

Jean Stefancic

Research Professor of Law
Seattle University School of Law
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EDUCATION

M.A. University of San Francisco.
B.A. Maryville College, cum laude.

COURSES TAUGHT

Race and the U.S. Justice System; Civil Rights Seminar.

EDITORSHIPS

Series Co-Editor, *The Critical Educator*, Taylor & Francis/Routledge, 2006-present.
Series Co-Editor, *Everyday Law*, Paradigm Publishers, 2003-present.
Series Co-Editor, *Critical America*, NYU Press, 1995-2007; Editor Emerita, 2007-2008.
Project Editor, *Jurisprudence—Classical and Contemporary: From Natural Law to Postmodernism*, 2d ed. (R. Hayman, N. Levit, R. Delgado eds., West Group, 2002).
Project Editor, *Race and Races: Cases and Resources for a Diverse America* (J. Perea, R. Delgado, A. Harris, S. Wildman eds., West Group, 2000).
Symposium Co-Editor, *Trends in Legal Citations and Scholarship*, 71 *Chi.-Kent L. Rev.* 743 (1996) (with Fred Shapiro).

PUBLICATIONS

Books

Latinos and the Law: Cases and Materials (West Group, 2008) (with Delgado & Perea).
Teacher's Manual, Latinos and the Law: Cases and Materials (West Group, 2008) with Delgado & Perea).
The Law Unbound! A Richard Delgado Reader (Paradigm Publishers, 2007) (co-editor with Adrien Wing).
Race and Races: Cases and Resources for a Diverse America (West Group, 2d ed, 2007) (with Perea, Delgado, Harris & Wildman).
Teacher's Manual, Race and Races: Cases and Resources for a Diverse America (West Group, 2d ed., 2007) (with Perea, Delgado, Harris & Wildman).
The Derrick Bell Reader (NYU Press, 2005) (co-editor).

How Lawyers Lose Their Way: A Profession Fails Its Creative Minds (Duke University Press, 2005) (principal co-author).

Understanding Words That Wound (Westview/Perseus Press, 2004) (co-author).

Critical Race Theory: An Introduction (NYU Press, 2001) (co-author).

Critical Race Theory: The Cutting Edge (Temple University Press, 2d ed. 2000) (co-editor).

The Latino/a Condition: A Critical Reader (NYU Press, 1998) (co-editor).

Critical White Studies: Looking Behind the Mirror (Temple University Press, 1997) (co-editor) (Winner, Gustavus Myers Prize, outstanding book on human rights in North America, 1998).

Must We Defend Nazis? Hate Speech, Pornography, and the New First Amendment (NYU Press, 1997) (co-author) [reprinted in part in *Censorship* (L. Egendorf ed., 2001); also in *Hate Groups: Opposing Viewpoints* (T. Roleff ed., 1999)].

No Mercy: How Conservative Think Tanks and Foundations Changed America's Social Agenda (Temple University Press, 1996) (principal co-author).

Failed Revolutions: Social Reform and the Limits of Legal Imagination (Westview Press, 1994) (co-author).

Articles and Review Essays

Four Observations about Hate Speech, *Wake Forest L. Rev.* (forthcoming 2009) (co-author).

Crossover, 33 *Am. Ind. L. Rev.* (forthcoming 2009) (co-author).

What If John Calmore Had a Latino/a Sibling?, 86 *N.C. L. Rev.* 769 (2008) (co-author).

Can Lawyers Find Happiness?, 241 *Syr. L. Rev.* (2008) (co-author).

Foreword, Symposium: Latinos/as and the Law, 83 *Ind. L.J.* 1141 (2008) (co-author).

Critical Race Theory and Criminal Justice, 31 *Humanity & Society* 133, nos. 2&3 (May/August 2007) (co-author).

Why Do We Ask the Same Questions?: The Triple Helix Dilemma Revisited, 99 *L. Libr. J.* 307 (2007) (co-author) [reprinted in *Legal Information and the Development of American Law* (R.A. Danner & F.G. Houdek eds., 2008)].

The Racial Double Helix: Watson, Crick, and *Brown v. Board of Education* (Our No-Bell Prize Award Speech) (Charles Hamilton Houston Inaugural Lecture), 47 *How. L.J.* 473 (2004) (co-author).

Mexicanos: A History of Mexicans in the United States, by Manuel G. Gonzales (book review), 79 *California History*, Fall 2000, at 126 (co-author).

California's Racial History and Constitutional Rationales for Race-Conscious Decision Making in Higher Education, 47 *UCLA L. Rev.* 1521 (2000) (co-author).

