

PEPPERDINE  
UNIVERSITY  
School of Law

THE COMPETING  
CLAIMS OF  
LAW AND  
RELIGION

WHO SHOULD INFLUENCE WHOM?

A RELIGIOUS LEGAL THEORY CONFERENCE

*Sponsored by the Nootbaar Institute on Law, Religion, and Ethics  
and the Glazer Institute for Jewish Studies*

February 23—25, 2012

Pepperdine University  
Malibu, California

# THE COMPETING CLAIMS OF

*Dear Friends,*

The conference will address a host of sub-questions all at the forefront of contemporary debates over the respective roles of law and religion. Among them:

- *What constitutional restraints, if any, should be placed on the influence of religion on law?*
- *What constitutional restraints, if any, should be placed on the influence of law on religion?*
- *If religious faiths do not assert influence on law, will they be dominated by religious or secular traditions that are willing to do so?*
- *If religious faiths do not assert influence on law, will injustice reign?*
- *If religious faiths do assert influence on law, will injustice reign?*
- *Should the goal be autonomy within religious communities, or will that undermine the creation of an integrated and just society?*

In many parts of the world, questions like this will engender not only controversy, but also outright hostility and aggression. At this conference, we look forward to a spirited, engaged, and thoughtful conversation that will explore numerous aspects of all of them.

# LAW AND RELIGION

Some speakers will address these issues as a matter of constitutional law, some as a matter of good citizenship, and some as a matter of religious faith. Speakers from a broad range of religious and secular traditions will address how their traditions might influence law—and vice versa.

We were overwhelmed with the quantity and quality of responses to our call for papers for this conference. In the end, we chose those papers which engage each other in conversations we think are important to the legal and religious communities. As the schedule shows, we have many fantastic speakers, any one of whom could anchor a conversation. We look forward to having all of them together.

We hope that you can join us and be part of the conversation.

*All our best,*



ROBERT F. COCHRAN, JR.  
Louis D. Brandeis Professor of Law and  
Director, Herbert and Elinor Nootbaar Institute on Law,  
Religion, and Ethics  
Pepperdine University School of Law



MICHAEL HELFAND  
Associate Professor of Law  
Pepperdine University School of Law  
Associate Director, Diane and Guilford Glazer  
Institute for Jewish Studies  
Pepperdine University

## PLENARY PRESENTERS



**ABDULLAHI AHMED AN-NA'IM**, *Charles Howard Candler Professor of Law, Emory School of Law* is a graduate of the University of Khartoum, LLB, University of Cambridge, LLB, and University of Edinburgh, PhD. He is author of *Islam and the Secular State* (Harvard University Press, 2008) and an internationally recognized scholar of Islam and human rights. His research projects focus on advocacy strategies for reform and include the Fellowship Program in Islam and Human Rights, Women and Land in Africa, and Islamic Family Law.



**JAMES DAVISON HUNTER**, *Labrosse-Levinson Distinguished Professor of Religion, Culture, and Social Theory, and Executive Director of the Institute for Advanced Studies in Culture, University of Virginia* is a graduate of Gordon College, BA, Rutgers University, MA, PhD. He has published a wide range of works regarding the problem of meaning and moral order in a time of political and cultural change in American life. His books include *To Change the World: The Irony, Tragedy, and Possibility of Christianity in the Late Modern World* (Oxford University Press, 2010).



**ANDREW KOPPELMAN**, *John Paul Stevens Professor of Law, Northwestern University School of Law* is a graduate of the University of Chicago, AB, Yale University, JD, PhD. His scholarship focuses on issues at the intersection of law and political philosophy. He is author of *Religious Neutrality in American Law: An Analysis and Defense* (Harvard University Press, forthcoming) and four other books.



**MICHAEL STOKES PAULSEN**, *Distinguished University Chair and Professor of Law, University of St. Thomas* is a graduate of Northwestern University, BA, Yale Divinity School, MA, and Yale Law School, JD. His publications include "How to Interpret the Constitution (and How Not To)" (*Yale Law Journal*, 2006), and "It's a Girl" (*Public Discourse*, 2011), an essay on sex-selection. Professor Paulsen is a leading scholar of constitutional interpretation and previously taught at the University of Minnesota.



