

**Rob Kahn**  
**University of St. Thomas Law School**  
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### **Professional Experience**

**Professor, University of St. Thomas Law School (2017-present)(associate professor, 2010-2017; assistant professor 2007-10).**

Current Courses: *Lawyering Skills I; Lawyering Skills II; Lawyering Skills for LLM Students; Privacy Law.*

Other Courses: *Islam and Civil Liberties; and Hate Speech and the Law – Comparative and Theoretical Approaches.* Taught *Islam and Civil Liberties* at the UST/Villanova Rome Program (2012); *Extremist Speech in the U.S.*, *Brandenburg v. Ohio and Its Limits*, at Pázmány Peter Catholic University Budapest, May 2021 (virtual class); *Hate Speech and blasphemy in the online sphere*, as part of Pázmány Peter Catholic University summer school program on Privacy, Free Speech and the Media, Budapest June-July 2021 (virtual class).

Law School and University Service -- Law School Admissions Committee, Chair, 2010-19 (member 2008-10); UST Committee on Teaching Evaluation, 2010-2018 (chair 2011-2013). LLM in US Law Program, Academic Advising 2015-present.

St. Thomas University Deans Scholarship Award, 2022. St. Thomas Mission Award for Scholarly Engagement and Societal Reform, 2018. St. Thomas University Deans Teaching Award, 2016. St. Thomas Law School Community Service Award, 2013.

International Centre for Counter-Terrorism Transatlantic Fellow, Fall 2020.

**Assistant Professor of Legal Writing, Brooklyn Law School, 2005-07 (Instructor of Law, 2001-05).** Courses taught: *Legal Writing, Analysis and Research I; Legal Writing, Analysis and Research II;* and *Fundamentals of Legal Drafting.*

**Visiting Assistant Professor, Government Department, Connecticut College, 1999-2000.** Courses: *Introduction to Comparative Politics; European Politics;* and *Civil Liberties in Europe.*

### **Education**

**Ph.D. Johns Hopkins University (2000) (Political Science)**

Dissertation: “The Limits of Legal Fairness: Holocaust Denial and the Law in America, Canada, France and Germany.”

Berlin Program for Advanced German and European Studies, Free University of Berlin, 1996-97. Canadian Government Graduate Studies Grant, 1996.

### **J.D. New York University School of Law, Order of the Coif (1989)**

Note and Comment Editor, *Review of Law and Social Change*.

Editorial Board Member, *The Commentator* (law student newspaper).

### **B.A. (in History) Columbia College, Columbia University (1985)**

Study abroad at the *Centro de Estudios Hispánicos*, Madrid, Spain (June-July 1984).

### **Publications**

*Books:*

**A gyűlölet szabadsága – amerikai és európai perspektívák** [Hate and Freedom – American and European Perspectives] (Wolters Kluwer 2016).

**Holocaust Denial and the Law: A Comparative Study**, (Palgrave Macmillan 2004).

*Book Chapters:*

**Denial, Memory Bans and Social Media** in R. Weaver., M. Cole, S. Friedland, A. Koltay, D. Fairgrieve, and A. Rayouard eds., *FREE SPEECH, PRIVACY AND MEDIA: COMPARATIVE PERSPECTIVES* (Carolina Academic Press, 2020).

**Fake News, Safe Spaces and Democratic Discontent: Three Challenges for Free Speech Theory in the Social Media Age** in R. Weaver, A. Koltay, M. Cole and S. Friedland eds. *FREE SPEECH AND MEDIA LAW IN THE 21<sup>ST</sup> CENTURY* (Carolina Academic Press, 2018).

**Rethinking Blasphemy and anti-Blasphemy Laws**, in J. Temperman and A. Koltay eds. *BLASPHEMY AND FREEDOM OF EXPRESSION AFTER THE CHARLIE HEBDO MASSACRE* (Cambridge University Press 2017).

