

CURRICULUM VITAE

*Timothy Sandefur*

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**PROFESSIONAL EXPERIENCE**

·July 2004-present Pacific Legal Foundation Sacramento, CA  
*Principal attorney* (2010-present), *staff attorney* (2004-2010).

I manage PLF's Economic Liberty Project, overseeing litigation in Federal and state courts in defense of the right to operate businesses, and particularly challenging occupational licensing and minimum price rules. I also represent parties directly or file amicus briefs in eminent domain cases, and in cases involving a wide variety of other legal issues.

·Sep. 2002-July 2004 Pacific Legal Foundation Sacramento, CA  
*College of Public Interest Law Fellow*

During this post-graduate educational fellowship, I filed briefs in several important cases.

·Jan. 2000-May 2002 Prof. John C. Eastman Chapman U. Law School  
*Research assistant*

I drafted briefs for cases in the Supreme Court and the Sixth Circuit, which were submitted by Prof. Eastman, former Attorney General Meese, and Prof. Richard Epstein. I researched *Restoring the "General" to the General Welfare Clause*, 4 Chap. L. Rev. 63 (2001), and coauthored two scholarly articles.

·Jan.-May 2002 Hart, King, & Coldren Santa Ana, CA  
*Law clerk*

I drafted briefs and motions in regulatory takings litigation against rent control statutes.

·Summer, 2001 Pacific Legal Foundation Sacramento, CA  
*Summer clerk*

I drafted briefs for submission in the Ninth and Sixth Circuits, and evaluated potential cases and legal arguments in the property rights department.

·Summer, 2000 Institute for Justice Washington, D.C.  
*Summer clerk*

I evaluated potential cases and legal arguments, and researched for legal publications.

- 1999-2000                      Prof. Tom W. Bell                      Chapman U. Law School  
*Research assistant*  
I researched and edited *Escape from Copyright: Market Success vs. Statutory Failure in the Protection of Expressive Works*, 69 U. CIN. L. REV. 741 (2001).
- 1998-1999                      Law Offices of Greg Waitman                      San Bernardino, CA  
*Receptionist and clerk*  
Customer service, typing, filing, general office work.

#### **BAR MEMBERSHIPS**

United States Supreme Court.  
United States Courts of Appeals for the Fourth, Fifth, Eighth, Ninth, Tenth, Eleventh, and District of Columbia Circuits.  
California Supreme Court.  
United States District Courts for Northern District of California, Southern District of California, and Southern District of Florida.

#### **EDITORIAL POSITIONS**

Contributing Editor, *Liberty*, 2001-2010.  
Articles Editor, *Nexus: A Journal of Opinion*, 2001-2002.  
Editor, *Restoration*, 1997-1998.  
Opinion Editor and columnist, *The Hillsdale Collegian*, 1996-1997.  
Opinion Editor and columnist, *The Chaffey College Breeze*, 1994-1996.  
Opinion Editor and columnist, *The Eagle's Eye*, 1994.

#### **EDUCATION:**

##### **Degrees:**

*Juris Doctor*, Chapman University, 2002.  
*Bachelor of Arts* (Political Economy), Hillsdale College, 1998.  
*Associate of Arts*, Chaffey College, 1996.

##### **Seminars and special training:**

Freedom School, 2007-2008 (faculty).  
Cato University Seminar, July, 2006 (faculty).  
Claremont Institute Lincoln Fellowship Seminar, August, 2002.  
Institute for Justice Student Seminar, August, 2000.  
Cato University Seminar, August, 1999.  
Institute for Humane Studies Seminar, June 1999.  
Leadership Institute Student Publications School, November, 1997.  
Institute for Humane Studies Seminar, August, 1997.

#### **MEMBERSHIPS**

Federalist Society, 2000-present.  
-Member of the Executive Board of the Property Rights and Environmental Law Practice Group, 2006-present.

Chapman University Appellate Moot Court Board, 2000-2002.

-Secretary, 2000.

*Nexus* Editorial Board, 2000-2002.

Chapman University Federalist Society, 1999-2002.

