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## **EDUCATION**

J.D., University of California-Berkeley, 1974  
Notes & Comments Editor, California Law Review  
A.B., University of Washington (Mathematics, Philosophy)

## **COURSES TAUGHT**

Civil Procedure, Civil Rights Seminar, Race and the U.S. Justice System, Latinos and the Law, Lawyers and Social Change Practicum, Critical Theory Short Courses.

## **EDITORSHIPS**

Series Co-Editor, The Critical Educator, Taylor & Francis/Routledge, 2006-present.  
Series Co-Editor, Everyday Law, Paradigm Publishers, 2003-present.  
Series Co-Editor, Critical America, NYU Press, 1995-2007; Editor Emeritus, 2007-2013. (Published 81 books).  
Advisory Board Member, Encyclopedia Latina: History, Culture, Society (Editor-in-Chief, Ilan Stavans, 2005) (4 volume 1,000,000 word encyclopedia of Latino civilization in the U.S.).  
Editorial Board Member, Aztlan: A Journal of Chicano Studies, 2000-2003.

## **CITATION RECOGNITIONS**

Eighth most-cited legal scholar in U.S. history (Hein Online Law Journal Library survey, 2013, at <https://home.heinonline.org/blog/2013/11/most-cited-authors-2013-edition/>).  
Author of 68th most-cited law review article in U.S. history (Storytelling for Oppositionists and Others, A Plea for Narrative, 87 Mich. L. Rev. 2411 (1987) (Fred R. Shapiro & Michelle Pearse, The Most-Cited Law Review Articles of All Time, 110 Mich. L. Rev. 1483, 1491 (2012)).  
Number-one ranked legal scholar in U.S. for number of articles appearing in top law reviews 1988-1992 (James Lindgren & Daniel Seltzer, The Most Prolific Law Professors and Faculties, 71 Chi.-Kent L. Rev. 781, 801 Table 10 (1996)).

Number-three ranked legal scholar in U.S. for number of most-cited articles appearing in 1982-1991 (Fred R. Shapiro, *The Most-Cited Law Review Articles Revisited*, 71 Chi.-Kent L. Rev. 751, 761 (1996)).

## AWARDS AND HONORS

Richard Delgado & Jean Stefancic Annual Lecture Series, Seattle University School of Law (Devon Carbado, inaugural speaker 2024).

A Conversation with Richard Delgado (University of California-Berkeley School of Law permanent archive), Center for the Study of Law and Society, Conversations in Law and Society series, April 2019 at [https://www.kaltura.com/index.php/extwidget/preview/partner\\_id/1368891/uiconf\\_id/41443412/entry\\_id/0\\_x4ut40y8/embed/iframe?](https://www.kaltura.com/index.php/extwidget/preview/partner_id/1368891/uiconf_id/41443412/entry_id/0_x4ut40y8/embed/iframe?).

ADR Symposium, Commemorating Richard Delgado, *Fairness and Formality* 30 Years Later, SMU Dedman School of Law, February 2017.

Faculty Fellow, A&M University, Institute for Advanced Study (TIAS), 2015-2016.

Keynote Address: Symposium, Explaining Critical Race Theory: Honoring Richard Delgado, University of Minnesota School of Law, October 2014.

Senator Dennis Chavez Endowed Lecture: University of New Mexico School of Law, April 2014.

Address: Presidential Invited Session: AERA (American Educational Research Association) Annual Meeting, Vancouver, B.C., April 2012.

Derrick Bell Legacy Award 2012, Critical Race Studies in Education Association, April 2012.

Symposium, "*Rotten Social Background*" 25 Years Later: Should the Criminal Law Recognize a Defense of Severe Environmental Deprivation, University of Alabama School of Law (honoring author Richard Delgado), February 2011.

Gates Lecture: University of Washington School of Law, February 2010.

Founder's Award, CRT 20 (Critical Race Theory) Conference, University of Iowa College of Law, April 2009.

Wayne Morse Visiting Distinguished Resident Scholar, University of Oregon School of Law, Spring 2008.

Visiting Scholar, University of California-Berkeley School of Law, Center for the Study of Law and Society, Summer 2007, Spring/Summer 2006, Summer 2004.

Doctor of Laws, LL.D (honoris causa), John Jay College of Criminal Justice (CUNY), May 2007.

Keynote Address: Inaugural Colloquium, Center on Race, Crime, and Justice, John Jay College of Criminal Justice, CUNY, December 2005.

University Distinguished Professor of Law, University of Pittsburgh, awarded February 2005.

Distinguished Scholar Award, Second National People of Color Legal Scholarship Conference, October 2004.

Derrick A. Bell, Jr.

: University of Pittsburgh School of Law, January 2004.

Charles Hamilton Houston Inaugural Lecture: Howard University School of Law, November 2003.

Social Justice Scholar-in-Residence, University of California-Berkeley School of Law, Fall 2003.

Centrum Creative Residency, Centrum Institute for the Arts, Port Townsend, Washington, 2003, 2006-2018.

Fellow, University of Wisconsin-Madison, Havens Center, September 2002.

Annual Franz Fanon Distinguished Lecture: Center for Culture and History of Black Diaspora, DePaul University, May 2002.

Thomas Jefferson Faculty Award, University of Colorado System, for scholarship and service exemplifying the ideals of Thomas Jefferson, 2002.

Haywood Burns/Shanara Gilbert Award, for lifetime contribution of scholarship and service to legal education in the interest of social justice, Northeast People of Color Conference, 2002.

Fellow, Bogliasco Foundation, Liguria Study Center for the Arts and Humanities, Genoa, Italy, October-November 2001.

Race and Races (5 book reviews), Special Section: 89 Calif. L. Rev. 1589-1664 (2001) (review essays devoted to Race and Races casebook).

Annual Barrett Lecture: University of California-Davis School of Law, October 2000.

*The Rodrigo Chronicles* Symposium, 4 Harv.-Latino L. Rev. 1-209 (2000) (complete issue devoted to reviews of Delgado's Rodrigo trilogy).

Gustavus Myers Award for Outstanding Book on Human Rights in North America, awarded to *When Equality Ends*, 2000; *Critical White Studies*, 1998; *The Coming Race War*, 1997; *The Price We Pay*, 1997; *The Rodrigo Chronicles*, 1996; *Words That Wound*, 1994.

Annual Derrick Bell Lecture: NYU School of Law, November 1999.

Wayne Morse Chair of Law and Politics, University of Oregon, October 1998.

Hugo Black Annual Lecture: University of Alabama School of Law, October 1998.

Keynote Address: Presidential Installation, University of Utah, September 1998.

Annual Krinock Lecture (debate with Daniel Farber): Western Michigan University Cooley Law School, September 1998.

IMPART Research and Scholarship Grants, University of Colorado, Spring/Summer 1998, Spring/Summer 1996, Spring/Summer 1995.

Lecturer: Critical Theory, University of Toronto Faculty of Law, January 1997.  
Intensive week-long course on critical theory and the law.

William Atwell Professor of Law (visiting), SMU Dedman School of Law, Spring 1997.

Outreach Grant, University of Colorado, 1997.

American Library Association Choice Outstanding Academic Book, awarded to *The Coming Race War*, 1997.

Project Adelante/Miller Brewing Co., 12 Pillars of A Just Society — Hispanic Americans in the Law, October 1996 (one of 12 selected for nationally-distributed calendar honoring Hispanic American legal figures).

Austin Scott Lecture: University of Colorado School of Law, November 1996.

Graduation Speaker: University of California-Berkeley School of Law, May 1996.  
(selected by the graduating class).

National LatCrit Conference, award for lifetime service, May 1996.

Atwell Lecture: SMU Dedman School of Law, March 1996.

Sir George Turner Lectures: University of Melbourne Law School (Australia), December 1995.

C. Clyde Ferguson, Jr., Award, American Association of Law Schools, Section on Minorities, for professor of the year, 1995.

Scholar in Residence, Rockefeller Foundation International Study Center, Bellagio, Italy, May-June 1993.

Address: Annual Wolfe Lecture, Wolfe Institute for the Humanities, Brooklyn College, March 1993.

Frances Lewis Scholar in Residence, Washington and Lee School of Law, Fall 1991.

Distinguished Scholar in Residence, University of Richmond School of Law, February 1991.

Irvine Foundation Distinguished Scholar in Residence, USF School of Law, January 1991.

Distinguished Scholar in Residence, University of Texas School of Law, 1989.

National H.L. Mencken Prize, Free Press Association, 1989.

Annual Chapman Lecture: University of Tulsa College of Law, April 1988.

Commonwealth Fellow, Program on Law, Science, and Medicine, Yale Law School, 1975-76.

## PUBLICATIONS

### BOOKS

Critical Race Theory: An Introduction (NYU Press, 4th ed. 2023 (with J. Stefancic; 3d ed. 2017 (with J. Stefancic); 2d ed. 2012 (with J. Stefancic); 1st ed. 2001 (with J. Stefancic).

Race and Races: Cases and Resources for a Diverse America (West Group, 4th ed. 2023 (with J. Perea, O. James, R. Cuison-Villazor, J. Stefancic, S. Wildman); 3d ed. 2015 (with J. Perea, A. Harris, J. Stefancic, S. Wildman); 2d ed. 2007 (with J. Perea, A. Harris, J. Stefancic, S. Wildman); 1st ed. 1999 (with J. Perea, A. Harris, S. Wildman).

Latinos and the Law: Cases and Materials (West Group, 2d ed. 2021 (with L. Saucedo, M-T Gonzalez, J. Stefancic); 1st ed. 2008, (with J. Perea, J. Stefancic).

Jurisprudence—Classical and Contemporary: From Natural Law to Postmodernism (West Group, 3d ed. 2021 (with R. Hayman, N. Levit, S. Fish, J. Stefancic); 2d ed 2002 (with R. Hayman, N. Levit, J. Stefancic).

Must We Defend Nazis?: Why the First Amendment Should Not Protect Hate Speech and White Supremacy (NYU Press, 2018) (with J. Stefancic).

Critical Race Theory: The Cutting Edge (Temple University Press, 3d ed. 2013 (with J. Stefancic); 2d ed. 2000 (with J. Stefancic), 1st ed. 1995).

The Latino/a Condition: A Critical Reader (NYU Press, 2d ed. 2011 (with J. Stefancic); 1st ed. 1998 (with J. Stefancic).

The Law Unbound! A Richard Delgado Reader (Paradigm Publishers, 2007) (edited by A. Wing & J. Stefancic).

The Politics of Fear: How Republicans Use Money, Race, and the Media to Win (Paradigm Publishers, 2006) (with M. Gonzales).

The Derrick Bell Reader (NYU Press, 2005) (with J. Stefancic).

How Lawyers Lose Their Way: A Profession Fails Its Creative Minds (Duke University Press, 2005) (with J. Stefancic). Translated into Turkish as: Avukatlar Nasıl Yoldan Çıkar (Notabene Yayınevi, 2012).

Understanding Words That Wound (Westview/Perseus Press, 2004) (with J. Stefancic).

Justice at War: Civil Liberties and Civil Rights during Times of Crisis (NYU Press, 2003).

When Equality Ends: Stories of Race and Resistance (Perseus/Westview, 1999)  
(Winner, Gustavus Myers Award, outstanding book on human rights in North America, 2000).

Critical White Studies: Looking Behind the Mirror (Temple University Press, 1997)  
(with J. Stefancic) (Winner, Gustavus Myers Award, outstanding book on human rights in North America, 1998).

