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HOLT B. HARRISON DISTINGUISHED PROFESSOR OF LAW  
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## EDUCATION

<b>COLUMBIA UNIVERSITY SCHOOL OF LAW</b> J.D., May 2002 Honors: Harlan Fiske Stone Scholar	New York, NY
<b>RUTGERS UNIVERSITY</b> Ph.D. in Philosophy, October 1999 Honors: Excellence Fellowship Dissertation: FREE WILL HUNTING (under Colin McGinn)	New Brunswick, NJ
<b>WILLIAMS COLLEGE</b> B.A., <i>magna cum laude</i> , Philosophy, June 1991 Honors: Phi Beta Kappa Dean's List, all semesters Recipient of Arthur B. Graves Essay Prize in Philosophy Senior Thesis: THE MYSTERY OF THE CAUSAL CONNECTION	Williamstown, MA

## BOOK

*Free Will, Responsibility, and Crime: An Introduction* (Routledge, 2020)

## ARTICLES

*The First Amendment in Education: May Public Schools Discipline Faculty for Political Hate Speech?*, 33 WM. & MARY BILL RTS. J. 169-207 (Oct. 2024)

*Let's Not Do Responsibility Skepticism*, 40 J. APPLIED PHIL. 458-73 (July 2023)

*On Three Arguments Against Metaphysical Libertarianism*, 76 REVIEW OF METAPHYSICS 725-48 (June 2023)

*Criminal Responsibility*, in A COMPANION TO FREE WILL, eds. Joseph Campbell, Kristin M. Mickelson, and V. Alan White, 406-13 (Wiley Blackwell, 2023)

*Normative Ignorance: A Critical Connection Between the Insanity and Mistake of Law Defenses*, 47 FLA. ST. U. L. REV. 411-43 (2020)

*Criminal Responsibility*, in SAGE ENCYCLOPEDIA OF CRIMINAL PSYCHOLOGY, ed. Robert D. Morgan, 269-72 (2019)

*Why the Late Justice Scalia Was Wrong: The Fallacies of Constitutional Textualism*, 21 LEWIS & CLARK L. REV. 45-96 (2017)

*Blocking Blockage*, 44 PHILOSOPHIA 565-82 (2016)

*Trying to Make Sense of Criminal Attempts*, 7 JURISPRUDENCE 656-64 (2016)

*Mental Illness, Dangerousness, and Involuntary Civil Commitment*, co-authored with Alex Cohen, in PHILOSOPHY AND PSYCHIATRY: PROBLEMS, INTERSECTIONS AND NEW PERSPECTIVES, eds. Gary Gala & Daniel D. Moseley, 147-60 (Routledge, 2016)

*Does Situationism Excuse? The Implications of Situationism for Moral Responsibility and Criminal Responsibility*, 68 ARK. L. REV. 731-87 (2015)

- It's Not Too Difficult: A Plea to Resurrect the Impossibility Defense*, 45 N.M. L. REV. 225-74 (2014)
- Why Retributivism Needs Consequentialism: The Rightful Place of Revenge in the Criminal Justice System*, 66 RUTGERS L. REV. 629-84 (2014)
- Dangerous Psychopaths: Criminally Responsible But Not Morally Responsible, Subject to Criminal Punishment And to Preventive Detention*, 48 SAN DIEGO L. REV. 1299-1395 (2011) (invited symposium article)
- Insanity Defenses*, co-authored with Walter Sinnott-Armstrong, in OXFORD HANDBOOK ON THE PHILOSOPHY OF THE CRIMINAL LAW, eds. John Deigh & David Dolinko, 299-334 (Oxford Univ. Press, 2011)
- Killing, Letting Die, and the Case for Mildly Punishing Bad Samaritanism*, 44 GEORGIA L. REV. 607-95 (2010) (lead article)
- On the Rationalist Solution to Gregory Kavka's Toxin Puzzle*, 90 PACIFIC PHIL. Q. 267-89 (2009)
- The Solution to the Surprise Exam Paradox*, 47 SOUTHERN J. PHIL. 131-58 (2009)
- Reply to Bernard Harcourt's "Post-Modern Meditations on Punishment": Punishment Must Be Justified Or Not at All*, in CRIMINAL LAW CONVERSATIONS, eds. Paul Robinson, Kimberly Ferzan, and Stephen Garvey (Oxford Univ. Press, 2009)
- The Solution to the Real Blackmail Paradox: The Common Link Between Blackmail and Other Criminal Threats*, 39 CONN. L. REV. 1051-96 (2007)
- Gonzales v. Oregon and Physician-Assisted Suicide: Ethical and Policy Issues*, 42 TULSA L. REV. 699-729 (2007) (invited symposium article)
- Baumann on the Monty Hall Problem and Single-Case Probabilities*, 158 SYNTHESIS 139-51 (Sept. 2007).
- The Solution to the Problem of Outcome Luck: Why Harm Is Just as Punishable as the Wrongful Action that Causes It*, 24 L. & PHIL. 263-303 (2005)
- Is Descartes a Temporal Atomist?* 13 BRITISH JOURNAL FOR THE HISTORY OF PHILOSOPHY 627-74 (2005).
- Why It Is Sometimes Fair to Blame Agents for Unavoidable Actions and Omissions*, 42 AM. PHIL. Q. 93-104 (2005)
- The Main Problem with USC Libertarianism*, 105 PHIL. STUDS. 107-27 (2001)
- Hume, the New Hume, and Causal Connections*, 26 HUME STUDS. 41-75 (2000)

