

NOMI MAYA STOLZENBERG
Nathan and Lilly Shapell Chair in Law
University of Southern California Law School
Los Angeles, CA 90089-0071
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EMPLOYMENT

University of Southern California, Nathan and Lilly Shapell Chair in Law, 2006-present,
Professor of Law, 1994-2006, Associate Professor of Law, 1991-94, Assistant Professor of Law,
1988-91

University of Pennsylvania Carey Law School, Gruss Visiting Professor of Talmudic Law, 2022-
2023

IDC Reichman University, Herziliya, Israel, Visiting Professor of Law, 2016

Columbia Law School, Visiting Professor of Law, 1995

Law clerk to John J. Gibbons, Chief Judge of the Third Circuit Court of Appeals, 1987-88

FELLOWSHIPS, VISITORSHIPS, GRANTS AND AWARDS

Herbert D. Katz Center for Advanced Judaic Studies, University of Pennsylvania, 2022-23

Mytelka Scholar in Residence, Princeton University, 2022

Faculty Mentor Grant, Zumberge Fund, 2016

Zumberge Fund Interdisciplinary Research Grant, 2002

USC Casden Institute Faculty Research Grant, 2002

Hebrew University Law School, visitor, 1997

Van Leer Jerusalem Institute, Jerusalem, Israel, visitor, 1997

Faculty Research and Innovation Fund, University of Southern California, 1989

Ben Gurion Exchange Visitor to Tel Aviv and Hebrew Universities, 1989

Mark De Wolfe Howe Prize, 1987

EDUCATION

1987 Harvard Law School, Cambridge MA
 J.D. Magna Cum Laude
 Harvard Law Review Editor

1984 Yale College, New Haven CT
 B.A. Summa Cum Laude, Phi Beta Kappa

UNIVERSITY SERVICE

Co-director, USC Center for Law, History and Culture
Faculty advisory board member, USC Casden Institute
Member, Nemer Lecture Steering Committee
Member, Law, Culture and History Major Steering Committee

WORKING GROUPS, ACADEMIC ASSOCIATIONS

Nootbar Institute for Law, Religion and Ethics, Pepperdine Law School, fellow
Religion and Racism Research Group, Radcliffe Institute, member
Group Rights Project, Academic Advisory Board, member
Louchheim School of Judaic Studies, Hebrew Union College/USC, affiliated faculty
Progressive Property Roundtable, member
Association for the Study of Law, Culture & Humanities, member
Law & Society, member
Public Rights/ Private Conscience working group on religious exemptions, member
Law and Humanities Interdisciplinary Junior Scholars Workshop, convener

NON-UNIVERSITY SERVICE

Max Planck Institute for the Study of Religious and Ethnic Diversity advisory board, 2016-2020
University of San Diego Law School Institute for Law & Religion advisory board, 2012-2019
Editorial board member, *Journal of Law, Culture & the Humanities*, 2005-present
Editorial board member, *Theory and Research in Education Journal*, 2009-2011
Board member, Habonim Dror Foundation, 2013-present
Board Member, R.B. Kitaj Foundation, 2016-present

PUBLICATIONS

American Shtetl: The Making of Kiryas Joel, A Hasidic Village in Upstate New York
(Princeton University Press, 2022).

ARTICLES AND BOOK CHAPTERS

Jewish Legal Theory?, 112 *Jewish Quarterly Review* 636 (2022).

Law, Gender, and the Liberal Project in American Psychoanalytic Thought, 68 *Journal of the American Psychoanalytic Association* (2020).

From Eternity to Here: Divine Accommodation and the Lost Language of Law, **The Oxford Handbook of Law and Humanities** (Simon Stern, Maksymilian Del Mar, and Bernadette Meyler, eds., Oxford University Press, 2019).

Challenging the Sovereign Shtetl: Communitarianism From the Bottom Up, Redux, 23 *Jewish Studies Quarterly* (No. 3), 247 (2016)

It's About Money: The Fundamental Contradiction of *Hobby Lobby*, 88 *USC Law Review* 727 (2015).

