

## CURRICULUM VITA

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### **Home Address:**

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### **Education:**

West Virginia Wesleyan College, B.A. cum laude, Government, 1969.

The Johns Hopkins University, M.A., Political Science, 1973, with essay, "The Metamorphosis of Mr. Justice Black: A Study of Judicial Choice." Advisor: J. Woodford Howard, Jr.

The Johns Hopkins University, Ph.D., Political Science, 1975, with dissertation, "The Power to Judge: An Application of Administrative and Organizational Theories to the Judicial Process." Advisor: J. Woodford Howard, Jr.

### **Academic Experience:**

West Virginia University, Department of Political Science, Morgantown, West Virginia 26506-6317.  
Assistant Professor, 1986-93; Associate Professor, 1993-present.

Potsdam College of the State University of New York, Department of Political Science, Potsdam, New York 13676. Assistant Professor, 1985-86.

Saint Mary's College, Department of Government, Notre Dame, Indiana 46556-5001.  
Assistant Professor, 1979-85.

Denison University, Department of Political Science, Granville, Ohio 43023.  
Assistant Professor, 1975-79.

Central Michigan University, Department of Political Science, Mount Pleasant, Michigan.  
Instructor, 1974-75; Assistant Professor, 1975.

University of Maryland, Department of Government and Politics, College Park, Maryland.  
Instructor (part-time), 1973-74.

## Research

(in reverse chronological order)

### Awards and Recognitions:

Benedum Distinguished Scholar in the Social and Behavioral Sciences, West Virginia University, 2003.  
Inaugural Lecture: “Coal Strikers, Censors, and Sprawl: The Politics of Law and the Power of the ‘Haves’.”

Outstanding Researcher Award, Eberly College of Arts and Sciences, West Virginia University, 1998.

The Franklin L. Burdette Pi Sigma Alpha Award of the American Political Science Association, 1997,  
for best paper presented at the 1996 American Political Science Association meeting: “The U.S.  
Supreme Court and the Rationality of Labor Violence: The Impact of the *Mackay Radio* Doctrine  
and ‘Violence’ During the Coal Strike of 1989-90.”

### Books:

Richard A. Brisbin, Jr. and John C. Kilwein, *Real Law Stories: Inside the Judicial Process*. New York:  
Oxford University Press, forthcoming.

Richard A. Brisbin, Jr., Robert Jay Dilger, Allan S. Hammock, and L. Christopher Plein, *West Virginia  
Politics and Government*, 2<sup>nd</sup> ed. Lincoln: University of Nebraska Press, 2008. [LC Call No.:  
JK4016.W47 2008]

Richard A. Brisbin, Jr., *A Strike Like No Other Strike: Law and Resistance during the Pittston  
Coal Strike of 1989-1990*. Baltimore: The Johns Hopkins University Press, 2002  
[KF3450.C61 P58 2002].

Richard A. Brisbin, Jr., *Justice Antonin Scalia and the Conservative Revival*. Baltimore: The  
Johns Hopkins University Press, 1997. [KF8745.S33B75 1997]

Richard A. Brisbin, Jr., Robert Jay Dilger, Allan S. Hammock, and Christopher Z. Mooney, *West  
Virginia Politics and Government*. Lincoln: University of Nebraska Press, 1996.  
[JK4016.W47 1996]

Emmett H. Buell, Jr. with Richard A. Brisbin, Jr., *School Desegregation and Defended  
Neighborhoods: The Boston Controversy*. Lexington, Mass.: Lexington Books, 1982.  
[LC214.523.B67B83]

### Editor:

*The Law and Politics Book Review*, an electronic publication of the Law and Courts Section, American  
Political Science Association, 1999-2002.

### Journal Articles and Book Chapters:

Richard A. Brisbin, Jr., "Antonin Scalia." In *the Justices of the United States Supreme Court: Their Lives and Major Opinions*. Ed. Leon Friedman and Fred L. Israel. New York : Facts on File, forthcoming.

Richard A. Brisbin, Jr., "Resistance to the Judiciary: The Boundaries of Judicial Power." In *Exploring Judicial Politics*. Ed. Mark C. Miller. New York: Oxford University Press, 2009. Pp. 213-230.

Richard A. Brisbin, Jr. and Susan Hunter, "The Transformation of Canadian Property Rights?" *Canadian Journal of Law and Society/La Revue Canadienne Droit et Société* 21 (2006): 135-159.

John C. Kilwein and Richard A. Brisbin, Jr., "U. S. Supreme Court review of state high court decisions: From the Warren through the Rehnquist Courts," *Judicature* 89 (Nov./Dec. 2005): 146-153, 183.

Richard A. Brisbin, Jr., "The Judiciary and the Separation of Powers." In *The Institutions of American Democracy: The Judicial Branch*. Ed. Kermit L. Hall and Kevin T. McGuire. New York: Oxford University Press, 2005. Pp. 89-115. [KF8700.J83 2005]

Richard A. Brisbin, Jr., "US law restricts citizens' chances to go after big corporations in court," [also published as "Une loi américaine limite les occasions pour les citoyens de poursuivre en justice les grandes sociétés"; "Las leyes estadounidenses restringen las posibilidades para qua los ciudadanos lleven a los tribunales a las grandes corporaciones"; "Закон США ограничивает шансы граждан подавать в суа на большие корпорации"] *Federations: What's New in Federalism Worldwide* 4 (4), 11-12 (2005).

Richard A. Brisbin, Jr., "Sex on the Tube: The Media Business and Sexual Portrayals on American Television," *Focus on Law Studies* 20 (Fall 2004): 6-10.

Susan Hunter and Richard A. Brisbin, Jr., "Civic Education in Political Science: A Survey of Practices," *P.S. Political Science and Politics* 36 (October 2003): 759-763.

Richard A. Brisbin, Jr. and Susan Hunter, "Community Leaders' Perceptions of University and College Efforts to Encourage Civic Engagement," *Review of Higher Education* 26 (Summer 2003): 467-486.

Richard A. Brisbin, Jr., "Censorship, Ratings, and Rights: Political Order and Sexual Portrayals in American Movies," *Studies in American Political Development* 16 (Spring 2002): 1-27.

Richard A. Brisbin, Jr., "From Censorship to Ratings: Substantive Rationality, Political Entrepreneurship, and Sex in the Movies." In *The Public Clash of Private Values: The Politics of Morality Policy*. Edited by Christopher Z. Mooney. Chatham, NJ: Chatham House Publishers, 2000. Pp. 91-112 [H97 .P776 2001].

Susan Hunter and Richard A. Brisbin, Jr., "The Impact of Service Learning on Democratic and Civic Values," *P.S. Political Science and Politics* 33 (September 2000): 623-626.

Richard A. Brisbin, Jr., "The Reconstitution of American Federalism? The Rehnquist Court and Federal-

- State Relations 1991-1997,” *Publius: The Journal of Federalism* 28:1 (Winter 1998): 189-215.
- John C. Kilwein and Richard A. Brisbin, Jr., “Federal Administrative Agency Policy Making Before the Supreme Court,” *Southeastern Political Review* 26 (December 1998): 785-801.
- John C. Kilwein and Richard A. Brisbin, Jr., “Policy Convergence in a Federal Judicial System: The Application of Heightened Scrutiny Doctrines by State Supreme Courts,” *American Journal of Political Science* 41 (January 1997): 122-148.
- John C. Kilwein and Richard A. Brisbin, Jr., “The Supreme Court and Federal Administrative Agencies,” *Judicature* 80 (November-December 1996): 130-137.
- Richard A. Brisbin, Jr., “Slaying the Dragon: Segal, Spaeth and the Function of Law in Supreme Court Decision Making,” *American Journal of Political Science* 40 (November 1996): 1004-1017.
- Richard A. Brisbin, Jr. and John C. Kilwein, “U. S. Supreme Court review of state high court decisions,” *Judicature* 78 (July-August 1994): 33-40, 46.
- Richard A. Brisbin, Jr., “Antonin Scalia, William Brennan, and the Politics of Expression: A Study of Violence and Repression in the Law,” *American Political Science Review* 87 (December 1993): 912-927.
- Richard A. Brisbin, Jr., “The West Virginia Judiciary.” In *West Virginia’s State Government: The Legislature, Executive, and Judicial Branches*. Institute for Public Affairs Monograph Series No. 5. Morgantown, WV: Institute for Public Affairs, West Virginia University, 1993. Pp. 59-125. [JK3016.M66 1993]
- Richard A. Brisbin, Jr. and John C. Kilwein, “The United States Supreme Court’s Review of State Supreme Court Decisions, 1953-1991,” *State Constitutional Commentaries and Notes* 4 (1) (Fall 1992): 1-12.
- Richard A. Brisbin, Jr., “Intermediate Scrutiny and Equal Protection in West Virginia: The Limits of the New Judicial Federalism,” *State Constitutional Commentaries and Notes* 3 (3) (Spring 1992): 6-13.
- Richard A. Brisbin, Jr. and Edward V. Heck, “The Battle over Strict Scrutiny: Coalitional Conflict in the Rehnquist Court,” *Santa Clara Law Review* 32 (1992): 1049-1105.
- Richard A. Brisbin, Jr. and Susan Hunter, “Perceptions of Justice: Conflict Adjustment by a Utility Regulatory Agency,” *Social Justice Research* 5 (March 1992): 3-30.
- Richard A. Brisbin, Jr., “The Rehnquist Court and the Free Exercise of Religion,” *Journal of Church and State* 34 (Winter 1992): 57-76.
- Richard A. Brisbin, Jr., “‘Administrative Law is not for Sissies...’: Justice Antonin Scalia’s Challenge to American Administrative Law,” *Administrative Law Review* 44 (Winter 1992): 107-129.