## LETTERS, OP-EDS, AND SHORT ESSAYS

- States are using anti-terrorism laws against protesters*, CHICAGO TRIBUNE (April 17, 2023), co-authored with Prof. Beth Gazley, <https://www.chicagotribune.com/opinion/commentary/ct-opinion-anti-terrorism-laws-protesters-atlanta-cop-city-20230417-tmg2nkzm5fbzvbi4uqcve6aol4-story.html>
- Sophistry at the Supreme Court*, THE HILL (May 6, 2022), co-authored with Prof. Jody L. Madeira, <https://thehill.com/opinion/judiciary/3479023-sophistry-at-the-supreme-court/>
- Prosecutors can abuse discretion to seek charges. We propose some fixes*, CHICAGO TRIBUNE (April 6, 2022), co-authored with Prof. Zachary D. Kaufman, <https://www.chicagotribune.com/opinion/commentary/ct-opinion-passive-prosecutors-criminal-justice-20220406-wwplg6b2prelhathxrrt5oynwa-story.html>
- Republicans Are the Worst*, THE BAYOU PROGRESSIVE (Feb. 11, 2022), <https://bayouprogressive.com/2022/02/republicans-are-the-worst/>
- How to Combat Trumpism (Even After Trump Is Gone)*, COMMON DREAMS (Nov. 13, 2020), co-authored with Jen Senko, <https://www.commondreams.org/views/2020/11/13/how-combat-trumpism-even-after-trump-gone>
- Three theories on government explain what to expect until Nov. 3*, THE HILL (Oct. 6, 2020), <https://thehill.com/opinion/campaign/519129-three-theories-on-government-explain-what-to-expect-until-nov-3>
- Is Trump Responsible for His Bad Behavior?*, COUNTERPUNCH (July 24, 2020), <https://www.counterpunch.org/2020/07/24/is-donald-trump-responsible-for-his-bad-behavior/>

*Letter: Challenge to free speech, college admissions in LSU controversy*, THE ADVOCATE (June 11, 2020), [https://www.theadvocate.com/baton\\_rouge/opinion/letters/article\\_dfe28048-ab46-11ea-8a49-0bd8b0ffd923.html](https://www.theadvocate.com/baton_rouge/opinion/letters/article_dfe28048-ab46-11ea-8a49-0bd8b0ffd923.html)

*Sorry, Republican Senators: Alan Dershowitz's Theory of Impeachment Is Total Bullshit*, COMMON DREAMS (Feb. 4, 2020), <https://www.commondreams.org/views/2020/02/04/sorry-republican-senators-alan-dershowitzs-theory-impeachment-total-bullshit>

*Despite posturing U.S. Sen. John Kennedy gives thumbs-up to dubious Trump judicial nominees*, THE ADVOCATE (Dec. 30, 2019), [https://www.theadvocate.com/baton\\_rouge/opinion/article\\_bf3637fa-1c5c-11ea-bbde-731078ccbc04.html](https://www.theadvocate.com/baton_rouge/opinion/article_bf3637fa-1c5c-11ea-bbde-731078ccbc04.html)

*The McConnell Rule: Nasty, Brutish, and Unconstitutional*, COUNTERPUNCH (July 13, 2018),

<https://www.counterpunch.org/2018/07/13/the-mcconnell-rule-nasty-brutish-and-unconstitutional/>

*The 'McConnell Rule' is law, and Senate Democrats should sue to enforce it*, THE HILL (July 8, 2018)

<http://thehill.com/opinion/judiciary/395696-the-mcconnell-rule-is-law-and-senate-democrats-should-sue-to-enforce-it>

*Letter: Scalise Dubious Choice as Commencement Speaker*, THE ADVOCATE (May 2, 2018),

[http://www.theadvocate.com/baton\\_rouge/opinion/letters/article\\_89896ac8-4e22-11e8-868b-bf9213828acb.html](http://www.theadvocate.com/baton_rouge/opinion/letters/article_89896ac8-4e22-11e8-868b-bf9213828acb.html)

*The (Current) Gun-Control Debate Is Not Really About Gun Control*, COMMON DREAMS (March 22, 2018), <https://www.commondreams.org/views/2018/03/22/current-gun-control-debate-not-really-about-gun-control>

*God, Heaven, and Evil: A Renewed Defense of Atheism*, SKEPTIC MAGAZINE 23(1) (2018)

*Apparently, Child Rapists Deserve the Death Penalty, But a Child Molester Deserves a U.S. Senate Seat*,

COUNTERPUNCH (Dec. 12, 2017), <https://www.counterpunch.org/2017/12/12/apparently-child-rapists-deserve-the-death-penalty-but-a-child-molester-deserves-a-u-s-senate-seat/>

*Why We Need to Take Animal Cruelty Much More Seriously*, COUNTERPUNCH (Nov. 17, 2017), co-

authored with Dr. Wendy Wolfson, <https://www.counterpunch.org/2017/11/17/why-we-need-to-take-animal-cruelty-much-more-seriously/>

*The Right Doesn't Oppose Affirmative Action – for Themselves*, TRUTHOUT (Aug. 9, 2017),

<http://www.truth-out.org/buzzflash/commentary/the-right-doesn-t-really-oppose-affirmative-action-for-themselves>