-President, 1999-2000.

Chapman University Public Interest Law Foundation, 1999-2002.

### **TEACHING POSITIONS AND FELLOWSHIPS**

Adjunct Professor of Law, University of the Pacific McGeorge School of Law, 2010-present.

Adjunct Scholar, Cato Institute, 2008-present.

College of Public Interest Law Fellow, Pacific Legal Foundation, 2002-2004.

Lincoln Fellow, Claremont Institute, 2002.

### **AWARDS AND HONORS**

“Appellate Lawyer of The Week,” *Supreme Court Insider*, Dec. 6, 2011.

Cover story, *California Lawyer*, February, 2006.

Ronald Reagan Medal, Claremont Institute, 2004.

Dean’s Professionalism Award, Chapman University, 2002.

Third Place, Morley Journalism Competition, Institute for Humane Studies, 2002.

CALI Award for Highest Grade in Constitutional Law I, 2001.

CALI Award for Highest Grade in Constitutional Law II, 2001.

First Place, Americans United for Separation of Church and State Essay Competition, 2001.

Honorable Mention, Olive Garvey Fellowship, Independent Institute, 2001.

\$1500 Prize, Madison-Maibach Award, Center for the Study of the Presidency, 2001.

\$1500 Prize, Judicial Awareness Competition, Pacific Legal Foundation, 2000.

Honorable Mention, Morley Journalism Competition, Institute for Humane Studies, 2000.

Honorable Mention, *Humanist* Essay Competition 1999.

Honorable Mention, Morley Journalism Competition, Institute for Humane Studies, 1998.

Silver Pen Award, San Bernardino *Sun*, 1995.

George Washington Honor Medal, Freedoms Foundation, 1994.

J. Skelly Wright Award for Outstanding Constitutional Advocacy, 1994.

State Champion, American Legion Oratorical Competition, 1994.

Attended American Legion Boy’s State, 1993.

### **NOTABLE CASES**

#### **Supreme Court of the United States**

*Virginia v. Sebelius* (No. 11-420) (amicus brief on behalf of PLF and the Claremont Institute)

*Thomas More Law Center v. Obama* (No. 11-1117) (amicus brief)

*Dukes v. Wal-Mart* (No. 10-277) (amicus brief)

*McDonald v. Chicago*, 130 S. Ct. 3020 (2010) (amicus brief on behalf of PLF and the Cato Institute).

*Skilling v. United States*, 130 S. Ct. 2896 (2010) (amicus brief on behalf of PLF and the

Cato Institute).

*Jones v. Harris Associates*, 130 S. Ct. 1418 (2010) (amicus brief on behalf of the Cato Institute).

*Stolt-Nielsen v. AnimalFeeds International Corp.*, 130 S. Ct. 1758 (2010) (amicus brief).

*Macerich v. United Brotherhood of Carpenters*, 130 S. Ct. 553 (2009) (amicus brief supporting petition for cert.).

*Brown v. Hovatter*, 130 S. Ct. 741 (2009) (amicus brief supporting petition for cert.).

*DHL v. Ontiveros*, 129 S. Ct. 1048 (2009) (amicus brief supporting petition for cert.).

*Ysursa v. Pocatello Education Association*, 129 S. Ct. 1093 (2008) (amicus brief).

*Evans v. United States*, 74 Fed. Cl. 554 (Fed. Cl. 2006), *aff'd* 250 Fed. Appx. 321 (Fed. Cir. 2007), *cert. denied*, 552 U.S. 1187 (2008) (amicus briefs at all levels on merits and supporting petition for cert.).

*Ferrer v. Preston*, 128 S.Ct. 978 (2008) (amicus brief).

*Wine & Spirits Retailers v. Rhode Island*, 128 S.Ct. 274 (2007) (amicus brief supporting petition for cert.).

*Hall St. v. Mattel*, 552 U.S. 576 (2008) (amicus brief).

*Philip Morris v. Williams*, 549 U.S. 346 (2007) (amicus brief).

