and Peter Kollock (eds.), *The Production of Reality: Essays and Readings on Social Interaction* (3<sup>rd</sup> Ed.) (Pine Forge Press, 2001).
- "It's Just Not Right': The Ethics of Insider Trading." 56 *Law and Contemporary Problems* 123-175 (1993). Special Issue on Modern Equity.
- "Just the Facts, Ma'am: Sexualized Violence, Evidentiary Habits and the Revision of Truth." 37 *New York Law School Law Review* 123-172 (1992). Special Issue on Lawyering Theory.
- "The Reasonable Woman." 1(4) *The Responsive Community*. 36-47 (1991).
- "Contractarian Methods in Political and Legal Evaluation." With Jeremy J. Waldron. 3 *Yale Journal of Law and the Humanities* 195-230 (1991).
- "Litigation Strategies of Interest Groups." With Jack L. Walker. In Jack L. Walker, *Mobilizing Interests Groups in America: Patrons, Professions, and Social Movements*. (University of Michigan Press, 1991.) This book was compiled after Jack's death in 1990 by Joel Aberbach, Frank Baumgartner, Tom Gais, David King, Mark Petersen and me from book fragments and co-authored papers Jack left behind. It won the University of Michigan Press book award for best book published in 1991.
- "Law Without Accidents." In *Social Theory for a Changing Society*. Edited by Pierre Bourdieu and James S. Coleman. (Westview Press, 1991.)
- "Fairness and Secrecy: A Contractarian Approach." With John Chamberlin. 3 *Rationality and Society* 6-34 (1991).

"The High Cost of Virtue: A Response to Linda Hirshman," 15 *Law and Social Inquiry* 575-585. September 1990.

"Facing Facts in Legal Interpretation." 30 *Representations* 42-77 (1990). (Reprinted in Robert Post (ed.), *Law and the Order of Culture*. University of California Press, 1991.)

"The Ethics of Federalism." In *Power Divided: Essays on the Theory and Practice of Federalism*, pp. 51-59. Edited by Harry Scheiber and Malcolm Feeley. (Berkeley: Institute for Governmental Studies, 1989.)

"Telling Stories." 87 *Michigan Law Review* 2073-2098 (1989).

*Legal Secrets: Equality and Efficiency in the Common Law*. (Chicago: University of Chicago Press, 1988.)

"The Re-Vision of Rape Law." 54 *University of Chicago Law Review* 1095-1116 (1987).

"The Authority of Alternatives." With Karol Edward Soltan. Pp. 169-200 in Roland Pennock and John W. Chapman, *NOMOS XXIX: Authority Revisited* (1987).

"Through Women's Eyes: Defining Danger in the Wake of Sexual Assault." With Pauline B. Bart. 39 *Journal of Social Issues* 63-80 (1983).

*Crime and Punishment: Changing Attitudes in America*. With Arthur L. Stinchcombe, Rebecca Adams, Carol A. Heimer, Tom W. Smith and D. Garth Taylor. (San Francisco: Jossey-Bass, 1980.)

"Salience of Crime and Support for Harsher Criminal Sanctions." With D. Garth Taylor and Arthur L. Stinchcombe. 26 *Social Problems* 413-424 (1979).

#### Work in Progress:

**THE INTERNATIONAL STATE OF EMERGENCY: LAWSCAPES AFTER 9/11.** This is a book about legal responses in the US and among America's constitutional democratic allies to the events of 9/11, revisiting the idea of the state of emergency and exploring the way that it has been used to cope with terrorist attacks.

**HOW CONSTITUTIONS WORK: RETHINKING CONSTITUTIONAL THEORY THROUGH CONSTITUTIONAL ETHNOGRAPHY.** This is a book-length study of the development of constitutionalism in Hungary and Russia in the post-soviet period, focusing on the way in which these cases requires rethinking commonplaces of American constitutional theory.