*Yes, Crimes Were Committed*, COMMON DREAMS (July 19, 2017),

<https://commons.commondreams.org/t/yes-crimes-were-committed/43361>

*Letter: Kennedy Should Oppose Bush Nomination*, THE ADVOCATE (July 12, 2017),

[http://www.theadvocate.com/baton\\_rouge/opinion/letters/article\\_8b83043a-6717-11e7-ac6d-5351047b0e81.html](http://www.theadvocate.com/baton_rouge/opinion/letters/article_8b83043a-6717-11e7-ac6d-5351047b0e81.html)

*Sorry, But It's Entirely the Right's Fault*, COUNTERPUNCH (June 22, 2017), re-posted on

BILLMOYERS.COM (June 23, 2017), <http://billmoyers.com/story/sorry-entirely-rights-fault/>

*Why – How – Do They Still Love Trump?*, COUNTERPUNCH (May 19, 2017), re-posted on ALTERNET as

*Why—and How—Is Trump's Base Still Loyal to a Guy Who Is a Proven Disaster?* (May 24, 2017),

<http://www.alternet.org/news-amp-politics/why-and-how-trumps-base-still-loyal-guy-who-proven-disaster>

*Why the Right Is Morally Wrong*, COUNTERPUNCH (May 5, 2017),

<https://www.counterpunch.org/2017/05/05/why-the-right-is-morally-wrong/>

*Judge Gorsuch's strict 'originalism' puts justice itself at stake*, THE HILL (April 7, 2017),

<http://thehill.com/blogs/pundits-blog/the-judiciary/327808-strict-originalism-puts-justice-itself-at-stake>

*The Right's Selective Enforcement of Criminal Law*, COUNTERPUNCH (April 7, 2017),

<https://www.counterpunch.org/2017/04/07/the-rights-selective-enforcement-of-criminal-law/>

*The Problems with Originalism*, NEW YORK TIMES (March 22, 2017),

<https://www.nytimes.com/2017/03/22/opinion/the-problems-with-originalism.html>

*Our Nietzschean Struggle*, COUNTERPUNCH (March 3, 2017),

<https://www.counterpunch.org/2017/03/03/our-nietzschean-struggle/>

*Four Weeks into Hillary's Presidency*, THE SATIRIST (Feb. 21, 2017),

<https://www.thesatirist.com/satires/four-weeks-into-hillarys-presidency.html>

*A Psychological Divide: Irrationality, Psychopathy, and Trump's Cult*, COUNTERPUNCH (Feb. 2, 2017),

reposted on BarbaraStreisand.com, <https://www.barbrastreisand.com/news/psychological-divide-irrationality-psychopathy-trumps-cult/>

*Joe McKnight, Ronald Gasser, and the Law of Self-Defense in Louisiana*, THE TIMES-PICAYUNE (Dec. 9, 2016), [http://www.nola.com/crime/index.ssf/2016/12/joe\\_mcknight\\_death\\_1.html](http://www.nola.com/crime/index.ssf/2016/12/joe_mcknight_death_1.html)  
*If You Don't Support Gun Control, Then You Don't Support the Police*, COUNTERPUNCH (July 19, 2016), <https://www.counterpunch.org/2016/07/19/if-you-dont-support-gun-control-then-you-dont-support-the-police/>  
*Louisiana Republican Voters Are Tapping Into their Jindal-Fueled Anger*, THE TIMES-PICAYUNE (March 9, 2016), [http://www.nola.com/politics/index.ssf/2016/03/trump\\_jindal.html](http://www.nola.com/politics/index.ssf/2016/03/trump_jindal.html)  
*The Silly, Dirty, Ugly Game of Publishing in Law Reviews*, TIMES HIGHER EDUCATION (Nov. 12, 2015), <https://www.timeshighereducation.com/opinion/us-law-reviews-dirty-game-peer-review-by-student>  
*Bad Faith: Why the Christian Right's Homophobia Is Indefensible*, THE HUMANIST (Sept. 9, 2015), <https://thehumanist.com/commentary/bad-faith-why-the-christian-rights-homophobia-is-indefensible>  
*Veto Allows Mistreatment of Animals to Continue*, THE TIMES-PICAYUNE (June 20, 2014), at B-6, [http://www.nola.com/opinions/index.ssf/2014/06/gov\\_bobby\\_jindals\\_veto\\_allows.html](http://www.nola.com/opinions/index.ssf/2014/06/gov_bobby_jindals_veto_allows.html)

## EDITOR

Co-editor (with Prof. Raff Donelson) of *The Palgrave Handbook on the Philosophy of Criminal Responsibility*. To be published by Palgrave Macmillan in 2025.

Helped to edit chapters of *Louisiana Criminal Law: Cases and Materials* by Dane Ciolino and Bobby Hares of Loyola University and Wendy Shea of Southern University (Esquire Books, 2013).