- Richard A. Brisbin, Jr., "Tinkering with the Machinery of Government: Federalism, Liberty, and the Supreme Court." In *Points of View: Readings in American Government and Politics*, fifth edition. Edited By Robert E. DiClerico and Allan S. Hammock. New York: McGraw-Hill, 1992. Pp. 70-80. Reprinted in sixth edition, 1995, pp. 59-68. [JK21.P59 1992, 1995]
- Richard A. Brisbin, Jr., "Justice Antonin Scalia, Constitutional Discourse, and the Legalistic State," *Western Political Quarterly* 44 (December 1991): 1005-1038.
- Susan Hunter and Richard A. Brisbin, Jr., "The Ideology of Dispute Processing in State Agencies," *Western Political Quarterly* 44 (September 1991): 698-726.
- Richard A. Brisbin, Jr. and Susan Hunter, "Disputing and Regulatory Policy: The Example of a State Utility Regulatory Agency," *Policy Studies Review*, 10 (Autumn 1990): 41-61.
- Richard A. Brisbin, Jr. and Susan Hunter, "Alternative Dispute Resolution and the Serial Adoption of Policy: A Study of a State Consumer Protection Agency," *Policy Studies Journal* 19 (Fall 1990): 22-39.
- Richard A. Brisbin, Jr., "The Conservatism of Antonin Scalia," *Political Science Quarterly* 105 (Spring 1990): 1-29.  
Reprinted in Anthony J. Eksterowicz, Paul C. Cline, and Scott J. Hammond, *American Democracy: Representation and the Future of the Republic* (Englewood Cliffs, NJ: Prentice-Hall Pub., 1995). [JK271.E27 1995]
- Richard A. Brisbin, Jr., "John Marshall and the Nature of Law in the Early Republic," *Virginia Magazine of History and Biography* 98 (January 1990): 57-80.
- Richard A. Brisbin, Jr., "The Politics of Private Rights of Action," *Whittier Law Review* 11 (1989): 111-169.
- Richard A. Brisbin, Jr., "John Marshall on History, Virtue, and Legality." In *John Marshall's Achievement: Law, Politics, and Constitutional Interpretation*. Edited by Thomas C. Shevory. Westport, CT: Greenwood Press, 1989. Pp. 97-115. [KF8745.M3.J625 1989]
- Richard A. Brisbin, Jr., "Conservative Jurisprudence in the Reagan Era," *Cumberland Law Review* 19 (1988-1989): 497-537.
- Richard A. Brisbin, Jr., "Federal Courts and the Changing Role of American Political Parties," *Northern Illinois University Law Review* 5 (Winter 1984): 31-69.
- Richard A. Brisbin, Jr., "Before Bureaucracy: State Courts and the Administration of Public Services in the Northwest, 1787-1830," *The Old Northwest* 10 (Summer 1984): 141-174.
- Richard A. Brisbin, Jr., "The Supreme Court and the Power of the Legal Profession," *Polity* 13 (Spring 1981): 505-523.
- Richard A. Brisbin, Jr., "John Milton Goodenow and Early Ohio Jurisprudence: Political Liberalism and the Transformation of American Law," *Ohio Northern University Law*

*Review* 6 (1979): 509-533.

### **Encyclopedia Articles and Other Briefer Publications:**

Richard A. Brisbin, Jr., "Article VII." In *Encyclopedia of the Supreme Court of the United States*. Edited by David S. Tanenhaus and William S. Boyd. Farmington Hills, MI: Macmillan Reference USA, 2008. 1:110.

Richard A. Brisbin, Jr., "Judicial Activism." In *Encyclopedia of the Supreme Court of the United States*. Edited by David S. Tanenhaus and William S. Boyd. Farmington Hills, MI: Macmillan Reference USA, 2008. 2: 41-44.

Richard A. Brisbin, Jr., "Scalia, Antonin." In *Federalism in America: An Encyclopedia*. Edited by Joseph Marbach, Ellis Katz, and Troy E. Smith. Westport, CT: Greenwood Press, 2006. [JK311.F434 2006]

Richard A. Brisbin, Jr., "Anti-Dial-a-Porn Amendments," In *Encyclopedia of Civil Liberties in America*. Edited by David Schultz and John R. Vile. Armonk, N. Y.: M. E. Sharpe, Publishers, 2005. 1: 37-38. [JC599.U5.E53 2005]

Richard A. Brisbin, Jr., "Scalia, Antonin." In *Encyclopedia of Civil Liberties in America*. Edited by David Schultz and John R. Vile. Armonk, N. Y.: M. E. Sharpe, Publishers, 2005. 3: 842-83.

Richard A. Brisbin, Jr., "V-chip." In *Encyclopedia of Civil Liberties in America*. Edited by David Schultz and John R. Vile. Armonk, N. Y.: M. E. Sharpe, Publishers, 2005. 3: 988-989.

Richard A. Brisbin, Jr., "Young v. American Mini Theatres." In *Encyclopedia of Civil Liberties in America*. Edited by David Schultz and John R. Vile. Armonk, N. Y.: M. E. Sharpe, Publishers, 2005. 3: 1047-1048.

Richard A. Brisbin, Jr. "West Virginia." In *Legal Systems of the World: A Political, Social, and Cultural Encyclopedia*. Edited by Herbert M. Kritzer. Santa Barbara, CA: ABC-CLIO, 2002. 4: 1772-1776 [K48.L44 2002].

Richard A. Brisbin, Jr., "Criminal Syndicalism." In *Encyclopedia of the U. S. Supreme Court*. Ed. by Thomas T. Lewis and Richard L. Wilson. Pasadena, CA: Salem Press, 2001. 1: 254. [KF8742.A35.E53 2001]

Richard A. Brisbin, Jr., "Scalia, Antonin." In *Encyclopedia of the U. S. Supreme Court*. Ed. by Thomas T. Lewis and Richard L. Wilson. Pasadena, CA: Salem Press, 2001. 3: 831-832.

### **Monographs and Technical Reports:**

Richard A. Brisbin, Jr. and Susan Hunter, *Planning for the Future: An Introduction to Land Use Policy Options for West Virginia*. Monograph No. 7. Morgantown, WV: West Virginia Institute for Public Affairs, 2004 (61pp.) [HD211.W4 B75 2004, also available at <http://www.polsci.wvu.edu/ipa/mono/landuse.pdf>]

Susan Hunter and Richard A. Brisbin, Jr., *An Evaluation of the Complaint Adjustment Processes of the Public Service Commission of West Virginia*. Technical Report No. 7. Morgantown, WV: West Virginia Institute for Public Affairs, 1991 (85 pp.). [HD2767.W44H86 1991]

Richard A. Brisbin, Jr. and Susan Hunter, *An Evaluation of the Dispute Resolution Process within the Consumer Protection Division, Office of the Attorney General of West Virginia*. Technical Report No. 6. Morgantown, WV: West Virginia Institute for Public Affairs, 1990 (120 pp.). [KFW1430.B75 1990]

#### **Review Articles:**

Richard A. Brisbin, Jr., "Judicial elections on the silver screen," *Judicature* 89 (July-August 2005): 44-47.

