

## **Eduardo Moisés Peñalver**

President  
Seattle University  
July 2021 - Present

### **ACADEMIC APPOINTMENTS**

July 2014-June 2021      **Allan R. Tessler Dean and Professor, *Cornell Law School***

Cornell Law School's key accomplishments over the seven years include the following:

- Doubled the financial aid budget, leading to a comparable increase in the number of JD students graduating without law school debt (from 12% to nearly a third of the class).
- Improved academic credentials of the entering 1L class over five years while reducing the Law School's acceptance rate from 31% to 21% and enhancing student-body diversity.
- Raised over \$100 million in new gifts and commitments, including over \$25 million for financial aid. In silent phase of a \$200 million campaign.
- Increased the Law School Annual Fund from \$2 million to \$3 million in five years.
- Improved fundraising from private foundations to support clinical education.
- Established several new law clinics, including a new First Amendment Clinic and an Entrepreneurship Clinic, and expanded the Law School's immigration and asylum clinics.
- Created a new LL.M. in Law, Technology and Entrepreneurship, now offered at Cornell University's Tech Campus in New York City.
- Launched a new concentration in Information Law, quadrupling the number of technology-related courses at the Law School and allowing JD students to study technology law for a semester in New York City.
- Secured New York State approval for new Master of Science in Legal Studies, to be offered online through eCornell, to launch in January 2021.

Jan. 2013 – June 2014      **John P. Wilson Professor, *University of Chicago Law School***

July 2008-Dec. 2012      **Professor, *Cornell Law School***

June 2006-2008      **Associate Professor, *Cornell Law School***

Fall 2011      **Visiting Professor, *University of Chicago Law School***

Winter 2007      **Visiting Associate Professor, *Harvard Law School***

2005-2006      **Visiting Associate Professor, *Yale Law School***

2003-2006      **Associate Professor, *Fordham University School of Law***

## OTHER EMPLOYMENT

- 2001-2003      **Associate**, *Kellogg, Huber, Hansen, Todd & Evans, PLLC*, Washington, D.C.
- July 2000-2001    **Law Clerk**, *Hon. John Paul Stevens*  
United States Supreme Court, Washington, D.C.
- June 1999-2000    **Law Clerk**, *Hon. Guido Calabresi*  
United States Court of Appeals, Second Circuit, New Haven, Connecticut

## EDUCATION

### **Yale Law School**

Juris Doctor, June 1999

### **University of Oxford**, *Oriel College*

Master of Arts, Philosophy and Theology, June 1996, with first-class honors

*Honors:*                      Rhodes Scholarship, Washington, 1994

### **Cornell University**, *College of Arts and Sciences*

Bachelor of Arts, May 1994, *magna cum laude* and with distinction in all subjects

*Honors:*                      Phi Beta Kappa  
Merrill Presidential Scholar, 1994

## ADMINISTRATIVE AND PROFESSIONAL SERVICE WORK

### **University Service**

**Chair:** Co-chair of Search Committee for Dean of College of Engineering (2019-20); Special Committee on Diversity in Admissions (2018); Subcommittee on Campus Code of Conduct and Freedom of Expression, President's Task Force on Campus Climate (2017); Search Committee for University Counsel (2016)

**Committees:** Advisory Committee for eCornell (Cornell University's platform for online education); Provost's Capital Planning Group; Information Technology Governance Committee; Information Technology Advisory Council; Student Experience Task Force; Rhodes/Marshall Scholar Selection Committee; Search Committees for Dean of the School of Industrial and Labor Relations; Search Committee for Dean of the College of Veterinary Medicine

### **Professional Service**

**American Bar Association**, Council on Legal Education and Admission to the Bar (2019-2022)

**Knight First Amendment Institute at Columbia University**, Member of the Board of Directors (since 2018)

**Association of American Law Schools**, Professional Development Committee, 2011-12; AALS Property Section 2010 Mid-Year Meeting Planning Committee

**Professional Association Memberships:** American Law Institute; Council on Foreign Relations

**Faculty Advising:** Cornell Law Review (2007-10); Latino Law Students' Association (Fordham, 2003-05; Cornell 2006-10, Chicago, 2013-14); St. Thomas More Society (Cornell 2007-09)

**Peer Review:** Oxford University Press; Cambridge University Press; Yale Law Journal; Routledge-Cavendish, Journal of Law and Social Inquiry; Journal of Empirical Legal Studies; Journal of Law, Culture and the Humanities; Law and Philosophy; Killam Research Fellowship (Canada); University of New South Wales Law Review

