

LESLIE CAROLYN KENDRICK
University of Virginia School of Law
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EMPLOYMENT

UNIVERSITY OF VIRGINIA SCHOOL OF LAW, Charlottesville, Virginia
White Burkett Miller Professor of Law and Public Affairs, 2020-present
Vice Dean, 2017-2021
David H. Ibbeken '71 Research Professor of Law Professor of Law, 2018-2021
Albert Clark Tate, Jr., Research Professor of Law, 2014-2017
Professor of Law, 2013-2020
Associate Professor of Law, 2008-2013

HARVARD LAW SCHOOL, Cambridge, Massachusetts
Visiting Professor of Law, January 2017

UCLA SCHOOL OF LAW, Los Angeles, California
Visiting Professor of Law, January 2013-May 2013

THE HONORABLE DAVID H. SOUTER, Supreme Court of the United States
Law Clerk, July 2007-July 2008

THE HONORABLE J. HARVIE WILKINSON, III, U.S. Court of Appeals for the Fourth Circuit
Law Clerk, June 2006-June 2007

EDUCATION

UNIVERSITY OF VIRGINIA SCHOOL OF LAW, Charlottesville, Virginia
J.D., May 2006
Hardy Cross Dillard Scholarship (full merit scholarship)

UNIVERSITY OF OXFORD, Magdalen College, Oxford, UK
D.Phil., English Literature, November 2003
M.Phil. with Distinction, English Literature, June 2000
Rhodes Scholarship (Kentucky & Magdalen 1998)

UNIVERSITY OF NORTH CAROLINA AT CHAPEL HILL, Chapel Hill, North Carolina
B.A. with Highest Distinction, Classics and English, May 1998
Morehead Scholarship (full merit scholarship)

HONORS AND AWARDS

Elected to American Law Institute (2017)
University of Virginia All-University Teaching Award (2017)
Carl McFarland Prize (for outstanding research by a junior member of UVA law faculty, 2014)
Margaret G. Hyde Award (highest award given to member of graduating class at UVA Law, 2006)
Virginia State Bar Family Law Book Award (2006)
Judge John R. Brown Award for Excellence in Legal Writing (2006)
First Place, Food & Drug Law Institute Austern Short Paper Competition (2006)
Law School Alumni Association Best Note Award (2006)
Order of the Coif (2006)
Virginia Law Review, Essays Development and Book Reviews Editor (2005-06)
Raven Society (2005)
Phi Beta Kappa, President, UNC (1998)
Albert Suskin Prize in Latin, UNC (1996, 1998)

PUBLICATIONS

TORT LAW: RESPONSIBILITIES AND REDRESS, 5th ed. (2021) (with John Goldberg, Anthony Sebok, Benjamin Zipursky)

Culpability and Negligence, OXFORD STUDIES IN PRIVATE LAW THEORY (Oxford Univ. Press 2021)

Miami Herald v. Tornillo: Freedom of Speech for Whom? PAINTING CONSTITUTIONAL LAW (Brill 2021)

Must Free Speech Be Harmful? 2019 UNIVERSITY OF CHICAGO LAW FORUM 105 (2020) (symposium)

There's No Such Thing as Affirmative Duty, 104 IOWA LAW REV. 1649 (2019) (with Kenneth Abraham)

On Clear and Present Danger, 94 NOTRE DAME LAW REV. 1653 (2019) (symposium)

A Shifting Star: Compelled Speech and Anti-Discrimination Laws, 13 FIU LAW REV. 729 (2019) (symposium)

Lies and Free Speech Values, 38 LAW & PHILOSOPHY 495 (2019)

The Book Has Two Faces: Trevor Ross's Writing in Public: Literature and the Liberty of the Press in Eighteenth Century Britain, 6 CRITICAL ANALYSIS OF LAW 174 (2019)

The Etiquette of Animus, 132 HARVARD LAW REV. 133 (2018) (with Micah Schwartzman)

Another First Amendment, 118 COLUMBIA LAW REV. 2095 (2018)

