

MARC SPINDELMAN

THE OHIO STATE UNIVERSITY • MICHAEL E. MORITZ COLLEGE OF LAW
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APPOINTMENTS

Current

THE OHIO STATE UNIVERSITY MICHAEL E. MORITZ COLLEGE OF LAW, COLUMBUS, OH
 Isadore and Ida Topper Professor of Law, July, 2012 – Present
 Professor of Law, Aug., 2008 – June, 2012
 Associate Professor of Law (with Tenure), Aug., 2005 – Aug., 2008
 Assistant Professor of Law, Aug., 2001 – Aug., 2005

Recent Courses: Constitutional Law, Family Law, Advanced Constitutional Law, Advanced Family Law, Critical Theory/Critical Lawyering, Social Justice and the Law.

Other Courses Taught: Bioethics and Public Health Ethics (as Critical Health Ethics), Health Law, Sexual Violence and the Law, The Rule of Law in the Age of Legal Change, The Lawyer in the Community.

Visiting Scholar, Law and Culture Initiative, Washington University School of Law, St. Louis, MO, Sept. 27 – Oct. 1, 2010; Member, American Law Institute (Fall, 2013 – Present)

THE OHIO STATE UNIVERSITY, COLUMBUS, OH
 Associated Faculty, Women's Studies Department, Aug., 2004 – Present
 CIC Academic Leadership Fellow, Academic Year 2006-2007
 Scholar, Center for Health Outcomes and Policy Evaluation Studies (HOPES),
 Fall, 2001 – Fall, 2007; Member, Operations Committee, Winter, 2003 – Fall, 2005

Previous

NORTHWESTERN PRITZKER SCHOOL OF LAW, CHICAGO, IL
 Visiting Professor of Law, Jan. 2023 – May, 2023
 Courses: Constitutional Law (for LLMs), Critical Theory/Critical Lawyering

UNIVERSITY OF MICHIGAN LAW SCHOOL, ANN ARBOR, MI
 Visiting Professor of Law, Sept., 2007 – May, 2008
 Courses: Family Law, Sexuality Violence and the Law, Critical Perspectives on Health Ethics

GEORGETOWN UNIVERSITY LAW CENTER, WASHINGTON, DC
 Visiting Professor of Law, Jan., 2005 – June, 2005
 Courses: Family Law and Bioethics

APPOINTMENTS (CONT'D)

Previous (cont'd)

JOHNS HOPKINS UNIVERSITY BLOOMBERG SCHOOL OF PUBLIC HEALTH, Baltimore, MD
Faculty Associate, Department of Health Policy and Management, 2001 – 2005
Course: Ethical Issues in Public Health, Spring and Summer, 2001; Summer, 2002;
Summer, 2003; Summer, 2004

GEORGETOWN UNIVERSITY LAW CENTER, Washington, DC, and
JOHNS HOPKINS UNIVERSITY, Baltimore, MD
Greenwall Fellow in Bioethics and Health Policy, July, 1999 – June, 2001

GEORGETOWN UNIVERSITY LAW CENTER, Washington, DC
Adjunct Professor of Law, Spring Term, 2001
Course: Assisted Suicide: Law, Medicine and Culture

U.S. FOOD AND DRUG ADMINISTRATION, BETHESDA, MD
Research Fellow, Center for Drug Evaluation and Research, Summer, 2000

UNIVERSITY OF MICHIGAN LAW SCHOOL, Ann Arbor, MI
Visiting Instructor of Law, Winter Term, 1999
Course: Assisted Suicide in Context

HARVARD LAW SCHOOL, Cambridge, MA
Reginald F. Lewis Fellow for Law Teaching, Sept., 1997 – Dec., 1998

CADWALADER, WICKERSHAM & TAFT, New York, NY
Associate, Nov., 1996 – Aug., 1997; Summer Associate, Summer, 1994

THE HONORABLE ALICE M. BATCHELDER, MEDINA, OH
U.S. COURT OF APPEALS FOR THE SIXTH CIRCUIT, Medina, OH
Law Clerk, Aug., 1995 – Aug., 1996

EDUCATION

UNIVERSITY OF MICHIGAN LAW SCHOOL, Ann Arbor, MI
J.D., 1995

JOHNS HOPKINS UNIVERSITY, Baltimore, MD
B.A., 1990

PUBLICATIONS

Books

2023 Supplement to Family Law: Cases and Materials (with Judith Areen, Philomila Tsoukala, and Solangel Maldonado).

2022 Supplement to Family Law: Cases and Materials (with Judith Areen, Philomila Tsoukala, and Solangel Maldonado).

PUBLICATIONS (CONT'D)

Books (cont'd)

2021 Supplement to Family Law: Cases and Materials (with Judith Areen, Philomila Tsoukala, and Solangel Maldonado).

2020 Summer Memo Supplement to Family Law: Cases and Materials (with Judith Areen, Philomila Tsoukala, and Solangel Maldonado).

Family Law: Cases and Materials (Concise 7th ed., 2020) (with Judith Areen, Philomila Tsoukala, and Solangel Maldonado).

Family Law: Cases and Materials (Unabridged 7th ed., 2019) (with Judith Areen, Philomila Tsoukala, and Solangel Maldonado).

Teacher's Manual for Family Law: Cases and Materials (Unabridged & Concise 7th eds., 2019) (with Judith Areen, Philomila Tsoukala, and Solangel Maldonado).

2017 Supplement to Family Law: Cases and Materials (Unabridged and Concise 6th eds., 2012) (with Philomila Tsoukala).

2016 Supplement to Family Law: Cases and Materials (Unabridged and Concise 6th eds., 2012) (with Philomila Tsoukala).

2015 Supplement to Family Law: Cases and Materials (Unabridged and Concise 6th eds., 2012).

Family Law: Cases and Materials (Unabridged 6th ed., 2012) (with Judith Areen and Philomila Tsoukala).