## BOOKS

Forthcoming 2020, Foundation Press

LAND USE REGULATION (3d ed.) (with Stewart Sterk & Sara Bronin)

Forthcoming 2021, Wolters Kluwer

PROPERTY LAW: RULES, POLICIES, AND PRACTICES (8<sup>th</sup> ed.) (with Joseph William Singer, Bethany Berger, & Nestor Davidson)

2012, Cambridge Univ. Press

AN INTRODUCTION TO PROPERTY THEORY (with Gregory Alexander)

2010, Oxford Univ. Press

PROPERTY AND COMMUNITY (ed. with Gregory Alexander)

2010, Yale Univ. Press

PROPERTY OUTLAWS: HOW SQUATTERS, PIRATES AND PROTESTERS IMPROVE THE LAW OF OWNERSHIP (with Sonia Katyal)

## ARTICLES, ESSAYS, AND BOOK REVIEWS

In progress

*Property and Protection*

Forthcoming, Harv. Env'tl L. Rev. (2020)

*Nature's Personhood and Property's Virtues* (with Laura Spitz)

The New Rambler, Summer 2015

*Property and Politics* (reviewing Ilya Somin, *The Grasping Hand* (U. Chicago Press 2015))

2013 S. Ct. Rev. 287 (2014)

*Exactions Creep* (with Lee Fennell)

98 Cornell L. Rev. 1437 (2013)

*The Right Not to Use in Patent and Property Law* (with Oskar Liivak)

97 Cornell L. Rev. 305 (2011)

*Judicial Takings or Due Process?* (with Lior Strahilevitz)

109 Mich. L. Rev. 191 (2010)

*The Illusory Right to Abandon*

94 Cornell L. Rev. 821 (2009)

*Land Virtues*

155 U. Pa. L. Rev. 1095 (2007)

*Property Outlaws* (with Sonia Katyal)

116 Yale L.J. 732 (2007)

*Restoring the Right Constitution?* (reviewing Randy Barnett, *Restoring the Lost Constitution* (Princeton U.P. 2003))

91 Va. L. Rev. 1889 (2005)

*Property as Entrance*

105 Colum. L. Rev. 2182 (2004)

*Regulatory Taxings*

31 Ecology L.Q. 227 (2004)

*Is Land Special?*

## SYMPOSIUM CONTRIBUTIONS AND BOOK CHAPTERS

U. Pa. Press (forthcoming 2020)

*The Fair Housing Act's Original Sin*, in FAIR HOUSING

133 Harv. L. Rev. 765 (2019)

*In Memoriam: Justice John Paul Stevens*

- Cambridge U. Press (2019)
- 80 Fordham L. Rev. 1071 (2011)  
Ashgate Press (2010)
- 10 Theoretical Inquiries in Law 127 (2009)
- 110 W. Va. L. Rev. 515 (2007)
- 15 Wm. & Mary Bill of Rights J. 431 (2006)
- 74 Fordham L. Rev. 2971 (2006)
- 74 Fordham L. Rev. 2241 (2006)
- Carbon Trading and the Morality of Markets in Laudato Si*, in CARE FOR THE WORLD (Frank Pasquale ed.)
- Property's Memories*
- The Costs of Regulation or the Consequences of Poverty? Progressive Lessons from de Soto*, in HERNANDO DE SOTO AND PROPERTY IN A MARKET ECONOMY (Benjamin Barros ed.)
- Properties of Community* (with Gregory Alexander) (2008 Conference on "Property and Community" at Tel Aviv University)
- Is Public Reason Counterproductive?* (2007 ACS Religion Clause Conference at W. Va. Univ. College of Law)
- Reconstructing Richard Epstein* (2005 Brigham-Kanner Conference honoring Richard Epstein)
- Property Metaphors and Kelo v. New London: Two Views of the Castle* (essay written for the 2005 Gallivan Conference at the University of Connecticut)
- Treating Religion as Speech: Justice Stevens's Religion Clause Jurisprudence* (2005 Jurisprudence of Justice Stevens Conference at Fordham Law School)