**AYELET SHACHAR**, *Professor of Law and Canada Research Chair in Citizenship and Multiculturalism, University of Toronto Faculty of Law* is a graduate of Tel Aviv University, BA, LLB, and Yale Law School, LLM, JSD. She is also Canada Research Chair in Citizenship and Multiculturalism. The Archbishop of Canterbury and the Supreme Court of Canada have cited her work in reconciling gender equality and religious diversity. She is author of *The Birthright Lottery: Citizenship and Global Inequality* (Harvard University Press, 2009), which has interested policymakers and academics alike in regard to innovative institutional designs to promote global justice.



**STEVEN D. SMITH**, *Class of 1975 Endowed Professor of Law, University of San Diego School of Law* is a graduate of Brigham Young University, BA, and Yale University, JD, and has taught at Notre Dame and the University of Virginia. Among his many scholarly works, his publications include *The Disenchantment of Secular Discourse* (Harvard University Press, 2010) and "Discourse in the Dusk: The Twilight of Religious Freedom" (*Harvard Law Review*, 2009).



**SUZANNE LAST STONE**, *University Professor of Jewish Law and Contemporary Civilization, Professor of Law, and Director of the Center for Jewish Law and Contemporary Civilization, Cardozo School of Law at Yeshiva University* is a graduate of Princeton University, BA, and Columbia University, JD. Her publications include "In Pursuit of the Counter-Text: The Turn to the Jewish Legal Model in Contemporary American Legal Theory" (*Harvard Law Review*, 1993). She is also coeditor in chief of *Diné Israel*, a peer review journal of Jewish law coedited with Tel Aviv Law School, and on the editorial boards for *Jewish Quarterly Review* and *Hebraic Political Studies*.





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## CONFERENCE SCHEDULE

### THURSDAY, FEBRUARY 23

3:30—4:30 PM ▶ Registration

4:30—4:35 PM ▶ Welcome, Robert F. Cochran, Jr.

4:35—6:15 PM ▶ Plenary Session I

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#### THE MEANING OF THE RELIGION CLAUSES: A HIGH WALL? NEUTRALITY?

*There is little consensus among commentators and Supreme Court justices on Religion Clause jurisprudence. The one point of agreement seems to be that it is an inconsistent mess. This panel will explore two possible standards for addressing religion/law conflicts: a "wall of separation" and "neutrality."*

- Michael Stokes Paulsen, with response by Eugene Volokh
- Andrew Koppelman, with response by Richard Garnett, Chad Flanders
- Moderated by Deanell R. Tacha

## FRIDAY, FEBRUARY 24

### 8:30—10:15 AM ▶ Plenary Session II

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#### COMPETING OR COMPLEMENTARY? CLAIMS OF LAW AND RELIGION: ISLAMIC AND JEWISH PERSPECTIVES

Drawing on the conference theme, this session will focus on the compatibility of the claims of law and the claims of religion. It will approach this question from the perspectives of Judaism and Islam and, in turn, provide opportunity for comparison and contrast between these and other faith traditions.

- Abdullahi Ahmed An-Na'im, with response by Mohammad Fadel
- Suzanne Last Stone, with response by David Flatto
- Moderated by Douglas Kmiec

### 10:30 AM—12 noon ▶ Breakout Sessions I

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#### ACCOMMODATING RELIGION AND RELIGIOUS VIEWS?

