

Felipe Jiménez

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Academic Appointments

UNIVERSITY OF SOUTHERN CALIFORNIA, 2019–

Associate Professor of Law and Philosophy

Courses Taught: Contracts, Advanced Contracts, Private Law Theory Seminar, Legal Theory Seminar, Concepts in American Law, Law and Society, Jurisprudence

UNIVERSIDAD ADOLFO IBÁÑEZ, Chile, 2021–

Profesor Adjunto Extraordinario (Visiting Professor)

Seminar Taught: Introduction to US Contract Law

Education

NEW YORK UNIVERSITY SCHOOL OF LAW

Doctor of Juridical Science (JSD), 2018

LLM (Legal Theory), 2015

PONTIFICIA UNIVERSIDAD CATÓLICA DE CHILE, 2010

Licenciado en Derecho (JD equivalent), *with highest distinction*

Publications

BOOK PROJECTS

The Institution of Contract (under contract with OXFORD UNIVERSITY PRESS)

The Value of Legality (book proposal)

ARTICLES, ESSAYS & BOOK CHAPTERS

Tradition in Constitutional Adjudication

Forthcoming, YALE JOURNAL OF LAW AND THE HUMANITIES (2025)

The Limits of Experimental Jurisprudence

Forthcoming, CAMBRIDGE HANDBOOK OF EXPERIMENTAL JURISPRUDENCE (Kevin Tobia ed., Cambridge University Press, 2025)

Specific Performance

Forthcoming, RESEARCH HANDBOOK IN THE PHILOSOPHY OF CONTRACT LAW (Mendy Chen-Wishart & Prince Saprai Eds., Edward Elgar, 2025)

Legality and Commitment

29 (3) JOURNAL OF ETHICS AND SOCIAL PHILOSOPHY (2025)

On Legal Expertise

69 (2) AMERICAN JOURNAL OF JURISPRUDENCE (2024)

Minimalist Textualism

55(1) SETON HALL LAW REVIEW (2024)

Understanding Private Law

METHODOLOGY IN PRIVATE LAW THEORY
(Paul Miller & Thilo Kuntz eds., Oxford University Press, 2024)

Private Law Legalism

74 (1) UNIVERSITY OF TORONTO LAW JOURNAL (2024)

Legal Positivism for Legal Officials

36 (2) CANADIAN JOURNAL OF LAW & JURISPRUDENCE (2023)

Justifying Private Law

OXFORD STUDIES IN PRIVATE LAW THEORY, Vol. II (Paul Miller & John Oberdiek Eds., Oxford University Press, 2023)

Legal Principles, Law, and Tradition

33 (1) YALE JOURNAL OF LAW AND THE HUMANITIES (2022)

The Grounds of Arbitral Authority

96 (4) TULANE LAW REVIEW (2022)

Rethinking Contract Remedies

53 (4) ARIZONA STATE LAW JOURNAL (2021)

Some Doubts about Folk Jurisprudence: The Case of Proximate Cause

THE UNIVERSITY OF CHICAGO LAW REVIEW ONLINE (2021)

Law, Morality, and the One-System View: A Response to T.R.S. Allan

66 (1) THE AMERICAN JOURNAL OF JURISPRUDENCE 27 (2021)

Two Questions for Private Law Theory

12 (3) JURISPRUDENCE 391 (2021)

Contracts, Markets, and Justice (An Essay on Peter Benson's *Justice in Transactions*)

71 (1) UNIVERSITY OF TORONTO LAW JOURNAL 144 (2021)

A Formalist Theory of Contract Law Adjudication

2020 (5) UTAH LAW REVIEW 1121 (2020)

Against Parochialism in Contract Theory: A Response to Brian Bix

32 (2) RATIO JURIS 233 (2019)

Ni Función ni Estructura: Una respuesta a la idea de justicia constitucional de Fernando Atria (co-authored with Sergio Verdugo)

EL DERECHO Y SUS CONSTRUCCIONES: DIÁLOGOS CON LA FORMA DEL DERECHO DE FERNANDO ATRIA (Javier Gallego ed., Palestra, 2020)

¿Es el enriquecimiento injustificado un principio de justicia?