## REFEREE FOR JOURNALS

*American Philosophical Quarterly*  
*Analysis*  
*Australasian Journal of Philosophy*  
*Axiomathes*  
*British Journal for the History of Philosophy*  
*Canadian Journal of Law & Jurisprudence*  
*Criminal Law & Philosophy*  
*Dialectica*  
*Erkenntnis*  
*Ethical Theory & Moral Practice*  
*Grazer Philosophische Studien*  
*Inquiry*  
*Journal of Ethics*  
*Journal of Ethics and Social Philosophy*  
*Journal of Legal Philosophy*  
*Journal of Philosophy*  
*Law & Philosophy*  
*Logic and Logical Philosophy*  
*Neuroethics*  
*New Criminal Law Review*  
*Philosophia*  
*Philosophical Papers*  
*Philosophical Studies*  
*Public Affairs Quarterly*  
*Qeios*  
*Res Publica*  
*Review of Metaphysics*  
*Ratio*  
*Social Theory and Practice*  
*Synthese*

*Theoria*  
*University of Bologna Law Review*

## **MEDIA APPEARANCES**

Discussed with WBRZ reporter Sarah Gray Barr a Baton Rouge a jury's acquittal of Tony Lanus in the June 2023 murder of Eishmel Spears Jr. <https://www.wbrz.com/news/man-acquitted-for-2023-murder-after-defense-casts-doubt-on-state-s-sole-witness/> (Nov. 12, 2024)

Discussed with News15's Jim Hummel the legality of a Sunset, Louisiana police officer's traffic stop, after which the teen suspect fled, gave chase to the officer, crashed, and died. [https://www.kadn.com/news/investigates/news-15-investigates-law-professor-says-sunset-officer-likely-had-authority-to-pull-over-driver/article\\_6d803d0c-81f1-11ef-9b01-d3a5882c46a4.html](https://www.kadn.com/news/investigates/news-15-investigates-law-professor-says-sunset-officer-likely-had-authority-to-pull-over-driver/article_6d803d0c-81f1-11ef-9b01-d3a5882c46a4.html) (Oct. 3, 2024)

Discussed with WBRZ reporter Sarah Gray Barr a criminal investigation of Johnny Adams for potential malfeasance in office connected to his work with the state Department of Energy and Natural Resources. <https://www.wbrz.com/news/metro-council-member-s-husband-under-investigation-for-malfeasance-at-state-department-of-energy/> (Oct. 2, 2024)

Discussed with CBS reporter Nikole Killion Louisiana's redistricting litigation. <https://www.cbsnews.com/video/how-supreme-court-louisiana-map-decision-could-impact-2024-races/> (May 14, 2024)

Discussed with WAFB reporter Scottie Hunter Judge Eboni Rose's use of what was arguably hate speech during court proceedings. <https://www.wafb.com/2024/05/14/i-team-judge-accuses-das-office-wanting-stick-every-nier-jail/> (May 13, 2024)

Discussed with WBRZ reporter Bess Casserleigh the legality of West Baton Rouge Sheriff's Deputy Donald Dawsey recording his ex-wife's business from a camera placed in the woods. <https://www.wbrz.com/news/ex-wife-of-suspended-wbr-deputy-who-allegedly-placed-cameras-outside-home-business-denied-restraining-order/> (May 9, 2024)

Discussed with WBRZ reporter Bess Casserleigh Judge Eboni Johnson Rose's recent decisions to let dangerous repeat offenders out on bond. <https://www.wbrz.com/news/for-one-19th-jdc-judge-controversy-over-rulings-is-nothing-new/> (April 22, 2024)

Discussed with News15 reporter Jim Hummel University of Louisiana-Lafayette police's treatment of Basil Brown, a transgender student at the University of Louisiana-Lafayette who had indicated on social media that he was suicidal. [https://www.kadn.com/news/local/news-15-investigates-ul-police-made-contact-with-student-one-day-before-suicide/article\\_6d8709f8-fb6d-11ee-82a7-f3630ff2ff25.html](https://www.kadn.com/news/local/news-15-investigates-ul-police-made-contact-with-student-one-day-before-suicide/article_6d8709f8-fb6d-11ee-82a7-f3630ff2ff25.html) (April 15, 2024)

Discussed with FoxTV reporter John Rupolo recent Second Amendment jurisprudence in the 5th Circuit and SCOTUS. <https://www.brproud.com/news/appeals-court-rulings-could-help-louisiana-man-accused-in-jan-6-riot-get-gun-charges-dropped/> (March 28, 2024)

Discussed with WAFB reporter Chris Rosato Gov.-elect Jeff Landry's cryptic statements about future law enforcement in New Orleans. <https://www.wafb.com/2023/12/01/everything-is-table-lsu-law-professor-reacts-governor-elects-statement-crime/> (Nov. 30, 2023)

Appeared on the "Without" podcast episode ("Drug Laws") to discuss Louisiana's traditional "War on Drugs" approach to fentanyl use and addiction. <https://podcasts.apple.com/us/podcast/without/id1687299637?i=1000634894827> (aired Nov. 15, 2023)

Discussed with WAFB's Scottie Hunter criminal charges and civil lawsuits against former Baton Rouge Police Officer Wade Hill. <https://www.wafb.com/2023/09/07/i-team-former-brpd-officer-accused-sex-crimes-faced-similar-allegations-prior-agency/> (Sept. 7, 2023)

Discussed free will and responsibility with KBLA's Tavis Smiley. <https://www.youtube.com/watch?v=IY8O8flNjRo> (June 27, 2023)

Discussed with WBRZ's Chris Nakamoto the East Baton Rouge Aging Council's recent decision to reduce oversight on expenditures. <https://www.wbrz.com/news/corruption-watchdogs-question-move-giving-council-on-aging-ceo-full-access-to-checkbook/> (May 22, 2023)

Discussed with WBRZ's Chris Nakamoto the resignation of Louisiana Department of Wildlife and Fisheries Secretary Jack Montoucet after being exposed for allegedly engaging in illegal kickbacks. <https://www.wbrz.com/news/la-wildlife-and-fisheries-boss-resigns-amid-reports-on-alleged-kickback-scheme/> (April 14, 2023)

