

# Charles W. “Rocky” Rhodes

Professor of Law and  
Charles Weigel II Research Professor of State & Federal Constitutional Law  
South Texas College of Law Houston

1303 San Jacinto  
Houston, Texas 77002

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## FACULTY APPOINTMENTS

### SOUTH TEXAS COLLEGE OF LAW HOUSTON (2001-Present)

Charles Weigel II Research Professor of State & Federal Constitutional Law (2021-Present)  
Vinson & Elkins LLP Research Professor (2013-2017)  
Godwin Ronquillo PC Research Professor (2008-2012)

Professor of Law (2007-Present)  
Associate Professor of Law (2004-2007)  
Assistant Professor of Law (2001-2004)

Courses: Constitutional Law, First Amendment Law, Civil Procedure, State Constitutional Law, Complex Litigation, Trial & Appellate Procedure, Comparative Constitutional Law, American Constitutional History, and International Human Rights

Awards: Faculty Award for Excellence in Scholarship (2021, 2022)  
American Association of Law Schools Teacher of the Year (2004, 2020)  
Student Bar Association Professor Excellence Award (2003)

### BAYLOR UNIVERSITY SCHOOL OF LAW (1998-2001)

Adjunct Professor

Courses: Civil Procedure, Remedies, Criminal Law, and Post-Conviction Criminal Procedure

## BOOKS

CONSTITUTIONAL LAW: FOUNDATIONS, INTERPRETATIONS, AND COMMENTARIES,  
1st ed. West Academic Publishing (forthcoming 2024) (with Renee Knake Jefferson)

RHODES & USMAN ON STATE CONSTITUTIONAL LAW,  
Matthew Bender & Co. (two volumes) (forthcoming 2024) (with Jeffrey Usman)

QUESTIONS & ANSWERS: CONSTITUTIONAL LAW,  
4th ed. Carolina Academic Press 2023 (with Paul E. McGreal)  
3d ed. Carolina Academic Press 2017 (with Paul E. McGreal and Linda S. Eads)

THE TEXAS CONSTITUTION IN STATE AND NATION: STATE CONSTITUTIONAL LAW IN THE FEDERAL SYSTEM,  
1st ed. Vandepas Publishing 2014

SKILLS & VALUES: THE FIRST AMENDMENT,  
3d ed. Carolina Academic Press 2021 (with Paul E. McGreal)  
2d ed. LexisNexis 2013 (with Paul E. McGreal)  
1st ed. LexisNexis 2010 (with Kathleen Bergin)

CASES AND MATERIALS ON CONSTITUTIONAL LAW,  
5th ed. LexisNexis 2009 (with David Crump, Eugene Gressman, and David Day)

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**ARTICLES AND ESSAYS**

*Judicial Process and Vigilante Federalism,*

108 CORNELL L. REV. ONLINE 125 (2023) (with Howard M. Wasserman).

*Solving the Procedural Puzzles of the Texas Heartbeat Act and Its Imitators: New York Times v. Sullivan as Historical Analogue,*

60 HOUS. L. REV. 93 (2022) (with Howard M. Wasserman).

*Solving the Procedural Puzzles of the Texas Heartbeat Act and Its Imitators: The Potential for Defensive Litigation,*

75 SMU L. REV. 187 (2022) (with Howard M. Wasserman).

*Solving the Procedural Puzzles of the Texas Heartbeat Act and Its Imitators: The Limits and Opportunities for Offensive Litigation,*

71 AM. U. L. REV. 1029 (2022) (with Howard M. Wasserman).

*The Roberts Court's Jurisdictional Revolution within Ford's Frame,*

51 STETSON L. REV. 157 (2022) (invited symposium).

*Ford Motor Co.: The Murky Doctrine of Personal Jurisdiction,*

5 AM. CONST. SOC'Y SUP. CT. REV. 191 (2021) (solicited) (with Linda Sandstrom Simard & Cassandra Burke Robertson).

*Ford's Hidden Fairness Defect,*

106 CORNELL L. REV. ONLINE 45 (2020) (with Linda S. Simard & Cassandra B. Robertson).

*Ford's Jurisdictional Crossroads,*

109 GEO. L.J. ONLINE 102 (2020) (with Cassandra B. Robertson & Linda S. Simard).

*A New State Registration Act: Legislating a Longer Arm for Personal Jurisdiction,*