*Detroit International Bridge Co. v. United States*, 549 U.S. 1278 (2007) (amicus brief supporting petition for cert.).

*Didden v. Port Chester*, 549 U.S. 1166 (2007) (amicus brief supporting petition for cert.).

*Davenport v. Washington Educ. Ass'n*, 551 U.S. 177 (2007) (amicus briefs supporting petition for cert. and on merits).

*DaimlerChrysler Corp. v. Cuno*, 547 U.S. 332 (2006) (amicus brief).

*Kelo v. New London*, 545 U.S. 469 (2005) (amicus briefs supporting petition for *cert.* and on merits).

*Powers v. Harris*, 544 U.S. 920 (2005) (amicus brief supporting petition for *cert.*, on behalf of PLF and Cato Institute).

*Sagana v. Tenorio*, 543 U.S. 1149 (2005) (amicus brief supporting petition for *cert.*).

*Johnson v. California*, 543 U.S. 499 (2005) (amicus brief on the merits).

*Petit v. Chicago*, 541 U.S. 1074 (2004) (amicus brief supporting petition for *cert.*).

*McFarland v. United States*, 538 U.S. 962 (2003) (amicus brief supporting petition for *cert.*).

*Franchise Tax Board v. Hyatt*, 538 U.S. 488 (2003) (wrote amicus brief on the merits, which was submitted by Sharon L. Browne).

*Grutter v. Bollinger*, 539 U.S. 306 (2003) (wrote amicus brief supporting petition for *cert.* and on the merits, which were submitted by Edwin Meese and John C. Eastman).

*Adarand Constructors v. Mineta*, 534 U.S. 103 (2001) (wrote amicus brief on the merits, which was submitted by Edwin Meese and John C. Eastman).

*Zelman v. Simmons-Harris*, 536 U.S. 639 (2002) (wrote amicus briefs supporting petition for *cert.*, and on merits, submitted by Edwin Meese and John C. Eastman).

*Schaffer v. O'Niell*, 534 U.S. 992 (2001) (wrote amicus brief supporting petition for *cert.*, which was submitted by Richard A. Epstein and John C.

Eastman).

**Other Courts**

*Florida, et al. v. Dep't of Health & Human Servs.*, 648 F.3d 1235 (11th Cir. 2011) (amicus brief).

*Virginia ex rel. Cucinelli v. Sebelius*, 2011 U.S. App. LEXIS 18632 (4th Cir. 2011) (amicus briefs).

*Coons v. Geithener*, No. CV-10-1714 (D. Ariz. 2011) (amicus brief).

*Seven-Sky v. Holder*, 2011 U.S. App. LEXIS 22566 (D.C. Cir. 2011) (amicus brief).

*Munie v. Koster*, 2011 U.S. Dist. LEXIS 22841 (E.D. Mo. Mar. 7, 2011).

*Merrifield v. Lockyer*, 388 F.Supp.2d 1051 (N.D.Cal. 2005), *rev'd* 547 F.3d 978 (9th Cir. 2008).

*In re. Lead Paint*, 924 A.2d 484 (N.J. 2007) (amicus brief).

*Selman v. Cobb Co. School Dist.*, 390 F.Supp.2d 1286 (N.D. Ga. 2005) (amicus brief).

*Valsamaki v. Mayor of Baltimore*, 916 A.2d 324 (Md. 2007) (amicus brief).

*Norwood v. Horney* (amicus briefs supporting petition for review and on merits, for PLF and Claremont Institute).

*Guinn v. Nevada Legislature, et al.*, (Nevada and United States Supreme Courts) (amicus briefs at several stages).

*Connerly v. State Personnel Bd.*, 37 Cal.4th 1169 (2006).

*Wayne County v. Hathcock, et al.*, 471 Mich. 445 (2004) (amicus brief filed with ACLU Fund of Michigan).

# Timothy Sandefur

## PUBLICATIONS

### Books and Book Chapters

*The Right to Earn A Living: Economic Freedom And The Law* (Cato Institute, 2010).

