

## VITA

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DEGREES: A.B., 1972, Columbia University  
M.Phil., 1975, Columbia University  
Ph.D., 1977, Columbia University

### ACADEMIC POSITION

Professor of Philosophy and Director of Research of the Jean Beer Blumenfeld Center for Ethics, Georgia State University

### AREAS OF SPECIALIZATION

Philosophy of Law; Political Philosophy; Philosophy and Social Policy; Philosophy and Race

### AREAS OF COMPETENCE

Nineteenth-Century Philosophy; Philosophy of Social Science; History of Philosophy; Ethical Theory; Logic

### RECENT HONORS AND AWARDS

College of Arts and Sciences, Georgia State University, Dean's Outstanding Career Award, 2018.

College of Arts and Sciences, Georgia State University, Distinguished Teacher Award, 2009.

NEH grant to develop and teach an undergraduate course, 'What Is Religious Tolerance?' (co-PI: A. Barzegar) (2014-2017) (\$32,995).

NEH grant to co-direct (with C.H. Wellman) a summer seminar for college and university teachers; topic: Liberty, Equality, and Justice: Philosophical Issues and Arguments. (2012) (\$129,472)

NEH grant to co-direct (with C.H. Wellman) a summer seminar for college and university teachers; topic: Philosophical Perspectives on Liberal Democracy and the Global Order. (2010) (\$120,071)

NEH grant to co-direct (with C.H. Wellman) a summer seminar for college and university teachers; topic: Philosophical Perspectives on Law, Democracy and Human Rights (2007) (\$111,837)

NEH grant to co-direct (with C.H. Wellman) a summer seminar for college and university teachers; topic: Political Obligation, Democratic Legitimacy, and Human Rights (2005) (\$119,060)

## PUBLICATIONS

### BOOKS AUTHORED

**Debating Pornography** (co-author: Lori Watson)  
Oxford University Press, 2019.

***A Liberal Theory of International Justice*** (co-author: C.H. Wellman)  
Oxford University Press, 2009.

***Critical Legal Studies: A Liberal Critique***  
Princeton University Press, 1990 (paper 1993)

***Arguing About Law: An Introduction to Legal Philosophy***  
Wadsworth, second edition, 2001

### BOOK EDITED

***Targeted Killing: Law and Morality in an Asymmetric World*** (coeditors: Jens Ohlin and Claire Finkelstein), Oxford University Press, 2012.

### ARTICLES and CHAPTERS

"Roberto Unger," in M. Sellars and S. Kirste, eds. *Encyclopedia of the Philosophy of Law and Social Philosophy*, Springer (forthcoming - 5000 words).

"Civil Rights", *The Stanford Encyclopedia of Philosophy* (Winter 2017 Edition), Edward N. Zalta (ed.), URL = <https://plato.stanford.edu/archives/sum2017/entries/civil-rights/> (12,000 words; substantive revision of 2012 version, incorporating new sections and other additions totaling 5,400 words).

"Targeting al Qaeda: Ethics and Law in the U.S. 'War on Terror'," *Ethics of War: Essays*, Samuel Rickless and Saba Bargezan, eds., (Oxford U.P.: 2017), pp. 141-163 (9,000 words).

"Discrimination", *The Stanford Encyclopedia of Philosophy* (Winter 2016 Edition), Edward N. Zalta (ed.), URL = <https://plato.stanford.edu/archives/win2016/entries/discrimination/>. (substantive revision of 2011 version, incorporating new material amounting to 3000 words).

"Debating Discrimination: Critical Review of Hellman and Moreau, eds., *Philosophical Foundations of Discrimination Law*." *Jurisprudence* 6 (2015), 156-68.

"Crimes Against Humanity," *International Encyclopedia of Ethics*, Wiley-Blackwell, 2013, 1158-68.

"Introduction," in *Targeted Killing: Law and Morality in an Asymmetric World*, Jens Ohlin, Claire Finkelstein, and Andrew Altman, eds. (Oxford U.P., 2012), 1-

27. (13,000 words).

"Freedom of Expression and Human Rights Law: The Case of Holocaust Denial," in M. McGowan and I. Maitra, eds. Speech and Harm: Controversies over Free Speech (Oxford U.P., 2012), 24-49.