Must We Defend Nazis? Hate Speech, Pornography, and the New First Amendment (NYU Press, 1997) (with J. Stefancic) [reprinted in part in Censorship (L. Egendorf ed., 2001); also in Hate Groups: Opposing Viewpoints (T. Roleff ed., 1999)].

No Mercy: How Conservative Think Tanks and Foundations Changed America's Social Agenda (Temple University Press, 1996) (with J. Stefancic).

The Coming Race War? And Other Apocalyptic Tales of America After Affirmative Action and Welfare (NYU Press, 1996) (American Library Association Choice Outstanding Academic Book Award, 1997) (Winner, Gustavus Myers Award, outstanding book on human rights in North America, 1997).

The Price We Pay: The Case Against Racist Speech, Hate Propaganda, and Pornography (Farrar, Straus & Giroux, 1995) (with L. Lederer) (Winner, Gustavus Myers Award, outstanding book on human rights in North America, 1997).

The Rodrigo Chronicles: Conversations about America and Race (NYU Press, 1995) (Nominee, Pulitzer Prize 1996; Winner, Gustavus Myers Award, outstanding book on human rights in North America, 1996).

Failed Revolutions: Social Reform and the Limits of Legal Imagination (Westview Press, 1994) (with J. Stefancic).

Words That Wound: Critical Race Theory, Assaultive Speech, and the First Amendment (Westview Press, 1993) (with M. Matsuda, C. Lawrence & K. Crenshaw) (Winner,

## ARTICLES

Rodrigo's Extra-Credit Assignment: Can Pleadings be Both Plausible and Fair? 12 Tex. A&M L. Rev. 1026 (2025).

Foreword: Two Kinds of Participatory Legal Scholarship, 110 Va. L. Rev. online 290 (2024).

Doorbell Monitors, Pest Alarms, Neighborhood Chat Groups, and a New Fundamental Contradiction, 75 Case W. Res. L. Rev. 521 (2025).

Rodrigo's Travel Plans: Is A Right-Wing Coup Possible in the Unites States? 87 College English 15 (2025).

Against Formalism in Law and Literature. Q. and A. with Richard Delgado & Jean Stefancic: Introduction by Aja Martinez. \_\_ Modern Language Association:

What's Your Name? I Don't Like It, Please Change, 15 Ala. C.R.-C.L. L. Rev.131 (2024) (with J. Stefancic).

Reducing Hate Online: The Myth of Colorblind Content Policy, 103 B.U. L. Rev. 1985 (2024) (with J. Stefancic).

Race or Class? New Directions for Critical Theory, 74 Case W. Res. L. Rev. 353 (2023).

The Consequences of Systemic Racism (book review of White Man's Law, by Peter Irons), 11 Tex. A&M L. Rev. 175 (2023).

*Dobbs*, Right-Wing Revisionism, and Public Outrage: Rodrigo's Late-Night Chronicle, 72 Am. U. L. Rev. 1469 (2023) (with J. Stefancic).

Reply to Frank Michelman, 10 Tex. A&M L. Rev. 627 (2023).

An Interest-Convergence Explanation of the 2020-2022 Conservative Attack on Critical Race Theory: A Comment on Kyle Campbell's Material Constructions of Race in the Atlantic World, 22 J. L. in Soc. 287 (2022) (with J. Stefancic).

Interest Convergence in Immigration Law and Theory, 73 Case W. Res. L. Rev. 1 (2022) (with A. Slater).

Does Interest Convergence Today Offer Opportunities for the Working Class, Much as It Did for Minorities in the Fifties and Sixties?: A Comment on Spencer Bowley, 101 B.U. L. Rev. Online 148 (2022) (with J. Stefancic).

Rodrigo's Reappraisal, 101 B.U. L. Rev. Online 48 (2021) (with J. Stefancic).

"The Least of These": The Case for the Nationwide Injunction in Immigration Cases as a Critical Democratic Institution, 25 UC Davis Soc. Just. L. Rev. 100 (2021) (with A. Slater).

Against Equality: A Critical Essay for the NAACP and Others, 48 *Hast. Const. L.Q.* 235 (2021) (with J. Stefancic).

Groundhog Law, 21 *J. L. in Soc.* 1 (2021).

Farm-Raised Trout, 25 *UC Davis Soc. Just. L. Rev.* 1 (2020) (with J. Stefancic).

Love in the Time of Cholera, 68 *UCLA L. Rev. Online* 170 (2020) (with J. Stefancic).

Borders by Consent: A Proposal for Reducing Two Kinds of Violence in Immigration Law Practice, 52 *Ariz. L.J.* 337 (2020) (with J. Stefancic).

Remedies for Police Shootings: A Comment on Slater, 21 *Berkeley J. Afr. Am. L. & Pol'y.* 37 (2020).

Lessons from Mexican Folklore: U.S. Immigration Policy, Child Separation, and La Llorona, 81 *U. Pitt. L. Rev.* 286 (2020) (with J. Stefancic).

Radical Method, 24 *UC Davis Soc. Justice L. Rev.* 3 (2020) (with J. Stefancic).

Do Judges Cry? An Essay on Empathy and Fellow Feeling, 70 *Case W. Res. L. Rev.* 23 (2019) (with J. Stefancic).

Rodrigo's Rebuke: Originary Violence and U.S. Border Policy, 53 *UC Davis L. Rev. Online* 33 (2019).

Children's Rights to a Livable Future, 75 *Ala. L. Rev.* 261 (2019).

Should Good People Be Doctors? A Comment on Paul Butler and Anonymous, 72 *SMU L. Rev. Forum* 1 (2019).

Metamorphosis: A Minority Professor's Life, 53 *UC Davis L. Rev. Online* 1 (2019).

Rodrigo and *Ressentiment*: "I Don't Want It If You Are Going to Get It, Too," — Why Classical Economic and Political Theory Fails to Explain the Obamacare Vote, but Legal Realism and CLS Can, 52 *UC Davis L. Rev.* 1827 (2019).

Legal Realism and the Controversy about Campus Speech Codes, 69 *Case W. Res. L. Rev.* 275 (2019).

A U.S.-Mexican Law School for Deportees: A Response to Amy Kimpel, 70 *U. Fla. L. Rev. F.* 108 (2018).

J'Accuse: An Essay on Animus, 52 *UC Davis L. Rev. Online* 119 (2018).

Rethorizing Actions for Targeted Hate Speech: A Comment on Professor Brown, 9 *Ala. C.R. & C. L. Rev.* 1 (2018) (with J. Stefancic).

Rodrigo's Footnote: Multi-Group Oppression and a Theory of Judicial Review, 51 *UC Davis L. Rev. Online* 1 (2017).

Four Ironies of Campus Climate, 101 *Minn. L. Rev.* 1919 (2017) (with J. Stefancic).

Nonconformity in American Law and Life: How Much Do We Really Value Diversity? 2016 Meador Lecture, 68 *Ala. L. Rev.* 901 (2017).



Foreword: Alternative Dispute Resolution: A Critical Reconsideration, 70 SMU L. Rev. 595 (2017).

The Unbearable Lightness of Alternative Dispute Resolution: Critical Thoughts on Fairness and Formality, 70 SMU L. Rev. 611 (2017).

What Do We Regret and Why? (book review), 4 Tex. A&M L. Rev. 123 (2017) (with J. Stefancic).

A New Southern Strategy of Multi-Group Oppression: A Response to Standard White by Michael Morris, 7 Calif. L. Rev. Online 49 (2016) (with J. Stefancic).

Critical Perspectives on Police, Policing, and Mass Incarceration, 104 Geo. L.J. 1531 (2016) (with J. Stefancic).

The Hole-in-the-Wall Gang View of Life and America's Racial Future, 51 Wake Forest L. Rev. 745 (2016) (with J. Stefancic).

"Alto, Cabron. A Ver Las Manos.": A Police Officer's Expectations of Instant Obedience When a Civilian Does Not Speak English—A Comment on *United States v. Parker* (the Indian Grandfather Case), 68 Ala. L. Rev. Online 101 (2016) (with J. Stefancic).

Southern Dreams and a New Theory of First Amendment Legal Realism, 65 Emory L.J. 303 (2015) (with J. Stefancic).

The Shadows and the Fire: Three Puzzles for Civil Rights Scholars—An Essay in Honor of Derrick Bell, 6 Ala. C.R.-C. L. Rev. 21 (2014-2015).

Why Obama?: An Interest Convergence Explanation of the Nation's First Black President, 33 Law & Inequality 345 (2015).

Waiting for a Second Cargo Shipment: Public Education as Great Equalizer, 50 Wake Forest L. Rev. 219 (2015).

Delgado's Darkroom: Critical Reflections on Land Titles and Latino Legal Education, 45 N. Mexico L. Rev. 275 (2015).

Law's Violence: Derrick Bell's Next Article, 75 U. Pitt. L. Rev. 435 (2014).

The Trayvon Martin Trial: Two Comments and an Observation, 47 John Marshall L. Rev. 1371 (2014).

Reforming Capitalism through Law and Regulation, 47 John Marshall L. Rev. 1269 (2014).

Hate Speech in Cyberspace, 49 Wake Forest L. Rev. 319 (2014) (with J. Stefancic).

Rodrigo's Equation: Race, Capitalism, and the Search for Reform, 49 Wake Forest L. Rev. 87 (2014).

Let's Get Married: An Essay in Honor of Mari Matsuda, 112 Mich. L. Rev. First Impressions 58 (2014).

Racial Templates, 112 Mich. L. Rev. 1133 (2014) (with J. Perea).

Standardized Testing as Discrimination: A Reply to Dan Subotnik, 9 U. Mass. L. Rev. 98 (2014).

Two Narratives of Youth, 37 Seattle U. L. Rev. xxxiii (2013).

Precious Knowledge: State Bans on Ethnic Studies, Book Traffickers (*Librotraficantes*), and a New Type of Race Trial, 91 N.C. L. Rev. 1513 (2013).

The Harm in Hate Speech (book review), 47 L. & Soc. Rev. 232 (2013).

Four Reservations on Civil Rights Reasoning by Analogy: The Case of Latinos and Other Nonblack Groups, 112 Colum. L. Rev. 1883 (2012).

*Naim v. Naim*: The Case That Never Was, 12 Nev. L.J. 525 (2012).

Authoritarianism: A Comment, 13 Rutgers Race & Law Rev. 65 (2012).

Centennial Reflections on *California Law Review's* Scholarship on Race: The Structure of Civil Rights Thought, 100 Calif. L. Rev. 431 (2012).

Recent Writing on Law and Happiness, 97 Iowa L. Rev. 913 (2012).

Transcendence: Conservative Wealth and Intergenerational Succession, 59 UCLA L. Rev. Discourse 44 (2011).

Rodrigo's Reconsideration: Intersectionality and the Future of Critical Race Theory, 96 Iowa L. Rev. 1247 (2011).

Race, Sex, and the Division of Labor: A Comment on Joan Williams's *Reshaping the Work-Family Debate*, 34 Seattle U. L. Rev. 835 (2011).

The Wretched of the Earth, 2 Ala. C.R.-C.L. L. Rev. 1 (2011).

Rodrigo's Portent: California and the Coming Neocolonial Order, 87 Wash. U. L. Rev. 1293 (2010).

Living History Interview, 19 Transnat'l L. & Contemp. Probs. 221 (2010) (with J. Stefancic).

The Law of the Noose: A History of Latino Lynching, 44 Harv. C.R.-C.L. L. Rev. 297 (2009).

Four Observations about Hate Speech, 44 Wake Forest L. Rev. 353 (2009) (with J. Stefancic).

Liberal McCarthyism and the Origins of Critical Race Theory, 94 Iowa L. Rev. 1505 (2009).

