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profiles/jacobi-profile.html

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ACADEMIC EMPLOYMENT**Emory University**

School of Law

Political Science Department

Professor and Sam Nunn Chair

in Legal Ethics & Professionalism 2022–

Courtesy appointment 2022–

Northwestern University

Northwestern Pritzker School of Law

Professor 2008–2022

Stanford Clinton & Zylpha Kilbride

Clinton Research Professor 2019–2021

William G. & Virginia K. Karnes

Research Professor 2014–2016

Associate Professor 2007–2008

Assistant Professor 2004–2007

Affiliated Faculty Member 2005–2022

Ford Center, Kellogg School of

Management

Searle Center

Affiliated Faculty Member 2011–2022

Stanford University

Hoover Institute

Fellow Spring 2012

Hoover Institute

Fellow Spring 2013

Department of Political Science

Lecturer Summer 2003

University of Melbourne

Law School

Visiting Scholar Spring 2013

University of Virginia

School of Law

Visiting Associate Professor Spring 2008

EDUCATION

Ph.D.	Stanford University, Political Science Department <i>Dissertation: "The Judiciary's Strategic Interactions with the Elected Branches in the U.S. Political System"</i> <i>Committee: John Ferejohn, Barry Weingast, Jeff Strnad</i>	2004
M.A.	Univ. of California, Berkeley, Political Science Department	2000
LL.B.(~J.D.)	Australian National University; with 1 st Class Honors	1999
B.A.	Australian National University; with 1 st Class Honors	1996

IMPACT STATISTICS

Academic Publications: 59

Periodical Op Eds: 19

Citations: 1,755 total, 805 in the last 5 years

Downloads: SSRN: 14,687; BePress: 6,499

H-Index: 27

PUBLICATIONS

Articles & Book Chapters

59. Tonja Jacobi & Riley Clifton, *The Law of Disposable Children: Interrogations in Schools*, 75 ALABAMA LAW REVIEW __ (forthcoming 2024)
58. Tonja Jacobi & Clare Gaynor Willis, *Pyrrhic Victories: The Mirage of Winning at the Supreme Court*, 109 IOWA LAW REVIEW __ (forthcoming 2024)
57. Tonja Jacobi & Matthew Sag, *Supreme Court Interruptions and Interventions: The Changing Role of the Chief Justice*, 103 BOSTON UNIVERSITY LAW REVIEW __ (forthcoming 2023)
56. Tonja Jacobi, Zoë Robinson & Patrick Leslie, [Comparative Exceptionalism? Strategy and Ideology in the High Court of Australia](#), 70 American Journal of Comparative Law __ (forthcoming 2023)
55. Tonja Jacobi & Riley Clifton, [The Law of Disposable Children: Discipline in Schools](#), 2023 UNIVERSITY OF ILLINOIS LAW REVIEW __ (forthcoming 2023)
- profiled in THE CRIME REPORT
54. Tonja Jacobi & Addie Maguire, [Searches Without Suspicion: Avoiding a Four Million Person Underclass](#), 48 B.Y.U. LAW REVIEW __ (forthcoming 2023)

53. Tonja Jacobi, [The Role of Theory in Empirical Legal Studies](#), 1 COMPARATIVE CONSTITUTIONAL STUDIES __ (forthcoming 2023)
- methodologies symposium
52. Eve Rinsgmuth, Matthew Sag, Timothy Johnson & Tonja Jacobi, [SCOTUS in the Time of COVID: The Evolution of Justice Dynamics during Oral Arguments](#), 45 Journal of Law & Policy 66–80 (2023)
51. Tonja Jacobi & Elliot Louthen, [The Corrosive Effect of Inevitable Discovery on the Fourth Amendment](#), 171 University of Pennsylvania Law Review 1–75 (2022)
50. Tonja Jacobi & Riley Clifton, *The Law of Disposable Children: Searches in Schools*, 13 UC IRVINE LAW REVIEW 205–262 (2022)
49. Tonja Jacobi & Dustin Stonecipher, *A Solution for the Third-Party Doctrine in a Time of Data Sharing, Contract Tracing, and Mass Surveillance*, 97 NOTRE DAME LAW REVIEW 823–896 (2022)
48. Tonja Jacobi, Timothy Johnson, Eve Rinsgmuth & Matthew Sag, *Oral Argument in the Time of COVID: The Chief Plays Calvinball*, 30 SOUTHERN CALIFORNIA INTERDISCIPLINARY LAW JOURNAL 399–459 (2021)
47. Tonja Jacobi & Ross Berlin, *Terry Stops in the Shadow of Exclusion*, 47 SEARCH AND SEIZURE LAW REPORT 95–105 (2021)
46. Tonja Jacobi, Zoë Robinson & Patrick Leslie, *Querying the Gender Dynamics of Interruptions at Australian Oral Argument*
4 UNIVERSITY OF NEW SOUTH WALES LAW JOURNAL FORUM 1 (2020)
- profiled in FINANCIAL REVIEW & SYDNEY MORNING HERALD
45. Tonja Jacobi & Matthew Sag, *Taking Laughter Seriously at the Supreme Court*, 72 VANDERBILT LAW REVIEW 1423 (2019)
- profiled in NATIONAL LAW JOURNAL, ABA JOURNAL
44. Alvaro Bustos & Tonja Jacobi, *Judicial Choice among Cases for Certiorari*, 27 SUPREME COURT ECONOMIC REVIEW 117–154 (2019)
- The Public Choice Analysis of the Legal System special issue
- research analysis in Scott Baker, *Commentary on Judicial Choice among Cases for Certiorari*, 27 SUPREME COURT ECONOMIC REVIEW __ (forthcoming 2019)
43. Tonja Jacobi & Matthew Sag, *The New Oral Argument: Justices as Advocates*, 94 NOTRE DAME LAW REVIEW 1161–1253 (2019)
- research analysis in WASHINGTON POST
- profiled in NATIONAL LAW JOURNAL; KJZZ (see media, p5)
42. Tonja Jacobi & Kyle Rozema, *Judicial Conflicts and Voting Agreement: Evidence from Interruptions at Oral Argument*
59 BOSTON COLLEGE LAW REVIEW 2259–2317 (2018)
- profiled in SCOTUSBLOG & FINDLAW (see media, below)