Family Law: Cases and Materials (Concise 6th ed., 2012) (with Judith Areen and Philomila Tsoukala).

Teacher's Manual for Family Law: Cases and Materials (Unabridged 6th ed., 2012) (with Judith Areen and Philomila Tsoukala).

Teacher's Manual for Family Law: Cases and Materials (Concise 6th ed., 2012) (with Judith Areen and Philomila Tsoukala).

2008 Supplement to *Judith Areen & Milton C. Regan, Jr., Family Law: Cases and Materials* (5th ed. 2006) (with Milton C. Regan, Jr.).

PUBLICATIONS (CONT'D)

Articles (cont'd)

The Spiritual Teachings of *303 Creative LLC v. Elenis* (work-in-progress).

The Gambit and the Gap: *Glucksberg* and the Lawlessness of *Dobbs'* Originalism, *Cleveland State Law Review* (forthcoming 2024) (Symposium contribution).

Dobbs' Sex Equality Troubles, 32 *William and Mary Bill of Rights Journal* 117 (2023).

Trans Sex Equality After *Dobbs*, 172 *University of Pennsylvania Law Review Online* 1 (2023).

The New Intersectional and Anti-Racist LGBTQIA+ Politics: Some Thoughts on the Path Ahead, 15 *ConLawNOW* 1 (2023).

Response by Marlon M. Bailey, The Constitution Has Never Recognized Us as Full Persons: Or to What Politics Are Our "Protections" Returning?, 15 *ConLawNOW* 19 (2023).

LGBTQIA+ Pride, 2022: The Story of the Columbus, Ohio #BlackPride4, Five Years On, JOTWELL (June 2022), <https://equality.jotwell.com/lgbtqia-pride-2022-the-story-of-the-columbus-ohio-blackpride4-five-years-on/> (reviewing Zane McNeill & Kyra Smith, *Whose Pride Is This Anyway? The Quare performance of #Black Pride 4*, in *The Palgrave Handbook of Queer and Trans Feminisms in Contemporary Performance* (T. Rosenberg et al. eds., 2021)).

Queer Black Trans Politics and Constitutional Originalism, 13 *ConLawNOW* 93 (2022).

The Shower's Return, A Serial Essay on the LGBT Title VII Sex Discrimination Cases, 82 *Ohio State Law Journal Online* 128 (2021).

Justice Gorsuch's Choice: From *Bostock v. Clayton County* to *Dobbs v. Jackson Women's Health Organization*, 13 *ConLawNOW* 11 (2021).

Bostock's Paradox: Textualism, Legal Justice, and the Constitution, 69 *Buffalo Law Review* 553 (2021).

Embracing *Casey*: *June Medical Services, L.L.C. v. Russo*, and the Constitutionality of Reason-Based Abortion Bans, 109 *Georgetown Law Journal Online* 115 (2020).

Cited in *Preterm-Cleveland v. McCloud*, 994 F.3d 512 (6th Cir. 2021) (Karen Nelson Moore, J., dissenting), and cited and discussed in *id.* (Donald, J., dissenting).

PUBLICATIONS (CONT'D)

Articles (cont'd)

The Shower's Return: A Serial Essay on the LGBT Title VII Sex Discrimination Cases, Part I, 81 *Ohio State Law Journal Online* 81 (2020).

The Shower's Return: A Serial Essay on the LGBT Title VII Sex Discrimination Cases, Part II, 81 *Ohio State Law Journal Online* 87 (2020).

The Shower's Return: A Serial Essay on the LGBT Title VII Sex Discrimination Cases, Part III, 81 *Ohio State Law Journal Online* 101 (2020).

The Shower's Return: A Serial Essay on the LGBT Title VII Sex Discrimination Cases, Part IV, 81 *Ohio State Law Journal Online* 117 (2020).

The Shower's Return: A Serial Essay on the LGBT Title VII Sex Discrimination Cases, Part V, 81 *Ohio State Law Journal Online* 133 (2020).

The Shower's Return: A Serial Essay on the LGBT Title VII Sex Discrimination Cases, Part VI, 81 *Ohio State Law Journal Online* 153 (2020).

Robin's Brackets, 21 *Georgetown Journal of Gender and the Law* 547 (2020) (adapted from remarks delivered on the occasion of the AALS Women in Legal Education Section conferring the Ruth Bader Ginsburg Lifetime Achievement Award on Robin L. West).

Covid-19 and Law: Mutual Aid, Civic Friendship and the Bad Man, *Medium.com*, go.osu.edu/medium (May, 25, 2020).

Masterpiece Cakeshop's Homiletics, 68 *Cleveland State Law Review* 347 (2020).

On the Constitutionality of Ohio's "Down Syndrome Abortion Ban," 79 *Ohio State Law Journal Furthermore* 19 (2018), <http://go.osu.edu/HB214>.

Obergefell's Dreams, 77 *Ohio State Law Journal* 1039 (2016) (invited).

A Reader's Guide to the Obergefell v. Hodges Colloquium, 77 *Ohio State Law Journal* 905 (2016) (invited).

Shockfreude and the Very Democratic Teachings of "Professor Fuck", 77 *Ohio State Law Journal* 515 (2016) (invited contribution to *In Memoriam* for Dean Christopher M. Fairman).

PUBLICATIONS (CONT'D)

Articles (cont'd)

Ferguson and Its Impact on Legal Education Symposium: An Introduction, 65 *Journal of Legal Education* 263 (2015) (Introduction, as Guest Editor).

Sexuality's Law, 24 *Columbia Journal of Gender and Law* 87 (2013).

Excerpted in Catharine A. MacKinnon, *Sex Equality* (3rd ed., 2016).

Tyrone Garner's *Lawrence v. Texas*, Review of Dale Carpenter, *Flagrant Conduct: The Story of Lawrence v. Texas*, 111 *Michigan Law Review* 1111 (2013) (invited).

