

MICHAEL T. MORLEY

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EDUCATION

YALE LAW SCHOOL, J.D., New Haven, CT (2003)

- *Yale Law Journal* – Senior Editor
- *Yale Law & Policy Review* – Articles Editor, Submissions Editor, Developments Editor
- Thurman Arnold Prize for Best Oralist, Morris Tyler Moot Court of Appeals (2002)
- National Winner, William W. Greenhalgh Legal Writing Competition, sponsored by the ABA Criminal Justice Section (2003)

PRINCETON UNIVERSITY, A.B., Princeton, NJ (2000)

- graduated *magna cum laude*
- majored in Bioethics and Public Policy in the Woodrow Wilson School of Public & International Affairs
- *Princeton University Law Journal* – Founder, Editor-in-Chief

CURRENT POSITION

FLORIDA STATE UNIVERSITY COLLEGE OF LAW, Tallahassee, FL (May 2018 – present)

Assistant Professor of Law—Election Law, Federal Courts, Remedies, Legislation & Regulation

TEACHING FELLOWSHIP

HARVARD LAW SCHOOL, Cambridge, MA (July 2012 – June 2014)

Climenko Fellow & Lecturer on Law

Courses Taught: Legal Research & Writing
 Election Litigation & Civil Procedure

CLERKSHIP

JUDGE GERALD BARD TJOFLAT

U.S. Court of Appeals for the Eleventh Circuit – Jacksonville, FL (June 2003 – Aug. 2004)

PUBLICATIONS

The Independent State Legislature Doctrine, 90 FORDHAM L. REV. 501 (2021).

Interpreting Injunctions (with F. Andrew Hessick), 107 VA. L. REV. 1059 (2021).

The Framers' Inadvertent Gift: The Electoral College and the Constitutional Infirmities of the National Popular Vote Compact, 15 HARV. L. & POL'Y REV. 81 (2021).

The Independent State Legislature Doctrine, Federal Elections, and State Constitutions, 55 GA. L. REV. 1 (2021).

Vertical Stare Decisis and Three-Judge District Courts, 108 GEO. L.J. 699 (2020).

Book Review, *Litigating Imperfect Solutions: State Constitutional Claims in Federal Court*, 35 CONST. COMMENT. 401 (2020).

The Enforcement Act of 1870, Federal Jurisdiction Over Election Contests, and the Political Question Doctrine, 72 FLA. L. REV. 1153 (2020).

Bush v. Gore's Uniformity Principle and the Equal Protection Right to Vote, 28 GEO. MASON L. REV. 229 (2020).

Disaggregating the History of Nationwide Injunctions: A Response to Professor Sohoni, 72 ALA. L. REV. 239 (2020).

Postponing Federal Elections Due to Election Emergencies, 77 WASH. & LEE L. REV. ONLINE 179 (2020).

Bush v. Gore in a Historical Perspective, HIST. REV., FLA. SUP. CT. HIST. SOC'Y 8 (Fall/Winter 2020), https://flcourthistory.org/resources/Documents/2020Magazine/Historical_Review_Fall2020-web.pdf.

Disaggregating Nationwide Injunctions, 71 ALA. L. REV. 1 (2020).

Discussion on Nationwide Injunctions: Panelist Remarks, 24 TEX. REV. L. & POL. 329 (2020)

Book Review, *Republicans and the Voting Rights Act*, 54 TULSA L. REV. 281 (2019) (invited contribution to special issue).

Beyond the Elements: Erie and the Standards for Preliminary and Permanent Injunctions, 52 AKRON L. REV. 457 (2019) (invited symposium piece).

Prophylactic Redistricting? Congress's Section 5 Power and the New Equal Protection Right to Vote, 59 WM. & MARY L. REV. 2053 (2018).

Spokeo: The Quasi-Hohfeldian Plaintiff and the Non-Federal Federal Question 25 GEO. MASON L. REV. 583 (2018).

Election Emergencies: Voting in the Wake of Natural Disasters and Terrorist Attacks, 67 EMORY L.J. 545 (2018).

The Federal Equity Power, 59 B.C. L. REV. 217 (2018).

The Disparate Impact Canon, 166 U. PENN. L. REV. ONLINE 249 (2018).

Nationwide Injunctions, Rule 23(b)(2), and the Remedial Powers of the Lower Courts, 97 B.U. L. REV. 615 (2016) – quoted in *Trump v. Hawaii*, 138 S. Ct. 2392, 2429 (2018) (Thomas, J., concurring).

Reforming the Contested Convention: Rethinking the Presidential Nomination Process, 85 FORDHAM L. REV. 1073 (2016).

Dismantling the Unitary Electoral System? Uncooperative Federalism in State and Local Elections, 111 NW. U. L. REV. ONLINE 103 (2016).

De Facto Class Actions? Plaintiff- and Defendant-Oriented Injunctions in Election Law, Voting Rights and Other Constitutional Cases, 39 HARV. J.L. & PUB. POL'Y 487 (2016) – quoted in *Trump v. Hawaii*, 138 S. Ct. 2392, 2429 (2018) (Thomas, J., concurring).

Non-Contentious Jurisdiction and Consent Decrees, 19 U. PENN. J. CONST. L. ONLINE 1 (2016).

Contingent Constitutionality, Legislative Facts, and Campaign Finance, 43 FLA. ST. U. L. REV. 679 (2016).

The New Elections Clause, 91 NOTRE DAME L. REV. ONLINE 79 (2016).

The Intratextual Independent “Legislature” and the Elections Clause, 109 NW. U. L. REV. 847 (2015); 109 NW. U. L. REV. ONLINE 131 (2015) – quoted in *Arizona State Legislature v. Arizona Indep. Redistricting Comm’n*, 135 S. Ct. 2652, 2679 (2015) (Roberts, C.J., dissenting).

Remedial Equilibration and the Right to Vote Under Section 2 of the Fourteenth Amendment, 2015 U. CHI. L. FORUM 279.

Reverse Nullification and Executive Discretion, 17 U. PA. J. CONST. L. 1283 (2015).

Rethinking the Right to Vote Under State Constitutions, 67 VAND. L. REV. EN BANC 189 (2014).

Public Law at the Cathedral: Enjoining the Government, 35 CARDOZO L. REV. 2453 (2014).

Enforcing Equality: Statutory Injunctions, Equitable Balancing Under eBay, and the Civil Rights Act of 1964, 2014 U. CHI. L. FORUM 177.

Avoiding Adversarial Adjudication, 41 FLA. ST. U. L. REV. 291 (2014).

Consent of the Governed or Consent of the Government? The Problem of Consent Decrees in Government-Defendant Cases, 16 U. PENN. J. CONST. L. 637 (2014).

The Case Against a Specialized Court for Federal Benefits Appeals, 17 FED. CIR. B.J. 379 (2008) (won Paralyzed Veterans of America nationwide legal writing competition).

To Catch a Killer: Roadblocks and the Fourth Amendment, 18 CRIM. JUST. 26 (Fall 2003) (won ABA Criminal Justice Section nationwide legal writing competition).

Developments in Law & Policy: Emerging Issues in Family Law, 21 YALE L. & POL'Y REV. 169 (2003) (with co-authors).

Note, *Increasing the Supply of Organs for Transplantation Through Paired Organ Exchanges*, 21 YALE L. & POL'Y REV. 221 (2003).

Case Comment, *“Exceedingly Vexed and Difficult”*: *Games and the First Amendment*, 112 YALE L.J. 361 (2002).

Note, *The Law of Nations and the Offenses Clause of the Constitution: A Defense of Federalism*, 112 YALE L.J. 109 (2002).

Note, *Proxy Consent to Organ Donation by Incompetents*, 111 YALE L.J. 1215 (2002).

FORTHCOMING PUBLICATIONS AND WORKS IN PROGRESS

Erroneous Injunctions, EMORY L.J. (forthcoming 2022).

Election Emergencies: Voting in Times of Pandemic, WASH. & LEE L. REV. (forthcoming 2022).

Enjoining Private Rights of Action, NOTRE DAME L. REV. (forthcoming 2022) (work-in-progress).

Ascertaining Presidential Elections, STAN. L. REV. ONLINE (forthcoming 2022) (work-in-progress).

