

CHRISTIAN R. BURSET

3101 Eck Hall of Law, Notre Dame IN 46556 | 574.631.9504 | cburset@nd.edu

ACADEMIC APPOINTMENTS

Notre Dame Law School

Professor of Law, July 2023–present

Associate Professor of Law, 2018–23

Courses: Civil Procedure; Conflict of Laws; History of the Common Law; The Rule of Law (seminar)

New York University School of Law

Samuel I. Golieb Fellow in Legal History, 2017–18

EDUCATION

Yale University, Ph.D. (history), 2018

Oral examinations passed with distinction

Yale Law School, J.D., 2014

Legal History Fellow, 2013–14

Princeton University, A.B. (history), with highest honors, 2007

Phi Beta Kappa (early election); Hutton Prize (strongest record in History Department)

CLERKSHIPS

Hon. Neil M. Gorsuch, Supreme Court of the United States

Law Clerk (hired for October Term 2024)

Hon. José A. Cabranes, U.S. Court of Appeals for the Second Circuit

Law Clerk, 2015–16

BOOK

An Empire of Laws: Legal Pluralism in British Colonial Policy (Yale University Press 2023)

[\[WWW\]](#)

ARTICLES AND BOOK CHAPTERS

Partisan Legal Traditions in the Age of Camden and Mansfield, OXFORD JOURNAL OF LEGAL STUDIES (2024) (with T.T. Arvind) [\[WWW\]](#)

Redefining the Rule of Law: An Eighteenth-Century Case Study, 70 AMERICAN JOURNAL OF COMPARATIVE LAW 657–94 (2022) (peer-reviewed) [\[WWW\]](#)

A New Report of Entick v. Carrington (1765), 110 KENTUCKY LAW JOURNAL 265–332 (2022) (with T.T. Arvind) [\[SSRN\]](#)

Advisory Opinions and the Problem of Legal Authority, 74 VANDERBILT LAW REVIEW 621–80 (2021) [\[SSRN\]](#)

Arbitrating the England Problem: Litigation, Private Ordering, and the Rise of the Modern Economy, 36 OHIO STATE JOURNAL ON DISPUTE RESOLUTION 1–64 (2020) [\[SSRN\]](#)

Quebec, Bengal, and the Rise of Authoritarian Legal Pluralism, in ENTANGLING THE QUEBEC ACT: TRANSNATIONAL CONTEXTS, MEANINGS, AND LEGACIES IN NORTH AMERICA AND THE BRITISH EMPIRE 131–64 (François Furstenberg & Ollivier Hubert eds., McGill-Queen's University Press 2020) (peer-reviewed) [\[WWW\]](#)

Why Didn't the Common Law Follow the Flag?, 105 VIRGINIA LAW REVIEW 483–542 (2019) [\[SSRN\]](#)

Merchant Courts, Arbitration, and the Politics of Commercial Litigation in the Eighteenth-Century British Empire, 34 LAW & HISTORY REVIEW 615–47 (2016) (peer-reviewed) [\[WWW\]](#)

The Messy History of the Federal Eminent Domain Power: A Response to William Baude, 4 CALIFORNIA LAW REVIEW CIRCUIT 187–208 (2013) [\[SSRN\]](#)

SELECTED SHORTER PUBLICATIONS

Advisory Opinions and Military Jurisdiction: New Light on Sackville's Case (1760), VOLOKH CONSPIRACY (April 1, 2024) [\[WWW\]](#)

Oldham's Reports: New Light on Judges and Their Cases, 6 LAW & HISTORY REVIEW: THE DOCKET (2023) [\[WWW\]](#)

"Major Questions" in the Common Law Tradition, YALE JOURNAL ON REGULATION: NOTICE & COMMENT (July 7, 2023) (with T.T. Arvind) [\[WWW\]](#)

Book Review, Lisa Ford, *The King's Peace: Law and Order in the British Empire*, 41 LAW & HISTORY REVIEW 165–67 (2022) [\[WWW\]](#)

Exemplary Legal Writing 2018: Five Recommendations, 2019 GREEN BAG ALMANAC & READER 414 (with Richard W. Garnett) [\[WWW\]](#)

SELECTED CONFERENCES AND PRESENTATIONS

An Empire of Laws (and other titles)

ASLH Virtual Book Club, December 2023 (with Professor Lisa Ford)