#### TEACHING

##### Law

The Sociology of Law (introductory-level undergraduate course introducing students to sociology through the sociology of law – Princeton)

The Rule of Law (MPA/MPP course on why the rule of law matters, highlighting negative

- examples -- like coups, emergencies, wars, state violations of constitutions, violations of international law, legalistic but abominable governments – and developing rule-of-law principles from case studies – Princeton)
- Comparative Constitutional Law (undergraduate upper-level course featuring comparative constitutional government and the interpretation of comparative constitutional rights – Princeton)
- Constitutionalism (PhD seminar on the history of constitutional theory – Princeton)
- Crafting Constitutions (freshman seminar on constitutional drafting – Princeton)
- Terrorism and Democracy (focusing on the challenge that terrorism poses to constitutional understandings as well as the constitutional issues raised by counter-terrorism strategies adopted after terrorist attacks, with examples from both the US post-9/11 and from other constitutional democracies -- Penn)
- Post-Communist Law and Society (focusing on the legal structure of soviet-style states and the legal changes which have followed the end of the soviet empire – Penn).
- Constitutionalism (“perspectives” course for first-year law students on constitution-making from the Philadelphia Convention to recent post-communist constitutions --Penn)
- Comparative Constitutional Law I (with Stanley Chodorow) (focusing on European constitutionalism from medieval to modern times, listed in law, political science and history -- Penn)
- Comparative Constitutional Law II (focusing on constitutional problems with an emphasis on constitutional case law in the post WWII period, listed in law and political science -- Penn)
- Comparative Constitutional Law III (focusing on the modern case law of post-war democratic regimes, emphasizing Germany, France, India, Israel, Hungary, Canada and South Africa – Penn)
- Evidence (black letter law for law students -- Penn)
- Legal Protection of Ethnic and National Minorities (focusing on international and European law - - ELTE )
- Separation of Powers in the American Constitution (for Eastern and Central European law students - CEU)
- Principles of Constitutionalism (for Eastern and Central European law students -- Uzgorod State University Law Faculty, Ukraine)

### Gender Studies

- Gender/Body/Knowledge (graduate course on the history of the body and sexuality -- CEU)
- Love (graduate course on the history of love and the philosophy of love, with selected philosophical and literary examples -- CEU)
- Psychoanalysis and Feminism (with Mindy Jane Roseman) (graduate course on Lacan and his feminist interpreters/critics -- CEU)
- Research Colloquium in Gender Studies (CEU)
- Abortion and Public Policy (graduate course in political science, law and public policy presenting an interdisciplinary, comparative and multi-perspectival approach to the abortion controversy -- Michigan). The syllabus for this course was included as one of ten model syllabi in the Public Law Syllabus Project published by the American Political Science Association, 1992.

### General

- Module on Legal Translation in “Thinking Translation: Language Transfer and Cultural Communication” (Translation Program, Princeton)

Module on Legal Evidence in “How Do You Know?” (College of Arts and Sciences, University of Pennsylvania.)

## **PROFESSIONAL ACTIVITIES**

### Consulting/Advising

Convened “Problem Solving Workshop” at Princeton with high-level participants from the uniformed military, civilian DOD, Justice, CIA, the military contractor community and academic experts to work out solutions to accountability issues for military contractors with security responsibilities.

Member of Iraqi Advisory Group, organized through the National Democratic Institute for International Affairs, to advise the Iraqi Constitutional Drafting Commission. July-September 2005.

Wrote report on constitutional courts for the constitutional drafting process in Afghanistan. Worked with the Center for International Cooperation and the UN Transitional Authority for Afghanistan. Spring 2003.

Testified before the Florida House of Representatives as it considered whether to vote a slate of electors in the 2000 Presidential Election, 11 December 2000.

Worked with members of the Russian Constitutional Union to rethink federalism under the Russian Federation Constitution (1997-1998).

Worked with the Constitutional and Legislative Policy Institute (COLPI), Budapest and the Hungarian Constitutional Court to create a handbook on Hungarian constitutional law published for judges and civil servants in Hungary as *Alkotmányos Elvek És Esetek* (Constitutional Principles and Cases) (edited with Gábor Halmai, Péter Paczolay, Zsolt Bálogh). (1994-1996).

Advisor to Dorotthya Buky, Member of Parliament, Republic of Hungary, on women's rights in the new constitution and on Hungarian compliance with the Convention on the Elimination of Discrimination Against Women. 1995.

### Other Teaching/Administration

Starting in fall 2007, I am part of the Princeton University Program on Translation, which involves guest-teaching in the introductory translation course.