57 HARV. J. LEGIS. 377 (2020) (with Cassandra Burke Robertson).

*Loving Retroactivity,*

45 FLA. ST. U. L. REV. 383 (2018).

*The Business of Personal Jurisdiction,*

67 CASE W. RES. L. REV. 775 (2017) (invited symposium) (with Cassandra Burke Robertson).

*A Shifting Equilibrium: Transnational Litigation, Personal Jurisdiction, and the Problem of Nonparties,*

19 LEWIS & CLARK L. REV. 643 (2015) (invited symposium) (with Cassandra Burke Robertson).

*Toward a New Equilibrium in Personal Jurisdiction,*

48 U.C. DAVIS L. REV. 207 (2014) (with Cassandra Burke Robertson).

*The First Amendment Structure for Speakers and Speech,*

44 SETON HALL L. REV. 395 (2014).

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*Speech, Subsidies, and Traditions: AID v. AOSI and the First Amendment*,  
2012-13 CATO SUP. CT. REV. 363 (2013).

*Nineteenth Century Personal Jurisdiction Doctrine in a Twenty-First Century World*,  
64 FLA. L. REV. 387 (2012).

Featured in JURISDICTION AND PRIVATE INTERNATIONAL LAW,  
Patrick J. Borchers, ed., Edward Elgar Pub. 2014.

*What Conservative Constitutional Revolution? Moderating Five Degrees of Judicial Conservatism After Six Years of the Roberts Court*,  
64 RUTGERS L. REV. 1 (2011).

*Navigating the Path of the Supreme Appointment*,  
38 FLA. ST. U. L. REV. 537 (2011).

*Liberty, Substantive Due Process, and Personal Jurisdiction*,  
82 TUL. L. REV. 567 (2007).

*Public Employee Speech Rights Fall Prey to an Emerging Doctrinal Formalism*,  
15 WM. & MARY BILL RTS. J. 1173 (2007).

*The Predictability Principle in Personal Jurisdiction Doctrine: A Case Study on the Effects of a “Generally” too Broad, but “Specifically” too Narrow Approach to Minimum Contacts*,  
57 BAYLOR L. REV. 135 (2005).

*Clarifying General Jurisdiction*,  
34 SETON HALL L. REV. 807 (2004).

*Civil Procedure*,  
Fifth Circuit Survey, June 2001-May 2002, 34 TEX. TECH L. REV. 571 (2003) (solicited).

*Civil Procedure*,  
Fifth Circuit Survey, June 2000 - May 2001, 33 TEX. TECH L. REV. 685 (2002) (solicited).

*A Proposal for Interpreting Corresponding United States and Texas Constitutional Guarantees in the New Millennium*,  
51 BAYLOR L. REV. 269 (1999) (invited symposium).

*Demystifying the Extraordinary Writ: Substantive and Procedural Requirements for the Issuance of Mandamus*,  
29 ST. MARY’S L.J. 525 (1998) (solicited).

*Broad Form Submissions and Spencer v. Eagle Star Insurance: The Death of the Immaterial Issue*,  
46 BAYLOR L. REV. 841 (1994) (invited symposium).

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**CHAPTERS, SUPPLEMENTS, AND OTHER CONTRIBUTIONS**

2015 SUPPLEMENT, STATE CONSTITUTIONAL LAW: LITIGATING INDIVIDUAL RIGHTS, CLAIMS, AND DEFENSES, Matthew Bender & Co. 2015 (two volumes).

2014 SUPPLEMENT, STATE CONSTITUTIONAL LAW: LITIGATING INDIVIDUAL RIGHTS, CLAIMS, AND DEFENSES, Matthew Bender & Co. 2014 (two volumes).

2013 SUPPLEMENT, CASES AND MATERIALS ON CONSTITUTIONAL LAW, 5th ed. LexisNexis 2013 (with David Crump, Eugene Gressman, and David Day).

2013 SUPPLEMENT, STATE CONSTITUTIONAL LAW: LITIGATING INDIVIDUAL RIGHTS, CLAIMS, AND DEFENSES, Matthew Bender & Co. 2013 (two volumes).

