

David E. Landau  
Mason Ladd Professor & Associate Dean for International Programs  
Florida State University College of Law  
425 W. Jefferson St., Tallahassee, FL 32306-1601  
(850) 644-6341  
dlandau@law.fsu.edu

## **Academic Work Experience**

Florida State University College of Law  
Mason Ladd Professor, December 2014-present  
Professor, Aug. 2019-present  
Associate Professor (with tenure), Aug. 2015-Aug. 2019  
Assistant Professor, July 2010-Aug. 2015

Associate Dean for International Programs, Apr. 2012-present: lead and counsel students in the College of Law's LL.M. program in American Law for Foreign Lawyers and Certificate Program in International Law

JD Courses Taught: Constitutional Law I, Comparative Constitutional Law, Public International Law, Civil Procedure, Conflict of Laws, International Litigation & Arbitration

Juris Master (JM) Program: teaching asynchronous online courses in Legislation and Regulation and Civil Litigation Fundamentals. Created new course in Civil Litigation Fundamentals.

Florida State University, University Graduate Teaching Award, 2x: 2012-2013; 2019-2020

Fulbright Specialist Grant: Universidad Adolfo Ibanez, Santiago, Chile (April-May 2022).

Visiting Professor (short courses): Central European University, Budapest, Hungary (June 2016; May 2017; April-May 2018); ICESI University, Cali, Colombia (Sept. 2016); EAFIT University, Medellin, Colombia (Feb. 2017; Feb. 2018); Universidad Externado, Bogota, Colombia (Oct. 2018); European University Institute, Florence, Italy (June 2018); IDC Herzliya, Israel (May-June 2019); Universidad Adolfo Ibanez, Santiago, Chile (May 2022).

Founding Editor for the Blog of the International Journal of Constitutional Law (ICONnect, [www.iconnectblog.com](http://www.iconnectblog.com)), July 2012-present (with Richard Albert, Antonia Baraggia, Tom Ginsburg, and Jaclyn Neo)

Consultant for the Truth and Reconciliation Commission of Honduras, January-March 2011  
Researched and produced report on constitutional issues surrounding the June 2009 removal of President Jose Manuel Zelaya Rosales from power (with Profs. Noah Feldman & Brian Sheppard)

Climenko Fellow & Lecturer on Law, Harvard Law School, 2007-2009.

## Education

Harvard University, Ph.D., Political Science, 2015

Subfields: comparative politics; comparative judicial politics

Dissertation: “Beyond Judicial Independence: The Construction of Judicial Power on the Colombian Constitutional Court.”

Harvard Law School, J.D., 2004

Magna cum laude; Sears Prize, 2002, for placing in the top 2 of a 1L class of 550.

Harvard Law Review, Note Editor

Harvard University, A.B., 2001, Social Studies

Summa cum laude; Phi Beta Kappa (junior year)

## Books

COMPARATIVE CONSTITUTIONAL LAW: A GLOBAL AND INTERDISCIPLINARY APPROACH (with Tom Ginsburg and Mila Versteeg) (textbook delivered to Oxford University Press, forthcoming 2024).

THE JUSTICIABILITY OF ECONOMIC, SOCIAL, AND CULTURAL RIGHTS (edited volume, with Angelika Nussberger) (Intersentia, 2023).

ABUSIVE CONSTITUTIONAL BORROWING (with Rosalind Dixon) (Oxford University Press, 2021)

Subject of a book review symposium in volume 7 of the *Canadian Journal of Comparative and Contemporary Law*, with reviews by Mark Tushnet, Tom Ginsburg, Sanford Levinson, and Ran Hirschl. Our response: *Abusive Constitutional Borrowing: A Reply to Commentators*, 7 CAN. J. COMP. & CONTEMP. L. 49 (2021).

Also subject of a book review symposium in volume 12 of the *Journal of Indian Law and Society*, with reviews by Rehan Abeyratne and Arun Thiruvengadam. Our response: *Abusive Borrowing in Asia? A Reply to Commentators*, 12 JOURNAL OF INDIAN LAW AND SOCIETY 125 (2021).

Subject of a blog symposium on Balkinization, with reviews by Jack Balkin, Sam Issacharoff, Alvin Cheung, Kim Lane Scheppele, and Oren Tamir, at <https://balkin.blogspot.com/2021/09/the-importance-of-abusive.html>. Our response *The Importance of Abusive Constitutional Borrowing: A Reply to Commentators*, at <https://balkin.blogspot.com/2021/09/the-importance-of-abusive.html>.

COMPARATIVE CONSTITUTION MAKING (edited volume, with Hanna Lerner) (Edward Elgar Press, 2019).

THE EVOLUTION OF THE SEPARATION OF POWERS (edited volume, with David Bilchitz) (Edward Elgar Press, 2018).

COLOMBIAN CONSTITUTIONAL LAW: LEADING CASES (with Manuel Jose Cepeda) (Oxford University Press, 2017).

Cited in Decision T-493/18 by the Constitutional Court of Colombia.

DERECHOS SOCIALES Y LIMITES A LA REFORMA CONSTITUCIONAL: LA INFLUENCIA DE LA JURISPRUDENCIA DE LA CORTE CONSTITUCIONAL COLOMBIANA EN EL DERECHO COMPARADO (University Externado de Colombia Press, 2015) (Spanish translations of *Abusive Constitutionalism, Political Institutions and Judicial Role in Comparative Constitutional Law, The Reality of Social Rights Enforcement, and The Promise of A Minimum Core Approach: The Colombian Model for Judicial Review of Austerity Measures*).

### Articles & Essays

*Transitional Norms in Constitutions*, 50 YALE JOURNAL OF INTERNATIONAL LAW \_\_\_ (forthcoming 2025).

*Constraining Constitution Making*, \_\_\_ JOURNAL LAW & EMPIRICAL ANALYSIS \_\_\_ (with Adam Chilton, Cristián Eyzaguirre, and Mila Versteeg, peer reviewed) (forthcoming 2024).

*Utopian Constitutionalism in Chile*, 12 GLOBAL CONSTITUTIONALISM 228 (with Rosalind Dixon, invited symposium piece) (2024).

*Restorative Constitutionalism*, 81 WASHINGTON & LEE LAW REVIEW 455 (with Rosalind Dixon) (2024).

*Democracy's Other Boundary Problem: The Law of Disqualification*, 111 CALIFORNIA LAW REVIEW 1633 (with Tom Ginsburg and Aziz Huq) (2023).

*Dobbs, Democracy, and Dysfunction*, 2023 WISCONSIN LAW REVIEW 1569 (with Rosalind Dixon, invited symposium piece).

*Rethinking the Federal Emergency Powers Regime*, 83 OHIO STATE LAW JOURNAL 603 (2023).

*Two Models of Protecting Democracy: Federalism and the U.S. Deviation*, 70 DRAKE LAW REVIEW 605 (2023) (invited symposium piece).

*Sobre fracaso constitucional, constitucionalismo transformador y utopismo (On constitutional failure, Transformative Constitutionalism, and Utopianism)*, 21 INTERNATIONAL JOURNAL CONSTITUTIONAL LAW 1549 (2023) (with Rosalind Dixon, article published in Spanish in special Spanish-language issue).

*Judicial Reform or Abusive Constitutionalism in Israel*, 56 ISRAELI LAW REVIEW 292 (2023) (with Rosalind Dixon and Yaniv Roznai).

*Socioeconomic Rights in Latin America: Closing the Gap between Aspiration and Reality*, 57 REVISTA DERECHO DEL ESTADO (COLOMBIA) 7 (2023).

*Healing Liberal Democracies: The Role of Restorative Constitutionalism*, 36 ETHICS & INTERNATIONAL AFFAIRS 427 (with Rosalind Dixon) (2022) (invited symposium piece).

*A Broad Read of Ely: Political Process Theory for New Democracies*, 19 INTERNATIONAL JOURNAL CONSTITUTIONAL LAW 548 (with Manuel José Cepeda Espinosa) (2021) (peer reviewed symposium piece).

*The Comparative Constitutional Law of Presidential Impeachment*, 88 UNIVERSITY CHICAGO LAW REVIEW 81 (with Tom Ginsburg and Aziz Huq) (2021).

*Federalism, Democracy, and the 2020 Election*, 99 TEXAS LAW REVIEW ONLINE 96 (with Hannah J. Wiseman and Samuel Wiseman) (2021).

*Federalism for the Worst Case*, 105 IOWA LAW REVIEW 1187 (with Hannah Wiseman and Samuel Wiseman) (2020).

*Abusive Judicial Review: Courts Against Democracy*, 53 U.C. DAVIS LAW REVIEW 1313 (with Rosalind Dixon) (2020).

Translated into Georgian in 15 REVIEW CONSTITUTIONAL LAW 3 (2021), Ilia State University School of Law (2021).

*The Causes and Consequences of a Judicialized Peace Process in Colombia*, 18 INTERNATIONAL JOURNAL CONSTITUTIONAL LAW 1303 (2020) (peer reviewed symposium piece).