In 1996, the Central European University in Budapest inaugurated the first degree-granting program in gender studies anywhere in the former soviet world. As its first director (together with Joanna Regulska), I planned the curriculum, saw the program through accreditation for two graduate degrees, hired a faculty, recruited students and set up a variety of other support programs (Regional Seminar in Gender and Culture for senior scholars; Small Grants Program in Gender and Culture to support the creation of gender studies centers in the former soviet world; Summer University Program in Gender and Culture for university teachers from the former soviet world; Curriculum Resource Center visits for regional faculty to build new curricula in gender studies).

Between 1984-1996, I built a PhD program in Law and Politics within the political science department at the University of Michigan. This program at its peak had about 30 PhD students taking major or first minor prelims in the field.

Extensive teaching experience in Central and Eastern Europe (1993-present).

Editorial Experience

Guest Editor, *I-Con: International Journal of Constitutional Law* (with Jan-Werner Müller) for a special issue on Constitutional Patriotism, 2008.

Editorial Board, *Constellations*, 2006 -

Editorial Board, *Journal of National Security Law and Policy*, 2005 -

Associate Editor, *Annual Review of Law and Social Science*. (Published in the Annual Review Series), 2003-

Guest Editor, *Law and Society Review*, for a special issue on Constitutional Ethnography, 2002-2004. Issue appeared in August 2004.

Member, Editorial Board, *Law and Society Review*, 1995-1997, 2000-2003.

Associate Editor, *American Journal of Sociology*, 1996-1998.

Coeditor for special issue on the influence of interdisciplinary graduate education, *Social and Legal Studies*, 1992-1993.

Associate Editor, *The Law and Politics Book Review*, 1990-1994.

Associate Book Review Editor, *American Journal of Sociology*, 1978-1979.

Activities in Professional AssociationsLawLaw and Society Association

Co-organizer with Tom Baker, Early Career Workshop, Law and Society Association, Denver, May 2009.

International Committee, member, and East European Regional Coordinator (2003- ).

Program Committee Co-Chair (with Carol Heimer) for the Budapest 2001 meeting.

Treasurer (elected office) (1999-2001) (also ex officio member of the Executive Committee and the Board of Trustees).

Member, Program Committee for the Miami meetings (1999-2000).

Organizer, Constitutional Ethnography Working Group (1999- ).

Trustee, Board of Trustees, Class of 1993 (elected office) (1990-1993).

Member, Program Committee for the first international meetings, held in Amsterdam, June 1991

Member (1980- ).

Association of American Law Schools

Instructor in AALS workshop on Constitutional Law, June 2002.

Invited speaker for annual conference:

- 2009 (section on constitutional law)
- 2007 (constitutional law and comparative law sections);
- 2005 (section on national security law);
- 2004 (mini-conference on terrorism – constitutional law and immigration law sections);
- 2003 (evidence and criminal procedure sections);
- 1998 (law and humanities section);
- 1996 (legal writing and research section);
- 1993 (criminal law section) and

- 1990 (privacy and defamation section).  
Member, evidence section (1996- 2005).

#### American Society for Comparative Law

Co-organizer (with Mathias Reimann and Jacqueline Ross), Junior Scholars Workshop

- U of Michigan Law School 2008
- Princeton University 2009

#### Law School Admissions Council

Member, grants committee (2000-2005).

#### National Constitution Center

John Templeton Lecture on Economic Liberty and the Constitution, selection committee member (2002-2005).

Senior Fellow (1998-1999).

Scholarly Advisory Board, member (1997- ).

#### American Academy of Berlin

Panelist, Fellows Selection Committee, 2007-2009.

### Sociology

#### American Sociological Association

Member, Local Arrangements Committee for the Philadelphia Annual Meeting (2005-2006)

Member (1975- )

#### Sociology of Law Section, ASA

Member, Section Council (elected office) (2004-2006).

Co-Chair (with Bryant Garth), Book Prize Committee (1999-2000).

Member, Awards Committee (1996-1997).

Chair of Section (elected office) (1994-1995).

Program Committee Chair (1993-1994).

First Convener of Section (1992-1993).

Member, Steering Committee (1992-1995).

Member, Nominating Committee (1992-1993).

#### Sociology of Culture Section, ASA

Program committee (2002-2003).

Chair of law and culture working group (1993-1994).

#### Theoretical Sociology Section, ASA

Member, awards committee (1995-1996)

Member, section council (elected office) (1993-1996).

Political ScienceAmerican Political Science Association

Program committee member and organizer of panels on the Intersection of Theory and Practice (1989-1990)

Member (1984- ).