On the Constitutionality of Ohio's Proposed "Heartbeat Bill," 74 *Ohio State Law Journal* 147 (2013) (invited contribution to Colloquium on 40th Anniversary of *Roe v. Wade*).

Gay Men and Sex Equality, 46 *Tulsa Law Review* 123 (2010) (invited contribution to Symposium for Catharine A. MacKinnon).

Sexual Freedom's Shadows, 23 *Yale J. L. & Feminism* 179 (2011).

Justice Ginsburg's Benchwork, 70 *Ohio State Law Journal* 797 (2009) (Foreword, as Faculty Advisor, to Symposium for Justice Ruth Bader Ginsburg's 15th Anniversary on the U.S. Supreme Court).

Toward a Progressive Perspective on Justice Ginsburg's Constitution, 70 *Ohio State Law Journal* 1116 (2009) (invited).

Some Early Views on *District of Columbia v. Heller*, 69 *Ohio State Law Journal* 603 (2008) (Foreword, as Faculty Advisor, to *D.C. v. Heller* Colloquium).

Death, Dying, and Domination, 106 *Michigan Law Review* 1641 (2008) (invited contribution to Symposium on the 10th Anniversary of *Washington v. Glucksberg* and *Vacco v. Quill*).

State v. Carswell: The Whipsaws of Backlash, 24 *Washington University Journal of Law and Policy* 165 (2007) (invited).

Some Thoughts on Same-Sex Prostitution, 8 *Georgetown Journal of Gender and Law* 1013 (2007) (invited).

Sketches of Yale Kamisar, 2 *Ohio State Journal of Criminal Law* 1 (2004) (Foreword, as Guest Editor, for Tribute to Yale Kamisar).

PUBLICATIONS (CONT'D)

Articles (cont'd)

Homosexuality's Horizon, *54 Emory Law Journal* 1361 (2005) (invited).

Excerpted in Catharine A. MacKinnon, *Sex Equality* (2nd ed., 2007), also (3rd ed., 2016).

Foreword to 2004 Symposium: Equality, Privacy and Lesbian and Gay Rights After *Lawrence v. Texas*, *65 Ohio State Law Journal* 1057 (2004) (Foreword, as Faculty Advisor, to *Lawrence v. Texas* Symposium).

Surviving *Lawrence v. Texas*, *102 Michigan Law Review* 1615 (2004) (invited contribution to *Lawrence v. Texas* Colloquium).

Excerpted in *Family Law: Cases and Materials* (Unabridged 7th ed., forthcoming 2019) (with Judith Areen, Philomila Tsoukala, and Solangel Maldonado); Judith Areen, Marc Spindelman, Philomila Tsoukala, *Family Law: Cases and Materials* (6th ed. 2012); Judith Areen and Milton C. Regan, Jr., *Family Law: Cases and Materials* (5th ed. 2006); Jesse H. Choper, Richard H. Fallon, Jr., Yale Kamisar, and Steven H. Shiffrin, *Constitutional Law: Cases—Comments—Questions* (10th ed. 2006), also (11th ed. 2011) and (12th ed. 2015); Wayne R. LaFare, *Modern Criminal Law: Cases, Comments and Questions* (4th ed. 2006), also (5th ed. 2011), also (6th ed. 2017); Catharine A. MacKinnon, *Sex Equality* (2nd ed. 2007), also (3rd ed., 2016).

Yale, *102 Michigan Law Review* 1747 (2004) (invited contribution to *Festschrift* for Yale Kamisar).

Sex Equality Panic, *13 Columbia Journal of Gender and Law* 1 (2004).

Discriminating Pleasures, in *Directions in Sexual Harassment Law* 201 (Catharine A. MacKinnon and Reva Siegel eds., 2003) (invited).

Excerpted in Stephen E. Gottlieb, Brian H. Bix, Timothy D. Lytton, & Robin L. West, *Jurisprudence Cases and Materials: An Introduction to the Philosophy of Law and Its Applications* (2nd ed. 2006).

A Dissent from the Many Dissents from Attorney General Ashcroft's Interpretation of the Controlled Substances Act, *19 Issues in Law and Medicine* 3 (2003) (peer reviewed).

Sodomy Politics in *Lawrence v. Texas*, *Jurist*, June 12, 2003, available online at: <http://jurist.org/forum/forumnew115.php>.

PUBLICATIONS (CONT'D)

Articles (cont'd)

Legislating Privilege, 30 *Journal of Law, Medicine & Ethics* 24 (2002) (invited).

Reorienting *Bowers v. Hardwick*, 79 *North Carolina Law Review* 359 (2001).

Excerpted in Jesse H. Choper, Michael C. Dorf, Richard H. Fallon, Jr., and Frederick Schauer (13th ed. 2019); Jesse H. Choper, Richard H. Fallon, Jr., Yale Kamisar, Steven H. Shiffrin, Michael C. Dorf & Frederick Schauer, *Constitutional Law: Cases, Comments and Questions* (12th ed. 2015); Jesse H. Choper, Richard H. Fallon, Jr., Yale Kamisar, and Steven H. Shiffrin, *Constitutional Law: Cases—Comments—Questions* (9th ed. 2001), also (10th ed. 2006), and (11th ed. 2011).

Some Initial Thoughts on Sexuality and Gay Men with AIDS in Relation to Physician-Assisted Suicide, 2 *Georgetown Journal of Gender and the Law* 91 (2001) (invited).

Book Review, The Risks of a Neat Theory of Euthanasia, 8 *Books-on-Law* (Nov., 1998) (review of Margaret Otlowski, *Voluntary Euthanasia and the Common Law* (1997)), available online at: <https://web.archive.org/web/20140625235439/http://jurist.law.pitt.edu/lawbooks/revnov98.htm#exchange> (invited).

Oncale: Exposing Manhood, 8 *U.C.L.A. Women's Law Journal* 3 (1997) (with John Stoltenberg).