The Return of Religion: Legal Secularism's Rise and Fall and Possible Resurrection, in **Handbook of Law and Society** (Austin Sarat and Patricia Ewick, eds., Wiley Blackwell, 2015).

Is There Such a Thing as Non-State Law? Lessons From Kiryas Joel, in **Negotiating State and Non-State Law: The Challenges of Global and Local Legal Pluralism** (Michael Helfand, ed., Cambridge University Press, 2015).

Political Theology With a Difference, 4 U.C. Irvine Law Review 407 (2014).

Free Speech and Free Love: The Law and Literature of the First Amendment, with Hilary M. Schor, in **Teaching Law and Literature** (Austin Sarat, Catherine O. Frank, Matthew Anderson, eds., Modern Language Association, 2011).

Liberalism in Love, 28 Quinnipiac Law Review 593 (2010).

Bd. of Education of Kiryas Joel Village School District v. Grumet: A Religious Group's Quest For Its Own Public School, in **Law and Religion: Cases in Context** (Leslie C. Griffin, ed., Aspen, 2010).

Facts on the Ground, in **Property and Community** (Eduardo Penalver & Gregory Alexander, eds., Oxford U. Press, 2010).

Theses on Secularism, 47 San Diego L. Rev. 1041 (2010).

Maternity and Paternity, in **The Child: An Encyclopedic Companion** (Richard Schweder, ed., University of Chicago Press, 2009).

Liberalism in a Romantic State, 5 Law, Culture & the Humanities 194 (2009).

Anti-Anxiety Law: Winnicott and the Legal Fiction of Paternity, 64 American Imago 339 (2007).

The Profanity of Law, in **Law and the Sacred** (Austin Sarat, Lawrence Douglas & Martha Merrill Umphrey, eds., Stanford U. Press, 2007).

Liberals and Libertines: The Marriage Question in the Liberal Political Imagination, 42 San Diego Law Review 949 (2005).

'Spiritual Custody': Religious Freedom and Coercion in the Family, in **The Jewish Role in American Life: An Annual Review**, Volume 3, 1-39 (Barry Glassner & Hilary Taub Lachoff, eds., 2004).

The Phantom of Integration, or the Uncanny Case of Kaadan, in **The Jewish Political Tradition**, Volume 2, 554-561 (Michael Walzer, Yair Lorberbaum & Noam Zohar, eds., Yale U. Press, 2003).

The Return of the Repressed: Illiberal Groups in a Liberal State, 12 *Journal of Contemporary Legal Issues* 897 (2002).

Bastard Daughters and Illegitimate Mothers: Burning Down the Courthouse, (co-authored with Hilary M. Schor) in **REAL Yearbook of Research in English and American Literature: Law and Literature**, Vol. 18, 109-129 (2002).

The Culture of Property, in **Engaging Cultural Differences: The Multicultural Challenge in Liberal Democracies** (Richard Shweder, Martha Minow, & Hazel Rose Markus, eds., Russell Sage Foundation Press, 2002).

What We Talk About When We Talk About Culture, 103 *American Anthropologist* 442 (June 2001).

The Culture of Property, 129 *Daedalus* 169 (2000).

Bentham's Theory of Legal Fictions -- A "Curious Double Language," 11 *Cardozo Studies in Law and Literature* 223 (1999).

A Book of Laughter and Forgetting: Kalman's "Strange Career" and the Marketing of Civic Republicanism, 111 *Harvard Law Review* 1025 (1998).

Jiminy Cricket: A Commentary on Professor Hill's Four Conceptions of Conscience, in **NOMOS XL: Integrity and Conscience** (Ian Shapiro & Robert Adams, eds., New York University Press, 1998).

A Tale of Two Villages (or Legal Realism Comes to Town), in **NOMOS XXXIX: Ethnicity and Group Rights** (Ian Shapiro & Will Kymlicka, eds., New York University Press, 1997).