Home-Grown Racism: Colorado's Historic Embrace—and Denial—of Equal Opportunity in Higher Education, 70 *U. Colo. L. Rev.* 703 (1999) (co-author).

Canadian Critical Race Theory: Racism and the Law, by Carol A. Aylward (book review), <http://www.arts.ualberta.ca/cjscopy/reviews/critrace.html> *Canadian Journal of Sociology Online*, 1999 (co-author).

Needles in the Haystack: Finding New Legal Movements in Casebooks, 73 *Chi.-Kent L. Rev.* 755 (1998).

Critical Race Theory: Past, Present, and Future, 51 *Current Legal Probs.* 467 (1998) (co-author).

Latino and Latina Critical Theory: An Annotated Bibliography, 85 Calif. L. Rev. 1509 (1997); published concurrently in 10 La Raza L.J. 423 (1998) [reproduced on University of Toronto, Faculty of Law, Women's Human Rights Resources website (<http://eir.library.utoronto.ca/whrr/cfsearch.cfm?sister=utl>)].

Affirmative Action: Diversity of Opinions—An Overview of the Colorado Law Review Symposium, 68 U. Colo. L. Rev. 833 (1997).

Multiracialism: A Bibliographic Essay and Critique in Memory of Trina Grillo, 81 Minn. L. Rev. 1521 (1997).

Introduction: Symposium on Trends in Legal Citations and Scholarship, 71 Chi.-Kent L. Rev. 743 (1996).

The Law Review Symposium: A Hard Party to Crash for Critics, Feminists, and Other Outsiders, 71 Chi.-Kent L. Rev. 989 (1996).

Outsider Scholars: The Early Stories, 71 Chi.-Kent L. Rev. 1001 (1996) (principal co-author).

Apologize and Move On? Finding a Remedy for Pornography, Insult, and Hate Speech (book review), 67 U. Colo. L. Rev. 93 (1996) (co-author).

Cosmopolitanism Inside Out: International Norms and the Struggle for Civil Rights and Local Justice, 27 Conn. L. Rev. 773 (1995) (co-author).

Critical Race Theory, An Annotated Bibliography 1993: A Year of Transition, 66 U. Colo. L. Rev. 159 (1995) (co-author).

The Social Construction of *Brown v. Board of Education*: Law Reform and the Reconstructive Paradox, 36 Wm. & Mary L. Rev. 547 (1995) (co-author) [reprinted in *Redefining Equality* (N. Devins & D. Douglas eds., 1998)].

Hateful Speech, Loving Communities: Why Our Notion of “A Just Balance” Changes So Slowly, 82 Cal. L. Rev. 851 (1994) (co-author).

Scorn, 35 Wm. & Mary L. Rev. 1061 (1994) (co-author).

Imposition, 35 Wm. & Mary L. Rev. 1025 (1994) (co-author).

A Shifting Balance: Freedom of Expression and Hate-Speech Restriction (book review), 78 Iowa L. Rev. 737 (1993) (principal co-author).

Critical Race Theory: An Annotated Bibliography, 79 Va. L. Rev. 461 (1993) (co-author).

Pornography and Harm to Women: “No Empirical Evidence?” 53 Ohio St. L.J. 1037 (1992) (co-author).

Images of the Outsider in American Law and Culture: Can Free Expression Remedy Systemic Social Ills? 77 Cornell L. Rev. 1258 (1992) (co-author) [reprinted in *Power, Privilege and Law: A Civil Rights Reader* (L. Bender & D. Braveman eds., 1995)].

The Law Review Symposium Issue: Community of Meaning or Re-inscription of Hierarchy? 63 U. Colo. L. Rev. 651 (1992).

Listen to the Voices: An Essay on Legal Scholarship, Women, and Minorities, 11 Leg. Ref. Serv. Q., nos. 3/4 at 141 (1991) [reprinted in *Symposium of Law Publishers* (Thomas Woxland ed., 1991)].

Outsider Jurisprudence and the Electronic Revolution: Will Technology Help or Hinder the Cause of Law Reform? 52 Ohio St. L.J. 847 (1991) (principal co-author).

Norms and Narratives: Can Judges Avoid Serious Moral Error? 69 *Tex. L. Rev.* 1929 (1991) (co-author).

Derrick Bell's Chronicle of the Space Traders: Would the U.S. Sacrifice People of Color if the Price Were Right? 62 *U. Colo. L. Rev.* 321 (1991) (co-author).

Panthers and Pinstripes: The Case of Ezra Pound and Archibald MacLeish, 63 *S. Cal. L. Rev.* 907 (1990) (principal co-author).