Are the Similarities Between a Woman's Right to Choose an Abortion and the Alleged Right to Assisted Suicide Really Compelling?, 29 *University of Michigan Journal of Law Reform* 775 (1996).

Ninth Circuit Ignores Medical Experience at Our Peril, II *BioLaw* S:159 (July–Aug. 1996) (with Margot White).

Op-Eds and Shorter Pieces

The Stirrings of a Conservative Christian Rule of Law, *The American Prospect* (May 29, 2023), <https://prospect.org/justice/2023-05-29-stirrings-conservative-christian-rule-of-law/>.

Sunsetting Racial Justice in the Sunshine State and Florida-izing the Nation, *The American Prospect* (Mar. 10, 2023), <https://prospect.org/justice/2023-03-10-race-legislation-florida-supreme-court/>.

Countering Dobbs, *The American Prospect* (Feb. 21, 2023), <https://prospect.org/health/countering-dobbs/>.

PUBLICATIONS (CONT'D)

Op-Eds and Shorter Pieces (cont'd)

The 'Dobbs' Promise Get Tested at the Supreme Court, *The American Prospect* (Dec. 1, 2022), <https://prospect.org/justice/dobbs-promise-gets-tested-at-the-supreme-court/>.

Dobbs' Other Dangers: Dobbs and Women's Constitutional Sex Equality Rights, *National Law Journal* (August 1, 2022), <https://www.law.com/nationallawjournal/2022/08/01/dobbs-other-dangers-dobbs-and-womens-constitutional-sex-equality-rights/>.

What 'Dobbs' Means for Women's Equality, *The American Prospect* (June 20, 2022), <https://prospect.org/justice/what-dobbs-means-for-womens-equality/>.

Dobbs' Dilemma (Why Justice Brett Kavanaugh's Ideal of "Scrupulous Neutrality" in Dobbs is a Pipe Dream, *National Law Journal*, Mar. 31, 2022), www.law.com/nationallawjournal/2022/03/31/dobbs-dilemma.

Mississippi's Originalism: *Dobbs v. Jackson Women's Health* and the Attack on Sexual Freedom, *The American Prospect* (Oct. 19, 2021), <https://prospect.org/justice/mississippi-originalism>.

Justice Gorsuch's Choice: From *Bostock* to *Dobbs* (What a Blockbuster LGBTQ Rights Ruling Might Mean for the Future of Abortion Rights), *National Law Journal* (July 9, 2021), https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3883729.

"Heartbeat Bill" Unlikely to Withstand Court, *Cincinnati Enquirer*, Apr. 24, 2011, at F2.

Ohio Court Redefines the Future for Gays, Lesbians, *The Plain Dealer* (Cleveland), Aug. 16, 2007, at B9.

The Honeymoon's Over, *Legal Times*, June 12, 2006, at 66.

Reprinted in Kelly Barth, Issues on Trial: Domestic Violence (2008).

Protecting Suicide and Hurting Women, *Legal Times*, May 27, 2002, at 51.

The Year of Assisting Death: Report on Oregon's Assisted-Suicide Law Paints Too Rosy a Picture, *Legal Times*, Mar. 22, 1999, at 22, *reprinted as*:

Death Be Not Proud: Overstating the Success of Oregon's Assisted Suicide Law Serves Neither Its Detractors Nor Its Proponents, *Law.com*, Mar. 25, 1999, *available online at*: <<http://www.law.com>>.

PUBLICATIONS (CONT'D)

Op-Eds and Shorter Pieces (cont'd)

Flaws Mar Oregon Report on Dying Law, *The Detroit News*, Mar. 7, 1999, at 7B.

Removal Arguments Not Totally Convincing, *The Detroit News*, Jan. 15, 1999, at 15A.

Case Threatens Male Supremacy, *Legal Times*, Oct. 6, 1997, at S38.

Comment, Assisted Suicide Goes Too Far Too Soon, *The Detroit News*, July 3, 1997, at 9A.

"Assisted Suicide" Heads to Supreme Court, *New York Law Journal*, Dec. 3, 1996, at 3 (with Francis J. Serbaroli).

Reliance on Public Opinion Is Misplaced, *Legal Times*, Mar. 25, 1996, at 23.

Roe vs. Wade Recognizes No 'Right' to Die, *The Detroit News*, Oct. 16, 1994, at 3B.

More to Assisted Suicide Than Right to Choose, *Consider*, Mar. 21, 1994, at 3.

Liberals Will Decide Assisted Suicide, *The Detroit News*, January 28, 1994, at 9A.

Locker Search Ruling Risky, *The Capital Times*, July 27, 1993, at 6A.

Encyclopedia Entries

Andrea Dworkin, in *New Makers of Modern Culture* (Justin Wintle ed., 2005).

LEGISLATIVE TESTIMONY

Testimony Before the Ohio Senate Health, Human Services and Medicaid Committee on S.B. 164, a proposed Down Syndrome Abortion Ban (Nov. 14, 2017).

Testimony Before the Ohio House of Representatives Community and Family Advancement Committee on H.B. 36, the "Pastor Protection Act" (Feb. 20, 2017).

Testimony Before the Ohio Senate Health, Human Services, and Aging Committee on H.B. 125, The Proposed "Heartbeat Bill" (Dec. 7, 2011).

Testimony Before the Ohio House of Representatives Health and Aging Committee on H.B. 125, The Proposed "Heartbeat Bill" (Mar. 23, 2011).

SELECTED PUBLIC LECTURES, PAPERS, PRESENTATIONS, AND MEDIA APPEARANCES

Moderator and Speaker, Current Developments: Perspectives from the Judiciary, Federal Court Update, U.S. District Court for the Southern District of Ohio, Columbus, OH (Nov. 16, 2023).

Dobbs' Sex Equality Troubles, University of Richmond School of Law, Richmond, VA (Sept. 8, 2023), also: Northwestern Pritzker School of Law, Chicago, IL (Apr. 3, 2023), and University of Chicago Law School Workshop on Regulation of Family, Sex, and Gender, Chicago, IL (Apr. 19, 2023).