The Puzzling Persistence of Community: The Cases of Airmont and Kiryas Joel, in **From Ghetto to Emancipation: Historical and Contemporary Reconsiderations of the Jewish Community** (David N. Myers & William V. Rowe, eds., University of Scranton Press, 1997).

Un-Covering the Tradition of Jewish "Dissimilation": Frankfurter, Bickel, and Cover on Judicial Review, 3 *Law & Southern California Interdisciplinary Law Journal* 809 (1994).

"He Drew A Circle That Shut Me Out": Assimilation, Indoctrination, and the Paradox of A Liberal Education, 106 *Harvard Law Review* 581 (1993).

Community, Constitution, and Culture: The Case of the Jewish Kehilah, co-authored with David N. Myers, 25 *Michigan Journal of Law Reform* (1992).

Note, Political Rights as Political Questions: The Paradox of Luther v. Borden, 100 *Harvard Law Review* 1125 (1987).

COMMENTARIES, BOOK REVIEWS, INTRODUCTIONS

“Can We All Get Along? A Tribute and a Question,” in *Wrestling With Diversity*, online roundtable in honor of Sanford Levinson, <https://balkin.blogspot.com/2022/08/can-we-all-get-along-tribute-and.html> (2022).

As If: Anne Dailey and the New Fictionalism, 31 *Yale Journal of Law and the Humanities* 28 (2020).

Book Shelf: Divine Accommodation and the Fiction of Law, 14 *Journal of Law, Culture and the Humanities* 531 (2018).

Commentary on “A Sermon for Yom Kippur Morning,” published in David N. Myers, ed., **The Eternal Dissident: Rabbi Leonard I. Beerman and the Radical Imperative to Think and Act** (University of California Press, 2018).

“Have We Lost Our Minds?,” contribution to online symposium on Susannah Blumenthal’s **Law and the Modern Mind: Consciousness and Responsibility in American Legal Culture**, in *Concurring Opinions*, concurringopinions.com, August 22, 2016.

Introduction: Religious Accommodation in the Age of Civil Rights (with Douglas NeJaime), 38 *Harvard Journal of Law & Gender* vii (2015).

Righting the Relationship Between Race and Religion in Law, 31 *Oxford Journal of Legal Studies* 583 (2011).

Comment on Annelise Riles’s “Collateral Expertise” (with R.C. Lim), 51 *Current Anthropology* 6 (2010).

Waldron’s Locke and Locke’s Waldron: A Review of Jeremy Waldron’s *God, Locke, and Equality* (with Gideon Yaffe), 49 *Inquiry* 186 (2006).

Marriage As a Legal Metaphor: Commentary on Rachel Adler, 7 *S. Cal. Review of Law & Women’s Studies* 203 (1998).

EDITORIALS/POPULAR PRESS/ONLINE PUBLICATIONS

“Private Religious Schools Have Public Responsibilities Too,” *Atlantic Magazine*, September 18, 2022.

“Religious Identity and Supreme Court Justices -- A Brief History,” *The Conversation*, October 19, 2020.

“How the Idea of Religious Freedom Is Being Used to Undermine Other Rights,” Los Angeles Times, July 8, 2020.

“Why Stay-At-Home Orders Are Not Discrimination Against Religion,” Bloomberg Law, April 30, 2020.

“Behind Trump’s Moves: A Christian Resurgence,” The Jewish Journal, February 15, 2017.

“America’s Divisions and Scalia’s Christian’s Visions,” Religion & Politics, March 9, 2016.

“The Purist’s Dilemma: Spiritual Pollution in a Modern World,” Los Angeles Review of Books, May 17, 2015. Translated into Spanish and reprinted in Spanish and English in *Emisférica*, Issue 12.2, States of Devotion: Religion, Neoliberalism, Biopolitics

“State Legislatures Pit Religious Freedom Against Civil Rights” (with Sarah Barringer Gordon), Religion & Politics, March 3, 2015.

