

**DAVID S. HAN**  
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#### ACADEMIC APPOINTMENTS

<b>Pepperdine University School of Law</b> , Malibu, CA	
<i>Associate Professor of Law (with tenure)</i>	2017 – Present
<i>Associate Professor of Law</i>	2013 – 2017
Dean’s Award for Excellence in Scholarship, 2015	
<b>New York University School of Law</b> , New York, NY	2010 – 2013
<i>Acting Assistant Professor of Lawyering</i>	
Chair, Lawyering Scholarship Colloquium	

#### EDUCATION

**Harvard Law School**  
J.D., *magna cum laude*, 2005.  
Activities: *Harvard Law Review*, Notes Chair  
*Harvard Journal of Law & Technology*  
Asian Pacific American Law Students Association (APALSA)

**Yale University**  
B.A. with distinction, *magna cum laude*, in English Language and Literature, 2000.  
Honors: Phi Beta Kappa

#### JUDICIAL CLERKSHIPS

<b>The Honorable David H. Souter</b> , Washington, DC	2006 – 2007
Supreme Court of the United States	
<b>The Honorable Michael Boudin</b> , Boston, MA	2005 – 2006
United States Court of Appeals for the First Circuit	

#### LAW REVIEW PUBLICATIONS AND WORKS IN PROGRESS

*Categorizing Lies*, 89 UNIVERSITY OF COLORADO LAW REVIEW \_\_ (forthcoming 2018)  
(invited symposium contribution).

*Conspiracy Theories and the Marketplace of Facts*, 16 FIRST AMENDMENT LAW REVIEW  
\_\_ (forthcoming 2018) (invited symposium contribution).

*Middle-Value Speech*, 91 SOUTHERN CALIFORNIA LAW REVIEW 65 (2017).

- Selected as a winner of the 2017 Southeastern Association of Law Schools Call for Papers competition

*Terrorist Advocacy and Exceptional Circumstances*, 86 FORDHAM LAW REVIEW 487 (2017) (invited symposium contribution).

*Transparency in First Amendment Doctrine*, 65 EMORY LAW JOURNAL 359 (2015) (invited symposium contribution).

*The Value of First Amendment Theory*, 2015 UNIVERSITY OF ILLINOIS LAW REVIEW SLIP OPINIONS 87 (2015) (invited response).

*Rethinking Speech-Tort Remedies*, 2014 WISCONSIN LAW REVIEW 1135 (2014).

*The Mechanics of First Amendment Audience Analysis*, 55 WILLIAM & MARY LAW REVIEW 1647 (2014).

- Reprinted in THE FIRST AMENDMENT LAW HANDBOOK (Rodney A. Smolla, ed., West 2014-15).

*Autobiographical Lies and the First Amendment's Protection of Self-Defining Speech*, 87 N.Y.U. LAW REVIEW 70 (2012).

- Reprinted in THE FIRST AMENDMENT LAW HANDBOOK (Rodney A. Smolla, ed., West 2012-13).

Note, *Assessing the Viability of a Substantive Due Process Right to In Vitro Fertilization*, 118 HARVARD LAW REVIEW 2792 (2005).

Recent Case, *Lombardo v. Warner*, 117 HARVARD LAW REVIEW 2753 (2004).

## **OTHER PUBLICATIONS AND BLOGS**

*Prawfsblawg*, Guest Contributor, March 2014.

*A Shift in Constitutional Tort Jurisprudence*, SAN FRANCISCO ATTORNEY, Summer 2009, at 49 (with Aimee Feinberg and Michelle Friedland).

*Change of Heart—Justice Stevens Reassesses the Death Penalty*, SAN FRANCISCO ATTORNEY, Fall 2008, at 32 (with Jeff Bleich, Daniel Bress, Aimee Feinberg, and Michelle Friedland).