Richard A. Brisbin, Jr., "Toward A Conservative Constitutional Law?" *Judicature* 78 (March-April 1995): 256-260.

Richard A. Brisbin, Jr., "The Burger Court Revisited," *Polity* 25 (Fall 1992): 159-171.

Richard A. Brisbin, Jr., "Activism, Restraint, and the Debate About Judicial Policymaking," *Policy Studies Journal* 12 (March 1984): 566-572.

Richard A. Brisbin, Jr., "Separation of Powers, the Rule of Law, and the Study of Political Institutions," *Polity* 15 (Fall 1982): 123-132.

Emmett H. Buell and Richard A. Brisbin, Jr., "The Politics of School Desegregation: An Emerging Literature," *Polity* 11 (Spring 1979): 418-429.

#### **Public Service Publications:**

Patrick A. Pierce and Richard A. Brisbin, Jr., "Counting the Chips: The Policy Consequences of Legalized Gambling in West Virginia," *West Virginia Public Affairs Reporter*, 25 (December 2008):

Richard A. Brisbin, Jr. and Patrick A. Pierce, "Casting the Dice: The Development of Legalized Gambling Policy in West Virginia," *West Virginia Public Affairs Reporter* 25 (April 2008): 2-19.

Richard A. Brisbin, Jr. and John C. Kilwein, "The Future of the West Virginia Judiciary: Problems and Policy Options," *West Virginia Public Affairs Reporter* 24 (October 2007): 2-14.

Thomas K. Bias, Richard A. Brisbin, Jr., and Kevin M. Leyden, "Citizen Evaluations of West Virginia Government: Stability and Change, 1992 to 2005," *West Virginia Public Affairs Reporter* 23 (April 2006): 1-7.

Richard A. Brisbin, Jr. and Susan Hunter, "Planning for the Future: An Introduction to Land Use Policy Options for West Virginia," *West Virginia Public Affairs Reporter* 21 (Winter/Spring 2004): 1-9.

Richard A. Brisbin, Jr. and Susan Hunter, "Civic Engagement in West Virginia: What Community Leaders Think," *West Virginia Public Affairs Reporter* 18 (4) (Fall 2001): 2-8.

Richard A. Brisbin, Jr. and John C. Kilwein, "The West Virginia Supreme Court of Appeals," *West Virginia Public Affairs Reporter* 10 (2) (Spring 1993): 2-13.

Richard A. Brisbin, Jr. and John C. Kilwein, "The West Virginia Judiciary: A Comparative Portrait," *West Virginia Public Affairs Reporter* 10 (1) (Winter 1993): 2-12.

Richard A. Brisbin, Jr. and Robert Jay Dilger, "Citizen Evaluations of Government in West Virginia: The 1992 West Virginia Political Survey," *West Virginia Public Affairs Reporter* 10 (1) (Winter 1993): 13-17.

Susan Hunter and Richard A. Brisbin, Jr., "Consumer Complaints and Consumer Protection in West Virginia: The Public Service Commission of West Virginia," *West Virginia Public Affairs Reporter* 8 (2) (Spring 1991): 1-9.

Richard A. Brisbin, Jr. and Susan Hunter, "Consumer Complaints and Consumer Protection in West Virginia: The Consumer Protection Division, Office of the Attorney General," *West Virginia Public Affairs Reporter* 7 (4) (Fall 1990): 1-9.

Richard A. Brisbin, Jr., "The Nostalgia of the Anti-Federalists Redux," *Constitutional Connections* '87 2 (3) (November 1987): 8-10. (newsletter, West Virginia Commission, Bicentennial of the U.S. Constitution).

Richard A. Brisbin, Jr., "The Nostalgia of the Anti-Federalists," *Constitutional Connections* '87 2 (1) (September 1987): 6-7.

Richard A. Brisbin, Jr., "Interpreting the Creation of the American Constitution," *Constitutional Connections* '87 1 (5) (April 1987): 5-7.

Richard A. Brisbin, Jr., "Maintaining the Constitutional System: A Continuing Constitutional Convention," *Constitutional Connections* '87 1:2 (November 1986): 6-7.

### **Pedagogical Publications:**

Richard A. Brisbin, Jr., "Bibliography on Courts, Law, and the Judicial Process," (1997 and updated at quarterly intervals), pp. 1-228, Location: <http://www.polsci.wvu.edu/faculty/brisbin/cover.htm>

Richard A. Brisbin, Jr., "Syllabus for Civil Liberties in the United States," in *Public Law: The Political Science Course Syllabi Collection*. Edited by Lief H. Carter. Washington, D.C.: American Political Science Association, 1992.

Richard A. Brisbin, Jr., "Teaching Public Policy Using APSA Supplementary Analytical Units," *Indiana Journal of Political Science* 2 (1983): 225-37.

Richard A. Brisbin, Jr., "Using a Supplementary Analytical Unit," *News for Teachers of Political Science* 32 (Winter 1982): 16-17.

Richard A. Brisbin, Jr., "New Approaches to Undergraduate Education in Law: Central Michigan University's Public Law Program," *Michigan State Bar Journal*, 54 (June 1975): 426-28.

**Conference Papers:**

Richard A. Brisbin, Jr., "Constructing Bad Dogs: Animal Identity and the Politics of the Ontario Breed Ban," presented at the Law and Society Association Meeting, Denver, Colorado, May 2009.

Susan Hunter and Richard A. Brisbin, Jr., "The Formation and Non-Formation of Advocacy Coalitions: The Case of Animal Welfare Policy," presented at the Western Political Science Association meeting, Vancouver, British Columbia, March 2009.

Richard A. Brisbin, Jr. and Susan Hunter, "Religion, Rights, and Animal Rights: The Religious Sources of Animal Legislation," presented at the Law and Society Association Meeting, Montréal, Québec, May 2008.

Susan Hunter and Richard A. Brisbin, Jr., "The Environmental Concerns and Policy Commitments of Canadian and American Local Officials" presented at the Association for Canadian Studies in the United States meeting, Toronto, Ontario, November 2007.

Richard A. Brisbin, Jr. and Susan Hunter, "Rights Consciousness and the Meaning of Animal Rights: A Four Nation Study," presented at the Law and Society Association Meeting, Berlin, Germany, July 2007.

Susan Hunter and Richard A. Brisbin, Jr. "Panic Policy Making: Canine Breed Bans in Canada and the United States," presented at the Western Political Science Association meeting, Las Vegas, Nevada, March 2007.

Richard A. Brisbin, Jr. and Susan Hunter, "The Transformation of Canadian Property Rights? Political Entrepreneurship and Legal Change," presented at the Law and Society Association Meeting, Baltimore, Maryland, July 2006.

Richard A. Brisbin, Jr., "Ratings: Regulatory Change, Rights, and Sexual Portrayals on American Television," presented at the Policy History Conference, Charlottesville, Virginia, June 2006.

Susan Hunter and Richard A. Brisbin, Jr. "Animal Welfare Law and State Politics: Who Puts a Bite in the Law?" presented at the Western Political Science Association meeting, Albuquerque, New Mexico, March 2006.

Thomas K. Bias, Richard A. Brisbin, Jr., and Kevin M. Leyden, "An Overview of West Virginia Political Values," presented at the West Virginia Political Science Association Meeting, Charleston, West Virginia, October, 2005.

Richard A. Brisbin, Jr., "Old Standards and New Practices of Governing: Federalism and Rights Paradigms and the Risk-Management Regime," presented at the American Political Science Association meeting, Chicago, Illinois, September, 2004.

