

ARTICLES AND ESSAYS

Unintended Implications, 101 VA. L. REV. 1105 (2015) (Commentary on article by John Mikhail).

Equal Protection in the Key of Respect, 123 YALE L. J. 3036 (2014) (symposium issue).

Defining Corruption and Constitutionalizing Democracy, 111 MICH. L. REV. 1385 (2013).

Thinking about Equality: Comments on Michel Rosenfeld's "The Identity of the Constitutional Subject," 33 CARDOZO L. REV. 101 (2012).

Money and Rights, 35 N.Y.U. Rev. of Law & Soc. Change 527 (2011), reprinted in shorter form in MONEY, POLITICS AND THE CONSTITUTION: BUILDING A NEW JURISPRUDENCE, Published by The Century Foundation and the Brennan Center for Justice.

Money Talks But It Isn't Speech, 95 Minn. L. Rev. 953 (2011).

Willfully Blind for Good Reason, Crim. Law and Philos. (2009) 3:301-316.

Prosecuting Doctors for Trusting Patients, 16 Geo. Mason L. Rev. 701 (2009).

Pushing Drugs or Pushing the Envelope: The Prosecution of Doctors in Connection with Over-Prescribing of Opium-Based Drugs, Philosophy & Public Policy Quarterly, Vol. 28, Winter/Spring 2008, 7-12.

What Money Can and Cannot Buy, 14 The Good Society 26 (2005).

What Makes Genetic Discrimination Exceptional?, 29 Am Journal of Law & Med 77 (2003). Reprinted in: Genetics and Gene Therapy, Sheila A.M. McLean, Editor, a volume in the series of the International Library of Medicine, Ethics and Law, Ashgate Publishing, March 2005.

Evidence, Belief and Action: The Failure of Equipose to Resolve the Ethical Tension in the Randomized Clinical Trial, 30 Journal of Law, Medicine and Ethics 375 (2002).

Judging By Appearances: Professional Ethics, Expressive Government and the Moral Significance of How Things Seem, 60 Md. L. Rev. 653 (2001).

The Expressive Dimension of Equal Protection, 85 Minn. L. Rev. 1 (2000).

Two Types of Discrimination: The Familiar and the Forgotten, 86 Cal. L. Rev. 315 (1998).

Trials on Trial, Report from the Institute for Philosophy and Public Policy, Vol. 18. No. 1-2 at 13 (1998). Reprinted in: Philosophical Dimensions of Public Policy, edited by V. Gehring and W. Galston. In series, Policy Studies Review Annual, Vol. 13 (New Brunswick, NJ: Transaction Publishers, 2002).

Is Actuarially Fair Insurance Pricing Actually Fair?: A Case Study in Insuring Battered Women, 32 Harv. C.R.-C.L. L. Rev. 355 (1997).

The Importance of Appearing Principled, 37 *Ariz. L. Rev.* 1107 (1995).

Of Mice But Not Men: Problems of the Randomized Clinical Trial, 324 *New England Journal of Medicine* (1991), with Samuel Hellman. This article has been reprinted in numerous bioethics anthologies. See e.g. Arras and Steinbock, *Ethical Issues in Modern Medicine*, 6th Ed. at 750.

BOOK CHAPTERS

Racial Profiling and the Meaning of Racial Categories, in *CONTEMPORARY DEBATES IN APPLIED ETHICS*, 2ND edition, Andrew Cohen and Christopher Wellman, editors, Wiley-Blackwell, 2014.

An Epistemic Defense of Precedent, in *PRECEDENT IN THE U.S. SUPREME COURT*, Christopher J. Peters, editor, Springer, 2013.

Equality and Unconstitutional Discrimination, in *PHILOSOPHICAL FOUNDATIONS OF DISCRIMINATION LAW*, edited by D. Hellman and S. Moreau, Oxford Univ. Press, 2013.

OTHER WRITING

Political Participation: A Hybrid Sphere, 89 *N.Y.U. L. Rev. Online* (October 2014). Permalink: <http://www.nyulawreview.org/issues/volume-89-symposium/response-political-participation-hybrid-sphere>.

