

LARRY KRAMER

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PERSONAL

Born: June 23, 1958, Chicago, IL
Marital Status: Married since 1996, to Sarah Delson
Children: One daughter, Veronika, born July 5, 2000.

EMPLOYMENT

President, William & Flora Hewlett Foundation (2012-present)

Award Richard E. Lang Professor and Dean, Stanford Law School
(2004-2012)(received John R. Kramer Outstanding Law School Dean
from Equal Justice Works in 2009 for leadership in public interest law)

for Associate Dean for Research and Academics and Russell D. Niles Professor,
New York University Law School
(1994-2004)(received AALS Award for Best Teacher, @ 2000; runner-up
University Distinguished Teaching Award, 2003)

Visiting Professor, Columbia University Law School
(Fall, 2001)

Visiting Professor, Harvard University Law School
(Spring 1997)

Visiting Professor and Golieb Fellow, New York University Law School
(1993-1994)

Professor, The University of Michigan Law School
(1991-1994)

Visiting Professor, University of Michigan Law School
(1990-1991)(received Hart award for Best Teacher@)

Professor, The University of Chicago Law School
(1990-1991)

Assistant Professor, The University of Chicago Law School
(1986-1990)

Law Clerk to Justice William J. Brennan, Jr., U.S. Supreme Court
(1985-1986)

Law Clerk to Judge Henry J. Friendly, U.S. Court of Appeals for the Second Circuit
(1984-1985)

OTHER PROFESSIONAL SERVICE

Reporter, Federal Courts Study Committee, Subcommittee on the
Role of the Federal Courts and Their Relationship to the States
(1989-1990)

Consultant, Mayer, Brown, Rowe & Maw, New York, NY.
(1991-2004)

Associate Director and Instructor, Institute of Judicial Administration (IJA),
New York University
(1994-1998)

Director, English-Language Studies, The Hague Academy of International Law
(1994)

EDUCATION

The University of Chicago Law School, J.D. 1984
Order of the Coif, Cum Laude
Comment Editor, *The University of Chicago Law Review*
Joseph Beale Legal Writing Prize, Isaiah Dorfman Labor Law Prize

Brown University, Class of 1980
A.B. Psychology, Religious Studies
Phi Beta Kappa, Magna Cum Laude, Honors Degree

ACADEMIC INTERESTS

Federalism, Separation of Powers, Constitutional Law, Federal Courts,
Conflict of Laws, Civil Procedure, American Legal History

COURSES TAUGHT

Civil Procedure, Complex Litigation, Conflict of Laws, Evidence, Federal Courts,
Constitutional Law, Positive Political Theory and Law (seminar), The Founding
(seminar), Elements of the Law (seminar), Comparative Constitutional Law
(seminar).

PUBLICATIONS

Books

THE PEOPLE THEMSELVES: POPULAR CONSTITUTIONALISM AND JUDICIAL REVIEW
(Oxford Press 2004)

THE CONFIDENCE OF THE PEOPLE: POLITICAL PARTIES AND THE CONSTITUTION

(work in progress)

REFORMING THE CIVIL JUSTICE SYSTEM (New York University Press 1996)(editor)

CONFLICT OF LAWS: CASES-COMMENTS-QUESTIONS (West 5th ed. 1993, 6th ed. 2001)(with Roger C. Cramton, David P. Currie & Herma Hill Kay)

CONFLICT OF LAWS: CASES-COMMENTS-QUESTIONS (West 7th ed. 2006)(with David P. Currie, Herma Hill Kay & Kermit Roosevelt)

CONFLICT OF LAWS: CASES-COMMENTS-QUESTIONS (West 8th ed. 2010, 9th ed. 2012)(with Herma Hill Kay & Kermit Roosevelt)

REPORT TO THE FEDERAL COURTS STUDY COMMITTEE (U.S. Govt. 1990)

Articles and Book Chapters.

Judicial Supremacy and the End of Judicial Restraint, 100 Calif. L. Rev. 621 (2012)

Believing in the Goodness of People (review of *Justice Brennan: Liberal Champion* (2010)), 89 Tex. L. Rev. 1403 (2011)

In Memoriam: David P. Currie (1936-2007), 75 U. Chi. L. Rev. 17 (2008)

Originalism and Pragmatism in *Originalism: A Quarter-Century of Debate* (Regnery 2007).

