

## RESUME

James M. McGoldrick, Jr  
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### Education:

University of Chicago, Juris Doctor  
Chicago, Illinois

Pepperdine University, B.A. in History  
Los Angeles, California

### Employment:

Professor of Law, 1971 to present  
Pepperdine University School of Law  
Malibu, California 90263  
(Associate Dean from 1979 to 1987)

Trial Attorney, 1969 to 1971  
U.S. Department of Justice, Antitrust Division  
Los Angeles, California  
(Attorney General's Program for Honor Law Graduates)

**Law School Courses Taught:** Constitutional Law--Federal and State Powers; Individual Rights; Comparative Constitutional Rights Seminar, Religion Clauses Seminar; Communications Law; First Amendment Rights; Federal Courts; Criminal Procedure; Juvenile Law; Civil Pleading and Procedure; Torts; Criminal Law; Labor Law; Professional Responsibility; Remedies; and Administrative Law.

**Memberships:** California Bar since 1969.  
American Bar Association since 1971.

**Significant Activities and Honors:** Outstanding Teaching Award, Pepperdine School of Law 2005–2006, 2011–2012, and 2014; Faculty Director of International Programs from 2010 to 2013; Visiting Professor of Law, Northeastern University, 2009; Distinguished Visiting Professor (Herff Chair of Excellence) 2004–2005, University of Memphis School of Law; Legal Commentator for Sky News, London and BBC World Service, 1995; Reporter for Uniform State Law Commission on Victim Rights, 1991; Co-taught summer Constitutional History class with Justice Antonin Scalia, 1990; Founded Pepperdine London Overseas Program, 1981; Advisory Board, Religious Freedom Reporter; Faculty advisor to Student Bar Golf Association; Faculty Advisor to Gay, Lesbian, and Transgender student group.

**PARTIAL PUBLICATION LIST OF JAMES M. MCGOLDRICK, JR.**

Symbolic Speech: A Message from Mind to Mind, University of Oklahoma, Spring 2008, Volume 61, Number 1.

The Scarlet "W" (a satirical article about withdrawals and law student behavior), The Law Teacher, Winter 2008.

Discretionary Points: A Grading Mystery, The Law Teacher, Spring 2007.

United States v. O'Brien Revisited: Of Burning Things, Waving Things, and G Things, University of Memphis Law Review, Spring 2006.

Limits on States: Article I, Section 10 of the U.S. Constitution. One volume of multi-volume set on the U.S. Constitution, Praeger Publishers, 2005.

Book Review. The Death Penalty on Trial, by Bill Kurtis, Trial Magazine, July 2005

Book Review. Justice Denied: Clemency Appeals in Death Penalty Cases, by Cathleen Burnett, Trial Magazine, May 2003.

Book Review. Successive Criminal Prosecutions: The Dual Sovereignty Exception to Double Jeopardy in State and Federal Courts, by Adam Harris Kurland. Criminal Defense Weekly, July, 2002.

Book Review. U.S. Federal Legal Responses to Terrorism. Edited by Yonah Alexander and Edgar H. Brenner. Criminal Defense Weekly, September 2002.

Katzenbach v. McClung: The Abandonment of Federalism in the Name of Rational Basis. The BYU Journal of Public Law, Volume 14, 1999.

The Civil Rights Cases: The Relevancy of Reversing a Hundred Plus Year Old Error. Saint Louis University Law Journal, Spring 1998.

Equality and Fairness in the Criminal Justice System: Can a White Defendant Challenge the Exclusion of Nonwhites from Service as Grand Jury Forepersons? 7 Preview of U.S. Supreme Court Cases 237

In Light of Innocence: Can a Prisoner Who Pled Guilty and Did Not Appeal the Plea Get Out of Prison for Conduct the Supreme Court Later Holds Is Not Criminal? 7 Preview of U.S. Sup. Court Cases 302

When Have State Civil Rights Been Restored for Purposes of Firearms Possession Under Federal Law? 7 Preview of U.S. Supreme Court Cases 452

Where Has All the Power Gone? Does the Supreme Court Have Jurisdiction to Review a Federal Appellate Court's Decision Not to Exercise Jurisdiction over a Federal Prisoner's Challenge to Confinement? 7 Preview of U.S. Supreme Court Cases 307

Straining at Gnats and Swallowing Camels; The Rational Basis Test and the Separation of Powers Doctrine. Pepperdine Law Review, Separation of Powers Symposium, Winter, 1991.

Chapters on procedural due process: Definitions of Liberty and Property; What Hearing Procedures are Required, Balancing of Competing Interests; Due Process Procedures; and Timing of the Hearing. California Public Agency Practice, Ogden, three volumes, Matthew Bender, 1990.

State Review of Natural Gas Securities: Federal Preemption or Unreasonable Burden on Interstate Commerce? Preview of United States Supreme Court Cases January 1988

State Minimum Liquor Prices: Sherman Violations or Constitutionally Immune? Preview of United States Supreme Court Cases October 1986

Lowest Price Laws: Unconstitutional Extraterritorial Regulation or Harmless Impact? Preview of United States Supreme Court Cases March 1986. (Reprinted in Law Review Digest, September, 1986.)

Juvenile Justice and the Equal Protection Clause: First Class, Tourist, or Luxury Coach Pepperdine Law Review, 1979

1978 Pocket Parts to West's California Code with Practice Commentaries, Civil Pleading and Procedure, 2 volumes

Wrongful Death and the Missing Heirs  
The Los Angeles Bar Journal, 1977

Breed v. Jones: The Domesticated Juvenile Court, A Pyrrhic Victory  
Journal of Juvenile Law, 1977