41. Tonja Jacobi & Ross Berlin, *Supreme Irrelevance: The Court's Abdication in Criminal Procedure Jurisprudence*
51 UC DAVIS LAW REVIEW 2033–2127 (2018)
– research analysis in AEON
– profiled in THE OUTLINE (see media, below)

40. Tonja Jacobi, Sonia Mittal and Barry R. Weingast, *Judicial Review and the Self-Stabilizing Constitution*, Comparative Judicial Review (Erin F. Delaney and Rosalind Dixon, Eds.) (Edward Elgar Press) 185–203 (2018)

39. Tonja Jacobi & Dylan Schweers, *Justice, Interrupted: The Effect of Gender, Ideology and Seniority at Supreme Court Oral Arguments*
103 VIRGINIA LAW REVIEW 1379–1485 (2017)
– research analysis in WASHINGTON POST, SCOTUSBLOG, HARVARD BUSINESS REVIEW, AEON
– profiled in multiple media outlets: NEW YORK TIMES, FORTUNE et al (see media, below)
– cited in S.E.C. v. Adams, 3:18-CV-252-CWR-FKB
– reprinted in HANNAH BRENNER & RENEE KNAKE, GENDER, POWER, LAW, AND LEADERSHIP (West Academic) (2020), 242–254.

38. Tonja Jacobi, *The Future of Terry in the Car Context*
15 OHIO STATE JOURNAL OF CRIMINAL LAW 89–112 (2017)
– Terry at 50 symposium

37. Tonja Jacobi, *Miranda 2.0*
50 UC DAVIS LAW REVIEW 1–85 (2016)
– profiled in CHICAGO DAILY LAW BULLETIN (see media, below)

36. Jesse-Justin Cuevas & Tonja Jacobi, *The Hidden Psychology of Constitutional Criminal Procedure*
37 CARDOZO LAW REVIEW 2161–2237 (2016)
– profiled in KUAF, *Subtle Differences in Legal Procedures* (see media, below)

35. Joshua Fischman & Tonja Jacobi, *The Second Dimension of the Supreme Court*
57 WILLIAM & MARY LAW REVIEW 1671–1715 (2016)

34. Alvaro Bustos & Tonja Jacobi, *A Theory of Judicial Retirement*
17 AMERICAN LAW AND ECONOMICS REVIEW 529–565 (2015)

33. Tonja Jacobi, Sonia Mittal & Barry R. Weingast, *Creating a Self-Stabilizing Constitution: The Role of the Takings Clause*
110 NORTHWESTERN UNIVERSITY LAW REVIEW 601–638 (2015)
– constitutional design symposium

32. Alvaro Bustos & Tonja Jacobi, *Communicating Judicial Retirement*
43 INTERNATIONAL REVIEW OF LAW AND ECONOMICS 107–118 (2015)

31. Tonja Jacobi & Jonah Kind, *Criminal Innovation and the Warrant Requirement: Reconsidering the Rights-Police Efficiency Trade-off*
56 WILLIAM AND MARY LAW REVIEW 759–832 (2015)
30. Tonja Jacobi & Eugene Kontorovich, *Why Judges Always Vote*
43 INTERNATIONAL REVIEW OF LAW AND ECONOMICS 190–199 (2015)
29. Tonja Jacobi, Song Richardson & Gregory Barr, *The Attrition of Rights under Parole*
87 SOUTHERN CALIFORNIA LAW REVIEW 887–976 (2014)
28. Alvaro Bustos & Tonja Jacobi, *Strategic Judicial Preference Revelation*
57 JOURNAL OF LAW AND ECONOMICS 113–137 (2014)
27. Tonja Jacobi, *Obamacare as a Window on Judicial Strategy*
80 TENNESSEE LAW REVIEW 763–845 (2014)
26. Tonja Jacobi, *A Strategy of Increasing Judicial Power in NFIB v. Sebelius, THE AFFORDABLE CARE ACT: PHILOSOPHICAL AND LEGAL IMPLICATIONS* (Fritz Allhoff & Mark Hall Eds.) (Routledge), 89–102 (2014)
25. Tonja Jacobi & Jeff Vandam, *The Filibuster and Reconciliation: The Future of Majoritarian Lawmaking in the U.S. Senate*
47 UC DAVIS LAW REVIEW 261–342 (2013)
– cited in *Common Cause v. Biden*, U.S. Court of Appeals, D.C. Circuit, (2014) (No. 12-5412)
24. David Haddock, Tonja Jacobi & Matthew Sag, *League Structure & Stadium Rent Seeking – the Antitrust Role Revisited*
65 FLORIDA LAW REVIEW 1 (2013)
23. Tonja Jacobi, *The Exclusionary Rule: Its Effect on Innocence and Guilt, THE CONSTITUTION AND CRIMINAL JUSTICE: A PROGRESSIVE AGENDA* (John T. Parry and L. Song Richardson, Eds.) (Cambridge), 75–92 (2013)
22. Tonja Jacobi, *The Law and Economics of the Exclusionary Rule,*
87 NOTRE DAME LAW REVIEW 585–675 (2012)
21. Frank Cross, Tonja Jacobi & Emerson H. Tiller, *A Positive Political Theory of Rules and Standards*
2012 UNIVERSITY OF ILLINOIS LAW REVIEW 1–41 (2012)
20. Lee Epstein & Tonja Jacobi, *The Strategic Analysis of Judicial Decisions*
6 ANNUAL REVIEW OF LAW AND SOCIAL SCIENCE, 341–358 (2011)
19. Tonja Jacobi, *The Judiciary,*
PUBLIC CHOICE AND PUBLIC LAW (Dan Farber and Anne Joseph O'Connell, Eds.);
Research Handbooks in Law and Economics series (Richard Posner and Francesco Parisi, Eds.) (Edward Elgar Publishing), 234–260 (2010)