**Banning Genocide Denial – Should Geography Matter?** in U. Belavusau and A. Gliszczyńska-Grabias ed. *MEMORY LAWS: REMEMBERING HISTORY VIA INTERNATIONAL, EUROPEAN AND NATIONAL LAW* (Cambridge University Press, 2017).

**Can the Law Understand the Harm of Genocide Denial?**, in J. Willems, H. Nelson and R. Moerland, eds. *DENIALISM AND HUMAN RIGHTS* (Intersentia, 2016).

**The Overlapping of Fools? Drawing the Line between anti-Semitism and anti-Zionism in the wake of the 2014 Gaza Protests**, in A. Koltay ed. *COMPARATIVE PERSPECTIVES ON THE FUNDAMENTAL FREEDOM OF EXPRESSION* (Budapest: Wolters Kluwer, 2015).

**Offensive Symbols and Hate Speech Law, Where to Draw the Line? An American Perspective**, in A. Koltay ed. *MEDIA FREEDOM AND REGULATION IN THE NEW MEDIA WORLD* (Budapest: Wolters Kluwer, 2014).

**Holocaust Denial and Hate Speech**, in Ludovic Hennebel and Thomas Hochmann eds. *DENIALS AND THE LAW* (Oxford University Press, 2011).

**Strange Bedfellows? Western Deniers and the Arab World**, in Michael Berenbaum ed. *NOT YOUR FATHER'S ANTISEMITISM: HATRED OF THE JEWS IN THE TWENTY-FIRST CENTURY* (St. Paul, MN: Paragon House, 2008).

**Did the Burning Cross Speak? Virginia v. Black and the Debate Between Justices O'Connor and Thomas over the History of Cross Burning**, in Austin Sarat ed. *STUDIES IN LAW, POLITICS, AND SOCIETY*, v.39:75-90 (2006)(peer-reviewed).

**Imagining Legal Fairness: A Comparative Perspective**, in Jennifer Holmes ed., *NEW APPROACHES TO COMPARATIVE POLITICS: INSIGHTS FROM POLITICAL THEORY* (Lanham, MD: Lexington Books 2003).

*Articles:*

**The Mask Wars and Social Control: Lessons from the 1927 Unveiling Campaign in Soviet Uzbekistan**, 53 *CAL. WESTERN J. OF INT'L LAW* 161 (Fall 2022).

**COVID Masks as Semiotic Expressions of Hate**, *INTERNATIONAL JOURNAL FOR THE SEMIOTICS OF LAW* (2022).

**Masks, Culture Wars, and Public Health Expertise: Confessions of a Mask "Expert,"** 17 *ST. THOMAS LAW JOURNAL* 900 (Spring 2022).

**Masks, Face Veil Bans and "Living Together" – What's Privacy Got to Do with It?**, *PUBLIC GOVERNANCE, ADMINISTRATION AND FINANCES LAW REVIEW*, v.6:7-20 (2021)

**"My Face, My Choice" – Mask Mandates, Bans and Burqas in the COVID Age**, 14 *NEW YORK UNIVERSITY JOURNAL OF LAW AND LIBERTY* 651 (2021).

**The Long Road Back to Skokie: Returning the First Amendment to Mask Wearers**, 28 *BROOKLYN JOURNAL OF LAW AND SOCIAL POLICY*, 71(2019).

**Free Speech, Official History, and Nationalist Politics, Toward a Typology of Objections to Memory Laws**, 31 *FLORIDA JOURNAL OF INTERNATIONAL LAW* 33 (2019).

**Five Thoughts about the Repeal of Denmark's Blasphemy Ban**, 19 *RUTGERS J. L. & RELIGION* 120 (2018).

**The Anti-Coddling Narrative and Campus Speech**, 15 *ST. THOMAS LAW JOURNAL* 1 (2018).

**Hate Speech, Democratic Legitimacy and the Age of Trump** (reviewing Eric Heinze, *Hate Speech and Democratic Citizenship* (Oxford 2016)), 17 INT'L & COMP. L. REV. 239 (2017).