The Law of the Electoral College (work-in-progress).

BOOK CHAPTERS

Election Emergencies, in OXFORD HANDBOOK OF AMERICAN ELECTION LAW (Oxford Univ. Press 2022) (forthcoming)

Floor Fight: Protecting the Presidential Nomination Process from Last-Minute Manipulation of the Rules for National Party Conventions, in THE BEST CANDIDATE: PRESIDENTIAL NOMINATIONS IN POLARIZED TIMES (Eugene Mazo & Michael Dimino, eds., Cambridge Univ. Press 2020), available at https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3417959.

PROFESSIONAL ASSOCIATIONS AND OTHER APPOINTMENTS

American Law Institute

Elected Member

Advisor, *Restatement (Third) of Torts: Remedies*

Appointed by Florida Governor Ron DeSantis to the Florida Criminal Punishment Code Task Force (2019-20)

U.S. Commission on Civil Rights – Florida Advisory Committee member

American Association of Law Schools (AALS) Election Law Section – Chair (present), Chair-Elect (2020-21), Secretary (2019-20), Executive Board member (2018-19)

AALS Remedies Section – Executive Board member (2020-present)

UCI Law School Fair Elections and Free Speech Center – Advisory Board member

National Task Force on Election Crises – Executive Committee member

Task Force on American Electoral Reform, Voting Systems and Primaries working group - member

Princeton University, Alumni Schools Committee, Northern Florida co-chair (2019-present).

Ad Hoc Committee for 2020 Election Fairness and Legitimacy – member

<https://www.law.uci.edu/faculty/full-time/hasen/2020ElectionReport.pdf>.

CONGRESSIONAL AND OTHER GOVERNMENTAL TESTIMONY/PRESENTATIONS

Testimony before the U.S. House of Representatives Committee on the Judiciary, Subcommittee on the Courts, Intellectual Property, and the Internet on “The Supreme Court’s Shadow Docket” (Feb. 18, 2021) (online hearing), <https://judiciary.house.gov/calendar/eventsingle.aspx?EventID=4371>.

Participated on panel for the U.S. Election Assistance Commission, chaired by Commissioner Donald Palmer, on *Election Emergency Laws and COVID-19* (May 4, 2020), <https://www.youtube.com/watch?v=cHNeN8WRyBU>.

Testimony before the U.S. House of Representatives Committee on the Judiciary, Subcommittee on the Constitution, Civil Rights and Civil Liberties on “Congressional Authority to Protect Voting Rights After *Shelby County v. Holder*,” Washington, DC (Sept. 24, 2019), <https://judiciary.house.gov/calendar/eventsingle.aspx?EventID=2236>.

Testimony before U.S. House of Representatives, Committee on the Judiciary, Subcommittee on the Constitution, Civil Rights and Civil Liberties, Field Hearing (Houston, TX), *Enforcement of the Voting Rights Act in the State of Texas*, (May 3, 2019), <https://www.facebook.com/CongresswomanSheilaJacksonLee/videos/live-house-judiciary-committee-on-enforcement-of-the-voting-rights-act-in-texas-/1088861151305416/>.

Presentation before U.S. Election Assistance Commission, Standards Board, *Elections and Disaster Recovery* (Apr. 19, 2018).

Testimony before U.S. House of Representatives, Judiciary Committee, Subcommittee on Courts, Intellectual Property and the Internet, *The Role and Impact of Nationwide Injunctions by District Courts* (Nov. 30, 2017), <https://judiciary.house.gov/hearing/role-impact-nationwide-injunctions-district-courts/>.

AMICUS BRIEFS IN PROFESSIONAL CAPACITY

Chiafalo v. Washington, No. 19-465 & *Baca v. Colo. Dep’t of State*, No. 19-518 (2020) (merits stage), https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3558224.

Amicus Brief of Professor Michael T. Morley in Support of Neither Party, *Baca v. Colo. Dep’t of State*, No. 19-518 (Nov. 2019) (certiorari stage), https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3490795

EDITORIALS, BLOG POSTS, AND OTHER ONLINE WORK

Why Bush v. Gore Hangs Over This Election and its Aftermath, BOSTON GLOBE (Nov. 2, 2020), <https://www.bostonglobe.com/2020/11/02/opinion/why-bush-v-gore-hangs-over-this-election-its-aftermath/> (appeared in print Sunday, Nov. 15, 2020).

#LookingBack Virtual Symposium: *The Foundations for a Sound Electoral System*, ELECTION LAW BLOG (Nov. 9, 2020), <https://electionlawblog.org/?p=118390>.

#2DaysOut Virtual Symposium: *The Vulnerabilities and Indeterminacy of the Presidential Election Process*, ELECTION LAW BLOG (Nov. 1, 2020), <https://electionlawblog.org/?p=117955>.

Election Modifications to Avoid During the COVID-19 Pandemic, LAWFARE BLOG (Apr. 17, 2020), <https://www.lawfareblog.com/election-modifications-avoid-during-covid-19-pandemic>.

Election Emergencies at the Supreme Court, ELECTION LAW BLOG (Apr. 6, 2020), <https://electionlawblog.org/?p=110459>.

Election Emergencies: Coronavirus and the Ohio 2020 Primaries, ELECTION LAW BLOG (Mar. 17, 2020), <https://electionlawblog.org/?p=110047>.

Congressional Intent and the Shadow Docket, HARV. L. REV. BLOG (Jan. 24, 2020), <https://blog.harvardlawreview.org/congressional-intent-and-the-shadow-docket/>

Michael Morley: Rucho, Legal Fictions, and the Judicial Models of Voters, ELECTION LAW BLOG (July 4, 2019) (invited piece for online symposium on the Supreme Court's ruling in *Rucho*), <https://electionlawblog.org/?p=106008>.

Panelist on Central Florida 100, ORLANDO SENTINEL (2015-17).

Guest blogger at PRAWFSBLAWG (Oct.-Nov. 2016, Oct. 2017).

The Twenty-Sixth Amendment, NATIONAL CONSTITUTION CENTER INTERACTIVE CONSTITUTION, <https://constitutioncenter.org/interactive-constitution/amendments/amendment-xxvi> (with Dean Jocelyn Benson).

Felon Rights? Don't Let Lawbreakers Elect Soft-on-Crime Lawmakers, ORLANDO SENTINEL, June 13, 2017, <http://www.orlandosentinel.com/opinion/os-ed-no-rights-for-felons-front-burner-20170613-story.html> (opposing viewpoint piece against former Governor Charlie Crist).

Rick Scott Right to Refuse Extending Voter Registration Deadline, THE HILL, Oct. 7, 2016, <http://thehill.com/blogs/pundits-blog/campaign/299873-fla-gov-rick-scott-was-right-to-refuse-extending-voter>.

Newby and Necessity, JURIST, Oct. 2, 2016, <http://www.jurist.org/forum/2016/10/newby-and-necessity.php>.

The Unanswered Questions in Evenwel: Voters, Undocumented Immigrants and the American Political Community, JURIST, Apr. 23, 2016, <http://www.jurist.org/forum/2016/04/michael-morley-unanswered-evenwel.php>.

The Elections Clause, NATIONAL CONSTITUTION CENTER INTERACTIVE CONSTITUTION, <http://constitutioncenter.org/interactive-constitution/interpretations/elections-clause-morley-tolson> (with Prof. Franita Tolson).

Enforcing the Elections Clause by Preserving the Role of Legislatures, NATIONAL CONSTITUTION CENTER INTERACTIVE CONSTITUTION, <https://constitutioncenter.org/interactive-constitution/interpretation/article-i/clauses/750#enforcing-the-elections-clause-by-preserving-the-role-of-legislatures-morle>.

State High Court Picks Procedure Over Justice, ORLANDO SENTINEL, May 3, 2016, <http://www.orlandosentinel.com/opinion/os-ed-blaxton-supreme-court-ruling-050516-20160503-story.html>.

The Unanswered Questions in Evenwel: Voters, Undocumented Immigrants, and the American Political Community, JURIST, Apr. 23, 2016, www.jurist.org/forum/2016/04/michael-morley-unanswered-evenwel.php.