*Personalism and the Trajectories of Populist Constitutionalism*, 16 ANNUAL REVIEW LAW & SOCIAL SCIENCE 293 (2020).

*Constitutional End-Games: Making Presidential Term Limits Stick*, 71 HASTINGS LAW JOURNAL 359 (with Rosalind Dixon) (2020).

*Choosing Between Simple and Complex Remedies in Socioeconomic Rights Cases*, 69 UNIVERSITY TORONTO LAW JOURNAL 105 (2019) (peer reviewed symposium piece).

*From an Unconstitutional Constitutional Amendment to an Unconstitutional Constitution? Lessons from Honduras*, 8 GLOBAL CONSTITUTIONALISM 40 (with Yaniv Roznai and Rosalind Dixon) (2019) (peer reviewed symposium piece).

*Presidential Term Limits in Latin America: Transnational Constitutional Dialogue as a Double-Edged Sword*, 12 LAW & ETHICS OF HUMAN RIGHTS 225 (2018) (peer reviewed symposium piece).

*Constitutional Design, International Law and Vulnerable Insiders: The Victims of Internal Armed Conflict in Colombia*, 57 VIRGINIA JOURNAL INTERNATIONAL LAW 679 (2018) (invited symposium piece).

*Tiered Constitutional Design*, 86 *GEORGE WASHINGTON LAW REVIEW* 438 (2018) (with Rosalind Dixon).

Cited by the Supreme Court of Kenya, Petition 12 of 2021 (the BBI Case) (Mar. 31, 2021).

*Populist Constitutions*, 85 *UNIVERSITY CHICAGO LAW REVIEW* 521 (2018) (invited symposium piece).

*Substitute and Complement Theories of Judicial Review*, 92 *INDIANA LAW JOURNAL* 1283 (2017).

*Democratic Erosion and Constitution-Making Moments: The Role of International Law*, 3 *U.C. IRVINE INTERNATIONAL LAW JOURNAL* 87 (2017) (invited symposium piece).

*Political Support and Structural Constitutional Law*, 67 *ALABAMA LAW REVIEW* 1069 (2016).

*Selective Entrenchment in State Constitutional Law: Lessons from Comparative Experience*, 69 *ARKANSAS LAW REVIEW* 425 (invited symposium piece) (2016).

*Constraining Constitutional Change*, 50 *WAKE FOREST LAW REVIEW* 859 (2015) (invited symposium piece) (with Rosalind Dixon).

Reviewed by Michael Coenen on the constitutional law section of JOTWELL (Journal of Things we Like (Lots)), Oct. 26, 2015, at <http://conlaw.jotwell.com/can-abusive-constitutionalism-be-checked/>

*Transnational Constitutionalism and a Limited Doctrine of Unconstitutional Constitutional Amendment*, 13 *INTERNATIONAL JOURNAL CONSTITUTIONAL LAW* 606 (2015) (peer-reviewed symposium piece) (with Rosalind Dixon).

Translated into Russian in 2 *Stavnitel'noe konstitutsionno obozrenie* (Comparative Constitutional Review) 32 (2016).

Reviewed by Hoi Kong on the international law section of JOTWELL (Journal of Things we Like (Lots)), Aug. 18, 2016, at <https://intl.jotwell.com/understanding-unconstitutional-amendments-reflections-on-comparative-constitutional-doctrine-and-method/>.

Response to the piece by Sujit Choudhry at 15 *INT'L J. CONST. L.* 826 (2017) and rejoinder by David Landau and Rosalind Dixon at 15 *INT'L J. CONST. L.* 833 (2017).

Cited by the Constitutional Tribunal of Chile, Decision Rol 9797-20-CPT (Dec. 30, 2020) (striking down a temporary constitutional amendment altering the rules of the pension system).

Cited by the Supreme Court of Israel in HCJ 5555/18, Akram Hasson v. Knesset (Jul. 8, 2021) (Isr.) (rejecting challenges to the Basic Law: Nation State).

Cited by the Supreme Court of Kenya, Petition 12 of 2021 (the BBI Case) (Apr. 5, 2022).

Cited by the Supreme Court of Israel in HCJ 5658/23, Movement for Quality Government v. Knesset (Jan. 1, 2024) (striking down changes to the powers of the judiciary).

*Aggressive Weak-Form Review*, 5 *CONSTITUTIONAL COURT REVIEW* 244 (2014) (invited symposium piece).

*A Dynamic Theory of Judicial Role*, 55 BOSTON COLLEGE LAW REVIEW 1501 (2014).  
Selected for presentation at the Harvard/Yale/Stanford Junior Faculty Forum (2014)

*Abusive Constitutionalism*, 47 U.C. DAVIS LAW REVIEW 189 (2013).

Excerpted in VICKI JACKSON & MARK TUSHNET, *COMPARATIVE CONSTITUTIONAL LAW* (3d ed. 2014).

Cited by the Supreme Court of Israel in HCJ 8260/16, *Ramat Gan Academic Center of Law and Business v. Knesset* (Sept. 6, 2017) (Isr.) (striking down a temporary constitutional amendment allowing a budgetary law to be passed biannually rather than annually).

Cited by the Supreme Federal Tribunal of Brazil in ADPF 622, *Medida Cautelar*, Dec. 12, 2019 (Luís Roberto Barroso, J.) (suspending changes by decree to the composition of the National Council of Children and Adolescents).

Cited in a dissent of Constitutional Court of Colombia Decision C-285/16 (Linares, J., dissenting) (striking down a sweeping reform of the judiciary on grounds that it constituted an unconstitutional constitutional amendment).

Cited by the Supreme Court of Israel in HCJ 5658/23, *Movement for Quality Government v. Knesset* (Jan. 1, 2024) (striking down changes to the powers of the judiciary).

*Constitution-Making Gone Wrong*, 64 ALABAMA LAW REVIEW 923 (2013).

Reprinted in *CONSTITUTION MAKING* (Edward Elgar) (Tom Ginsburg & Sujit Choudhry, eds., 2015).

*The Reality of Social Rights Enforcement*, 53 HARVARD INTERNATIONAL LAW JOURNAL 189 (2012).

Response from Mark Tushnet available at:

[http://www.harvardilj.org/2012/04/online\\_53\\_tushnet/](http://www.harvardilj.org/2012/04/online_53_tushnet/)

Sur-reply by author available at: <http://opiniojuris.org/2012/03/19/hilj-landau-responds-to-tushnet-2/>.

Reprinted in *ECONOMIC, SOCIAL AND CULTURAL RIGHTS AS HUMAN RIGHTS* 139 (Edward Elgar) (Olivier De Schutter, ed., 2013).

*The Importance of Constitution-Making*, 89 DENVER LAW REVIEW 611 (2012) (invited symposium piece).

*Political Institutions and Judicial Role in Comparative Constitutional Law*, 51 HARVARD INTERNATIONAL LAW JOURNAL 319 (2010).

Translated into Spanish in 13 *REVISTA DE ECONOMIA INSTITUCIONAL* 13 (2011) (Universidad Externado, Bogota, Colombia).

Excerpted in VICKI JACKSON & MARK TUSHNET, *COMPARATIVE CONSTITUTIONAL LAW* (3d ed., forthcoming 2014).

*The Two Discourses in Colombian Constitutional Jurisprudence: A New Approach to Modeling Judicial Behavior in Latin America*, 3 GEORGE WASHINGTON INTERNATIONAL LAW REVIEW 687 (2005).

*Publicity Rights as Property Rights*, 23 CARDOZO ARTS & ENTERTAINMENT LAW JOURNAL 71 (2005) (with David Westfall).

Case Comment, Civil Procedure – Forum Non Conveniens – Fifth Circuit Holds Mexico to be an Adequate Alternative Forum Despite its \$2500 Cap on Damages for a Child’s Death – *Gonzalez v. Chrysler Corp.*, 301 F.3d 377 (5th Cir. 2002), 116 HARVARD LAW REVIEW 1905 (2003).

## **Book Chapters**

*Local Politics and Regional Rights: Reflections on Comparative International Law in the Americas*, in LATIN AMERICAN INTERNATIONAL LAW \_\_ (Oxford University Press, Alejandro Chehtman, Alexandra Huneus, & Sergio Puig, eds., forthcoming 2024).

*Ancillary Powers of Constitution-Making Bodies*, in REDEFINING COMPARATIVE CONSTITUTIONAL LAW: ESSAYS FOR MARK TUSHNET \_\_ (Oxford University Press, Vicki C. Jackson & Madhav Khosla, eds., forthcoming 2024).

*Defensive Social Rights*, in OXFORD HANDBOOK OF ECONOMIC AND SOCIAL RIGHTS \_\_ (co-authored with Rosalind Dixon) (Malcolm Langford and Katharine G. Young., eds., Oxford University Press, forthcoming 2024).

*Constitutions and Abusive Electoral Regulation* (coauthored with Rosalind Dixon), in THE ENTRENCHMENT OF DEMOCRACY \_\_ (Tom Ginsburg, Aziz Z. Huq, and Tarun Khaitan, eds., Cambridge University Press, forthcoming 2024).