“Observations on Arnhart’s *Darwinian Conservatism*,” in Kenneth Blanchard, ed., *Darwinian Conservatism* by Larry Arnhart (Imprint Academic, 2d. ed., 2009).

“Censorship,” “Constitutionalism,” “Individualism, Political And Ethical ,” “Judiciary,” “Frederick Douglass” entries in *The Encyclopedia of Libertarianism* ed. Ronald Hamowy (Washington, D.C.: Cato Institute, 2008), pp. 100-03, 125-27; 241-43; 265-67.

“Innovation” entry in David Henderson, ed. *The Concise Encyclopedia of Economics* (2nd ed. Indianapolis: Liberty Fund, 2007), pp. 270-275.

*Cornerstone of Liberty: Property Rights in 21st Century America* (Cato Institute, 2006).

### Scholarly Journals and Papers:

“Insiders, Outsiders, And The American Dream: How Certificate of Necessity Laws Harm Our Society’s Values,” *Notre Dame J. Law, Ethics, & Pub. Pol’y* (forthcoming, 2012).

“In Defense of Substantive Due Process, or, The Promise of Lawful Rule,” 34 *Harvard Journal of Law & Public Policy* 283-350 (2012).

“Privileges, Immunities, And Substantive Due Process,” 5 *New York University Journal of Law & Liberty* 115-72 (2010).

“Does The State Create The Market?” 33 *Harvard Journal of Law And Public Policy* 779-806 (2010).

“To Pursue And Obtain Happiness And Safety,” Rockford College Center for Ethics And Entrepreneurship (2010).

“The Timing of Facial Challenges,” 43 *Akron Law Review* 51-77 (2010) (cited in *Gillmor v. Summit County*, 2010 UT 69)

“Gradual And Silent Encroachments: How The Missouri Supreme Court Expanded The Power of Eminent Domain,” Show-Me Institute Policy Study No. 20, Sept. 15, 2009.

“Some Problems With Spontaneous Order,” 14 *The Independent Review* 5-25 (2009).

“The Modern California Supreme Court: Progressivism And Practical Constraints,” Federalist Society White Paper, Oct. 2008 (with Damien M. Schiff).

“Reason And Common Ground: A Response to The Creationists’ ‘Neutrality’ Argument,” 11 *Chapman Law Review* 129-54 (2008).

“A Criticism of Ayn Rand’s Theory of Intellectual Property Rights,” 9 *Journal of Ayn Rand Studies* 139-61 (2008).

“The Wolves And The Sheep of Constitutional Law: A Review Essay on Kermit Roosevelt’s *The*