Authors' Reply: Creating and Documenting a New Field of Legal Study, 12 Harv. Latino L. Rev. 103 (2009) (with J. Stefancic & J. Perea).

Getting Real: A Reply to Dan Subotnik, 43 USF L. Rev. 771 (2009).

Crossover, 33 Am. Indian L. Rev. 1 (2009) (with J. Stefancic).

Oops! Racism as Mistake: Lessons from Corporate Law, 118 Yale L.J. Pocket Part 67 (2008).

A Comment on Rosenberg's New Edition of *The Hollow Hope*, 103 Nw. U. L. Rev. Colloquy 147 (2008).

Rodrigo's Homily: Storytelling, Elite Self-Interest, and Legal Change, 87 Ore. L. Rev. 1259 (2008).

Foreword, Symposium: Latinos/as and the Law, 83 Ind. L.J. 1141 (2008) (with J. Stefancic).

The Sincerest Form of Flattery?, 43 USF L. Rev. 253 (2008).

Can Lawyers Find Happiness?, 58 Syr. L. Rev. 241 (2008) (with J. Stefancic).

Law Enforcement in Subordinated Communities: Innovation and Response, 106 Mich. L. Rev. 1193 (2008).

Watching the Opera in Silence: Disgust, Autonomy, and the Search for Universal Human Rights (book review), 70 U. Pitt. L. Rev. 277 (2008).

What If John Calmore Had a Latino/a Sibling?, 86 N.C. L. Rev. 769 (2008) (with J. Stefancic).

Rodrigo's *Corrido*: Race, Postcolonial Theory, and U.S. Civil Rights, 60 Vand. L. Rev. 1691 (2007).

The Myth of Upward Mobility (book review), 68 U. Pitt. L. Rev. 879 (2007).

Rodrigo's Riposte: The Mismatch Theory of Law School Admissions, 57 Syr. L. Rev. 637 (2007).

Of Cops and Bumper Stickers: Notes Toward a Theory of Selective Prosecution, 57 Syr. L. Rev. 175 (2007).

Memories of Brutus Hamilton, 75 UMKC L. Rev. 1149 (2007).

Why Do We Ask the Same Questions?: The Triple Helix Dilemma Revisited, 99 L. Libr. J. 307 (2007) (with J. Stefancic).

Rodrigo's Roundelay: *Hernandez v. Texas* and the Interest-Convergence Dilemma, 41 Harv. C.R.-C.L. L. Rev. 23 (2006).

Si Se Puede, But Who Gets the Gravy?, 11 Mich. J. Race & L. 9 (2006).

You Are Living in a Gold Rush, 35 Hofstra L. Rev. 417 (2006).

The Current Landscape of Race: Old Targets, New Opportunities, 104 Mich. L. Rev. 1269 (2006).

Shooting the Messenger (book review), 30 Am. Ind. L. Rev. 477 (2006).

The Role of Critical Race Theory in Understanding Race, Crime, and Justice Issues, <http://www.jjay.cuny.edu/centersinstitutes/racecrimejustice/publishedpaper.pdf>

Center on Race, Crime, and Justice, John Jay College of Criminal Justice, CUNY (2005) (with J. Stefancic).

Rodrigo and Revisionism: Relearning the Lessons of History, 99 Nw. U. L. Rev. 805 (2005).

What If *Brown v. Board of Education* Was a Hate-Speech Case? (book review), 1 Stan. C.R.-C.L. L. Rev. 1 (2005).

Locating Latinos in the Field of Civil Rights: Assessing the Neoliberal Case for Radical Exclusion, 83 Tex. L. Rev. 489 (2004).

The Racial Double Helix: Watson, Crick, and *Brown v. Board of Education* (Our No-Bell Prize Award Speech) (Charles Hamilton Houston Inaugural Lecture), 47 How. L.J. 473 (2004) (with J. Stefancic).

About Your Masthead: A Preliminary Inquiry into the Compatibility of Civil Rights and Civil Liberties, 39 Harv. C.R.-C.L. L. Rev. 1 (2004).

Crossroads and Blind Alleys: A Critical Examination of Recent Writing about Race (book review), 82 Tex. L. Rev. 121 (2003).

White Interests and Civil Rights Realism: Rodrigo's Bittersweet Epiphany, 101 Mich. L. Rev. 1201 (2003).

Linking Arms: Recent Books on Interracial Coalition as an Avenue of Social Reform, 88 Cornell L. Rev. 855 (2003).

Explaining the Rise and Fall of African-American Fortunes—Interest Convergence and Civil Rights Gains (book review), 37 Harv. C.R.-C.L. L. Rev. 369 (2002).

Where is My Body: Stanley Fish's Long Goodbye to Law, 99 Mich. L. Rev. 1370 (2001).

Thinking About *Race and Races*: Reflections and Responses, 89 Calif. L. Rev. 1653 (2001) (with J.Perea, A.Harris & S.Wildman).

Two Ways to Think About Race: Reflections on the Id, the Ego, and Other Reformist Theories of Equal Protection, 89 Geo. L.J. 2279 (2001).

Official Elitism or Institutional Self Interest? 10 Reasons Why U.C.-Davis Should Abandon the LSAT (and Why Other Good Law Schools Should Follow Suit) (2000 Edward L. Barrett, Jr. Lecture), 34 UC Davis L. Rev. 593 (2001).

California's Racial History and Constitutional Rationales for Race-Conscious Decision Making in Higher Education, 47 UCLA L. Rev. 1521 (2000) (with J. Stefancic).

Goodbye to Hammurabi: Analyzing the Atavistic Appeal of Restorative Justice, 52 Stan. L. Rev. 751 (2000).

Derrick Bell's Toolkit: Fit to Dismantle that Famous House? (1999 Derrick Bell Lecture), 75 N.Y.U. L. Rev. 283 (2000).

Toward a Legal Realist View of the First Amendment, 113 Harv. L. Rev. 778 (2000)

Rodrigo's Remonstrance: Love and Despair in an Age of Indifference—Should Humans Have Standing?, 88 Geo. L.J. 263 (2000) (with N. Markewich).

Canadian Critical Race Theory: Racism and the Law, by Carol A. Aylward (book review), <http://www.arts.ualberta.ca/cjscopy/reviews/critrace.html> Canadian Journal of Sociology Online, 1999 (with J. Stefancic).

Making Pets: Social Workers, "Problem Groups," and the Role of the SPCA—Getting a Little More Precise About Racialized Narratives, 77 Tex. L. Rev. 1571 (1999).

Home-Grown Racism: Colorado's Historic Embrace—and Denial—of Equal Opportunity in Higher Education, 70 U. Colo. L. Rev. 703 (1999) (with J. Stefancic).

Rodrigo's Committee Assignment: A Skeptical Look at Judicial Independence, 72 S. Cal. L. Rev. 425 (1999).

Is American Law Inherently Racist? 15 T.M. Cooley L. Rev. 361 (1998).

Ten Arguments Against Affirmative Action—How Valid? (1998 Hugo L. Black Lecture), 50 Ala. L. Rev. 135 (1998).

Rodrigo's Roadmap: Is the Marketplace Theory for Eradicating Discrimination a Blind Alley? 93 Nw. U. L. Rev. 215 (1998).

Rodrigo's Bookbag: Brimelow, Bork, Murray, and D'Souza—Recent Conservative Thought and the End of Equality, 50 Stan. L. Rev. 1929 (1998).

Rodrigo's Book of Manners: How to Conduct a Conversation on Race—Standing, Imperial Scholarship, and Beyond, 86 Geo. L.J. 1051 (1998).

Are Hate-Speech Rules Constitutional Heresy? A Reply to Stephen G. Gey, 146 U. Pa. L. Rev. 865 (1998).

Critical Race Theory: Past, Present, and Future, 51 Current Legal Probs. 467 (1998) (with J. Stefancic).

Editor's Introduction, Symposium on the Relation Between Scholarship and Teaching, 73 Chi-Kent L. Rev. 749 (1998).

Rodrigo's Fifteenth Chronicle: Racial Mixture, Latino-Critical Scholarship, and the Black-White Binary, 75 Tex. L. Rev. 1181 (1997).

Why Universities are Morally Obligated to Strive for Diversity: Restoring the Remedial Rationale for Affirmative Action, 68 U. Colo. L. Rev. 1165 (1997).

Rodrigo's Fourteenth Chronicle: American Apocalypse, 32 Harv. C.R.-C.L. L. Rev. 275 (1997).

Rodrigo's Thirteenth Chronicle: Legal Formalism and Law's Discontents, 95 Mich. L. Rev. 1105 (1997).

Rodrigo's Twelfth Chronicle: The Problem of the Shanty, 85 Geo. L.J. 667 (1997).

Alternate Dispute Resolution: Conflict as Pathology: An Essay for Trina Grillo, 81 Minn. L. Rev. 1391 (1997).

Outsider Scholars: The Early Stories, 71 Chi.-Kent L. Rev. 1001 (1996) (with J. Stefancic).

The Colonial Scholar: Do Outsider Authors Replicate the Citation Practices of the Insiders, But in Reverse? 71 Chi.-Kent L. Rev. 969 (1996).

Playing Favorites, 74 Tex. L. Rev. 1223 (1996).

Coughlin's Complaint: How to Disparage Outsider Writing, One Year Later, 82 Va. L. Rev. 95 (1996).

Apologize and Move On? Finding a Remedy for Pornography, Insult, and Hate Speech (book review), 67 U. Colo. L. Rev. 93 (1996) (with J. Stefancic).

Rodrigo's Eleventh Chronicle: Empathy and False Empathy, 84 Calif. L. Rev. 61 (1996).

"The Speech We Hate": First Amendment Totalism, the ACLU, and the Principle of Dialogic Politics, 27 Ariz. St. L.J. 1281 (1995).

Stark Karst: Law's Promise, Law's Expression (book review), 93 Mich. L. Rev. 1460 (1995).

Rodrigo's Tenth Chronicle: Merit and Affirmative Action, 83 Geo. L.J. 1711 (1995).

Rodrigo's Final Chronicle: Cultural Power, the Law Reviews, and the Attack on Narrative Jurisprudence, 68 S. Cal. L. Rev. 545 (1995).

Cosmopolitanism Inside Out: International Norms and the Struggle for Civil Rights and Local Justice, 27 Conn. L. Rev. 773 (1995) (with J. Stefancic).

Critical Race Theory, An Annotated Bibliography 1993: A Year of Transition, 66 U. Colo. L. Rev. 159 (1995) (with J. Stefancic).

The Social Construction of *Brown v. Board of Education*: Law Reform and the Reconstructive Paradox, 36 Wm. & Mary L. Rev. 547 (1995) (with J. Stefancic).

Rodrigo's Ninth Chronicle: Race, Legal Instrumentalism, and the Rule of Law, 143 U. Pa. L. Rev. 379 (1994).

The Neoconservative Case Against Hate-Speech Regulation—Lively, D'Souza, Gates, Carter, and the Toughlove Crowd, 47 Vand. L. Rev. 1807 (1994).

Foreword, Essays on Hate Speech, 82 Calif. L. Rev. 847 (1994).

Hateful Speech, Loving Communities: Why Our Notion of "A Just Balance" Changes So Slowly, 82 Calif. L. Rev. 851 (1994) (with J. Stefancic).

Pressure Valves and Bloodied Chickens: An Analysis of Paternalistic Objections to Hate-Speech Regulation, 82 Calif. L. Rev. 871 (1994) (with D. Yun).

Scorn, 35 Wm. & Mary L. Rev. 1061 (1994) (with J. Stefancic).