**Three First Amendment Puzzles Raised by the Police Union Response to Speech Criticizing Police Conduct in Ferguson and New York City**, 8 ALA. CIV. R. & CIV. LIB. L. REV. 163 (2017).

**Rethinking the Context of Hate Speech Regulation** (reviewing Michael Herz and Peter Molnar eds. *Rethinking the Content and Context of Hate Speech: Responses and Regulation*, Cambridge University Press 2012), 14 FIRST AM. L. REV. 200 (2016).

**Does it Matter *How* One Opposes Memory Bans? A Critical Commentary on *Liberté pour l'Histoire's* Opposition to French Memory Laws**, 15 WASH. U. GLOBAL STUD. L. REV. 55 (2016).

**Flemming Rose's Rejection of the American Free Speech Canon and the Poverty of Comparative Constitutional Theory**, 39 BROOK. J. INT'L L. 657 (2014).

**Why Do Europeans Ban Hate Speech? A Debate between Karl Loewenstein and Robert Post**, 41 HOFSTRA L. REV. 545 (2013).

**Who's the Fascist? Uses of the Nazi Past at the Geert Wilders Trial**, 14 OREGON INT'L L. REV. 279 (2012).

**A Margin of Appreciation for Muslims? Viewing the Defamation of Religions Debate through *Otto-Preminger-Institut v. Austria* (1994)**, 5 U. CHARLESTON L. REV. 401 (2011).

**Are Muslims the New Catholics? Europe's Headscarf Laws in Comparative Historical Perspective**, 21 DUKE J. COMP. & INT'L L. 567 (2011).

**Islam Symposium: An Introduction**, 7 U. ST. THOMAS. L. J. VII (2010).

**Flemming Rose, the Danish Cartoon Controversy, and the New European Freedom of Speech**, 40 CAL. W. INT'L L. J. 253 (2010).

**The Danish Cartoon Controversy and the Rhetoric of Libertarian Regret**. 16 U. OF MIAMI INT'L AND COMP. L. REV. 151 (2009).

**The Danish Cartoon Controversy and the Exclusivist Turn in European Civic Nationalism**, STUDIES IN ETHNICITY AND NATIONALISM, Vol. 8, No. 3 (2008), pp. 524-42 (peer-reviewed).

**The Headscarf as Threat: A Comparison of German and American Legal Discourses**, 40 VAND. J. TRANSNAT'L L. 417 (2007).

**The Legal Regulation of Cross Burning and Holocaust Denial in Comparative Perspective**, 83 U. DET. MERCY L. REV. 163 (2006).

**Rebuttal vs. Unmasking: Legal Strategy in R. v. Zundel**, PATTERNS OF PREJUDICE, Vol. 34, No. 3 (July 2000), pp. 1-15 (peer-reviewed).

**Informal Censorship of Holocaust Revisionism in the United States and Germany**, 9 GEO. MASON U. CIV. RTS. L.J. 125 (1998).

*Selected SSRN and ResearchGate Papers:*

**Masks, Culture Wars, and Public Health Expertise: Confessions of a Mask 'Expert'** U. of St. Thomas Legal Studies Research Paper, No. 20-08 (posted Jul. 8, 2020). Available at <https://ssrn.com/abstract=3644610>

**Mask Bans as Expressions of Memory Politics in the United States** (posted May 8, 2019). Available at SSRN: <https://ssrn.com/abstract=3434689>.

**Free Speech, Official History, and Nationalist Politics, Toward A Typology of Objections to Memory Laws**, U. of St. Thomas Legal Studies Research Paper, No. 18-25 (posted Dec. 12, 2018). Available at <https://ssrn.com/abstract=3299751>.

**Ferguson, Charlottesville and Social Media: The Changing Nature of Memory Politics in the United States**, (posted April 2018). Available on ResearchGate at [https://www.researchgate.net/publication/324759975 Charlottesville Ferguson and Laws Affecting Memory in the United States](https://www.researchgate.net/publication/324759975_Charlottesville_Ferguson_and_Laws_Affecting_Memory_in_the_United_States).