The Supreme Court's 2022 October Term: A Conversation, Human Rights Chamber of Commerce, Columbus, OH (Aug. 16, 2023).

Civil Rights and the Supreme Court, Bexley Public Library, Columbus, OH (July 12, 2023).

Alliance for Hippocratic Medicine and the Stirrings of a Conservative Christian Rule-of-Law, Reproductive Rights and Justice After Roe, Case Western Reserve University School of Law – Law Medicine Center, Cleveland, OH (Apr. 14, 2023).

The New LGBTQIA+ Intersectional and Anti-Racist Politics: Reflections on the Obstacles, Joys, and Love Ahead, Midwest LGBTQ+ Rights Conference, and Washington University School of Law Public Interest Law and Policy Series, Washington University School of Law., St. Louis, Mo. (Mar. 30, 2023) (commentary by Susan Appleton and Marlon Bailey).

"Some Realism About Dobbs," Post-Dobbs: Institutionalizing Support for Women and Children, Seton Hall Law Review Symposium, Newark, NJ (Feb. 10, 2023).

Dobbs, Glucksberg, and Roe's Return, Symposium: The Future of the 14th Amendment and the Right to Privacy and Autonomy, Cleveland State Law Review, Cleveland, OH (Oct. 21, 2022).

303 Creative and Its Possible Implications for LGBTQ Constitutional Right, OSU Moritz College of Law, Supreme Court Roundtable, Columbus, OH (Sept. 29, 2022).

Dialogue: Post-Roe Ohio, WOSU Public Media & The Ohio State University John Glenn College of Public Affairs (Sept. 13, 2022).

Dobbs' Constitutionalism, Supreme Court Year in Review Webinar, Discussions from Drinko, Columbus, OH (July 27, 2022).

Dobbs' Constitutionalism, Supreme Court Year in Review Webinar, Discussions from Drinko, Columbus, OH (July 27, 2022).

Dobbs' Constitutionalism, Bexley Public Library, Columbus, OH (July 14, 2022).

**SELECTED PUBLIC LECTURES, PAPERS, PRESENTATIONS, AND MEDIA APPEARANCES
(CONT'D)**

Dobbs' Dangers, International Association of Law and Mental Health, XXXVII Congress, Lyon, France (July 5, 2022).

The End of *Roe v. Wade*, All Sides with Ann Fisher (WOSU Radio), Columbus, OH (June 27, 2022).

The Future of Abortion Rights, All Sides with Ann Fisher (WOSU Radio), Columbus, OH (May 5, 2022).

Queer Black Trans Politics and the Supreme Court's "Originalist" Project, The Center for Constitutional Law, 2022 Virtual Symposium, Sexual Orientation, Gender Identity, and the Constitution: How LGBTQ Rights are Defined, Protected, and Preempted (Feb. 4, 2022).

Ramifications of Texas' Abortion Law, All Sides with Ann Fisher (WOSU Radio), Columbus, OH (Sept. 15, 2021).

Supreme Court to Decide Future of Abortion Access, All Sides with Ann Fisher (WOSU Radio), Columbus, OH (June 2, 2021).

Bostock's Constitutionalism, Supreme Court Review Webinar, Discussions from Drinko (July 28, 2020).

Covid-19 and Law: Mutual Aid, Civic Friendship and the Bad Man, COVID-19: A Virtual Up-to-the-Minute Discussion of the Pandemic's Impact So far (Mar. 31, 2020).

Supreme Court Decision on LGBTQ Workers, All Sides with Ann Fisher (WOSU Radio), Columbus, OH (June 16, 2020).

Workplace Discrimination in the U.S., All Sides with Ann Fisher (WOSU Radio), Columbus, OH (Sept. 18, 2019).

The Picture of Masterpiece Cakeshop, Indiana University – Bloomington, Maurer School of Law, Faculty Workshop (April 19, 2019).

The Transgender Military Ban, All Sides with Ann Fisher (WOSU Radio), Columbus, OH (Jan. 29, 2019).

President Trump's Nomination of Brett Kavanaugh to the Supreme Court, All Sides with Ann Fisher (WOSU Radio), Columbus, OH (July 10, 2018).

The "Heartbeat Bill" Returns, Snollygoster (WOSU Radio – Podcast) (Jan. 31, 2019).

**SELECTED PUBLIC LECTURES, PAPERS, PRESENTATIONS, AND MEDIA APPEARANCES
(CONT'D)**

The Return of the Supreme Court, All Sides with Ann Fisher (WOSU Radio), Columbus, OH (Oct. 26, 2016).

The Supreme Court's Ruling on Abortion and What It Means for Ohio, All Sides with Ann Fisher (WOSU Radio), Columbus, OH (June 29, 2016).

The Supreme Court and President Obama's Nomination, All Sides with Ann Fisher (WOSU Radio), Columbus, OH (Mar. 17, 2016).

Supreme Court Rulings and History, All Sides with Ann Fisher (WOSU Radio), Columbus, OH (July 1, 2015).

SCOTUS Hears Arguments on Same-Sex Marriage, All Sides with Ann Fisher (WOSU Radio), Columbus, OH (Apr. 29, 2015).

Some Notes on the Constitution and Sexual Violence, Annual Constitution Day Lecture, Ohio University, Center for Law, Justice & Culture, Athens, OH (Sept. 24, 2014)

The Problematics of Richard Posner's Same-Sex Marriage Opinion, Families and Communities Interdisciplinary Seminar: The Social and Legal Implications of Same-Sex Relationships, The University of Akron Law School, The University of Akron Center for Family Studies, and the Akron Bar Association, Akron, OH (Sept. 11, 2014).

"Same-Sex Marriage in the Courts," All Sides with Ann Fisher (WOSU Radio), Columbus, OH (Aug. 5, 2014).