- Myth of Judicial Activism*,” 23 *Journal of Law & Politics* 1-40 (2007).
- “What Part of ‘No Law’ Don’t You Understand? Getting Government Out of The Politics Business,” 12 *Nexus: A Journal of Opinion* 135-52 (2007).
- “Mine And Thine Distinct: What *Kelo* Says About Our Path,” 10 *Chapman Law Review* 1-48 (2006).
- “The ‘Backlash’ So Far: Will Citizens Get Meaningful Eminent Domain Reform?” 2006 *Michigan State Law Review* 709-77.
- “Don’t Mess With Property Rights in Texas: How The State Constitution Protects Property Owners in The Wake of *Kelo*,” 41 *Real Property Probate & Trust Journal* 227-52 (2006).
- “How Libertarians Ought to Think About The U.S. Civil War,” 28 *Reason Papers* 61-83 (2006).
- “The Information Age, Again,” 11 *Nexus: A Journal of Opinion* 5-13 (2006).
- “Is Economic Exclusion a Legitimate State Interest: Four Recent Cases Test the Boundaries,” 14 *William & Mary Bill of Rights Journal* 1023-62 (2006).
- “Playing the Takings Game: How Government Regulates Away Property Rights,” Goldwater Institute Policy Report No. 210, June 13, 2006.
- “Why The Rule Against Perpetuities Mattered in *Pleasants v. Pleasants*,” 40 *Real Property Probate & Trust Journal* 667-677 (2006).
- “Piercing The Veil of Intelligent Design: Why Courts Should Beware Creationism’s Secular Disguise,” 15 *Kansas Journal of Law & Public Policy* 15-47 (2006) (with Colin McRoberts)
- “Measure 37: Paying People For What We Take,” 38 *Environmental Law* 79-104 (2006) (with Leslie Marshall Lewallen and Steven G. Geiseler).
- “The Declaration of Independence: Annotated,” 9 *Chapman Law Review* 147-155 (2006).
- “‘Nice Questions’ Unanswered: *Grokster*, *Sony*’s Staple Article of Commerce Doctrine, And The Deferred Verdict on Internet File Sharing, 2005 *Cato Sup. Ct. Rev.* 235-261 (with David G. Post and Annemarie Bridy)
- “The Burdens of Freedom” (reviewing *Restoring The Lost Constitution* by Randy E. Barnett), 10 *The Independent Review*, 139-50 (2005).
- “A Gleeful Obituary for *Poletown v. City of Detroit*,” 28 *Harvard Journal of Law & Public Policy* 651-78 (2005) (cited in *City of Norwood v. Horney*, 110 Ohio St. 3d 353 (2006)).
- “A Private Little *Bush v. Gore*, or, How Nevada Violated The Republican Guarantee And Got Away with It,” 9 *Texas Review of Law & Politics* 105-145 (2005).
- “Liberal Originalism: A Past for The Future,” 27 *Harvard Journal of Law & Public Policy* 489-541 (2004).
- “Equality of Opportunity in The Regulatory Age: Why Yesterday’s Rationality Review is Not Enough,” 24 *Northern Illinois University Law Review* 457-507 (2004).
- “You Can’t Get There From Here: How Government Still Threatens King’s Dream,” 22 *Law And Inequality* 1-30 (2004).
- “A Natural Rights View of Eminent Domain in California: A Rationale for Meaningful Judicial Scrutiny of ‘Public Use,’” 32 *Southwestern University Law Review* 569-676 (2003).
- “The Right to Earn A Living,” 6 *Chapman Law Rev.* 207-77 (2003) (cited in *Amunrud v. Bd. of Appeals*, 158 Wn.2d 208 (2006)).
- “Dinosaur TRACS: The Approaching Conflict between Establishment Clause

- Jurisprudence And College Accreditation Procedures,” 7 *Nexus: A Journal of Opinion* 79-95 (2002).
- “The Senate Is Supposed to Advise And Consent, Not Obstruct and Delay,” 7 *Nexus: A Journal of Opinion* 11-25 (2002) (with John C. Eastman).
- “The Common Law Right to Earn a Living,” 7 *Independent Review* 69-90 (2002).
- “Stephen J. Field: Frontier Justice or Justice on the Natural Rights Frontier?”  
6 *Nexus: A Journal of Opinion* 121-29 (2001) (with John C. Eastman).