Imposition, 35 Wm. & Mary L. Rev. 1025 (1994) (with J. Stefancic).

Rodrigo's Eighth Chronicle: Black Crime, White Fears—On the Social Construction of Threat, 80 Va. L. Rev. 503 (1994).

Rodrigo's Seventh Chronicle: Race, Democracy, and the State, 41 UCLA L. Rev. 721 (1994).

First Amendment Formalism Is Giving Way to First Amendment Legal Realism, 29 Harv. C.R.-C.L. L. Rev. 169 (1994).

Comments on Mary Becker, 64 U. Colo. L. Rev. 1051 (1993).

Rodrigo's Sixth Chronicle: Intersections, Essences, and the Dilemma of Social Reform, 68 N.Y.U. L. Rev. 639 (1993).

Rodrigo's Fifth Chronicle: Civitas, Civil Wrongs, and the Politics of Denial, 45 Stan. L. Rev. 1581 (1993).

Rodrigo's Fourth Chronicle: Neutrality and Stasis in Antidiscrimination Law, 45 Stan. L. Rev. 1133 (1993).

Rodrigo's Third Chronicle: Care, Competition, and the Redemptive Tragedy of Race, 81 Calif. L. Rev. 387 (1993).

Rodrigo's Second Chronicle: The Economics and Politics of Race, 91 Mich. L. Rev. 1183 (1993).

Five Months Later (The Trial Court Opinion), 71 Tex. L. Rev. 1011 (1993).

On Telling Stories in School: A Reply to Daniel Farber and Suzanna Sherry, 46 Vand. L. Rev. 665 (1993).

The Inward Turn in Outsider Jurisprudence, 34 Wm. & Mary L. Rev. 741 (1993).

A Shifting Balance: Freedom of Expression and Hate-Speech Restriction (book review), 78 Iowa L. Rev. 737 (1993) (with J. Stefancic).

Critical Race Theory: An Annotated Bibliography, 79 Va. L. Rev. 461 (1993) (with J. Stefancic).

Pornography and Harm to Women: "No Empirical Evidence?" 53 Ohio St. L.J. 1037 (1992) (with J. Stefancic).

Images of the Outsider in American Law and Culture: Can Free Expression Remedy Systemic Social Ills? 77 Cornell L. Rev. 1258 (1992) (with J. Stefancic).

Zero-Based Racial Politics and an Infinity-Based Response: Will Endless Talking Cure America's Racial Ills? 80 Geo. L.J. 1879 (1992).

A Comment on Aleinikoff, 63 U. Colo. L. Rev. 383 (1992).

Legal Scholarship: Insiders, Outsiders, Editors, 63 U. Colo. L. Rev. 717 (1992).

Shadowboxing: An Essay on Power, 77 Cornell L. Rev. 813 (1992).

The Imperial Scholar Revisited: How to Marginalize Outsider Writing, Ten Years Later, 140 U. Pa. L. Rev. 1349 (1992).

Rodrigo's Chronicle, 101 Yale L.J. 1357 (1992).

Derrick Bell's Racial Realism: A Comment on White Optimism and Black Despair, 24 Conn. L. Rev. 527 (1992).

Our Better Natures: A Revisionist View of Joseph Sax's Public Trust Theory of Environmental Protection, and Some Dark Thoughts on the Possibility of Law Reform, 44 Vand. L. Rev. 1209 (1991).

Campus Antiracism Rules: Constitutional Narratives in Collision, 85 Nw. U. L. Rev. 343 (1991).

Recasting the American Race Problem, 79 Calif. L. Rev. 1389 (1991).

Enormous Anomaly? Left-Right Parallels in Recent Writing about Race, 91 Colum. L. Rev. 1547 (1991).

Outsider Jurisprudence and the Electronic Revolution: Will Technology Help or Hinder the Cause of Law Reform? 52 Ohio St. L.J. 847 (1991) (with J. Stefancic).

Norms and Narratives: Can Judges Avoid Serious Moral Error? 69 Tex. L. Rev. 1929 (1991) (with J. Stefancic).

Pep Talks for the Poor: A Reply and Remonstrance on the Evils of Scapegoating, 71 B.U. L. Rev. 525 (1991).

Moves, 139 U. Pa. L. Rev. 1071 (1991).

Norms and Normal Science: Toward a Critique of Normativity in Legal Thought, 139 U. Pa. L. Rev. 933 (1991).

Derrick Bell's Chronicle of the Space Traders: Would the U.S. Sacrifice People of Color if the Price Were Right? 62 U. Colo. L. Rev. 321 (1991) (with J. Stefancic).

Affirmative Action as a Majoritarian Device: Or, Do You Really Want To Be a Role Model? 89 Mich. L. Rev. 1222 (1991).

Brewer's Plea: Critical Thoughts on Common Cause, 44 Vand. L. Rev. 1 (1991).

Zero-Based Racial Politics: An Evaluation of Three Best-Case Arguments on Behalf of the Nonwhite Underclass, 78 Geo. L.J. 1929 (1990).

Mindset and Metaphor: A Response to Randall Kennedy's Racial Critiques of Legal Academia, 103 Harv. L. Rev. 1872 (1990).

Panthers and Pinstripes: The Case of Ezra Pound and Archibald MacLeish, 63 S. Cal. L. Rev. 907 (1990) (with J. Stefancic).



Judicial Influences and the Inside-Outside Dichotomy: A Comment on Professor Nagel, 61 U. Colo. L. Rev. 711 (1990).

Approach-Avoidance in Law School Hiring: Is the Law a WASP? 34 St. Louis L.J. 631 (1990).

When A Story Is Just A Story: Does Voice Really Matter? 76 Va. L. Rev. 95 (1990).

On Taking Back Our Civil Rights Promises: When Equality Doesn't Compute, 1989 Wis. L. Rev. 579.

Why Do We Tell the Same Stories? Law Reform, Critical Librarianship, and the Triple Helix Dilemma, 42 Stan. L. Rev. 207 (1989) (with J. Stefancic).

Storytelling for Oppositionists and Others: A Plea for Narrative, 87 Mich. L. Rev. 2411 (1989).

Minority Law Professors' Lives: The Bell-Delgado Survey, 24 Harv. C.R.-C.L. L. Rev. 349 (1989) (with D. Bell).

Critical Legal Studies and the Realities of Race—Does the Fundamental Contradiction Have a Corollary? 23 Harv. C.R.-C.L. L. Rev. 407 (1988).

ADR and the Dispossessed: Recent Books About the Deformalization Movement, 13 L. & Soc. Inq. 145 (1988).

The Politics of Workplace Reforms: Recent Works on Parental Leave and a Father-Daughter Dialogue, 40 Rutgers L. Rev. 1031 (1988) (with H. Leskovic).

Derrick Bell and the Ideology of Racial Reform: Will We Ever Be Saved? 97 Yale L.J. 923 (1988).

The Ethereal Scholar: Does Critical Legal Studies Have What Minorities Want? 22 Harv. C.R.-C.L. L. Rev. 301 (1987).

Protecting Autonomy and Personhood in Human Subjects Research, 11 S. Ill. U. L.J. 1147 (1987).

Informed Consent in Human Experimentation: Bridging the Gap Between Ethical Thought and Current Practice, 34 UCLA L. Rev. 67 (1986) (with H. Leskovic).

How to Write a Law Review Article, 20 USF L. Rev. 445 (1986).

Fairness and Formality: Minimizing the Risk of Prejudice in Alternative Dispute Resolution, 1985 Wis. L. Rev. 1359.

The Author Replies, 3 Law & Inequality 261 (1985) (reply to Robert O'Neil).

"Rotten Social Background": Should the Criminal Law Recognize a Defense of Severe Environmental Deprivation? 3 Law & Inequality 9 (1985).

Fact, Norm, and Standard of Review—The Case of Homosexuality, 10 U. Dayton L. Rev. 575 (1985).

The Language of the Arms Race: Should the People Limit Government Speech? 64 B.U. L. Rev. 961 (1984) (National H.L. Mencken Prize, Free Press Ass'n 1989).

When Religious Exercise Is Not Free: Deprogramming and the Constitutional Status of Coercively Induced Belief, 37 Vand. L. Rev. 1071 (1984).

Inequality "From the Top": Applying an Ancient Prohibition to an Emerging Problem of Distributive Justice, 32 UCLA L. Rev. 100 (1984).

The Imperial Scholar: Reflections on a Review of Civil Rights Literature, 132 U. Pa. L. Rev. 561 (1984).

Can Science Be Inopportune? Constitutional Validity of Governmental Restrictions on Race-IQ Research, 31 UCLA L. Rev. 128 (1983).

Professor Delgado Replies, 18 Harv. C.R.-C.L. L. Rev. 593 (1983) (reply to Marjorie Heins).

Beyond *Sindell*: Relaxation of Cause-in-Fact Rules for Indeterminate Plaintiffs, 70 Calif. L. Rev. 881 (1982).

The Moralist as Expert Witness, 62 B.U. L. Rev. 869 (1982).

Words That Wound: A Tort Action for Racial Insults, Epithets, and Name-Calling, 17 Harv. C.R.-C.L. L. Rev. 133 (1982).

"Concurrence" in Quotes: A Critical Assessment of Chief Justice Burger's Objections to a Right to Treatment for the Involuntarily Confined Mentally Ill, 15 UC Davis L. Rev. 527 (1982).

Cults and Conversion: The Case for Informed Consent, 16 Ga. L. Rev. 533 (1982).

Death: Multiple Definitions or a Single Standard? 54 S. Cal. L. Rev. 1323 (1981).

Law School Admissions Study, Mexican-American Legal Defense and Education Fund, 32 Hastings L.J. 1777 (1981).

Active Rationality in Judicial Review, 64 Minn. L. Rev. 467 (1980).

To Tell the Truth: Physicians' Obligation to Disclose Medical Mistakes, 28 UCLA L. Rev. 52 (1980) (with Joan Vogel).

Religious Totalism as Slavery, 9 NYU. Rev. L. & Soc. Change 51 (1980).

A Response to Professor Dressler, 63 Minn. L. Rev. 361 (1979) (reply to Joshua Dressler).

Ascription of Criminal States of Mind: Toward a Defense Theory for the Coercively Persuaded ("Brainwashed") Defendant, 63 Minn. L. Rev. 1 (1978).

God, Galileo, and Government: Toward Constitutional Protection for Scientific Inquiry, 53 Wash. L. Rev. 349 (1978).

Religious Totalism: Gentle and Ungentle Persuasion Under the First Amendment, 51 S. Cal. L. Rev. 1 (1977).

Organically Induced Behavioral Change in Correctional Institutions: Release Decisions and the “New Man” Phenomenon, 50 S. Cal. L. Rev. 215 (1977).

Euthanasia Reconsidered — The Choice of Death as an Aspect of the Right of Privacy, 17 Ariz. L. Rev. 474 (1975). See also Law: Who Decides? Yale News, Nov. 10, 1975 (with Lance Tibbles) [inside the copy of Euthanasia Reconsidered].

The Legal Education of Chicano Students: A Study in Mutual Accommodation and Cultural Conflict, 5 N.M. L. Rev. 177 (1975) (with C. Reynoso and L. Romero).

Minority Students and the Legal Curriculum: An Experiment at Berkeley, 63 Calif. L. Rev. 751 (1975).

Mexican-Americans as a Legally Cognizable Class under Rule 23 and the Equal Protection Clause, 50 Notre Dame L. Rev. 393 (1975) (with V. Palacios).

Parental Preferences and Selective Abortion: A Commentary on Roe v. Wade, Doe v. Bolton, and the Shape of Things to Come, 1974 Wash. U. L.Q. 203.