*The Unsettled Canon of Social Rights Enforcement in Latin America*, in GLOBAL CANONS IN AN AGE OF UNCERTAINTY: DEBATING FOUNDATIONAL TEXTS OF CONSTITUTIONAL DEMOCRACY AND HUMAN RIGHTS 427 (Oxford University Press, Sujit Choudhry, Michaela Hailbronner, and Matthias Kumm, eds., 2024).

*Impeachment in Comparative Perspective: An Empirical View*, in IMPEACHMENT IN A GLOBAL CONTEXT: LAW, POLITICS, AND COMPARATIVE PRACTICE 321 (Chris Monaghan, Matthew Flinders, and Aziz Z. Huq, eds., Routledge, 2024) (with Tom Ginsburg and Aziz Z. Huq).

*The Covid-19 Emergency and Instability in Latin America*, in PANDEMOCRACY IN LATIN AMERICA 219 (Hart Publishing, Pablo Riberi, ed., 2024).

*General Report: The Justiciability of Economic, Social, and Cultural Rights* (coauthored with Angelika Nussberger), in THE JUSTICIABILITY OF ECONOMIC, SOCIAL, AND CULTURAL RIGHTS 1 (Intersentia, David Landau & Angelika Nussberger, eds., 2023).

*Can Constitutions Fix Party System Breakdowns? A Skeptical View*, in CONSTITUTIONALISM AND A RIGHT TO EFFECTIVE GOVERNANCE 223 (Vicki C. Jackson and Yasmin Dawood, eds., Cambridge University Press, 2022).

*Designing and Protecting Term Limits* (coauthored with Rosalind Dixon), in *ELGAR HANDBOOK OF COMPARATIVE ELECTION LAW* 344 (James A. Gardner, ed., 2022).

*Constitutional Backsliding and its Responses in Colombia*, in *CONSTITUTIONALISM IN CONTEXT* 497 (Cambridge University Press) (David Law, ed., Cambridge University Press, 2022).

*The Myth of Illiberal Democratic Constitutionalism*, in *Routledge Handbook of Illiberalism* 425 (Stephen Holmes, Andras Sajó, and Renata Uitz, eds., Routledge, 2021).

*The Colombian Model of Structural Socio-economic Rights Remedies: Lessons from and for Comparative Experience*, in *CONSTITUTIONALISM: OLD DILEMMAS, NEW INSIGHTS* 258 (Alejandro Linares-Castillo et al., eds., Cambridge University Press, 2021).

*Justice Cepeda's Institution-Building on the Colombian Constitutional Court: A Fusion of the Political and the Legal*, in *TOWERING JUDGES* 215 (Rehan Abeyratne & Iddo Porat, eds., Cambridge University Press, 2021).

*Courts and Constitution Making in Democratic Regimes: A Contextual Approach*, in *REDRAFTING CONSTITUTIONS IN DEMOCRATIC REGIMES: THEORETICAL AND COMPARATIVE PERSPECTIVES* 78 (Gabriel Negretto, ed., Cambridge University Press, 2020).

*Term Limits and the Unconstitutional Constitutional Amendment Doctrine: Lessons from Latin America* (coauthored with Rosalind Dixon and Yaniv Roznai), in *THE POLITICS OF PRESIDENTIAL TERM LIMITS* 53 (Alex Baturo & Robert Elgie, eds., Oxford University Press, 2019).

*Introduction to Comparative Constitution Making: The State of the Field* (coauthored with Hanna Lerner), in *COMPARATIVE CONSTITUTION-MAKING* 1 (Hanna Lerner & David Landau, eds., Edward Elgar Press, 2019).

*Constituent Power and Constitution-Making in Latin America*, in *COMPARATIVE CONSTITUTION-MAKING* 567 (Hanna Lerner & David Landau, eds., Edward Elgar Press, 2019).

*Constitutional Non-Transformation? Socioeconomic Rights beyond the Poor* (coauthored with Rosalind Dixon), in *THE FUTURE OF SOCIAL AND ECONOMIC RIGHTS* 110 (Katharine G. Young, ed., Cambridge University Press, 2019).

*Constitution-Making and Authoritarianism in Venezuela: The First Time as Tragedy, the Second as Farce*, in *CONSTITUTIONAL DEMOCRACY IN CRISIS?* 161 (Mark Tushnet, Sandy Levinson, and Mark Graber, eds., Oxford University Press, 2018).

*Courts and Support Structures: Beyond the Classic Narrative*, in *COMPARATIVE JUDICIAL REVIEW* 226 (Edward Elgar Press) (Erin F. Delaney & Rosalind Dixon, eds., Edward Elgar Press, 2018).



*Socioeconomic Rights and Majoritarian Courts in Latin America*, in CONSTITUTIONALISM IN THE AMERICAS 188 (Colin Crawford & Daniel Bonilla Maldonado, eds., 2018).

*Introduction: The Evolution of the Separation of Powers in the Global South and Global North* (coauthored with David Bilchitz), in THE EVOLUTION OF THE SEPARATION OF POWERS 1 (David Bilchitz & David Landau, eds.) (Edward Elgar Press, 2018).

*Institutional Failure and Intertemporal Theories of Judicial Role in the Global South*, in THE EVOLUTION OF THE SEPARATION OF POWERS 31 (David Bilchitz & David Landau, eds.) (Edward Elgar Press, 2018).

*South African Social Rights Jurisprudence and the Global Canon: A Revisionist View*, in CONSTITUTIONAL TRIUMPHS, CONSTITUTIONAL DISAPPOINTMENTS: A CRITICAL ASSESSMENT OF THE 1996 SOUTH AFRICAN CONSTITUTION'S LOCAL AND INTERNATIONAL INFLUENCE 406 (Theunis Roux and Rosalind Dixon, eds.) (Cambridge University Press 2018).

*Legal Pragmatism and Comparative Constitutional Law*, in COMPARATIVE CONSTITUTIONAL THEORY 208 (Gary Jacobsohn and Miguel Schor, eds., 2018).

Reviewed on JOTWELL by Mark Kende at <https://conlaw.jotwell.com/pragmatist-constitutionalism-in-comparative-perspective/>.

Cited by the Supreme Court of Canada, Quebec (Attorney General) v. 9147-0732 Québec inc., 2020 SCC 32 (determining that corporations do not benefit from the right to be free of cruel and unusual treatment or punishment)

*Judicial Role and the Limits of Constitutional Convergence in Latin America*, in COMPARATIVE CONSTITUTIONAL LAW IN LATIN AMERICA 217 (Edward Elgar Press, Tom Ginsburg & Rosalind Dixon, eds., 2017).

*Constitutional Endurance and Democracy: Judging Constitutional Performance* (with Rosalind Dixon), in ASSESSING CONSTITUTIONAL PERFORMANCE 268 (Tom Ginsburg & Aziz Huq, eds., Cambridge University Press, 2016)

*The Promise of A Minimum Core Approach: The Colombian Model for Judicial Review of Austerity Measures*, in ECONOMIC AND SOCIAL RIGHTS AFTER THE GLOBAL FINANCIAL CRISIS 267 (Aoife Nolan, ed., Cambridge University Press, 2014).

## **Book Reviews**

*Book Review Essay: New Directions in the Comparative Law and Politics of Judicial Review* (review of Theunis Roux, *The Politico-Legal Dynamics of Judicial Review: A Comparative Analysis* and David M. Brinks & Abby Blass, *The DNA of Constitutional Justice in Latin America*), 55 TULSA L. REV. 225 (2020).

*Book Review: Fragile Democracies: Contested Power in the Age of Constitutional Courts* (by Samuel Issacharoff), 13 INT'L J. CONST. L. 1082 (2015)

*Book Review: Cultures of Legality: Judicialization and Political Activism in Latin America* (by Javier A. Couso, Alexandra Huneeus, & Rachel Sieder), 46 LAW & SOCIETY REVIEW 205 (2012).

### **Encyclopedia Entries**

Entries on “Social Rights,” “Colombian Constitutional Court,” “Decision T-025 (2004) (Colombia),” “Decision T-426 (1992) (Colombia),” Max Planck Encyclopedia of Comparative Constitutional Law (2017).

### **Op-Eds**

“Op-ed: The 25<sup>th</sup> Amendment Can Remove Trump, but We Shouldn’t Stop There,” N.Y. TIMES, Jan. 7, 2021 (with Rosalind Dixon), available at <https://www.nytimes.com/2021/01/07/opinion/trump-25th-amendment-impeachment.html>. Cited in the *Trial Memorandum of the United States House of Representatives in the Impeachment Trial of President Donald J. Trump*, Feb. 2, 2021, available at [https://judiciary.house.gov/uploadedfiles/house\\_trial\\_brief\\_final.pdf](https://judiciary.house.gov/uploadedfiles/house_trial_brief_final.pdf).