### **Newspapers, Magazines, and Other Publications**

- “Compliance—Or Else,” *Regulation*, (forthcoming, Winter, 2011).
- “CON Job,” *Regulation*, Summer, 2011.
- “Reagan’s Public Interest Law Legacy,” *The National Law Journal*, Feb. 14, 2011.
- “List,” *Reason*, Feb. 2011.
- “Virginia Health-Care Ruling A Tonic for The Spirit of Liberty,” *San Diego Daily Transcript*, Jan, 19, 2011 (with Luke Wake).
- “Missouri’s Mover Monopoly,” *The Missouri Record*, Dec. 16, 2010.
- “Comes A Horseman,” *National Review*, Sep. 20, 2010.
- “State Targets Organic Fertilizer, Freedoms,” *North County Times* June 13, 2010.
- “Get Rid of Vague Laws,” *Forbes.com*, March 30, 2010.
- “14th Amendment Has 2nd’s Back,” *Fredericksburg (VA) Freelance-Star*, Feb. 26, 2010.
- “Restore Privileges or Immunities,” *National Law Journal*, March 1, 2010.
- “At The U.S. Supreme Court, Florida Property-Rights Case Carries National Implications,”  
*Tampa Tribune*, Dec. 2, 2009 (with Steven Geoffrey Geiseler).
- “Property Rights—or Property Permissions?” *Liberty*, Nov. 2009.
- “Setting Boundaries for Property Rights,” *The National Law Journal*, Aug. 31, 2009.
- “What Obama Says to Iran Matters,” *Orange County Register*, June 30, 2009.
- “How We Spend,” *Freedom Politics.com* Feb. 3, 2009.
- “The Oregon Moving Cartel,” *The Oregonian*, Nov. 28, 2008.
- “Eminent Domain: Nevada Serves up Lesson to Other States,” *Elko Daily Free Press*, Nov. 12, 2008.
- “The Facts About Eminent Domain Reform,” *Victorville Daily Press*, May 16, 2008.
- “State Abuses Eminent Domain Law,” *Springfield News Leader*, Apr. 7, 2008.
- “You May Already Be A Winner!” *Sacramento Daily Recorder*, Feb. 15, 2008.
- “California’s CO2 Blame Game vs. Automakers,” *Investor’s Business Daily*, Jan. 31, 2008.
- “Property Owners Remain Vulnerable to Eminent Domain,” *St. Louis Business Journal*, Jan. 25, 2008.
- “Property Rights Mean The Right to Say No,” *California Political Review*, Nov./Dec. 2007.
- “A Little Rationality in ‘Rational Basis’ Please,” *California Political Review*, Sept./Oct. 2007.
- “Birdbrained Rules,” *Legal Times*, Aug. 27, 2007.
- “American Dream on A Spike,” *California Daily Recorder/Law.com*, Aug. 17, 2007.
- “Save America.... Throw Away Raisins?” *Engage*, July 2007.
- “The Court’s Two Ways of Being Wrong,” *Liberty*, June 2007.
- “Happy Birthday, Nollan!” *San Francisco Daily Recorder*, May 18, 2007.
- “Union Dues And Free Speech,” *Washington Times*, April 4, 2007.

“This Land is My Land,” *Legal Times*, Mar. 19, 2007 (with R.S. Radford).

“Private Property Rights Under Fire in Missouri,” *Kansas City Star*, Feb. 19, 2007 (with James S. Burling).

“Job No. 1 for Jerry Brown: Withdraw Lockyer’s Frivolous ‘Global Warming’ Lawsuit,” *San Francisco Chronicle*, Feb. 15, 2007 (with M. David Stirling).

“The Great Property Rights Crack-Up,” *Liberty*, Feb. 2007.

“Take Property First, Ask Questions Later?” *Baltimore Examiner*, Jan. 23, 2007.

“The Great Property Rights Revival,” *National Review Online*, Nov. 27, 2006.

“Legislature, Governor Tinker with Eminent Domain” *Sacramento Bee*, Nov. 17, 2006.

“Liberal Compassion: Missing in Action?” *California Political Review*, Nov./Dec. 2006.

“Don’t Let Property Rights Get Trampled in Maryland,” *Baltimore Sun*, Sept. 6, 2006.

“Voters Can Act to ‘Save Our Homes’” *Orange County Register*, June 28, 2006.

“Eminent Domain Blinds Bureaucrats to Their Duty,” *Providence (R.I.) Journal*, Jun 18, 2006.

“Where’s Our Eminent Domain Reform?” *California Political Review*, May/June 2006.

“They’re Still Coming for Your Land,” *Liberty*, June, 2006.

“The Pain of Eminent Domain,” *Fort Worth Star Telegram*, May 28, 2006.

“Redevelop Eminent Domain,” *Sacramento Bee*, May 5, 2006.

“The Kelo Backlash,” *Whistleblower*, Apr. 2006.

“A Private Auction of Opportunities,” *Regulation*, Spring 2006.

“Backlash on Eminent Domain Has Weak Results,” *San Francisco Daily Journal*, Mar. 10, 2006

“The Rehnquist Legacy,” *Liberty*, Nov. 2005

“Kelo: Hope for Property Rights,” *Liberty*, Sept. 2005.

