

SHERIF GIRGIS
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ACADEMIC POSITION

Associate Professor of Law, Notre Dame Law School, July 2021 – present

Teaching: (1) Constitutional Law II, (2) Jurisprudence, (3) Criminal Law

EDUCATION

Princeton University

Ph.D. (philosophy), expected 2025; M.A., 2014

Dissertation: *Plural and Incommensurable Goods* (Advisors: Mark Johnston, Gideon Rosen)

Yale Law School

J.D., 2016

Yale Law Journal, Editor

Felix S. Cohen Prize for best paper in legal philosophy, 2013

University of Oxford

B.Phil. (philosophy), 2010

Rhodes Scholarship

Princeton University

A.B. (philosophy), 2008

Phi Beta Kappa, *summa cum laude*

Class of 1869 and McCosh Prizes for best thesis in ethics and best thesis in philosophy

CLERKSHIPS & OTHER EMPLOYMENT

Jones Day, Global Law Firm, Washington D.C. Branch

Associate in Issues & Appeals Practice Group, 2020–21

Supreme Court of the United States

Law Clerk to Justice Samuel A. Alito, Jr., 2018–19

U.S. Court of Appeals for the District of Columbia Circuit

Law Clerk to Judge Thomas B. Griffith, 2016–17

LAW JOURNAL PUBLICATIONS

Unfinished Rights: The Inevitability of Balancing Constitutional Liberties, 125 COLUM. L. REV. (forthcoming 2025)

Living Traditionalism, 98 N.Y.U. L. REV. 1477 (2023)

Defining “Substantial Burdens” on Religion and Other Liberties, 108 VA. L. REV. 1759 (2022)

Fragility, Not Superiority? Assessing the Fairness of Special Religious Protections, 171 U. PENN. L. REV. 147 (2022)

Misreading and Transforming Casey for Dobbs, 20 GEO. J. L. & PUB. POL’Y 331 (2022)

Update: Why the Equal-Protection Case for Abortion Rights Rises or Falls with Roe’s Rationale, 17 HARV. J.L. & PUB. POL’Y PER CURIAM 1 (2022).

- Nervous Victors, Illiberal Measures: A Response to Douglas NeJaime and Reva Siegel*, 125 YALE L.J. F. 399 (2016)
- Windsor: *Lochnerizing on Marriage?*, 64 CASE W. RES. L. REV. 971 (2014)
- The Mens Rea of Accomplice Liability: Supporting Intentions*, 123 YALE L.J. 460 (2013) (Note)
- How the Law School Can Succeed—An Invitation*, 37 HARV. J.L. & PUB. POL’Y 187 (2013)
- What Is Marriage?*, with R. P. George & R. T. Anderson, 34 HARV. J.L. & PUB. POL’Y 245 (2010) (revised and expanded into WHAT IS MARRIAGE? MAN AND WOMAN: A DEFENSE (2012), cited in dissent in *United States v. Windsor*, 570 U.S. 744 (2013))

OTHER WRITINGS IN LAW & LEGAL THEORY

- Two Obstacles to (Merely) Chipping Away at Roe in Dobbs* (Aug. 19, 2021) (unpublished manuscript), <https://ssrn.com/abstract=3907787> (cited in partial dissent in *Memphis Center for Reproductive Health v. Slatery*, 14 F.4th 409 (2021))
- A Philosophy of Civil Rights and Liberties*, with Robert P. George, in CAMBRIDGE COMPANION TO THE PHILOSOPHY OF LAW (John Tasioulas ed., Cambridge University Press, 2020)
- Dissenting Opinion*, with Robert P. George, in WHAT OBERGEFELL V. HODGES SHOULD HAVE SAID (Jack Balkin ed., Yale University Press, forthcoming 2020)
- DEBATING RELIGIOUS LIBERTY AND DISCRIMINATION, point/counterpoint with Ryan T. Anderson & John Corvino (Oxford University Press, 2017)
- Reviewed in *Notre Dame Phil. Review* (Sept. 1, 2018); *Cleveland State Law Review* (67:141-172); *Faith & Philosophy* (35:491-497); *Journal of Law & Religion* (32:369-373)
- Book Review: American Constitutionalism, Marriage, and the Family*, 6 AM. POL. THOUGHT 681 (2017)