“Op-ed: Impeachment has Rebooted Other Democracies Stuck in Corruption and Gridlock,” L.A. TIMES, Dec. 15, 2019 (with Tom Ginsburg and Aziz Huq), available at <https://www.latimes.com/opinion/story/2019-12-15/impeachment-democracy-presidents-donald-trump>

“Op-ed: Fixing Latin America’s ‘Strong-Man’ Problem,” INT’L N.Y. TIMES, Dec. 17, 2015 (with Brian Sheppard and Rosalind Dixon), available at <http://www.nytimes.com/2015/12/18/opinion/how-to-fix-latin-americas-strongman-problem.html>.

“Op-ed: Why Honduras’s Judiciary is its Most Dangerous Branch,” INT’L N.Y. TIMES, June 26, 2015 (with Brian Sheppard), available at [http://www.nytimes.com/2015/06/26/opinion/why-hondurass-judiciary-is-its-most-dangerous-branch.html?\\_r=0](http://www.nytimes.com/2015/06/26/opinion/why-hondurass-judiciary-is-its-most-dangerous-branch.html?_r=0).

“Op-ed: Egypt’s Constitutional Crisis,” L.A. TIMES, Aug. 8, 2013 (with Jill Goldenziel), available at <http://www.latimes.com/news/opinion/opinionla/la-oe-landau-egypt-constitution-20130808,0,2851442.story>.

“Op-ed: Fixing Honduras,” L.A. TIMES, June 7, 2011 (with Noah Feldman & Brian Sheppard), available at <http://articles.latimes.com/2011/jun/07/opinion/la-oe-landau-honduras-20110607>.

### **Amicus Briefs**

Co-author, Brief of Comparative Constitutional Law Professors as Amici Curiae in Support of Plaintiffs-Counter-Defendants-Appellants in *Petroleos de Venezuela et al. v. MUFG Union Bank*, N.A., available at [https://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=3817724](https://papers.ssrn.com/sol3/papers.cfm?abstract_id=3817724).

Co-author (w/ Rosalind Dixon), Amicus Brief, Supreme Court of Kenya, Petition 12 of 2021 (the BBI Case).

### **Reports & Governmental Consulting**

Consultant, United Nations Development Project (UNDP), Project on Constitutional Bills of Rights, December 2017

Report to the Commission on Truth and Reconciliation of Honduras: Constitutional Issues, Commission on Truth and Reconciliation of Honduras, March 2011 (with Noah Feldman, Brian Sheppard, & Leonidas Rosa Suazo) (available in both English and Spanish).

### **Other Teaching Activities**

Faculty Advisor: Journal of Transnational Law and Policy (JTLP), 2012-present; International Law Students Association (ILSA), 2012-present; American Constitution Society, 2017-present

Law Review Papers Supervised: Aaron Gott (2011); Parker Jordan (2011); Adam Kramarow (2011); Curtis Filaroski (2012); Daniel Gaffney (2012); Alison Hofheimer (2012); Kristen Rowland (2013); Mason Maney (2014); Ashley Houlihan (2014); Joseph Hart (2014); Kaitlyn Cawley (2015); Michael Piccolo (2015); Michael Hoffman (2016); Megan Bradley (2016); Hannah Rodgers (2017); Caroline Poor (2017); Jeffrey Grosholz (2017); Christina Behan (2018); Matthew Henderson (2019); Markus Dangl (2019); Kassie Satterly (2019); Alex Clise (2020); Nikki Branch (2020); Peyton Smith (2020); Anne Murphy (2021); Jacob Shapiro (2021); Madeline Dixon (2021); Matthew Linsky (2022); Kristen Anderson (2022); Jeremy Wells (2022); Kevin Griffin (2023); Michael Bartnick (2023); Kaitlin Nelson (2023)

Supervised Research Internship: Mario Perez, fall 2012

Directed Independent Study: Margaret Spicer, spring 2014; Christina Draguta, spring 2016; Katheryn Goulfine, fall 2017; Alex Reyes, spring 2020; Ricardo Arevalo, summer 2020; Nabeha Shaer, fall 2020; Nicholas Concilla, fall 2020; Dylan Levinson, spring 2021; Mackie Taranto, fall 2021; Joseph Evans (fall 2022; spring 2023; summer 2023); Miguelson Charles (fall 2023)

Senior Honors Thesis supervisor: Courtney Saunders, French Jurisprudence in the International Criminal Court, Department of International Affairs, 2018-2019

Master's Examination Committee: Nathalie Labao, International Affairs, April 2015

Ph.D. Dissertation Chair: Michael Cruz Rodriguez, Universidad Nacional de Colombia (Bogota), Department of Law (completed 2018)

Ph.D. Dissertation Examiner (External): SM Atia Naznin, *Forced Slum Evictions in Bangladesh: The Role of Structural Injunction as an Appropriate Judicial Remedy*, Macquarie University (Sydney, Australia), Department of Law (2019); Evan Rosevear, *Judicial Interpretation of Social Rights: The Rights to Education, Health, and Housing in Brazil and South Africa*, University of

Toronto, Political Science (2020); Joao Vitor Cardoso, *Una Constitucion en Construccion: Ethnografia de la Convencion Constitucional de Chile*, Universidad de Chile, Faculty of Law (2024); Mariam Begadze, *Judicializing Positive Right to Health in India, South Africa, and Colombia: Implications for Separation of Powers*, Central European University, Faculty of Law (2024).

Coach for the Jessup Public International Moot Court Team, 2011-2013

### **External Professional Service**

Editorial Board, *Global Constitutionalism*, Sept. 2020-present.

Advisory Board, *International Journal of Constitutional Law (I-CON)*, January 2013-present.

Advisory Board, *Max Planck Encyclopedia of Comparative Constitutional Law (MPECCoL)*, February 2016-present.

Associate Editor, *The Rule of Law in Context Book Series*, Hart Publishing, Mar. 2018-present

ICON-S Council, July 2019-July 2022.

Chair, Program Committee, 4th Annual Younger Comparativists Committee (YCC) Conference, Florida State University College of Law, Tallahassee, FL, April 16-17, 2015.

Board Member, Younger Comparativists Committee (YCC), American Society of Comparative Law (ASCL), Oct. 2015-Oct. 2017.

Scholarship Advisory Group (SAG), Younger Comparativists Committee (YCC), American Society of Comparative Law (ASCL), March 2011-Sept. 2015. Chair, March 2013-Sept. 2015.

Manuscript Reviewer or Referee, Journals: *American Political Science Review*; *American Journal of Comparative Law*; *Law & Society Review*; *Democratization*; *Government and Opposition*; *Global Constitutionalism*; *South African Journal on Human Rights*; *Kyklos*; *Israel Law Review*; *Politica y gobierno (Mexico)*; *Constitutional Studies*; *International Journal of Constitutional Law*; *Journal of Comparative Politics*; *European Journal of Comparative Law and Governance*, *Oxford Journal of Legal Studies*; *Government and Opposition*; *Water*; *Law and Social Inquiry*; *Constitutional Court Review*; *Constellations*; *Journal of Institutional Economics*; *Journal of Law and Religion*; *Canadian Journal of Latin American and Caribbean Studies*; *Law and Policy*.

Manuscript Reviewer or Referee, Books: Cambridge University Press; Oxford University Press; Edward Elgar Publishing, Springer; Routledge; Penn Press.

### **Internal Professional Service**

Florida State University, University Teaching Award Committee, 2016-2018; Vice President of Research Search Committee, 2021-2022.

Florida State University College of Law, Appointments Committee, 2014-2015; 2019-2020; Admissions Committee, 2011-2012, 2015-2016, 2016-2017; 2017-2018; 2019; 2022-2023; 2023-2024; Curriculum Committee, 2015-2016; 2017-2018; 2019; 2023-2024 (chair); 2024-2025 (chair); Clerkship Committee, 2017-2018; Promotion & Tenure Committee, 2020-2021; 2021-2022; 2024-2025.

Florida State University, Faculty Grievance Committee, 2011-2017

### **External Conferences and Presentations**

“Keynote Address: Revisión judicial abusiva: impacto de los Tribunales Constitucionales sobre la democracia,” Conference on Democratic Erosión and Threat to Fundamental Rights in the Americas, Pontificia Universidad Catolica del Peru (PUCP), Lima, Peru, Sept. 27, 2024 (participated virtually).

Discussant, Book Roundtable on *Pandemocracy in Latin America: Revisiting the Political and Constitutional Dimension of the Pandemic*, IE University, Madrid, Spain, July 10, 2024.

“Transitional Norms in Constitutions,” Annual Meeting of the International Association of Public Law (ICON-S), IE University, Madrid, Spain, July 9, 2024

Discussant, Book Roundtable on *Trust, Courts and Social Rights: A Trust-Based Framework for Social Rights Enforcement* (by David Vitale), Annual Meeting of the International Association of Public Law (ICON-S), IE University, Madrid, Spain, July 9, 2024

“Independent Accountability Institutions in the United States,” Law and Society Association Annual Meeting, Denver, Colorado, June 6, 2024.

“Utopian Constitutionalism” (with Rosalind Dixon), Yale Workshop on the Future of Constitutionalism, Yale Law School, New Haven, Connecticut, Jan. 19, 2024.