2012 SUPPLEMENT, CASES AND MATERIALS ON CONSTITUTIONAL LAW, 5th ed. LexisNexis 2012 (with David Crump, Eugene Gressman, and David Day).

2008 SUPPLEMENT, CASES AND MATERIALS ON CONSTITUTIONAL LAW, 4th ed. LexisNexis 2008 (with David Crump, Eugene Gressman, and David Day).

*The Impact of American Lockean Constitutional Theory on Economic Markets, in*  
SELECTED ESSAYS ON CURRENT LEGAL ISSUES 49  
ATINER 2008 (David A Frenkel & Carsten Gerner-Beuerle eds.).

*Civil Liberties under State Constitutions, Modern History, in*  
3 ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES 1544  
Routledge 2006 (Paul Finkelman ed.).

*State Constitution, Privacy Provisions, in*  
3 ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES 1532  
Routledge 2006 (Paul Finkelman ed.).

**COMMENTARIES AND OTHER PUBLICATIONS**

*Jurisdictional Roadblocks,*  
97 THE ADVOCATE 16 (2021).

*How to Overcome Procedural Hurdles of Texas' Abortion Law,*  
LAW360, Expert Analysis, Oct. 18, 2021 (with Howard M. Wasserman)  
<https://www.law360.com/articles/1431181>.

*Texas' fetal heartbeat law creates procedural morass, but doesn't preclude judicial review,*  
DAILY JOURNAL, Sept. 14, 2021 (with Howard M. Wasserman)  
<https://www.dailyjournal.com/articles/364186-texas-fetal-heartbeat-law-creates-procedural-morass-but-doesn-t-preclude-judicial-review>.

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*State Constitutional First Principles in Challenging the Texas Voter Photo Identification Law*,  
JURIST – Academic Commentary, Oct. 29, 2014,  
<http://jurist.org/forum/2014/10/charles-rhodes-texas-voterid.php>.

*Violence, Gamers, and Free Speech: Brown v. Entertainment Merchants Association*,  
2012 Emerging Issues 6375 (LexisNexis June 2012).

*Legislative Voting and the Limits of Speech in Nevada Commission on Ethics v. Carrigan*,  
2012 Emerging Issues 6374 (LexisNexis June 2012).

*Funeral Mourning and Protesting: Snyder v. Phelps*,  
2011 Emerging Issues 6161 (LexisNexis Dec. 2011).

*Rethinking Personal Jurisdiction over the World-Wide Web*,  
52 THE ADVOCATE 53 (2010).

*Balancing Freedom of Speech and National Security in Holder v. Humanitarian Law Project*,  
2010 Emerging Issues 5393 (LexisNexis Nov. 2010).

*The Historical Approach to Unprotected Speech and the Quantitative Analysis of Overbreadth in United States v. Stevens*,  
2010 Emerging Issues 5227 (LexisNexis July 2010).

*McDonald v. City of Chicago: The Second Amendment Applies to State and Local Governments*,  
2010 Emerging Issues 5195 (LexisNexis July 2010).

*The Source of Conflicts in Texas Jurisdictional Doctrine*,  
18 THE APPELLATE ADVOCATE 3 (Winter 2006).

*Attorneys’ Fees in Common-Fund Class Actions: A View from the Federal Circuits*,  
35 THE ADVOCATE 56 (2006).

## **SCHOLARLY AMICUS BRIEFS AND TESTIMONY**

Brief of *Amicus Curiae* Professor Charles W. Rhodes in Support of Plaintiff-Appellee, *Singleton v. Taylor*, \_\_ F.4th \_\_ (11th Cir.) (No. 23-11163) (primary author and co-counsel).

Brief for *Amicus Curiae* Civil Procedure and Federal Courts Professors in Support of Plaintiffs-Appellants, *Doucet v. FCA-US LLC*, 210 N.E.3d 393 (Mass. 2023) (No. SJC-13354) (co-author, co-counsel, and listed amicus).