College Searches and Seizures: Students, Privacy, and the Fourth Amendment, 26 Hastings L.J. 57 (1974).

### **Student Work**

Note, Jury Selection: Vicinage Requirement, People v. Jones, 62 Calif. L. Rev. 536 (1974).

Comment, Underprivileged Communications: Extension of the Psychotherapist-Patient Privilege to Patients of Psychiatric Social Workers, 61 Calif. L. Rev. 1050 (1973).

### **FOREWORDS AND AFTERWORDS**

Afterword: Pierre Orelus, *Courageous Voices: Immigrant Paths* (Peter Lang, 2012).

Foreword: Gregory S. Park ed., *Critical Race Realism* (New Press, 2008).

Foreword: David Gillborn, *Racism and Education: Coincidence or Conspiracy?* (Routledge, 2008).

Foreword: José Luis Morín, *Latino Rights and Justice in the United States*, 2d ed. (Carolina Academic Press, 2008).

Foreword: Mathew Fletcher, *Indian Law Stories* (Taylor & Francis, 2008).

Foreword: Essays on Hate Speech, *in* *Controversies in Constitutional Law* (P. Finkelman & S. Heyman eds., 1996).

### **CHAPTERS IN BOOKS**

The Silken Cord: An Essay in Honor of Jane Hill, *in* *Constructing the Past, Confronting the Present: Papers in Honor of Jane Hill* (Shannon T. Bischoff et al. eds., 2013).

Discerning Critical Moments, *in* Handbook of Critical Race Theory in Education (Marvin Lynn & Adrienne Dixson eds., 2013) (with J. Stefancic).

Critical Legal Theory, *in* Oxford Encyclopedia of American Political and Legal History (2012)

Unveiling Majoritarian Myths and Tales about Race and Racism: A Conversation with Richard Delgado, *in* Rethinking Race, Class, Language, and Gender: A Dialogue with Noam Chomsky and Other Leading Scholars (Pierre W. Orelus ed., 2011).

Transcendence: Conservative Wealth and InterGenerational Succession, *in* Vulnerable Populations and Transformative Law Teaching: A Critical Reader (Society of American Law Teachers eds., 2011) (reprinted from 59 UCLA L. Rev. Discourse 44).

Critical Race Theory: An Introduction, *in* Расизм: современные западные подходы [Racism: Modern Western Approaches] (A. Verkhovsky ed., SOVA Center for Information, 2010).

Why Do We Ask the Same Questions?: The Triple Helix Dilemma Revisited, *in* Legal Information and the Development of American Law (R.A. Danner & F.G. Houdek eds., 2008) (with J. Stefancic).

About Your Masthead: A Preliminary Inquiry into the Compatibility of Civil Rights and Civil Liberties, *in* Readings in the Philosophy of Law (K.C. Culver ed., 2d ed. 2007) (reprinted from 39 Harv. C.R.-C.L L. Rev. 1).

Hate Cannot be Tolerated: Opposing View: Limits on the Most Offensive Forms of Speech are Reasonable, USA Today, March 3, 2004, at 12A, *in* Critical Thinking: A Student's Introduction, 3d ed. (G. Bassham et al. eds., 2007).

Goodbye to Hammurabi: Analyzing the Atavistic Appeal of Restorative Justice, *in* Correctional Ethics (J. Kleinig ed., 2006) (reprinted from 52 Stan. L. Rev. 751).

Critical Race Theory and Lat Crit Theory, *in* Oxford Encyclopedia of Latinos and Latinas in the United States (S. Oboler & D.J. Gonzalez eds., 2005) (with J. Stefancic).

Statutory Rape Laws: Does It Make Sense to Enforce Them in an Increasingly Permissive Society? (pro and con), *in* Criminal Law: Cases and Materials (C. Lee & A. Harris eds., 2005).

"The Speech We Hate": First Amendment Totalism, the ACLU, and the Principle of Dialogic Politics, *in* Race Law, 2d ed. (M.F. Higginbotham ed., 2005) (reprinted from 27 Ariz. St. L.J. 1281).

ADR and the Dispossessed: Recent Books about the Deformalization Movement, *in* *Resolving Disputes: Theory and Practice for Lawyers* (J. Folberg, T.J. Stipanowich & L.A. Kloppenberg eds., 2005).

“Rotten Social Background”: Should the Criminal Law Recognize a Defense of Severe Environmental Deprivation? *in* *Criminal Law: Cases and Materials* (C. Lee & A. Harris eds. 2005); *also in* *Criminal Law and Its Processes: Cases and Materials*, 7th ed. (S. Kadish & S. Schulhofer eds., 2001); *also in* *Cases and Materials on Criminal Law*, 2d ed. (J. Dressler ed., 1999); *also in* *Punishment and Rehabilitation* (J. Murphy ed., 1995); *also in* *Justification and Excuse in the Criminal Law: A Collection of Essays* (M.L. Corrado ed., 1994) (reprinted from 3 *Law & Inequality* 9).

Ascription of Criminal States of Mind: Toward a Defense Theory for the Coercively Persuaded (“Brainwashed”) Defendant, *in* *Criminal Law: Cases and Materials* (C. Lee & A. Harris eds., 2005); *also in* *Persuasion, Coercion, Indoctrination and Mind Control* (P. Zimbardo & R. Vallone eds., 1983) (reprinted from 63 *Minn. L. Rev.* 1).

Critical Race Theory, 5,000 word entry in *New Dictionary of the History of Ideas* (M.C. Horowitz ed., Scribner’s, 2004) (with J. Stefancic).

A Response to Professor Dressler, *in* *Criminal Law: Case Studies and Controversies* (P. H. Robinson ed., 2004) (reprinted from 63 *Minn. L. Rev.* 361).

Alternate Dispute Resolution: Conflict as Pathology, *in* *Women, Law and Social Change* (T. Dawson ed., 2003) (reprinted from 81 *Minn. L. Rev.* 1391).

Our Better Natures: A Revisionist View of Joseph Sax’s Public Trust Theory of Environmental Protection, *in* *Issues in Legal Scholarship: Joseph Sax and the Public Trust*, Article 4 (2003) <http://www.bepress.com/ils/iss4/art4/> (reprinted from 44 *Vand. L. Rev.* 1209).

Hate Crime, *in* *Oxford Companion to American Law* (K.L. Hall et al. eds., 2002).

Critical Race Theory, *in* *Oxford Companion to American Law* (K.L. Hall et al. eds., 2002) (with J. Stefancic).

Overcoming Legal Barriers to Regulating Hate Speech on Campuses, *Chron. Higher Ed.*, Aug. 11, 1993, at B1 (with J. Stefancic) [reprinted in *Morality Matters: Race, Class, and Gender in Applied Ethics* (J. R. Di Leo ed., 2002); *also in* *Contemporary Moral Issues in a Diverse Society* (J. McDonald ed., 1998)].

Is American Law Inherently Racist?, *in* *A Reader on Race, Civil Rights, and American Law* (T. Davis, K. Johnson, G. Martinez eds., 2001) (reprinted from 15 *T.M. Cooley L. Rev.* 361).

- Ten Arguments against Affirmative Action—How Valid?, *in* A Reader on Race, Civil Rights, and American Law (T. Davis, K. Johnson, G. Martinez eds., 2001) (reprinted from 50 Ala. L. Rev. 135).
- Must We Defend Nazis? (chapter 10), *in* Censorship (L. Egendorf ed., 2001); *also in* Hate Groups: Opposing Viewpoints (T. Roleff ed., 1999).
- Affirmative Action as a Majoritarian Device: Or, Do You Really Want To Be a Role Model? *in* Constitutional Law, 4th ed. (G. Stone et al. eds., 2001); *also in* Affirmative Action and the Constitution (G. Chin ed., 1998) (reprinted from 89 Mich. L. Rev. 1222).
- The Imperial Scholar: Reflections on a Review of Civil Rights Literature, *in* A Reader on Race, Civil Rights, and American Law (T. Davis, K. Johnson, G. Martinez eds., 2001); *also in* Critical Race Theory: The Key Writings that Formed the Movement (K. Crenshaw et al. eds., 1995) (reprinted from 132 U. Pa. L. Rev. 561).
- Words That Wound: A Tort Action for Racial Insults, Epithets, and Name-Calling, *in* A Reader on Race, Civil Rights, and American Law (T. Davis, K. Johnson, G. Martinez eds., 2001); *also in* Hate Speech and the Constitution (S. Heyman ed., 1996) (reprinted from 17 Harv. C.R.-C.L. L. Rev. 133).
- Fairness and Formality: Minimizing the Risk of Prejudice in Alternative Dispute Resolution, *in* Civil Procedure (S. Subrin et al. eds., 2000); *also in* Mediation and Negotiation (E.W. Trachte-Huber & S.K. Huber eds., 1998); *also in* Alternative Dispute Resolution (E.W. Trachte-Huber & S.K. Huber eds., 1996) (reprinted from 1985 Wis. L. Rev. 1359).
- Citizenship, *in* Immigrants Out! (J. Perea ed., 1996) *also in* Race, Identity, and Citizenship (R. Torres, L. Miron, J. Inda eds., 1999).
- Pressure Valves and Bloodied Chickens: An Analysis of Paternalistic Objections to Hate-Speech Regulation, *in* Privacy and the Constitution (M. Plasencia ed., 1999); *also in* Civil Liberties: Opposing Viewpoints (T. Roleff ed., 1999) (reprinted from 82 Calif. L. Rev. 871).
- Rodrigo's Fourteenth Chronicle: American Apocalypse, *in* Affirmative Action and the Constitution (G. Chin ed., 1998) (reprinted from 32 Harv. C.R.-C.L. L. Rev. 275).
- The Social Construction of *Brown v. Board of Education*: Law Reform and the Reconstructive Paradox, *in* Redefining Equality (N. Devins & D. Douglas eds., 1998) (reprinted from 36 Wm. & Mary L. Rev. 547).
- Rodrigo's Eighth Chronicle: Black Crime, White Fears—On the Social Construction of Threat, *in* The Judicial Isolation of the "Racially" Oppressed (E.N. Gates ed., 1997) (reprinted from 80 Va. L. Rev. 503).