Conference Group on Jurisprudence and Public Law, APSA

Co-founder and co-organizer (with Karol Soltan) (1985-1994).

Law and Courts Section, APSA

Member, C. Herman Pritchett Award committee for best book in the field (2003-2004)

Member, awards committee for best paper delivered at the APSA meetings (1992-1993)

Member of special national committee to reconsider the status of the public law subfield in the discipline of political science (1989-1990)

Member, Nominating Committee (1988)

Member (1984- ).

National Science Foundation

Former Panelist, Law and Social Sciences Division.

Reviewer, Law and Social Sciences Division.

Recent Conference Papers and Workshop Presentations

*The UN Security Council and National Constitutional Law.* Roundtable on the UN Security Council at the Annual Meeting of the **American Society for International Law**, March 2009.

*Making Constitutions Terror-Proof.* Presentation at a Symposium at the **University of Texas Law School** on *Constitutional Design*, January 2009.

*Social Rights in Constitutional Courts.* To be presented at the Annual Meeting of the **Association of American Law Schools** (AALS) meeting, San Diego, CA, January 2009.

*“Law is the Way the State Talks to Itself.”* To be presented at **NYU Law School** Workshop on Law and Society, 22 January 2009.

*The Holy Crown of St. Stephen and the Rise of Hungarian Nationalism.* Presented at the Annual Meeting of the **American Association for the Advancement of Slavic Studies** (AAASS), Philadelphia, November 2008.

*Why Courts can be more Democratic than Parliaments.”* Presented at a symposium at Boston University College of Law on *The Most Disparaged Branch: The Role of Congress in the 21<sup>st</sup> Century*.

*The International State of Emergency.* Presented at the **University of Iowa Law School** in September

2008 and at **Suffolk Law School**, August 2008.

Discussant, “Legacies of Authoritarianism in Western and Eastern European Democracies.” Annual Meeting of the **American Political Science Association**, Boston, MA. 31 August 2008.

Discussant, “Latin American Constitutionalism in the 21st Century.” Annual Meeting of the **Law and Society Association**, Montréal, Canada, June 2008.

*The Metastasis of Torture*. Presented at **University of California at Berkeley**, 7 May 2008.

*The International State of Emergency*. Presented at **Emory Law School**, January 2008.

*The Practical Realization of Social Rights by Constitutional Courts*. Presented at the Tenth Annual Forum on Constitutional Jurisprudence, organized by the **Constitutional Court of the Russian Federation**, Moscow, Russia. 13 October 2007.

Participation in roundtable on *What Does the Rule of Law Mean for the United States?* at the *International Law and the Constitution Symposium*. **Fordham Law School**, New York, NY. 5 October 2007.

*Small Emergencies: Why the American Constitution Has Survived This Long*. Constitution Day Invited Lecture. **Swarthmore College**. 18 September 2007.

Discussant, panel on *Constitutional Citizenship*, annual meeting of the **American Political Science Association**, Chicago, IL. 1 September 2007.

Participation in roundtable on *Blogging and Public Sociology* at the annual meetings of the **American Sociological Association**, New York, NY. 14 August 2007.

Participation in featured roundtable, *Reaction of Constitutional Courts to Social Change*, with Dieter Grimm (former justice of the Federal Constitutional Court of Germany), Jutta Limbach (former president of the Federal Constitutional Court of Germany), Pedro Cruz Villalon (former president, Constitutional Court of Spain) and Mirosław Wyrzykowski (current justice of the Constitutional Court of Poland) at the annual meetings of the **Law and Society Association**, Berlin, Germany, 27 July 2007.

Participation in featured roundtable, *Critical Engagements*, inaugural conference of the **Northeast Law and Society Association**, 22 May 2007.

*A Constitution Between Past and Future*. Paper delivered at the conference on Post-Conflict Constitutional Drafting, **William and Mary Law School**, February 2007.

*The International State of Emergency*. Invited lecture given at the **University of Victoria Law School**, British Columbia, Canada, 26 January 2007. Also given at

- **The New School**, 8 February 2007 (invited lecture)
- **University of Maryland**, 9 February 2007 (invited workshop)
- **Cornell Law School**, 9 March 2007 (faculty workshop)
- **Haverford College**, 30 March 2007 (conference paper)
- **Syracuse University**, 18 April 2007 (invited lecture)
- **University of Washington**, 2 November 2007 (invited lecture)

Participant in *Can, and Should, the Rule of Law Be Transplanted Outside the West?* Panel on Comparative Law, **Association of American Law Schools** meeting, Washington DC, January 2007.