Legal History Workshop (virtual, organized by Professor William Nelson, NYU), February 2022 (invited)

- Chicagoland Junior Scholars Conference, October 2021
 Penn State Law—University Park, September 2021 (invited)
 Notre Dame Law School, September 2021
 Federalist Society Junior Scholars Colloquium, June 2021
 Legal History Workshop (virtual, organized by Professor William Nelson, NYU), April 2021 (invited)
 British and Imperial History Workshop (virtual), April 2021 (invited)
 Northwestern University Pritzker School of Law Public Law Colloquium, February 2021 (invited)
- The Founders' Common-Law Empire* (and other titles)
 American Society for Legal History, October 2023
 Festschrift Conference for Professor James Whitman, Yale Law School, October 2023
- Whig and Tory Jurisprudence in the Late Eighteenth Century* (with T.T. Arvind)
 University of Chicago Public Law and Legal Theory Workshop, January 2023
 American Society for Legal History annual meeting, November 2022
 North American Conference on British Studies annual meeting, November 2022
 British Legal History Conference, Belfast, July 2022
- Arbitration and Empire: Bengal and British North America, 1763–1775* (and other titles)
 “Arbitration in Britain and its Empire: Developments and Divergences,” Institute of Advanced Legal Studies (University of London), October 2022 (conference co-organizer)
 “Beyond the Pale: Legal Histories on the Edges of Empires,” Maynooth, Ireland, June 2022
 American Society for Legal History, October 2017
- Commentator for panel on “Insurance and the Slave Trade in the Long Eighteenth Century,” American Society for Legal History annual meeting, November 2021
- The Politics of Legal Transplants in the Eighteenth-Century British Empire*
 American Society of Comparative Law annual meeting, October 2020
- Advisory Opinions and the Problem of Legal Authority* (and other titles)
 Chicagoland Junior Scholars Conference, October 2020
 Notre Dame Law School, September 2020
- The Transformation of the Common Law, 1688–1800*
 Virtual conference on “The Dynamic Eighteenth Century,” organized by Steven Pincus (University of Chicago), July 2020 (invited)
- Redefining the Rule of Law in the Eighteenth-Century British Empire* (and other titles)
 AALS annual meeting (Section on European Law), January 2020
 Federalist Society Annual Faculty Conference, January 2020
 University at Buffalo School of Law, December 2019 (invited)

Rocky Mountain Junior Scholars Forum, November 2019 (invited)
 Chicagoland Junior Scholars Conference, September 2019
 Notre Dame Institute for Advanced Study, March 2019
 Washington University School of Law, February 2019 (invited)
 Conference on “History and Theory in the Development of Public Law,” Notre Dame
 London Law Centre, February 2019
 Conference on “Arguing for the Rule of Law: Using the Hebrew Bible and Caricatures
 of Foreigners in British and Spanish America,” Symposium on Comparative Early
 Modern Legal History, Newberry Library, Chicago, October 2018 (invited)
Despotic Humanitarianism and Colonial Law in the Eighteenth-Century British Empire
 American Society for Legal History annual meeting, November 2019
Arbitrating the England Problem (and other titles)
 Notre Dame Law School, September 2019
 Ohio State University Moritz College of Law, July 2019 (invited)
 Institute of Advanced Legal Studies seminar, University of London, January 2017
 (invited)
 Canadian Law and Economics Association, September 2017
Authoritarian Legal Pluralism
 Conference on “Religious Critiques of Law,” Pepperdine University School of Law,
 March 2017

OTHER PROFESSIONAL EXPERIENCE

The Boston Consulting Group, New York, N.Y.
Associate, 2007–09; *Summer Associate*, Summer 2006

SERVICE

Appointments Subcommittee, Notre Dame Law School (2023–24) (*vice chair*, 2024)
 Clerkship Committee, Notre Dame Law School (2018–20, 2021–24)
 Surrency Prize Committee, American Society for Legal History (2021–23)
 Admissions Committee, Notre Dame Law School (2021)
 Editor (representing Notre Dame), American Society of Comparative Law (2020–present)
 Reviewer: *Journal of Law & Courts*, *Journal of Legal History*, *Law & History Review*, Oxford
 University Press

PROFESSIONAL MEMBERSHIPS

Association of American Law Schools
 American Society for Legal History
 Selden Society
 Bar of the State of New York