"Genocide and Crimes Against Humanity: Dispelling The Conceptual Fog," Social Philosophy and Policy 29 (2012), 280-308.

"Civil Rights", *The Stanford Encyclopedia of Philosophy* (Fall 2012 Edition), Edward N. Zalta (ed.), URL = <http://plato.stanford.edu/archives/fall2012/entries/civil-rights/> (11,000 words; substantive revision of article originally published in 2003).

"Central Problems in Contemporary Philosophy of Law," Fundamento 1: 2 (2011, 48-71 (published in Portuguese translation).

"The Deontological Defense of Democracy: An Argument from Group Rights," Pacific Philosophical Quarterly 89(2008), 279-293. (co-author: C.H. Wellman)

"From Humanitarian Intervention to Assassination: Human Rights and Political Violence," Ethics 118 (2008), 228-257. (coauthor: C.H. Wellman)

"The Persistent Fiction of Harm to Humanity," Ethics and International Affairs 20 (2006), 367-72.

"Religion, Taxes, and Sex Discrimination: Where Do Liberal Principles Lead?" Legal Theory 11 (2005), 125-42.

"Concepts of Omission," Legal Theory 11 (2005), 251-57.

"Democratic Self-Determination and the Disenfranchisement of Felons," Journal of Applied Philosophy 22 (2005), 263-73.

"The Right to Get Turned On: Pornography, Autonomy, Equality," in Contemporary Debates in Applied Ethics, Wellman and Cohen, eds. (Blackwell Publishers, 2005) pp. 223-35.

"Nationalist and Internationalist Conceptions of Constitutional Interpretation: Human Rights and the Death Penalty," APA Newsletter on Philosophy and Law 4: 1 (Fall 2004), 12-16.

"A Defense of International Criminal Law," Ethics 115 (October 2004), 35-67. (coauthored with C.H. Wellman)

"Equality and Expression: The Radical Paradox," Social Philosophy and Policy, 21 (2004), 1-22.

"Breathing Life into a Dead Argument: G.E. Moore and the Open Question," Philosophical Studies 117 (2004), 395-408.

"Civil Rights", *The Stanford Encyclopedia of Philosophy* (Spring 2003 Edition), Edward N. Zalta (ed.), URL = <http://plato.stanford.edu/archives/spr2003/entries/civil-rights>.

"Freedom of Speech and Religion," in H. LaFollette, ed. The Oxford Handbook for Practical Ethics, (Oxford U.P., 2002), pp. 358-86.

"Speech Codes and Expressive Harm," in H. LaFollette, ed. Ethics in Practice 2<sup>nd</sup> ed. (Blackwell, 2002), pp. 376-84.

"Policy, Principle, and Incrementalism: Dworkin's Jurisprudence of Race," Journal of Ethics 5: 3 (2001), 241-61. (with a reply by Dworkin)

"The Democratic Legitimacy of Bias Crime Laws: Public Reason and the Political Process," Law and Philosophy 20: 2 (2001), 141-73.

"Expressive Meaning, Race, and the Law: The Racial Gerrymandering Cases," Legal Theory 5 (1999), 75-99.

"Race and Democracy: The Controversy Over Racial Vote Dilution," Philosophy and Public Affairs, 27: 3 (Summer 1998), 175-201.

"Toleration as a Form of Bias," in Philosophy, Religion, and the Question of Intolerance, D. Ambuel, ed., SUNY Press, 1997, pp. 230-45.

"Making Sense of Sexual Harassment Law," Philosophy and Public Affairs 25: 1 (Winter 1996), 36-64. [reprinted in Human Sexuality, Dartmouth Publishing, and in Moral Issues in Business, Wadsworth.]

"In Defense of Enlightenment Liberalism: A Reply to Galston," Report from the Institute for Philosophy and Public Policy 16: 2 (Spring 1996), 13-18.

"Speech Acts and Hate Speech," in M. Sellers, ed., An Ethical Education, Berg Publishers, 1994, pp. 127-141.