Participant in *The Bush Presidency and the Constitution*, Panel on American Constitutional Law, **Association of American Law Schools** meeting, Washington, DC. January 2007.

Participant in roundtable on *The American Constitution After 9/11*. Thematic panel at the annual meetings of the **American Political Science Association**, Philadelphia, PA. 2 September 2006.

*Torture and the Corrosion of Law*. Paper given at the annual meetings of the **American Sociological Association**, Invited Session on Sociology of Law, Montréal, Canada, 14 August 2006.

Participant in roundtable on *Theories on Process; Theorists in Progress: Social Change*. Annual meetings of the **American Sociological Association**, Theory Section Mini-Conference, Montréal, Canada, 13 August 2006.

*The International State of Emergency*. Paper given at the annual meetings of the **American Sociological Association**, Thematic Session on Sovereignty Beyond Geographical Boundaries, Montréal, Canada, 12 August 2006.

Participant in roundtable on *Teaching Constitutional Law*, at the annual meetings of the **Law and Society Association**, Baltimore, MD, 6 July 2006.

*The Metastasis of Torture*. Paper given at the conference on the Jurisprudence of Military Law at **Columbia Law School** (conference jointly sponsored by LAPA), 22 April 2006 and at the annual meetings of the **Law and Society Association**, Baltimore, MD, 6 July 2006.

*The Anatomy of a State of Emergency*. Paper given at the Clifford Symposium on The Rule of Law, **DePaul Law School**, Chicago, IL, 21 April 2006.

*Before and After the Next Attack: Reflections on Ackerman's Constitutionalized Emergency*. Paper given at the **Fordham Law School** Centennial Conference: A New Constitutional Order? 24 March 2006.

*The Role of Constitutional Courts in Post-Conflict Constitutions*. Perspectives on Postconflict Constitutionalism, **New York Law School** (jointly sponsored with the U.S. Association for Constitutional Law), 3 March 2006.

*The Russian Transition and Commitments to Human Rights*. **Yale Law School Human Rights Seminar**, 19 February 2006.

*Guardian of the Constitution: The Constitutional Court President as Phoenix in Post-Socialist Europe*. Paper given at a conference on The Chief Justice and the Institutional Judiciary, **University of Pennsylvania Law School**, Philadelphia PA, 11 November 2005.

*The Challenge of International Security Law for Constitutionalism*. Presentation at the conference on Constitutionalism and Globalization, **University of Wisconsin, Law School**, Madison, WI. 22 October 2005.

*The International State of Emergency*. Presented at the conference on New Developments in International Law, **University of Virginia Law School**, Charlottesville, VA. 8 October 2005.

*The National Constitution Center: Presenting the Constitution to a General Audience.* Presentation at the annual meetings of the **American Sociological Association**, Philadelphia PA (at the National Constitution Center), 15 August 2005.

*Challenges to Judicial Independence.* Presentation at the **Annual Meeting of Illinois Judges**. Champaign-Urbana, IL. 6 June 2005.

*Dissociation under Emergency: Comparative Judicial Responses to the Global War on Terrorism.* Paper presented at the Annual Meeting of the **Law and Society Association**, Las Vegas, NV. 4 June 2005  
Also given at

- the conference “Constitutions and Constitutionalism: An International Conference to Celebrate the **Opening of the New Canadian Embassy in Berlin**,” 18 March 2005 and
- at the **University of California at Irvine**, 24 January 2005 and
- at **Princeton University**, 10 January 2005.

*“We Forgot about the Ditches: Russian Constitutional Impatience and the Problem of Terrorism.”* Paper presented at the annual **Drake Law School** Symposium on Constitutional Law. Des Moines, Iowa. 9 April 2005.

*The Retroactive Liberalism of Hungarian Constitutionalism.* Paper presented at the Annual Meeting of the **Law and Society Association**, Las Vegas, NV. 4 June 2005.

*Evidence by Torture.* Paper presented at the Annual Meeting of the **American Society of International Law**. Washington DC, 1 April 2005.

*Defending Constitutions in the Global War on Terror.* Presentation in panel on Constitutions Under Stress at a meeting of the **American Academy of Arts and Sciences**, 12 May 2005.