FUNDAMENTOS FILOSÓFICOS DEL DERECHO CIVIL CHILENO (Esteban Pereira ed., Rubicon, 2019)

Una crítica a la idea de incumplimiento eficiente desde el Derecho de Contratos

29 REVISTA CHILENA DE DERECHO PRIVADO 99 (2017)

La Teoría del Derecho de Contratos y su Relación con la Dogmática

44 (2) REVISTA CHILENA DE DERECHO 395 (2017)

Dos implicancias de la igualdad relacional

144 ESTUDIOS PÚBLICOS 31 (2017)

REVIEWS AND BLOG POSTS

In Defense of Archimedes (Reviewing Pablo Rapetti, *A Critique of Strong Anti-Archimedeanism: Metaethics, Conceptual Jurisprudence, and Legal Disagreements*)

JOTWELL (March 2024)

Book Review: Paolo Sandro, The Making of Constitutional Democracy

68 (1) AMERICAN JOURNAL OF JURISPRUDENCE (2023)

Inescapable Uncertainty and the Judicial Role (Reviewing Courtney Cox, *The Uncertain Judge*)

JOTWELL (December 2022)

False Necessity and the Political Morality of Tort Law (reviewing Sandy Steel, *On the Moral Necessity of Tort Law: The Fairness Argument*)

JOTWELL (October 2021)

Book Review: La Forma del Derecho (co-authored with Martin Hevia)

15 (2) INTERNATIONAL JOURNAL OF CONSTITUTIONAL LAW 578 (2017)

Presentations and Comments

Truly General Jurisprudence

Surrey Center for Law and Philosophy (Spring 2025)

Edinburgh Legal Theory Discussion Group (Spring 2025)

Comment on Hanoch Dagan and Avihay Dorfman's "Relational Justice"

Notre Dame London, Symposium on Relational Justice (Spring 2025)

The Power to Contract

Universidad de Chile, Conferencia Internacional sobre Derecho de Contratos (Fall 2024)

Berkeley Contract Theory Conference (Spring 2025)

Minimalist Textualism

USC Faculty Workshop (Spring 2024)

The Institution of Contract

Universidad Adolfo Ibáñez (Chile), Philosophy of Contract Law Workshop (Fall 2022)

Chapman University Law Faculty Workshop (Fall 2022)
Yale Law School Private Law Seminar (Fall 2023)
Columbia Law and Philosophy Workshop (Fall 2023)
Universitat de Girona, Càtedra de Cultura Jurídica (Spring 2024)
King's-Rutgers-USC Legal Philosophy Conference (Summer 2024)
University of Amsterdam, Center for Transformative Private Law (Summer 2024)

Lawyers as Moral Experts? (Comment on Scott Hershovitz, "Law is a Moral Practice")
ITAM Law School, Law is a Moral Practice Conference (Spring 2024)

Comment on Mirthe Jiwa, Incapacity and Supported-Decision Making
Berkeley Contract Theory Conference (Spring 2024)

Tradition in Constitutional Adjudication
Tulane Law School Scholarship Workshop (Fall 2023)
ICON-S (International Public Law Society) Conference, Santiago, Chile (Fall 2023)

Comments on Fred Schauer, Rules of Order
USC Legal Theory Workshop (Fall 2023)

The Expertise Objection to Experimental Jurisprudence
Experimental Jurisprudence Conference, Toulouse School of Economics (Summer 2023)

On Legal Expertise
University of Michigan Law School, Experimental Jurisprudence Workshop (Fall 2022)
Fordham Law and Philosophy Colloquium (Spring 2023)
Yale-Harvard-Stanford Junior Faculty Workshop (Summer 2023)
Pittsburgh Law School Faculty Workshop (Fall 2023)
Comments on Colin Bradley, Private Rights and Private Wrongs
Legal Philosophy Workshop (Summer 2022)

Private Rights as Legal Rights
Yale-Toronto Private Law Theory Conference (Spring 2022)
USC Faculty Workshop (Spring 2022)

Private Law Theory as Comparative Jurisprudence
Methodology in Private Law Workshop, Bucerius Law School (Germany) (Spring 2022)

Legality and Commitment

UCLA Law and Philosophy Workshop (Spring 2022)