"Liberalism and Campus Hate Speech: A Philosophical Examination," Ethics 103 (January 1993), 302-317. [reprinted in Morality Matters, McGraw-Hill; Social Ethics: Morality and Social Policy, McGraw-Hill; Crime and Punishment, Jones and Bartlett; Campus Wars, Westview; Ethical Theory and Society, Hartcourt and Brace; Our Times: Reading from Recent Periodicals for Writers, Bradford; Controversies in Constitutional Law, Garland]

"Fissures in the Integrity of Law's Empire," A. Hunt, ed., Reading Dworkin Critically, Berg Publishers, 1992, pp. 157-86.

"Glory, Respect, and Violent Conflict," P. Caws, ed., The Causes of Quarrel, Beacon Press, 1989, pp. 114-27.

"Power, Politics, and Economics," W. Samuels, ed., Fundamentals of the Economic Role of Government, Greenwood Press, 1989, pp. 9-16.

"Legal Realism, Critical Legal Studies and Dworkin," Philosophy and Public Affairs, 15: 3 (Summer 1986), 205-235. [reprinted in White and Patterson, Introduction to Philosophy of Law, Oxford U.P.; Feinberg and Gross, Philosophy of Law (4<sup>th</sup> and 5<sup>th</sup> eds.), Wadsworth; Shiell, Legal Philosophy, Harcourt, Brace; Arthur and Shaw, Readings in the Philosophy of Law (3<sup>rd</sup> and 4<sup>th</sup> eds. Prentice-Hall; Adams, Philosophical Problems in the Law, (1<sup>st</sup>, 2<sup>nd</sup>, and 3<sup>rd</sup> eds.), Wadsworth.

"The Legacy of Legal Realism" Legal Studies Forum X: 2

(1986), 167-184.

"Nozick's Theory of Value and Its Implications," Southern Journal of Philosophy 12: 2 (Summer 1984), 137-153.

"Pragmatism and Applied Ethics," American Philosophical Quarterly 20: 2 (April 1983), 227-235.

"Legal Entrapment," Philosophy and Public Affairs 12: 1 (Winter 1983), 51-69 (coauthor: S. Lee).

"Rawls' Pragmatic Turn," Journal of Social Philosophy 14: 3 (1983), 8-12.

"John Dewey and Contemporary Normative Ethics," Meta-philosophy 13: 2 (April 1982), 149-160 [reprinted in Tiles, Critical Assessments of John Dewey].

"Justice, Epistemology, and Ethical Compromise," Bowling Green Studies in Applied Philosophy. Vol. IV: Social Justice (1982), 99-110.

"Is Marxism Utopian?," Philosophy and Social Criticism 8 (Winter 1981), 387-403.

"Meaning, Truth, and Evidence," Southern Journal of Philosophy 18: 2 (Summer 1980), 113-122 (coauthor: Bradie).

"Abortion and the Indigent," Journal of Social Philosophy 11: 1 (January 1980), 5-9.

### **HONORS/AWARDS/GRANTS (2008 AND EARLIER)**

Eleventh Annual Bell Distinguished Lecture in Law, College of Wooster, OH (2008).

The University Prize for Teaching Excellence, George Washington University, 1996

Liberal Arts Fellowship in Law, Harvard Law School, 1984-85

Research Grant from The Center for Dewey Studies to study Pragmatism and Contemporary Legal Philosophy, 1984-85 (\$10,000)

Stipend from NEH to participate in summer seminar on the Role of Courts, J. Grossman, Director, 1983

Stipend from NEH to participate in summer seminar on Marxism. M. Fisk, Director, 1980

### **COURSES TAUGHT**

Undergraduate: Introduction to Philosophy; Ethics; Social and Political Philosophy; Nineteenth-Century Philosophy; Theories of History; Philosophy of

Law; Communism, Fascism, and Democracy; Logic; Metaphysics; Humanities; Honors Introduction to Western Civilization; African-American Ethical and Legal Issues

Graduate: Seminar in Ethics; Seminar in Legal Philosophy; Philosophy of Social Science; Philosophy, Law, and Social Policy; Marxism; Pragmatism

## **SELECTED PAPERS/COMMENTS/LECTURES**

"Freedom of Hate Speech: American Legal Doctrine, Human Rights Law, and Holocaust Denial," Agnes Scott College and Mercer University, 2017.

"International Law and the Targeted Killing of Terrorists," Keynote Address, Conference on Ethics and International Affairs, Binghamton University, 2016.