Richard A. Brisbin, Jr. and Susan Hunter, "Regulating Space and People: From Zoning to Risk

- Management in North American Land Use Planning,” presented at the Law and Society Association Meeting, Chicago, Illinois, May 2004.
- Richard A. Brisbin, Jr., “The Strange Estrangement of Judicial Politics: Law and Courts In and Out of Time,” presented at the Western Political Science Association meeting, Portland, Oregon, March, 2004.
- Richard A. Brisbin, Jr. and Susan Hunter, “The Everyday Politics of Land Use and the Canadian Environment,” presented at the Association for Canadian Studies in the United States meeting, Portland, Oregon, November 2003.
- Richard A. Brisbin, Jr. and Susan Hunter, "Don't Call Before Digging: Land Use Policy in West Virginia," presented at the West Virginia Political Science Association Meeting, Morgantown, West Virginia, October, 2003.
- Susan Hunter and Richard A. Brisbin, Jr., “What about the Environment? Institutional Politics and Environmental Attentiveness in Local Land Use Policymaking in Canada and the United States,” presented at the Western Political Science Association meeting, Denver, Colorado, March, 2003.
- Susan Hunter and Richard A. Brisbin, Jr., “Civic and Political Education in Political Science: A Survey of Practices,” presented at the American Political Science Association meeting, Boston, MA, August, 2002.
- Richard A. Brisbin, Jr., Susan Hunter, and Kevin M. Leyden, “Adversarial Legalism in Planning, Zoning, and Land Use Regulatory Practice,” presented at the Law and Society Association and Canadian Law and Society Association joint meeting, Vancouver, British Columbia, May, 2002.
- Richard A. Brisbin, Jr. and Susan Hunter, “Community Perceptions of University and College Efforts to Encourage Civic Engagement,” presented at the Southern Political Science Association Meeting, Atlanta, Georgia, November, 2001.
- Richard A. Brisbin, Jr. and Susan Hunter, "Collective Organizations and Civic Education: The Perspective of Civic Leaders," presented at the West Virginia Political Science Association Meeting, Buckhannon, West Virginia, October, 2001.
- Susan Hunter and Richard A. Brisbin, Jr., "The Effects of Community Service Experiences on Students' Political Engagement and Political Values," presented at the West Virginia Political Science Association Meeting, Buckhannon, West Virginia, October, 2001.
- Richard A. Brisbin, Jr., “Ratings: Liberal Ideas, Policy Change, and Sexual Portrayals on American Television,” presented at the American Political Science Association Meeting, San Francisco, California, September, 2001.
- Richard A. Brisbin, Jr., “The Judiciary and the Frustration of Labor Protest,” presented at the Law and Society Association and Research Committee on the Sociology of Law of the International Sociological Association Meeting, Budapest, Hungary, July 2001.
- Richard A. Brisbin, Jr. and Susan Hunter, “Education for Civic Engagement: Expectations, Experiences,

- and Proposals for Change,” presented at the Midwest Political Science Association Meeting, Chicago, IL, April, 2001.
- Richard A. Brisbin, Jr., “Ratings: The Force of Law and Sexual Portrayals on American Television,” presented at the Law and Society Association Meeting, Miami, Florida, May, 2000.
- Susan Hunter and Richard A. Brisbin, Jr., “Political Education in a Multi-Disciplinary Setting: The Impact of Service Learning Partnerships on Democratic and Civic Values,” presented at the Midwest Political Science Association Meeting, Chicago, Illinois, April, 2000.
- Susan Hunter and Richard A. Brisbin, Jr., “Service Learning and Democratic and Civic Values: Evidence from West Virginia,” presented at the West Virginia Political Science Association Meeting, Huntington, West Virginia, October, 1999.
- Susan Hunter and Richard A. Brisbin, Jr., “The Impact of Service Learning on Democratic and Civic Values,” presented at the American Political Science Association Meeting, Atlanta, Georgia, September, 1999.
- Richard A. Brisbin, Jr., “From State and Local Censorship to Ratings: Substantive Rationality, Political Entrepreneurship, and Sex in the Movies,” presented at the Western Political Science Association Meeting, Seattle, Washington, March, 1999. Also released as Working Paper #9, Political Film Society, Hollywood, California, <http://pfs.cjb.net>
- Richard A. Brisbin, Jr., “Synoptic Legal Change as a Nonmarket Failure: The ‘Collapse’ of Movie Censorship in the United States,” presented at the Conference on the Scientific Study of Judicial Politics, East Lansing, Michigan, October, 1998.
- Richard A. Brisbin, Jr., “From Regulation to Governmentality: Movie Regulation and the Limits of the First Amendment,” presented at West Virginia Political Science Association Meeting, Charleston, West Virginia, October, 1998.
- Richard A. Brisbin, Jr., “The Reconstitution of American Federalism? The Rehnquist Court and Federal-State Relations 1991-1998,” presented at the American Political Science Association Meeting, Boston, Massachusetts, September, 1998.
- Richard A. Brisbin, Jr., “Toward the Post-Pornographic Society? Legal Change in the Regulation of the Movies,” presented at the Law and Society Association Meeting, Aspen, Colorado, June, 1998.
- Richard A. Brisbin, Jr., “Toward the Post-Sin Society? Morality, Law, and the Movies,” presented at the West Virginia Political Science Association Meeting, Morgantown, West Virginia, October, 1997.
- Richard A. Brisbin, Jr., “Remnants of Paternalism? The Constitutive Perspective of American Labor Law, 1933-1953,” presented at the Law and Society Association meeting, St. Louis, Missouri, May 1997.
- Richard A. Brisbin, Jr., “The U. S. Supreme Court and the Rationality of Labor Violence: The Impact of the *Mackay* Radio Doctrine and ‘Violence’ During the Coal Strike of 1989-90,” presented at the

- American Political Science Association Meeting, San Francisco, California, August, 1996.
- Richard A. Brisbin, Jr., "Narratives of Resistance and Acts of Violence: Labor Lawyers' and Dissident Miners' Narratives about Striker 'Violence'," presented at the joint meeting of the Law and Society Association Meeting and the Research Committee on the Sociology of Law of the International Sociological Association, Glasgow, Scotland, July, 1996.
- Richard A. Brisbin, Jr., "The Discipline of Bodies and Space: Justice Antonin Scalia on Substantive Due Process," presented at the West Virginia Political Science Association Meeting, Elkins, West Virginia, October, 1995.
- John C. Kilwein and Richard A. Brisbin, Jr., "Policy Convergence in a Federal Judicial System: The Reception of Heightened Scrutiny Doctrines by State Supreme Courts," presented at the Western Political Science Association Meeting, Albuquerque, New Mexico, March, 1994.
- Richard A. Brisbin, Jr. and John C. Kilwein, "The Supreme Court and Federal Agencies Revisited," presented at the American Political Science Association Meeting, Washington, D.C., September, 1993.
- Richard A. Brisbin, Jr., "Violence, Repression, and the Politics of Expression: Two Rehnquist Court Justices and the Control of Political Space," presented at the Law and Society Association meeting, Chicago, Illinois, May, 1993.
- John C. Kilwein and Richard A. Brisbin, Jr., "Messages from Above: A Model of U. S. Supreme Court Sanctions of State Supreme Courts," presented at the Midwest Political Science Association Meeting, Chicago, Illinois, April, 1993.
- Richard A. Brisbin, Jr., "The Rehnquist Court, the Quest for Certainty, and the Problem of Equal Protection," presented at the Southwestern Political Science Association Meeting, New Orleans, Louisiana, March, 1993.
- Richard A. Brisbin, Jr. and John C. Kilwein, "The West Virginia Judiciary: A Comparative Portrait," presented at the West Virginia Political Science Association Meeting, Harper's Ferry, West Virginia, October, 1992.
- Richard A. Brisbin, Jr. and John C. Kilwein, "The United States Supreme Court's Review of State Supreme Court Decisions, 1953-1990," presented at the American Political Science Association Meeting, Chicago, Illinois, September, 1992.
- Richard A. Brisbin, Jr., "Justice Antonin Scalia and the Politics of Expression: A Study of the Law's Violence," presented at the Southwestern Political Science Association Meeting, Austin, Texas, March, 1992.
- Richard A. Brisbin, Jr., "Toward an Institutional Analysis of West Virginia Courts," presented at the West Virginia Political Science Association Meeting, Morgantown, West Virginia, October, 1991.