18. Vanessa A. Baird & Tonja Jacobi, *How the Dissent Becomes the Majority: Using Federalism to Transform Coalitions in the U.S. Supreme Court*
59 DUKE LAW JOURNAL 183–238 (2009)
17. Tonja Jacobi, *Competing Theories of Coalition Formation and Case Outcome Determination*,
1 JOURNAL OF LEGAL ANALYSIS 411–458 (2009)
16. Tonja Jacobi, *The Role of Politics and Economics in Explaining Variation in Litigation Rates in the U.S. States*,
38 JOURNAL OF LEGAL STUDIES 205–233 (2009)
15. Vanessa A. Baird & Tonja Jacobi, *Judicial Agenda Setting through Signaling and Strategic Litigant Responses*
29 JOURNAL OF LAW AND POLICY 215–239 (2009)
– empirical legal studies symposium
14. Tonja Jacobi & Matthew Sag, *Taking the Measure of Ideology: Empirically Measuring Supreme Court Cases*
98 THE GEORGETOWN LAW JOURNAL 1–75 (2009)
13. Matthew Sag, Tonja Jacobi & Maxim Sytch, *Ideology and Exceptionalism in Intellectual Property – An Empirical Study*
97 CALIFORNIA LAW REVIEW 801–856 (2009)
12. Lee Epstein & Tonja Jacobi, *Super Medians*
61 STANFORD LAW REVIEW 37–100 (2008)
11. Tonja Jacobi, *The Judicial Signaling Game: How Judges Strategically Shape Their Dockets*,
16 SUPREME COURT ECONOMIC REVIEW 1–38 (2008)
10. Tonja Jacobi & Gwendolyn Carroll, *Acknowledging Guilt: Forcing Self-Identification in Post-Conviction DNA Testing*,
102 NORTHWESTERN UNIVERSITY LAW REVIEW 263–306 (2008)
9. Tonja Jacobi & Emerson H. Tiller, *Legal Doctrine and Political Control*,
23 JOURNAL OF LAW, ECONOMICS, AND ORGANIZATION 326–345 (2007)
8. Tonja Jacobi, *The Subtle Unraveling of Federalism: The Illogic of Using State Legislation as Evidence of an Evolving National Consensus*,
84 NORTH CAROLINA LAW REVIEW 1089–1158 (2006)
– cited in Supreme Court Brief for Respondents, *Baze v. Rees* (2007), relied on in Justice Alito's concurrence
7. Rui de Figueiredo, Tonja Jacobi & Barry R. Weingast, *The New Separation of Powers: Integrating the Study of American Politics*,
HANDBOOK OF POLITICAL ECONOMY (Barry R. Weingast and Donald Wittman, eds.)
(New York: Oxford University Press), 199–222 (2006)

6. Tonja Jacobi, *Cruel and Unusual Punishment*,
ENCYCLOPEDIA OF AMERICAN CIVIL LIBERTIES, (Paul Finkelman, Ed.) (Routledge) (2006)
5. Tonja Jacobi, *Sharing the Love: The Political Power of Remedial Delay in Same-Sex Marriage Cases*,
15 LAW & SEXUALITY 11–58 (2006)
4. Tonja Jacobi, *How Massachusetts Got Gay Marriage: The Intersection of Popular Opinion, Legislative Action and Judicial Power*,
15 JOURNAL OF CONTEMPORARY LEGAL ISSUES 219–241 (2006)
3. Tonja Jacobi, *The Impact of Positive Political Theory on Old Questions of Constitutional Law and the Separation of Powers*,
100 NORTHWESTERN UNIVERSITY LAW REVIEW 259–278 (2006)
– centennial symposium
2. Tonja Jacobi, *The Senatorial Courtesy Game: Explaining the Norm of Informal Vetoes in ‘Advice and Consent’ Nominations*,
30 LEGISLATIVE STUDIES QUARTERLY 193–217 (2005)
– cited in *The Economist*, *Donald Trump is poised to paint America’s judiciary red*, Jan. 3, 2017
(www.economist.com/blogs/democracyinamerica/2017/01/reshaping-courts)
1. Tonja Jacobi, *Same-Sex Marriage: Implications of Legislative Remand for the Judiciary’s Role*,
26 VERMONT LAW REVIEW 381–406 (2002)
– cited in *Vermont Civil Unions Legislation* (15 V.S.A. @ 1201) (2006) & *Vermont Marriages and Licenses Legislation* (18 V.S.A. @ 5131) (2006)
– republished in *GENERAL ASSEMBLY OF MARYLAND, COMPILATION ON STATE LEGISLATURES AS AN INSTITUTION*, October 2002

PERIODICAL OP EDs

I am the author of *Questions Presented*, a regular column in Bloomberg Law, since April 2023. *Questions Presented* examines thorny issues facing the US Supreme Court and ethics in the legal profession.