**The Acquittal of Geert Wilders and Dutch Political Culture**, U. of St. Thomas Legal Studies Research Paper, No. 11-31 (posted Nov. 8, 2011). Available at SSRN: <https://ssrn.com/abstract=1956192> or <http://dx.doi.org/10.2139/ssrn.1956192>.

**Tragedy, Farce or Legal Mobilization? The Danish Cartoons in Court in France and Canada**, U. of St. Thomas Legal Studies Research Paper, No. 10-21 (posted Aug. 30, 2010). Available at SSRN: <https://ssrn.com/abstract=1666980> or <http://dx.doi.org/10.2139/ssrn.1666980>.

**News Value, Islamophobia, or the First Amendment? Why and How the Philadelphia Inquirer Published the Danish Cartoons**, U. of St. Thomas Legal Studies Research Paper, No. 10-07 (posted Feb. 9, 2010). Available at SSRN: <https://ssrn.com/abstract=1548705> or <http://dx.doi.org/10.2139/ssrn.1548705>.

**Hate Speech and National Identity: The Case of the United States and Canada**, U. of St. Thomas Legal Studies Research Paper, No. 8-02 (posted: March 10, 2008). Available at SSRN: <https://ssrn.com/abstract=1104478> or <http://dx.doi.org/10.2139/ssrn.1104478>.

*Other Publications:*

Entries on “*Beaubarnais v. Illinois*,” “*Chaplinsky v. New Hampshire*,” “Clear and Present Danger Test,” “Hate Speech,” “Military and the Constitution,” “Parades,” “*Pennsylvania v. Nelson*,” “*R.A.V. v. St. Paul*,” and “*Schenck v. United States*,” for THE ENCYCLOPEDIA OF THE UNITED STATES CONSTITUTION (Facts on File, 2009).

Entries on “Anti-mask laws,” “Cross burning,” “Virginia v. Black,” “Holocaust denial,” “De Scandalis Magnatum,” “Islam and the First Amendment,” “*United States v. Ballard*,” and “*Serbian Eastern Orthodox Dioceses v. Milivojevic*” for THE ENCYCLOPEDIA OF THE FIRST AMENDMENT, (Congressional Quarterly Press, 2008).

*The Dilemmas of Prosecuting Holocaust Deniers: A Comparative Perspective*, FOCUS ON LAW STUDIES, Vol. 22, No. 1. (2006)(invited).

Entries on “Adversarial vs. Inquisitorial Legal Systems,” Civil Law Systems,” “Conscientious Objection,” “Gravity of the Evil,” “*Stromberg v. California*,” “Seditious Libel” and “Torture” for David Schultz and John R. Vile eds. ENCYCLOPEDIA OF CIVIL LIBERTIES IN AMERICA, (M.E. Sharpe, 2005).

### **Presentations and Conferences**

“The Semiotics of Critical Race Theory Bans and Memory Laws,” to be presented at the 23<sup>rd</sup> International Roundtable for Semiotics and Law, hosted by Pontifica Università Antonianum, Rome, Italy, May 2023.

“Are Holocaust Denial Laws and CRT Bans the Same?” to be presented at the Second Annual Conference on Law and Antisemitism, Lewis and Clark Law School, Portland, OR, March 2023.

“Colorblind Originalism, CRT Bans, and Memory Laws,” University of St. Thomas Faculty Colloquium, November 2022.

“The Hijab Row in Karnataka, Egalitarian Uniformity and the Right to Adorn One’s Face,” Loyola Constitutional Law Colloquium, Chicago, IL, November 2022.

“Mask Wearing, COVID and Social Control, The Soviet Hujum of 1927 and the COVID Mask Wars,” University of St. Thomas Faculty Colloquium, April 2022.

Discussant, Media Law & Scholars Conference, Harvard University, January 2022 (virtual meeting).

“Masks as Semiotic Expressions of Hate,” presented at the University of St. Thomas Faculty Colloquium, November 2021.