"Marriage Equality in Ohio & the Federal Courts," All Sides with Ann Fisher (WOSU Radio), Columbus, OH (Apr. 23, 2014).

"Sexuality's Law," Schulich School of Law, Dalhousie University, Faculty Seminar, Halifax, Nova Scotia, Canada (Apr. 11, 2014).

"Thinking Beyond Marriage," After Marriage Symposium, Florida State University College of Law, sponsored by the Florida State Law Review, Tallahassee, FL (Jan. 31, 2014)

Panelist, Talk Back Elevator Repair Service's Arguendo, Wexner Center, Columbus, OH (Nov. 14, 2013).

"Invisible Barriers: The Modern Day Melting Pot," Diversity Week Event, Moritz College of Law (Co-sponsored by BLSA and SPEAK), Columbus, OH (Oct. 23, 2013).

**SELECTED PUBLIC LECTURES, PAPERS, PRESENTATIONS, AND MEDIA APPEARANCES
(CONT'D)**

"Who's on *Valentine Road?*," Symposium on Civil Rights and Civil Justice: 50 Years Later, University of Minnesota Law School, sponsored by the Journal of Law and Inequality, Minneapolis, MN (Oct. 18, 2013).

"Marriage Equality: DOMA, *Windsor*, and Ohio," Isaac M. Wise Temple, Cincinnati, OH (Oct. 11, 2013).

"Teaching Controversial Issues through Supreme Court Decisions," Ohio Center for Law Related Education, Law and Citizenship Conference, Columbus, OH (Sept. 2013)

"Valentine Road: A Conversation," Wexner Center (Co-Sponsored by HBO and OSU OutLaws, Columbus, OH (Oct. 2, 2013)

"DOMA: Officially Unconstitutional," All Sides with Ann Fisher (WOSU Radio), Columbus, OH (June 27, 2013).

"Same-Sex Marriage," LGBT Diversity and Inclusion Conference, Co-Sponsored by the Ohio State Bar Association and the Columbus Bar Association, Columbus, OH (May 2, 2013).

"Local Catholic School Teacher Firing (The Carla Hale Case)," All Sides with Ann Fisher (WOSU Radio), Columbus, OH (May 1, 2013).

"Bullying and Sexual Freedom," Rewriting Homosexuality Conference, Wake Forest University, Conference co-sponsored by Office of the Provost, the Humanities Institute, Women's and Gender Studies, Wake Forest School of Law Z. Smith Reynolds Library, the Office of Multicultural Affairs, and the LGBTQ Center, Winston Salem, NC (Apr. 19, 2013)

"Thinking Male Sexual Victimization Under Law," Rethinking Sexual Offenses II, Robina Institute, University of Minnesota Law School, Minneapolis, MN (Apr. 5, 2013)

"Reflections on the Day," Roundtable, Switch Point Stories: Race Sexuality and Social Justice Conference: Part III, University of Maryland Carey School of Law, Baltimore, MD (Mar. 29, 2013)

"Marriage Equality and Racial Justice," University of Toledo College of Law, Toledo, OH (Mar. 21, 2013)

**SELECTED PUBLIC LECTURES, PAPERS, PRESENTATIONS, AND MEDIA APPEARANCES
(CONT'D)**

Moderator (and Co-organizer), Sexual Violence and Abuse on the Law's Lines, Justice for Children Project, Ohio State University Moritz College of Law, Columbus, OH (Mar. 1, 2013)

"Marriage Equality and Racial Justice," Wake Forest University, talk co-sponsored by the LGBTQ Center, and Women's and Gender Studies, and the School of Law, Winston Salem, NC (Feb. 14, 2013)

"Supreme Court on Same-Sex Marriage," All Sides with Ann Fisher (WOSU Radio), Columbus, OH (Dec. 12, 2012).

Guest Faculty, Ohio Domestic Relation Judges' Winter Seminar, Supreme Court of Ohio Judicial College, Columbus, OH (Dec. 4, 2012)

Participant, "Rethinking Sexual Offenses Planning Workshop," Villanova University School of Law, Villanova, PA (Nov. 2, 2012) (organized by the Robina Institute for Criminal Law and Criminal Justice, University of Minnesota Law School).

"Toward Reconsidering the Critique of the Critique of Rights," Race, Sexuality and Social Justice Conference, The Ohio State University Moritz College of Law, Columbus, OH (Oct. 26, 2012).

"Key Legal Cases of Same-Sex Marriage in Modern American Society," All Sides with Ann Fisher (WOSU Radio), Columbus, OH (Oct. 10, 2012).

"LGBT Rights in the Sixth Circuit," Sexual Diversity Program Organized by the Diversity Committee of the Courts, U.S. District Court, Dayton, OH (June 27, 2012).

"Justice and Healing for Survivors of Childhood Sexual Abuse," All Sides with Ann Fisher (WOSU Radio), Columbus, OH (June 20, 2012).

"Gay Rights/Gay Pride Celebration in Columbus," All Sides with Ann Fisher (WOSU Radio), Columbus, OH (June 13, 2012).

"LGBTQ Freedom: Thinking Beyond Marriage," The Freedom Dialogues, Freedom Festival 2012, The Ohio State University Multicultural Center, Columbus, OH (Apr. 23, 2012)

"Civil Rights and the Politics of the Dispossessed," Race, Sexuality and Social Justice Conference, Santa Clara Law School, Santa Clara, CA (Apr. 13, 2012).

**SELECTED PUBLIC LECTURES, PAPERS, PRESENTATIONS, AND MEDIA APPEARANCES
(CONT'D)**

"More than Marriage?," Keynote Address, Equality Ohio Statewide Leadership Summit, Columbus, OH (Mar. 3, 2012).

"Gay Men and Sex Equality," University of Chicago Law School's Family, Sex and Gender Series, and The Center for the Study of Gender and Sexuality's Classics of Feminist Theory Series on Catharine MacKinnon, University of Chicago Law School, Chicago, IL (Jan. 11, 2012).