Justice Scalia Fearlessly Enforced Constitution, ORLANDO SENTINEL, Feb. 16, 2016, <http://www.orlandosentinel.com/opinion/os-ed-justice-antonin-scalia-death-021616-20160215-story.html>.

A Fourth Path in Evenwel: What Campaign Finance Jurisprudence Tells Us About Legislative Redistricting, BALKINIZATION (Dec. 2, 2015), <http://balkin.blogspot.com/2015/12/a-fourth-path-in-evenwel-what-campaign.html>.

Michael Morley on the SCOTUS AZ Redistricting Decision, ELECTION LAW BLOG (June 30, 2015), <https://electionlawblog.org/?p=73927>.

TELEVISION AND RADIO APPEARANCES

Bret Baier, *William Barr Resigns as Attorney General*, etc., FOX NEWS (Dec. 14, 2020).

US Election Live Updates: Biden Takes Michigan, DEUTSCHE WELLE (DW) (Nov. 4, 2020), <https://smenews.org/2020/11/05/us-election-live-updates-biden-takes-michigan/>.

Chiafalo v. Washington Challenges Faithless Electors, COURT TV (May 13, 2020), <https://www.courttv.com/title/5-13-20-scotus-chifalo-v-washington-challenges-faithless-electors/>

Jacqui Heinrich, *States Scramble for Alternatives to In-Person Voting Amid Coronavirus Panic*, FOX NEWS (Apr. 22, 2020), <https://www.foxnews.com/politics/coronavirus-in-person-voting-alternatives-states>.

Prof. Morley: Everything Is On a State-by-State Basis, DEUTSCHE WELLE (DW) NEWS (Apr. 11, 2020), <https://www.dw.com/en/prof-morley-everything-is-on-a-state-by-state-basis/av-55503467>.

Lynn Hatter, *Gun Sales Surge Amid Growing Movement Restrictions as Officials Try to “Slow the Spread” of COVID-19*, WFSU (Mar. 27, 2020), <https://news.wfsu.org/post/gun-sales-surge-amid-growing-movement-restrictions-officials-try-slow-spread-covid-19>

Pam Fessler, *As Coronavirus Delays Primary Season, States Weigh Expanding Absentee Voting*, NPR MORNING EDITION (Mar. 24, 2020), <https://www.npr.org/2020/03/24/820232540/as-coronavirus-delays-primary-season-states-weigh-expanding-absentee-voting>

Top of Mind with Julie Rose, *Citizens United, Boxed Slave, Living Concrete*, BYU RADIO (Jan. 22, 2020), <http://www.byuradio.org/episode/bd4d4892-6892-4728-b14e-ecb7e4a7f75b/top-of-mind-with-julie-rose-citizens-united-boxed-slave-living-concrete?playhead=965&autoplay=true>

Ryan Dailey, *Capital Report: Constitutional Law Professor Weighs In On Judge Walker's Ballot Order Ruling*, WFSU PUBLIC MEDIA (Nov. 22, 2019), <https://news.wfsu.org/post/capital-report-constitutional-law-professor-weighs-judge-walkers-ballot-order-ruling>

Alan Nathan Show, Main Street Radio Network, *Trump Seeks to Limit Judges Powers on Injunctions* (May 13, 2019, 1:51 EST), <http://www.mainstreetradionetwork.com/audio/shows/BATTLELINE-HR2-190513.mp3> (starts at 48:28).

Leon County Continues Manual Recounts Friday, ABC 27 WTXL (Nov. 16, 2018), http://www.wtxl.com/news/leon-county-continues-manual-recounts-friday/article_4e11673c-e997-11e8-b7e8-ab32c3fd35be.html.

Analyzing Manual Ballot Recount in Florida Races, ABC 27 WTXL (Nov. 15, 2018), http://www.wtxl.com/news/analyzing-manual-ballot-recount-in-florida-races/article_574a0260-e91e-11e8-8d60-479717c9a333.html.

C-SPAN, *Michael Morley on Recounts in the Florida Governor and Senate Races*, WASH. J. (Nov. 14, 2018), <https://www.c-span.org/video/?454484-4/washington-journal-michael-morley-discusses-florida-recounts-governor-senate-races>.

Steve Mistler, *Ranked-Choice Vote Tally Resumes in Maine's Second District Race as Poliquin Seeks to Stop It*, ME. PUB. RADIO (Nov. 14, 2018), <http://www.mainepublic.org/post/ranked-choice-tally-resumes-maines-2nd-district-race-poliquin-seeks-stop-it>.

Steve Mistler, *In Tight Race, Maine Republican Sues to Block State's Ranked-Choice Voting Law*, ME. PUB. RADIO (Nov. 13, 2018), <http://www.mainepublic.org/post/facing-defeat-maine-republican-sues-block-states-ranked-choice-voting-law/>; accord <https://www.npr.org/2018/11/13/667435326/facing-defeat-maine-republican-sues-to-block-states-ranked-choice-voting-law>.

Miami-Dade Starts Recount Process, Broward on Sunday, NBC 6 MIAMI (Nov. 10, 2018), https://www.nbcmiami.com/on-air/as-seen-on/Miami-Dade-Starts-Recount-Process-Broward-Sunday_Miami-500219551.html.

Ryan Gorman, *FSU Law Professor Michael Morley*, PM TAMPA BAY, IHEARTRADIO (Nov. 9, 2018), <https://www.iheart.com/podcast/960-pm-tampa-bay-29061869/episode/fsu-law-professor-michael-morley-11918-30132159/>

Matthew Peddie, *Intersection: Recount; Nursing Education; Maker Faire*, 90.7 WFME (Nov. 9, 2018), <https://www.wmfe.org/intersection-recount-nursing-education-maker-faire/93402>; accord <https://www.npr.org/podcasts/493812715/90-7-w-m-f-e-s-intersection>

Good Day Orlando, *Florida Senate Race Continues Towards a Recount, as Lead Remains Small*, FOX 35 (Nov. 8, 2018), <http://www.fox35orlando.com/news/politics/florida-senate-race-continues-towards-a-recount-as-lead-remains-small>

Election Workers to Meet Amid Likely Recount in Senate Race, WKMG NEWS 6 CLICKORLANDO (Nov. 8, 2018), <http://mms.tveyes.com/MediaCenterPlayer.aspx?u=aHR0cDovL21lZGlhY2VudGVyLnR2ZXllcy5jb20vZG93bmxvYWRnYXRld2F5LmFzcHg%2FVXNlckIEPTUwMjkzMCZNREIEPTewNzAxNjg3Jk1EU2VIZD01MTMmVHlwZT1NZWRpYQ%3D%3D>.

Experts: Senate Recount Won't Have Huge Impact, FOX 35 NEWS (Nov. 7, 2018), <http://www.fox35orlando.com/news/politics/experts-senate-recount-won-t-have-huge-impact>

John Legend Pushes Voting Rights Amendment, FOX 35 NEWS (Oct. 3, 2018), <http://www.fox35orlando.com/news/local-news/john-legend-pushes-voting-restoration-amendment>

Good Day Orlando, Amendment 4: Voting Rights for Felons, FOX NEWS 35 (Oct. 3, 2018), <http://www.fox35orlando.com/good-day/363659813-video>

Local Professors React to Kavanaugh Hearings, WCTV.TV (Sept. 6, 2018), <http://www.wctv.tv/content/news/Local-professors-react-to-Kavanaugh-hearings-492567261.html>

Staffing Shakeups, NEWS 13 (Aug. 1, 2017), <https://www.youtube.com/watch?v=QtqoFr6W1qE&feature=youtu.be>

Cuba Policy Rollback, NEWS 13 (June 22, 2017), <https://www.youtube.com/watch?v=I3IEBvx3rNc&feature=youtu.be>

Director Comey Fired, NEWS 13 (May 10, 2017), <https://www.youtube.com/watch?v=InXj2TpZqCk&feature=youtu.be>.

Common Ground: Substitution of State Attorney for Refusing to Consider Seeking the Death Penalty, NEWS 13 (Mar. 27, 2017), <https://www.youtube.com/watch?v=RSbrT4AaoHo&feature=youtu.be>.

Action 9 Investigates Well-Known Firm, WFTV (Sept. 28, 2016), <http://www.wftv.com/news/action-9/action-9-investigates-well-known-law-firm/450692396>.