- Alan Brownstein, *Intended and Incidental Consequences of Constitutional Doctrine on Expressive Interactions Between Church and State*
- Bruce N. Cameron, *Conflict in Standards of Religious Accommodation in the Workplace*
- Kristen Carpenter, *Limiting Principles and Practices in American Indian Religious Freedoms Jurisprudence*
- Barry McDonald, *Getting Beyond Religion as Science: Unstifling Worldview Formation in American Public Education*
- Frank Ravitch, *Symbolism and Constitutional Boundaries*

#### INTERNATIONAL AND COMPARATIVE PERSPECTIVES, PART I

- Robert John Araujo, "Render unto Mao What Is Mao's": *Conflict of Authority in the People's Republic of China and the Holy See*
- Eoin Carolan, *Catholic Constitutionalism: Lessons from the Irish Experience*
- Austin Dacey, *Blasphemy, Religious Hatred, and the Poverty of Human Rights Discourse*
- Mark D. Rosen, *Is a Non-Neutral Liberal State an Oxymoron? The Examples of Israel and France*
- Stijn Smet, *Freedom of Religion Versus Freedom from Religion in the Jurisprudence of the European Court of Human Rights*

## FAMILIES, RELIGIOUS COMMUNITIES, AND THE LAW

- Helen Alvaré, "Sexualityism" *Is a Failure: The State Needs Competition with Its Ideas About Sex*
- Frederick Mark Gedicks, *Polygamy, Child-Rearing, and Fundamental Rights*
- Shelley Ross Saxer, *Civil Unions for All: Preserving Religious Autonomy*
- Maimon Schwarzschild, *How Much Autonomy Do You Want?*
- William Wagner, *At Risk: The Fundamental Right of Parents to Direct the Upbringing of Their Children*

### 12 noon—1:30 PM ▶ Lunch

### 1:30—2:45 PM ▶ Breakout Sessions II

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#### GOVERNMENT INSTITUTIONS, RELIGIOUS AFFAIRS, AND THE FIRST AMENDMENT

- Mark O. DeGirolami, *The Method of Tragedy and History Applied*
- Michael Helfand, *Litigating Religion*
- Raymond Pierce, *The First Amendment "Under God": Reviewing the Coercion Test in Establishment of Religion Claims*
- Mark Strasser, *The Endorsement Test Is Alive and Well: A Cause for Celebration and Sorrow*

#### RELIGION, LAW, AND CULTURE

- Henry L. Chambers, Jr., *The Reconstruction Amendments: Abolishing the Law and Fulfilling the Law?*
- Sherman J. Clark, *To Teach and Persuade*
- Chaim Saiman, *Using Legal Doctrine to Teach Ethical Behavior*
- Jack L. Sammons, *Listening to Law*

#### WHO SHOULD INFLUENCE WHOM?

- Perry Dane, *The Anxiety of Influence: Legal Values and the Life of Faith*
- David Flatto, *Reflections on the Relationship Between Law and Power in Jewish, Islamic, Christian, and Western Jurisprudence*
- David W. Opderbeck, *Theology, Property, and Metaphysics*
- Zoë Robinson, *Privatization of Religion*

#### THE BIBLE AND THE LAW

- Barbara Armacost, *Justice and the Prophets*
- Tremper Longman III, *The Mosaic Law*
- David VanDrunen, *Creation, Fall, and the Patriarchs*
- Dallas Willard, *Jesus and the Law*
- Robert F. Cochran, Jr., *The Relevance of the Bible for the Law*

### TWO THEORIES OF RELIGIOUS ACCOMMODATION

*This session will focus on the clash of religious accommodation, gender equality, and individual identity. In so doing, the session will highlight the interaction between religious and secular sources of identity and authority in regulating the family.*

- Ayelet Shachar, with response by Marie Failinger, Paul Horwitz, Robin Fretwell Wilson
- Moderated by Michael Helfand

### 6 PM ▶ Conference Dinner Friday, February 24

### 8:30—10:15 AM ▶ Plenary Session IV

#### LAW, RELIGION, AND THE COMMON GOOD: REFLECTIONS ON THE CHALLENGES OF LATE MODERNITY

*This panel will address the descriptive and the prescriptive. Are Western culture and law taking a secular or a sacred turn? Should religious communities seek to transform culture and law, or merely seek what James Davison Hunter has called “faithful presence”? Panelists are likely to disagree over each question*