“Standing Up for The ‘Heathen Chinees,’” *Liberty*, Aug. 2005.

“Californians Not Safe From Eminent Domain,” *Pasadena Star News* and other papers, July 25, 2005

“Property Needs Safety from Seizure,” *Los Angeles Daily News*, July 19, 2005 (with Harold Johnson)

“They’re Coming To Take Your Land,” *Liberty*, March 2005.

“Eminent Domain Abuse,” *Washington Times* and other papers Feb. 20, 2005.

“This Land Is Not Your Land,” *National Review Online*, August 23, 2004

“Worth A 47 Mile Commute,” *Liberty*, April, 2004

“Let ‘Em Walk to The Clinic,” *Liberty*, Feb. 2004

“Poletown Condemnation Case Has Ruled Too Long in Michigan,” *Detroit Free Press*, Feb. 10, 2004

“Judging Janice Rogers Brown,” (with Harold Johnson) *Front Page Mag.com*, Nov. 8, 2003.

“Fair Game?” (with John Eastman), *Daily Journal*, Nov. 3, 2003

“In Defense of Plea Bargaining,” *Regulation*, Fall 2003.

“Showdown in The Desert,” *Liberty*, Sep./Oct. 2003.

“An Ill Wind from The East,” *Orange County Register*, July 16, 2003.

“Throwing out The Rules: The Nevada Supreme Court Tries Legislating,” *National Review Online*, July 14, 2003.

“Dismalism,” *Liberty*, May 2003.

“Freedom And The Wolves,” *Liberty*, Mar. 2003.

“The Indian Relics Law,” *California Political Review*, Dec. 6, 2002.

“Why Secession Was Wrong” *Liberty*, Dec. 2002.

“Burying The Truth: The Case of The Kennewick Man,” *Liberty*, Nov. 2002.

“Where Have All The Jobs Gone?” *California Political Review*, Oct. 2, 2002.

“Liberty and Union, Now And Forever,” *Liberty*, July, 2002.

“Rights Are A Seamless Web,” 26 *Rutgers L. Rec.* 5 (April 23, 2002).

“The Obstacle Course of Eminent Domain,” *Ideas on Liberty*, Feb. 2002.

“Rewarding Criminals for Their Crimes,” *Liberty*, Sep. 2001.

“Property Rights,” *Orange County Register*, July 5, 2001.

“It’s ‘Steeling,’” *Orange County Register*, June 12, 2001.

“Remember Madison?” *Orange County Register*, Mar. 16, 2001.

“Poverty Forbidden,” *Orange County Register*, May 30, 2001.

“Creationism: It’s Not Just for Fundamentalists Anymore,” *Liberty*, Dec. 2000.

“Justice Brown’s Principled Jurisprudence,” *Orange County Register*, Dec. 10, 2000.

“The Book Banners” *Orange County Register*, Sept. 26, 2000.

“Reefer Madness” *Orange County Register* September 1, 2000.

“Elian Gonzalez and Dred Scott” *Liberty*, July, 2000.

“The Starship Private *Enterprise*” *Ideas on Liberty*, May 2000.

“Why We Should Allow The Sale of Body Parts” *Orange County Register*, Apr. 23, 2000.

“Count Down” *Orange County Register*, Apr. 6, 2000.

“Plunder Gets A Boost,” *Ideas on Liberty*, Feb. 2000.

“NASA Drags Its Heels on Privatization” *Orange County Register* Jan. 16, 2000.

“War On Wal-Mart,” *Restoration*, Nov. 1999.

“Judicial Injustice.” *Orange County Register*, Nov. 10, 1999.

“Legislation Puts Wal-Mart In A Little Box.” *Orange County Register*, Oct. 31, 1999.

Interview with Nathaniel Branden, *Restoration*, Oct. 1999.

“Anti-Jefferson, Left and Right.” *Liberty*, Oct. 1999.

“Frank Lloyd Wright’s Humanism.” *The Humanist*, May/June 1999.

“A Capitalist Commencement” *The Restoration*, May, 1998.

“John Stuart Mill *On Liberty*” “*The Restoration*, May, 1998.