Toronto Legal Theory Workshop (Spring 2022)

Universitat Pompeu Fabra Law and Philosophy Group (Spring 2022)

University of Virginia Legal Theory Workshop (Spring 2023)

The Political Morality of Antitrust

USC-Cambridge Virtual Antitrust Workshop (Spring 2022)

Comments on *Cristina Tilley, Just Strict Liability*

Workshop on Private Law & Emerging Technology, Yale Law School and Indiana Maurer School of Law (Fall 2021)

Some Doubts About Folk Jurisprudence

University of Chicago Law School, Contemporary Issues in Public Law Seminar (Fall 2021)

La Teoría del Contrato en Perspectiva Comparada

Centro de Estudios Iusta Causa (Chile) (Fall 2021)

Justifying Private Law

Private Law Theory Group (Spring 2021)

Conference for the Oxford Studies in Private Law Series (Summer 2021)

On Peter Benson's Justice in Transactions

Cátedra de Cultura Jurídica, University of Girona (Spring 2021)

Dworkinian Positivism

USC Faculty Workshop (Spring 2021)

Oxford Jurisprudence Series (Summer 2021, selected after call for papers)

Rethinking Contract Remedies

Harvard Private Law Theory Workshop (2020)

Oxford Jurisprudence Discussion Group (2020)

McGill University Global Private Law Theory Workshop (2021)

University of South Carolina Law School Faculty Workshop (2021)

Legal Principles, Law, and Tradition

Center for Law, History, and Culture, University of Southern California (2020)

Two Questions for Private Law Theory

North American Workshop on Private Law Theory (2019)

Is Breach of Contract a Moral Wrong?

NYU Law JSD Forum (2017)

Universidad Torcuato di Tella Faculty Workshop (2017)

ITAM Law School Faculty Workshop (2018)

Duke Law School Faculty Workshop (2018)

USC Gould Faculty Workshop (2018)

NYU Law Faculty Workshop (2018)

Rights and Remedies in Contract Theory

NYU School of Law JSD Forum (2017)

The Methodology of Contract Theory

Harvard Graduate Legal Philosophy Colloquium (2016)

NYU School of Law JSD Forum (2016)

Awards and Recognitions

2023 AALS Scholarly Papers Competition, Honorable Mention, *Tradition in Constitutional Adjudication*

Service and Other Information

Co-Director, USC Center for Law and Philosophy, August 2021-

Steering Committee Member, North American Workshop in Private Law Theory, 2021-

Host, [Private Law Podcast](#), March 2021-December 2022

Contributing Editor, JOTWELL (Jurisprudence), March 2021-

Corresponding Fellow, Yale Law School Center for Private Law, 2025-

Peer Review: *International Journal of Constitutional Law* (2017, 2018, 2020); *Ratio Juris* (2019, 2022); *American Journal of Jurisprudence* (2020, 2022), *Legal Theory* (2021, 2022 (recipient of the Annual Reviewer Award)), *Canadian Journal of Law and Jurisprudence*

(2021, 2024), *Agencia Nacional de Investigacion y Desarrollo, Chile* (2021, 2024), *University of Chicago Law Review* (2022), *Law and Philosophy* (2022, 2024), *Jurisprudence* (2022), *Cambridge Law Journal* (2022), *Cambridge University Press* (2023, 2024), *Stanford Law Review* (2023), *Israel Science Foundation* (2023), *University of Bologna Law Review* (2023), *Latin American Legal Studies* (2023), *Springer* (2023), *Isonomía* (2023), *Revus* (2024), *Revista Chilena de Derecho* (2024), *Oxford University Press* (2024)

Committee Work: Graduate and International Programs Committee, USC Gould School of Law (2019-); Undergraduate Committee, USC Gould School of Law (2019-); Faculty Advisor, USC Law and Philosophy Student Group (2019-2021)

Other Legal Experience

COVINGTON & BURLING LLP, 2017, 2018-2019
Global Visiting Lawyer, International Arbitration

UNIVERSIDAD ADOLFO IBÁÑEZ LAW SCHOOL, Chile, 2013-2014
Adjunct Professor of Private Law

FERRADA NEHME (Chile), 2011-2014
Litigation Associate