- Richard A. Brisbin, Jr., "The West Virginia Judiciary: A Quarter Century View, 1966-1991," presented at the West Virginia Political Science Association Meeting, Morgantown, West Virginia, October, 1991.
- Richard A. Brisbin, Jr. and Susan Hunter, "Perceptions of Justice: Clientele Evaluations of Conflict Adjustment by a Utility Regulatory Agency," presented at the joint meeting of the Law and Society Association Meeting and the Research Committee on the Sociology of Law of the International Sociological Association, Amsterdam, The Netherlands, June, 1991.
- Richard A. Brisbin, Jr. and Edward V. Heck, "The Battle over Strict Scrutiny: Coalitional Conflict in the Rehnquist Court," presented at the Southwestern Political Science Association Meeting, San Antonio, Texas, March, 1991.
- Richard A. Brisbin, Jr., "The Fragmented Formulaic Jurisprudence of the Rehnquist Court," presented at the West Virginia Political Science Association Meeting, Charleston, West Virginia, October, 1990.
- Richard A. Brisbin, Jr., "Justice Antonin Scalia, the Separation of Powers, and the Legalist State," presented at the American Political Science Association Meeting, San Francisco, California, September, 1990.
- Susan Hunter and Richard A. Brisbin, Jr., "Q Sorts, Records, and Interviews: A Multi-Method Approach to Implementation Research," presented at the Western Political Science Association Meeting, Newport Beach, California, March, 1990.
- Susan Hunter and Richard A. Brisbin, Jr., "Perceptions of Alternative Dispute Resolution Processes by Agency Personnel," presented at the American Political Science Association Meeting, Atlanta, Georgia, September, 1989.
- Richard A. Brisbin, Jr. and Susan Hunter, "Clientele and Agency Perceptions of the Outcome of the Intervention of a Consumer Protection Agency in Consumer Disputes," presented at the Law and Society Association Meeting, Madison, Wisconsin, June, 1989.
- Richard A. Brisbin, Jr., "The Politics of Private Rights of Action," presented at the Southern Political Science Association Meeting, Atlanta, Georgia, November, 1988.
- Richard A. Brisbin, Jr., "Sandra O'Connor, Antonin Scalia, and the Inauguration of the Rehnquist Court," presented at the Western Political Science Association Meeting, San Francisco, California, March, 1988.
- Richard A. Brisbin, Jr., "John Marshall on History, Virtue, and Legality," presented at the John Marshall Symposium, Marshall University, Huntington, West Virginia, November, 1987.
- Richard A. Brisbin, Jr., "The Supreme Court and Executive Authority: The Warren, Burger, and Rehnquist Courts," presented at the American Political Science Association Meeting, Chicago, Illinois, September 1987.

Richard A. Brisbin, Jr., “Conservative Jurists and the Problem of Opportunism,” presented at the Midwest Political Science Association Meeting, Chicago, Illinois, April, 1987.

Richard A. Brisbin, Jr., “Antonin Scalia and the Limits of Judicial Power,” presented at the Western Political Science Association Meeting, Anaheim, California, March, 1987.

Richard A. Brisbin, Jr., “The Federal Judiciary and the Relative Autonomy of Federal Agencies, 1960-1985,” presented at the Law and Society Association Meeting, Chicago, Illinois, June, 1986.

Richard A. Brisbin, Jr., “The Federal Judiciary and the Reagan Regulatory Policy,” presented at the New York Political Science Association Meeting, Albany, New York, April, 1986.

Richard A. Brisbin, Jr., “Constitutional Structure, Political Economy, and the Growth of Bureaucracy,” presented at the American Political Science Association Meeting, Conference Group on Political Economy, Washington, D.C., September, 1984.

Richard A. Brisbin, Jr., “The Delegation of Authority to State Bureaucracies During the Early Republic: Indiana, 1787-1850,” presented at the American Political Science Association Meeting, Conference Group on Political Economy, Denver, Colorado, September, 1982.

Richard A. Brisbin, Jr., “Federal Courts and the Changing Role of American Political Parties,” presented at the Southwestern Political Science Association Meeting, San Antonio, Texas, March, 1982.

Richard A. Brisbin, Jr., “Before Bureaucracy: State Courts and the Administration of Public Services in the Old Northwest, 1787-1850,” presented at the American Political Science Association Meeting, New York, New York, September, 1981.

Richard A. Brisbin, Jr., “Teaching Public Policy Using APSA Supplementary Analytical Units: The Results of a Field Test,” presented at the Indiana Political Science Association Meeting, Crawfordsville, Indiana, May, 1981.

Richard A. Brisbin, Jr., “The Merits of an Unstructured Pre-Law Curriculum,” presented at the Southwest Association of Pre-Law Advisers Meeting, New Orleans, Louisiana, October, 1978.

Richard A. Brisbin, Jr., “The Supreme Court and the Power of the Legal Profession,” presented at the American Political Science Association Meeting, Chicago, Illinois, September 1976.

Richard A. Brisbin, Jr., “The Pretrial Disposition of Criminal Cases by Rural Prosecutors: The Effects of Local Traditions and Political Power,” presented at the Midwest Political Science Association Meeting, Chicago, Illinois, May, 1975.

#### **Book Reviews:**

*Rights in Rebellion: Indigenous Struggle and Human Rights in Chiapas* by Shannon Speed. *Law and*

- Politics Book Review* 19 (2009): forthcoming.
- With Susan Hunter. *Brute Force: Animal Police and the Challenge of Cruelty* by Arnold Arluke; *People, Property, or Pets?*, by Marc D. Hauser, Fiery Cushman, and Matthew Kamen (editors); *Animal Rights: Current Debates and New Directions*, by Cass R. Sunstein and Martha C. Nussbaum (editors). *Law and Politics Book Review* 17 (2007): 15-24.
- A Court Divided: The Rehnquist Court and the Future of Constitutional Law*, by Mark Tushnet. *Rhetoric and Public Affairs* 9 (2006): 365-367.
- Antonin Scalia's Jurisprudence: Text and Tradition*, by Ralph A. Rossum. *Law and Politics Book Review* 16 (2006): 289-293.
- Strategic Behavior and Policy Choice on the U.S. Supreme Court*, by Thomas N. Hammond, Chris W. Bonneau, and Reginald S. Sheehan, *Perspectives on Political Science* 34 (2005): 222.
- Hugo Black of Alabama: How His Roots and Early Career Shaped the Great Champion of the Constitution*, by Steven Suitts. *Law and Politics Book Review*, 15 (2005): 890-895.
- Good Government? Good Citizens? Courts, Politics, and Markets in a Changing Canada*, by W.A. Bogart. *Law and Politics Book Review*, 15 (June 2005): 527-530.
- Making Policy, Making Law: An Interbranch Perspective*, by Mark C. Miller and Jeb Barnes (Editors). *Law and Politics Book Review* 14 (October 2004): 760-768.
- Tournament of Appeals: Granting Judicial Review in Canada*, by Roy B. Flemming. *Law and Politics Book Review* 14 (July 2004): 538-542.
- Overseers of the Poor: Surveillance, Resistance, and the Limits of Privacy*, by John Gilliom, *Law and Politics Book Review* 12 (February 2002): 70-73.
- The Rehnquist Court and the Constitution*, by Tinsley E. Yarbrough. *American Journal of Legal History* 45 (2000): 101-103.
- The History of Government*, 3 vol., by S. E. Finer. *Perspectives on Political Science* 28 (Summer 1999): 170-171.
- The Pullman Case: The Clash of Labor and Capital in Industrial America*, by David Ray Papke. *Law and Politics Book Review* 9 (June 1999): 256-258.
- First Principles: The Jurisprudence of Clarence Thomas*, by Scott Douglas Gerber. *Law and Politics Book Review* 9 (April 1999): 144-47.
- “Constitutional Law Casebooks: The Search for a Fresh Approach,” a review of *American Constitutional Law: Essays, Cases, and Comparative Notes*, by Donald P. Kommers and John E. Finn. *Focus on Law Studies* 14 (Fall 1998): 10-11.

- American Law in the Age of Hypercapitalism: the Worker, the Family, and the State*, by Ruth Colker. *Law and Politics Book Review*, 8 (July 1998): 295-297.
- Judges on Judging: Views from the Bench*, ed. by David M. O'Brien. *Perspectives on Political Science*, 27 (Winter 1998): 34.
- Justice Stephen J. Field: Shaping Liberty from the Gold Rush to the Gilded Age*, by Paul Kens. *Perspectives on Political Science* 26 (Fall 1997): 250.
- Arthur J. Goldberg: New Deal Liberal*, by David Stebenne. *Law and Politics Book Review*, 7 (May 1997): 231-236.
- The Warren Court: A Retrospective*, edited by Bernard Schwartz. *Perspectives on Political Science* 26 (Spring 1997): 103-4.
- Lawyers against Labor: From Individual Rights to Corporate Welfare*, by Daniel R. Ernst. *Law and Politics Book Review* 7 (February 1997): 50-52.
- The Jurisprudential Vision of Justice Antonin Scalia*, by David A. Schultz and Christopher E. Smith. *American Political Science Review* 90 (December 1996): 921-922.
- Popular Government and the Supreme Court: Securing the Public Good and Private Rights*, by Lane V. Sunderland. *Perspectives on Political Science* 25 (Summer 1996): 152.
- Seasoned Judgments: The American Constitution, Rights, and History*, by Leonard W. Levy. *Perspectives on Political Science* 25 (Winter 1996): 30-31.
- Foundations of Administrative Law*, edited by Peter H. Schuck. *Perspectives on Political Science* 24 (Summer 1995): 163.
- Property Rights and the Constitution: Shaping Society through Land Use Regulation*, by Dennis J. Coyle. *Perspectives on Political Science* 23 (Fall 1994): 192.
- Between the Lines: Interpreting Welfare Rights*, by R. Shep Melnick. *Policy Currents: Newsletter of the Public Policy Section APSA* 4 (4) (November 1994): 16-17.
- Brandeis: Beyond Progressivism*, by Philippa Strum. *The Review of Politics* 56 (Summer 1994): 602-604.
- Property, Power, and American Democracy*, by David A. Schultz. *Social Science Quarterly* 74 (December 1993): 930-931.
- The Supreme Court and American Democracy*, by David G. Barnum, and *The Supreme Court of the United States: An Introduction*, by Thomas G. Walker and Lee Epstein. *The Law and Politics Book Review* 3 (April 1993): 43-45.
- The Bill of Rights and the States: The Colonial and Revolutionary Origins of American Liberties*, edited by Patrick T. Conley and John P. Kaminski, and *The United States Constitution: Roots, Rights,*