- Recasting the American Race Problem, *in* *Indigenous Legal Issues, Commentary & Materials* (H. McRae et al. eds., 2d ed. 1997) (reprinted from 79 Calif. L. Rev. 1389).
- Storytelling for Oppositionists and Others: A Plea for Narrative, *in* *Clinical Anthology: Readings for Live-Client Clinics* (A. Hurder et al. eds., 1997); *also in* *Jurisprudence: Contemporary Readings, Problems, and Narratives* (R. Hayman & N. Levit eds., 1995); *also in* *Narrative and the Legal Discourse* (D. Papke ed., 1991) (reprinted from 87 Mich. L. Rev. 2411).
- Minority Men, Misery, and the Marketplace of Ideas, *in* *Constructing Masculinity* (M. Berger ed., 1996) (with J. Stefancic).
- Beyond *Sindell*: Relaxation of Cause-in-Fact Rules for Indeterminate Plaintiffs, *in* *Mass Tort Litigation* (L. Mullenix ed., 1996) (reprinted from 70 Calif. L. Rev. 881).
- One Man's Dignity: An Interview with Emmitt E. Fisher, *in* *The Price We Pay: The Case Against Racist Speech, Hate Propaganda, and Pornography* (L. Lederer & R. Delgado eds., 1995).
- Images of the Outsider in American Law and Culture: Can Free Expression Remedy Systemic Social Ills? *in* *Power, Privilege and Law: A Civil Rights Reader* (L. Bender & D. Braveman eds., 1995) (reprinted from 77 Cornell L. Rev. 383) (with J. Stefancic).
- Regulation of Hate Speech May be Necessary to Guarantee Equal Protection to All Citizens, *Chron. Higher Ed.*, Sept. 18, 1991, at B1 [reprinted in *Rereading America: Cultural Contexts for Critical Thinking* (G. Colombo et al. eds., 1995)].
- Norms and Normal Science: Toward a Critique of Normativity in Legal Thought, *in* *Jurisprudence: Contemporary Readings, Problems, and Narratives* (R. Hayman & N. Levit eds., 1995) (reprinted from 139 U. Pa. L. Rev. 933).
- Critical Legal Studies and the Realities of Race—Does the Fundamental Contradiction Have a Corollary? *in* *Jurisprudence: Contemporary Readings, Problems, and Narratives* (R. Hayman & N. Levit eds., 1995) (reprinted from 23 Harv. C.R.-C.L. L. Rev. 407).
- The Ethereal Scholar: Does Critical Legal Studies Have What Minorities Want? *in* *Jurisprudence: Contemporary Readings, Problems, and Narratives* (R. Hayman & N. Levit eds., 1995); *also in* *Anti-Discrimination Law* (C. McCrudden ed., 1991) (reprinted from 22 Harv. C.R.-C.L. L. Rev. 301).
- Campus Antiracism Rules: Constitutional Narratives in Collision, *in* *Striking a Balance: Hate Speech, Freedom of Expression and Non-discrimination* (S. Coliver ed., 1992) (reprinted from 85 Nw. U. L. Rev. 343).

Why Do We Tell the Same Stories? Law Reform, Critical Librarianship, and the Triple Helix Dilemma, *in* *Alternative Library Literature* (S. Berman & J. Danky eds., 1992) (reprinted from 42 Stan. L. Rev. 207).

Options for Legal Intervention, *in* *Cults and New Religious Movements, A Report of the American Psychiatric Ass'n* (M. Galanter ed., 1989).

The Language of the Arms Race—Should the People Limit Government Speech? *in* *Freedom at Risk* (R. Curry ed., 1989) (reprinted in B.U. L. Rev. 961).

Legal Aspects of Deprogramming, *in* *Cults and Consequences: The Definitive Handbook* (R. Andres & J. Lone eds., 1988).

Cults and Conversion: The Case for Informed Consent, *in* *Cults, Culture, and the Law: Perspectives on New Religious Movements* (T. Robbins, W. Shepherd & J. McBride eds., 1985) (reprinted from 16 Ga. L. Rev. 533).

Limits to Proselytizing, *in* *The Brainwashing/Deprogramming Controversy: Sociological, Psychological, Legal and Historical Perspectives* (D. Bromley & J. Richardson eds., 1983).

Religious Totalism as Slavery, *in* *Perspectives on the Contemporary Cult Experience* (J. Brock ed., 1982) (reprinted from 51 S. Cal. L. Rev. 1).

Organically Induced Behavioral Change *in* *Correctional Institutions: Release Decisions and the "New Man" Phenomenon, in Biological and Behavioral Technologies and the Law* (M. Shapiro ed., 1982) (reprinted from 50 S. Cal. L. Rev. 215).

Organic Rehabilitation and Criminal Punishment, *in* *The Psychosurgery Debate: Scientific, Legal, and Ethical Perspectives* (E. Valenstein ed., 1980).

The New Biology and Dilemmas of Role Allocation: Who Decides? *in* *Seattle Project Task*

## **POSTER**

How We Learn Principles in Physics and Law. AALS Annual Meeting, 2012.

## **AMICUS BRIEF**

Arce v. Huppenthal (9<sup>th</sup> Cir. 2015) (arguing that Arizona's ban on books used in public schools violates the First Amendment).

## **ESSAYS AND SHORT ARTICLES**

Should Critical Race Theorists Turn to Class Analysis? \_\_\_\_ College English \_\_\_\_ (forthcoming 2024).

Against Formalism in Law and Literature. Q. and A. with Richard Delgado & Jean Stefancic: Introduction by Aja Martinez. \_\_\_\_ Modern Language Association: Profession \_\_\_\_ (forthcoming 2024).



The New Canon: The Most Influential Books of the Past Twenty Years, Chron. Higher Ed., Nov. 2018, at <https://www.chronicle.com/interactives/influential-books>

The Past and Future of Higher Education: What Has Been the Most Significant Change, Positive or Negative, in the Past 50 Years, Chron. Higher Ed., Nov. 3, 2016, at <https://www.chronicle.com/article/The-PastFuture-of-Higher/238302>

The Supreme Court: Decisions that Changed America—The Best Supreme Court Decisions Since 1960, Time magazine, (2015).

Keeping an Eye on Each Other, 49 English Language Notes 101 (Fall/Winter 2011) (with J. Stefancic).

Not Fit for Our Society (book review), 88 California History, Spring 2011, at 60.

The New Nativism (book review), 34, No. 2, Aztlán: J. Chicano Stud., Fall 2009, at 209.

Critical Race Theory and Criminal Justice, 31 Humanity & Society 133, nos. 2&3 (May/August 2007) (with J. Stefancic) (Keynote Address: The Role of Critical Race Theory in Understanding Race, Crime, and Justice Issues), Inaugural Colloquium, Center on Race, Crime, and Justice, John Jay College of Criminal Justice, CUNY (2005).

A Skewed View of Free Speech at Harvard Law. Review of *The People v. Harvard Law*: How America's Oldest Law School Turned Its Back on Free Speech, 92 Academe, Jul./Aug. 2006, at 69.

The Case for Latino Immigration, Pittsburgh Econ. Q. 1 (March 2006).

Race Trials (2 book reviews), 82 California. History, Spring 2005, at 74.

Latino-Critical Legal Studies, 25 Aztlán: J. Chicano Stud., Fall 2000, at 161 (with J. Stefancic).

Mexicanos: A History of Mexicans in the United States, by Manuel G. Gonzales (book review), 79 California History, Fall 2000, at 126 (with J. Stefancic).

Hate Speech on Campus: The Law's Response, 67 Cong. Mon., July/Aug. 2000, at 5; also letter to editor, In Response to Hate Speech, 67 Cong. Mo. Sept/Oct. 2000, at 2 (with J. Stefancic).

Race-Sensitive Admissions in Higher Education: Commentary on How the Supreme Court Is Likely to Rule, 26 J. Blacks Higher Ed., Winter 1999/2000, at 100 (with J. Stefancic).

The Repeal of Reticence: A History of America's Cultural and Legal Struggles over Free Speech, Obscenity, Sexual Liberation, and Modern Art, by Rochelle Gurstein (book review), 562 Annals Amer. Acad. Pol. & Soc. Sci. 226 (1999).

Bibliographic Essay: Critical Race Theory, Sage Race Rel. Abs., May 1994, at 3.

Overcoming Legal Barriers to Regulating Hate Speech on Campuses, Chron. Higher Ed., Aug. 11, 1993, at B1 (with J. Stefancic).

Critique of Stephen Carter's Reflections of an Affirmative Action Baby, 1 Reconstruction, No. 4, at 121 (1992).

Recent Developments in Legal Theory: How to Compare Apples and Oranges, 7 Const. Commentary 209 (1990) (with J. Kidwell).

God and Gadamer: Politics and Conflict in the Heavenly Family, 6 Const. Commentary 7 (1989) (with J. Kidwell).

Moral Experts in Court? The Jury is Still Out, The Center Mag., Mar./Apr. 1984, at 48.

Moral Experts in the Courtroom, Hastings Center Rep., Feb. 1984, at 27 (co-author).

Awaiting the Verdict on Recruitment, The Center Mag., Mar./Apr. 1982, at 25.

Limits to Proselytizing, Society, Mar./Apr. 1980, at 25.

Science and the First Amendment, 35 Bull. Atom. Sci. 60 (1979).

#### **OP-ED COLUMNS AND INTERVIEWS**

The Myth of the Problem Immigrant, Seattle Times, May 22, 2011, at A23 (with C. Gonzalez & J. Stefancic).

Immunity and the Ward Churchill Case, Boulder Daily Camera, July 14, 2009.

Crackdown on Illegal Immigration Boosts Food Prices, Seattle Times, Oct. 15, 2008.

America Beyond Borders: On Latin-American Immigration (Interview), 1 Experience [Centrum Institute for the Arts], (Fall 2006), at 23 (with J. Stefancic).

Let's Welcome Latinos to Pittsburgh, Pittsburgh Post-Gazette, Sept. 18, 2005, at K3 (with J. Stefancic).

A Flexible Plan (Responses to How Can the Democrats Win? By Rick Perlstein), Boston Rev., Summer 2004, at 20.

Toward a Country of Which We Could All be Proud (Interview), Dulwich Centre J., No. 3 (2000), at 40.

Notions of Race and Racism (Interview), Colby Reader, Winter 2000, at 8.

Racism Goes Beyond Black and White, Rocky Mtn. News, November 3, 1997, at 39A.

The Many Shades of Racism: Discrimination Dialogue Must Include Issues Affecting All People of Color, L.A. Daily J., October 28, 1997, at 6.

Affirmative Action Critics Misfired, Denver Post, November 2, 1997, at 31.

Two Perspectives on Hispanics and the U.S. System of Justice (Interview with Richard Delgado), Hispanic Outlook in Higher Education, August 22, 1997, at 8.

The Lessons of *Loving vs. Virginia*, Rocky Mtn. News, June 27, 1997, at 57A.

Statutory Rape Laws: Does It Make Sense to Enforce Them in an Increasingly Permissive Society? (pro and con), A.B.A. J., Aug. 1996, at 87.

Symposium: Do Prohibitions on Hate Speech Harm Public Discourse? Insight, June 24, 1996, at 25.

Freedom of Speech: Was the NAACP Right to Fire One of Its Lawyers for Representing the KKK? (pro and con), A.B.A. J., Dec. 1993, at 32.

Controls on Hate Speech Are Not Censorship, Wash. Post, Nov.13, 1993, at A23.

Comment, Sovetskaia Rossiia (Moscow, USSR), Aug. 7, 1983.

Pro and Con: Federal Intervention in Cults? Interview with Richard Delgado, U.S. News and World Rep., Dec.11, 1978, at 29.

Op-Ed Column, N.Y. Times, Dec. 7, 1978.

Op-Ed Column, Los Angeles Times, Nov. 26, 1978 (with Jolyon West, M.D.).

## **ELECTRONIC POSTINGS**

Can a Nation Curb Presidential Hate Speech?, From the Square, NYU Press blog, Aug. 12, 2019, <https://www.fromthesquare.org/can-a-nation-curb-presidential-hate-speech/#.XqDuw4d8Cpo> (with J. Stefancic).

Reflections on NYU Press Book Banned in Arizona, From the Square, NYU Press blog, Oct. 10, 2012, <https://www.fromthesquare.org/reflections-on-nyu-press-book-banned-in-arizona/#.XqDv0od8Cpo> (with J. Stefancic).

How Does It Feel? (to be banned in Tucson), The Progressive, Feb. 21, 2012 <http://progressive.org/richard-delgado-jean-stefancic> (with J. Stefancic)

Book Banning in Arizona, Academe, Jan. 24, 2012 <http://academeblog.org/2012/01/24/book-banning-in-arizona/> (with J. Stefancic).

Dear Mom (monthly advice column to the lawlorn), <http://www.blackprof.com/>

Video Tribute to John Calmore, University of North Carolina School of Law, Oct. 2007.