PUBLICATIONS IN PHILOSOPHY

- Religious Exemptions*, with Ryan T. Anderson, in ETHICS, LEFT AND RIGHT: THE MORAL ISSUES THAT DIVIDE US (Bob Fischer ed., Oxford University Press, 2020)
- The Wrongfulness of Any Intent to Kill*, 19 NAT’L CATH. BIOETH. Q. 221 (2019)
- Subjectivity Without Subjectivism: A Defense of Objectivity in Ethics*, in SUBJECTIVITY: ANCIENT AND MODERN (R.J. Snell and Steven McGuire eds., Rowman & Littlefield, 2016)
- Whose Justice? Which Diversity?* in JUSTICE THROUGH DIVERSITY?: A PHILOSOPHICAL AND THEOLOGICAL DEBATE (ed. Michael J. Sweeney, Rowman & Littlefield, 2016)
- Equality and Moral Worth in Natural-Law Ethics and Beyond*, 59 AM. J. JURIS. 143 (2014)
- Making Sense of Marriage*, in CONTEMPORARY DEBATES IN APPLIED ETHICS, 2ND ED. (eds. Andrew I. Cohen and Christopher Heath Wellman, Wiley-Blackwell, 2013)

SELECT CONFERENCES & PRESENTATIONS

- Balancing Constitutional Liberties (Colloquium Speaker)*. BYU Law School (invited for October 2024)
- Philosophical Foundations of Precedent (Panelist)*. University of Notre Dame (invited for October 2024)
- Artistic Expression and the First Amendment (Guest Lecturer)*. Seminar of Profs. Michael Dorf and Nelson Tebbe, Cornell Law School (invited for September 2024)
- The Doors Dobbs Opened (Panelist)*. Judicial Conference of the U.S. Court of Appeals for the Ninth Circuit (invited for July 2024)

- Living Traditionalism (Colloquium Speaker)*. Center for the Study of Constitutional Originalism, University of San Diego School of Law, April 2024
- Constitutions, Elections, and Procedure: (How) Can We Change How We Separate Powers?* National Student Symposium, Federalist Society, Harvard Law School, March 2024
- Artistic Expression, Antidiscrimination, and the First Amendment (Guest Lecturer)*. Sexuality, Gender, and the Law Seminar of Prof. Bill Eskridge and Christopher Riano, Yale Law School, March 2024
- Recent Constitutional Cases in Family Law (Guest Lecturer)*. Advanced Family Law Seminar of Prof. Marc Spindelman, Moritz College of Law, Ohio State University, March 2024
- Select Issues in Jurisprudence: A Seven-Seminar Series (Lecturer)*. Scalia Law School, Fall 2023
- History, Tradition, and Analogical Reasoning: Notre Dame Law Review & Duke Center for Firearms Law Symposium (Moderator)*. Notre Dame Law School, November 2023
- A Conversation with Justice Elena Kagan (Interviewer)*. Notre Dame Law School, September 2023
- Living Traditionalism (Colloquium Speaker)*. Legal Theory Workshop, Yale Law School, September 2023
- The Supreme Court's Traditionalism Turn: Antonin Scalia Constitution Day Lecture*. James Madison Program, Princeton University, September 2023
- Salmon P. Chase Distinguished Colloquium (Participant)*. Georgetown Center for the Constitution, Georgetown University Law Center, September 2023
- Current Issues in Law, Faith, and Religion (Colloquium Speaker)*. Pepperdine Caruso School of Law, August 2023
- The Modern History of Originalism (Panelist)*. National Constitution Center (virtual), August 2023
- Freedom, Equality, Religion (Panelist)*. Nuffield College, University of Oxford, June 2023
- Text and (What Kind of) History? (Panelist)*. Constitutional Law Center, Stanford Law School, May 2023
- The Age of Roe: The Past, Present, and Future of Abortion in America (Panelist)*. Harvard Radcliffe Institute, Harvard University, January 2023
- Dobbs, Roe, Casey, and the Rule of Law (Panelist)*. National Lawyers Convention, Federalist Society, November 2022
- American Culture on Appeal: 303 Creative v. Elenis (Panelist, with David Cole and Kristen Waggoner)*. Alliance Defending Freedom, National Archives Building, October 2022
- Constitutional Law and Culture After Dobbs: Constitution Day Lecture*. Calvin University, September 2022
- Natural Law and Original Meaning (Panelist)*. Catholic Law School Project on Constitutional Originalism and the Catholic Intellectual Tradition & American Enterprise Institute, September 2022
- Fragility, Not Superiority? Assessing the Fairness of Special Religious Protections (Colloquium Presentation)*. Nootbaar Fellows Workshop, Pepperdine Caruso School of Law (virtual), August 2022
- Beyond Roe and Dobbs: Understanding the New Reproductive Rights Landscape (Panelist, with Prof. Melissa Murray) and Is the Weakest Branch Becoming the Most Dangerous (Panelist, with Prof. Melissa Murray and Neal Katyal)*. Aspen Institute Ideas Festival, June 2022
- Defining "Substantial Burdens" on Religion and Other Liberties (Workshop Presentation)*. Yale Law School Free Exercise Clinic Speaker Series, April 2022