## SELECTED CONFERENCES AND PRESENTATIONS

First Amendment Law Review Symposium, University of North Carolina School of Law, Chapel Hill, NC: *Conspiracy Theories and the Marketplace of Facts*, October 2017.

Southeastern Association of Law Schools Annual Conference, Boca Raton, FL: *Terrorist Advocacy and Exceptional Circumstances*, August 2017.

Call for Papers Luncheon, Southeastern Association of Law Schools Annual Conference, Boca Raton, FL: *Middle-Value Speech*, August 2017.

Ira C. Rothgerber Jr. Conference on Constitutional Law, University of Colorado Law School, Boulder, CO: *Categorizing Lies*, April 2017.

Fordham Law Review Symposium, Fordham University School of Law, New York, NY: *Terrorist Propaganda and Exceptional Circumstances*, April 2017.

Loyola Constitutional Law Colloquium, Loyola University Chicago School of Law, Chicago, IL: *Speech and Conflicting Perceptions*, November 2016.

Southern California Junior Faculty Workshop, Chapman University School of Law, Orange, CA: *Middle-Value Speech*, October 2016.

Loyola Constitutional Law Colloquium, Loyola University Chicago School of Law, Chicago, IL: *Middle-Value Speech*, November 2015.

Southeastern Association of Law Schools Annual Conference, Boca Raton, FL: *Middle-Value Speech*, July 2015.

Freedom of Expression Scholars Conference, Yale Law School, New Haven, CT: Invited discussant for Caroline Mala Corbin's *Speech or Conduct?*, May 2015.

Randolph W. Thorer Symposium, Emory University School of Law, Atlanta, GA: *Transparent First Amendment Doctrine*, February 2015.

University of San Diego School of Law Faculty Colloquium, San Diego, CA: *Rethinking Speech-Tort Remedies*, September 2014.

Southeastern Association of Law Schools Annual Conference, Amelia Island, FL: *Rethinking Speech-Tort Remedies*, August 2014.

Freedom of Expression Scholars Conference, Yale Law School, New Haven, CT: *Flexible Remedies in Speech-Tort Jurisprudence*, May 2014.

Prawfsfest X, Pepperdine University School of Law, Malibu, CA: *Flexible Remedies in Speech-Tort Jurisprudence*, December 2013.

Loyola Constitutional Law Colloquium, Loyola University Chicago School of Law, Chicago, IL: *Flexible Remedies in Speech-Tort Jurisprudence*, November 2013.

NYU Lawyering Scholarship Colloquium, New York University School of Law, New York, NY: *The Mechanics of First Amendment Audience Analysis*, June 2012.

NYU Lawyering Scholarship Colloquium, New York University School of Law, New York, NY: *Autobiographical Lies and the First Amendment's Protection of Self-Defining Speech*, June 2011.

#### **PROFESSIONAL SERVICE**

Student Life Committee – Chair (2017-present); Committee Member (2014-2017)

Curriculum Committee – Committee Member (2013-2014)

Pepperdine University Faculty Council (2017-present)

Faculty Advisor for Pepperdine chapter of Asian Pacific American Law Students Association (APALSA) (2013-present)

Peer reviewer for *Jurimetrics—The Journal of Law, Science & Technology*; Cambridge University Press

Chair of NYU Lawyering Scholarship Colloquium (2012-2013)

#### **OTHER PROFESSIONAL EXPERIENCE**

**Munger, Tolles & Olson**, San Francisco, CA 2007 – 2010  
*Litigation Associate*

**Davis Polk & Wardwell**, New York, NY Summer 2004  
*Summer Associate*

**New York City Law Department**, New York, NY Summer 2003  
*Summer Honors Intern – Appeals Division*

**Morgan Stanley & Co.**, New York, NY 2000 – 2002  
*Strategic Planning Analyst*

#### **TEACHING AND RESEARCH INTERESTS**

Constitutional Law, Torts, Criminal Procedure, Law and Economics, Jurisprudence