**Academic Positions**

**University of California, Davis, School of Law (King Hall)**

Acting Professor of Law & Martin Luther King, Jr., Hall Research Scholar (2016-present)

*Courses*: Constitutional Law, Education Law & Policy, Supreme Court Simulation Seminar

*Service*: AALS Section on Education Law, Chair-Elect (2018-present), Treasurer (2017-18); AALS Committee to Review Scholarly Papers, Member (2018); UC-Davis Academic Appeals Committee (2017-19), UC-Davis Library Advisory Committee (2018-19)

**Publications**

**Law Review Articles**

* *Life After Janus*, 119 Colum. L. Rev \_\_\_ (forthcoming 2019)
  + Selected for inclusion in NYU Selected Essays on Labor and Employment Law
* *School Vouchers, Special Education & The Supreme Court*, 167 Penn. L. Rev. \_\_\_ (forthcoming 2019)
* *Rethinking Political Power in Judicial Review*, 106. Cal. L. Rev. \_\_\_ (forthcoming 2018)
  + Winner, Association of American Law Schools’ Scholarly Paper Competition
  + Selected for Presentation at Yale / Stanford / Harvard Junior Faculty Forum (2018)
  + Selected for Presentation at National Conference of Constitutional Law Scholars (2018)
  + Reviewed by Fred Smith, *The Politically Powerful and Judicial Review*, Jotwell, at https://courtslaw.jotwell.com/the-politically-powerful-and-judicial-review/ (Sept. 2018)
* *Reverse Political Process Theory*, 70 Vand. L. Rev. 1427 (2017)
  + Reviewed by Matthew A. Seligman, *Neutral Principles and Political Power: A Response to Reverse Political Process Theory*, 70 Vand. L. Rev. En Banc 301 (2017).
* *Public Sector Unions, the First Amendment, and the Costs of Collective Bargaining*,   
  91 N.Y.U. L. Rev. 144 (2016)
* *Double Immunity*, 65 Stan. L. Rev. 279 (2013)
* *The New Education Malpractice Litigation*, 99 Va. L. Rev. 419 (2013) (with Ethan Hutt)
* *The Ethics of Opposing Certiorari in the Supreme Court*, 35 Harv. J.L. & Pub. Pol’y 933 (2012)
* *Privileges & Immunities, Public Education, & the Case for Public School Choice*,   
  79 Geo. Wash. L. Rev. 1103 (2011)
* *Broken Systems, Broken Duties: A New Theory for School Finance Litigation*,   
  94 Marq. L. Rev. 1195 (2011)

**Shorter Law Review Publications**

* *Can Unions Be Sued for Following the Law?* 132 Harv. L. Rev. F. \_\_\_ (forthcoming 2018) (with Fred Smith)
* *Janus and the Law of Opt-Out Rights*, Harv. L. Rev. Blog (July 2, 2018)
* *Whose Money Is It Anyways: Have We Been Wrong About Agency Fees All Along?***,** 131 Harv. L. Rev. F. 154 (2018) (invited contribution)
* *Reading the School Finance Litigation Tea Leaves: What Lies Ahead for Plaintiff School Children*?, 4 Harv. L. & Pol’y Rev. (Online) (January 28, 2011) (essay)

**Other Publications**

* “Viewpoint: Any Janus Solution That Ignores Free Riders is Star-Crossed and Unfair,” Labor Notes (July 27, 2018) (op-ed)
* “Inside the Doomed Union Refund Lawsuits, Part II,” TakeCareBlog.com (July 24, 2018) (blog post)
* “The Doomed—And Dangerous Demand for Refunds from Public Sector Unions,” TakeCareBlog.com (July 19, 2018) (blog post)
* “After *Janus*, How to Tilt the Balance of Power Back to Workers,” In These Times (July 16, 2018) (magazine article) (with Jessica Stites)
* “A Tax Cut for Workers and Financial Security for Their Unions,” The American Prospect (July 11, 2018) (op-ed)
* “Kennedy’s Retirement Also Jeopardizes Public Education for Undocumented Children,” Slate (July 5, 2018) (essay)
* “There’s A Simple Way to Neutralize Janus—If State Legislators Have The Will,” Salon (June 28, 2018) (essay)
* “The *Janus* Ruling Doesn’t Have to Be Fatal for Unions. Here’s How.” *The Sacramento Bee* (June 27, 2018) (op-ed)
* “The Bearable Lightness of *Janus*,” TakeCareBlog.com (June 27, 2018) (essay)
* “An Open Letter: Justice Kennedy, Please Stay on the Supreme Court,” The National Law Journal (Dec. 26, 2016) (op-ed)
* “Teacher Employment and Collective Bargaining Laws in California,” Policy Analysis for California Education (February 2011) (with William S. Koski) (policy brief)
* “Why Voting Should Matter to Young People,” *in* Declare Yourself 237-44 (Harper Collins 2008) (book chapter)