Good Day Orlando, FOX NEWS 35 (June 4, 2016).

In-Depth: Replacing Justice Antonin Scalia, NEWS 13 (Mar. 7, 2016), <https://www.youtube.com/watch?v=vXwJNOoHmcc>.

In-Depth: Churches and Same-Sex Marriage Laws, NEWS 13 (Sept. 11, 2015), <https://www.youtube.com/watch?v=8N0tTsE-Zgk&feature=youtu.be>.

In-Depth: Re-Drawing Florida's Districts, NEWS 13 (Aug. 14, 2015), <https://www.youtube.com/watch?v=1HOq9T1Vyo&feature=youtu.be>.

PODCASTS AND TELEFORUMS

The Contested Election of 1876, FREE AND FAIR WITH FRANITA AND FOLEY and NATIONAL CONSTITUTION CENTER: WE THE PEOPLE PODCAST (Oct. 12, 2020), <https://constitutioncenter.org/interactive-constitution/town-hall-video/free-and-fair-with-franita-and-foley-live-the-contested-election-of-1876>.

Faithless Electors & the Electoral College [POLICYbrief] (Oct. 7, 2020), <https://fedsoc.org/commentary/videos/faithless-electors-the-electoral-college-policybrief>.

Colo. Dep't of State v. Baca and Chiafalo v. Washington Post-Argument Analysis, SCOTUSCAST (June 9, 2020), <https://fedsoc.org/commentary/podcasts/co-dept-of-state-v-baca-and-chiafalo-v-wa-post-argument-scotuscast>

Voting, Coronavirus, and the Constitution, NATIONAL CONSTITUTION CENTER: WE THE PEOPLE PODCAST (May 28, 2020), <https://constitutioncenter.org/interactive-constitution/podcast/voting-coronavirus-and-the-constitution>.

Panelist, *Ohio Election Delays and COVID-19*, FEDERALIST SOCIETY TELEFORUM (Apr. 3, 2020), <https://fedsoc.org/events/ohio-election-delays-and-covid-19>.

Michael Morley on Election Emergencies, IPSE DIXIT PODCAST (Mar. 31, 2020), <https://shows.acast.com/ipse-dixit/episodes/michael-morley-on-election-emergencies>.

Interview on *Voting in the Time of the Virus*, FREE AND FAIR WITH FRANITA AND FOLEY PODCAST (Mar. 19, 2020), <https://soundcloud.com/freeandfair/voting-in-the-time-of-the-virus>

Interview on District Court Ruling Striking Down Ballot-Order Law, FLORIDA SUNSHINE (Nov. 21, 2019), <https://sunrise.fireside.fm/51>

Election Law, LAW TO FACT (Nov. 5, 2019), <https://www.lawtofact.com/podcast/episode/4a33d095/election-law>

Michael Morley on the "Independent State Legislature Doctrine," IPSE DIXIT PODCAST (Oct. 31, 2019), <https://shows.pippa.io/ipse-dixit/episodes/michael-morley-on-the-independent-state-legislature-doctrine>.

Nutraceutical Corp. v. Lambert, POST-DECISION SCOTUSCAST (May 13, 2019), <https://fedsoc.org/commentary/podcasts/nutraceutical-corp-v-lambert-post-decision-scotuscast>.

How to Interpret Statutes, LAW TO FACT (Apr. 11, 2019), <https://www.listenotes.com/da/podcasts/law-to-fact/how-to-interpret-statutes-uR0k7BP3FOD/>

Michael Morley on "Nationwide Injunctions," IPSE DIXIT PODCAST (Feb. 12, 2019), <https://shows.pippa.io/ipse-dixit/episodes/michael-morley-on-nationwide-injunctions>

Nutraceutical Corp. v. Lamber, POST-ARGUMENT SCOTUSCAST (Jan. 17, 2019), <https://fedsoc.org/commentary/podcasts/nutraceutical-corp-v-lambert-post-argument-scotuscast>

Voting Rights, Election Law, and the Midterms, NATIONAL CONSTITUTION CENTER PODCAST (Oct. 29, 2018), <https://constitutioncenter.org/debate/podcasts/voting-rights-election-law-and-the-midterms>.

Husted v. A. Philip Randolph Inst., SCOTUSCAST (Feb. 28, 2018), <https://fedsoc.org/commentary/podcasts/husted-v-a-philip-randolph-institute-post-argument-scotuscast>

Is This the End of Partisan Gerrymandering?, NATIONAL CONSTITUTION CENTER PODCAST (Dec. 8, 2016), <http://constitutioncenter.org/experience/programs-initiatives/podcasts/>.

Shapiro v. McManus—*Post-Decision Podcast*, SCOTUSCAST (Dec. 14, 2015), <http://www.fed-soc.org/multimedia/detail/shapiro-v-mcmanus-post-decision-scotuscast>.

Shapiro v. McManus—*Post-Argument Podcast*, SCOTUSCAST (Nov. 24, 2015), <http://www.fed-soc.org/multimedia/detail/shapiro-v-mcmanus-post-argument-scotuscast>.

Who Holds the Redistricting Power?, NATIONAL CONSTITUTION CENTER PODCAST (Feb. 25, 2015), <http://constitutioncenter.org/experience/programs-initiatives/podcasts>.

Conversation with Professor Michael T. Morley on the Intratextual Independent Legislature, NORTHWESTERN LAW REVIEW ONLINE PODCAST (Feb. 25, 2015), <http://www.northwesternlawreview.org/online/conversation-professor-michael-t-morley-intratextual-independent-legislature>.

PRESENTATIONS AND CONFERENCES

UNIVERSITY OF MINNESOTA, HUMPHREY SCHOOL OF PUBLIC AFFAIRS, panel on “The New Danger in Voting Legislation” (June 4, 2021), z.umn.edu/VotingLegislation2021.

AALS, CONFERENCE ON REBUILDING DEMOCRACY AND THE RULE OF LAW, panel on “Improving Presidential Elections” (May 7, 2021), <https://youtu.be/Dahgkcin8tk>.

GEORGE WASHINGTON UNIVERSITY LAW SCHOOL, JUNIOR SCHOLARS WEEKLY (ZOOM) WORKSHOP, presented *Erroneous Injunctions* (Apr. 22, 2021).

EMORY UNIVERSITY SCHOOL OF LAW, COLLOQUIUM SCHOLARSHIP WORKSHOP, presented *Erroneous Injunctions* (Mar. 24, 2021).

FEDERAL BAR ASSOCIATION, VIRTUAL LEADERSHIP SUMMIT, panel on “Litigation and Reform in the Aftermath of the 2020 Election” (Mar. 18, 2021).

WASHINGTON & LEE SCHOOL OF LAW, FEDERALIST SOCIETY STUDENT CHAPTER, “Nationwide Injunctions” (virtual Zoom debate) (Mar. 16, 2021).

LOUISIANA LAW REVIEW, “The Impact of the 15th and 19th Amendments on the 2020 Presidential Election,” panel on Election Emergencies: Voting During Times of War and Pandemic (virtual Zoom panel) (Mar. 5, 2021), <https://www.law.lsu.edu/symposium/>.

FORDHAM LAW REVIEW, “Toward Our 60th Presidential Election,” panel on The Electoral College, the Popular Vote, and the Role of State Legislatures in Our Presidential Elections (virtual Zoom panel) (Feb. 26, 2021), <http://fordhamlawreview.org/toward-our-60th-presidential-election-2/>.

GEORGE MASON UNIVERSITY SCHOOL OF LAW, LAW AND ECONOMICS CENTER (virtual Zoom panel), “Symposium on the Economics and Law of Civil Remedies: Developments in Damages and Nationwide Injunctions,” panel on An Update on the Ongoing Debate Over Nationwide Injunctions, Especially with a Change in Presidential Administration (Feb. 18, 2021), <https://vimeo.com/showcase/8167059/video/515283007>.

OHIO STATE UNIVERSITY, MORITZ COLLEGE OF LAW, “Picking Up the Pieces of the 2020 Election: A Conversation Among Election Law Scholars” (virtual Zoom discussion group) (Jan. 14, 2021), <https://www.youtube.com/watch?v=uKoL9TUncxg>.