*The Metastasis of Torture: Circulating Coerced Knowledge in the Anti-Terrorism Campaign.* Paper presented at a conference on Undercover Policing at the **University of Illinois Law School**, 11 March 2005.

*Hypothetical Torture in the War on Terrorism.* Paper presented in the Law and Public Affairs Seminar, **Princeton University**, 31 January 2005 and at the **American Enterprise Institute**, 10 November 2004.

*Private Property and Corporate Property in Russia.* Presentation at the “Canada-Russia Judicial Conference on Property Rights.” **University of Toronto**. 18-19 October 2004.

*The International State of Emergency: The Role of the UN Security Council in Comparative Terrorism Responses after 9/11.* Paper given at a conference on “The Migration of Constitutional Ideas.” **University of Toronto**. 15-16 October 2004 and at **Rutgers Law School, Camden**, 15 November 2004.

*Soft Emergencies: Canadian and American Responses to 9/11.* Paper given at a conference on “North American Constitutionalism.” **University of Toronto**, 1-2 October 2004 and at the **University of Southern California**, 15 December 2004.

*The Enemy Combatant Cases.* Presentation on the U.S. Supreme Court’s detainee cases at the **National Constitution Center**, Philadelphia PA. 30 June 2004.

*All the Clauses, but One: An Analysis of the Government’s Legal Opinions for Conducting the War on*

*Terrorism.* Paper given at the **US Army War College – Penn Law** conference on “Homeland Security and Civil Liberties.” 18 June 2004.

*The Holmes Debates.* Public debate on the PATRIOT Act with David Nehmias, associate deputy attorney general, criminal division, Department of Justice. **Library of Congress**, Washington DC, 15 June 2004.

“*We are a Nation of Lawyers:*” *The Role of the Legal Profession in Hungary’s Transition.* Presentation at a mini-conference on Re-Inventing Liberalisms and the Legal Complex. Chicago, IL, 30 May 2004 (after the **Law and Society Association** meeting).

*Constitutional Ethnography.* Paper given in a sociology department workshop at the **University of Delaware**, 12 May 2004.

*Constitutional Interpretation after Regimes of Horror.* Paper given to the Jurisprudence and Social Theory workshop, **Amherst College**, 9 April 2004 and at a sociology department “salon” (i.e. workshop) at **Northwestern University**, 20 April 2004.

*Counter-Constitutions: Narrating the Nation in Post-Communist Hungary.* Paper given in the faculty colloquium of the political science department, **George Washington University**, Washington DC, 2 April 2004 and in a research workshop at the **American Bar Foundation**, 21 April 2004.

*The Value of Mourning: Claiming Compensation after the Moscow Theater Siege.* Paper presented at the **Law, Culture and Humanities** conference, Hartford CT, 12 March 2003.

*The Realpolitik Theory of Social Rights.* Paper presented at the conference on Comparative Constitutional Law at the **University of Texas Law School**, 27-28 February 2004.

*Other People’s PATRIOT Acts: Europe’s Response to 9/11.* Paper presented at the **Association of American Law Schools** meeting, Atlanta, GE, 3 January 2004 and at the **University of Wisconsin, Madison** in a faculty workshop organized jointly by the law school and sociology departments, 8 March 2003.

*The Problem of Social Infrastructure in Designing Conflict of Interest Rules.* Paper presented at the conference jointly organized by the Institute for Law and Economics Institute (PennLaw) and CEGLA (Tel Aviv University). **Penn Law School**. 17-18 October 2003.

*Democracy by Judiciary (Or Why Courts Can Sometimes Be More Democratic than Parliaments).* Paper presented at the annual meetings of the **American Political Science Association**, Philadelphia, 28 August 2003 and at the **Yale Law School** in a workshop on constitutional design, 8 April 2004.

*Law in a Time of Emergency: Terrorism and States of Exception.* Paper presented at the annual meetings of the **American Sociological Association**, Atlanta, 17 August 2003. Also presented at the **PennLaw** faculty retreat (2 October 2003), at **Northwestern University** (20 April 2004) and at the **University of California, San Diego** (29 April 2004).

*The Show Case: Terrorist Logics of the Exceptional Lawsuit.* Paper presented at the annual meetings of the **Law and Society Association**, Pittsburgh PA, 1-4 June 2003.