“Hobby Lobby Aftermath: Christian College Demands an Exemption ... From the Exemption,” Religion Dispatches, July 5, 2014.

“The Hollow Promise of Justice Alito’s Plan B,” Huffington Post, July 7, 2014.

“Hobby Lobby, Wheaton College, and a New Religious Order” (with Sarah Barringer Gordon), Religion & Politics, July 14, 2015.

“When the Personal is Political: What’s So Jewish About Justice Kagan’s Opinion in Town of Greece?” (with Lila Corwin Berman), Huffington Post, May 13, 2014.

“Kiryas Joel: Theocracy in America?,” (with David N. Myers), The Huffington Post, December 4, 2011.

“Rethinking Secularization Theory” (with David N. Myers), AJS Perspectives, Spring 2011, 37.

“The Separation of Church and State and American Politics,” The Huffington Post, October 26, 2010.

“Sometimes ‘Un-American’ Is Actually Ultra-American,” (with David N. Myers), The Jewish Daily Forward, June 2, 2010.

“Today, Religion Looms Larger in Judicial Selections,” Los Angeles Daily Journal, April 15, 2010.

WORKS IN PROGRESS

Blindspot: The Misinterpretation of *Sherbert* and the Reconstruction of *Smith*

Faith-Based Discrimination: What Does It Mean to Discriminate on the Basis of Belief?

Is Religion the New Race or Is Race the New Religion?

The Antisemitism Question

The Law of the Mother and the Father of Legal Fictions

Divine Accommodation: The Theological Origins of Secular Law and Liberalism

SELECTED LECTURES, CONFERENCES, SEMINARS, AND WORKSHOPS

Faith-Based Discrimination and the Antisemitism Question, Katz Center Workshop, University of Pennsylvania, September 21, 2022

American Shtetl, Greenberg Center for Jewish Studies, Karla Scherer Center for the Study of American Culture, Martin Marty Center and the Divinity School of the University of Chicago, May 19, 2022

Jewish Legal Theory?, Jewish History and Legal Theory Workshop, Julis-Rabinowitz Program on Jewish and Israeli Law School, Harvard Law School, January 25, 2022.

What Is (the) Law in Kiryas Joel?, Julis-Rabinowitz Program on Jewish and Israeli Law School, Harvard Law School, December 7, 2021.

Leaving Kiryas Joel: 25 Years of Research Into 45 Years of a Hasidic Village's Existence, USC Casden Institute & USC Center for Law, History and Culture, November 10, 2021.

Kiryas Joel—New York Theocracy?, Conference on Political Theology Now, Why?, Berlin Center for Intellectual Diaspora, Katholische Akademie in Berlin, October 26, 2021.

The Antisemitism Question, Harvard Radcliffe Workshop on Racio-Religious Violence and Religious Racism: Examining Contemporary Attacks on Religious Practitioners and Their Places of Worship, Radcliffe Institute, September 29-30, 2021.

Is Religion the New Race or Is Race the New Religion?, conference on Intersections of Religion and Race, Max Planck Institute for the Study of Religious and Ethnic Diversity, December 10, 2020.

Are Law and Religion in the Kiryas Joel School System in Harmony or in Conflict?, University of Haifa Center for Jewish and Democratic Education, December 2, 2020.

How Can Law Protect Groups, Conference on How the Law Treats Hate, hosted by the Religion, Race & Democracy lab, University of Virginia, September 17, 2020.

Unorthodox, panel discussion sponsored by the Program in Jewish Culture and Society, University of Illinois, May 7, 2020.

Constitutional Crises in Historical Perspective--the Religious Factor, conference on Courts and Constitutions Under Stress, Cardozo Law School, March 1, 2020.