AMERICAN ASSOCIATION OF LAW SCHOOLS, works-in-progress session entitled, “New Voices in Election Law” (virtual Zoom discussion group), commentator (Jan. 9, 2021).

AMERICAN ASSOCIATION OF LAW SCHOOLS, open-source program on “The Political Question Doctrine, Departmentalism, and the Limits of Justiciability” (virtual Zoom panel), moderated and presented *The Enforcement Act of 1870, Federal Jurisdiction Over Election Contests, and the Political Question Doctrine* (Jan. 7, 2021).

AMERICAN ASSOCIATION OF LAW SCHOOLS, “Voting During a Pandemic: Lessons from 2020” (virtual Zoom panel), presented *Election Emergencies: Voting in Times of War and Pandemic* (Jan. 6, 2021).

OHIO STATE UNIVERSITY, MORITZ COLLEGE OF LAW, “Roundtable: Preparing for the January 6 Joint Session of Congress” (virtual Zoom discussion group) (Jan. 4, 2021).

OHIO STATE UNIVERSITY, MORITZ COLLEGE OF LAW, “Roundtable: Discussion of January 6 Joint Session” (virtual Zoom discussion group) (Dec. 22, 2020).

OHIO STATE UNIVERSITY, MORITZ COLLEGE OF LAW, “Unpacking the 2020 Electoral College Process: A Conversation Among Election Law Scholars” (virtual Zoom discussion group) (Dec. 17, 2020), <https://www.youtube.com/watch?v=V4wMV2iphcI>.

OHIO STATE UNIVERSITY, MORITZ COLLEGE OF LAW, “Presidential Election Debrief: A Conversation Among Election Law Scholars” (virtual Zoom discussion group) (Nov. 19, 2020), <https://www.youtube.com/watch?v=uKoL9TUncxg>.

BROWARD COUNTY BAR ASSOCIATION, “Post Election Update Discussion” (virtual Zoom panel) (Nov. 10, 2020).

FLORIDA STATE UNIVERSITY COLLEGE OF LAW, Student Bar Association, “Notes to the Polls: Professor Morley” (virtual Zoom presentation) (Nov. 6, 2020).

FLORIDA STATE UNIVERSITY COLLEGE OF LAW, Board of Visitors Meeting, panel on “COVID and the Law” (virtual Zoom panel) (Nov. 5, 2020).

ACA INTERNATIONAL, Fall Forum, “Main Stage Session: Legal Education” (virtual Zoom panel) (Nov. 4, 2020).

UNIVERSITY OF TEXAS LAW SCHOOL, FEDERALIST SOCIETY STUDENT CHAPTER, “Bush v. Gore at 20” (virtual Zoom panel) (Nov. 2, 2020).

STANFORD LAW SCHOOL, STANFORD LAW DEMOCRATS, “Resolved: The Electoral College Should Be Abolished” (virtual Zoom debate against Prof. Jack Rakove) (Oct. 29, 2020), <https://www.youtube.com/watch?v=KFWRvoZvLJ4>.

UNIVERSITY OF FLORIDA LAW SCHOOL, FEDERALIST SOCIETY STUDENT CHAPTER, “Election Law” (virtual Zoom lecture) (Oct. 28, 2020).

EDWARD COKE APPELLATE INN OF COURT, “2020 Voting Rights and Election Law Litigation,” (virtual Zoom panel) (Oct. 27, 2020).

HARVARD LAW SCHOOL, Prof. Jack Goldsmith’s seminar on the *Erie* Doctrine (virtual Zoom presentation) – presented *The Federal Equity Power* (Oct. 27, 2020).

FREEDOMWORKS, “Determining the Outcome of a Presidential Election” (virtual Zoom presentation for congressional staff and outside organizations) (Oct. 21, 2020).

WILLIAM AND MARY LAW SCHOOL ELECTION LAW PROGRAM and NATIONAL CENTER FOR STATE COURTS, “What Happens (in our Courts) When America Votes?: Legal Remedies for Election Litigation” (virtual Zoom panel) (Oct. 9, 2020), <https://www.electionlawprogram.org/webinar-series>.

FIRST DISTRICT APPELLATE AMERICAN INN OF COURT, “20 Years Later: Perspectives on the 2000 Election Recount,” (virtual Zoom panel with former Chief Justice Charles Wells and Justice Pariente) (Oct. 1, 2020).

PENNSYLVANIA STATE UNIVERSITY, “Presidential Law and the 2020 Presidential Election” (virtual Zoom panel) (Sept. 29, 2020), https://psu.zoom.us/rec/share/sKrsw-RJ6flbplRmrLJIZ2EqoOIyM4XHWBUJyo3a1j_aaVhSwTXFQAukQHNAAnSOL.zBfwpt-r5aRp5KM?startTime=1601413335000.

YALE LAW SCHOOL, SOLOMON CENTER FOR HEALTH LAW AND POLICY, “COVID-19: Law, Economics, and Governance,” class on COVID-19 and the Elections (with Rick Hasen, Nate Persily, and Charles Stewart) (Zoom webinar) (Sept. 2, 2020), <https://www.youtube.com/watch?v=VCiloJfZsPg>

FEDERALIST SOCIETY, WISCONSIN LAWYERS CHAPTERS CONFERENCE, “Nationwide Injunctions Panel,” (virtual Zoom discussion) (Sept. 2, 2020), <https://www.youtube.com/watch?v=VCiloJfZsPg>

UNIVERSITY OF CALIFORNIA, IRVINE LAW, “10th Annual Supreme Court Term in Review” (virtual Zoom panel) (July 23, 2020), <https://www.law.uci.edu/news/videos/supreme-court-review-2020.html>.

AMERICAN ACADEMY OF APPELLATE LAWYERS, “Election Litigation in a Global Pandemic” (with Richard Hasen and Pamela Karlan) (July 15, 2020), <https://vimeo.com/438996585>.

NATIONAL GOVERNORS ASSOCIATION, Legal Counsel Call, Briefing on Elections and COVID-19 (with Rebecca Green) (June 30, 2020).

NATIONAL ASSOCIATION OF ATTORNEYS GENERAL, “Elections in the Shadow of COVID-19: Practical Difficulties and Legal Flashpoints” (virtual webinar) (June 19, 2020).

FEDERALIST SOCIETY (Virtual Zoom Conference), COVID-19 and the Law, “COVID-19 and the 2020 Election” panel, <https://fedsoc.org/conferences/covid-19-the-law-conference#agenda-item-covid19-and-the-2020-elections>.

OHIO STATE UNIVERSITY, MORITZ COLLEGE OF LAW, Columbus, OH (virtual Zoom conference), “What If the 2020 Presidential Election is Disputed: An Expert Roundtable Discussion” (May 4, 2020), <https://u.osu.edu/electionlaw/events/what-if-the-2020-presidential-election-is-disputed/>.

U.S. Election Assistance Commission, “Election Emergency Laws and COVID-19” (webinar interview panel) (May 4, 2020), <https://www.youtube.com/watch?v=cHNeN8WRYBU>.

RAINEY CENTER, conference call with state legislators from across the country (Mar. 27, 2020) – presented policy recommendations concerning conducting the 2020 election despite the risk of the Coronavirus.