Review of Kasper Lippert-Rasmussen's "Born Free and Equal: A Philosophical Inquiry into the Nature of Discrimination" for the **Notre Dame Philosophical Review**, see <http://ndpr.nd.edu/news/48535-born-free-and-equal-a-philosophical-inquiry-into-the-nature-of-discrimination/>.

"Discrimination, Concept of" in *The Encyclopedia of Applied Ethics*, 2nd Edition, edited by Ruth Chadwick, Elsevier Press.

Wasserman, D., Hellman, D., and Wachbroit, R.S., *Physicians as Researchers: Difficulties with the 'Similarity Position'* *Journal of Bioethics* 6 (July/August 2006).

Trial and Error, *The New Republic*, April 27, 1998, at 14 (examining the ethical issues raised by clinical research on human subjects).

FELLOWSHIPS, SCHOLARSHIPS AND PRIZES

2005-06 **Fellow, Woodrow Wilson International Center for Scholars, Smithsonian Institution, Washington, DC.**

2004-05 **Eugene P. Beard Faculty Fellow in Ethics at the Edmond J. Safra Foundation Center for Ethics at Harvard University.**

Fall, 1999	National Endowment for the Humanities, Fellowship for University Teachers
1993-94	Keck Fellow in the The Program on the Legal Profession Harvard Law School
1992-93	Graduate Fellow in the Program in Ethics and the Professions Harvard University
1986-87	President's Fellow at Columbia University Full merit scholarship for graduate study in philosophy.
1985-86	James B. Reynolds Fellowship (awarded by Dartmouth College to recent graduates for study abroad). Studied philosophy in Paris, France at La Sorbonne (Paris IV) and L'École Normale Supérieure.
1985	Francis W. Gramlich Philosophy Prize , Dartmouth College

RECENT PRESENTATIONS

Constitutional Law Workshop, University of Chicago Law School, March 26, 2015.

Harvard Law and Philosophy Colloquium, presented "Discrimination and Comparison," Feb. 4, 2015.

Symposium Participant, Advancing a New Jurisprudence for American Self-Government and Democracy, Harvard Law School and Free Speech for People, Nov. 7, 2014.

Lecture, "Political Bribery and Responsive Politics," Keller Center on the First Amendment, University of Colorado, Sept. 15, 2014.

Discussant, "Money in Politics 2030: Toward a New Jurisprudence," Brennan Center for Justice at NYU School of Law, May 1-2, 2014.

University of Toronto Center for Ethics, Colloquium on the Inherent Value of Equality, March 13-14, 2013, presented paper "Two Faces of Equality."

Yale Law Journal Symposium, 50th Anniversary of the Civil Rights Act of 1964, Feb. 28-March 1, 2013, presented paper "Equal Protection in the Key of Respect."

Université catholique de Louvain, Belgium, Workshop on Discrimination, June 13-14, 2013, presented paper "Equality and Unconstitutional Discrimination."

The Center for the Constitution at Montpellier, May 5-6, 2013, "Can Campaign Finance Be Reformed?": discussant on topic of disclosure

University of Minnesota, Public Law Workshop, Nov. 8, 2012, presented paper “Liberty, Equality and Discrimination.”

Joint University of Maryland/University of Toronto Colloquium on Discrimination, May 11-12, 2012. Presented paper “The Normative Foundations of Discrimination Law.”

University of Baltimore, Symposium: Precedent and the Supreme Court, March 28, 2012, presented “An Epistemic Defense of Precedent.”

University of Richmond, Program in Philosophy, Politics, Economics and Law, Symposium on the Moral Limits of Markets, Discussant, Oct. 14-15, 2011.

AALS Annual Meeting, San Francisco, CA, January 7, 2011, Panelist for “Corporate Political Speech and Dueling Conceptions of the Corporation in Supreme Court Jurisprudence.”

Cardozo Law School, Symposium in honor of Michel Rosenfeld’s book, *The Identity of the Constitutional Subject*. Commentator on book. October 25, 2010.