“Masks, Face Veil Bans and ‘Living Together,’ What’s Privacy Got to Do with It?,” presented at the Privacy Discussion Forum, Budapest June 2021 (virtual meeting).

“‘My Face, My Choice?’ – Mask Mandates, Bans, and Burqas in the Covid Age,” presented at the University of St. Thomas Faculty Colloquium, Minneapolis, MN, February 2021.

“The Brandenburg moment and the challenge of extremist speech,” presented at the International Centre for Counter Terrorism Workshop on Freedom of Speech vs. Extremist Hate Speech, The Hague (virtual), November 2020.

“Material support for terrorism – An exception to freedom of speech?,” International Centre for Counter-Terrorism Live Briefing, “A Thin Line: Freedom of Expression Vis-à-vis (Extremist) Hate Speech,” The Hague, October 2020.

“Masks in the Age of the Coronavirus: Good for health, but not for faith,” St. Thomas University Faculty Slam, March 2020.

“Mask Bans, the Klan and Hiding White Supremacy: Lessons from Belgium,” Loyola Constitutional Law Colloquium, November 2019.

“Distancing Oneself from the Klan: Mask Laws and the Limits of Universalist Memory Politics?,” Memory Laws in Europe and Beyond: Toward Ethical Governance of Historical Narratives, Kent School of International Studies, Brussels, Belgium, May 2019.

“It is Time to Unmask Mask Laws,” University of St. Thomas Faculty Forum, March 2019.

Governance of Historical Memory in Comparative Perspectives (participant), Book Launch and Academic Workshop, T.M.C. Asser Institut, The Hague, October 2018.

“A Typology of Objections to Memory Laws,” Workshop on Circulating across Europe? Transgressive Narratives about the Past,” Harvard University, August 2018.

Free Speech and Media Law Discussion Forum (participant), Luxembourg City, June 2018 (sponsored by several universities including Pázmány Peter (Budapest), University of Paris I (Sorbonne) and Louis D. Brandeis School of Law (Louisville)).

“Ferguson, Charlottesville and Social Media: The Changing Nature of Memory Politics in the United States,” University of St. Thomas Faculty Forum, April 2018.

“Ferguson, Charlottesville and Social Media: The Changing Nature of Memory Politics in the United States,” Legal Governance of Historical Memory in Comparative Perspective, Center for the Study of Law and Society, University of California Berkeley, April 2018.

“Five Thoughts about the Repeal of Denmark’s Blasphemy Ban,” Loyola Constitutional Law Colloquium in Chicago, Illinois, November 2017.

“Campus Speech in Uncertain Times – Hopes and Challenges,” St. Thomas Law Journal Editor in Chief Lecture (moderator), University of St. Thomas, Minneapolis, MN, November 2017.

“Denial, Memory Bans and Social Media” presented at Memory Laws: Criminalizing Historical Narrative, conference sponsored by the Columbia University Institute for the Study of Human Rights, New York, NY, October 2017.

Free Speech and Media Law Discussion Forum (participant), Budapest, Hungary, June 2017 (sponsored by several universities including Pázmány Peter (Budapest), University of Paris I (Sorbonne) and Louis D. Brandeis School of Law (Louisville)).

“Hate Speech, Democratic Legitimacy and the Age of Trump (Book Review of Eric Heinze, *Hate Speech and Democratic Citizenship*, Oxford University Press 2016),” at the St. Thomas Law School Faculty Forum, April 2017.

“Will the Executive Orders on Immigration Hold up in Court?,” (panel discussion), Murphy Institute, University of St. Thomas, February 2017.

“Free Speech, Democratic Legitimacy, and the post-Ferguson chill on Black Lives Matter speech,” Loyola Constitutional Law Colloquium, Chicago, IL, November 2016.

“European Memory Laws in Comparative Perspective, Legislating and Judging History” (conference participant), Access Europe Conference, Amsterdam, the Netherlands, June 2016.