#### ACADEMIC PRESENTATIONS

- 2020** Cornell University, Department of City and Regional Planning, Department Lecture Series
- 2018** Cornell Law School/Universidad de los Andes/Universidad del Norte Joint Conference on the Social Function of Property
- 2017** Wolf Family Lecture in Property Law, University of Florida Law School; Dean's Lecture Series, Chapman University, Fowler School of Law
- 2016** Dean's Lecture Series, Florida International Law School
- 2015** Conference on Social Function of Property, University of Buenos Aires
- 2013** Cornell Institute for Social Science, Guest Lecture; University of Iowa Law School, Faculty Workshop Series; University of Groningen (Netherlands), Conference on Expropriation and Public Use; AALS Mid-Year Meeting, Plenary Session Panelist; Academic Center for Law and Business, Tel Aviv, Israel, Faculty Workshop; Tel Aviv University, Legal Theory Workshop; Tulane Law School, Faculty Workshop Series; George Washington Law School, Faculty Workshop Series
- 2012** Georgetown Law Center, Faculty Workshop Series; National Law University, New Delhi, India, Workshop; Center for the Study of Developing Societies, New Delhi, India, Workshop; Jindal Global Law School, New Delhi, India, Distinguished Lecture
- 2011** University of Chicago, Faculty Workshop Series; UCLA Law School, Faculty Workshop Series
- 2010** University of Michigan Law School, Legal Theory Workshop; USC Law School, Property and Memory Conference (panelist); Association for Law, Property and Society, Annual Conference, Panel on Hanoch Dagan's book, *Property: Values and Institutions* (Oxford U.P. 2010); USC Law School, Property and Torts Conference (commenter); Seton Hall Law School, Faculty Workshop Series; Fordham Law School, Center for Information Law and Policy, book talk; Seattle University Law School, Faculty Workshop Series; Natural Law Colloquium, Fordham Law School; Association for Law, Property and Society Annual Conference, Presentation to Plenary Session; AALS Annual Conference, Property Section Panel (discussing property as a transformative institution)
- 2009** U.C. Irvine Law School, Faculty Workshop Series; Loyola Law School, Los Angeles, Faculty Workshop Series; McGill University (Canada), Faculty of Law, Legal Theory Workshop; AALS Annual Conference, Property Section Panel (discussing Hernando de Soto); University of Alabama, School of Law, Faculty Workshop Series

- 2008** Journal of Empirical Legal Studies Conference, Discussant; Stellenbosch Law School (South Africa), Conference on Globalization and the Law; Queens Law School (Canada), Faculty Workshop Series; William and Mary Law School, Brigham-Kanner Conference (honoring Robert Ellickson); Yale Law School, Legal Theory Workshop; Columbia Law School, Legal Theory Workshop; Emory Law School, Roundtable on Religion in Public Life; Tel Aviv University, Property and Community Conference
- 2007** Cornell Law School, Faculty Workshop Series; Villanova Law School, 5<sup>th</sup> Annual Symposium on Catholic Social Thought and the Law; Northwestern University Law School, Faculty Workshop Series; Law and Society Conference, Property Panel; Cornell Law School-LSE Property Conference; Cornell-Beida Property Conference; Syracuse Law School, Center on Property, Citizenship, and Social Entrepreneurism; ACS Law and Religion Conference, U. W.Va. Law School
- 2006** Yale Law School, Conference on Cuba's Transition to Democracy; Harvard Law School, Faculty Workshop Series; Rutgers-Camden Law School, Faculty Workshop Series; Law School - Panel on *The Global Debate Over Constitutional Property*; Fordham Law School, Faculty Workshop Series; Fordham Law School, Conference: "A New Constitutional Order"; Fordham Law School, Natural Law Colloquium
- 2005** University of Connecticut Law School, Gallivan Conference; University of Florida, Levin College of Law, Nelson Symposium; Georgetown Environmental Law and Policy Institute, Regulatory Takings Conference; William & Mary Law School, Brigham-Kanner Conference (honoring Richard Epstein); Fordham Law School, Conference: "Jurisprudence of Justice Stevens"; Cornell Law School, Faculty Workshop Series; University of Washington School of Law, Faculty Workshop Series; Columbia Law School, Young Scholars Workshop; University of Utah, S.J. Quinney College of Law, Stegner Center Symposium
- 2004** U.C. Berkeley Law School, Faculty Workshop Series; Fordham Law School, Faculty Workshop Series

**NON-ACADEMIC WRITING AND OPINION ARTICLES**

I am a regular contributor to the Catholic lay publication, *Commonweal*. My opinion writing has also appeared in *Slate.com*, the *Washington Post*, the *Chicago Tribune*, *CNN.com*, and the *New York Law Journal*

**BAR ADMISSION** New York (licensed since 2002)

**LANGUAGES** Spanish, elementary Hindi

**INTERESTS** Instrument and seaplane-rated private pilot, scuba diving