- Use Your Words: On the "Speech" in "Freedom of Speech,"* 116 MICHIGAN LAW REV. 667 (2018)
- The Answers and the Questions in First Amendment Law,* in Louis P. Nelson and Claudrena N. Harold eds., CHARLOTTESVILLE 2017: THE LEGACY OF RACE AND INEQUITY (University of Virginia Press 2018)
- Are Speech Rights for Speakers?,* 103 VIRGINIA LAW REV. 1767 (2017)
- Free Speech as a Special Right,* 45 PHILOSOPHY & PUBLIC AFFAIRS 87 (2017)
- Foreword: Tort Law as a Regulatory Tool,* 10 JOURNAL OF TORT LAW 1 (2017)
- A House Divided Against Itself: Unstable Nobility in A Woman Killed With Kindness,* 64 NOTES & QUERIES 388 (2017)
- How Much Does Speech Matter?,* 129 HARVARD LAW REV. 997 (2016)
- Brandeis, Speech, and Money,* in LOUIS D. BRANDEIS, THEN AND NOW 183 (Daniel Terris & David J. Weinstein, eds., 2016)
- First Amendment Expansionism,* 56 WILLIAM & MARY LAW REV. 1199 (2015) (symposium)
- Nonsense on Sidewalks: Content Discrimination in McCullen v. Coakley,* 2014 SUPREME COURT REVIEW 215 (2015)
- Free Speech and Guilty Minds,* 114 COLUMBIA LAW REV. 1259 (2014)
- Speech, Intent, and the Chilling Effect,* 54 WILLIAM & MARY LAW REV. 1633 (2013)
- Disclosure and Its Discontents,* 27 JOURNAL OF LAW & POLICY 575 (2012) (symposium)
- Content Discrimination Revisited,* 98 VIRGINIA LAW REV. 231 (2012)
- Content Neutrality and Compelling Interests: The October 2010 Term,* VIRGINIA LAW REVIEW IN BRIEF (April 2012)
- The Lockean Rights of Bequest and Inheritance,* 17 LEGAL THEORY 145 (2011)
- FDA's Regulation of Prescription Drug Labeling: A Role for Implied Preemption,* 62 FOOD & DRUG LAW JOURNAL 227 (2007)
- A Test for Criminally Instructional Speech,* 91 VIRGINIA LAW REV. 1973 (2005)

SELECTED PAPER PRESENTATIONS

Miami Herald v. Tornillo: Freedom of Speech for Whom?, Univ. of Minnesota School of Law, Feb. 2020

Must Free Speech Be Harmful? University of Chicago Forum Symposium, Oct. 2019

Dworkin and Special Rights, University of Texas Law & Philosophy Workshop, Sept. 2019

Culpability and Negligence, Notre Dame Program on Private Law, London, Aug. 2019

Free Speech as a Special Right, IVR World Congress, University of Lucerne, July 2019

There's No Such Thing as Affirmative Duty, Faculty Workshop, University of Michigan, April 2019

On Clear & Present Danger, Notre Dame Law School Symposium, Nov. 2018

Use Your Words, Faculty Workshop, Vanderbilt School of Law, Feb. 2018

Free Speech as a Special Right, Public Law Workshop, Harvard Law School, Feb. 2017

Free Speech as a Special Right, Constitutional Law Workshop, Univ. of Chicago Law, Feb. 2017

Lies and Free Speech Values, Conference on Seana Shiffrin's *Speech Matters*, University College
London, May 2016

Use Your Words, Free Expression Scholars Conference, Yale Law School, April 2016

Speech as Special, Legal Theory Workshop, UVA School of Law, Oct. 2014

Speech as Special, Free Expression Scholars Conference, Yale Law School, May 2014

Speech as Special, Legal Theory Workshop, UCLA School of Law, March 2014

Free Speech and Guilty Minds, Faculty Workshop, Hebrew University Faculty of Law, Jerusalem,
Israel, July 2013

Free Speech and Guilty Minds, Free Expression Scholars Conference, Yale Law School, May 2013

Free Speech and Guilty Minds, Faculty Workshop, UCLA School of Law, Feb. 2013

Speech, Intent, and the Chilling Effect, Faculty Workshop, University of Virginia, June 2011

The Lockean Rights of Bequest and Inheritance, University of Virginia Law & Humanities
Conference, Feb. 2010

SELECTED PANELS, SPEECHES, AND CONFERENCES

Panelist, John Gardner's *From Personal Life to Private Law*, Jurisprudence and Torts and Compensation Systems Joint Program, AALS, January 2021

Convener, Women's Leadership in Academia Conference, UVA School of Law, July 2019