The Interest of the Man@: James Madison, Popular Constitutionalism, and Deliberative Democracy, 41 Valparaiso L. Rev. 697 (2006)(Seeger Lecture)

Response, in A Symposium on *The People Themselves*, 81 Chi.-Kent L. Rev. 1173 (2006)

Generating Constitutional Meaning, 94 Calif. L. Rev. 1439 (2006)

Undercover Anti-Populism, 73 Fordham L. Rev. 1343 (2005)

Popular Constitutionalism, circa 2004, 92 Cal. L. Rev. 959 (2004)(Jorde Lecture)

Understanding Marbury v. Madison, 148 Proc. Amer. Phil. Soc.=y 14 (March 2004)

The Pace and Cause of Change, 37 John Marshall L. Rev. 357 (2004)

Marbury and the Retreat From Judicial Supremacy, 20 Const. Comm. 205 (2003)

When Lawyers Do History, 72 Geo. Wash. L. Rev. 387 (2003)

On Finding (and Losing) Our Origins, 26 Harv. J. Law & Pub. Pol. 95 (2003)

Independent Judges, Dependent Judiciary: Institutionalizing Judicial Restraint, 77 N.Y.U. L. Rev. 962 (2002)(with John Ferejohn)(reprinted in John N. Drobak, ed., NORMS AND THE LAW (Cambridge U. Press 2006)

Foreword *We the Court*, 115 Harv. L. Rev. 4 (2001)

The Supreme Court in Politics, in THE UNFINISHED ELECTION (Jack N. Rakove, ed. Basic Books 2001)

Putting the Politics Back Into the Political Safeguards of Federalism, 100 Colum. L. Rev. 215 (2000)

Political Organization and the Future of Democracy, in PROGRESSIVE GOVERNANCE FOR THE XXI CENTURY (Conference Proceedings, Florence, Nov. 20-21, 1999)

Justice Brennan and the Human Side of Judging, 32 Loyola L. Rev. 691 (1999)

Madison's Audience, 112 Harv. L. Rev. 611 (1999)

But When Exactly Was Judicially-Enforced Federalism "Born" in the First Place?, 22 Harv. J.L. & Pub. Pol. 123 (1998)

El Federalismo al Estilo Americano, in LA REFORMA DE LA ADMINISTRACION PERIFERCA DEL ESTADO (Catalunya Institut d'Estudis Autonomics 1997)

Same-Sex Marriage, Conflict of Laws, and the Unconstitutional Public Policy Exception, 106 Yale L.J. 1965 (1997)

Fidelity To History--And Through It, 65 Fordham L. Rev. 1627 (1997)

The Public Policy Exception and the Problem of Extra-Territorial Recognition of Same-Sex Marriage, 16 Quinnipiac L. Rev. 153 (1996)

What's a Constitution For Anyway? Of History and Theory, Bruce Ackerman and the New Deal, 46 Case W.L. Rev. 885 (1996)

Choice of Law in Complex Litigation, 71 N.Y.U. L. Rev. 547 (1996)(reprinted in 46 Defense L.J. 539 (1997)

Extraterritorial Application of American Law After the Insurance Antitrust Case: A Reply to Lowenfeld and Trimble, 89 Am. J. Int'l L. 750 (1995)

Conference on Jurisdiction, Justice, and Choice of Law For the Twenty-First Century, 29 New England L. Rev. 596, 672 (Cases Two and Four)(1995)

Understanding Federalism, 47 Vand. L. Rev. 1485 (1994)(reprinted in ANTERO JYRANKI, ED., NATIONAL CONSTITUTIONS IN THE ERA OF INTEGRATION (Kluwer 1999).