James Davison Hunter, with response by Patrick Brennan, Zachary R. Calo

- Steven D. Smith, with response by Edward J. Larson
- Moderated by Barbara Armacost

### 10:30 am—12 noon ▶ Breakout Sessions III

#### CONSCIENCE CLAUSES AND MEDICAL CARE PROVIDERS

- Matthew S. Bowman, *Access and Privacy*
- Caroline B. Newcombe, *Administrative Law and Conscience Clauses*
- Bettina B. Plevan, *Employers*
- Robin Fretwell Wilson, *Empowering Private Conscience*

#### IS RELIGION SPECIAL?

- Nathan Chapman, *Disentangling Conscience and Religion*
- Bruce Ledewitz, *Does the Evolution of Religion Undermine Religious Legal Theory or Fulfill It?*
- Micah Schwartzmann, *What If Religion Isn't Special?*
- Nelson Tebbe, *Secular Nonendorsement*

#### LEGISLATIVE PRAYER: SPEAKING WHOSE TRUTH TO WHICH POWER—THOUGHTS ON *Forsyth County, North Carolina v. Joyner*

- Scott W. Gaylord, J. Michael Johnson, Christopher C. Lund, Robert Luther III, Jeremy G. Mallory



### THE MINISTERIAL EXCEPTION

- Ian Bartrum, *Race and Religion: The Ministerial Exception Reexamined*
- Caroline Mala Corbin, *The Irony of Hosanna-Tabor*
- Paul Horwitz, *The Ministerial Exception and the Civic Duties of Institutions and Citizens*
- Michael P. Moreland, *Freedom of the Church and the Origins of Liberalism*
- Nora O'Callaghan, *Creative Minorities in a Naked Public Square: Challenges to Religious Institutions*

### INFLUENCE ON LAWYERS, JUDGES, LITIGANTS, AND LAW PROFESSORS

- John M. Breen and Lee J. Strang, *History of Catholic Legal Education*
- Howard Kislowicz, *Narratives of Religious Freedom Litigation: The Interaction of Law and Religion in Canada*
- Robert K. Vischer, *Love and Justice: Martin Luther King, Jr.'s Lessons for Lawyers*
- Kevin Walsh, *Roman Catholics on the Roberts and Rehnquist Courts*

### INTERNATIONAL & COMPARATIVE PERSPECTIVES, PART 2

- Dia Dabby, *Children Stuck in the Middle: Competing Claims of Law and Religion in Canada*
- Kuk-Woon (Kuyper) Lee, *Christian Jurisprudence in Multireligious and Rapidly Modernizing Society*
- Santiago Legarre, *The Virgin Mary in the Temple of Justice: How U.S. Jurisprudence Is Messing up Argentine Constitutional Principles*
- Mark L. Movsesian, *Crosses and Culture: Public Religious Symbols in the U.S. and Europe*
- Kyriaki Topidi, *Religious Diversity and Education in Multicultural Societies: Possibilities and Impossibilities in the European Union*

### RIGHTS AND RESPONSIBILITIES OF RELIGIOUS GROUPS ON CAMPUS

- Mary Jean Dolan, *The Reasonableness of a Religious Oath for Student Group Membership at a Public University*
- Richard Garnett, *Religious Freedom, Discrimination, and Pluralism*
- Lisa Shaw Roy, *Evangelicals and the First Amendment: Free Speech and Free Exercise*
- Timothy J. Tracey, *Demise of Equal Access and Christian Response*

### COMMERCIAL LAW

- Lyman Johnson, *Debarring Faithless Fiduciaries in Bankruptcy*
- Barak D. Richman, *Saving the First Amendment from Itself: Relief from the Sherman Act Against Rabbinc Cartels*
- Mark Scarberry, *Religion and Bankruptcy: Debt Forgiveness and the Common Good*
- Susan Stabile, *Catholic Universities and Mandatory Collective Bargaining*

### SECULARIZATION

- Patrick Brown, *Law, Religion, and the Dialectic of Secularization*
- Steven K. Green, "Good Fences Make Good Neighbors"—Distinguishing Interference and Influence
- John Hill, *John Stuart Mill and the "Final Inexplicability" of the Self, or Why Liberals Need the Soul*
- Mark C. Modak-Truran, *A Post-Secular Pluralistic Legitimation of Law*

## PLENARY RESPONDENTS AND MODERATORS

**BARBARA ARMACOST**, *Professor of Law, University of Virginia*, is a graduate of the University of Virginia, BS, JD, and Regent College of the University of British Columbia, MTS. She is the author of "Organizational Culture and Police Misconduct" (*George Washington Law Review*, 2004).