UNIVERSITY OF CALIFORNIA, IRVINE SCHOOL OF LAW, Can American Democracy Survive the 2020 Elections?, “The Role of Election Law” panel (Feb. 28, 2020) – presented *Election Emergencies*

AALS ANNUAL CONFERENCE, AALS President’s Program on “Representation, Voting, and Sustainable Constitutional Democracy,” Washington, D.C. (Jan. 5, 2020) – invited by the President of AALS to participate on panel

AALS ANNUAL CONFERENCE, Washington, D.C. (Jan. 5, 2020), Panel on “Federalism and the Relationship Between State and Federal Constitutional Law” – convened and moderated panel; presented *Federal Elections, State Constitutions, and the Elections Clause*

FEDERALIST SOCIETY ANNUAL FACULTY CONFERENCE, Young Legal Scholars Panel, Washington, D.C. (Jan. 3, 2020) – selected through competition to present *Partisan Gerrymandering and State Constitutions*, <https://fedsoc.org/conferences/22nd-annual-federalist-society-faculty-conference?#agenda-item-young-legal-scholars-paper-presentations-2>

AALS ANNUAL CONFERENCE, Panel on “The Present and Future of the Right to Vote,” Joint Program of the Constitutional Law and Election Law Sections, Washington, D.C. (Jan. 2, 2020) – presented on voting rights

UNIVERSITY OF MEMPHIS, CECIL C. HUMPHREYS SCHOOL OF LAW, Federalist Society Student Chapter, Memphis, TN (Nov. 6, 2019) – participated in debate on the National Popular Vote Compact

HERITAGE FOUNDATION, LEGAL STRATEGY FORUM, Washington, DC (Oct. 16, 2019) – participated on panel on nationwide injunctions

AMERICAN CONSTITUTION SOCIETY, FSU COLLEGE OF LAW CHAPTER, Tallahassee, FL (Oct. 9, 2019) – participated in panel on 2019-20 Supreme Court term

FEDERALIST SOCIETY, KENTUCKY STATE CHAPTER ANNUAL CONFERENCE, Frankfurt, KY (Oct. 7, 2019) – participated on panel on *stare decisis*
<https://fedsoc.org/conferences/2019-kentucky-chapters-conference#agenda-item-stare-decisis-panel>

SYMPOSIUM ON THE ADMINISTRATION OF DEMOCRACY, C. Boyden Gray Center for the Study of Administrative Law, Antonin Scalia Law School (Oct. 4, 2019) – presented *Decentralized Administration, Equal Protection, and the Right to Vote*
<https://administrativestate.gmu.edu/events/the-administration-of-democracy-the-george-mason-law-reviews-second-annual-symposium-on-administrative-law/>

FEDERALIST SOCIETY, TEXAS STATE CHAPTER ANNUAL CONFERENCE, Austin, TX (Sept. 14, 2019) – panel on nationwide injunctions
<https://fedsoc.org/conferences/2019texas-chapters-conference#agenda-item-panel-two-discussion-on-nationwide-injunctions>

FLORIDA STATE UNIVERSITY FIRST YEAR ASSISTANT PROFESSOR 2020 GRANTS WORKSHOP (Sept. 6, 2019) – presented poster on *Federal Elections and State Constitutions*

AMERICAN POLITICAL SCIENCE ASSOCIATION ANNUAL MEETING, Washington, D.C. (Aug. 29, 2019) – presented *The Framers' Inadvertent Gift: A Historically-Rooted Modern Defense of the Electoral College*

SEALS ANNUAL CONFERENCE, Boca Raton (Aug 2, 2019) – Works-in-Progress Workshop – presented *Federal Elections, State Constitutions, and the Elections Clause*

SEALS ANNUAL CONFERENCE, Boca Raton (Aug 1, 2019) – Modern Aggregate Litigation Discussion Group – presented *Disaggregating Nationwide Injunctions*

SEALS ANNUAL CONFERENCE, Boca Raton (Aug 1, 2019) – Limits on Remedial Discretion Discussion Group – presented *Disaggregating Nationwide Injunctions*

SEALS ANNUAL CONFERENCE, Boca Raton (July 29, 2019) – New and Established Voices in Constitutional Law Workshop – presented *Federal Elections, State Constitutions, and the Elections Clause*

SEALS ANNUAL CONFERENCE, Boca Raton (July 28, 2019) – Election Law: Looking Back at 2018 and Looking Ahead to 2020 Discussion Group – presented *Federal Elections, State Constitutions, and the Elections Clause*

NOTRE DAME LAW SCHOOL REMEDIES ROUNDTABLE, Chicago, IL (June 20, 2019) – presented *Disaggregating Nationwide Injunctions*

FEDERALIST SOCIETY JUNIOR SCHOLARS COLLOQUIUM, Annapolis, MD (June 14, 2019) – selected in competition to present *Vertical Stare Decisis and Three-Judge District Courts*

THIRD ANNUAL JUNIOR FACULTY FORUM, University of Richmond School of Law (May 22, 2019) – moderated panel on Courts and Accountability

THIRD ANNUAL JUNIOR FACULTY FORUM, University of Richmond School of Law (May 21, 2019) – panel on Analyzing Judges – presented *Vertical Stare Decisis and Three-Judge District Courts*

LAW AND ETHICS OF BIG DATA COLLOQUIUM, Washington and Lee University School of Law (Apr. 24, 2019) – presented *The Channels of Foreign Interference in Federal Elections*

NATIONWIDE INJUNCTIONS SYMPOSIUM, University of Colorado School of Law (April 5, 2019) – presented *Constitutional Violation as Mass Tort: Hints About Nationwide Injunctions*

FLORIDA STATE UNIVERSITY COLLEGE OF LAW BOARD OF TRUSTEES (Feb. 25, 2019) – presentation on current research

HERITAGE FOUNDATION, Washington, D.C. (Feb. 4, 2019) – participated on panel, “The Legality of Nationwide Injunctions,”
<https://www.heritage.org/courts/event/the-legality-nationwide-injunctions>

UCLA HAMMER MUSEUM, HAMMER FORUM, Los Angeles, CA (Jan. 31, 2019) – participated on panel, “Voting Rights and Wrongs,”
<https://hammer.ucla.edu/programs-events/2019/01/voting-rights-and-wrongs/>

FEDERALIST SOCIETY, WESTERN STATES CONFERENCE, Simi Valley, CA (Jan. 26, 2019) – panel on nationwide injunctions – participant,
<https://fedsoc.org/conferences/2019-annual-western-chapters-conference#agenda-item-panel-one-debate-on-nationwide-injunctions>

AALS ANNUAL CONFERENCE, New Orleans, LA (Jan. 3, 2019) – convened and moderated panel on Equity in the Modern World – presented *Disaggregating Nationwide Injunctions*

A TOTALLY DIFFERENT CAMPAIGN: THE WAY WE SELECT PRESIDENTS, The Ohio State University College of Law (Nov. 30, 2018) – participated on panel about reforming the electoral college and adopting a national popular vote

FOURTH ANNUAL CIVIL PROCEDURE WORKSHOP, Stanford Law School (Nov. 10, 2018) – panel on nationwide injunctions – presented *Disaggregating Nationwide Injunctions*

SOUTHEASTERN JUNIOR-SENIOR WORKSHOP, University of Georgia School of Law (Oct. 26, 2018) – presented *Disaggregating Nationwide Injunctions*

FEDERALIST SOCIETY, NEW YORK CITY CHAPTER, Manhattan (Oct. 23, 2018) – panel on Nationwide Injunctions – participated on panel with former Acting Solicitor General Neal Katyal

FLORIDA GOVERNMENT BAR ASSOCIATION, *Perspectives on the Right to Bear Arms*, Tallahassee, FL (Sept. 26, 2018) – participated on panel

AMERICAN SOCIETY FOR PUBLIC ADMINISTRATION, SOUTHEASTERN CONFERENCE FOR PUBLIC ADMINISTRATION (SECOPA), Birmingham, AL (Sept. 22, 2018) – Panel on Election Administration – presented *Election Emergencies: Voting in the Wake of Natural Disasters and Terrorist Attacks*

CONSTITUTION DAY LECTURE, Strozier Library, Florida State University (Sept. 17, 2018) – “The U.S. Constitution and the Evolution of the Right to Vote”

TENTH ANNUAL JUNIOR FEDERAL COURTS WORKSHOP, University of Oklahoma School of Law (Sept 15, 2018) – presented *Disaggregating Nationwide Injunctions*

ERIE AT EIGHTY: CHOICE OF LAW ACROSS THE DISCIPLINES, University of Akron School of Law, Center for Constitutional Law (Sept. 14, 2018) – presented *Beyond the Elements: Erie and the Standards for Preliminary and Permanent Injunctions in Diversity Cases*

SEALS ANNUAL CONFERENCE, Fort Lauderdale (Aug. 11, 2018) – Discussion Group in the Revised Discovery Rules in Practice – participant

SEALS ANNUAL CONFERENCE, Fort Lauderdale (Aug. 10, 2018) – Federal Courts / Civil Procedure Works-in-Progress Workshop – presented *Disaggregating Nationwide Injunctions*

SEALS ANNUAL CONFERENCE, Fort Lauderdale (Aug. 8, 2018) – Panel on Russian Interference on the U.S. Election – presented *The Channels of Foreign Interference in American Elections*