Discussed with WBRZ's Chris Nakamoto Louisiana State Police's promotion of Officer Kaleb Reeves, despite his history of reckless driving, including an accident in 2020 that led to the deaths of two people, An-Janne Lindsey and Kajenne Lindsey. <https://www.wbrz.com/news/despite-deadly-on-duty-crash-ex-lsp-leader-s-son-transferring-to-coveted-new-role/> (March 14, 2023)

Discussed with WBRZ's Chris Nakamoto apparent corruption at Angola Prison. <https://www.wbrz.com/news/angola-employees-given-lucrative-contract-cutting-grass-at-prison-legal-expert-calls-it-corruption-at-its-finest/> (Feb. 24, 2023)

Discussed with WAFB's Scottie Hunter the problems with EBR coroner Beau Clark's working two additional jobs, including long shifts as an emergency room doctor. <https://www.wafb.com/2022/12/09/i-team-ebc-coroner-claims-hes-full-time-while-also-working-two-part-time-jobs/> (Dec. 1, 2022)

Discussed with WBRZ's Chris Nakamoto charges of illegal surveillance against Amanda Carter, mother of a special-needs high school student. <https://www.wbrz.com/news/legal-expert-calls-mom-s-arrest-over-recording-devices-heavy-handed/> (Nov. 30, 2022)

Discussed with WBRZ's Chris Nakamoto West Baton Rouge Sheriff Mike Cazes' decision to continue paying a salary to Mandy Miller, a WBRSO employee who admitted to stealing \$150,000 from her employer. <https://www.wbrz.com/news/wbr-sheriff-refuses-interviews-while-his-employee-remains-under-criminal-investigation-for-stealing/> (Nov. 17, 2022)

Discussed with WBRZ's Chris Nakamoto the controversial promotion of Captain Robert Burns to Commander of the Professional Standards & Compliance Section. <https://www.wbrz.com/news/state-police-head-defends-picking-trooper-with-checkered-past-to-lead-new-compliance-division/> (Oct. 14, 2022)

Discussed with WBRZ's Nick Perlin why even video evidence of killing is not necessarily dispositive proof of murder. <https://www.wbrz.com/news/law-expert-explains-why-unexpected-decisions-were-made-in-two-cases-with-seemingly-damning-evidence> (Aug. 19, 2022)

Discussed with different media organizations the United States Supreme Court's decision in *Dobbs v. Jackson Women's Health Organization* and its implications for abortion rights:

- <https://www.wafb.com/2022/06/28/law-professor-addresses-legal-challenges-abortions-la/?fbclid=IwAR3IhPBHw5Dcxqx9g7D11JSmcwCyjflKmhTQcB9uno-o9GCQD2kqloxzGYI> (June 28, 2022)
- <https://www.wbrz.com/news/louisiana-judge-temporarily-blocks-enforcement-of-statewide-abortion-ban/> (June 27, 2022)
- <https://www.brproud.com/news/local-news/legal-experts-call-roe-v-wade-ruling-a-setback/amp/> (June 24, 2022)

Discussed with WBRZ's Johnston Von Springer whether East Baton Rouge Parish might be liable for injuries suffered by students jumping across a depression in the pathway to Tigerland and surrounding apartments. <https://www.wbrz.com/news/as-tigerland-construction-site-stunts-continue-legal-expert-sees-little-liability-for-city-parish> (December 16, 2021)

Discussed with WBRZ's Chris Nakamoto possible RICO charges against the Louisiana State Police for their alleged murder of Ronald Greene and subsequent coverup. <https://www.wbrz.com/news/attorney-rico-law-fits-state-police-misconduct-in-ronald-greene-coverup/> (Sept. 14, 2021)

Discussed SCOTUS's decision in *Edwards v. Vannoy* with Chris Rosato, reporter for WAFB. <https://www.fox8live.com/2021/05/17/prompted-by-baton-rouge-case-us-supreme-court-rules-against-making-louisianas-ban-non-unanimous-juries-retroactive/> (May 17, 2021)

Discussed duty-to-report laws with Mikayla Temple, reporter for Fox 47 News and WSYM TV. <https://www.fox47news.com/neighborhoods/delta-township-grand-ledge/lansing-mother-relaunches-the-clothing-business-of-her-son-who-died-in-2014> (Jan. 18, 2021)

Discussed textualism and originalism with Eva McKend, D.C. Bureau Reporter for Spectrum News One. <https://spectrumnews1.com/ky/northern-ky/news/2020/10/16/originalism-critique> (Oct. 7, 2020)

Discussed my book *Free Will, Responsibility, and Crime* with Aaron Freiwald, host of the podcast Good Law Bad Law. <https://www.goodlawbadlawpodcast.com/podcastepisodes/2020/4/24/good-law-bad-law-do-we-have-free-will-does-it-matter-a-conversation-w-ken-levy> (April 24, 2020)

Discussed with KATC-TV's Jim Hummel many Louisiana coroners' alleged violation of LSA-R.S.13:5716, which requires them to deny cremation permits for bodies whose deaths involve "suspicious circumstances or the reasonable probability of the commission of a crime." <https://www.katc.com/homepage-showcase/katc-investigates-body-of-evidence> (March 8, 2020)

Discussed with WAFB-TV's Scottie Hunter a formal complaint filed against (now former) 23rd Judicial District Judge Jessie LeBlanc. <https://www.wafb.com/2020/02/24/naacp-cites-wafb-interview-formal-complaint-against-judge-with-supreme-court/> (Feb. 24, 2020)