Brief of Scholars on Corporate Registration and Jurisdiction as *Amici Curiae* in Support of Neither Party, *Mallory v. Norfolk Southern Railway Co.*, 143 S. Ct. 2028 (2023) (No. 21-1168) (co-author, co-counsel, and listed amicus).

Brief of Professors of Civil Procedure & Federal Courts as *Amici Curiae* in Support of Respondents, *Ford Motor Co. v. Montana Eighth Judicial Dist. Ct.*, 141 S. Ct. 1017 (2021) (No. 19-368) (co-author, co-counsel, and listed amicus).

- Brief for Scholars of Federal Jurisdiction as Amici Curiae in Support of Respondents,  
*Trump v. International Refugee Assistance Project*, 138 S. Ct. 353 (2017) (No. 16-1436) (listed amicus).
- Brief of Professors of Civil Procedure and Federal Courts as Amici Curiae in Support of Respondents,  
*Bristol-Meyers Squibb Co. v. Superior Court*, 137 S. Ct. 1773 (2017) (No. 16-466) (contributor and listed amicus).
- Amicus Curiae Brief of Professor Charles W. Rhodes Supporting Respondents,  
*Pidgeon v. Turner*, 538 S.W.3d 73 (Tex. 2017) (No. 15-0688) (author and counsel of record).
- Brief of Thirty-Four Law Professors as Amici Curiae in Support of Appellants,  
*Altera Corporation v. Papst Licensing GmbH & Co. KG*, 691 Fed. Appx. 907 (Fed. Cir. 2016) (No. 2015-1914) (contributor and listed amicus).
- Brief of Amicus Curiae South Texas College of Law 2014 State Constitutional Law Class,  
*Patel v. Texas Department of Licensing & Regulation*, 469 S.W.3d 69 (Tex. 2015) (No. 12-0657) (primary author and counsel of record).
- Brief on the Merits of Amicus Curiae the Harris-Galveston Subsidence District,  
*Edwards Aquifer Authority v. Day*, 369 S.W.3d 814 (Tex. 2012) (No. 08-0964) (primary author and counsel of record).
- Brief of Amicus Curiae the Harris-Galveston Subsidence District in Support of the Petition for Review,  
*Edwards Aquifer Authority v. Day*, 369 S.W.3d 814 (Tex. 2012) (No. 08-0964) (primary author and counsel of record).
- Brief of Interested Law Professors, as Amici Curiae, in Support of the Petition for Rehearing En Banc,  
*In re Crystal Power Company, Ltd.*, 641 F.3d 82 (5th Cir. 2011) (No. 11-40115) (contributor and listed amicus).
- Testimony of Professor Charles W. Rhodes,  
Hearing on S.B. 332 before the House Nat. Resources Comm., 82 Tex. Leg. (April 5, 2011).
- Amicus Curiae Brief of Professor Charles W. “Rocky” Rhodes,  
*First American Title Insurance Co. v. Combs*, 258 S.W.3d 627 (Tex. 2008) (No. 05-0541) (author and counsel of record).
- Amicus Curiae Brief of Professor Charles W. “Rocky” Rhodes,  
*PHC-Minden, L.P. v. Kimberly-Clark Corp.*, 235 S.W.3d 163 (Tex. 2007) (No. 05-0823) (author and counsel of record).

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**SELECTED ACADEMIC AND PROFESSIONAL PRESENTATIONS**

"*Mallory's Law Office History*," Originalism and Historicism in Civil Procedure Workshop, 2023 Conference, Southeastern Association of Law Schools, Boca Raton, Florida.

"Supreme Court Update: Counting to Five in the 2022-23 Term," Federal Bar Association for the Southern District of Texas, Houston, Texas, July 2023.

"Vigilante Enforcement, Civil Rights, and the Federal-State System," Then and Now: Constitutional Changes & Navigating the Law, The Scholar 2023 Annual Symposium, San Antonio, Texas, Feb. 2023.

Panelist, Teaching Strategies in Constitutional Law in the Wake of the 2022 Supreme Court Term, West Academic Publishing & Foundation Press Lunch & Learn Event, 2023 American Association of Law Schools Annual Meeting, San Diego, California, Jan. 2023.

"The Lingering Demise of Implied Rights of Action: *Egbert v. Boule* and *United States v. Texas*," U.S. Attorney District-Wide Training Conference for the Southern District of Texas, Houston, Texas, Aug. 2022.