19. Tonja Jacobi, [Thomas Gives Himself a Pass, But Judges Others by the Book](#), BLOOMBERG, April 21, 2023
18. Tonja Jacobi, [Female Justices Still Interrupted at Argument, But Barrett Less](#), BLOOMBERG, Mar. 30, 2023
17. “Supreme Court justices now have to show us where the money is from,” in [More Judicial Reforms Are Needed, But Observers Diverge on Scope](#), BLOOMBERG, Mar. 30, 2023

16. Tonja Jacobi & Warren Snead, [In voting rights battle, moderate Republicans are allowed to duck the issue](#), CHICAGO TRIBUNE, Jan. 24, 2022
15. Tonja Jacobi, [This Supreme Court guards the First Amendment – and neglects the Fourth](#), WASHINGTON POST, June 28, 2021
14. Tonja Jacobi & Matthew Sag, [The Supreme Court needs 15 Justices](#), BLOOMBERG, May 4, 2021
13. Tonja Jacobi & Matthew Sag, [The Supreme Court Is the Final Hurdle for Voters’ Rights](#), BLOOMBERG, Mar. 31, 2021
12. Tonja Jacobi, [The COVID relief package shows why Democrats must abolish the filibuster](#), BLOOMBERG, Feb. 22, 2021
11. Tonja Jacobi, [The high court’s telephonic oral arguments mute its female and liberal justices](#), WASHINGTON POST, Sept. 18, 2020
10. Leah Litman & Tonja Jacobi, [Does John Roberts Need to Check His Own Biases?](#) NEW YORK TIMES, Jun. 2, 2020
9. Tonja Jacobi, Timothy Johnson, Eve Rinsgmuth & Matthew Sag, [Look who’s talking less: Supreme Court justices](#), WASHINGTON POST, Nov. 1, 2019
8. Tonja Jacobi, [Standards for police are low enough. Supreme Court must stand against police retaliation](#). USA TODAY, Mar. 29, 2019
- republished in [Courier Express](#), Mar. 29, 2019
7. Tonja Jacobi & Ross Berlin, [Why won’t the US Supreme Court do anything about racism?](#) AEON, Dec. 12, 2018
- republished in [RAW STORY](#), Dec. 14, 2018
- republished in [THE WIRE, INDIA](#), Dec. 16, 2018
- republished in [ALTERNET](#), Jan. 13, 2019
- republished in [THEWEEK](#), Jan. 20, 2019
6. Tonja Jacobi & Matthew Sag, [Supreme Court justices are speaking up more because they’re not afraid to be partisan](#), WASHINGTON POST, Apr. 6, 2018
5. Tonja Jacobi & Dylan Schweers, [How men continue to interrupt even the most powerful women](#), AEON, May 26, 2017
- republished in [THE WIRE](#), May 31, 2017
4. Tonja Jacobi & Dylan Schweers, [If Gorsuch is like his colleagues, he’ll constantly interrupt the female justices](#). THE WASHINGTON POST, Apr. 11, 2017 at 9:51am
- republished as [Men interrupt women at the Supreme Court too](#), THE OREGONIAN, Apr. 12, 2017 at 8:00 AM
- republished as [Will Gorsuch turn out to be like his male colleagues?](#), CHICAGO TRIBUNE, Apr. 13, 2017, 3:00pm

3. Tonja Jacobi & Dylan Schweers, [Justice interruptus: Female Supreme Court justices more likely to be talked over](#), DENVER POST, Apr. 11, 2017 (republishing of Washington Post editorial)
2. Tonja Jacobi & Dylan Schweers, [Female Supreme Court Justices Are Interrupted More by Male Justices and Advocates](#), HARVARD BUSINESS REVIEW, Apr. 11, 2017
1. Tonja Jacobi & Dylan Schweers, [Justice, interrupted – Gender, ideology, and seniority at the Supreme Court](#), Legal Scholarship Highlight, SCOTUSBLOG, April 5, 2017
- republished in [CHROME SPLASH](#), Apr. 5, 2017

WORKING PAPERS

Working papers

- *The Predictability of Judicial Interruptions at Oral Argument in the Australian High Court* – with Patrick Leslie & Zoë Robinson

Works in Progress

- *Reanimating Reasonableness: Considering the Combined Effect of State Intrusions*
- *Katz’s Imperfect Circle: An Experimental Study of Reasonable Expectations of Privacy*– with Christopher Jaeger
- *Alternative Facts: An Empirical Study of Fact Manipulation in Criminal Procedure Cases* – with Eryn Mascia

FIELDS

Judicial politics and behavior – institutional structure, oral arguments, appointments, certiorari, decision-making, and coalition-formation

Criminal procedure – investigation and prosecution

Public law – constitutional structure, constitutional rights, and legislative process

Law and economics & social science methods – formal modeling, empirical studies, and behavioral economics

COURSES TAUGHT

Constitutional Criminal Procedure

- Childres Award nominee, 2016

Legislation & Statutory Interpretation

Constitutional Law

...

Contemporary Supreme Court Cases

- outstanding small class professor nominee, 2016, 2017

Congress, Courts and Politics

- outstanding small class professor nominee, 2004

Constitutional Law Colloquium

- teaching award honorable mention, 2011

Positive Political Theory Colloquium

Introduction to American Politics and Government

JUDICIAL & ADVOCATE CONSULTING

Supreme Court Advocate Moots

Johnson v. U.S. (2015) – unconstitutionality of the residual clause of the ACCA

Williams v. PA (2016) – judicial disqualification for prior executive involvement

Manuel v. City of Joliet (2017) – Fourth Amendment malicious prosecution claim

Chavez-Meza v. United States (2018) – proportional sentence reduction discretion

Timbs v. Indiana (2018) – incorporation of excessive fines clause

Rehaif v. U.S. (2019) – scienter requirement in illegal alien possession statute

Kahler v. Kansas (2019) – abolition of the insanity defense

Other Court Advocate Moots

Dassey v. Dittmann (2017) (Seventh Circuit) – voluntariness of a confession

Judicial and Advocate Training

Georgia Association of Women Lawyers, August 2022

National Association of Attorneys General, State Solicitors General and Appellate Chiefs Conference, preview of the 2021 Supreme Court Term, September 2021