Discussed with WBRZ's Chris Nakamoto 18<sup>th</sup> Judicial District Judge Kevin Kimball's declaration of a mistrial in *SABIC Petrochemicals vs. Williams Olefins* for jury tampering. <https://www.wbrz.com/news/one-of-the-largest-jury-tampering-sanctions-issued-in-state-court-history/> (Feb. 13, 2020)

Discussed with WBRZ's Johnston Von Springer the criminal trial of former East Feliciana Coroner Laura DeJohn, who was charged with filing false public records and conspiracy. <https://www.wbrz.com/news/trial-underway-for-former-east-feliciana-coroner-accused-of-falsifying-documents> (Feb. 11, 2020)

Discussed with WBRZ's Chris Nakamoto a relationship between 23rd Judicial District Judge Jessie LeBlanc and former Assumption Parish Sheriff's Chief Deputy Bruce Prejean that potentially compromised the integrity of past criminal cases. <https://www.wbrz.com/news/sheriff-affair-between-judge-investigator-leads-to-review-of-hundreds-of-court-cases/> (Jan. 15, 2020)

Discussed with WBRZ's Trey Couvillion the considerations that will inform Judge Beau Higginbotham's sentencing decision for Matthew Naquin, who was convicted of negligent homicide in the hazing death of Max Gruver. <https://www.wbrz.com/news/former-lsu-frat-member-to-be-sentenced-in-max-gruvers-hazing-death-wednesday-morning/> (Nov. 19, 2019)

Discussed with WAFB-TV's Scottie Hunter whether Louisiana Secretary of State Kyle Ardoin violated statutory law by campaigning for other Republican candidates and how this allegedly illegal activity may be punished or remedied. <https://www.wafb.com/2019/12/05/investigators-complaint-be-filed-against-la-secretary-state-amid-news-investigation/> (Nov. 19, 2019)

Discussed with WBRZ's Chris Nakamoto potential corruption by Livingston Parish Tax Assessor Jeff Taylor and his wife Delia between 2011 and 2018. <https://www.wbrz.com/news/investigative-unit-livingston-tax-assessor-may-have-broken-the-law-paying-wife-for-work/> (Sept. 3, 2019)

Discussed with KATC-TV's Letitia Walker whether a mother who posted online her child's video of a fight at school violated LSA-R.S. 14:107.4 and whether this statute is even constitutional. <https://katc.com/news/around-acadiana/lafayette-parish/2019/02/21/law-professor-weighs-in-on-arrest-of-mom-who-posted-video-of-school-fight/> (Feb. 21, 2019)

Discussed with KATC-TV's Jim Hummel whether Catholic clergy in Louisiana are mandatory reporters when informed about past sexual abuse of children. <https://katc.com/the-list/2019/01/15/the-list-were-promises-kept/> (Jan. 15, 2019)

Discussed with WBRZ's Chris Nakamoto A. Wayne Stewart's potential violations of the Louisiana Bar Association's Rules of Professional Conduct by allegedly pressuring (prospective) clients to have sex with him in lieu of payment. <http://www.wbrz.com/news/legal-experts-demand-emergency-suspension-of-law-license-for-attorney-trying-to-trade-sex-for-work/> (Oct. 4, 2018)

Discussed with WBRZ's Chris Nakamoto Broderick "Chris" Landry's continued service as a Councilman for White Castle, Louisiana even though he was convicted of a felony several months ago. <http://www.wbrz.com/news/investigative-unit-despite-felony-conviction-councilman-still-in-office-and-getting-paid/> (Sept. 24, 2018)

Discussed with WBRZ's Chris Nakamoto West Baton Rouge Police Department's overly lenient treatment of Deputy Ben Arceneaux, who confessed to serious misconduct while on duty. <http://www.wbrz.com/news/prosecutors-state-police-conclude-investigation-into-wbrso-deputy/> (Sept. 14, 2018)

Discussed with Stacey Cameron, Chief Investigative Reporter & Executive Producer of Investigations for KSLA, Caddo Parish D.A.'s failure to win indictments at grand jury in nine homicide cases and Jonathan Robinson, who killed Rannita "Nunu" Williams, a mother of three, when he should have been in jail for multiple crimes. <http://www.ksla.com/2018/09/13/prior-charge-against-alleged-fb-live-killer-dismissed/> (Aug. 27, 2018)

Discussed with WBRZ's Chris Nakamoto former DEMCO CEO John Vranic's alleged theft of a \$14,000 generator. <http://www.wbrz.com/news/demco-top-dog-paid-restitution-for-high-dollar-freebie> (June 11, 2018)



Discussed with WBRZ's Chris Nakamoto Dorothy Jackson's and the Council of Aging's latest improprieties. <http://www.wbrz.com/news/formal-complaint-to-state-calls-ebc-coa-organized-crime-operation/> (April 24, 2018)

Discussed with WBRZ's Chris Nakamoto a suspicious dismissal of Alton Shelby Easterly's DWI charge by Denham Springs city prosecutor Blayne Honeycutt, who had previously received a \$2500 campaign donation from Easterly. <http://www.wbrz.com/news/despite-this-video-of-prominent-attorney-s-dwi-arrest-prosecutor-throws-out-charges/> (July 25, 2017)