Liberalism, Accommodation and Law, the 14th Annual Scarpa Conference, daylong conference dedicated to my work at Villanova Law School, featuring talks by Suzanne Last Stone (Law, Cardozo), Abner Green (Law, Fordham), Patrick Brennan (Law, Villanova), Susanna Blumenthal (History and Law, Minnesota), Mark Tushnet (Law, Harvard), Steven Smith (Law, USD), Jonathan Sheehan (History, Berkeley), Patrick McKinley Brennan (Law, Villanova), September 16, 2019.

As If Philosophy in Psychoanalysis and Law, International Association of Law and Mental Health annual conference, University of International Studies of Rome, July 26.

Invisible Hands and Dirty Hands: Accommodating Complicity in Early Modern Economic Thought, USC-Huntington Early Modern Studies Institute, Martens Economic History Forum, "Natural Law and Economic Thought," March 9, 2019.

Losing Our Religion: The Inversion of the Theology of Divine Accommodation, Princeton University, November 29, 2018.

American Shtetl, New York Working Group on Jewish Orthodoxies, Fordham Law School, October 26, 2018.

Blindspot: Faith-Based Discrimination and the Misinterpretation of *Sherbert v. Verner*, Critical Analysis of Law Workshop, University of Toronto Law School, October 9, 2018.

Blindspot: Faith-Based Discrimination and the Misinterpretation of *Sherbert v. Verner*, Law and Religion Roundtable, University of Pennsylvania Law School, June 22, 2018.

From Eternity to Here: Divine Accommodation and the Lost Language of Law, Stanford Law School, May 19, 2018.

Blindspot: Faith-Based Discrimination and the Misinterpretation of *Sherbert v. Verner*, Princeton University Center for Human Values, May 8, 2018.

American Shtetl: Kiryas Joel - A Hasidic Town in Suburban New York, 30th Anniversary Feibel Lecture in Judaism and Law, Melton Center for Jewish Studies, Ohio State University, April 22, 2018.

Commentary on Anne Dailey's LAW AND THE UNCONSCIOUS: A PSYCHOANALYTIC PERSPECTIVE, Association for the Study of Law, Culture and Humanities, Georgetown Law School, March 16, 2018.

Practice and Practicality: The Impossibility of Accommodating Gender Separation on Public Buses (A Commentary on *Ragen*), Conference on the Israeli Supreme Court, Cardozo Law School, March 8, 2018.

Commentary on Lena Saleymeh's THE BEGINNINGS OF ISLAMIC LAW: LATE ANTIQUE ISLAMICATE TRADITIONS, Annual Conference of the Association of Law, Culture and Humanities, Stanford Law School, April 1, 2017.

The Law of the Mother and the Father of Legal Fictions, Conference on Gender, Sexuality and Kinship: Cultural Narratives of Intimacy and Their Legal Discontents, Berkeley Journal of Gender Law & Justice, Berkeley Law School, March 20, 2017; English Department Colloquium on Literature and the Mind, May 8, 2017; International Association of Law and Mental Health Congress, Charles University, Prague, July 12, 2017.

Commentary on Susannah Blumenthal's LAW AND THE MODERN MIND, USC Center for Law, History and Culture, January 25, 2017; Law and Society Conference, Mexico City, June 21, 2017.

Faith-Based Discrimination, Conference on the Law and Politics of Diversity, keynote talk, Max Planck Institute for the Study of Religious and Ethnic Diversity, Gottingen, Germany, December 16, 2016.

From Eternity to Here: In Search of the Origins of Secularism, Conference on the Study of Law and History: Bridging Methodological and Disciplinary Divides, Cardozo Law School, September 25, 2016.

The Law of the Mother: An Alternative Psychoanalytic Theory of Law, Law and Humanities Workshop, Interdisciplinary Center (IDC), Herzliya, Israel, March 25, 2016.

Spiritual Custody: (How) Do Civil Courts Enforce Jewish Law?, Jewish Law Workshop, Tel Aviv University Law School, March 17, 2016.