Why Do We Tell the Same Stories? Law Reform, Critical Librarianship, and the Triple Helix Dilemma, 42 *Stan. L. Rev.* 207 (1989) (co-author) [reprinted in *Alternative Library Literature* (S. Berman & J. Danky eds., 1992)].

Essays, Op-eds, Interviews, Poetry

The Lawyer Speaks of Rivers (poem), 37 *Environmental Law* xxi (2007).

America Beyond Borders: On Latin-American Immigration (Interview), 1 *Experience* [Centrum Institute for the Arts], (Fall 2006), at 23.

Let's Welcome Latinos to Pittsburgh, *Pittsburgh Post-Gazette*, September 18, 2005, at K3 (co-author).

Critical Race Theory and LatCrit Theory, in *Encyclopedia of Latinos and Latinas in the United States* (S. Oboler & D.J. Gonzalez eds., Oxford UP, 2005) (co-author).

Critical Race Theory, 5,000 word entry in *New Dictionary of the History of Ideas* (M.C. Horowitz ed., Scribner's, 2004) (co-author).

Critical Race Theory, in *Oxford Companion to American Law* (K.L. Hall et al. eds., 2002).

Latino-Critical Legal Studies, 25 *Aztlan: A Journal of Chicano Studies*, Fall 2000, at 161 (co-author).

Hate Speech on Campus: The Law's Response, 67 *Cong. Mo.*, July/Aug. 2000, at 5 (co-author).

Toward a Country of Which We Could All be Proud (Interview), *Dulwich Centre J.* No. 3 (2000), at 40.

Race-Sensitive Admissions in Higher Education: Commentary on How the Supreme Court is Likely to Rule, 26 *J. Blacks Higher Ed.*, Winter 1999/2000, at 100 (co-author).

Controls on Hate Speech Are Not Censorship, *Wash. Post*, Nov. 13, 1993, at A23 (co-author).

Overcoming Legal Barriers to Regulating Hate Speech on Campuses, *Chron. Higher Ed.*, Aug. 11, 1993, at B1 (co-author) [reprinted in *Morality Matters: Race, Class, and Gender in Applied Ethics* (J.R. DiLeo ed., 2002); also in *Contemporary Moral Issues in a Diverse Society* (J. McDonald ed., 1998)].

Birmingham Jail (poem) in Richard Delgado, Rodrigo's Sixth Chronicle, 68 *N.Y.U. L. Rev.* 639 (1993).

Sidewalk Sister (poem) in *Pornography and Harm to Women: "No Empirical Evidence?"* 53 *Ohio St. L.J.* 1037 (1992).

Chapters in Books

Why Do We Ask the Same Questions?: The Triple Helix Dilemma Revisited, in *Legal Information and the Development of American Law* (R.A. Danner & F.G. Houdek eds., 2008).

Must We Defend Nazis? in *Censorship* (L. Egendorf ed., 2001); also in *Hate Groups: Opposing Viewpoints* (T. Roleff ed., 1999).

The Social Construction of *Brown v. Board of Education*: Law Reform and the Reconstructive Paradox, in *Redefining Equality* (N. Devins & D. Douglas eds., 1998).

Overcoming Legal Barriers to Regulating Hate Speech on Campuses, in *Morality Matters: Race, Class, and Gender in Applied Ethics* (J. R. DiLeo ed., 2002); also in *Contemporary Moral Issues in a Diverse Society* (J. McDonald ed., 1998).

Funding the Nativist Agenda, in *Immigrants Out!* (J. Perea ed., 1996).

Minority Men, Misery, and the Marketplace of Ideas, in *Constructing Masculinity* (M. Berger ed., 1996).

Images of the Outsider in American Law and Culture: Can Free Expression Remedy Systemic Social Ills? in *Power, Privilege and Law: A Civil Rights Reader* (L. Bender & D. Braveman eds., 1995).

Why Do We Tell the Same Stories? Law Reform, Critical Librarianship, and the Triple Helix Dilemma, in *Alternative Library Literature* (S. Berman & J. Danky eds., 1992).

Listen to the Voices: An Essay on Legal Scholarship, Women, and Minorities, in *Symposium of Law Publishers* (Thomas Woxland ed., 1991).

Electronic Postings

Video Tribute to John Calmore, University of North Carolina School of Law, 2007.

The Lawyer Speaks of Rivers (poem), http://www.lclark.edu/org/envtl/objects/37-3_Stepfancic.pdf Environmental Law, Lewis and Clark Law School, 2007.

Race and Crime Bibliography, http://www.jjay.cuny.edu/centersinstitutes/racecrimejustice/Race_Crime_Bibliography.pdf Center on Race, Crime, and Justice, John Jay College of Criminal Justice, CUNY, 2007.