“Multiculturalism, Migration, and Asylum in Germany” (panel discussion), co-sponsored by the Germanic American Institute and Global Minnesota, St. Paul, MN, April 2016.

“70 X 7 Times? On Hate Speech and Forgiveness” (panel discussion), Murphy Institute, St. Thomas University, Minneapolis, MN, February 2016.

“Blasphemy, Ferguson and Me,” University of St. Thomas Faculty Colloquium, Minneapolis, MN, December 2015.

“The End of Blasphemy? A Critical Perspective,” Loyola Constitutional Law Colloquium, Chicago IL, November 2015.

“Should it matter where genocide denial is banned? A critique of the nexus argument,” Law and Society, Seattle Washington, May 2015.

“Can the Law Understand the Harm of Holocaust Denial,” University of St. Thomas Faculty Forum, April 2015.

“Offensive symbols and hate speech law: Where to draw the line? An American perspective,” Media Freedom and Regulation in the New Media World, Budapest, Hungary, April 2015 (sponsored by the Hungarian Academy of Sciences).

“The Meaning of V-E Day 70 years later,” part of “Perspectives: WWII and the Law” event, University of St. Thomas, April 2015 (sponsored by the Jewish Law Students Association; the Louis D. Brandeis Association and the Twin Cities Chapter of the Cardozo Law Society).

“Can the Law Understand the Harm of Holocaust Denial,” Conference on Denialism and Human Rights, Maastricht University, the Netherlands, January 2015.

“Does it Matter *How* One Opposes Hate Speech Bans? A Critical Commentary on *Liberté pour l’Histoire’s* opposition to French Memory Laws,” Law and Society, Minneapolis, MN, May 2014.

“French Memory Laws and the Place of Comparative Law in the Debate over Hate Speech Regulation,” Fourth Annual Constitutional Law Colloquium, Chicago IL, November 2013.



“Karl Loewenstein, Robert Post, and the Ongoing Conversation between Europe and America over Hate Speech Laws,” Third Annual Constitutional Law Colloquium, Chicago IL, November 2012.

“Who’s the Fascist? Uses of the Nazi Past at the Geert Wilders Trial,” University of St. Thomas Colloquium, February 2012.

“The Acquittal of Geert Wilders and Dutch Political Culture,” Twin Cities Law and Society Conference, Minneapolis, MN, October 2011.

“A Margin of Appreciation for Muslims? Viewing the Defamation of Religions Debate through *Otto-Preminger-Institut v. Austria* (1994),” Law and Society, San Francisco, CA, June 2011.

“Political Perspective: Free Speech, Hate, Truth, and Denial” (panelist) at conference promoting GENOCIDE DENIALS AND THE LAW, Université Paris 1 Panthéon Sorbonne, Paris, France, May 2011.

“Tragedy, Farce or Legal Mobilization? The Danish Cartoons in Court in France and Canada,” Law and Society, Chicago, IL, May 2010.

“Closing Remarks” delivered at University of St. Thomas Law Journal Symposium: “Islamic Law and Constitutional Liberty,” April, 2010.

“The U.S. Debate over the Republishing of the Danish Cartoons,” Islam and the Media Conference, University of Colorado School of Journalism, Boulder, CO, January 2010.

“Flemming Rose, the Danish Cartoon Controversy, and the New Freedom of Speech,” Minnesota Law and Society Meeting, Minneapolis, MN, October, 2009.

“Responding to Client Emails: A Way to Incorporate Letter Writing into the First Year Legal Writing Curriculum,” Northwest Regional Legal Writing Conference, Portland, OR, August 2009.

“Holocaust Denial and Hate Speech,” Law and Society, Denver, Colorado, May 2009.

“Criminalizing Denial: Legal and Ethical Perspectives” (panelist) at *Conference on Holocaust Denial* sponsored by the Remarque Institute, Ecole Normale Supérieure, Paris, France, November 2008.

“The Danish Cartoon Controversy and the Rhetoric of Libertarian Regret,” Biannual Retreat of the Institute for Legal Studies, Madison, Wisconsin, September 2008.