Discussed with WBRZ's Chris Nakamoto a conflict of interest in the defamation lawsuit filed by Director of the East Baton Rouge Parish Council on Aging, Ms. Tasha Clark Amar. <http://www.wbrz.com/news/council-on-aging-director-s-mom-a-judge-assigned-daughter-s-defamation-lawsuit/> (May 5, 2017)

Discussed with WBRZ's Chris Nakamoto the defamation lawsuit filed by Director of the East Baton Rouge Parish Council on Aging, Ms. Tasha Clark Amar, against several defendants. <http://www.wbrz.com/news/council-on-aging-director-suing-elderly-woman-s-family-for-talking-about-her> (May 4, 2017)

Discussed with WWL's Tommy Tucker whether the DOJ would prosecute the police officers who killed Alton Sterling under 18 U.S.C. 242. <http://www.wwl.com/media/audio-channel/what-could-happen-justice-department-and-alton-sterling-case> (May 2, 2017)

Discussed with Louisiana Public Broadcasting's Shauna Sanford the implications of the U.S. Supreme Court's decision in *Glossip v. Gross* for the death penalty in Louisiana on "The State We're In". [http://www.lpb.org/index.php?/swi/swi\\_episode/july\\_17\\_2015](http://www.lpb.org/index.php?/swi/swi_episode/july_17_2015) (July 17, 2015)

## ACADEMIC EXPERIENCE

### LSU LAW SCHOOL

Baton Rouge, LA

*Professor of Law, Aug. 2017 – present*

*Associate Law Professor, Jan. 2012 – Aug. 2017*

*Assistant Law Professor, June 2009 – Dec. 2012*

Subjects taught: Advanced Criminal Law, Criminal Law, International Criminal Law, Torts, White Collar Criminal Law. Will be teaching Criminal Procedure (Fourth, Fifth, and Sixth Amendments) starting in Spring 2025.

### HARVARD LAW SCHOOL

Cambridge, MA

*Climenko Fellow, June 2007 – May 2009*

### COLUMBIA LAW SCHOOL

New York, NY

*Visiting Teaching Fellow, January 2007 – May 2007*

### RUTGERS UNIVERSITY

New Brunswick, NJ

*Excellence Fellow and Teaching Assistant, Fall 1991 – Spring 1999*

## PRESENTATIONS AND PANEL DISCUSSIONS

*The Legality Principle in Reverse*, Panel on the Legality Principle, SEALS Conference, July 22, 2024.

*The First Amendment in Education: May Public Schools Discipline Faculty for Political Hate Speech?*, University of Oklahoma College of Law, Eighth Annual ACS Constitutional Law Scholars Forum, Feb. 16, 2024.

*Weak Minds*, Invited keynote presentation, Third Extreme Belief and Responsibility Workshop, Vrije Universiteit Amsterdam, June 30, 2023.

*Against Responsibility Skepticism in the Criminal Justice System*, Barry University's Seventh Annual ACS Constitutional Law Scholars Forum, Feb. 25, 2022.

*May State Universities Fire Professors Who Endorse Trumpism?*

- Southeastern Association of Law Schools (SEALS) Conference, July 27, 2021.
- Barry University's Sixth Annual ACS Constitutional Law Scholars Forum, March 26, 2021
- Loyola Chicago Law School's Eleventh Annual Constitutional Law Colloquium, Nov. 6, 2020.

*Why Are There No Criminal Statutes Prohibiting Hate Speech?*, Barry University's Fifth Annual ACS Constitutional Law Scholars Forum, Feb. 28, 2020.

*Panel discussion about Respondeat Superior Liability*, Southeastern Association of Law Schools (SEALS) Conference, July 31, 2019.

*Responsibility Skepticism Versus the Insanity Defense*, Crimfest, Brooklyn Law School, July 16, 2019.

*Commented on Prof. Erin Kelly's paper, "Justice and Retribution," at the Responsibility and Punishment Symposium*, American Philosophical Association – Pacific Division, Vancouver, Canada, April 17, 2019.

*Panel discussion of Brooklyn Law Professor Alice Ristroph's paper, "Criminal Law's Nightmare, and Its Noble Dream,"* Buffalo Criminal Law Center, Nov. 9, 2018.

*Moderator of Death Penalty Panel*, LSU Law School, Oct. 30, 2018.

*The McConnell Rule: Nasty, Brutish, and Unconstitutional*

- Barry University Fourth Annual ACS Constitutional Law Scholars Forum, March 1, 2019.
- Southeastern Association of Law Schools (SEALS) Conference, Aug. 11, 2018.

*Panel discussion about insider trading*, Southeastern Association of Law Schools (SEALS) Conference, Aug. 9, 2018.

*Normative Ignorance: The Insanity Defense Is Constitutionally Required, But the Mistake of Law Defense Could Be an Adequate Substitute*

- Loyola Chicago Law School's Ninth Annual Constitutional Law Colloquium, Nov. 2, 2018.
- Barry University ACS Constitutional Law Scholars Forum, March 2, 2018.
- Louisiana Scholarly Workshop 2018, February 23, 2018.

*Panel discussion of University of California-San Diego Philosophy Professor Manuel Vargas's paper, "Blame and Retribution,"* Buffalo Criminal Law Center, October 25, 2017.

*Presented three chapters of my forthcoming book, Free Will, Responsibility, and Crime: An Introduction* (Routledge), Buffalo Criminal Law Center, September 27, 2017.