**Works in Progress**

* *How Do Judges Determine Educational Rights?* (Article with Ethan Hutt & Daniel Klasik)

**Clerkships**

**Law Clerk to the Honorable Sonia Sotomayor** Washington, DC (2013-2014)

Supreme Court of the United States

**Law Clerk to the Honorable J. Harvie Wilkinson III** Charlottesville, VA (2012-2013)

United States Court of Appeals for the Fourth Circuit.

**Education**

**Stanford Law School** – J.D.Palo Alto, CA – June 2011

**Awards:**

* Fifteen class prizes for outstanding performance, including:
  + *Gerald Gunther Prize for Outstanding Performance* in • Constitutional Law: Speech & Religion • Federal Courts • Torts • Civil Procedure • Contracts • Property • Corporations  
    • Criminal Law • Evidence • Capital Markets • Over-The-Counter Derivatives
  + *John Hart Ely Prize for Outstanding Performance* in • Law, Litigation, and Educational Policy • Legal Ethics • Educational Inequality
  + *Judge Thelton E. Henderson Prize for Outstanding Performance* in • Supreme Court Litigation Clinic: Clinical Practice
* Kirkwood Moot Court: Highest Scoring Overall Brief (2010) - Pro Bono Distinction

**Activities**:

* Research Assistant, Professor Jeff Fisher - Kirkwood Moot Court, Vice President
* Research Assistant, Professor William Koski - Stanford Street Law, Volunteer Teacher

**Yale University**– B.A., Political Science, *summa cum laude* New Haven, CT – May 2005

**Awards:** Yale University’s Alpheus Henry Snow Prize; Harry S. Truman Scholar; USA Today All-USA College Academic First Team; Echoing Green Fellow; Phi Beta Kappa.

**Legal Experience**

**Jones Day,** *Associate* Washington, DC (2014-2016)

**Stanford Law School Constitutional Law Center,** *Associate Fellow*Palo Alto, CA (2011-2012)

**Goldstein & Russell, P.C.**, *Associate*  Washington, D.C. (2011-2012)

**SCOTUSblog**, *Editor* Washington, D.C. (2011-2012)

**Stanford Law School Supreme Court Litigation Clinic** Palo Alto, CA (Spring 2010 & 2011)

**Sullivan & Cromwell**,*Summer Associate*Palo Alto, CA (Summer 2010 & 2011)

**Davis Polk & Wardwell**, *Summer Associate*Menlo Park, CA (Summer 2010)

**Public Advocates,** *Law Clerk* San Francisco, CA (Summer 2009)

**Selected Presentations**

* *Life After Janus*, presentation at the Culp Colloquium, Stanford Law School (June 2018)
* *Rethinking Political Power in Judicial Review*, presentations at the American Association of Law Schools’ Scholarly Papers Competition (January 2018), the National Conference of Constitutional Law Scholars (March 2018), and the Yale / Stanford / Harvard Junior Faculty Forum (June 2018);
* *NFL Anthem Protests & The First Amendment*, presentation for the Black Law Students Association at UC-Davis School of Law (November 2017);
* *Marijuana Federalism*, invited commenter, Federalist Society presentation by Ilya Shapiro
* *Supreme Court Year In Review*, presentation at UC-Davis sponsored panel in Sacramento, CA (July 2017) and radio interview on Capitol Public Radio (July 2017);
* *The* Endrew F. *Case*, presentation for the Disability Rights Law Association at UC-Davis School of Law (April 2017);
* *Reverse Political Process Theory*, presentations at the Culp Colloquium, Duke Law School (May 2017) and the American Association of Law Schools Section on Legislation, Law, & the Political Process “New Voices in Legislation” program (January 2017);
* *Public Sector Unions, the First Amendment, and the Costs of Collective Bargaining*, job talk presentations at law school faculty workshops at Alabama, Boston College, Iowa, Richmond, UC-Davis, Vanderbilt, and William & Mary (September-November 2015).