“Are Muslims the New Catholics? Europe’s Anti-Headscarf Laws in Comparative Historical Perspective,” Law and Society, Montreal, Canada, May 2008.

“The Danish cartoon controversy and the return of ethnic nationalism to the heart of Europe,” Association for the Study of Ethnicity and Nationalism, London, England, April 2008.

“Why there was no Cartoon Controversy in the United States,” First Northeast Meeting of the Law and Society Association, Amherst, MA, May 2007.

“The Headscarf as Threat: A Comparison of German and American Discourses,” Law and Society, Baltimore, MD, July 2006.

“The Origins of Holocaust Studies” (panelist), Museum of Jewish Heritage, New York, NY, May 2006.

“Rights, Riots and Responsibilities: the Mohammed Cartoons” (panelist), Manhattanville College, April 2006.

“Historians and the Court: A Case Study of *Virginia v. Black*,” Law and Society, Las Vegas, NV, June 2005.

Speaker, Washington College of Law, American University, April 2005 (topic: Holocaust Denial and the Law).

Speaker, Harvard Law School, March 2005 (topic: Holocaust Denial and the Law).

Panelist, Conference on Antisemitism and the Contemporary Jewish Condition, University of Judaism, Los Angeles, CA, October 2004 (topic: Holocaust Denial in the Arab world).

“Cross Burning and Holocaust Denial: The Development of Hate Speech Law in Germany and the United States,” Law and Society, Pittsburgh, PA, June 2003.

“How Canadians and Americans Justify Their Positions on Hate Speech,” Law and Society, Vancouver, Canada, May 2002.

“Holocaust Denial Prosecutions in a Liberal Society: France under the Gayssot Law,” Law and Society, Miami, FL, May 2000.

“Sentencing at Political Trials: The Case of Holocaust Revisionists,” Sentencing and Society, Glasgow, Scotland, June 1999.

“Political Justice: Insult or Frame of Analysis?” Law and Society, Chicago, IL, May 1999.

“Who Prosecutes Holocaust Revisionists and Why?” American Political Science Association, Boston, MA, September 1998.

“Sending the Right Message: Sentencing Holocaust Revisionists in Canada and Germany,” New England Political Science Association, Worcester, MA, May 1998.

“Who Takes the Blame? Scapegoating, Legal Responsibility and the Prosecution of Holocaust Revisionists in the Federal Republic of Germany,” New York Political Science Association, Albany, NY, May 1998.

“The Elusive Truth: Hannah Arendt and the Politics of Proof,” Northeastern Political Science Association, Philadelphia, PA, November 1997.

“Free Speech, *Verfassungsschutz*, and the Informal Censorship of Holocaust Revisionism in the United States and Germany,” Northeastern Political Science Association, Philadelphia, PA, November 1997.

“Holocaust Denial as Comparative Political Litigation,” Berlin Program Seminar, Free University of Berlin, Germany, April 1997.

“*R. v. Zundel* and the Politics of Prosecuting Holocaust Deniers,” Fifteenth Annual Conference on the Holocaust, Millersville University, Millersville, PA, April 1996.

“Defending the Truth in Court: Holocaust-Denial Litigation in France and Canada,” New York State Political Association annual meeting, Ithaca, NY, March 1996.

“Proving the Holocaust in Canada: *R. v. Zundel*,” Law and Society, Toronto, Canada, June 1995.

“Institutional Liberalism, Contingency, and Comparison: Judicial Protection of Jehovah’s Witnesses in the United States and Zambia,” Hopkins All-University Seminar on Africa, Washington, DC, March 1993.

## **Media**

Appeared on Vineeta Sawkar’s morning show to discuss overturning of the CDC mask mandate on airplanes, WCCO Radio (Twin Cities), Apr. 19, 2022.

Quoted in Dan Glaun, “Germany’s Laws on Hate Speech, Nazi Propaganda and Holocaust Denial: An Explainer,” PBS Frontline, July 1, 2021.