"Supreme Court Update: The Texas-Sized 2021-22 Term," Federal Bar Association for the Southern District of Texas, Houston, Texas, July 2022.

"Solving the Procedural Puzzles of Texas' Fetal-Heartbeat Law" (with Howard Wasserman):

- Civil Procedure Unavailability Workshop, An Online Legal Series, Oct. 2021.
- Civil Procedure Workshop Works-in-Progress Series, Aug. 2021.
- Constitutional Law Works-in-Progress Workshop, 2021 Conference, Southeastern Association of Law Schools, Amelia Island, Florida.

"The Past, Present, and Future of the Roberts Court," Federal Bar Association for the Southern District of Texas Virtual Program, Sept. 2021.

Panelist, The Complex and Complicated Legal Issues Arising from Mask and Vaccination Mandates and Anti-Mandates, University of Texas School of Law Webinar, Austin, Texas, Aug. 2021.

"The Third Post-*Shoe* Conceptual Era in Personal Jurisdiction," Workshop on Civil Procedure Roundtable on Jurisdiction and Court Access, 2021 Conference, Southeastern Association of Law Schools, Amelia Island, Florida.

"The Roberts Court's Jurisdictional Revolution within *Ford's* Frame," Stetson Law Review Virtual Symposium, The Civil Procedure Transformation After Fifteen Years of the Roberts Court, April 2021.

"State Statutes in Federal Court: A Sometimes *Erie* Proposition," State Bar of Texas, 34<sup>th</sup> Annual Advanced Evidence & Discovery Course, Webcast, April 2021.

Featured Panelist (with Professor Christopher Green), The Constitution in a Time of Pandemic, University of Southern Mississippi Pre-Law Week Constitution Day Keynote Event, Sept. 2020.

- “The Roberts Court at Fifteen: Hail to the Chief,”  
Federal Bar Association for the Southern District of Texas Virtual Program, Aug. 2020.
- “Expressive Formalism and the First Amendment,” U.S. Supreme Court Individual Rights Update,  
2020 Online Conference, Southeastern Association of Law Schools.
- “Corporate Registration Statutes and Personal Jurisdiction” (with Cassandra Burke Robertson),  
Civil Procedure Unavailability Workshop, An Online Legal Series, June 2020.
- “*Walden’s Allure*,” Modern Aggregate Litigation Discussion Group,  
2019 Conference, Southeastern Association of Law Schools, Boca Raton, Florida.
- “Institutional Incentives in State Constitutionalism,” State Constitutional Law Discussion Group,  
2019 Conference, Southeastern Association of Law Schools, Boca Raton, Florida.
- “The New Nine: The Supreme Court’s 2018-19 Term,”  
Federal Bar Association for the Southern District of Texas, Houston, Texas, July 2019.
- “Free Speech, Free Press, Free Society,”  
Galveston County Bar Association Law Day Luncheon, Galveston, Texas, April 2019.
- Commentator (with Judge Jeffrey S. Sutton), States and the Making of American Constitutional Law,  
American Constitution Society & Federalist Society Joint Event at South Texas College of Law  
Houston, Feb. 2019.
- “A Silence After *Slaughter-House*,” New and Established Voices in Constitutional Law,  
2018 Conference, Southeastern Association of Law Schools, Fort Lauderdale, Florida.
- “Consent as a Longer Arm for Personal Jurisdiction,” New and Established Voices in Civil Procedure,  
2018 Conference, Southeastern Association of Law Schools, Fort Lauderdale, Florida.
- Panelist, Legislative Generality and the Constitution: *Klein*, Equal Protection, and Singling-Out,  
2018 Conference, Southeastern Association of Law Schools, Fort Lauderdale, Florida.
- “The Supreme Court in Transition: The Last Term of the Roberts-Kennedy Court,”  
Federal Bar Association for the Southern District of Texas, Houston, Texas, July 2018.
- “Loving Retroactivity,” Property, Retroactivity, and *Obergefell* Discussion Group,  
2017 Conference, Southeastern Association of Law Schools, Boca Raton, Florida.
- “Eight is Enough—Significant Rulings of the 2016-17 Term of the Supreme Court,”  
Federal Bar Association for the Southern District of Texas, Houston, Texas, Aug. 2017.
- Panelist, President Trump and the Courts,  
Houston Bar Association, Federal Practice Section, Houston, Texas, May 2017.
- “The Business of Jurisdictional Discovery,” Assessing the New Procedural Rules Discussion Group,  
2016 Conference, Southeastern Association of Law Schools, Amelia Island, Florida.