Supreme Court of California, Judges and staff symposium, August 2020

Keynote speaker, North Carolina Bar Association, “Making the Profession Great Again: Promoting Civility and Sanity in the Practice of Law,” Raleigh, NC, December 2018

National Judicial Education Symposium for State Court Appellate Justices and Judges, Chicago, 2018

Illinois Public Defender Association Fall Seminar, Springfield Illinois, 2016

Lake County Circuit Judges’ Annual Meeting and Training, Mundelein, 2016

MEDIA

Media Appearances

Justice Breyer's retirement, 'The 21st', ILLINOIS PUBLIC MEDIA, Jan. 31, 2022

Supreme Court Oral Arguments:

[Listen: Pardon The Inter...](#), DISCOVERY PODCAST, Season 2, UNIVERSITY OF WASHINGTON SCHOOL OF LAW, March 16, 2020

[Two Surprising Ways to Predict How Supreme Court Justices Will Vote](#), KELLOGGINSIGHT, Dec. 10, 2018

[Supreme Court Back In Session](#), The 21st Show, NPR, Oct. 1, 2018, at 17:40

[Knock Knock! Who's th— MAN INTERRUPTING COWORKER](#), Battle Tactics For Your Sexist Workplace, KUOW, July 10, 2018

[How Impartial Are U.S. Supreme Court Judges?](#) Steve Goldstein, KJZZ 91.5, Apr 24, 2018

[Why women of the Supreme Court get interrupted more th—](#), FEMINIST FIGHT CLUB, KUOW Puget Sound Public Radio, Aug 21, 2018 at 7:47 AM

[Justice, Interrupted](#), MORE PERFECT, Radiolab, Dec 18, 2017

[Women and Liberals on the Supreme Court are Interrupted Most Often](#), NEWSY, APRIL 20, 2017

[Study finds women on Scotus interrupted more than men](#), CENTRAL TIME, WISCONSIN PUBLIC RADIO, April 18, 2017, 4:15pm

[Female Supreme Court Justices Are Interrupted More](#), MICHAELA, CNN, April 13, 2017, 10:44am

[Justice interruptus](#), CBS News, April 12, 2017

Fox News Radio, April 11, 2017

[BBC weekend news programme](#), April 9, 2017, 6:20am (GMT)

Supreme Court Reform:

Lawyer 2 Lawyer, [Packing the Court](#), Legal Talk Network, May 21, 2021

[Kavanaugh's nomination renews debate over Supreme Court term limits](#), CBS News, Oct 2, 2018

[Should We Reform the Supreme Court?](#) Planet Lex podcast, Sep 19, 2018

Criminal Procedure

[Subtle Differences in Legal Procedures](#) – Profile on research on Gender in Criminal Procedure, KUAF, Ozarks at Large, January 25, 2017

[The Hidden Psychology of Constitutional Criminal Procedure](#), featuring Tonja Jacobi, CONVERSATIONS WITH THE LEGAL ACADEMY, University of Arkansas, January 24, 2017

The Affordable Health Care Act and the Court

[Special on Supreme Court Ruling on the Affordable Health Care Act](#), WBEZ, The Afternoon Shift with Steve Edwards, June 28, 2012

The Indictment of Gov. Rod Blagojevich

Panel with Former Illinois Gov. Rod Blagojevich at Northwestern University, The Daily Northwestern, March 3, 2010, [Part 4](#), [Part 5](#), [Part 6](#)

Select Commentary & Profiles

James Van Bramer, [The Law of Disposable Children](#), THE CRIME REPORT, October 27, 2022

Margaret Talbot, [Justice Alito's Crusade Against a Secular America Isn't Over](#), THE NEW YORKER, September 5, 2022

Adam Liptak, [Supreme Court Tries to Tame Unruly Oral Arguments](#), NEW YORK TIMES, November 1, 2021

Marcia Coyle, [The Supreme Court's Legitimacy In Peril; Are The Times Of One Lone Judge Tipping The Scale Over?](#), NATIONAL LAW JOURNAL, November 1, 2021

[Justice, Interrupted](#), THE EXPERIMENT Podcast, October 21, 2021

Kashish Bhatia, WASHINGTON SQUARE NEWS, [Supreme Court justice Sotomayor addresses judicial mansplaining at NYU event](#), October 18, 2021

[Per My Last Email](#), STRICT SCRUTINY podcast @ 11:38–16:10

[The Curious Case of Jailing Children](#), ADVISORY OPINIONS podcast @ 3:25–8:25

Maya Yang, [Let her finish: interruptions of female justices led to new supreme court rules](#), The Guardian, October 15, 2021

Kaelan Deese, [Supreme Court changes oral argument format because female justices were being interrupted](#), WASHINGTON EXAMINER, October 14, 2021

Melissa Quinn, [Sotomayor says Supreme Court adjusted argument format partly over interruptions of female justices](#), CBS NEWS, October 14, 2021

Ariane de Vogue, [SCOTUS changed oral arguments in part because female justices were interrupted, Sotomayor says](#), CNN Politics, October 13, 2021

Justice Sonia Sotomayor, [Comments on the impact of Justice Interrupted](#), in A Conversation with Justice Sonia Sotomayor, NYU Law School, October 13, 2021

Marcia Coyle, [A Supreme Court Advocate's Slip Provided Rare Moment of Laughter in Virus Era](#), NATIONAL LAW JOURNAL, March 31, 2021

Michaela Whitbourn, ['No bias' against female High Court judges over 25-year period](#), SYDNEY MORNING HERALD, August 31, 2020

Michael Pelly and Hannah Wootton, [No gender bias against women judges in Australia, says US expert](#), FINANCIAL REVIEW, Aug 27, 2020