- Justice and Redemption.* Conference on Wrongdoing and Redemption, University of Notre Dame School of Law, September 2019
- Annual Conference on Themes in Neo-Classical Natural Law Theories (Presenter).* Department of Politics, Princeton University: December 2018; December 2017; August 2015; March 2012; October 2010
- The Nature and Scope of Human Rights.* Vita Institute, University of Notre Dame, June 2018
- Conference on Law, Religion, and Complicity (Panel Chair).* University Center for Human Values, Princeton University, May 2018
- Symposium on Civil Liberties (Panelist).* Center for the Study of Institutions and Innovation, University of Wisconsin-Stout, April 2018
- Symposium on Publication of DEBATING RELIGIOUS LIBERTY AND DISCRIMINATION (Discussant).* Department of Politics, Princeton University, May 2018
- What Are Natural Rights? (Panelist).* Tocqueville Forum, hosted at New York University, April 2017
- The Challenges of Public Accommodations (Panelist).* Conference on Faith, Sexuality, and the Meaning of Freedom, Yale Law School, January 2017
- What Obergefell Should Have Said (Panelist).* Yale Law School, April 2016
- Proportionality in Legal Analysis.* Legal Theory Seminar, Yale Law School, April 2016
- Symposium on Marriage in a Liberal Democracy (Keynote with Elizabeth Brake).* Department of Philosophy, California State University Sacramento, April 2016
- Workshop on Antidiscrimination Law (Discussant).* Center for Values and Social Policy, Department of Philosophy, University of Colorado Boulder, October 2015
- Religious Liberty and Free Speech.* Center for Values and Social Policy, Department of Philosophy, University of Colorado Boulder, October 2015
- Subjectivity Without Subjectivism: A Defense of Objectivity in Ethics.* Conference on Subjectivity: Ancient and Modern, Eastern University, September 2014
- Equality in Neo-Aristotelian Thought.* Conference on the Scholarship of John Finnis, Department of Politics, Princeton University, March 2014
- Rival Theories of Embodiment and Marriage (Keynote Address).* Center for Ethics and Culture, University of Notre Dame, November 2013
- The Supreme Court's Treatment of Same-Sex Marriage in United States v. Windsor and Hollingsworth v. Perry: Analysis and Implications (Panelist).* Case Western Reserve Law Review Symposium, Case Western Reserve Law School, October 2013
- Accomplice Liability.* YALE LAW JOURNAL Workshop Series, Yale Law School, April 2013
- Rawlsian Liberalism (Visiting Lecturer).* Social and Political Philosophy (Prof. Nathan Schlueter), Hillsdale College, February 2013
- The Case for Religious Freedom.* Conference on Freedoms of Religion and Conscience, Witherspoon Institute, hosted at Princeton Theological Seminary, May 2011
- Human Equality: Its Meaning and Basis.* Symposium: Equality, Freedom of Conscience, and the Common Good, London, U.K., March 2011
- The Case for Inclusive Legal Positivism.* Oxford Jurisprudence Discussion Group, University of Oxford, January 2010

ACADEMIC CONFERENCES & WORKSHOPS ORGANIZED AND OTHER SERVICE

Chair, Program Committee for American Association of Law Schools, Law & Religion Section, Summer 2024–Present

Faculty Advisor, Middle Eastern Law Students Association, Notre Dame Law School, Spring 2023 – Present

Member, Notre Dame Law School Human Rights Program Admissions Committee, Fall 2023 – Present

Coordinator, Notre Dame Academy (Faculty Discussion Series), Notre Dame Law School, Fall 2023 – Present

Member, Clerkship Committee, Notre Dame Law School, Fall 2021 – Spring 2023

Conference on the Jurisprudence of Justice Samuel Alito (Co-organizer). Princeton University James Madison Program in American Ideals and Institutions & American Enterprise Institute, March 2022 (proceedings to be published in HARV. J.L. & PUB. POL'Y)

Co-organizer, 2022 Notre Dame Religious Liberty Summit, Fall 2021

Co-organizer, Law, Politics, and Revelation: Themes in the Thought of John Finnis, University of Notre Dame School of Law, Fall 2021

Referee, JOURNAL OF LAW AND RELIGION; AMERICAN JOURNAL OF LAW AND MEDICINE; AMERICAN CATHOLIC PHILOSOPHICAL QUARTERLY; AMERICAN JOURNAL OF JURISPRUDENCE

Coordinator, Monthly Princeton Workshops in Normative Philosophy. Department of Philosophy, Princeton University, 2014–15

Organizer, Annual Conference on Themes in Neo-Classical Natural Law Theories. Department of Politics, Princeton University: December 2018; December 2017; August 2015; March 2012; October 2010

Co-organizer, Social Ontology Conference. Department of Philosophy, Princeton University, April 2015

Blind Reviewer, Princeton-Michigan Metaethics Workshop. Department of Philosophy, Princeton University, August 2014

BAR MEMBERSHIP

District of Columbia