Quoted in Thomas Fuller, “Debate Over Mask Laws to Deter the Ku Klux Klan Resurfaces,” NEW YORK TIMES, June 5, 2021.

Quoted in Farhad Manjoo, “Trump Can Still Make a Difference on Masks,” NEW YORK TIMES, Sept. 30, 2020.

Interviewed by Sharon Yoo, “Take a stand with a mask? How did it become this way? KARE-11 NEWS, July 27, 2020.

Quoted by Kyle Brown, “Gov. Tim Walz orders masks be worn in indoor public places across Minnesota, KSTP, July 22, 2020.

“Can Governments Force People to Wear Masks,” Wisconsin Public Radio, July 2, 2020 (interview/talk show).

Quoted in Jermaine Ong and Lindsey Pena, “Some San Diegans push for end of San Diego County mask requirement,” ABC10 News: San Diego, June 16, 2020.

Quoted in “Editorial: Drawing that Line,” NORTHWEST ARKANSAS DEMOCRAT GAZETTE, June 16, 2020.

Quoted in John Woolfolk, “Coronavirus: Why are we at war over face masks?,” SAN JOSE MERCURY NEWS, June 13, 2020.

Quoted in David Hochman, “The New Normal: What Comes After Covid-19? Experts predict how the pandemic will change our lives,” AARP: THE MAGAZINE, June 8, 2020.

Quoted in Bruce Selcraig, “Wearing a mask – or not—becomes political for some Texans,” SAN ANTONIO EXPRESS NEWS, May 26, 2020.

Quoted in Riley Vetterkind, “Face masks becoming a symbol of the Covid-19 era,” WISCONSIN STATE JOURNAL, May 20, 2020.

“Texas’ pandemic response is tangled up in culture wars (and no one is surprised),” Dallas Williams, Texas Public Radio, May, 12, 2020 (interview/talk show).

Quoted in Ronald J. Hansen, “Wearing a mask, or not wearing one, is becoming a political statement, ARIZONA REPUBLIC, May 8, 2020.

Quoted in Andy Markowitz, 10 things the pandemic has changed for good,” AARP: Healthy Living, May 4, 2020.

Quoted in Marc Fisher, Clarence Williams, and Lori Rozsa, “Will Americans wear masks to prevent coronavirus spread? Politics, history, race and crime figure into tough decision,” WASHINGTON POST, Apr. 18, 2020

Quoted in Janae Pierre, “Experts: Alabama’s Mask Law is Outdated,” WBHM: Public Radio for the Heart of Alabama, Jan. 16, 2019.

Quoted in Miguel Otárola, “Police get search warrant for everyone who Googled Edina Resident’s Name,” *Minneapolis Star-Tribune*, Mar. 18, 2017.

Interviewed on FOX-9 (Twin Cities) about the Charlie Hebdo attacks, Jan. 2015

“The Rise of Fascism in India,” Interview on Radio Islam (Chicago), May 19, 2014.

“How Hate Speech is dealt with in America and Europe,” Interview on Radio Islam (Chicago), May 14, 2014.

Quoted in Nancy Crotti, "Tips to whip your writing into shape," Minnesota Lawyer, May 12, 2014.

Quoted in Jane Paulick, "Germany moves to silence Holocaust Deniers in Europe," DW, September 19, 2007.

"Why Europeans Criminalize Holocaust Denial," The Jewish Week, March 2006 (op-ed).

### **Legal Experience**

**Harlem Legal Services, Staff Attorney, 1990-91.** Managed active Social Security case docket; represented clients at agency hearings and in federal court. Litigated attorneys' fees under the Equal Access to Justice Act.

**The Honorable Leonard I Bernikow, Magistrate Judge, Southern District of New York, Law Clerk, 1989-90.** Prepared drafts of over 25 Report and Recommendations (including habeas petitions, social security appeals, and motions to dismiss in securities fraud cases).

### **Bar Admissions and Languages**

Admitted to New York Bar (inactive in Maryland)  
Reading Knowledge of French and German