

JOSEPH BLOCHER

Assistant Professor, Duke Law School

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EDUCATION

YALE LAW SCHOOL, New Haven, CT

J.D., June 2006

Yale Law Journal, Comments Editor

Yale Law and Policy Review, Symposium Editor

Yale Human Rights and Development Law Journal, Notes Editor

Professor Judith Resnik, Teaching Assistant for Federal Courts

Professor Neal Katyal (GULC), Research Assistant for *Hamdan v. Rumsfeld* litigation

Jerome N. Frank Legal Services Organization, Co-Chair

Community and Economic Development Clinic, Student Director

TRINITY HALL, CAMBRIDGE UNIVERSITY, Cambridge, England

MPhil, Land Economy, October 2003, *Gates Scholar*

RICE UNIVERSITY, Houston, TX

B.A., History, May 2001, *magna cum laude*

Honors: Fulbright Scholar; Phi Beta Kappa; Honors in sociology and philosophy

Study Abroad: Worcester College, Oxford University; Honors in legal studies and political philosophy

PUBLICATIONS

IN PRINT

Categoricalism and Balancing in First and Second Amendment Analysis,
83 N.Y.U. L. REV. 375 (2009)

Reputation as Property in Virtual Economies, 119 YALE L.J. POCKET PART __ (2009)

Institutions in the Marketplace of Ideas, 57 DUKE L.J. 821 (2008)

Amending the Exceptions Clause, 92 MINN. L. REV. 971 (2008)

School Naming Rights and the First Amendment's Perfect Storm, 96 GEO. L.J. 1 (2007)

The Guantanamo Three Step, 117 YALE L.J. POCKET PART 1 (2007)

Combatant Status Review Tribunals: Flawed Answers to the Wrong Question, 116 YALE L.J. 667
(2006) [listed in GREEN BAG ALMANAC & READER OF GOOD LEGAL WRITING (2008)]

Private Business as Public Good: Hotel Development and Kelo, 24 YALE L. & POL'Y REV. 363
(2006)

Building on Custom: Land Tenure Policy and Economic Development in Ghana, 9 YALE HUM.
RTS. & DEV. L.J. 166 (2006) [winner of the Edward D. Robbins Memorial Prize]

Book Note, 7 YALE HUM. RTS. & DEV. L.J. 202 (2004) (reviewing HENRI A.L. DEKKER, *THE
INVISIBLE LINE* (2003))

FORTHCOMING AND SHORTER WORKS

Property and Speech in Summum, 103 NW. U. L. REV. COLLOQUY __ (forthcoming 2009)

Joseph Blocher, *Categoricalism and Balancing in First and Second Amendment Analysis*,
LEGAL WORKSHOP (forthcoming 2009)

Questions About Tax Increment Financing in North Carolina, 5 CMTY. ECON. DEV. BULL. 1
(Aug. 2008) (with Jonathan Q. Morgan)

Making Tax Increment Financing Work, POP. GOV'T. (forthcoming 2009)

Questions About Tax Increment Financing in North Carolina, 5 CMTY. ECON. DEV. BULL. 1
(Aug. 2008) (with Jonathan Q. Morgan)

*Selling the Name on the Schoolhouse Gate: The First Amendment and the Sale of Public School
Naming Rights*, 37(4) SCH. L. BULL. (Fall 2006)

TEACHING AND RESEARCH INTERESTS

Property, Constitutional Law, First Amendment, Federal Courts, Capital Punishment, Civil Procedure, Second Amendment

EXPERIENCE

Duke Law School, Durham, NC, July 2009-present
Assistant Professor.

Hon. Guido Calabresi, Second Circuit Court of Appeals, New Haven, CT, June 2008-June 2009
Law Clerk.

O'Melveny & Myers LLP, Washington, DC, September 2007-June 2008
Associate, Appellate and General Litigation. Assisted merits briefing in *District of Columbia v. Heller* and drafted defense motions in the military tribunal trial of Omar Khadr. Drafted briefs and motions in other matters before Supreme Court and federal courts of appeals.

Hon. Rosemary Barkett, Eleventh Circuit Court of Appeals, Miami, FL, August 2006-August 2007
Law Clerk.

School of Government, University of North Carolina, Chapel Hill, NC, July-August 2006
Law Clerk. Conducted research and wrote papers on a variety of issues relating to First Amendment law and economic development.

Jenner & Block LLP, Washington, DC, May-July 2006
Summer Associate. Drafted litigation documents including appellate brief for a murder trial and motion for summary judgment in a multi-million dollar commercial dispute.

O'Melveny & Myers LLP, San Francisco, CA, May-August 2005
Summer Associate. Researched and wrote memoranda on a variety of litigation issues. Argued motion before federal district court judge as part of litigation training program.

Center for Death Penalty Litigation, Durham, NC, May-August 2004
Summer Intern. Researched issues relating to habeas corpus, competency, jury instructions, and standards of review. Performed field investigations and interviews. Wrote memoranda and motions and assisted drafting of cert petition.

Institute for Economic Affairs, Accra, Ghana, August 2001-July 2002
Fulbright Research Scholar. Researched connection between property law, traditional landholding, economic development, and land tenure security in Ghana. Formulated policy proposals to encourage equitable agricultural and business growth.

Duke Law School International Development Clinic, Durham, NC, Summers 2001 and 2002
Research Assistant. Researched, edited, and co-wrote legal reports exploring issues of international law, comparative law, human rights, and development.