- "A Most Unusual Year: The Supreme Court's 2015-16 Term,"  
Federal Bar Association for the Southern District of Texas, Houston, Texas, Aug. 2016.
- "United States Supreme Court Update: The 2014-15 Term,"  
Federal Bar Association for the Southern District of Texas, Houston, Texas, July 2015.
- Panelist, Originalism v. Organic Approach: Exploring the Constitutional Divide,  
Garland R. Walker American Inn of Court, Houston, Texas, Jan. 2015.
- "Toward a New Equilibrium in Personal Jurisdiction," Civil Procedure Roundtable,  
2014 Conference, Southeastern Association of Law Schools, Amelia Island, Florida.
- "A Backward Glance: The Supreme Court's 2013-14 Term,"  
Federal Bar Association for the Southern District of Texas, Houston, Texas, Aug. 2014.
- "On *Fisher*, Scrutiny, and Fish Bowls," Affirmative Action in the Wake of *Fisher* Discussion Group,  
2013 Conference, Southeastern Association of Law Schools, Palm Beach, Florida.
- "Trends and Highlights from the Supreme Court's 2012-13 Term,"  
Federal Bar Association for the Southern District of Texas, Houston, Texas, July 2013.
- "The Speaker and the Speech: Dimensions of the First Amendment,"  
Freedom of Expression Scholars Conference, Information Society Project at Yale Law School,  
New Haven, Connecticut, May 2013.
- Panelist, Equal Protection under the Law and the Redefinition of Marriage,  
Gulf Coast Family Law Specialists, Houston, Texas, April 2013.
- "The 2011-12 Term of the Supreme Court: Notable Decisions and Discernible Trends,"  
Federal Bar Association for the Southern District of Texas, Houston, Texas, Sept. 2012.
- "Critical Reading Challenges in Civil Procedure and Potential Implications for Course Structure,"  
Pedagogical Choices and Challenges in Civil Procedure Discussion Group,  
2012 Conference, Southeastern Association of Law Schools, Amelia Island, Florida.
- "Navigating the Path of the Supreme Appointment," Supreme Court Nomination Discussion Group,  
2011 Conference, Southeastern Association of Law Schools, Hilton Head, South Carolina.
- "Nineteenth Century Personal Jurisdiction Doctrine in a Twenty-First Century World,"  
American Civil Procedure in the 21st Century Discussion Group,  
2011 Conference, Southeastern Association of Law Schools, Hilton Head, South Carolina.
- "The October 2010 Supreme Court Term in Review,"  
Federal Bar Association for the Southern District of Texas, Houston, Texas, Aug. 2011.
- Panelist, Greg Coleman Memorial Supreme Court Term in Review,  
The Federalist Society, Houston Lawyers Chapter, Houston, Texas, July 2011.

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Panelist, Will Social Media Re-write Traditional Venue Law?,  
Reynolds National Center for Courts & Media Winter Conference, Houston, Texas, Jan. 2011.

Panelist, Speaking Freely, Living Securely: An Update on Freedom of Speech in the Post-9/11 Era,  
American Bar Association Section of Individual Rights and Responsibilities Fall Conference,  
Memphis, Tennessee, Oct. 2010.

"Moderating Five Degrees of Judicial Conservatism After Five Years of the Roberts Court,"  
The Roberts Court and the Future of American Constitutional Law Discussion Group,  
2010 Conference, Southeastern Association of Law Schools, Palm Beach, Florida.

Panelist, Obama, Empathy, and the Constitution,  
2010 Conference, Southeastern Association of Law Schools, Palm Beach, Florida.

"Supreme Court Update: Significant Cases Decided by the Court during the October 2009 Term,"  
Federal Bar Association for the Southern District of Texas, Houston, Texas, Aug. 2010.