- and Responsibilities*, edited by A. E. Dick Howard. *William and Mary Quarterly*, third series. 50 (April 1993): 455-458.
- “*Half Brother, Half Son*”: *The Letters of Louis D. Brandeis to Felix Frankfurter*, edited by Melvin I. Urofsky and David W. Levy. *Perspectives on Political Science* 21 (Fall 1992): 222.
- Making All the Difference: Inclusion, Exclusion, and American Law*, by Martha Minow. *Perspectives on Political Science* 20 (Fall 1991): 228.
- On Reading the Constitution*, by Laurence H. Tribe and Michael C. Dorf. *Law and Politics Book Review* 1 (March 1991): 13-15.
- Slave Law in the Americas*, by Alan Watson. *Perspectives on Political Science* 20 (Spring 1991): 108-109.
- Finding Freedom: America’s Distinctive Cultural Formation*, by John Harman McElroy. *Perspectives on Political Science* 19 (Spring 1990): 72-73.
- No State Shall Abridge: The Fourteenth Amendment and the Bill of Rights*, by Michael Kent Curtis. *Perspective* 18 (Fall 1989): 151.
- In the Name of War: Judicial Review and the War Powers Since 1918*, by Christopher N. May. *Perspective* 18 (Summer 1989): 101-102.
- The Origins of American Political Parties*, by John R. Hoadley. *Indiana Magazine of History* 83 (March 1987): 87-88.
- The Search for Governmental Efficiency: From Hubris to Helplessness*, by George W. Downs and Patrick D. Larkey. *Perspective* 15 (September-October 1986): 137.
- Where the Saints Have Trod: The Life of Helen Gougar*, by Robert C. Kriebel. *The Old Northwest* 11 (Spring/Summer 1985): 107-110.
- Studies in the History of the United States Courts of the Third Circuit*, by Stephen B. Presser. *American Journal of Legal History* 28 (July 1984): 283-85.
- Politics and Policymaking in the Federal District Courts*, by Robert A. Carp and C. K. Rowland. *Judicature* 67 (October 1983): 200-201.
- Building a New American State: The Expansion of National Administrative Capacities 1877-1920*, by Stephen Skowronek. *The Review of Politics* 45 (April 1983): 317-319.
- Case Selection in the United States Supreme Court*, by Doris Marie Provine. *Journal of Politics* 42 (August 1981): 430-431.
- The Road: Indian Tribes and Political Liberty*, by Russel Lawrence Barsh and James Youngblood Henderson. *The Review of Politics* 43 (January 1981): 152-155.

*Fair Game? Inequality and Affirmative Action*, by John Livingston. *American Political Science Review* 74 (September 1980): 828-829.

*Persons and Masks of the Law* (Brief Note), by John T. Noonan. *Journal of Politics* 39 (1977): 862.

### **Professional Activities**

#### **Professional Service and Presentations:**

Address: "The United States Constitution and the Tradition of American Political Discourse." Supported by the Humanities Foundation of West Virginia in celebration of the Bicentennial of the United States Constitution. Delivered in Elkins, Martinsburg, Morgantown, Parsons, Shinnston, and Wheeling, West Virginia. September, October, and November, 1987.

Chair and Discussant: Session on "Legislative Politics," West Virginia Political Science Association Meeting, Morgantown, West Virginia, October 2006.

Chair: Session on "Societal Evolutions of Rights and Contracts," Law and Society Association Meeting, Baltimore, Maryland, July 2006.

Chair and Discussant: Session on "Not Just Guys with Guns," West Virginia Political Science Association Meeting, Buckhannon, West Virginia, October 2004.

Chair and Discussant: Session on "Regulatory Institutions," Law and Society Association Meeting, Chicago, Illinois, May 2004.

Chair: Session on "The Supreme Court and its External Environment," Western Political Science Association Meeting, Portland, Oregon, March 2004.

Chair and Discussant: Session on "Litigating Federalism," American Political Science Association Meeting, Philadelphia, Pennsylvania, August 2003.

Chair, Session on "Jurisprudential Perspectives on Religion and Morality," American Political Science Association Meeting, Philadelphia, Pennsylvania, August 2003.

Chair and Discussant: Session on "Architecture and Regulation: Condos and Gated Communities," Law and Society Association Meeting, Pittsburgh, Pennsylvania, June 2003.

Chair and Discussant: Session on "The New 'New Property': Intellectual Property Rights in the New Economy," Law and Society Association and Canadian Law and Society Association Meeting, Vancouver, British Columbia, May 2002.

Chair and Discussant: Session on "Making Adjudication More Functional . . . and More Fair?," Law and Society Association and Research Committee on the Sociology of Law of the International Sociological Association Meeting, Budapest, Hungary, July 2001.

Chair and Discussant, Session on “Speech and Rights in Canada and the U. S.” American Political Science Association Meeting, Washington, D.C., September 2000.

Chair: Session on “Checks and Balances in the Federal System,” American Political Science Association Meeting, Atlanta, Georgia, September, 1999.

Chair: Session on “The Dynamics of Judicial Reasoning,” Law and Society Association Meeting, Chicago, Illinois, May, 1999.

Chair and Discussant, Session on “Social Policy in States and Communities,” Western Political Science Association Meeting, Seattle, Washington, March 1999.

Chair and Discussant: Session on “Women and Citizenship,” Law and Society Association Meeting, Aspen, Colorado, June, 1998.

Chair and Discussant: Session on “Constitutional Law/Civil Rights,” West Virginia Political Science Association Meeting, Huntington, West Virginia, Oct. 1993.

Chair: Session on “Decision-Making in Litigation,” Law and Society Association Meeting, Philadelphia, Pennsylvania, May, 1992.

Chair: Session on “Justices of the Rehnquist Court,” Southwestern Political Science Association Meeting, Austin, Texas, March, 1992.

Chair: Session on “Issues in Constitutional Interpretation,” Southwestern Political Science Association Meeting, San Antonio, Texas, March, 1991.

Chair: Session on “Courts and Civil Liberties,” Northeastern Political Science Association Meeting, Philadelphia, Pennsylvania, November, 1987.

Commentator, “The Future of the West Virginia Judiciary,” with John C. Kilwein, on “The Law Works,” West Virginia Public Broadcasting Television Network, January 31, 2008.

Commentator, “Justice Antonin Scalia,” on “America and the Courts,” C-SPAN Television Network, January 6, 2001.

Consultant: Office of the Attorney General of West Virginia, Consumer Protection Division, Charleston, West Virginia, 1988-89.

Consultant: Triad Communications, South Bend, Indiana. Data analysis for the 1982 Congressional campaign of Richard Bodine and the 1983 mayoral primary, Elkhart, Indiana.

Discussant, Session on “Property Rights and Neoliberalism: Cultural Demands and Legal Actions,” Law and Society Association Meeting, Denver, Colorado, May 2009.

Discussant, Session on “Court Agenda Setting and Litigation” American Political Science Association Meeting, Washington, D.C., September, 2005.

Discussant, Session on “Legal Policy, Judges, and Change: A View from the States,” American Political Science Association Meeting, Boston, Massachusetts, August 2002.

Discussant, Session on “Morality and Jurisprudence on the Contemporary Supreme Court,” American Political Science Association Meeting, San Francisco, California, September 2001.