Debra Cassens Weiss, ['Laughter is a blood sport at the court' when used by SCOTUS justices, new study says](#), ABA JOURNAL March 12, 2019

Marcia Coyle, ['Laughter Is a Blood Sport' at the Supreme Court, Scholars Say in New Study](#), NATIONAL LAW JOURNAL, March 08, 2019

Amanda Mull, [Congresswoman, Interrupted](#), THE ATLANTIC, Dec. 11, 2018

Richard B. Cohen, [Even Female Judges Get Harassed!](#), ABOVE THE LAW, Oct 19, 2018

Stephanie Francis Ward, [New blog uses data analysis from oral arguments to make Supreme Court predictions](#), ABA JOURNAL, September 18, 2018

Melissa Heelan Stanzione, [Law Profs Aim to Predict SCOTUS Outcomes Via Transcript](#), BLOOMBERG LAW, September 6, 2018

Marcia Coyle, [Who's the Most Polite Justice?](#), SUPREME COURT BRIEF, NATIONAL LAW JOURNAL, August 22, 2018

Marcia Coyle, [Sotomayor, Kagan Are Interrupted the Most at Oral Arguments: Study](#), NATIONAL LAW JOURNAL, August 7, 2018

Michael Waters, [Supreme But Not Relevant: The Supreme Court's silence on criminal justice issues, And how liberal justices can fix it](#), THE OUTLINE, July 9, 2018

Anthony Gaughan, [The Ghost of Felix Frankfurter](#), THE FACULTY LOUNGE, April 27, 2018

Teal Burrell, [The science behind interrupting: gender, nationality and power, and the roles they play](#), POST MAGAZINE, March 14, 2018

Marcia Coyle, [Supreme Court Justices Are Ever More 'Advocates,' New Law Study Contends](#), NATIONAL LAW JOURNAL, March 9, 2018

Adam Liptak, [On Tour with Notorious RBG](#), NEW YORK TIMES, Feb. 8, 2018

Amanda Frost, [Academic highlight: Jacobi & Rozema on predicting outcomes based on interruptions at oral argument](#), SCOTUSBLOG, Dec. 18th, 2017

William Vogeler, [Do Judicial Interruptions Reveal Conflicts on the Supreme Court?](#) FINDLAW, Sept. 25, 2017

Timothy P. O'Neill, [At 51, Miranda starting to show its age; a tune-up may be in order](#), CHICAGO DAILY LAW BULLETIN, Jul. 10, 2017

Julia Zorthian, [Supreme Court 'Manterruption'](#), TIME, Jun. 1, 2017

Ally Mauch, [NU law school study finds female Supreme Court justices more likely to be interrupted by men than male justices](#), THE DAILY NORTHWESTERN, May 2, 2017

Allison Abrams, [Trickle-Down Misogyny](#), PSYCHOLOGY TODAY, May 1, 2017

[Gabfest](#) (podcast @ 49:20), SLATE, April 20, 2017

[Study: Female Supreme Court Justices Interrupted More Than Male Counterparts](#) HERE & NOW, NPR, April 20, 2017

Renzo Downey, [Yes, even female Supreme Court justices face sexism](#), NORTH BY NORTHWESTERN, April 20 2017

Jamal Andress, [Women and Liberals On The Supreme Court Are Interrupted Most Often](#), NEWSY, April 20, 2017

Adam Liptak, *Let Me Finish, Please: Conservative Men Dominate the Debate*, NEW YORK TIMES, April 18, 2017, pA13

[THE DAILY \(PODCAST\)](#), NEW YORK TIMES, Tuesday, April 18, 2017

Mark Joseph Stern, [New Justice on the Block](#), SLATE, April 18, 2017

Alex Griswold, [New York Times: Gorsuch May Not Be Polite Because He's Conservative and Male](#), THE WASHINGTON FREE BEACON, April 17, 2017

Adam Liptak, [Why Gorsuch May Not Be So Genteel on the Bench](#), NEW YORK TIMES, Sidebar, April 17, 2017

Charlotte Allen, ["Interrupting" Female Supreme Court Justices: "Mansplaining" or Actually a Good Idea?](#), INDEPENDENT WOMEN'S FORUM, April 17, 2017

Sara G. Miller, [Supremely Annoying: Female SCOTUS Justices Get Interrupted More](#), LIVE SCIENCE, April 14, 2017

Kristiano Ang, [Even Ruth Bader Ginsburg gets 'maninterrupted' at work. What to do when it happens to you](#), MONEYISH, DOW JONES, April 13, 2017

Nicholas Fondacaro, [CBS Highlights Study Claiming Supreme Court Justices Are Sexist](#), NEWS BUSTERS, April 13, 2017

Chris White, [Study Shows Evidence Female Justices Interrupted Three Times More Than Male Colleagues](#), LAWNEWZ, April 13, 2017

Jim Axelrod, [Female Supreme Court justices interrupted more than male colleagues, study says](#), CBS NEWS, April 12, 2017 (transcript of CBS news interview & profile)

Phoebe Maltz Bovy, [Well Actually, Men Interrupt Women Even On The Supreme Court](#), FORWARD, April 12, 2017

Kimberly Weisul, [How Ruth Bader Ginsburg Cut Down on the Supreme Court's 'Maninterrupting'](#), INC., APRIL 12, 2017

Kylie Cheung, [Femininity is used as grounds disrespect female leaders](#), DAILY TROJAN, April 12, 2017

Maggie Mallon, [Here's How Frequently Women Supreme Court Justices Are Interrupted By Men](#), HUFFINGTON POST, April 10, 2017 (republishing of Glamour profile)

Ann-Marie Alcántara, [It's Not Just You – Women on the Supreme Court Are Constantly Interrupted by Men, Too](#), POPSUGAR, April 10, 2017