“John Locke: Father of Libertarianism” *The Restoration*, Apr. 1998.

“Delivering a Poor Education, and Delivering It Badly” *The Restoration*, Apr. 1998.

“Cloning and the Fear of Science” *The Restoration* Feb. 1998.

“Ayn Rand Defends the Independent Soul” *The Restoration* Feb. 1998.

“H.L. Mencken, the Libertarian Anti-Crusader” *The Restoration* Dec 97/Jan 98.

Interview with Bruce Herschensohn, *The Restoration* Dec 97/Jan 98.

“The Two Cultures, Still Estranged” *The Restoration* Dec 97/Jan 98.

“The Free Mind: A Paradise Lost” *The Restoration* Nov. 1997.

“Frederick Douglass and the Struggle for Freedom” Nov. 1997.

“Why ‘Restoration’?” *Restoration*, Oct. 1997.

“Conservative Attacks on Jefferson are Erroneous” *The Restoration* Oct. 1997.

“Shierman’s Critics Too Sensitive” *The Collegian*, Feb. 1997.

“Your TV Rates Itself” *The Collegian*, Feb. 27, 1997.

“A Chopin Liszt for Saga” *The Collegian*, Feb. 20, 1997.

“Does Man Have The Right to Live for His Own Sake?” *The Breeze*, May 13, 1996.

“Minimum Wage Violates Free Market Principles” *The Breeze*, Apr. 29, 1996.

“Politics at the Precipice—Or Is It Just April Fool?” *The Breeze*, Apr. 1, 1996.  
“Telecommunications Bill Unconstitutional” *The Breeze*, Mar. 11, 1996.  
“Buchanan Upsets the Republican Status Quo” *The Breeze*, Feb. 26, 1996.  
“Ayala’s Measure Just Another Foolish Law” *The Breeze*, Feb. 12, 1996.  
“Several Reasons to be Counting His Blessings This Holiday Season” *The Breeze*, Dec. 4, 1995.  
“Which Party Is Really Bent on Self-Destruction?” *Breeze* Nov. 20, 1995.  
“Million Man March Displays Black’s Racism” *The Breeze* Oct. 23, 1995.  
“State of the Union: Same Speech, Same Thing.” *The Breeze* Jan. 29, 1995.  
“The War On Drugs: The New Opium War?” (with Joseph Miranda) *California Liberty* 1995.

### **Book Reviews:**

Book Review: *The Rights of The People* by David K. Shipler, *California Lawyer*, Dec. 2011.  
Book Review: *Constitutional Illusions And Anchoring Truths* by Hadley Arkes, *California Lawyer*, May, 2011.  
Book Review: *Supreme Power* by Jeff Shesol, *California Lawyer*, Oct. 2010.  
Book Review: *Crisis And Command* by John Yoo, *California Lawyer*, May 2010.  
Book Review: *The Dirty Dozen* by Robert A. Levy and William Mellor, *31 Reason Papers* 175-81 (2009).  
“Clarence Thomas’ Jurisprudence Unexplained” (reviewing *The Supreme Court Opinions of Clarence Thomas* by Henry Mark Holzer”) *4 New York University Journal of Law & Liberty* 535-56 (2009).  
Book Review: *The Invisible Constitution* by Laurence Tribe, *California Lawyer*, April, 2009.  
Book Review: *In Reckless Hands* by Victoria Nourse, *California Lawyer*, January, 2009.  
Book Review: *Lincoln And The Court* by Brian McGinty, *California Lawyer*, December, 2008.  
Book Review: *The Rise of The Conservative Legal Movement* by Steven Teles, *California Lawyer*, November, 2008.  
“The Texas Land War” (reviewing *Bulldozed* by Carla Main), *Sacramento Daily Recorder*, Dec. 10, 2007.  
Book Review: *David’s Hammer* by Clint Bolick, *Engage*, Oct. 2007.  
“A Low, Dishonest Decade,” (reviewing *The Forgotten Man* by Amity Shlaes) *Liberty*, forthcoming.  
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