The Law of the Father and the Law of the Mother: The Varying Implications of Freud and Winnicott for Understanding Law, International Association for Law and Mental Health Annual Conference, panel on Law and Psychoanalysis, Freud University, Vienna, July 14, 2015.

Challenges to the Sovereign Shtetl: Communitarianism From the Bottom Up, Oxford Summer Institute on Modern and Contemporary Judaism, July 5, 2015.

It's About Money: The Fundamental Contradiction of *Hobby Lobby*, Conference on Religious Accommodation in the Age of Civil Rights, co-sponsored by USC's Center for Law, History and Culture, the Williams Institute, the ACLU and Harvard Law School, Harvard Law School, April

4, 2014; Program on Religious Accommodation and the Center for Law, History and Culture joint workshop, October 31, 2014, and at the Duke Law School Identity Politics & Law Colloquium, January 21, 2015 and the Seminar on Secularism at the U.C. Irvine English Department, March 12, 2015.

What Is “The Jewish Question” in Local Government Law? A Commentary on Kenneth Stahl’s “Local Government, One Person/One Vote, and the Jewish Question, Harvard Civil Rights-Civil Liberties Law Review Colloquium, Harvard Law School, November 18, 2013.

Only in America! Kiryas Joel – A Satmar Hasidic Village and School District in Suburban New York (with David Myers), NYU-Skirball Department of Hebrew and Judaic Studies and the Goldstein-Goren Center for American Jewish History, NYU, November 5, 2013.

Can A Religious Community Be a Legal Municipality? The Case of Kiryas Joel, New York (with David Myers), Pepperdine Law School and the Glazer Institute for Jewish Studies, September 11, 2013.

The Law of the Father and the Law of the Mother: Implications of Freud’s and Winnicott’s Psychoanalytic Theories for Law, presented at the Annual Conference of the Association for the Study of Law, Culture and the Humanities, London, March 2013.

Non-State Law Doesn’t Exist: Lessons from Kiryas Joel, presented at the International Legal Theory Conference on Non-State Law, American Society of International Law, May 2, 2013, and at the Progressive Property Roundtable, New Orleans, May 2013.

Divine Accommodation, Dirty Hands and Freedom of the Church, first presented at the Institute for Law and Religion, University of San Diego, inaugural conference on The Freedom of the Church in the Modern Era, October 13, 2012. Also presented at Rutgers (Camden) School of Law Faculty Workshop, October 22, 2012. Revised as Dirty Hands, Divine Accommodation, and Secularism: A Different Political Theology, presented at the USC Law Faculty Workshop, April 5, 2013 and the Religion Roundtable, Stanford Law School, June 28, 2013; further revised version presented at the Fordham Law School Legal Theory Workshop, February 4, 2015 and at the Association for the Study of Law, Culture and the Humanities Annual Conference, March 7, 2015.

Divine Accommodation, Symposium on “Law As ... II: History as Interface for the Interdisciplinary Study of Law,” U.C. Irvine School of Law, March 9, 2012.

Divine Accommodation, International Conference on Judicial Politics and the Accommodation of Religious Minorities, Munk School of Global Affairs, University of Toronto, April 30, 2011.

Ghosts of Property: Reshaping the Future by Rewriting the Past Through the Establishment of Facts on the Ground, panel on “Property’s Futures,” annual conference of the Association for the Study of Law, Culture & Humanities, Las Vegas, March 15, 2011.

Property and Memory, convener and commentator, 10th Anniversary Center for Law, History & Culture Conference on Law & Memory, February 26, 2011.

Facts on the Ground, Progressive Property Roundtable, June 8, 2010.

Theses on Secularism, Conference on Freedom of Conscience, Institute for Law & Philosophy, University of San Diego, April 23, 2010.

Law, Education and Religious Interpretation, Church, State and Scripture Seminar, Princeton University Center for Human Values, April 14, 2010.