## **POETRY**

Poem, High Country Runner Spends Summer by the River, 63 U. Colo. L. Rev. 944 (1992).

## **PRESENTATIONS**

### **ADDRESSES, COLLOQUIA, SEMINARS, AND FACULTY WORKSHOPS**

2020: Wayne State (virtual); 2019: UC-Davis; 2018: Seattle; 2017: Seattle; 2016: Texas A & M, Arizona, Seattle, Duke; 2014: Texas A & M; 2013: Arizona State; 2012: University of Victoria, B.C.; 2011: Alabama; 2009: Seattle; 2008: Oregon; 2007: Suffolk, Lewis & Clark; 2006: USF, Roger Williams, Pittsburgh; 2004: Denver;

2003: Harvard, UC-Berkeley, Santa Clara; 2002: Florida, Pittsburgh; 2001: UNLV, Colorado; 2000: Stanford, San Diego, California Western, UC-Davis; 1998: Quinnipiac, Alabama, Oregon; 1996: Cleveland Marshall, Seattle (UPS); 1995: Yale, Rutgers-Camden, NYU, UMKC, University of Tasmania (Australia); 1994: Fordham, Houston, Connecticut, Case Western; 1993: St. Thomas, UC-Berkeley, John Marshall, Colorado; 1992: Harvard, Cornell, Boston University, UC-Hastings, Wisconsin, UCLA, West Virginia, Colorado; 1991: Yale, Vanderbilt, Washington and Lee, Ohio State, Denver, New Mexico, Colorado; 1990: Michigan, Washington and Lee, Arizona State, Denver, New Mexico, Colorado; 1989: Maryland, Oklahoma; 1988: Michigan, Arizona, Tulsa; 1987: UC-Berkeley, Wisconsin, Tulane; 1986: Houston, USF; 1985: USF; 1984: Harvard, Michigan, Penn; 1981: Georgia; 1980: NYU; 1979: USC, Cincinnati; 1976: Yale.

#### **AALS ANNUAL MEETING SECTION PANELS**

2021, Critical Legal Research: Open Source Program (virtual); 2011, Legal Education, San Francisco; 2005, Civil Procedure, Torts, San Francisco; 2003, Legal Scholarship, Washington D.C.; 1998, Employment Discrimination, San Francisco; 1996, Remedies, Legal Scholarship, San Antonio; 1995, Immigration, New Orleans; 1994, Law & Humanities, Orlando; 1989, Torts, New Orleans.

#### **CONFERENCES, SYMPOSIA, UNIVERSITY TALKS, PUBLIC LECTURES**

ABA Webinar, What about the Students: The Emotional and Psychological Impact of Anti-Inclusive Legislation on K-12 Learning, August 17, 2022 (virtual).

Address: University of North Carolina School of Law, Center for Civil Rights, “Why Now? The Attack on Critical Race Theory,” January 19, 2022 (Ted Shaw, host) (virtual).

Consultation with University of Alabama, College of Education, Faculty and Staff regarding upcoming critical race theory legislation, January 7, 2022 (virtual).

Consultation with Staff and Directors, DoSeum Children’s Museum, San Antonio, TX, Racial Critiques of Children’s Displays and Exhibitions, December 7, 2021 (virtual).

Address: Annual Meeting of Law Library Association of Alabama, Critical Race Research and Information, November 12, 2021 (virtual).

Critical Race Theory: An Overview and Conversation, University of Alabama System-wide Webinar, September 23, 2021 (virtual).

Address: First-Year Class, Annual Orientation 2021, School of Social Work, Boston University, September 2, 2021 (virtual).

Remarks: Doctoral Students of Color, University of Colorado at Denver, December 2, 2020 (virtual).

NLG, University of Alabama, Disorientation, September 20, 2020 (virtual).

SBA/BLSA, University of Alabama, Town Hall, July 20, 2020 (virtual).

A Conversation with Richard Delgado (University of California-Berkeley School of Law permanent archive), Center for the Study of Law and Society, Conversations in Law and Society series, April 2019 at [https://www.kaltura.com/index.php/extwidget/preview/partner\\_id/1368891/uiconf\\_id/41443412/entry\\_id/0\\_x4ut40y8/embed/iframe?](https://www.kaltura.com/index.php/extwidget/preview/partner_id/1368891/uiconf_id/41443412/entry_id/0_x4ut40y8/embed/iframe?).

Presidential Panel: Feeling Race, 113<sup>th</sup> Annual Meeting, American Sociological Association, Philadelphia, August 2018.

Panel Speaker: Symposium, Whiteness: The Meaning of a Racial, Social, and Legal Construct, Emory University, James Weldon Johnson Institute, Jimmy Carter Presidential Library and Museum, Atlanta, November 2017.

Speaker: ADR Symposium, Commemorating Richard Delgado, Fairness and Formality 30 Years Later, SMU Dedman School of Law, February 2017.

Panel Speaker: Conference, Balancing First Amendment Rights with an Inclusive Environment on Public University Campuses, University of Minnesota School of Law, October 2016.

Plenary Panel Speaker: Conference, The Present and Future of Civil Rights Movements: Race and Reform in 21<sup>st</sup> Century America, Duke University School of Law, November 2015.

Keynote Address: Symposium, Police/State: Race, Power, and Control, Georgetown Law Center, November 2015.

Paper: Thrower Symposium, The New Age of Communication: Freedom of Speech in the 21<sup>st</sup> Century, Emory University School of Law, February 2015.

Keynote Address: Symposium, Examining Critical Race Theory: Honoring Richard Delgado, University of Minnesota School of Law, October 2014.

Senator Dennis Chavez Endowed Lecture: University of New Mexico School of Law, April 2014.

Keynote Luncheon Address: Challenging Authority: A Symposium in Honor of Derrick Bell, University of Pittsburgh School of Law, March 2014.

Paper: Symposium on Internet Privacy Regulation, Wake Forest University School of Law, October 2013.

Speaker: Race Trials Symposium, University of North Carolina School of Law, October 2012.

Panel Speaker: Symposium, The Thirteenth Amendment: Meaning, Enforcement, and Contemporary Implications, Columbia Law School, January 2012.

Speaker: Symposium, "Rotten Social Background" 25 Years Later, University of Alabama School of Law (honoring author Richard Delgado), February 2011.

Gates Lecture: University of Washington School of Law, February 2010.

Keynote Address: CRT 20 (Critical Race Theory) Conference, University of Iowa College of Law, April 2009.

Closing Remarks: Symposium on Immigration and Citizenship, University of Oregon School of Law, January 2008.

Keynote Address: Inaugural Colloquium, Center on Race, Crime, and Justice, John Jay College of Criminal Justice, CUNY, December 2005.

Inaugural Address: University Distinguished Professorship, University of Pittsburgh, November 2005.

Speaker: Symposium on Going Back to Class: The Reemergence of Class in Critical Race Theory, Michigan Law School, February 2005.

Speaker: Conference Commemorating the 50<sup>th</sup> Anniversary of *Hernandez v. Texas*, University of Houston Law Center, November 2004.

Speaker: *Brown v. Board of Education* Symposium, University of Pittsburgh School of Law, February 2004.

Derrick A. Bell, Jr. Inaugural Lecture: University of Pittsburgh School of Law, January 2004.

Charles Hamilton Houston Inaugural Lecture: Howard University School of Law, November 2003.

Speaker: Symposium on Racial Justice, Santa Clara University School of Law, November 2002.

Lecture: University of Wisconsin-Madison, Havens Center Fellow, September 2002.

Annual Franz Fanon Distinguished Lecture: Center for Culture and History of Black Diaspora, DePaul University, May 2002.

Public Lecture: UNLV William S. Boyd School of Law, February 2001.

Annual Barrett Lecture: University of California-Davis School of Law, October 2000.

Panel Speaker: Race and Law at the Turn of the Century Symposium, UCLA School of Law, February 2000.

Annual Derrick Bell Lecture: NYU School of Law, November 1999.

Opening Roundtable: Race in 21<sup>st</sup> Century America National Conference, Michigan State University, April 1999.

Speaker: Judicial Independence and Accountability Symposium, USC Gould School of Law, November 1998.

Hugo Black Annual Lecture: University of Alabama School of Law, October 1998.

Keynote Address: Presidential Installation, University of Utah, September 1998.

Annual Krinock Lecture (debate with Daniel Farber): Western Michigan University Cooley Law School, September 1998.

Dinner Speaker (Conversation with Derrick Bell): Critical Race Theory Conference, Yale Law School, November 1997.

Speaker: Affirmative Action Symposium, University of Colorado School of Law, February 1997.

Bridge Week Speaker: University of Toronto Faculty of Law, January 1997.

Austin Scott Lecture: University of Colorado School of Law, November 1996.

Keynote Address: Conference: Moving America Beyond the Black and White Binary, University of Michigan Latino Law Students Association, October 1996.

Atwell Lecture: SMU Dedman School of Law, March 1996.

Speaker: Symposium on Political Correctness in the 1990s and Beyond, Northern Kentucky University, Chase School of Law, March 1996.

Sir George Turner Lectures: University of Melbourne Law School (Australia), Faculty Intensive Course, December 1995. Two week intensive course on critical theory and the law.

Debate: Hate Speech Codes (with Nadine Stroessen), Cornell Law School, September 1995.

Panel Speaker: Critical Networks Conference, Georgetown University Law Center & American University College of Law, March 1995.

Panel Speaker: Conference, First Amendment Coalition National Meeting, Columbia University, October 1994.

Speaker: Conference, First Amendment and Hate Speech Codes, University of New Hampshire, October 1994.

Panel Speaker: Symposium on *Brown v. Board of Education* After 40 Years—“Confronting the Promise,” William & Mary Law School, May 1994.

Speaker: Symposium on Civic and Legal Education, Stanford Law School, April 1993.

Address: Conference: Speech, Equality, and Harm—First Amendment Theory, University of Chicago Law School, March 1993.

Speaker: Rosenfield Symposium on the First Amendment, Grinnell College, February 1993.

Speaker: Symposium on Science, Technology, and Politics, Michigan State University, October 1992.

Speaker: Symposium on Legal Scholarship, University of Colorado, School of Law, March 1992.

Speaker: Conference: Striking a Balance—Hate Speech, Freedom of Expression and Non-discrimination, U. Essex (G.B.), Human Rights Centre, April 1991.

Lecture: Macalester College, 1990.

Speaker: Harvard College, 1990.

Speaker: College of Marin, 1985.

Speaker: Graduate Theological Union, Berkeley, 1982.

Lecture: New School for Social Research (Annual Edith Sommerich Lecture), 1979.

Speaker: University of Washington Medical School, 1978.

#### **OTHER LEGAL ADDRESSES**

Speaker: Law and Society Association Annual Meeting, Critical Immigration Conversations: On Borders, Denver, (virtual), May 2020.

Podcast: Think About It—The Power of Ideas, Constitutional Regulation of Hate Speech, Interview by Ulrich Baer, New York University, October 2018.

Keynote Speaker: Midwestern People of Color Legal Scholarship Conference, Case Western Reserve University School of Law, April 2018.

Keynote Address: AALL, Diversity Symposium, Seattle, July 2013.

Speaker: LatCrit Conferences: Chicago 2013, Denver 2010, Seattle 2008, Las Vegas 2006, Portland 2002, Gainesville 2001, Breckenridge 2000, Miami 1998, La Jolla 1996.

Paper: AALS Workshop on Poverty, Immigration, and Property, San Diego, June 2013.

Speaker: AALS Workshop and Panel, Problems in Socio-Economics and the Law, New Orleans, January 2013.

Keynote Speaker: Midwestern People of Color Legal Scholarship Conference, John Marshall Law School, April 2010.