SEALS ANNUAL CONFERENCE, Fort Lauderdale (Aug. 7, 2018) – Voices in Constitutional Law Discussion Group – presented *The Channels of Foreign Interference in American Elections*

SEALS ANNUAL CONFERENCE, Fort Lauderdale (Aug. 5, 2018) – Controversial Remedies Discussion Group – presented *Reforming Modern Equity*

REPUBLICAN NATIONAL LAWYERS ASSOCIATION (Aug. 3, 2018, upcoming) – Panel on Public Officials and the First Amendment – presented on *Knight First Amendment Institute v. Trump*

AMERICAN ASSOCIATION OF LAW LIBRARIANS, Annual Conference (July 15, 2018) – Panel entitled Should One Judge Have All This Power? – presented *Disaggregating Nationwide Injunctions*

UNIVERSITY OF NOTRE DAME LAW SCHOOL (June 14, 2018) – Remedies Roundtable – presented *The Modern Equity Power*

GEORGE MASON UNIVERSITY, ANTONIN SCALIA LAW SCHOOL, *George Mason Civil Rights Law Journal* Symposium (Mar. 28, 2018) – panel on Political Gerrymandering

PEPPERDINE LAW REVIEW SYMPOSIUM 2018—FEDERALISM: PAST, PRESENT, AND FUTURE, Malibu, CA (Mar. 23, 2018) – panel on Election Law and Federalism – presented *Congressional Power Over Voter Qualifications*

AMERICAN CONSTITUTIONAL SOCIETY, National Constitutional Law Colloquium (Mar. 2, 2018) – panel on Constitutional Changes in Civil Procedure and Remedies – presented *A Unified Theory of Nationwide Injunctions*

MYRA CRAFT OPEN CLASSROOM, Northeastern University School of Public Policy and Urban Affairs (Feb. 28, 2018) – panel on Voting Rights and the Rule of Law, <https://www.youtube.com/watch?v=CsP1sg6QjsQ>

13TH ANNUAL INTERNATIONAL CONFERENCE ON CONTRACTS, Barry University School of Law (Feb. 23, 2018) – panel on Reconsidering Remedies – presented *Equitable Remedies in Contract and Quasi-Contract*

13TH ANNUAL INTERNATIONAL CONFERENCE ON CONTRACTS, Barry University School of Law (Feb. 23, 2018) – moderated panel on The Future of Contracts, Contract Law, and Contracts Scholarship

FEDERALIST SOCIETY, 2018 ANNUAL FLORIDA CHAPTERS CONFERENCE, Orlando, Florida (Feb. 3, 2018) – panel on The First Amendment, Title IX, and Due Process at the Universities – presented on security costs for disruptions and protests at public forums

AALS ANNUAL CONFERENCE, San Diego, CA (Jan. 6, 2018) – Discussion group on Foreign Interference in Elections – presented *The Channels of Foreign Interference in Federal Elections*

SEALS ANNUAL CONFERENCE, Amelia Island, FL (Aug. 8, 2017) – Workshop on Civil Procedure: The Inherent Characteristics of Jurisdiction – presented *Reforming Modern Equity*

SEALS ANNUAL CONFERENCE, Amelia Island, FL (Aug. 4, 2017) – New Scholars Workshop: Civil Procedure, Litigation, and Professional Responsibility – presented *Reforming Modern Equity*

SEALS ANNUAL CONFERENCE, Amelia Island, FL (Aug. 3, 2017) – Workshop on Constitutional Law: Reforming the Presidential Nomination Process – presented *The Rules Governing National Political Conventions*

SEALS ANNUAL CONFERENCE, Amelia Island, FL (Aug. 1, 2017) – Remedies Discussion Group: The Law of Equity – presented *A Taxonomy of Nationwide Injunctions*

JUNIOR FACULTY FEDERAL COURTS WORKSHOP, Emory Law School (Apr. 1, 2017) – presented *The Federal Equity Power*

WILLIAM & MARY LAW REVIEW AND ELECTION LAW PROGRAM, William & Mary Law School (Feb. 17, 2017) – Panel on Legacy of *Baker v. Carr* – presented *Prophylactic Redistricting*

FEDERALIST SOCIETY, 2017 ANNUAL FLORIDA CHAPTERS CONFERENCE, Orlando, Florida (Feb. 3, 2017) – panel on the Legacy of Justice Antonin Scalia – presented on Justice Scalia's originalist conception of election law

EMORY LAW JOURNAL, RANDOLPH W. THROWER SYMPOSIUM, MINDING THE GAP: LAW AND PRACTICE IN PUBLIC HEALTH EMERGENCIES, Emory Law School (Feb. 2, 2017) – Panel on Bridging the Gap with Legal and Technological Innovation – presented *Election Emergencies*

2017 AALS ANNUAL MEETING, San Francisco, CA (Jan. 4, 2017) – Panel on Indemnification and Insurance: How the Deterrent Voice of Remedies is Muffled and Amplified – presented *Nationwide Injunctions, Rule 23(b)(2), and the Remedial Powers of the Lower Courts*

SEVENTH ANNUAL CONSTITUTIONAL LAW COLLOQUIUM, Loyola University Chicago School of Law (Nov. 12, 2016) – Voting Rights and Corruption Panel – presented *Dispensing and Suspending: The Bulwarks of Executive Discretion*

FORDHAM LAW REVIEW, ELECTION LAW AND THE PRESIDENCY SYMPOSIUM, New York City, N.Y. (Sept. 30, 2016)—presented *Reforming the Contested Convention: Rethinking the Presidential Nomination Process*

MARQUETTE JUNIOR FACULTY WORKS-IN-PROGRESS PROGRAM (Sept. 10, 2016) (invited participant) – presented *Erie and the Federal Equity Power*

JEWISH WAR VETERANS OF THE UNITED STATES 121ST ANNUAL NATIONAL CONVENTION (Aug. 17, 2016) – keynote speaker – presented on military and veterans group litigation

RNLA NATIONAL ELECTION LAW SEMINAR, Denver, CO (Aug. 12, 2016) – participated in panel on the Supreme Court and Election Law – presented on recent developments concerning the Voting Rights Act

SEALS ANNUAL CONFERENCE, Amelia Island, FL (Aug. 8, 2016) – Works-in-Progress Series – presented *Erie and the Federal Equity Power*

SEALS ANNUAL CONFERENCE, Amelia Island, FL (Aug. 7, 2016) – New Scholars Workshop: Civil Procedure, Federal Courts, and the Constitution – presented *Dispensing and Suspending: The Bulwarks of Executive Under-Enforcement of the Law*

SEALS ANNUAL CONFERENCE, Amelia Island, FL (Aug. 6, 2016) – Workshop on Constitutional Law: Campaign Finance Regulation

SEALS ANNUAL CONFERENCE, Amelia Island, FL (Aug. 4, 2016) – Advancement of Remedies Discussion Group

MISSISSIPPI LAW JOURNAL VOTING RIGHTS ACT SYMPOSIUM, University of Mississippi School of Law (Apr. 7, 2016) – panel on The Voting Rights Act, “We the People . . .,” presented *De Facto Class Actions? Injunctive Relief in Voting Rights, Election Law, and Other Constitutional Cases*

AMERICAN CONSTITUTION SOCIETY, SECOND ANNUAL CONSTITUTIONAL LAW SCHOLARS FORUM, Barry University School of Law (Apr. 1, 2016) – presented *De Facto Class Actions? Injunctive Relief in Voting Rights, Election Law, and Other Constitutional Cases*

ELECTIVE PERSPECTIVE: JUDICIAL REGULATION OF POLITICS IN AN ELECTION YEAR, University of Kentucky College of Law (Mar. 25, 2016) – panel on The Constitutional Right to Vote and Voter Identification – presented *De Facto Class Actions? Injunctive Relief in Voting Rights, Election Law, and Other Constitutional Cases*

ELECTION LAW: TODAY AND BEYOND, Washburn University School of Law (Feb. 25, 2016) – Panel on Campaign Finance – presented *De Facto Class Actions? Injunctive Relief in Voting Rights, Election Law, and Other Constitutional Cases*

SIXTH ANNUAL CONSTITUTIONAL LAW COLLOQUIUM, Loyola University Chicago School of Law (Nov. 7, 2015) – Voting Rights and Corruption Panel – presented *Remedial Equilibration and the Right to Vote Under Section 2 of the Fourteenth Amendment*

ORANGE COUNTY LEAGUE OF WOMEN VOTERS, Orlando, FL (Oct. 22, 2015) – panelist on Campaign Finance Forum

AMERICAN CONSTITUTION SOCIETY, Barry University School of Law (Oct. 20, 2015) – Faculty Forum – presented *Remedial Equilibration and the Right to Vote Under Section 2 of the Fourteenth Amendment*

FEDERALIST SOCIETY, Barry University School of Law (Sept. 30, 2015) – panelist on Redistricting Reviewed: Who Should Draw the Lines? Legislators or a Commission?