“*Dobbs*, Democracy, and Dysfunction,” Faculty Workshop: William & Mary School of Law, Williamsburg, Virginia, Oct. 26, 2023.

Keynote Address: Courts and the Protection of Democracy, First Regional Congress of the Colombian Caribbean Administrative Jurisdiction, Cartagena, Colombia, Oct. 12, 2023.

Presenter, Panel on Constitutional Amendment and Democracy: Judicial Control and Legitimacy, ICON-S Colombia Annual Conference, University of Cartagena, Cartagena, Colombia, Oct. 12, 2023.

“*Dobbs*, Democracy, and Dysfunction,” Faculty Workshop: Texas A&M School of Law, Ft. Worth, Texas, Oct. 5, 2023.

“Transitional Norms in Constitutions,” Faculty Workshop: University of Miami School of Law, Miami, Florida, Sept. 28, 2023.

“Utopian Constitutionalism in Chile,” Panel on Constitutional (Non)reform in Chile: Lessons for Global Constitutionalism, Annual Meeting of the International Association of Public Law (ICON-S), Wellington, New Zealand, Jul. 4, 2023 (with Rosalind Dixon) (virtual – via zoom).

“The Role of Judges in Strengthening Democracy,” Judicial Training School of the 3<sup>rd</sup> Region (EMAG), Sao Paulo, Brazil, June 27, 2023.

“Utopian Constitutionalism in Chile,” Seminar on the Chilean Constitutional Process, 2020-2022: Reflections on the Causes and Consequences of its Failure, Pontificia Universidad Catolica de Chile, Santiago, Chile, June 22, 2023.

Commentator, Sub-Commission 4: Economic, Social, Cultural, and Environmental Rights, Seminar on the Chilean Constitutional Process: Comparative Discussion on the Draft (*Anteproyecto*), Centro de Estudios Publicos (CEP) and International IDEA, Santiago, Chile, June 19, 2023.

“Courts and the Protections of the Democratic Minimum Core,” Lessons Learned for Institutional Design from Democratic Backsliding Roundtable, International IDEA, Washington, DC, June 6, 2023.

“*Dobbs*, Democracy, and Dysfunction,” Public Law in the States Conference, State Democracy Research Initiative, University of Wisconsin Law School, Jun. 1, 2023 (virtual – by zoom).

“Executive Power in the United States,” Course on the Influence of the United States Constitution in Latin American constitutionalism With Emphasis in México, Universidad Autonoma de Mexico (UNAM) Faculty of Law, Division of Continuing Education, May 9, 10, and 19, 2023 (three lectures) (virtual – by zoom).

Commentator, Panel on Comparative Political Process Theory Foundations and Responsive Remedies, Symposium: The New Comparative Political Process Theory, University of Tokyo Transnational Law Center, Apr. 24, 2023 (virtual – via zoom).

“Restorative Constitutionalism,” Doctoral Colloquium, Universidad de los Andes, Apr. 14, 2023.

“Utopian Constitutionalism in Chile,” Conference on Constitution-Making in the Global South, University of Wisconsin Law School, Madison, Wisconsin, Mar. 24, 2023.

Commentator, Book Roundtable on *We the Mediated People* (by Joshua Braver), Conference on Constitution-Making in the Global South, University of Wisconsin Law School, Madison, Wisconsin, Mar. 24, 2023.

“*Dobbs*, Democracy, and Dysfunction,” State Democracy Research Initiative Academic Roundtable, University of Wisconsin Law School, Jan. 27, 2023 (with Rosalind Dixon) (virtual – via zoom).

“Restorative Constitutionalism,” UCLA Comparative Constitutional Law Workshop, Los Angeles, CA, Jan. 6, 2023 (with Rosalind Dixon).

“Constraining Constitutional Drafting,” UCLA Comparative Constitutional Law Workshop, Los Angeles, CA, Jan. 6, 2023 (with Adam Chilton, Cristián Eyzaguirre, & Mila Versteeg).

“The Enforcement of Social Rights,” Colegio de Abogados de Paraguay, Asuncion, Paraguay, Oct. 28, 2022.

Co-rapporteur (with Angelika Nussberger), General Report on the Justiciability of Economic, Social, and Cultural Rights, Congress of the International Academy of Comparative Law (IACL), Asuncion, Paraguay, Oct. 28, 2022.

“Civil Remedies for Russian Wrongdoing in U.S. Courts,” Webinar on Civil Remedies for the Russia-Ukraine Conflict in U.S. Courts, International Bar Association-Ukrainian National Bar Association Joint Event, Oct. 13, 2022 (virtual – via zoom).

“*Dobbs*, Democracy, and Dysfunction,” American Constitution Society and Center for Voting Rights, Columbia Law School, New York, NY, Oct. 7, 2022.

Discussant, Panel on Institutional Reflection, Chilean Constitutional Forum Day, David Rockefeller Center for Latin American Studies (DRCLAS), Harvard University, Cambridge, MA, Oct. 6, 2022.

Panelist, “How does the Proposal of Chile’s New Constitution Look?” Academic Forum for the New Constitution in Chile, David Rockefeller Center for Latin American Studies (DRCLAS), Harvard University, July 13, 2022 (virtual – via zoom).

“Abusive Constitutional Borrowing” (w/ Rosalind Dixon), Author Meets Reader (AMR) Session: *Power to the People* by Mark Tushnet and Bojan Bugarcic and *Abusive Constitutional Borrowing* by Rosalind Dixon and David Landau, Annual Meeting of the Law and Society Association, Jul. 13, 2022 (virtual – via zoom).

Panelist, Book Discussion on *The Rule of Law in Brazil: The Legal Construction of Inequality* (by Juliano Zaiden Benvindo, Hart 2022), Annual Meeting of the International Association of Public Law (ICON-S), Jul. 6, 2022 (virtual – via zoom).

“Constitutional Backsliding: Colombia,” Constitutionalism in Context II: The Frontiers of the Field, Annual Meeting of the International Association of Public Law (ICON-S), Jul. 5, 2022 (virtual – via zoom).

“Abusive Constitutional Borrowing” (w/ Rosalind Dixon), Book Discussion: *Power to the People* by Mark Tushnet and Bojan Bugarcic and *Abusive Constitutional Borrowing* by Rosalind Dixon and David Landau, Annual Meeting of the International Association of Public Law (ICON-S), Jul. 5, 2022 (virtual – via zoom).

“Restorative Constitutionalism” (w/ Rosalind Dixon), Restorative Constitutionalism I: Theoretical Perspectives, Annual Meeting of the International Association of Public Law (ICON-S), Jul. 4, 2022 (virtual – via zoom).

Discussant, “Constitutional Identity in Comparative Latin American Case Law,” University of Melbourne, Centre for Comparative Constitutional Studies, Workshop on Constitutional Identity, June 20, 2022.

“The New Social Rights from a Comparative Perspective,” Centro de Estudios Publicos (CEP), Santiago, Chile, June 16, 2022.

“Reflections on Social Rights,” 2022 Sokol Colloquium on Comparative Human Rights Law, 2022 Sokol Colloquium on Comparative Human Rights Law, University of Virginia School of Law, June 3, 2022.

“Constitutions and Abusive Electoral Regulation” (w/ Rosalind Dixon), Panel on Abusive Regulation and Democratic Backsliding, Conference on The Constitutional Law of Democracy Around the World: How Elections, Parties, and the Right to Vote are Enshrined Globally, University of Chicago Law School, May 13, 2022.

“The Chilean Constituent Process: A Comparative Perspective,” Pontificia Universidad Catolica de Chile, Faculty of Law, Santiago, Chile, May 10, 2022.

“Methodology in Comparative Constitutional Law,” Universidad Diego Portales, Faculty of Law, Santiago, Chile, May 9, 2022.

“The Colombian Model of Structural Socioeconomic Rights Remedies: Lessons from and for Comparative Experience,” Universidad Adolfo Ibanez, School of Government, Santiago, Chile, May 5, 2022.

“The Law of Democratic Disqualification,” Comparative Law Work in Progress Workshop, Hosted by University of Illinois College of Law, Feb. 5, 2022 (virtual – via zoom).

“The Law of Democratic Disqualification,” Panel on The Law and Politics of Democratic Erosion and Rebirth, Annual Meeting of the American Society of Comparative Law, Oct. 21, 2021 (virtual – via zoom).

Panelist, “Economic, Social and Cultural Rights: How Can They Best be Guaranteed? International Perspectives,” International Congress on Subsidy Systems as Providers of Social Services: A Theoretical and Practical Approach, Superintendent of Family Subsidies, Universidad Sergio Arboleda, Bogota, Colombia, Sept. 24, 2021 (virtual – via zoom).



“Abusive Constitutional Borrowing” (with Rosalind Dixon), Webinar on Constitutional Populism: Friend or Foe of Constitutional Democracy? University of New South Wales and University of Sydney, Sept. 22, 2021 (virtual – via zoom).