**PATRICK BRENNAN**, *Associate Dean of Academic Affairs, John F. Scarpa Chair in Catholic Legal Studies, and Professor of Law, Villanova University School of Law* is a graduate of Yale College, University of Toronto, MA, and UC Berkeley School of Law, JD. He is author of *Christian Legal Thought: Cases and Materials* (with William Brewbaker III, Foundation Press, forthcoming).

**ZACHARY R. CALO**, *Associate Professor of Law, Valparaiso University* is a graduate of Johns Hopkins University, BA, MA, University of Virginia School of Law, JD, PhD, and the University of Pennsylvania, PhD. His articles include "Catholicism, Liberalism, and Human Rights" (*Journal of Christian Legal Thought*, 2011).

**MOHAMMAD FADEL**, *Associate Professor of Law, University of Toronto Faculty of Law* is a graduate of the University of Virginia, the University of Chicago, PhD, and the University of Virginia School of Law, JD. His publications include "The True, the Good, and the Reasonable: The Theological and Ethical Roots of Public Reason in Islamic Law" (*Canadian Journal of Law and Jurisprudence*, 2008).

**MARIE FAILINGER**, *Professor of Law, Hamline University School of Law* is a graduate of Valparaiso University, BA, JD, and Yale University Law School, LL.M. She is the editor for the *Journal of Law and Religion* and her publications include "Levinas, Law Schools, and the Poor: They Stand over Us" (*Oklahoma City University Law Review*, 2010).

**CHAD FLANDERS**, *Assistant Professor of Law, St. Louis University School of Law* is a graduate of Hillsdale College, the University of Chicago, MA, PhD, and Yale Law School, JD. His publications include "The Mutability of Public Reason" (*Ratio Juris*, forthcoming).

**DAVID FLATTO**, *Assistant Professor of Law, Pennsylvania State University Dickinson School of Law* is a graduate of Yeshiva University, Columbia University, JD, and Harvard University, PhD. His publications include *Justice Unbound: Hebraic Jurists, and the Early Separation of Law from Power* (Harvard University Press, forthcoming).

**RICHARD GARNETT**, *Professor of Law and Associate Dean for Faculty Research, University of Notre Dame Law School* is a graduate of Duke University and Yale Law School, JD. He is author of *Two There Are: Understanding the Separation of Church and State* (Cambridge University Press, forthcoming).

**MICHAEL HELFAND**, *Associate Professor and Associate Director, Diane and Guilford Glazer Institute for Jewish Studies, Pepperdine University School of Law* is a graduate of Yeshiva University, BA, Yale University, JD, and Yale University, PhD. His publications include "Religious Arbitration and the New Multiculturalism: Negotiating Conflicting Legal Orders" (*New York University Law Review*, 2011).

**PAUL HORWITZ**, *Gordon Rosen Professor of Law, University of Alabama School of Law* is a graduate of McGill University, Columbia University, MS, University of Toronto, LL.B, and Columbia Law School, LL.M. He is author of *The Agnostic Age* (Oxford University Press, 2011).

**DOUGLAS KMIEC**, *Caruso Family Chair in Constitutional Law, Pepperdine University School of Law* is a graduate of Northwestern University, BA, and University of Southern California, JD. He is author of *Can a Catholic Support Him? Asking the Big Question About Barak Obama* (Overlook, 2008) and a former ambassador of the United States to Malta.