"Freedom to Marry Movement: Two Sides," All Sides with Ann Fisher (WOSU Radio), Columbus, OH (Feb. 9, 2012).

"Paradigms for Considering Male Sexual Victimization," Two Days in May Conference Sponsored by the Ohio Attorney General Mike DeWine, Columbus, OH (May 16, 2011).

Moderator, Panel, The Ohio State University Moritz College of Law, Ohio State Law Journal Symposium on Progressive Constitutionalism, Columbus, OH (Apr. 15, 2011).

"House Rule XII: Toward a Progressive Constitutionalism?," Georgetown University Law Center Conference on "Legislative Clerkships and Their Implications for Legal Education, Politics, and the Law," Washington, DC (Apr. 5, 2011).

"Overcoming the Sexual Victimization of Boys and Men," All Sides with Ann Fisher (WOSU Radio), Columbus, OH (Dec. 9, 2010).

"Bullying and Sexual Freedom," Getting Beyond Bullying: Challenging Queer Phobia, Ohio State University, Columbus, OH (Dec. 3, 2010).

"Sexual Freedom's Shadows," Faculty Workshop, Washington University Law School, St. Louis, MO (Nov. 12, 2009), also at the Women, Gender and Sexuality Studies, Washington University, St. Louis, MO (Sept. 30, 2010).

"Prop 8 Struck Down," All Sides with Ann Fisher Show (WOSU Radio), Columbus, OH (Aug. 10, 2010).

"Justice Ginsburg's Constitutionalism: Toward a Progressive Constitutionalist's View," The Jurisprudence of Justice Ruth Bader Ginsburg: A Discussion of Fifteen Years on the U.S. Supreme Court, *Ohio State Law Journal* Symposium, Columbus, OH (Apr. 10, 2009) (Faculty Advisor and Panelist).

**SELECTED PUBLIC LECTURES, PAPERS, PRESENTATIONS, AND MEDIA APPEARANCES
(CONT'D)**

"Are Domestic Partnership Benefits Legal in Ohio?," University of Akron School of Law, Akron, OH (Oct. 9, 2008).

"Sexuality's Law," Michigan Legal Theory Workshop, University of Michigan Law School, Ann Arbor, MI (Apr. 10, 2008).

"Ohio's 'Marriage Amendment,' and Its Potential Implications for South Dakota," South Dakota Forum: On "Amendment C," South Dakota Public Broadcasting (Oct. 24, 2006).

"What's Wrong with Queer Theory?," Duke Women's Studies Department, Durham, North Carolina (Oct. 17, 2006).

"Some Issues with Issue 1," "Defense of Marriage" Amendment: What Is the Amendment Defending Now Forum, Moritz College of Law, Columbus, Ohio (Apr. 19, 2006).

"Thinking About Thinking About Same-Sex Prostitution," Sex Work Explored, Rethinking the Laws Regulating Prostitution, *Georgetown Journal of Gender and Law* Symposium, Georgetown University Law Center, Washington, DC (Mar. 23, 2006).

"Homosexuality's Horizon," Georgetown University Law Center Faculty Workshop, Washington, DC (Apr. 29, 2005).

"Homosexuality's Horizon," Family Law in the 21st Century, Thrower Symposium on Family Law, *Emory Law Journal*, Atlanta, GA (Feb. 17, 2005) (Invited Speaker).

Moderator, Coerced Confessions, *Ohio State Law Journal Mini-Symposium*, Columbus, Ohio, (Oct. 29, 2004) (also Faculty Advisor).

"The Sexual Politics of *Lawrence v. Texas*," Equality, Privacy, and Lesbian and Gay Rights After *Lawrence v. Texas*, *Ohio State Law Journal* Symposium, Columbus, OH (Nov. 7, 2003) (Faculty Advisor and Panelist).

"A Dissent from the Many Dissents from Attorney General Ashcroft's Interpretation of the Controlled Substances Act," Greenwall Program in Bioethics and Health Policy Reunion, Baltimore, MD (Oct. 22, 2003).

"The Lesbian and Gay Rights 'Like Straight' Strategy," From *Hardwick to Lawrence*: Sodomy Laws, and Gay, Lesbian, Bisexual, Transgender Equality in the New Century, The Moritz College of Law, Columbus, Ohio (Apr. 1, 2003).

**SELECTED PUBLIC LECTURES, PAPERS, PRESENTATIONS, AND MEDIA APPEARANCES
(CONT'D)**

Moderator, The University of Michigan's Affirmative Action Program, The Moritz College of Law, Columbus, OH (Mar. 12, 2003).

"A Left Critique of *Oregon v. Ashcroft*," *Oregon v. Ashcroft: Are Good Pain Management and Patient Care in Serious Danger?*, Association of the Bar of the City of New York, New York, NY (Feb. 26, 2003).

"The Death of 'Death with Dignity'?", American Bar Association National Convention, Washington, DC (Aug. 12, 2002).

"Some Advice for New Law Teachers," Association of American Law Schools' Workshop for New Law Teachers, Washington, DC (June 27–29, 2002).

"*Oregon v. Ashcroft*," The Mark Steiner Show (National Public Radio-Affiliate Talk Show) (June 3, 2002).

"*Oregon v. Ashcroft*," The Connection (National Public Radio Talk Show) (Apr. 19, 2002).

"The Death of 'Death with Dignity'?", Harvey M. Meyerhoff Lecture on Ethics and End-of-Life Care, Johns Hopkins Medical School, Baltimore, MD (Mar. 20, 2002).

"The Ethics of Equality and the FDA," The Phoebe R. Berman Bioethics Institute, The Johns Hopkins University Bloomberg School of Public Health, Baltimore, MD (Jan. 22, 2001).

"The Ethics of Equality and the FDA," Bioethics Works-in-Progress Group, Kennedy Institute for Ethics, Georgetown University, Washington, DC (Dec. 4, 2000).