AOL news, [Study: Female Supreme Court justices are interrupted far more often than male justices](#), AOL, April 10, 2017

Jillian Kay Melchior, [Study: Male Supreme Court Justices Constantly Interrupt Women Colleagues](#), HEATSTREET, April 10, 2017

[Here's How Frequently Women Supreme Court Justices Are Interrupted by Men](#), ONBEB, April 10, 2017

[Supremo Machismo: Falas de ministras têm mais interrupções na Suprema Corte dos EUA](#), CONJUR, (Portuguese language), April 10, 2017

Arden Dier, [Men of SCOTUS Interrupt the Women a Lot Female justices interrupted more often than men, researchers say](#), NEWSER, April 9, 2017

Sam Speedy, [Ruth Bader Ginsburg gets interrupted more because she's a woman, study shows](#), MASHABLE, April 9, 2017

[Who's Interrupting Whom at the Supreme Court](#), BLOOMBERG LAW, Big Business Law, April 7, 2017

Melissa Wylie, [Female Supreme Court justices interrupted more often than men](#), BIZWOMEN April 7, 2017, 10:21am

Joseph Barberio, [Even Ruth Bader Ginsburg Gets "Maninterrupted." Here's How She Fights Back](#), WORKING MOTHER, April 7, 2017

Debra Cassens Weiss, [Interruptions of female justices has increased with their representation on SCOTUS, study finds](#), ABA JOURNAL, April 6, 2017

Kathryn Rubino, [It Doesn't Get Better – Women Supreme Court Justices Get Interrupted Too](#), ABOVE THE LAW, April 6, 2017

Hanna Kozłowska, [Women Supreme Court justices get interrupted three times as much as their male counterparts](#), QUARTZ, April 6, 2017

Claire Zilman, [Ruth Bader Ginsburg Used This Simple Trick to Cut Down on 'Maninterrupting'](#), FORTUNE, April 6, 2017

Kaitlin Kimont, [Female Justices Are Interrupted More Than Their Male Colleagues & It's Not Surprising Whatsoever](#), ROMPER, April 6, 2017

Maggie Mallon, [Here's How Frequently Women Supreme Court Justices Are Interrupted by Men](#), GLAMOUR, April 6, 2017

Jason Kottke, [Gender inequality and the Supreme Court](#), KOTTKE.ORG, April 6, 2017

Prachi Gupta, [Even Ruth Bader Ginsburg Gets Interrupted By Men](#), JEZEBEL, April 5, 2017

CONFERENCE ORGANIZATION

Annual Symposium on Ethics and Professionalism, <i>The Legitimacy of the Supreme Court</i>	2023
Co-Vice President Society of Empirical Legal Studies, Conference on Empirical Legal Studies Emory co-organizer	2022-2023
Conference co-organizer, <i>Law and Textual Analysis: Ford Center, Northwestern Kellogg Business School and Northwestern and Pritzker Law School Faculty Research Conference</i>	2019
Conference co-organizer, <i>Law and Political Economy of Judicial Behavior: Ford Center, Northwestern Kellogg Business School and Northwestern Pritzker Law School Faculty Research Conference</i>	2016
Conference co-organizer, <i>Legal Doctrine and Political Control: Northwestern University School of Law Faculty Research Conference</i>	2006

EDITORIAL POSITIONS

Review of Law and Economics, Associate Editor, 2012–2014

SELECT INVITED RESEARCH PRESENTATIONS

University of Florida Pre-Legal Honor Society's General Body Meeting	March 2023
Georgia Association of Women Lawyers	August 2022
Keynote speaker, Northwestern Undergraduate Law Journal Symposium on Elections and Voter Law	May 2022
George Mason School of Law, Experiential learning program	March 2022
League of Women Voters, The filibuster and voting rights legislation	January 2022
National Association of Attorneys General, State Solicitors General and Appellate Chiefs Conference	September 2021
Swing Left California chapters, Abolishing the filibuster	April 2021
Ethical Humanist Society of Chicago speaker series	November 2020
Columbia Law School, Law and Economics Workshop	October 2020
Sisters-in-Law, speaking event for Judge Lucy Inman, North Carolina State Supreme Court campaign	September 2020
Supreme Court of California, Judges and staff symposium	August 2020
UC, Berkeley Colloquium on Courts and Judicial Process	April 2020
University of Washington Law Faculty Colloquium	February 2020
Supreme Court Intellectual Property Review, Chicago-Kent Law School	September 2019
Supreme Court panel, Chicago General Counsel Roundtable	June 2019
Antonin Scalia Law School at George Mason University, The Public Choice Analysis of the Legal System Roundtable	February 2019
Keynote speaker, North Carolina Bar Association, "Making the Profession Great Again: Promoting Civility and Sanity in the Practice of Law"	December 2018
Chicago LegalTech Innovation Meetup	November 2018
University of Miami School of Law	March 2018
John Marshall Law School Faculty Roundtable	February 2018
University of New South Wales Gilbert & Tobin Centre of Public Law Comparative Constitutional Law Roundtable	December 2017
University of Torino, Italy, Dottorato di ricerca in Diritti e Istituzioni Faculty Workshop	July 2017
Bocconi University, Italy, Bocconi University, Angelo Sraffa Department of Legal Studies Faculty Workshop	June 2017
Emory Law School Faculty Colloquium	March 2017
Ostrom Workshop Colloquium Series, Indiana University	March 2017
University of Arkansas, Faculty Speaker Series	January 2017