**EDWARD J. LARSON**, *University Professor of History and Hugh and Hazel Darling Chair in Law, Pepperdine University School of Law* is a graduate of Williams College, BA, University of Wisconsin, MA, PhD, and Harvard University, JD. He is author of *Summer for the Gods: The Scopes Trial and America's Continuing Debate over Science and Religion* (Basic Books 1997), for which he received the Pulitzer Prize.

**DEANELL R. TACHA**, *Duane and Kelly Roberts Dean and Professor of Law, Pepperdine University School of Law* is a graduate of University of Kansas, BA, and the University of Michigan School of Law, JD. She served as chief judge (2001-2007) and as circuit judge (since 1986) on the United States Court of Appeals for the 10th Circuit.

**EUGENE VOLOKH**, *Gary T. Schwartz Professor of Law, University of California, Los Angeles School of Law* is a graduate of University of California, Los Angeles, BS, JD. He is the author of *The Religion Clauses and Related Statutes* (Foundation Press, 2005).

**ROBIN FRETWELL WILSON**, *Class of 1958 Law Alumni Professor of Law and Law Alumni Faculty Fellow, Washington and Lee University School of Law* is a graduate of the University of Virginia School of Law, BA, JD. She is editor of *Same-Sex Marriage and Religious Liberty: Emerging Conflicts* (Rowman & Littlefield Publishers, Inc., 2008).

## BREAKOUT PANELISTS

**HELEN ALVARÉ**, *Associate Professor of Law, George Mason University School of Law* is a graduate of Villanova University, the Catholic University of America, MA (systematic theology), and Cornell University, JD. Her publications include "Beyond the Sex-Ed Wars: Addressing Disadvantaged Single Mothers' Search for Community" (*Akron Law Review*, 2011).

**REV. ROBERT JOHN ARAUJO**, *University Professor, Loyola University of Chicago School of Law* is a graduate of Georgetown University, BA, JD, Weston School of Theology, MDiv, STL, St. Michael's Institute, PhD, Oxford University, BCL, and Columbia University LLM, JSD. He is author of *Papal Diplomacy and the Quest for Peace at the United Nations - From Pius XII to Paul VI* (with John Lucal, SJ, St. Joseph's University Press, 2010).

**IAN BARTRUM**, *Associate Professor, University of Nevada, Las Vegas William S. Boyd School of Law* is a graduate of Hamilton College, Vermont Law School, JD, and Yale Law School, LLM. His articles include "The Constitutional Canon as Argumentative Metonymy" (*William and Mary Bill of Rights Journal*, 2009).

**MATTHEW S. BOWMAN**, *Legal Counsel, Alliance Defense Fund (ADF)* is a graduate of Ave Maria School of Law, JD, clerked at the Third Circuit and the District of Arizona, and is a member of the Life Litigation Project at ADF. He has litigated Conscience Clause cases around the United States.

**JOHN M. BREEN**, *Professor of Law, Loyola University of Chicago School of Law* is a graduate of the University of Notre Dame and Harvard University, JD. His publications include "The Road Not Taken: Catholic Legal Education at the Middle of the 20th Century" (with Lee Strang, *American Journal of Legal History*, 2011).

**PATRICK BROWN**, *Visiting Assistant Professor of Law, Seattle University School of Law* is a graduate of Boston College, BA, MA, PhD, and the University of Washington School of Law, JD. His publications include "The Task of 'Aiming Excessively High and Far': The Early Lonergan and the Challenge of Theory in Catholic Social Thought" (*Theological Studies*, 2011).

**ALAN BROWNSTEIN**, *Professor of Law and Boochever and Byrd Chair for the Study and Teaching of Freedom and Equality, University of California Davis School of Law* is a graduate of Antioch College and Harvard University, JD. He is author of "Gays, Jews, and Other Strangers in a Strange Land: The Case for Reciprocal Accommodation of Religious Liberty and the Right of Same-Sex Couples to Marry" (*University of San Francisco Law Review*, 2010).