"Death in the Shadow of the Family," *Beyond Biology: Adoption, Reproductive Technology, and Intentional Families*, Georgetown Journal of Gender and Law Symposium, Georgetown University Law Center, Washington, DC (Feb. 4, 2000).

"Overlooking Inequality: The Media's Coverage of Assisted Suicide," *Covering Assisted Death: The Press, the Law and Public Policy*, University of Michigan, Ann Arbor, MI (Feb. 22, 1999).

Jurors in Dr. Kevorkian Murder Trial Watch Video of Thomas Youk's Death, *CNN Burden of Proof* (Mar. 23, 1999).

COMMUNITY SERVICE

Committee Work

College Investigation, Alternate (Fall, 2023), Member (Spring, 2024 – Present).

Administration Committee (Fall, 2023 – Spring, 2024).

Diversity, Equity, Inclusion, and Justice Committee (Fall, 2016 – Spring, 2019, Fall 2021 – Spring, 2022; Fall, 2022); Chair (Fall, 2018 – Spring, 2019, Fall, 2021 – Spring, 2022).

Appointments Committee (Fall, 2009 – Spring, 2013; Fall, 2015 – Spring, 2016; (Fall, 2019 – Spring, 2020; Summer, 2020 – Spring, 2021; Summer, 2021 – Spring, 2022); Laterals Committee, Chair (Fall, 2009 – Spring, 2010).

Faculty Workshop Committee (Spring, 2003 – Spring, 2007, Fall, 2008 – Summer, 2013; Fall, 2018 – Spring, 2019; Member (Spring, 2003); Chair (Spring, 2003 – Fall, 2004; Spring, 2005 – Spring, 2007; Fall, 2008 – Spring, 2010 (approx.)).

Promotion and Tenure Committee (Fall, 2008 – Spring, 2009, Fall, 2015 – Spring, 2016; Fall, 2017).

Clerkship Committee (Fall, 2011 – Fall, 2017 (approx.)) .

Minority Affairs Committee (Fall, 2003 – Fall, 2004; Fall, 2013 – Spring, 2015) Chair (2014 – 2015); Member (2013 – 2014); Chair, Subcommittee on LGBT Issues (Fall, 2003 – Fall, 2004).

Special Advisor to the Dean for Faculty Scholarship (Fall, 2005 – Spring, 2007).

Editor, *The Faculty Report* (internal faculty newsletter surveying recent scholarship and other faculty "goings-on") (Fall, 2005 – Spring, 2007).

Admissions Committee (Fall, 2003 – Summer, 2003); Chair, Recruitment Subcommittee (Fall, 2002 – Summer, 2003).

Additional Local Service

Moritz Student Bar Association (Fall, 2019 – Spring, 2020)
Advisor

Ohio State Law Journal (Fall, 2015 – Fall, 2016)
Faculty Advisor for Colloquium on *Obergefell v. Hodges*

Ohio State Law Journal (Spring, 2014 – Fall, 2014)
Faculty Advisor for *In Memoriam* for Judge Cornelia Kennedy

Race, Sexuality and Social Justice Conference (Spring, 2012 – Spring, 2013)
Co-Convenor, with John Powell (Berkeley Law) and Stephanie Wildman (Santa Clara Law). Part I: Santa Clara Law (Apr. 13, 2012); Part II: Ohio State Moritz College of Law (Oct. 26, 2012); Part III: University of Maryland Carey School of Law (Mar. 29, 2013)

COMMUNITY SERVICE (CONT'D)

Additional Local Service

Moritz Outlaws (Fall, 2010 – Present)
Faculty Advisor

Ohio State Law Journal (Spring, 2012 – Spring, 2013)
Faculty Advisor for Colloquium on the 40th Anniversary of *Roe v. Wade*

Search Committee for Executive Director of The Kirwan Institute (Fall, 2011)
Member

Ohio State Law Journal (Spring, 2010 – Fall, 2011)
Faculty Advisor for the Symposium on Progressive Constitutionalism

Ohio State Law Journal (Spring, 2008 – Spring, 2009)
Faculty Advisor for the Ginsburg Symposium

Ohio State Law Journal (Spring, 2008 – Winter, 2009)
Faculty Advisor for the *D.C. v. Heller* Colloquium

Ohio State Law Journal (Spring, 2004 – Fall, 2004)
Faculty Advisor for the Mini-Symposium on Torture

Health Law Students Association (Fall, 2001 – Fall, 2004; Fall, 2004 – Spring, 2007)
Faculty Advisor

Ohio State Journal of Criminal Law (Fall, 2006)
Guest Editor for “*Miranda* at 40” Symposium

Ohio State Journal of Criminal Law (Spring, 2004 – Fall, 2005)
Guest Editor for Tribute to Professor Yale Kamisar

Ohio State Law Journal (Spring, 2004 – Fall, 2004)
Faculty Advisor for the Mini-Symposium on Torture

Ohio State Law Journal (Spring, 2003 – Fall, 2004)
Faculty Advisor for the *Lawrence v. Texas* Symposium

Legal History Workshop, The Ohio State University (Fall, 2003 – Spring, 2004)
Co-convenor

COMMUNITY SERVICE (CONT'D)

External Service

JOTWELL Equality Section (Feb., 2021 – Present).
Co-Editor (with Ann Tweedy)

Journal of Legal Education Advisory Board (Jan. 2015 – Jan., 2018, Jan. 2021 –
Dec. 2023), Member

Ad Hoc Committee on Constitutional Reform (Apr., 2012 – Spring, 2013)
Chair

The Legacy Fund of The Columbus Foundation (Apr., 2012 – Present)
Member, Board of Directors

Male Survivor, New York, NY (Spring, 2008 – Present)
Member, Board of Directors (Spring, 2008 – April, 2013); Advisory Board Member
(April, 2013 – Present)