An American Shtetl: Politics and Piety in Kiryas Joel, New York (with David N. Myers), The Silvers Visiting Scholar Lecture, University of Pennsylvania Law School, co-sponsored by the Herbert D. Katz Center of Advanced Judaic Studies and the Department of History, University of Pennsylvania, April 14, 2010.

Property and Sovereignty: The Intertwined Fate of Private and Public Claims to the Holy Land, Conference on The History and Future of the Israeli-Palestinian Conflict, The Fletcher School of Law and Diplomacy, Tufts University, April 9, 2010.

American Shtetl: Reading Kiryas Joel Through Jewish and American Lenses, Scholion Institute, Hebrew University, January 3, 2010.

Facts on the Ground, USC Law Workshop, October 30, 2009.

Accommodation Without Civil Society Is Not Accommodation, Symposium on Religious Minorities in a Liberal Society: Israeli and American Perspectives, UCLA Israel Studies Program, October 29, 2009.

Liberalism in Love, A Conference on Law and Love, Quinnipiac Law School, October 3, 2009.

Law, Loss, and Facts on the Ground, Association for Law, Culture and Humanities, March 2009.

The Presumption of Rationality: Psychological Challenges to Legal Certainty, Philoctetes Institute Roundtable, October 25, 2008, New York City.

Communitarianism From the Bottom Up, Conference on The Social Frameworks for Cultural and Religious Pluralism, sponsored by the Washington University Politics, Pluralism, and Religion Initiative in collaboration with the Paris Research Laboratory on Religions, Societies, and Laicites, at Washington University in Saint Louis, May 2, 2008.

Liberalism in a Romantic State, presented at the Law & Society Conference, Berlin, July 2007 and the Association for Law, Culture and Humanities, Berkeley, March 2008.

Facts on the Ground, presented at the London School of Economics Conference on Techniques of Ownership, July 20-21, 2007.

The Paradox of Tolerance: How Religious Groups Are Undermined and Empowered by American-Style Liberalism and Constitutional Values, The Prince Alwaleed Bin Talal Bin Abdulaziz Al Saud Center for American Studies & Research, American University of Beirut, February 2007.

Gender, Sex, and Culture and the Paradox of National Liberation: A Comment on Walzer, presented at the conference on The Theological-Political Predicament and the Jewish State, UCLA Center for Jewish Studies, February 12, 2006.

Communitarianism From the Bottom Up in Kiryas Joel, presented at the Conference on Jews and the Legal Profession, Cardozo Law School, October 24, 2006.

Rule Without Others, presented at the Jewish Law Session on Rule Over Others, AALS Conference, Washington, D.C., January 5, 2006.

Liberals and Libertines: The Marriage Question in the Liberal Political Imagination, presented at the conference on The Meaning of Marriage, San Diego Law and Philosophy Group, January 14, 2005.

The Paradox of Tolerance, presented at the Cornell Law School faculty workshop, October 22, 2004 and the Minneapolis Law School faculty workshop, November 18, 2004.

Anti-Anxiety Law: Uncertainties and Presumptions, presented at the Law, Culture and Humanities Conference, University of Pennsylvania, March 9, 2002.

The Profanity of Law, Keck Lecture Series on Law and the Sacred, Amherst College, February 18, 2002.

Commentary on “The Network Inside/Out,” by Annelise Riles, book talk sponsored by the USC Center for Law, History and Culture, January 25, 2002.

Thoughts on Jewish Civilization and Culture, talk delivered at Conference on Jewish Civilization and Its Discontents, UCLA, November 3-5, 2001.

Participant, Conference on The Jewish Political Tradition: Diverse Perspectives on Community, organized by the Ethikon Institute and the Skirball Institute on American Values, chaired by Michael Walzer, September 6-9, 2001.

The Return of the Repressed: Illiberal Groups in a Liberal State, paper delivered at the Symposium on Illiberal Communities and American Constitutionalism, University of San Diego School of Law, February 1-3, 2001.