University of Virginia Law School, Faculty Workshop, “Corruption as a Derivative Concept,” September 24th, 2010.

Loyola Chicago School of Law, Faculty Workshop on “Money Talks But It Isn’t Speech,” April 29, 2010.

Brennan Center for Justice, NYU School of Law, Invited speaker at an invitation-only conference: “Money, Politics & the Constitution: Building A New Jurisprudence,” March 27, 2010.

Rice University, Mellon Research Seminar, “Intentions and Wrongful Discrimination,” February 26, 2010.

Georgetown University Law Center, Faculty Workshop series, Feb. 23, 2010 (Presented paper “Money Talks But It Isn’t Speech”).

University of Southern California Law School, Faculty Workshop series, March 13th, 2009, (Presented paper “Willfully Blind for Good Reason”).

Association of Practical and Professional Ethics Annual Meeting, March 6-7, 2009 (Cincinnati, OH).

Participated in three sessions: a) Author Meets Critics session on my book, *WHEN IS DISCRIMINATION WRONG* with critics Anita Allen (Professor of Law, U Penn); Elizabeth Kiss (President, Agnes Scott College, Atlanta GA); b) Lunch with Author (informal discussion of book); c) “Why Put Safety First”: presented paper outlining tension between defense of Phase I trials and critique of current legislation (ACCESS Act) that would increase access to drugs that have completed Phase I testing.

Syracuse University Law School, Faculty Colloquia Series, Feb. 16, 2009 (Presented talk on my book: *When is Discrimination Wrong?*)

University of Toronto Law School, Legal Theory Workshop, Jan 16, 2009 (Presented paper “Willfully Blind for Good Reason”).

Woodrow Wilson International Center for Scholars, Washington, DC, Sept. 16, 2008, Book launch: discussion of my recent book, *WHEN IS DISCRIMINATION WRONG* (Harvard Univ. Press, 2008).

2008 Health Law Teachers Conference, Presented paper “Prosecuting Doctors for Trusting Patients” and moderate panel, June 2008.

Arizona State Law School, Center for Law and Philosophy, workshop, March 17, 2008 (presented paper “Prosecuting Doctors for Trusting Patients”).

Center for Bioethics, University of Pennsylvania, Feb. 4, 2008. Presented paper, “Prosecuting Doctors for Trusting Patients”

Rutgers-Camden School of Law, Faculty Workshop, “Prosecuting Doctors for Trusting Patients”, Nov., 2007

12th annual Analytic Legal Philosophy Conference, hosted by the Univ. of California, Berkeley, April 2007 – presented chapter of book on discrimination.

Vanderbilt Law School, Faculty Workshop, March 14, 2007, presented book chapter from “When is Discrimination Wrong?”

University of Oregon College of Law, Faculty Workshop, February 5, 2007, presented chapter from “When is Discrimination Wrong?”

EXTERNAL SERVICE

At-Large Council Member, The American Society for Political and Legal Philosophy

Board Member, ReadyKids, Inc., Charlottesville, VA

Reviewer for Higher Doctoral dissertation, University of Aarhus, Denmark (2013-14).

Reviewer for Israeli Science Foundation

Maryland Insurance Administration, Workgroup on Genetic Testing, 2009-10

NIH Review Panel, The Ethical Legal Social Implications Review Committee, GEON-E (1998-2002).

Manuscript Reviews

for presses: Harvard University Press, Oxford University Press, Routledge Press

for journals: Ethics, American Political Science Review, Philosophical Studies, Journal of Moral Philosophy, Legal Theory, Journal of Theoretical Medicine, The American Journal of Political Science, Polity, Law and Philosophy

INTERNAL SERVICE (at UVA, selected)

Provost’s Promotion and Tenure Committee (2013-2016)

Appointments Committee (2014-15)

Law and Humanities (Legal Theory) (2012-present) (chair: 2014-15)

LEGAL EXPERIENCE

Associate, 1991-92

Hughes Hubbard & Reed, New York, NY
Litigation department.