Theorie und Praxis Des Amerikanschen Foderalismus, in FODERALE UNION-EUROPAS ZUKUNFT? (TEPSA 1994)(with response by Joseph Weiler)
The Lawmaking Power of the Federal Courts, 12 Pace L. Rev. 263 (1992)

Vestiges of Beale: Extraterritorial Application of American Law, 1991 Sup. Ct. Rev. 179

Choice of Law in the American Courts in 1990: Trends and Developments, 39 Am.J. Comp. L. 465 (1991)

Return of the Renvoi, 66 N.Y.U. L. Rev. 979 (1991)

The One-Eyed are Kings@: Improving Congress=s Ability to Regulate the Use of Judicial Resources, 54 L. & Contemp. Probs. 73 (1991)

On the Need for a Uniform Choice of Law Code, 90 Mich. L. Rev. 2134 (1991)

More Notes on Methods and Objectives in the Conflict of Laws, 24 Cornell Int=L.Q. 245 (1991)

Judicial Asceticism, 12 Cardozo L. Rev. 1789 (1991)

Defining the Role of the Federal Courts, 1990 B.Y.U. L. Rev. 67 (with Erwin Chemerinsky)

Diversity Jurisdiction, 1990 B.Y.U. L. Rev. 97

Jurisdiction Over Civil Tax Cases, 1990 B.Y.U. L. Rev. 443

Rethinking Choice of Law, 90 Colum. L. Rev. 277 (1990)(reprinted in 40 Defense L.J. 1 (1991)).

The Constitution as Architecture: A Charette, 65 Ind. L.J. 283 (1990)

Interest Analysis and the Presumption of Forum Law, 56 U. Chi. L. Rev. 1301 (1989)

The Myth of the "Unprovided-For" Case, 75 Va. L. Rev. 1045 (1989)

Consent Decrees and the Rights of Third Parties, 87 Mich. L. Rev. 321 (1988)

Municipal Liability Under '1983: A Legal and Economic Analysis, 1987 Sup. Ct. Rev. 249 (with Alan Sykes)

Jurisdiction Over Interstate Felony-Murder, 50 U. Chi. L. Rev. 1431 (1984) (student comment)

Miscellaneous

Book Review, Robert A. Sedler, *Across State Lines*, 75 A.B.A.J. 115 (Sept. 1989)

Reliability Concerns in Criminal Procedure, 33 U. Chi. L. School Rec. 4 (Fall 1987)

The Ruling Class, 13 Wash. Dossier 52 (July 1987)

Let's Get Really, Truly Political, Legal Times, p. 26 (October 7, 1991)

Book Review, Roger Goldman with David Gallen, *Justice William J. Brennan Jr.: Freedom First*, New York Law Journal, p. 2 (September 27, 1994)

The Power of Congress to Regulate Interstate Economic Competition, 10 The Region 64 (June 1996)

Federalism in Antebellum America: The View From the North, in JENNIFER M. LOWE, ED., THE SUPREME COURT AND THE CIVIL WAR 15 Sup. Ct. Hist. Soc'y (1996)

The Arrogance of the Court, Washington Post, p. A29 (May 23, 2000)

Cracking the Microsoft Case, Boston Globe, p. A15 (June 5, 2000)(with Lawrence Lessig)

No surprise. It=s an Activist Court, New York Times, p. A26 (Dec. 12 2000)

The Court v. The Balance of Power, New York Times, p. A13 (March 3, 2001)

Ever Since Marbury: Concluding Observations, NYU Law School Magazine 14 (Autumn 2002)

Popular Constitutionalism, Boston Review (Feb./Mar., 2004)

Tribute to Judge Richard A. Posner, 61 Annual Survey of Amer. Law 5 (2005)

Changing Times, Los Angeles Daily Journal 8 (Feb. 28, 2008)

Introduction to *The Challenges of Mass Incarceration*, 63 Bulletin of the American Academy of Arts and Sciences 59 (Winter, 2010)

Introduction to RESTORING JUSTICE: THE SPEECHES OF ATTORNEY GENERAL EDWARD H. LEVI (Jack Fuller, ed., U. Chicago Press 2013)

PROFESSIONAL ORGANIZATIONS

Board of Governors, Chicago Council of Lawyers, 1989-91

Member, American Law Institute, 1991-present

Member, American Bar Association, 1989-present

Member, New York Bar Association, 2003-present

Chair, Conflict of Laws Section, American Association of Law Schools, 1992-93

Chair, Federal Courts Section, American Association of Law Schools, 1996-97

Member of Board, Brennan Center for Justice, 1995-2004

Member, American Philosophical Society, 2005-present

Member, American Academy of Arts and Science, 2006-present

Member of Board, Equal Justice Works, 2009-present

Member of Board, ClimateWorks Foundation, 2013-present

Member of Advisory Board, Center for Democracy and Science of the Union of Concerned Scientists, 2013-present