"The Many Faces of Sovereign Immunity,"  
Garland R. Walker American Inn of Court, Houston, Texas, Nov. 2009.

Panel Moderator, The Free Exercise Clause,  
2009 Conference, Southeastern Association of Law Schools, Palm Beach, Florida.

"The October 2008 Term of the Supreme Court and the Nomination of Judge Sotomayor,"  
Federal Bar Association for the Southern District of Texas, Houston, Texas, June 2009.

Featured Panelist (with Professor Lino A. Graglia), The U.S. Constitution: The Presidency,  
Wiley Lecture Series at Texas A&M University, College Station, Texas, Sept. 2007.

"The Impact of American Lockean Constitutional Theory on Economic Markets,"  
4th International Conference on Law, Athens, Greece, July 2007.

"Public Displays of Religious Imagery and Symbols," Separation of Church & State—Why?  
Texas Lyceum Public Conference, Austin, Texas, July 2007.

Presenter and Advocate's Role as John W. Davis, Re-enactment of Oral Arguments in *Brown v. Board of Education* on its 50th Anniversary,  
Houston Bar Association, Houston, Texas, May 2004.

Panelist, The Constitutional Convention of 1787,  
Garland R. Walker American Inn of Court, Houston, Texas, Dec. 2003.

Panelist, Religion v. The Constitution,  
Garland R. Walker American Inn of Court, Houston, Texas, Nov. 2002.

"In Search of Specificity for General Jurisdiction," Young Scholars Workshop,  
2002 Conference, Southeastern Association of Law Schools, Kiawah, South Carolina.

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"Strategies for Persuasive Briefwriting," Civil Appellate Practice Seminar,  
Travis County Bar Association, Austin, Texas 2000.

"Mandamus Practice in the Supreme Court of Texas," Appellate Practice: A Practical Skills Course,  
State Bar of Texas, Austin, Texas 1998.

"Mandamus in the Texas Supreme Court: Tips and Internal Procedures,"  
State Bar of Texas Advanced Civil Appellate Practice Course, Austin, Texas, 1997.

"Challenging the Damage Award on Appeal," Damage Control Institute,  
Houston Bar Association, Houston, Texas, 1997.

### **MEDIA APPEARANCES AND INTERVIEWS**

More than 500 interviews on media outlets (listing available upon request), including the following representative appearances:

#### Television and Radio

CNN Newsroom  
National Public Radio's Morning Edition  
BBC Radio's World Business Report  
NPR's Morning Marketplace Report  
Bloomberg Radio  
National Public Radio's Day to Day  
Court TV  
Texas Standard Public Media Broadcast  
Nevada Public Radio  
Texas State Radio Network  
Vancouver CKNW Radio's The World Today  
KUHT-TV 8 Houston Public Media  
KPRC-TV NBC 2 Houston  
KTRK-TV ABC 13 Houston  
KRIV-TV FOX 26 Houston  
KHOU-TV CBS 11 Houston  
KDFW-TV FOX 4 Dallas  
KABB-TV FOX 29 San Antonio  
KXAN-TV NBC 36 Austin  
Spectrum News 1 Austin  
KUHF 88.7 FM Houston Public Media  
KPFT 90.1 FM Radio Houston  
KTRH 740 AM News Radio Houston  
KERA 90.1 FM Dallas Public Media  
KRLD 1080 AM NewsRadio Dallas  
KTSA 550 AM Talk Radio San Antonio  
KURV 710 AM News Talk Rio Grande Valley  
CJOB Radio Winnepeg

#### Print and Electronic Media

New York Times  
Washington Post  
Wall Street Journal  
USA Today  
Associated Press  
Dallas Morning News  
Houston Chronicle  
Philadelphia Inquirer  
San Francisco Chronicle  
San Antonio Express-News  
Austin American-Statesman  
Daily Mirror (U.K.)  
Canadian Press  
Danish Mandag Morgen  
Washington Times  
Fort Worth Star-Telegram  
Waco Tribune-Herald  
Corpus Christi Caller-Times  
Christian Science Monitor  
Bloomberg Law  
BNA U.S. Law Week  
ABA Journal  
American Lawyer  
Law & Crime  
Law360  
Texas Tribune  
Texas Observer  
openDemocracy (U.K.)  
ProPublica  
Forbes

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**JUDICIAL CITATIONS OF SCHOLARSHIP**

40 judicial opinions quoting or citing my scholarship (listing available upon request), including the:

- Second, Eighth, Ninth, and Federal Circuit Courts of Appeals
- Alabama, California, Connecticut, Delaware, Illinois, Pennsylvania, and Texas state supreme courts.