Discussant: Session on “Constitutional Interpretation,” Midwest Political Science Association Meeting, Chicago, Illinois, April 2001.

Discussant: Session on “Challenging Religious Liberty in American Society,” West Virginia Political Science Association Meeting, Morgantown, West Virginia, October, 2000.

Discussant, Session on “Judicial Federalism: Devolution, Revolution, or Evolution?” American Political Science Association Meeting, Washington, D.C., September, 2000.

Discussant: Session on “Public Policy,” West Virginia Political Science Association Meeting, Huntington, West Virginia, October, 1999.

Discussant: Session on “Historical Studies of Social Reform: Lawyers and Legal Change,” Law and Society Association Meeting, Chicago, Illinois, May, 1999.

Discussant, Session on “United States Supreme Court Politics,” Western Political Science Association Meeting, Seattle, Washington, March 1999.

Discussant: Session on “Alignments and Dealignment in the U.S. Supreme Court,” American Political Science Association Meeting, Boston, Massachusetts, September, 1998.

Discussant: Session on “Women and Citizenship,” Law and Society Association Meeting, Aspen, Colorado, June, 1998.

Discussant: Session on “Biography, Fluidity, and Constitutional Interpretation: The Contribution of J. Woodford Howard to the Study of Judicial Politics,” Southern Political Science Association Meeting, Norfolk, Virginia, November, 1997.

Discussant: Session on “The Federalization of the Criminal Law,” West Virginia Political Science Association Meeting, Huntington, West Virginia, October, 1996.

Discussant: Session on “Legal Assistance and Representation,” Southwestern Political Science Association Meeting, New Orleans, Louisiana, March, 1993.

Discussant: Session on “The Situation of Rights,” Law and Society Association Meeting, Philadelphia, Philadelphia, May, 1992.

Discussant: Session on “Models of Courts and Judicial Strategy,” American Political Science Association Meeting, Washington, D.C., September, 1991.

Discussant: Session on “Constitutional Interpretation,” Midwest Political Science Association Meeting, Chicago, Illinois, April, 1991.

Discussant: Session on “The Evolution of Supreme Court Justices,” Midwest Political Science Association Meeting, Chicago, Illinois, April, 1990.

Discussant: Session on “The Bicentennial of the U.S. Constitution,” West Virginia Political Science Association meeting, Charleston, West Virginia, October, 1986.

Discussant: Session on “Lawyers and the Judicial Process,” Midwest Political Science Association Meeting, Chicago, Illinois, April, 1984.

Editorial Board:

*State Politics and Policy Quarterly*, 1999-2003.

External Evaluator in Promotion and Tenure Decisions:

Ithaca College, 2001.

John Jay College of Criminal Justice, City University of New York, 2001.

Marshall University, 1993.

Trinity University, Texas, 2000.

University of Kansas, 1999.

University of Tennessee, 2005.

Interview, “Justice Antonin Scalia,” for the program, “American and the Courts,” C-SPAN, January 6, 2001.

Lecturer, “The Court and the Presidency: Four Justices in Search of Separated Powers,” “Free Speech and the “Violence of the Law,” “Worker Protests in America: The Rock-Covered Road to *UMWA v. Bagwell*,” Department of Political Science, Wichita State University, Wichita, Kansas, March, 2001.

Lecturer: “John Marshall and Federalism,” “Jacksonian Federalism,” “Building the American State, 1890-1937,” “The Court Crisis and the New Deal,” “Federalism in the Late Twentieth Century,” “The Logic of Incorporation,” “Justice Holmes and Free Speech,” Department of Political Science, Wabash College, Crawfordsville, Indiana, February and March, 1994.

Panelist, “Judicial Selection,” West Virginia Legislature, House and Senate Judiciary Committees, September 2008.

Participant, “Roundtable: Justice Scalia and Conservatism on the Supreme Court,” Western Political Science Association Meeting, San Diego, California, March 2008.

Participant with presentation: “Civil Liberties, Personal Security, and the Terrorist Threat during the Bush Presidency, 2001-2007,” at the “Roundtable: Civil Liberties,” West Virginia Political Science Association Meeting, Buckhannon, West Virginia, October, 2007.

Participant, Pennsylvania and West Virginia Campus Compacts. “Leadership and Civil Society Town Meeting,” Harrisburg, Pennsylvania, June, 2001.

Participant: "Roundtable: Brown v. Board of Education After Forty Years," West Virginia Political Science Association Meeting, Morgantown, West Virginia, October, 1994.

Participant: Conference on "Rights in Conflict: The Individual versus the State and Beyond," Sponsored by the American Bar Association, Commission on College and University Nonprofessional Legal Studies, Jekyll Island, Georgia, March, 1989.

Participant: "Roundtable on Judicial Selection," West Virginia Political Science Association Meeting, Huntington, West Virginia, October, 1988.

Participant: American Assembly Mid-Atlantic Regional Meeting, on "A Workable Government? The Constitution after Two Hundred Years," Institute of Government, University of North Carolina, Chapel Hill, North Carolina, June, 1988 (Sponsored by the North Carolina Commission on the Bicentennial of the U.S. Constitution).

Participant: Roundtable on "The Character of Constitutional Democracy: Preparing for the Third Century of American Citizenship and Self-Government," Concord College, Athens, West Virginia, April, 1988 (Sponsored by the Humanities Foundation of West Virginia).

Participant: Symposium on "The Decline of Political Parties," Conference on "Political Parties in Indiana and the Nation," Wabash College, Crawfordsville, Indiana, April, 1984.

Participant: National Endowment for the Humanities Summer Seminar, "The New Legal History: Law in American Life, 1600-1865," conducted by David Thomas Konig, Washington University, St. Louis, Missouri, June-August, 1980.

Participant: American Political Science Association Seminar, "The Rights of Man and of Citizens," conducted by J. Roland Pennock, Swarthmore College, Washington, D.C., June and August, 1980 (sponsored by the National Endowment for the Humanities).

Participant: "Roundtable on the Economics and Politics of School Desegregation," Ohio Association of Economists and Political Scientists Meeting, Columbus, Ohio, March, 1977.

Presentation, with John C. Kilwein. "The Future of the West Virginia Judiciary: Problems and Policy Options," West Virginia Legislature, House and Senate Judiciary Committees, January 2008.

Presentation, with Susan Hunter: "Canine Policies: Panic, Compassion, or Symbolic Politics?" Canine Legislation Conference, Kansas City, Missouri, September 2007.

Presentation: "Law Use Policy: West Virginia and Surrounding States," West Virginia Institute for Public Affairs Speakers Series, Morgantown, West Virginia, April 2003.

Presentation: "Does the Supreme Court Really Matter? Policy Convergence in a Federal Judicial System," Department of Political Science, Wabash College, Crawfordsville, Indiana, October, 1994.

Presentation: with Susan Hunter, "How to Make Consumer Protection Enforcement More Effective," Annual Conference, Southern Association of Attorneys General, Huntington, West Virginia, September 14, 1989.

Presentation: "Themes in Contemporary Conservative Jurisprudence," West Virginia Political Science Association Meeting, Martinsburg, West Virginia, October, 1987.

Referee-Reviewer, Articles:

*American Journal of Political Science*, 1994 (3 manuscripts), 1995 (3 manuscripts), 1996 (3 manuscripts), 1997 (4 manuscripts), 2008, 2009  
*American Political Science Review*, 2003  
*American Review of Politics*, 2000  
*Journal of Politics*, 1981, 1987, 1988, 1994, 2000, 2007, 2009  
*Journal for the Scientific Study of Religion*, 2000  
*Journal of Politics*, 2007  
*Journal of Theoretical Politics*, 1997  
*Judicature*, 1984, 1985, 1993, 1999  
*Law and Social Inquiry*, 2006  
*Law and Society Review*, 2003, 2005, 2006 (2 manuscripts), 2009  
*Policy Studies Journal*, 1998 (3 manuscripts)  
*Political Research Quarterly*, 1993, 1994, 1995, 1998 (2 manuscripts)  
*Polity*, 1991 (2 manuscripts), 1992 (2 manuscripts), 1993, 1994, 1995, 1997, 2005  
*Publius: The Journal of Federalism*, 1999 (2 manuscripts), 2000 (3 manuscripts), 2002, 2003 (2 manuscripts), 2004, 2006, 2008  
*Rural Sociology*, 1979  
*Southeastern Political Review*, 1997 (2 manuscripts), 1998 (2 manuscripts)  
*State and Local Government Review*, 1987, 1992, 1999, 2000  
*State Politics and Policy Quarterly*, 1999, 2000, 2002, 2003, 2004, 2005, 2007, 2008  
*West Virginia Public Affairs Reporter*, 1998, 2005 (2), 2006, 2008 (2), 2009

Referee-Reviewer, Books:

*The Choices Justices Make*, by Lee Epstein and Jack Knight. For CQ Press, 1997.