**BRUCE N. CAMERON**, *Reed Larson Professor of Labor Law, Regent University School of Law* is a graduate of Andrews University and Emory University School of Law, JD. He is the author of a number of publications as well as www.GoBible.org's online weekly Bible studies.

**EOIN CAROLAN**, *Barrister and Lecturer in Law, University College Dublin School of Law* is a graduate of Trinity College, LLB, PhD, and the University of Cambridge, LLM. He is author of *The New Separation of Powers: A Theory for the Modern State* (Oxford University Press, 2009).

**KRISTEN CARPENTER**, *Associate Dean for Faculty Development and Associate Professor of Law, University of Colorado Law School* is a graduate of Dartmouth College and Harvard Law School, JD. She is author of *The Indian Civil Rights Act at 40* (M. Fletcher and A. Riley, eds., UCLA American Indian Studies Center, 2011).

**HENRY L. CHAMBERS, JR.**, *Professor of Law, University of Richmond School of Law* is a graduate of the University of Virginia and the University of Virginia School of Law, JD. His publications include "Much Ado About Nothing Much: Protestant Episcopal Church in the Diocese of Virginia v. Truro Church" (with Isaac McBeth, *University of Richmond Law Review*, 2010).

**NATHAN CHAPMAN**, *Executive Director at the Stanford Constitutional Law Center, Stanford Law School* is a graduate of Belmont University, Duke Divinity School, and Duke University School of Law. His publications include "Law Asks for Trust" (Religious Legal Theory Symposium, *St. John's Law Review*, 2011).

**TREY CHILDRESS**, *Associate Professor of Law, Pepperdine University School of Law* is a graduate of the University of Virginia, BA, Oxford Brookes University, MA, and Duke University, JD, LLM. His publications include "The Alien Tort Statute, Federalism, and the Next Wave of International Law Litigation" (*Georgetown Law Journal*, 2012).

**SHERMAN J. CLARK**, *Kirkland & Ellis Professor of Law, University of Michigan Law School* is a graduate of Towson State University and Harvard Law School, JD. His publications include "Neoclassical Public Virtues: Towards an Aretaic Theory of Law-Making (and Law Teaching)" in *Virtue in the Law* (Hart Publishing, forthcoming).

**ROBERT F. COCHRAN, JR.**, *Louis D. Brandis Professor of Law and Director, Herbert and Elinor Nootbaar Institute on Law, Religion, and Ethics, Pepperdine University School of Law* is a graduate of Carson-Newman College, BA, and the University of Virginia, JD. He is the editor of Social Science Research Network's (SSRN) *Law and Religion eJournal* and coeditor of *Christian Perspectives on Legal Thought* (with Michael McConnell and Angela Carmella, Yale, 2001).

**CAROLINE MALA CORBIN**, *Associate Professor, University of Miami School of Law* is a graduate of Harvard University, and Columbia Law School, JD. Her publications include "Nonbelievers and Government Religious Speech" (*Iowa Law Review*, forthcoming).

**DIA DABBY**, *Doctoral Candidate (DCL), McGill University* is a graduate of McGill University, BA, and the Université de Montréal, LLB, LL.M. She is affiliated with the McGill Centre for Human Rights and Legal Pluralism and the Institute of Comparative Law.

**AUSTIN DACEY**, *Representative to the United Nations for the International Humanist and Ethical Union*, is a graduate of Bowling Green State University, PhD. He is the creator of the Impossible Music Sessions, a New York City forum for banned music from around the world.

**PERRY DANE**, *Professor of Law, Rutgers School of Law - Camden* is a graduate of Yale College and Yale Law School, JD. His publications include "A Holy Secular Institution" (*Emory Law Journal*, 2009).

**MARC O. DEGIROLAMI**, *Assistant Professor of Law, St. John's University School of Law* is a graduate of Duke University, Harvard University, MA, Boston University School of Law, JD, and Columbia University School of Law, LL.M, JSD. He is author of *Tragedy and History: The Quality of Religious Liberty* (Harvard University Press, forthcoming).