**FACULTY LEADERSHIP AND SERVICE**

- Faculty Appointments Committee Chair (2019-22) and Member (2009-10 & 2017-19)
- Visiting Assistant Professor Committee Chair (2023-present)
- Faculty Advisor, South Texas Law Review (2022-present)
- Student Honors and Awards Ceremony Committee Chair (2010-15), Member (2006-10), and Emcee of Student Honors and Awards Ceremony (2008-15)
- Promotion, Tenure, and Reappointment Regulations Committee Chair (2007-10)
- Dean Search Committee, Chair of Candidate Information and Investigation Subcommittee (2008-09)
- Professorship Selection Committee Chair (2012, 2017) and Member (2011, 2015, 2022)
- Course Director, Consortium for Innovative Legal Education Summer Study Abroad Program at Charles University, Prague, Czech Republic (2005, 2012)
- Access to Justice and Public Service Committee Vice-Chair (2022-present)
- Promotion, Tenure, and Reappointment Committee (2010-12, 2022-present)
- Admissions Committee (2007-09, 2013-16)
- Curriculum Committee (2004-07)
- Judicial Clerkship Committee (2019-22)
- Faculty Scholarship Committee (2014-15, 2016-19, 2020-23)
- Teacher Development Committee (2010-11, 2012-13, 2016-20)
- Bar Passage Committee (2004-12)
- Academic Assistance Committee (2003-04)

**ACADEMIC AND PROFESSIONAL AFFILIATIONS AND LEADERSHIP**

- Southeastern Association of Law Schools:
  - Corporate Secretary, Board of Trustees (2023-present)
  - At-Large Trustee, Board of Trustees (2020-23)
  - Hospitality Committee Chair (2022-present), Co-Chair (2020-22), Vice-Chair (2017-20), and Member (2013-17)
  - Nomination Committee for Board Members and Officers (2020-present)
  - Moderator & Coordination Committee (2008-09 & 2013-23)
  - Steering Committee (2008-present)
  - Program Resource Team Member for Civil Procedure and Federal Courts
- American Association of Law Schools Civil Procedure, Civil Rights, Conflict of Laws, Constitutional Law, and Federal Courts Section Memberships
- Charter Life Member, Baylor Law Review Association
- Board Certified, Civil Appellate Law, Texas Board of Legal Specialization
- Member of the State Bar of Texas, the Houston Bar Association, and the American Bar Association

**EDUCATION**

***Baylor University School of Law*** (1989-1992)

J. D., *cum laude* (graduated in top 1.5%)

Honors: Editor-in-Chief of *Baylor Law Review*  
President's Award as Outstanding 3L  
Valedictorian of graduating class  
Order of the Barristers

***Baylor University*** (1986-1990)

B.B.A., *summa cum laude* (graduated in top 2%)

Honors: National Merit Scholar  
Beta Gamma Sigma and Beta Alpha Psi honorary fraternities

**PROFESSIONAL HISTORY**

***Locke Liddell & Sapp LLP (now Locke Lord LLP)***, Austin, Texas (1998-2001)

Senior Counsel in the Appellate Practice Group, arguing several appeals as lead counsel.

***The Supreme Court of Texas***, Austin, Texas (1996-1998)

Staff Attorney advising on extraordinary proceedings and assisting with opinions.

***Liddell, Sapp, Zivley, Hill & LaBoon, L.L.P. (now Locke Lord LLP)***, Dallas, Texas (1993-1996)

Litigation Associate, focusing on complex litigation, labor and employment, and appeals.

***The Supreme Court of Texas***, Austin, Texas (1992-1993)

Briefing Attorney (Law Clerk) writing internal memoranda and assisting with opinions.