“Abusive Judicial Review: Courts Against Democracy,” Panel Discussion: Judiciary and Democracy – Abusive Judicial Review and its Impact on Democracy (Presentation of Volume 15 of the REV. CONST. L.), Ilia State University, Tbilisi, Georgia, Sept. 10, 2021 (virtual – via zoom).

“The Colombian Model of Socioeconomic Rights Enforcement in Comparative Perspective,” Panel on Social Rights in State and Society, Conference on Advances and Regression on Social Rights: Where are we? And Where are we Going? Universidad del Rosario, Colombia, Jul. 15, 2021 (virtual – via zoom).

“Abusive Constitutional Borrowing” (with Rosalind Dixon), Seminar Series in Constitutionalism and Democracy, Universidade Federal de Minas Gerais (UFMG), Brazil, Jul. 14, 2021 (virtual – via zoom).

“Designing and Protecting Presidential Term Limits” (with Rosalind Dixon), Panel: Authoritarian Populism and Constitutional Design, Annual Meeting of the International Association of Public Law (ICON-S), Jul. 8, 2021 (virtual – via zoom).

“A Broad Read of Ely: Political Process Theory for New Democracies” (with Manuel Jose Cepeda Espinosa), Panel: Judicial Power and Judicial Strategy, Annual Meeting of the International Association of Public Law (ICON-S), Jul. 7, 2021 (virtual – via zoom).

Author, Book Roundtable, *Abusive Constitutional Borrowing* (with Rosalind Dixon), Annual Meeting of the International Association of Public Law (ICON-S), Jul. 7, 2021 (virtual – via zoom).

Commentator, “Conceptualizing and Measuring Constitutional Reasoning in Latin America” (by Sebastián Umpierrez de Reguero), Panel: Between a Rock and a Hard Place: Constitutional Reasoning in Latin America, Annual Meeting of the International Association of Public Law (ICON-S), Jul. 6, 2021 (virtual – via zoom).

Commentator, “Constitutional Reasoning in Latin America (by Johanna Fröhlich), Columbia Law School Workshop: Comparative Constitutional Law of the Global South, June 23, 2021 (virtual – via zoom).

“Ancillary Powers of Constituent Assemblies,” Conference in Honor of Mark Tushnet's Contributions to Comparative Constitutional Law, Harvard Law School, June 18, 2021 (virtual – via zoom).

Author, Author Meets Reader Session: *Abusive Constitutional Borrowing* (with Rosalind Dixon), Law and Society Association Annual Meeting, May 29, 2021 (virtual – via zoom).

Panelist, Roundtable: A Small Democratic Transition in the United States? The Biden Presidency and the Legacies of Trumpism, Law and Society Association Annual Meeting, May 28, 2021 (virtual – via zoom).

Panelist, Book Launch Event: *Legal Barbarians: Identity, Modern Comparative Law, and the Global South* (Daniel Bonilla), May 13, 2021 (virtual – via zoom).

Commentator, “Hybridity and Constitutional Taxonomy in Latin America” (Francisca Pou), Law and Ethics of Human Rights Conference on Mixed Constitutions and Human Rights, May 3, 2021 (virtual – via zoom).

“Restorative Constitutionalism” (with Rosalind Dixon), U. Maryland Constitutional Law Schmooze, Feb. 26, 2021 (virtual – via Zoom).

“EE.UU: Una Sociedad Bloqueda?” Reflection on the Storming of the Capitol Events and their Constitutional and Legal Consequences, Instituto Iberoamericano de Derecho Constitucional, Feb. 24, 2021 (virtual – via Zoom).

“Abusive Judicial Review,” Indiana University, Center for Constitutional Democracy, Feb. 19, 2021 (virtual – via Zoom).

Commentator, Panel on Constitutional Law in the Age of Polarization, The Global Summit – International Forum on the Future of Constitutionalism, Jan. 14, 2021 (virtual – via Zoom).

“Abusive Constitutional Borrowing,” Plenary Presentation (with Rosalind Dixon), The Global Summit – International Forum on the Future of Constitutionalism, Jan. 13, 2021 (virtual – via Zoom).

“Democratic Erosion and Abusive Judicial Review,” International Association of Constitutional Law (IACL) Roundtable on Democracy 2020: Assessing Constitutional Decay, Breakdown, and Renewal Worldwide, Nov. 11, 2020 (virtual – via Zoom).

Speaker: Panel Reviewing *How Constitutional Rights Matter* (by Adam Chilton and Mila Versteeg), Conference on Measuring Impact in Constitutional Law, Coase-Sandor Institute for Law and Economics, University of Chicago Law School, Oct. 23, 2021 (virtual – via Zoom).

Lecture on “Abusive Judicial Review,” Course on “Modern Challenges in Constitutionalism: Perspectives from the World’s Leading Experts,” The International Forum on the Future of Constitutionalism, June 3, 2020 (virtual – via Zoom).

Speaker, Roundtable: The Trump Presidency and the American Constitutional Order, Law and Society Association Annual Meeting, May 31, 2020 (virtual – via Zoom).

Speaker, Reflections on a Distinguished Career: Mark Tushnet's Contributions to Comparative Law, Association of American Law Schools (AALS) Annual Meeting, Washington, DC, Jan. 5, 2020.

Speaker, Authors Meet Readers: Constitutional Amendments: Making, Breaking, and Changing Constitutions by Richard Albert, Association of American Law Schools (AALS) Annual Meeting, Washington, DC, Jan. 2, 2020.

"Abusive Judicial Review," Colloquium on Comparative Constitutional Law and Politics, University of Texas at Austin School of Law, Nov. 12, 2019.

Presenter, Plenary Panel on Public Law and Social Change, ICON-S Colombia Second Annual Meeting, Universidad de Caldas, Manizales, Colombia, Oct. 25, 2019.

"Abusive Judicial Review," American Society of Comparative Law (ASCL) Annual Meeting, Hot Topics Panel, University of Missouri School of Law, Columbia, Missouri, Oct. 18, 2019.

"Choosing Between Simple and Complex Remedies in Socioeconomic Rights Cases," ICON-S Mexican Chapter Annual Conference, ITAM University, Mexico City, Mexico, Sept. 26, 2019.

"Designing a Judiciary," Conference on Judicial Independence, Tribunal Constitucional de Chile, Santiago, Chile, Aug. 9, 2019.

"Abusive Judicial Review," Faculty Workshop, Universidad de Desarrollo, Santiago, Chile, Aug. 8, 2019.

Chair, Plenary Panel on Public Law, Democratic Backsliding and the Erosion of Liberal Democracy, Annual Meeting of the International Society of Public Law (ICON-S), Pontificia Universidad Catolica de Chile, Santiago, Chile, July 3, 2019.

"Abusive Judicial Review: Courts Against Democracy," Annual Meeting of the International Society of Public Law (ICON-S), Pontificia Universidad Catolica de Chile, Santiago, Chile, July 3, 2019.

"The Colombian Model of Structural Socioeconomic Rights Remedies: Lessons from and for Comparative Experience," Annual Meeting of the International Society of Public Law (ICON-S), Pontificia Universidad Catolica de Chile, Santiago, Chile, July 1, 2019.

"Abusive Judicial Review: Courts Against Democracy," Public Law and Human Rights Research Workshop, The Hebrew University of Jerusalem Faculty of Law, May 29, 2019.

"Abusive Judicial Review: Courts Against Democracy," 6<sup>th</sup> Annual Symposium on Constitutional Agendas, IDC Herliyza, Harry Radzyner Law School, May 27, 2019.

“The Uses and Abuses of the Unconstitutional Constitutional Amendments Doctrine in Latin America,” Limits on Constitutional Change Symposium – Saviors to or Opponents of Democracy? IDC Herliyza Harry Radzyner Law School, May 23, 2019.

Participant, Workshop on Effective Governance and Constitutionalism, Harvard Law School, May 2-3, 2019.

“Federalism for the Worst Case,” University of Illinois Constitutional Law Colloquium, Apr. 22, 2019.

“Abusive Judicial Review and the Distortion of Human Rights Norms,” Panel on The Foundations of Human Rights: Law and Constitutions, Human Rights and the Politics of Solidarity: An International Conference in Honor of the Late Wiktor Osiatynski, University of Connecticut, Human Rights Institute, Apr. 4, 2019.

“Beyond Experimentalism in the Enforcement of Social Rights,” 13th Conference of the Constitutional Jurisdiction (Constitutional Court of Colombia): The Constitutional Court in Global Perspective, Bogota, Colombia, Jan. 24, 2019.

“Judicial Review of Peace: The Colombian Constitutional Court and the Colombian Peace Process,” Conference on Peace Processes, Federalism and Constitution-Making: Comparative Perspectives on the Complexities of Conflict Resolution and Maintenance, University of New South Wales, Sydney, Australia, Dec. 6, 2018.

Opening Conference, “La ruptura del principio de separación de poderes en el Estado constitucional contemporáneo,” XIX Jornadas de Derecho Constitucional: ¿El Estado constitucional en jaque? Universidad Externado de Colombia, Bogota, Colombia, Oct. 17, 2018.