**MARY JEAN DOLAN**, *Assistant Professor of Law, John Marshall School of Law* is a graduate of the University of Notre Dame and Northwestern University School of Law, JD. Her publications include "The Cross National Memorial: At the Intersection of Speech and Religion" (*Case Western Reserve Law Review*, 2011).

**SCOTT W. GAYLORD**, *Associate Professor of Law, Elon University School of Law* is a graduate of Colgate University and University of Notre Dame Law School, JD. His publications include "When the Exception Becomes the Rule: *Marsh* and Sectarian Legislative Prayer Post-Summum" (*University of Cincinnati Law Review*, 2011).

**FREDERICK MARK GEDICKS**, *Guy Anderson Chair and Professor of Law, Brigham Young University J. Reuben Clark Law School* is a graduate of Brigham Young University and the University of Southern California, JD. His publications include "The Recurring Paradox of Groups in the Public State" (*Utah Law Review*, 2010).

**NAOMI GOODNO**, *Associate Professor of Law, Pepperdine University School of Law* is a graduate of Princeton University, AB, and UC Berkeley School of Law, JD. She is author of *Global Criminal Prosecutions: Should Criminal Laws Follow U.S. Citizens Overseas?* (forthcoming).

**STEVEN K. GREEN**, *Fred H. Paulus Professor of Law and Director of the Center for Law, Religion, and Democracy, Willamette University College of Law* is a graduate of Texas Christian University, the University of North Carolina, MA, the University of North Carolina, PhD, and the University of Texas, JD. He is the author of *The Second Disestablishment: Church and State in 19<sup>th</sup>-Century America* (Oxford University Press, 2010).

**JOHN HILL**, *Professor of Law, Indiana University Robert H. McKinney School of Law* is a graduate of Northern Illinois University and Georgetown University, JD. He is author of *The Political Centrist* (Vanderbilt University Press, 2009).

**J. MICHAEL JOHNSON**, *Dean, Louisiana College Judge Paul Pressler School of Law* is a graduate of Louisiana State University and Louisiana State University's Paul M. Herbert Law Center, JD. He is recipient of the "Champions for the Faith" award (2011) and Alliance Defense Fund's Honor Guard award (2003).

**LYMAN JOHNSON**, *Robert O. Bentley Professor of Law, Washington and Lee University School of Law, and Lejeune Distinguished Chair in Law, University of St. Thomas School of Law* is a graduate of Carleton College and the University of Minnesota, JD. His publications include "Counter-Narrative in Corporate Law: Saints and Sinners, Apostles and Epistles" (*Michigan State Law Review*, 2009).

**HOWARD KISLOWICZ**, *SJD Student, University of Toronto* is a graduate of McGill University, BA, BCL/LLB, and the University of Toronto, LL.M. His recent publications include "Judging the Rules of Belonging" (*University of British Columbia Law Review*, 2011).

**BRUCE LEDEWITZ**, *Professor of Law, Duquesne University School of Law* is a graduate of Georgetown University, BSFS, and Yale University, JD. He is author of *Church, State, and the Crisis in American Secularism* (Indiana University Press, 2011).

**KUK-WOON (KUYPER) LEE**, *Law Professor, Handong Global University, South Korea* is a graduate of Seoul National University, Korea, PhD. He is the editor of *Worldview Magazine*, a magazine which is published in South Korea and addresses issues of Christianity and culture.

**SANTIAGO LEGARRE**, *Professor of Human Rights, Universidad Católica Argentina* is a graduate of Universidad Católica Argentina, LLB, University of Oxford, MSt, and Universidad de Buenos Aires, PhD. He is currently part of the Global Visiting Faculty for the Paul M. Hebert Law Center at Louisiana State University.

**TREMPER LONGMAN III**, *Robert H. Gundry Professor of Biblical Studies, Westmont College* is a graduate of Ohio Wesleyan University, Westminster Theological Seminary, MDiv, and Yale University, PhD. His books include *A Biblical History of Israel* (with Iain Provan and Phillip Long, Westminster John Knox, 2003).

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