The Culture of Property, paper delivered at the Social Science Research Council Working Group on Ethnic Customs, Assimilation, and American Law on January 14, 2000.

Bentham's Theory of Fictions -- A "Curious Double Language", paper presented at the University of Michigan Law School Legal Theory Workshop, November 12, 1999.

The Father of Legal Fictions, talk delivered at conference on Theatres of Law and Legal Fictions, Cardozo School of Law, April 18, 1999.

Communitarianism From the Top Down and From the Bottom Up, presented at the Legal Theory Workshop at Boston University School of Law, February, 1999, at the University of Connecticut Law School Legal Theory Workshop, February, 1999, and at the Social Science Research Council Working Group on Ethnic Customs, Assimilation, and American Law meeting in New York City, April, 1999.

The Unasked Question: Can Israel be a Jewish and a Liberal State?, co-authored with David N. Myers, paper presented at the conference on Multicultural Democracy, Bar Ilan University, June, 1998.

Bastard Daughters and Illegitimate Mothers: Burning Down the Courthouse, co-authored with Hilary Schor, paper presented at the conference of the Working Group on Law, Culture, and the Humanities, March 27, 1998, Georgetown Law Center, Washington, D.C.

Kiryas Joel and Hasidic Autonomy in a Liberal State, seminar given at the Hartman Institute, December 1997, Jerusalem, Israel.

Hasidic Autonomy in the United States Courts, lecture presented at the Van Leer Jerusalem Institute of Advanced Studies, November, 1997, Jerusalem, Israel.

The Puzzling Persistence of Community: The Case of Kiryas Joel, workshop seminar given at Bar Ilan University Law School, Israel, November, 1997.

A Tale of Two Villages, paper delivered at conference on "From Ghetto to Emancipation? Historical and Contemporary Reconsiderations of the Jewish Community," March 26-27, 1995, University of Scranton, PA.

Spiritual Custody: In the Heart of the Heart of Pluralism, paper delivered for panel on "Pluralism and the Modern State," Law and Society Annual Conference, June 17, 1994, Phoenix AZ.

Tinkering With the Market: A Comment on Ravitch's Means-Tested School Voucher Proposal, delivered as a discussant at the Woodrow Wilson School of Public and International Affairs conference on "Social Policies for Children," May 26, 1994, Princeton NJ.

Subjectivism and the Unfixation of Belief: A Reply to Macedo and a Comment on Carter, McConnell, and Rawls, presented in workshops at Harvard Law School, November 5, 1993, at USC Law School, February 4, 1994, at Yale Law School, February 10, 1994, at Georgetown Law Center, April 22, 1994, and at University of Chicago Law School, April 28, 1994.

The Problem With Tolerance, January 7, 1994, lecture delivered at St. Johns College, Annapolis MD.

Controversies in Feminist Legal Theory, October 20, 1993, talk presented at USC Center for Feminist Research lunchtime series.

Cultural Borders and Representation: Radical and Moderate Transnationalism, lecture delivered at inaugural panel discussion for the Center for Multi-Ethnic and Transnational Studies, USC, November, 1992.

Anti-Essentialism and Anti-Assimilationism, lecture delivered at the Critical Networks Conference, Harvard Law School, February, 1992, Cambridge MA.

Jews, Jurisdiction and Judicial Review: Un-Covering the Tradition of Jewish "Dissimilation", paper delivered at Wisconsin Law School Conference on Jews and the Law in the United States, November 17, 1991, Madison WI.

Toleration and Assimilation: The Free Exercise Challenge to Public Education, lecture delivered at Hebrew University Law School, July 1989, Jerusalem, Israel; Tel Aviv Law School, August 1989, Tel Aviv, Israel; USC Faculty Research and Innovation Fund Lecture Series, October 1989.

Kehillah, Constitution and Culture, co-authored with David N. Myers, paper delivered at Stanford University Conference on Critical Legal Studies, Jewish Law and Jewish History, February 1989, Palo Alto CA.