Panelist, Columbia Law School Symposium on *Abrams* at 100, Nov. 2019

Panelist, Brooklyn Law School Symposium on Incitement at 100, at 50, and Today, April 2019

Speaker, "Free Speech on Campus," IMPACT Conference, UVA, Feb. 2019

Speaker, "Free Speech, Hate Speech, & Equality," Congregation Beth Israel, Charlottesville, Oct. 2017

Panelist and Organizer, "Equality, White Supremacy & Confederate Symbols," UVA School of Law, Sept. 2017

Panelist, "Disrupted: Speech and Democracy in the Digital Age," Knight First Amendment Institute at Columbia University, May 2017

Moderator and Organizer, "Gun Regulation and Private Law," AALS Annual Meeting, Jan. 2017

Panelist and Organizer, "Free Speech on Campus," UVA School of Law, Oct. 2016

Respondent to Dean Robert Post, Berkeley Center for Law & Technology Annual Privacy Lecture, Berkeley Law School, Oct. 2016

Participant, Analytic Law & Philosophy Conference, UVA School of Law, April 2016

Panelist, Symposium in Celebration of Kent Greenawalt, Columbia Law School, May 2015

Panelist, American Bar Association Supreme Court Preview, Wilson Center, Washington, DC, Sept. 2014

Speaker, "Free Speech in the 21st Century," Law School Foundation Board and Alumni Council Luncheon, University of Virginia School of Law, May 2014

Speaker, "Judicial Publicity, Judicial Obscurity," Symposium on The Press, The Public, & the U.S. Supreme Court, BYU School of Law, Jan. 2012

SELECTED UNIVERSITY SERVICE

University of Virginia Law School:

Vice Dean (2017-2021)
Academic & Professional Standards Committee (Chair, 2017-2021; 2016-17, 2013-2014)
Appointments Committee (2017-2021)
Tenure Committee (2017-2021)
Co-Host, *Common Law* Podcast, with Dean Risa Goluboff (2018-2021)
Curriculum Committee (2017-19, 2014-15)
Dillard Scholarship Committee (Chair, 2011-17; 2008-11)
Admissions Dean Search Committee (Chair, 2014)
Admissions Director Search Committee (Chair, 2014)
IT User Support Manager Search Committee (2013)
Law & Humanities Committee (2011-12)
Workshop & Faculty Retreat Committee (2010-11)

University of Virginia:

Committee on Free Expression and Free Inquiry (Chair, 2021)
Teaching & Learning Technology Committee Schools Advisory Group (2021)
Covid-19 Graduate Education Working Group (2020-2021)
Presidential Task Force on Use of University Facilities (2017-18)
Brown College Faculty Fellow (2009-16)
Leadership in Academic Matters (Spring 2016)
Board of Visitors Retreat (Fall 2016)
Law School Dean Search Committee (2015)

PROFESSIONAL ACTIVITIES AND SERVICE

American Law Institute, Adviser, *Restatement of the Law, Third, Torts: Defamation and Privacy* (2019-present); Member (2017-present)

Journal Referee: *MIND*; *Erkenntnis*; *Law & Philosophy*; *Archiv für Geschichte der Philosophie*; *Politics, Philosophy & Economics*; *Australasian Journal of Philosophy*; *Law & Social Inquiry*

Pro Bono Co-Counsel, *Stinnie v. Holcomb*, Western District of Virginia (2016-present)
Partnered with Legal Aid Justice Center and McGuireWoods in pro bono challenge to Virginia law suspending driver's licenses for unpaid fines and fees.

Co-Counsel, *Quisenberry v. Huntington Ingalls, Inc.*, Supreme Court of Virginia (2018)
Successfully argued case recognizing employer's duty to employees' family members exposed to asbestos brought home on employees' work clothing.

Themis Bar Review, Lecturer, Multistate Bar Exam Review and Law School Essentials (2018-present)

Association of American Law Schools, Torts & Compensation Systems Section Executive Committee (Chair, 2016; Vice Chair, 2015; Secretary, 2014; Treasurer, 2013; Member 2011-2012)

Charlottesville-Albemarle Bar Association, Board of Directors (2018-2020); Member (2016-present)

Fourth Circuit Judicial Conference, Permanent Member (2018-present)

Admitted to the Bar: Virginia
Western District of Virginia
Court of Appeals for the Fourth Circuit