"Targeting Terrorists and Distributing Risks," Keynote Address, Ninth Annual Southeast Philosophy Conference," Clayton State U. 2016

"Targeted Killing and Terrorism: The Problem of the Distribution of Risk" University College-Dublin, Conference on Collective Responsibility, 2015.

"Targeted Killing as an Alternative to War," Oxford University, Conference on Alternatives to War, 2014.

"Conceived in Sin: Lemkin's Contested and Confused Concept of Genocide," American Philosophical Association-Eastern Division, 2012

"Global Justice/Global History: Rawls, Pogge, and the Aims of Ideal Theory," Conference on Global Justice and International Law, Bielefeld University/Georgia State U.; Atlanta 2012

"Crimes Against Humanity and Genocide: Dispelling Some of the Conceptual Fog," Bowling Green Social Philosophy and Policy Center Conference, 2010.

"Armed Intervention and Political Assassination," United States Military Academy (lecture to 600 second-year cadets), 2009.

"Crimes Against Humanity and International Criminal Courts," United States Military Academy, 2009.

"Freedom of Expression as a Human Right: The Case of Holocaust Denial," Annual Bell Lectureship in Law, Wooster College, 2008.

"Dealing with Denial: The Holocaust, Anti-Semitism, and Free Expression," Kansas State University, 2008.

"From Armed Intervention to Assassination: Human Rights and Political Violence," American Philosophical Association-Pacific Division, 2008.

"Racism and Antisemitism: What They are and aren't," Morehouse College, 2007.

"Democracy and Group Self-Determination," (with C.H. Wellman) AMINTAPHIL, St. Louis, 2006.

- "Harm to Humanity: A Critique," IVR World Congress, Granada, Spain, 2005
- "Colonialism and Group Self-Determination," University of Kansas, 2005
- "Collective Self-Determination and the Issue of Felon Disenfranchisement," APA-Eastern Division (group session), 2003
- "Religious Exemptions to Antidiscrimination Law," Georgia Philosophical Society, and Colloquia at Washington U.-St. Louis and Emory University, 2002
- "Comments on N. Sturgeon," Conference on G. E. Moore's Principia Ethica, Georgia State U., April 2002
- "The Democratic Legitimacy of Bias Crime Laws," Georgia State U. Conference on Hate Crime Legislation," 2000
- "Keeping the Sex in Sexual Harassment: A Reply to Vicki Schultz," APA-Pacific Division, symposium session, 2000
- "Racial Prejudice and Vote Dilution: The Meaning of Equal Electoral Opportunity," Society for Philosophy in the Contemporary World, 1998
- "Expressive Meaning, Race, and the Law: The Racial Gerrymandering Cases," National Law Center-GWU, 1997.
- "In Defense of Enlightenment Liberalism: A Reply to Galston," GWU, 1996
- "On the Idea of Sexual Harassment," Bowling Green State University, 1995
- "Toleration as a Form of Bias," Mary Washington College, 1993
- "Power and Agency," American Philosophical Association-Eastern, 1993
- "Positivism and Its Critics," Association for Psychiatry and Philosophy, 1993
- "Speech Acts and Hate Speech," APA-Eastern, 1992
- "Speech Acts, Hate Speech, and Ethical Values," Hoffberger Center for Professional Ethics, University of Baltimore School of Law, 1992
- "Critical Legal Studies," American University Philosophy Club, 1992
- "Comments on J. Reiman, Justice and Modern Moral Philosophy," Washington Philosophy Club, 1990
- "Law and Social Reality," GWU Human Sciences Seminar, 1990
- "Critical Legal Studies v. Liberalism: Law, Deception, and Social Reality," APA-Eastern, 1989

#### **SOME NOTABLE SERVICE TO PROFESSION/MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS**

- Advisory Board, *Social Theory and Practice*, 2006-
- APA Committee on Philosophy and Law (2002-05)
- External evaluator of Philosophy Dept., Brooklyn College, CUNY, 2000

Board of Advisory Editors, *Public Affairs Quarterly*, 1991-1994

Series Editor for Berg Publishers: *State, Society and Law*, 1991-1996

Member of: American Philosophical Association, American Society for Legal and Political Philosophy, International Association for Philosophy of Law