Keynote Speaker: SALT Conference on Poverty Lawyering, Golden Gate University School of Law, March 2010.

Influential Voices Lecture: Seattle University School of Law, February 2010.

Wismar Lecture: Seattle University, February 2009.

Speaker: National People of Color Legal Scholarship Conference, Washington D.C., October 2004.

Speaker: Law and Society Association Annual Meeting, Book Panel & CRT Panel, Pittsburgh, June 2003.



Address: National Lawyers Guild Annual Meeting, Boulder, March 2003.

Leader: Critical Race Theory in the Humanities NEH Faculty Seminar, DePaul University Humanities Center, Chicago, May 2002.

Jurisprudence Seminar: Oxford University, Faculty of Law, November 2001.

Graduate Seminar: University of Warwick, Centre for Research in Ethnic Relations, Coventry, England, October 2001.

Address: Equal Justice Society Organizing Summit, Berkeley, June 2001.

Address: Symposium on the Free Speech Movement, sponsored by The Bancroft Library, University of California-Berkeley, April 2001.

Keynote Address: Juan Tienda Annual Banquet, University of Michigan Law School, February 2001.

Keynote Speaker: AALS Law and Community Panel, Washington D.C., January 2000.

Address: University of Colorado, Center of the American West, Fall 1999.

Roundtable: Southern Education Fund: Conversation on Race—International and Comparative Perspectives, NYU, June 1999.

Address: National Lawyers Guild Southwest Regional Conference, Boulder, Spring 1999.

Plenary Keynote Address: Fourth Annual Symposium on Violence, Kent State University, March 1999.

Keynote Address: University of Colorado 1999 System-wide Diversity Summit, March 1999.

Plenary Address: National Hispanic Bar Association/National Hispanic Law Students Association, Miami, October 1996.

Graduation Speaker: University of California-Berkeley, School of Law, May 1996.

Speaker: Southwestern/Southeastern Law Professors of Color Conference, Boulder, May 1995.

Speaker: Law and Society Association Annual Meeting, Book Panel, Phoenix, June 1994.

Plenary Address: Southwestern/Southeastern Law Professors of Color Conference, Birmingham, May 1994.

Scholar-in-Residence Colloquium: Rockefeller Foundation International Study Center, Bellagio, Italy, June 1993.

Speaker: Southwestern/Southeastern Law Professors of Color Conference, Albuquerque, May 1993.

Speaker: Tenth Judicial Circuit, Federal Court of Appeals Annual Meeting, Durango, July 1992.

Critical Race Theory Annual Workshops & Conferences, Oakland 1993; Boulder 1991; Madison 1989.

Plenary Panel Speaker: AALS Annual Meeting, San Francisco, January 1990.

Plenary Address: National Hispanic Bar Association, Denver 1990.

Speaker: AALS Workshop on New Voices in Legal Scholarship, Washington D.C., September 1989.

Speaker: AALS Workshop on Alternative Dispute Resolution, Washington D.C., June 1989.

Speaker: A.B.A. Section on Torts, San Francisco, May 1989.

Annual Chapman Lecture: University of Tulsa College of Law, April 1988.

Speaker: National Lawyers Guild Annual Meeting, San Francisco 1987.

Address: Wingspread Conference on Public Policy Aspects of Regulating Church-State Conflicts, Racine, Wisconsin, Summer 1985.

Address: Hutchins Center for the Study of Democratic Institutions, Conference on The Moralist as Expert Witness: Aid or Obstacle in the Administration of Justice, Santa Barbara, September 1983 (published in The Center Magazine, March/April 1984).

Address: Hutchins Center for the Study of Democratic Institutions, Conference on Cults and the Constitution: The New Religions in the Courts, Santa Barbara, October 1981 (published in The Center Magazine, February 1982).

Address: New York State Bar Association Annual Meeting, New York, January 1980.

#### **NONLEGAL ADDRESSES, CONFERENCES, AND WORKSHOPS**

Guest Lecturer: Graduate English Seminar, U. North Texas, March 2024.

Seminar: Racial and Ethnic Relations: Texas A&M University, Department of Sociology, March 2016.

Panel Speaker: University of Washington, College of Education, Common Book Program on *The New Jim Crow*, May 2015.

Address: Symposium on Mania: The Story of the Outraged & Outrageous Lives that Launched a Cultural Revolution, by Ronald Collins & David Skover, Seattle University School of Law, April 2013.

Colloquium Speaker: University of Alabama College of Education, October 2012.

Address: Presidential Invited Session: The Courts, Schooling, and the Law, AERA (American Educational Research Association) Annual Meeting, Vancouver, B.C., April 2012.

Keynote Address: 2d Annual Multicultural Education in the 21<sup>st</sup> Century: From Theory to Action Conference, Western Washington University, May 2011.

Keynote Address: Understanding the Critical Moment, Race and Pedagogy Conference, University of Puget Sound, October 2010.

Panel Speaker: Building Constructive Frameworks for Improving Ethnic Relations: Best Practices Here and Abroad 50 Years after *Brown*, University of Denver, August 2004.

Debate: First Amendment and Hate Speech, Williams College, April 2004.

Graduate Seminar: University of Wisconsin-Madison, Havens Center, September 2002.

Paper: Social Science Research Council, International Migration Program; Immigration, Race, and Ethnicity: Then to Now, Kennolyn Conference Center, Soquel, California, March 2002.

Address: The Philadelphia Area Independent Schools, Multicultural Resource Center, February 2002.

Leader: Hewlett Community and Diversity Faculty Workshop, Whitworth College, Spokane, May 2001.

Public Address: Asian Pacific American Cultural Politics Research Group, University of California-Davis, October 2000.

Keynote Address: Georgia State University, Human Relations Workshop, November 1999.

Seminar: Kent State University, College of Education, March 1999.

Seminar: UCLA Graduate School of Education, February 1999.

Panel Speaker: Modern Language Association Annual Meeting, San Francisco, December 1998.

Seminars: University of Oregon, Faculty/Graduate Seminars, October 1998.

Seminar: University of Utah, Department of Education, Faculty/Graduate Seminar, September 1998.

Speaker: Colloquium: Latino/a Research & Policy Center, University of Colorado-Denver, Fall 1998.

Speaker: Law and Literature Conference, University of Denver, April 1998.

Seminar: Stanford University, Center for Comparative Studies in Race and Ethnicity, Faculty/Graduate Seminar, November 1997.

Lecture: California State University, San Marcos, October 1997.

Keynote Speaker: Florida Education Fund, March 1997.

Panel Speaker: “Constructing Masculinity” Conference, DIA Center for the Arts, New York, April 1994.

Address: Annual Wolfe Lecture: Wolfe Institute for the Humanities, Brooklyn College, CUNY, March 1993.

Speaker: American Association of Law Libraries Annual Meeting, Minneapolis, June 1990; Chicago, July 1987.

Speaker: American Psychiatric Association, Committee on Psychiatry and Religion, Los Angeles 1986.

Address: American Psychological Association Annual Meeting, Los Angeles, August 1981.

Principal Speaker: Central Conference of American Rabbis, New Haven, May 1978.

Panel Speaker: Western Psychological Association Annual Meeting, Los Angeles, 1977.

#### **TELEVISION & RADIO APPEARANCES**

Interviewed by American Bar Association Journal, for story on the Civil Rights Revolution of the Sixties, October 2014.

Interviewed by BBC (for story of history of Latino lynching), September 2014.

Coverage of work on Latino lynching in novelist Junot Diaz’s Online journal, September 2014. Same, by Maximo Anguiano (“the unknown history of Latino lynching”). in Independent Creative Services blog, September 2014.

Guest, Colorado NPR, program on civil rights, Apr. 2000.

Guest, Canadian NPR, program on critical race theory, January 1997.

Guest, Wisconsin NPR, national program on affirmative action, August 1995.

Panelist, PBS, Denver, program on affirmative action, July 1995.

Guest, Voice of America Focus: Campus Speech Codes: Greater Dignity or “Utter Lunacy?” September 1993.

Guest, Good Morning America, program on campus speech and political correctness, September 1991.

Panelist, PBS national program on hate speech on campus (Fred Friendly, Columbia Seminars), April 1991.

MacNeil/Lehrer Report, 1979.

#### **Poetry Reading**

Washington & Lee School of Law, 1993.

#### **AFFILIATIONS & SERVICE**

Teacher, University of Alabama School of Law, Summer Exchange Program with Australian National University, College of Law, January 2014, 2015, 2017, 2020.

Faculty Advisor, National Lawyers Guild, Birmingham Chapter, 2019-present.

Faculty Advisor, La Raza Law Student Association, University of Alabama School of Law, 2015-present.

Faculty Advisor, American Constitution Society, University of Pittsburgh School of Law, 2005-08.

Faculty Advisor, National Lawyers Guild, University of Pittsburgh School of Law chapter, 2005-08.

Member, Appointments Committee, University of Pittsburgh School of Law, 2004.

Faculty Research Associate, Latino/a Research & Policy Center, University of Colorado at Denver, 1997-2003.

Testified at U.S. Commission on Civil Rights briefing on affirmative action in higher education, May 1999.

Consultant, Institute for Public Accuracy, San Francisco, 1998-2003.

Faculty Advisor, Latino/a Law Students' Association, University of Colorado School of Law, 1998-2003.

Co-Chair, Colloquium Committee, University of Colorado School of Law, 1998-2000.

Faculty Advisor, National Lawyers Guild, University of Colorado School of Law chapter, 1996-97.

Faculty Advisor, Colorado Law Review symposium on affirmative action, 1996-97.

Advised South African Water Law Commission on takings issues, 1996.

Analyzed federal government's power to regulate electronic dissemination of information on terrorist activities for Senator Dianne Feinstein, 1995.

Executive Committee, Society of American Law Teachers, 1989-91.

Testimony: House International Relations Committee, January 1989. Analyzed committee's power to inquire into operations of international organizations.

Executive Committee, AALS Section on Civil Procedure, 1988.

Advised German Minister of Justice on legislative options for regulating new reproductive technologies, including in vitro fertilization, cloning, and human-animal hybrids, 1987.

Served on University of Pennsylvania committee to establish dialogue on use of animals in research, Fall 1984.

Testified twice concerning constitutionality of proposed legislation, Senate Judiciary Committee, Assembly Judiciary Committee, State of Nevada, April 1983.

Served as member of a committee that advised the federal judiciary on the research needs of the federal courts, 1981-82.

Member, Steering Committee MALDEF (Mexican American Legal Defense and Educational Fund) 1980-81.

California State Senate, Hearings on Senate Bill 1943. Delivered statement on bill to regulate state Attorney General's power over religious fraud, March 1980.

New York State Assembly, Bill 111221A. Analyzed legislation to amend the state Mental Hygiene Law at request of state assemblyman Howard L. Lasher.

Testimony, House Foreign Affairs Committee, July 1980 to July 1981.

Assisted or gave testimony on church-state issues to legislative committees in California, Minnesota, New York and the province of Ontario (Canada), 1979-80.

Workshop Speaker, The Staff College, National Institute of Mental Health, Rockville, Maryland, June 1979.

Testimony, Hearings, United States Senate, February 1979. Delivered statement on constitutionality of federal initiatives at request of Congressmen Dole and Buckley.

Participant, University of Washington, Office of Minority Affairs, EOP (Educational Opportunity Program) Resource Team (a rural recruitment effort), 1977-78.

Testified at meeting of United States Department of Justice concerning legal problems of religious organizations, May 1977.

Member, Board of Directors, Northwest Chicano Health, Inc., 1977.

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