Two Track, One Track, No Track: Varying Paths to Enforcing Socioeconomic Rights, Remedies for Violation of Human Rights Symposium, University of Toronto Faculty of Law, Toronto, Canada, Sept. 28, 2018.

Panelist, Book Roundtable on *The Adventures of the Constituent Power: Beyond Revolutions?* (by Andrew Arato), American Political Science Association Annual Meeting, Boston, MA, Sept. 2, 2018.

“Abusive Judicial Review” (with Rosalind Dixon), Panel on Courts as Democracy Builders in Comparative Perspective, Annual Meeting of the International Association of Public Law (ICON-S), Hong Kong, China, June 27, 2018

“Constitution-Making and Authoritarianism in Venezuela: The First Time as Tragedy, the Second as Farce,” Panel on Democracy in Crisis II, Annual Meeting of the International Association of Public Law (ICON-S), Hong Kong, China, June 26, 2018

Panelist, Book Roundtable on *The Alchemists: Questioning our Faith on Courts as Democracy Builders* (by Tom Daly), Annual Meeting of the International Association of Public Law (ICON-S), Hong Kong, China, June 26, 2018

“Constitutional Backsliding: Colombia,” Panel on Constitutionalism in Context, Annual Meeting of the International Association of Public Law (ICON-S), Hong Kong, China, June 25, 2018

Discussant, “Classification Confusion” & “Teaching Islamic Law in a Positivist Environment,” 5<sup>th</sup> Annual Montpellier Roundtable on Comparative Constitutional Law, James Madison’s Montpellier, VA, Oct. 21, 2017.

“Formal Constitutional Change and Democratic Erosion,” Roundtable on Authoritarian Constitutionalism, Princeton University, University Center for Human Values, Oct. 13, 2017.

Closing Address, “The Efficacy and Impact of Judicial Decisions,” 12th Conference of the Constitutional Jurisdiction (Constitutional Court of Colombia): Balance of 25 Years of Jurisprudence, San Juan de Pasto, Colombia, Sept. 30, 2017.

Commentator, Conference on Constitutions, Human Rights, and Economic Inequality, University of New South Wales, Sydney, Australia, Aug. 10, 2017.

“Tiered Constitutional Design,” Brown Bag Talk, University of Melbourne Law School, Aug. 8, 2017.

“Doctrinal Capture and the Unconstitutional Constitutional Amendment Doctrine,” Comparative Constitutional Law Work in Progress Roundtable, Gilbert & Tobin Center, University of New South Wales, Sydney, Australia, Aug. 7, 2017.

“Constitutional Non-Transformation? Socioeconomic Rights beyond the Poor,” Panel on Constitutionalism or Dead Letter? The Curious Case of the Constitutional Court of Colombia, Annual Meeting of the International Association of Public Law (ICON-S), Copenhagen, Denmark, July 7, 2017.

“Tiering Constitutional Amendment” (w/ Rosalind Dixon), Panel on Courts, Constitutions, and Democratic Hedging, Annual Meeting of the International Association of Public Law (ICON-S), Copenhagen, Denmark, July 6, 2017.

Discussant, Panel on High Courts and Executive Leadership in Latin America: An Ambivalent Relationship, Annual Meeting of the International Association of Public Law (ICON-S), Copenhagen, Denmark, July 6, 2017.

Discussant, Panel on Constitutional Actors and Constitutional Change: Comparative Perspectives, Annual Meeting of the International Association of Public Law (ICON-S), Copenhagen, Denmark, July 5, 2017.

Discussant, Panel on Judicial Review in Colombia: The Peace Process and Beyond, International Meeting on Law & Society, Mexico City, Mexico, June 23, 2017.

“Democratic Erosion and Constitution-Making Moments: The Role of International Law,” Panel on Constitution-Making as Transnational Legal Order I, International Meeting on Law & Society, Mexico City, Mexico, June 22, 2017.

Discussant, Panel on Constitutional Amendment and Democracy, International Meeting on Law & Society, Mexico City, Mexico, June 20, 2017.

“Why Constitutionalism? Formal Constitutional Change and Democratic Erosion,” U. Chicago Law Review Symposium, May 12, 2017.

Commentator, Panel on Financial Crises: Economic Constraints and Consequences, Economic Constitutionalism Workshop, Columbia law School, Apr. 28, 2017.

“Formal Constitutional Change and Democratic Erosion,” U. Maryland Con Law Schmooze, Baltimore, Maryland, Mar. 3, 2017.

“Las contribuciones de la Corte Constitucional de Colombia al derecho constitucional comparado,” Annual inaugural lecture for the law faculty, EAFIT University, Medellin, Colombia, Feb. 10, 2017.

“Structure and the Limits of Transnational Dialogue: The Example of Term Limits in Latin America,” Conference on Global Constitutionalism, Clough Center for the Study of Constitutional Democracy, Boston College Law School, Dec. 2, 2016.

“Courts and Support Structures: Rethinking the Standard Narrative,” Conference on Comparative Judicial Review, Northwestern University School of Law, Chicago, IL, Oct 8, 2016.

“Conferencia Central: Corte Constitucional en el derecho comparado: control de reforma constitucional y DESC,” 25 Anos de la Constitucion de Colombia, ICESI University, Cali, Colombia, Sept. 22, 2016.

“IDPs vs. Refugees: Insiders and Outsiders in Colombian Constitutional Law,” The External Dimensions of Constitutions, Lauterpacht Centre for International Law, University of Cambridge, Cambridge, UK, Sept. 16, 2016.

“Democratic Erosion and Constitution-Making Moments: The Role of International Law,” Constitution-Making as Transnational Practice ABF-UCI Symposium, University of California Irvine School of Law, Irvine, CA, Sept. 9, 2016.

“Courts and Democratic Constitution-Making,” Symposium on Constitution-Making in Democratic Constitutional Orders, CIDE, Mexico City, Mexico, Aug. 11, 2016.

“The Substitute and Complement Theories of Judicial Review,” International Society of Public Law (ICON-S) 2016 Conference, Humboldt University, Berlin, Germany, June 19, 2016.

“The Substitute and Complement Theories of Judicial Review,” Law and Society Association Annual Meeting, New Orleans, LA, June 2, 2016.

“Constitution-Making in Latin America,” Latin American Studies Association (LASA) Annual Meeting, New York, NY, May 30, 2016.

Commentator, Panel on “Superior Courts and LGBTI Rights in Latin America: Reaching the Limits of Litigation?” Latin American Studies Association (LASA) Annual Meeting, New York, NY, May 28, 2016.

“The South African Model for the Enforcement of Social Rights,” Symposium: Constitutional Triumphs, Constitutional Disappointments: A Critical Assessment of the 1996 South African Constitution’s Local and International Influence, University of New South Wales, Sydney, Australia, Apr. 28, 2016.

“Social Rights Beyond Social Transformation,” Symposium on the Future of Economic and Social Rights, Clough Center for the Study of Constitutional Democracy, Boston College Law School, Newton, MA, Apr. 19, 2016.

“Selective Entrenchment in Constitutional Design,” University of Arkansas Symposium on State Constitutional Change, Fayetteville, Arkansas, Jan. 22, 2016.

Commentator, “Constitutional Archetypes,” University of Washington Trans-Pacific Comparative Public Law Roundtable, Seattle, WA, Jan. 15, 2016.

“Constitution-Making in Latin America,” Conference on Processes of Constitutional Construction in Latin America, Ministry of the General Secretary of the Chilean Presidency, IDEA International, and the University of Chile, Santiago, Chile, Oct. 21, 2015.

“Social Rights in Latin America,” Colloquium on Contemporary Constitutional Debate, Juriquilla, Santiago de Querétaro, Mexico, Oct. 10, 2015.

“Constraining Constitutional Change,” American Political Science Association Annual Meeting, San Francisco, CA, Sept. 4, 2015.

“Judicial Role and Enduring Divergence in Latin American Constitutional Law,” Workshop on Comparative Constitutional Law in Latin America, Gilbert & Tobin Centre of Public Law, University of New South Wales, Sydney, Australia, Aug. 3, 2015.