JUNIOR FACULTY FEDERAL COURTS WORKSHOP, University of California, Irvine School of Law (Sept. 12, 2015) – presented *De Facto Class Actions? Injunctive Relief in Voting Rights, Election Law, and Other Constitutional Cases*

SEALS ANNUAL CONFERENCE, Boca Raton, FL (July 31, 2015) – New Scholars Colloquia: Federal Courts and Jurisdiction – presented *Erie, Injunctions, and the Federal Equity Power*

SEALS ANNUAL CONFERENCE, Boca Raton, FL (July 30, 2015) – The Supreme Court and Election Law Discussion Group – participant

SEALS ANNUAL CONFERENCE, Boca Raton, FL (July 28, 2015) – Staying Powers of Equitable Remedies Discussion Group – participant

DEVELOPING IDEAS CONFERENCE, University of Kentucky College of Law (May 20, 2015), presented *Erie, Injunctions, and the Federal Equity Power*

LAW OF DEMOCRACY AT THE CROSSROADS: REFLECTING ON FIFTY YEARS OF VOTING RIGHTS AND THE JUDICIAL REGULATION OF THE POLITICAL THICKET, Florida State University School of Law (Mar. 27, 2015) – panel on Campaign Finance – presented *Facts, Law, and Campaign Finance Litigation*

AALS CONFERENCE, Washington, D.C. (Jan. 4, 2015) – panel on Structural Reform Litigation at 60 – presented *Statutory Injunctions, Judicial Conceptions of Rights, and the Civil Rights Act of 1964*

FEDERALIST SOCIETY FACULTY CONFERENCE, Washington, D.C. (Jan. 3, 2015) – Works-in-Progress panel – presented *Remedial Equilibration and the Right to Vote Under the Fourteenth Amendment*

UNIVERSITY OF CHICAGO LEGAL FORUM SYMPOSIUM (Nov. 7, 2014) – panel on Voters and Redistricting – presented *Remedial Equilibration and the Right to Vote Under Section 2 of the Fourteenth Amendment*

FACULTY WORKSHOP, Barry Law School (Nov. 4, 2014) – presented *Erie, Injunctions, and the Federal Equity Power*

JUNIOR FACULTY FEDERAL COURTS WORKSHOP, University of Georgia School of Law (Oct. 11, 2014) – presented *Erie, Injunctions, and the Federal Equity Power*

LAW AND SOCIETY ANNUAL MEETING, Minneapolis, MN (June 1, 2014) – panel Chair – Money Matters: Problems with the Law and Dispute Resolution in Financial Cases

UNIVERSITY OF CHICAGO LEGAL FORUM SYMPOSIUM (Nov. 8, 2013) – panel on Judicial Frameworks and the Scope of the Civil Rights Act – presented *Statutory Injunctions, Judicial Conceptions of Rights, and the Civil Rights Act of 1964*

JUNIOR FACULTY FEDERAL COURTS WORKSHOP, Brooklyn Law School (Oct. 4-5, 2013) – presented *Public Law at the Cathedral: A Defense of Strong Injunction Essentialism*

FACULTY WORKSHOP, Harvard Law School (Sept. 19, 2013) – presented *Public Law at the Cathedral: A Defense of Strong Injunction Essentialism*

LAW AND SOCIETY ANNUAL MEETING, Boston, MA (June 2, 2013) – panel on Constitutional Theory: Forms and Functions of Constitutional Adjudication – presented *Consent of the Governed or Consent of the Government? The Article III Problems with Consent Decrees in Government-Defendant Cases*

SHARING SCHOLARSHIP, BUILDING TEACHERS WORKSHOP, Albany Law School (Feb. 2, 2013) – panel on Constitutional Law / Jurisprudence – presented *Consent of the Governed or Consent of the Government? The Article III Problems with Consent Decrees in Government-Defendant Cases*

PEER REVIEW

Election Law Journal—2020

Florida State University Law Review—2020

Stanford Law Journal—2020, 2021

Yale Law Journal—2020, 2021

COMMITTEE WORK

FLORIDA STATE UNIVERSITY COLLEGE OF LAW

Clerkship Committee – 2021-22 (chair); 2018-21 (member)

Admissions & Recruitment – 2021-22 (member)

Faculty Enrichment Committee – 2018-21 (member)

ADDITIONAL PROFESSIONAL EXPERIENCE

BARRY UNIVERSITY SCHOOL OF LAW, Orlando, FL

Associate Professor of Law (Sept. 2017 – May 2018)

Assistant Professor of Law (July 2014 – Aug. 2017)

WINSTON & STRAWN, LLP – Washington, D.C.
Associate, Appeals & Critical Motions Group (2011 – April 2012)

JOE MILLER FOR U.S. SENATE – Anchorage, AK
Lead Litigation Counsel (Nov. – Dec. 2010)

OFFICE OF THE GENERAL COUNSEL, DEPARTMENT OF THE ARMY – The Pentagon
Attorney-Advisor, Litigation, Constitutional Law & Special Projects (Dec. 2008 – Nov. 2010)
Special Assistant to the General Counsel of the Army (Jan. – Dec. 2008)

WILLIAMS & CONNOLLY LLP – Washington, D.C.
Litigation Associate (Nov. 2004 – Dec. 2007)

DEAN ANTHONY KRONMAN, YALE LAW SCHOOL – New Haven, CT
Research Assistant (Jan. 2002 – Jan. 2003)

BAR ADMISSIONS

Florida, Virginia (associate status), New Jersey, District of Columbia

SIGNIFICANT CASES

Goggins v. Sec’y, Dep’t of Corrs. (11th Cir.)—appointed by U.S. Court of Appeals for the Eleventh Circuit to argue § 2254 appeal

Helman v. Dep’t of Veterans Affairs (Fed. Cir.)—obtained intervention for 12 military and veterans groups, including the VFW, AMVETS, Iraq & Afghanistan Veterans of America, and Marine Corps League to defend the constitutionality of the Veterans Access, Choice, and Accountability Act after the U.S. Department of Justice refused to do so

Goodwin v. United States (8th Cir.)—litigated appeal from denial of Motion to Vacate Conviction under 28 U.S.C. § 2254 in First Amendment case

McCutcheon v. FEC, 134 S. Ct. 1434 (2014)—counsel of record in successful First Amendment challenge to aggregate contribution limits

Townley v. Miller, 722 F.3d 1128 (9th Cir. 2013)—challenged Nevada law requiring Secretary of State to ignore votes cast for “None of These Candidates”

McMillan v. State, 51 A.3d 623 (Md. 2012)—overturned first-degree felony murder conviction

United States v. Alvarez, 132 S. Ct. 2537 (2012)—counsel of record for amicus brief for 25 military and veterans groups quoted by U.S. Supreme Court

State v. Matthews, 999 A.2d 1050 (Md. 2010)—obtained order from state supreme court requiring hearing on whether petitioner was entitled to a Writ of Actual Innocence

Miller v. Campbell, No. 3:10-CV-0252-RRB, 2010 U.S. Dist. LEXIS 133443 (D. Alaska Nov. 19, 2010) – obtained preliminary injunction blocking certification of results of U.S. Senate race pending resolution of challenge to write-in votes

United States v. Law, 528 F.3d 888 (D.C. Cir. 2008)—obtained reversal of conviction on Double Jeopardy grounds

MedImmune, Inc. v. Genentech, Inc., 549 U.S. 118 (2007) – counsel for successful Petitioners