*Panel discussion of Villanova Law Prof. Michelle Madden Dempsey's paper, "The Volenti Maxim,"* Buffalo Criminal Law Center, April 28, 2017.

*Panel discussion of the movie Thirteenth,* LSU Law School, Jan. 25, 2017.

*Panel discussion of Univ. Penn Law Professor Stephen Morse's paper, "Law and the Sciences of the Brain/Mind,"* Buffalo Criminal Law Center, May 3, 2016.

*Panel discussion of William & Mary Law School Professor Peter Alces' forthcoming book on neuroscience, criminal law, and free will,* Buffalo Criminal Law Center, April 1, 2016.  
*The Law of Self-Defense in Louisiana* for the LSU chapter of the National Organization for the Professional Advancement of Black Chemists and Chemical Engineers (NOBCChE), March 29, 2016.

#### *The Carnivore's Challenge*

- Mississippi College School of Law, Nov. 10, 2016.
- LSU Animal Rights Club, Nov. 11, 2015.
- LSU Philosophy Salon, Oct. 1, 2015.

#### *Repeal the Second Amendment!*

- Barry University ACS Constitutional Law Scholars Forum, April 1, 2016.
- Central States Law Schools Association, Oct. 9, 2015.

#### *Introduction to Criminal Law*

- SEO Law Institute (New York, NY), July 28, 2016.
- SEO Law Institute (New York, NY), July 29, 2015.
- SEO Law Institute (New York, NY), July 31, 2014.

*Helped organize the Louisiana Law Review's Symposium about criminal justice, "Throw Away the Key,"* and helped moderate a panel ("Philosophical and Rational Considerations") that featured Professors Kevin Bennardo, Russell Christopher, and Tamara Lawson, LSU Law School, Jan. 22, 2016.

#### *Why Justice Scalia Is Wrong: Inferentialism Over Textualism and the Dynamic View Over the Static View of Constitutional Interpretation*

- Loyola Chicago's Sixth Annual Constitutional Law Colloquium, Nov. 6, 2015.
- 2015 Law & Society Association Annual Meeting, May 28-31, 2015.
- Barry University ACS Constitutional Law Scholars Forum, March 20, 2015.
- LSU Law Center (faculty), Oct. 7, 2014.
- LSU Law Center, Central States Law Schools Association 2014 Annual Scholarship Conference, Oct. 11, 2014.

#### *Situationism Shows that Criminal Responsibility Does Not Require Moral Responsibility*

- Western Michigan University, Medical Humanities Workgroup Conference Program, Sept. 26, 2013.
- University of Arkansas-Fayetteville, Central States Law Schools Association 2013 Annual Conference, Oct. 5, 2013.

Helped organize and moderated “*A Questionable Verdict? Trayvon Martin, George Zimmerman, and Stand Your Ground Laws,*” a panel discussion with Prof. Donald Tibbs and attorney Lewis Unglesby about Trayvon Martin, LSU Law School, Sept. 5, 2013.

*Revenge-ism and the Limits of Retributivism*

- Cleveland-Marshall College of Law, Central States Law Schools Association 2012 Annual Conference, Oct. 20, 2012.
- Mansfield College, Oxford University’s 3rd Global Conference – Revenge – A Person’s Project, July 17, 2012.

*Dangerous Psychopaths: Moral Responsibility, Criminal Punishment, and Preventive Detention,* University of San Diego Law School’s April Institute for Law and Philosophy Conference (“The Morality of Preventive Restriction of Liberty”), April 29, 2011.

*Insanity Defenses* (with Walter Sinnott-Armstrong), University of Texas-Austin School of Law, Oct. 22, 2010.

*Moral Responsibility, Excuses, and Situationism*

- Louisiana Junior Faculty Forum, Loyola-New Orleans University School of Law, Oct. 1, 2010.
- University of San Diego School of Law, Sept. 16, 2010.
- Southeastern Association of Law Schools (SEALS) Conference, Aug. 4, 2010.

*Killing, Letting Die, and the Case for Mildly Punishing Bad Samaritanism*

- LSU Law Center, Dec. 10, 2008.
- Indiana University School of Law-Bloomington, Dec. 4, 2008.
- SMU Dedman School of Law, Nov. 13, 2008.
- Harvard Law School, Oct. 8, 2008.

**LEGAL WORK EXPERIENCE**

**ARENT FOX**

*Litigation Associate, April 2006 – November 2006*

New York, NY

**WHITE & CASE**

*Litigation Associate, August 2004 – March 2006*

New York, NY

**SWIDLER BERLIN SHEREFF FRIEDMAN**

*Litigation Associate, September 2002 – July 2004*  
*Summer Associate, Summer 2001*

New York, NY

**NEW YORK STATE ATTORNEY GENERAL, MEDICAID FRAUD CONTROL UNIT**

*Intern, Summer 2000*

New York, NY

## **JUSTICE FOR FATRELL QUEEN**

Secretary as of August 2022. According to its mission statement, the organization “is committed to reducing violence in Baton Rouge by addressing its root causes and improving the criminal justice system. J4F aims to reduce violence by providing sustainable resources to communities that are underserved by local and state government. These resources include optimal healthcare and optimal education, including mentoring and tutoring for children and teens in need. J4F aims to improve the criminal justice system by pushing for stronger community policing and demanding accountability for police officers who engage in excessive force, abuses of power, or corruption.”

## **BAR ADMISSIONS**

Admitted to practice in New York State, the Southern and Eastern Districts of New York, and the United States Supreme Court.