Public Defender Association's Fall Seminar	October 2016
19th Judicial Circuit in Lake County, Judicial Education Training Day	September 2016
American Constitution Society, Supreme Court Vacancy Seminar	March 2016
Bluhm Legal Clinic, Northwestern, Women in Interrogations	March 2016
Miranda at 50, University of Northern Kentucky Law School	February 2016
University of Chicago School of Law, Public Law Workshop	November 2015
New York University Wagner School of Public Service	October 2015
University of Melbourne Law School, Centre for Comparative Constitutional Studies Round Table	December 2014
Pontificia Universidad Católica de Chile, Law Workshop	December 2013
Michigan Law and Economics Workshop	September 2013
University of New South Wales Public Law Centre	March 2013
University of Melbourne Law School, Centre for Comparative Constitutional Studies Workshop	March 2013
University of Melbourne Law School Legal Theory Seminar	February 2013
University of Melbourne Law School, Faculty Workshop	February 2013
University of Iowa Law School Faculty Workshop	November 2012
University of Southern California, Price School of Public Policy	November 2012
Harvard Law School, Law & Economics Workshop	September 2011
University of Chicago, Constitutional Criminal Procedure Lecture	April 2011
University of Chicago and Northwestern Law Schools, Judicial Behavior Workshop	February 2009
American Constitution Society & Federalist Society, <i>The Future of Gun Control after Heller</i> Seminar	January 2009
George Mason University Law School, Faculty Workshop	November 2008
Harvard Law School, Public Law Workshop	November 2007
University of Virginia, Olin Law & Economics Workshop	November 2007
Boalt Law School, UC, Berkeley, Law and Economics Workshop	October 2007
University of Pennsylvania Law School, Positive Approaches to Constitutional Law and Theory Symposium	February 2007
University of Pennsylvania Law School, Faculty Workshop	November 2006
University of Southern California, Law and Economics Workshop	November 2005
New York University, Law and Economics Workshop	November 2005
Stanford University, Olin Law and Economics Program	November 2003

SELECT CONFERENCE PARTICIPATION

Co-Vice President, Conference on Empirical Legal Studies	2022-2023
Law & Society Annual Meeting, Gender, Power, Law & Leadership roundtable II	2022
Crimfest	2019
Conference on Empirical Legal Studies	2007, 2011, 2018

Political Institutions and Economic Policy (PIEP), Ostrom Workshop	2017
Comparative Judicial Review	2016
Loyola University Chicago Law School Conference on Judicial Decision-Making	2016
American Political Science Association Annual Conference	2003, 2004, 2005, 2007, 2008, 2009, 2014
American Law and Economics Association Annual Meeting	May 2005, 2006, 2007, 2008, 2009, 2011, 2013
European Law and Economics Association Annual Meeting	2009, 2012
Midwest Political Science Association National Conference	April 2004, 2005, 2006, 2007, 2009, 2010, 2011, 2012
Canadian Law and Economics Association Annual Meeting	2005, 2012
Searle Center Conference on Antitrust Economics and Competition Policy	2011
Law and Positive Political Theory Conference	2005, 2009, 2010
Law and Social Sciences Conference	2010
Intellectual Property Scholars Conference	2008, 2009
Political Economy and Public Law Conference	2008
Midwest Law and Economics Association Annual Meeting	2005
American Association of Law Scholars	2005

GRANTS, FELLOWSHIPS AND PRIZES

Australian Research Council Discovery Project (with Zoe Robinson and Russell Smyth): An Empirical Study of Agenda Setting in the High Court of Australia, \$AUS510,855	2022-2024
- Funding to undertake the first comprehensive study of the institutional and individual factors that facilitate and constrain access to judicial power via the High Court's agenda setting process, special leave	
Northwestern Public Voices Thought Leadership Fellowship	2018-2019
W. Glenn Campbell and Rita Ricardo-Campbell Fellowship, Hoover Institute, Stanford University	2012, 2013
Searle Fellow	2010-2014
Research Fellowship, Searle Fund for Policy Research	2005
Ph.D. Scholarship, Stanford University	2000-2004
Essay Prize, AT&T	2000
Tuition Scholarship, Institute of Governmental Studies, U.C. Berkeley	1999-2000
1 st Class Honors in Law, Australian National University	1998
1 st Class Honors in Political Science, Australian National University	1996
Top Ranked Honors Thesis in Political Science, Australian National University	1996
L.F. Crisp Prize in Political Science, Australian National University	1993

SERVICE

Emory Law representative to the Chief Justice's Commission on Professionalism	2023–
Con Law & Law & Religion appointments subcommittee	2022–2023
Faculty Review and Promotion (tenure stream faculty)	2022–2023
American Constitutional Society, Emory faculty advisor	2022–2023
Faculty Workshops Committee, Chair	2021–2022
Appointments Committee	2019–2020
Northwestern University Organization of Women Faculty	2017–2020
NULR Empirical Advisory Board and peer reviewer	2018–2019
Promotions Committee	2018–2019
Faculty Workshops Committee, Chair	2014–2017
Tenure Review Committee	2014–2015
Appointments Committee	2011–2012
Faculty Workshops Committee, Chair	2010–2012
Executive Committee of the AALS Law and Social Science Section	2010–2011
Tenure Review Committee	2008–2009
Entry Level Appointments Committee	2006–2007
Constitutional Law Appointments Committee	2005–2007
JD–PhD Committee	2005–2006
Entry Level Appointments Committee	2004–2005

PROFESSIONAL MEMBERSHIPS

American Political Science Association	American Association of Law Scholars
American Law & Economics Association	Admitted to the High Court Bar, Australia
Society for Empirical Legal Studies	

JOURNAL AD HOC REVIEW

American Journal of Political Science	Journal of Legal Analysis
American Law and Economics Review	Journal of Politics
American Political Science Review	Journal of Women, Politics & Policy
American Politics Research	Law and Social Inquiry
Economics Bulletin	Law and Society Review
Journal of Empirical Legal Studies	Political Research Quarterly
Journal of Law, Economics, and Organization	Review of Law and Economics
	Supreme Court Economic Review

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