*American Law and Legal Systems*, 4<sup>th</sup> edition, by James V. Calvi and Susan Coleman. For Prentice-Hall Publishing, 1998.

*Democracy Under Pressure: An Introduction to the American Political System*, by Milton C. Cummings and David Wise. For Harcourt Brace College Publishers, 2000.

*Courts, Judges, and Politics*, 5<sup>th</sup> ed., edited by Walter F. Murphy, C. Herman Pritchett, and Lee Epstein. For McGraw-Hill, College Division, 2000.

*The Constitution: Law, Politics, and Society*. For Harcourt Brace College Publishers, 2000, 2001.

*American Constitutional Development*, v. 1, by Richard S. Randall. For Addison Wesley Longman Publishers, 2000.

*Challenging Modern Judicial Power: The Emergence of Originalism in American Law and Politics, 1954-2000*, by Johnathan O'Neill. For The Johns Hopkins University Press, 2003, 2004 (two reviews).

*Mercy on Trial: Clemency in the Killing State*, by Austin Sarat. For The Johns Hopkins University Press, 2003.

*Judicial Process, Law, Courts, and Politics in the United States*, 4<sup>th</sup> ed, by David W. Neubauer and Stephen S. Meinhold, For Thomson-Wadsworth Publishing, 2005.

*The Constitution: Law, Politics, and Society*, by John Brigham and Christine Harrington. For Thomson Wadsworth Publishing, 2006.

Referee-Reviewer, Grants:

National Science Foundation, 1999 (1 proposal), 2000 (3 proposals) 2006 (1 proposal).

Session Organizer: "Perspectives on the Development of American Political Institutions,"  
Conference Group on Political Economy, American Political Science Association,  
Washington, D.C., September, 1984.

Section Chair: Judicial Politics. Annual Meeting of the Southern Political Science Association, New Orleans, Louisiana, January 2008.

Visiting Scholar: University of Michigan, Inter-University Consortium for Social and Political Research, Ann Arbor, Michigan, June-August, 1975.

**Professional Affiliations and Offices:**

American Judicature Society

American Political Science Association:

Law and Courts Section:

Nominations Committee, 1992

Chair, C. Herman Pritchett Award Committee, 1998

Editor: *The Law and Politics Book Review*, 1999-2002

Member, C. Herman Pritchett Award Committee, 2004

Law and Society Association

Research Committee on Sociology of Law, International Sociological Association

Western Political Science Association

West Virginia Political Science Association:

Executive Council, 1992-1995, 1998-1999, 2005-2007

President-Elect and Program Chair, 1996-97

President, 1997-1998

**Fellowships and Grants:**

Daniel Colt Gilman Fellow, The Johns Hopkins University, 1969-73.

Faculty Research and Creative Endeavor Award, Central Michigan University, 1974-5.

Summer Research Award, Denison University, 1977, 1979.

Faculty Research Grant, Saint Mary's College, 1981, 1984.

Faculty Development Grant, West Virginia University, 1989, 2007-8.

Faculty Senate Travel Grant, West Virginia University Foundation, 1987-1988, 1990, 1992-1994, 1996, 1998-1999-2004, 2006-2007, 2009.

Institute for Public Affairs, West Virginia University, Small Grants, 1989-1993, 2003.

Faculty Senate Grant, West Virginia University, "Toward an Empirical Model of Judicial Federalism," with John C. Kilwein, 1993-94 (\$5,900).

Eberly College of Arts and Sciences, West Virginia University, "Narratives of Resistance and Acts of Violence," 1997 (\$4,500).

Eberly College of Arts and Sciences, West Virginia University, "The Politics of the American Landscape: Community Planning, Real Estate, and Land Use Policy," with Susan Hunter and Kevin M. Leyden, 2001 (\$6,100).

Pennsylvania and West Virginia Campus Compacts, "Education for Civic Responsibility and Civic Engagement: Expectations and the Impact of Community Service Learning," 2000-2001 (\$7,000).

Pennsylvania and West Virginia Campus Compacts, "Education for Civic Responsibility and Civic Engagement: The Role of Political Science Departments," with Susan Hunter, 2001 (\$7,000).

Canadian Studies Faculty Research Grant, Government of Canada, "The Everyday Politics of Land Use and the Canadian Environment," with Susan Hunter and Kevin M. Leyden, 2003 (\$14,904).

Eberly College of Arts and Sciences, West Virginia University, "West Virginia Political Attitudes Survey," with Allan S. Hammock and L. Christopher Plein, 2005 (\$5,500).

Eberly College of Arts and Sciences, West Virginia University, "Real Law Stories: Travel Grant," with John C. Kilwein, 2005 (\$2,263).

Canadian Studies Faculty Research Grant, Government of Canada, "Interest Groups, Animals, and the Origin of Cross-Border Conflicts," with Susan Hunter, 2006 (\$5,000).

Eberly College of Arts and Sciences, West Virginia University, "Four Nation Animal Rights Survey," with Susan Hunter (\$6,000).

### **Teaching and Related Institutional Service**

**Courses Taught, Judicial Politics:**

American Constitutional Law: The Supreme Court and Governmental Power, 1973-present.  
American Constitutional Law: The Supreme Court and Civil Liberties, 1975-present.  
Introduction to Law and the Legal System (Judicial Process Survey), 1974-present.  
Criminal Law, Policy, and Administration, 1980-present.  
Law and Public Policy (Trial Courts, Law and Society, and Conflict Resolution), 1976-present.  
Appellate Judicial Behavior, 1977-present.  
Graduate Seminar: Judicial Process and Public Policy, 1991-present.  
Graduate Seminar: American Constitutional and Political Development, 2007-present  
Graduate Readings in Appellate Judicial Behavior, in Law and Society, in Civil Liberties, 1993-present.  
Comparative Legal Systems, 1977.  
Supervisor, Internships with Law Firms and Legal Agencies, 1979-1985.  
Pre-Law Advisor, 1979-1986.

**Courses Taught, American Politics, Policy, and Administration:**

American Politics and Government, 1975-1987.  
Congress and the Legislative Process, 1981-1984.  
Introduction to Public Administration, 1978-1985.  
Introduction to Public Policy Analysis, 1981.

**West Virginia University Internal Institutional Service:**

Department of Political Science:

Academic Standards: Chair, 2000-2001  
Alumni Relations and Development: 1991-1995.  
Executive Committee, 1998-1999  
Graduate Committee, as member of Graduate Faculty: 1987-present.  
    Subcommittee on Colloquia, 1996-1997, Chair 1997-1998.  
    Subcommittee on Comprehensive Examination, Chair, 1996.  
Faculty Recruitment Committees: 1988-1993, 1998-2001, 2004-2005 (Chair), 2005 (Chair), 2006 (Chair), 2007 (Chair) (for sixteen vacancies).  
Learning Assessment Committee: 1995-2000. 1995-1997 (Chair).  
Promotion and Tenure Committee: 1990-1991, 1995-1996, 2001-2002.  
Strategic Review Committee, 2005-2006 (Chair)  
Undergraduate Committee: 1987-1995, 2000-2007.  
    Subcommittee on Assessment of Undergraduate Majors, Chair, 1993-1995.  
    Development of Undergraduate Learning Assessment Plan, 2001.  
Worldwide Web Committee, Chair: 1995-1996.

Eberly College of Arts and Sciences:

Curriculum and Academic Quality Committee: 1992-1993.  
Committee for the Evaluation of the Ph.D. Program in History: 1989-1990.  
Dean's Advisory Committee: 1996-1997, 2003-2004.

Outstanding Researcher Committee, 2002, 2004  
Research and Graduate Studies Committee: 1997-2000, 2005-2008

University Committees:

Graduate Council Committee for the Evaluation of the Ph.D. Program in History: 1991-1992.  
Benedum Distinguished Scholar Award Committee, 2003-2004.

**Other Community Service:**

Campaign research, polling, and document preparation: Campaign of Mayor Roger Parent, South Bend, Indiana, 1983.

**Other Experience**

United States Army, 1970.

Employment Interviewer, Pennsylvania Department of Labor and Industry, Rochester, PA, 1971.