“A Weak Vision of Structural Constitutional Law,” International Society of Public Law (ICON-S) 2015 Conference, NYU Law School, New York, NY, July 3, 2015

“Inter-temporal Theories of Judicial Role,” Roundtable of the International Association of Constitutional Law, The “New” Separation of Powers: Can the Doctrine Evolve to Meet the C21 Context?, Johannesburg, South Africa, May 28, 2015

“Abusive Constitutionalism in Latin America,” Turan Gunes Conference on Comparative Constitutional Law, Koc University Law School, Istanbul, Turkey, May 7, 2015

“Constraining Constitutional Change,” G+T Public Law Centre Public Law Roundtable, University of New South Wales Faculty of Law, Sydney, Australia, Dec. 10, 2014

Commentator, “Constitutions Un-entrenched: Toward an Alternative Theory of Constitutional Design,” University of Washington Trans-Pacific Comparative Public Law Roundtable, Seattle, WA, Dec. 5, 2014

“Socioeconomic Rights,” Workshop on the Judiciary and Constitutional Transition, International Institute of Democracy and Electoral Assistance (IDEA) and International Development Law Organization (IDLO), The Hague, Netherlands, Nov. 14-15, 2014

“Constraining Constitutional Change,” Symposium on Constitution-Making and Constitutional Change, Clough Center for the Study of Constitutional Democracy, Clough Center for the Study of Constitutional Democracy, Boston College Law School, Oct. 31, 2014

“Abusive Constitutionalism in the Ecuadorian Context,” Universidad de Especialidades Espiritu Santo (UEES), Guayaquil, Ecuador, Sept. 26, 2014

“Improving Judicial Remedies for Social Rights,” Yale Law School Human Rights Workshop, New Haven, CT, Sept. 15, 2014

“The Success and Failure of the New Constitutionalism,” Universidad de los Andes, Bogota, Colombia, Aug. 22, 2014.

“A Dynamic Theory of Judicial Role,” Harvard/Yale/Stanford Junior Faculty Forum, Stanford, CA, June 28, 2014

“The Spread of a Thick Conception of Equality in Latin America,” AALS Workshop on Transnational Equality, Washington, DC, June 24, 2014

Commentator, “Religion, Human Rights and Constitution-Writing in Brazil (by Rodrigo Vitorino Souza Alves), Workshop on Constitution Writing, Religion, and Human Rights, Center for Interdisciplinary Research (ZIF), Bielefeld, Germany, June 6, 2014

“Defenses Against Court-Packing and Court-Curbing in Colombia,” Latin American Studies Association Annual Meeting, Chicago, IL, May 24, 2014



“A Dynamic Theory of Judicial Role,” American Society of Comparative Law, Younger Comparativists Committee Annual Meeting, Lewis & Clark Law School, Portland, OR, April 5, 2014

“Democracy and a Limited Doctrine of Unconstitutional Constitutional Amendment” (with Rosalind Dixon), Symposium on Comparative Constitutional Change: New Perspectives on Formal and Informal Amendment, Association of American Law Schools (AALS) Annual Meeting, New York, NY, Jan. 5, 2014

“Courts in New Democracies,” Bridge Program: Constitution-Making in Egypt and the Middle East: A Stalled Arab Spring or a Pathway to Democracy?, Association of American Law Schools (AALS) Annual Meeting, New York, NY, Jan. 3, 2014

“Superficial Convergence,” University of Washington Roundtable on Comparative Constitutional Law, Seattle, WA, Dec. 6, 2013

“Superficial Convergence,” 1<sup>st</sup> Annual Montpelier Roundtable on Comparative Constitutional Law (University of Virginia/Washington & Lee Universities), James Madison’s Montpelier, VA, Oct. 18, 2013

“Abusive Constitutionalism,” Invited Presentation, Center for Constitutional Democracy, University of Indiana Maurer School of Law, Bloomington, Indiana, Sept. 13, 2013

“Abusive Constitutionalism,” International Symposium on Constitutional Rights, Macquarie University, Sydney, Australia, Aug. 23, 2013

Commentator, Unconstitutional Constitutional Amendments in the Case Study of Colombia: An Analysis of the Justification and Meaning of the Constitutional Replacement Doctrine (by Carlos Bernal), University of New South Wales, Sydney, Australia, Aug. 21, 2013

“Abusive Constitutionalism,” Southeast Law Scholars Conference, Palm Beach, FL, Aug. 9, 2013.

“Social Rights in Latin America,” Invited Presentation, ICESI, Cali, Colombia, Aug. 5, 2013.

“The Symbolic and the Material in the Enforcement of Social Rights: A Reply to Brian Ray,” 5<sup>th</sup> Annual Constitutional Court Review Symposium, Johannesburg, South Africa, July 11, 2013 (via skype).

Commentator, “The Politics of Euro Constitutionalism in the ‘New’ Member States (by Jan Komarek), College de France, Paris, France, June 26, 2013.

“Abusive Constitutionalism,” American Society of Comparative Law, Younger Comparativists Committee Annual Meeting, University of Indiana Robert H. McKinney School of Law, Indianapolis, Indiana, April 19, 2013.

“Improving Remedies for Social Rights,” Annual Meeting of the International Association of Constitutional Law, Rio de Janeiro, Brazil, April 16, 2013

“Abusive Constitutionalism,” Faculty Workshop Series, University of Wisconsin Law School, March 15, 2013.

Commentator, “A Monitoring Mechanism for Constitutional Decisions in Costa Rica” (by Jeffrey Staton & Varun Gauri), Comparative Constitutional Law Roundtable, George Washington University, March 1, 2013

“Revisiting the Value of the Small-N Case Study in Comparative Constitutional Law,” Roundtable on Methodology in Comparative Constitutional Law, Columbia Law School, Feb. 22, 2013.

“Social Rights Enforcement in Latin America,” Universidad Externado, Bogota, Colombia, June 15, 2012

“Constitution-Making Gone Wrong,” American Society of Comparative Law, New Frontiers in Comparative Law Conference, George Washington University, April 20, 2012

“Constitution-Making Gone Wrong,” Comparative Constitutional Law Roundtable, George Washington University, March 2, 2012

“Grootboom and the One-Case (Or Country?) Canon on Social Rights,” University of Maryland Con Law Schmooze, Feb. 24, 2012.

“The Honduras Coup and the Truth and Reconciliation Commission,” Law and Development Seminar, Harvard Law School, October 20, 2011 (with Noah Feldman).

"The Reality of Social Rights Enforcement," Pontificia Universidad Javeriana, Bogota, Colombia, Aug. 12, 2011.

"The Reality of Social Rights Enforcement in Colombia," Harvard-MIT Club of Bogota, Bogota, Colombia, June 22, 2011.

"The Reality of Social Rights Enforcement," Law & Society Annual Meeting, San Francisco, CA, June 2, 2011.

“Report to the Commission on Truth and Reconciliation of Honduras: Constitutional Issues,” Antigua Guatemala, Guatemala, March 26, 2011.

“The Reality of Social Rights Enforcement,” Invited Talk, David Rockefeller Center on Latin American Studies, Harvard University, March 22, 2011.

"Political Institutions and Judicial Role: An Approach in Context, the Case of the Colombian Constitutional Court," Universidad Javeriana, Bogota, Colombia, April 27, 2010.

“One Sided Constitutionalism,” American Political Science Association, Theme Panel: How Constitutions Work – Developmental Approaches to Constitutional Function, Toronto, Canada, Sept. 3, 2009.

“Political Institutions and Judicial Role in Comparative Constitutional Law,” Law and Society Conference, Denver, CO, May 30, 2009.

Discussant, Panel on Judicial Design, University of Texas Law School Conference on Constitutional Design, Austin, TX, January 30, 2009.

“Courts and Party Systems in Colombia and Mexico,” Northeast Law & Society Conference, Amherst, MA, November 1, 2008

“Constitutional Jurisprudence in a World of Weak Legislatures,” University of Michigan and University of Illinois, Comparative Law Work in Progress Workshop, Ann Arbor, MI, May 15, 2008.

### **Internal Presentations**

“A Dynamic Theory of Judicial Role,” FSU College of Law Internal Enrichment Series, June 2014

“Superficial Convergence,” FSU College of Law Internal Enrichment Series, June 2013

Speaker at the American Constitution Society Supreme Court Preview, *Kiobel v. Royal Dutch Petroleum Co.*, FSU College of Law, October 2012

“Constitution-Making Gone Wrong,” FSU College of Law Internal Enrichment Series, May 2012

Speaker at the American Constitutional Society Supreme Court Preview, *Zivotofsky v. Clinton*, FSU College of Law, October 2011

“The Reality of Social Rights Enforcement,” FSU College of Law Internal Enrichment Series, May 2011

### **Prior Teaching Experience**

“Seminar: Latin American Public Law,” Harvard Law School, spring 2009 (designed syllabus and taught course to 20 law students)

Teaching Fellow, “Constitutional Design,” Prof. Cindy Skach, Harvard College, spring 2008 (core curriculum)

First-Year-Legal-Research-and-Writing, Harvard Law School, fall 2007-spring 2009

## **Other Work Experience**

Law Clerk, Hon. Sandra L. Lynch, United States Court of Appeals for the First Circuit, 2004-2005

Law Clerk Intern, Judge William G. Young, United States District Court for the District of Massachusetts, summer 2002

## **Grants & Fellowships**

First-Year Assistant Professor Grant, Florida State University, Summer 2011

Humane Studies Fellowship, 2009-2010

Weatherhead Center Mid-Dissertation Grant, 2009-2010

Harvard University, Department of Government Summer Research Grant, 2008 & 2009

David Rockefeller Center for Latin American Studies, Summer Research Travel Grants, 2006 (Mexico), 2007 (Chile), 2009 (Colombia)

Presidential Scholar, Harvard University, Graduate School of Arts and Sciences, 2005-2010.