

Cynthia L. Nicoletti
580 Massie Road
Charlottesville, VA 22903
cln4x@virginia.edu
(434) 243-8540

Academic Positions

University of Virginia School of Law, Charlottesville, VA

Associate Professor of Law, 2014-present

Visiting Associate Professor of Law, 2013-14

Mississippi College School of Law, Jackson, MS

Associate Professor of Law, 2013-2014

Assistant Professor of Law, 2010-2013

Education

University of Virginia

Ph.D. in History, August 2010

M.A. in History, 2004 M.A. Thesis: "The New York City Secession Movement."

Major Field: American History, 1845-1877; Minor Field: Medieval European History

Dissertation: "The Great Question of the War: The Legal Status of Secession in the Aftermath of the American Civil War, 1865- 1869." Directed by Gary Gallagher

Winner of the William Nelson Cromwell Dissertation Prize, American Society for Legal History, 2011

Winner of the Hay-Nicolay Dissertation Award, Abraham Lincoln Association, 2013

Harvard Law School

J.D., 2003.

Harvard Journal of Law and Public Policy, Assistant Articles Editor, Senior Editor

University of Virginia

B.A. in History and Government, with Highest Distinction, 1999

Phi Beta Kappa, 1998 (as a junior)

Minor in Afro-American and African Studies

Publications

Book Manuscript, *The Fragility of Union: Secession in the Aftermath of the American Civil War, 1865-1869* (under review, Cambridge University Press, Studies in Legal History Series)

"The Disputed Legality of the Emancipation Proclamation, 1862-1865" (under review)

"State Equality and Inequality Under the Constitution" (in progress)

"Reimagining the Union: The Contours of Federalism in the Aftermath of the Civil War" (in progress)

"Writing the Social History of Doctrine," *Buffalo Law Review* (forthcoming, spring 2016)

“Strategic Litigation and the Death of Reconstruction,” in *Signposts: New Directions in Southern Legal History*, eds. Sally Hadden and Patricia Minter (Athens: University of Georgia Press, 2013)

“The American Civil War as a Trial by Battle,” *Law and History Review* 28 (February 2010): 71-110 (winner of the Kathryn T. Preyer Prize, American Society for Legal History, 2008)

“Did Secession Really Die at Appomattox?: The Strange Case of *U.S. v. Jefferson Davis*,” *University of Toledo Law Review* 41 (2010): 587

Review of Laura Edwards, *A Legal History of the Civil War and Reconstruction: A Nation of Rights*, in *North Carolina Historical Review* (forthcoming)

Review of William Blair, *With Malice Toward Some: Treason and Loyalty in the Civil War Era*, in *Journal of the Civil War Era* 5 (June 2015): 330-332

Review of Jonathan W. White, *Abraham Lincoln and Treason in the Civil War* and Brian McGinty, *The Body of John Merryman*, in *Journal of the Abraham Lincoln Association* 34 (Summer 2013) 71-78

Review of Brian McGinty, *John Brown’s Trial*, in *Law and History Review* 29 (February 2011) 322-24

Conference Papers, Presentations, and Lectures

“Reimagining the Union: The Contours of Federalism in the Aftermath of the Civil War,” The Legacy of Charles McCurdy, University of Virginia, Charlottesville, VA, November 2015

“A Test Case on the Legitimacy of Secession in the Aftermath of the Civil War,” Citizenship in the Era of the Civil War, Virginia Tech, Blacksburg, VA, April 2015

Salmon P. Chase Colloquium, Invitee, Georgetown University Law Center, Washington, D.C., December 2014

“The Disputed Constitutionality of the Emancipation Proclamation,” Southern Historical Association Annual Meeting, Atlanta, GA, November 2014

“A Not-so-full-throated Defense of Doctrine,” Opportunities for Law’s Intellectual History Conference, University of Buffalo Law School, Buffalo, NY, October 2014

“The Disputed Constitutionality of the Emancipation Proclamation,” Faculty Workshop, University of Virginia School of Law, Charlottesville, VA, November 2013

“The Disputed Constitutionality of the Emancipation Proclamation,” American Society for Legal History, Miami, FL, November 2013

“The Disputed Constitutionality of the Emancipation Proclamation,” Un-Civil Wars Conference, University of Georgia History Department, Athens, GA, October 2013

“The Disputed Constitutionality of the Emancipation Proclamation,” Law and Society Association, Boston, MA, June 2013

“Author Meets Readers: James Q. Whitman’s *Verdict of Battle*,” American Society for Legal History, St. Louis, MO, November 2012

“The Emancipation Proclamation, the Commander-in-Chief Power, and the Intersection of International and Domestic Law,” American Society for International Law Mid-year Meeting, Athens, GA, October 2012

“Reconstruction, Strategic Litigation, and the Fourteenth Amendment,” Constitution Day Lecture, Mississippi College, Clinton, MS, September 2012

“The Problem of Proving Treason in the Aftermath of the American Civil War,” University of Mississippi Law School, Oxford, MS, April 2012

“Did Secession Really Die at Appomattox?,” Constitution Day Lecture, Mississippi College, Clinton, MS, September 2011

“Strategic Lawyering and the Early Death of Reconstruction,” Law and Society Association Conference, San Francisco, CA, June 2011

“Did Secession Really Die at Appomattox?,” History of American Rights Conference, San Francisco State University, San Francisco, California, September 2009

“Did Secession Really Die at Appomattox?: The Strange Case of *U.S. v. Jefferson Davis*,” Organization of American Historians Conference, Seattle, Washington, March 2009

“The American Civil War as a Trial by Battle,” Kathryn T. Preyer Scholars Panel, American Society for Legal History, Ottawa, Ontario, Canada, November 2008

“The Treason Trial of Jefferson Davis,” Invited Lecturer, Elizabeth Roller Bottimore Lecture on Civil War History, Museum of the Confederacy, Richmond, Virginia, September 2008

“The American Civil War as a Trial by Battle: Federal Supremacy and Secession Ideology among Ex-Confederates,” Law and Society Association Conference, Montreal, Quebec, Canada, May 2008

“The American Civil War as a Trial by Battle,” Harvard Law School Legal History Colloquium, Cambridge, Massachusetts, April 2008

Fellowships and Awards

Hay-Nicolay Dissertation Award, Abraham Lincoln Association, 2013

William Nelson Cromwell Prize for the best dissertation in legal history, American Society for Legal History, 2011

J. Willard Hurst Summer Institute in Legal History, University of Wisconsin, June 2009

Kathryn T. Preyer Scholars Award for the best paper in legal history by a young scholar, American Society for Legal History, 2008, for “The American Civil War as a Trial by Battle”

Quinn Dissertation Fellowship, University of Virginia, 2008-2009

Raoul Berger-Mark DeWolfe Howe Visiting Fellowship in Legal History, Harvard Law School, 2007-2008

Huntington Library Research Fellowship, San Marino, California, 2008

Hibernian Research Award, Cushwa Center for the Study of American Catholicism, University of Notre Dame, 2008

Filson Historical Society Travel Grant, Louisville, Kentucky, 2008

Semi-Finalist for 7 Society Award for Teaching Excellence, University of Virginia, Spring 2006

Jefferson Graduate Fellowship, University of Virginia, 2003-2007

Institute for Constitutional Studies, Washington, D.C., Summer 2006

Bernard P. Chamberlain Prize for Undergraduate History Thesis, 1999