Why Do We Ask the Same Questions?: The Triple Helix Dilemma Revisited, http://www.aallnet.org/products/pub_llj_v99n02.asp American Association of Law Libraries, 2007.

The Role of Critical Race Theory in Understanding Race, Crime, and Justice Issues, <http://www.jjay.cuny.edu/centersinstitutes/racecrimejustice/publishedpaper.pdf> Center on Race, Crime, and Justice, John Jay College of Criminal Justice, CUNY, 2005.

How Lawyers Lose Their Way: A Profession Fails Its Creative Minds, Chapter 8, <http://www.bepress.com/>

LECTURES AND ADDRESSES

Faculty Colloquia at the Following Law Schools:

2007: Suffolk, Lewis & Clark; 2006: U. San Francisco, Rogers Williams; 2004: U. Colorado, U. Denver; 2003: U.C.-Berkeley, U. Santa Clara; 2002: U. Wisconsin, U. Florida, U. Pittsburgh; 2001: U. Nevada; 2000: U. California at Davis, California Western, U. San Diego; 1998: U. Oregon, Quinnipiac, U. Denver; 1996: Seattle, Cleveland-Marshall, Southern Methodist; 1995: U. Missouri-Kansas City, Rutgers-Camden; 1994: Case Western, U. Houston; 1993: U. Colorado; 1992: U. San Francisco; 1991: Washington & Lee.

AALS Annual Meeting Panels:

2003, Scholarship; 2000, Law & Community (keynote); 1998, Employment Discrimination Law; 1996, Scholarship; 1995, Immigration; 1994, Law & Humanities.

University Talks or Public Lectures:

Annual Wismer Lecture, Seattle University, 2009.

Closing Remarks: Symposium on Immigration and Citizenship, University of Oregon Law School, 2008.

Panel: 11th Annual LatCrit Conference, Las Vegas, Nevada, 2006 (*Hernandez v. Texas*).

Inaugural Colloquium, Center on Race, Crime, and Justice, John Jay College of Criminal Justice, CUNY, 2005 (race and criminal justice).

Panel Moderator: Going Back to Class?: The Re-emergence of Class in Critical Race Theory Symposium, University of Michigan Law School, 2005.

Panel: Building Constructive Frameworks for Improving Ethnic Relations: Best Practices Here and Abroad 50 Years After *Brown*, University of Denver, 2004.

Speaker: *Brown v. Board of Education* Symposium, University of Pittsburgh School of Law, 2004 (Latinos and *Brown*).

Derrick A. Bell, Jr. Inaugural Lecture, University of Pittsburgh School of Law, 2004 (racial double helix, with Delgado).

Dean's Lecture: Howard University School of Law, *Brown@50* Symposium, 2003 (racial double helix).

Speaker: Symposium on Racial Justice, Santa Clara University School of Law, 2002 (law and regional histories).

Lecturer: University of Wisconsin-Madison, Havens Center, 2002 (critical race theory).

Panel: Seventh Annual LatCrit Conference, Portland, Oregon, 2002 (racial identity).

Paper: Social Science Research Council, International Migration Program; Immigration, Race, and Ethnicity: Then to Now, 2002 (pan-ethnicity).

Jurisprudence Seminar, Oxford University Faculty of Law, 2001 (legal formalism).

Graduate Seminar, Centre for Research in Ethnic Relations, University of Warwick, 2001 (critical race theory).

Address: Equal Justice Society Organizing Summit, Berkeley, California, 2001 (federalist movement).

Public Address: Asian Pacific American Cultural Politics Research Group, University of California at Davis, 2000 (law and regional histories).

Workshop Speaker: Fifth Annual LatCrit Conference, Breckenridge, Colorado, 2000 (techniques in pedagogy and scholarship in law and regional histories).

Panel: Race and Law at the Turn of the Century Symposium, UCLA Law School, 2000 (law and regional histories).

Keynote Address: Human Relations Workshop, Georgia State University, 1999 (white studies).

Public Address: Center of the American West, University of Colorado at Boulder, 1999 (law and regional histories).

Panel: Race in 21st Century America National Conference, Michigan State University, 1999 (legal construction and deconstruction of whiteness).

Address: National Lawyers Guild SW Regional Conference, Boulder, 1999 (affirmative action in Colorado).

Keynote Address: University of Colorado 1999 Systemwide Diversity Summit (Colorado's racial history and higher education affirmative action, with Delgado).

Address: UCLA Graduate School of Education, 1999 (relevance of state racial histories to higher education affirmative action).

Panel: Modern Language Association Annual Meeting, San Francisco, 1998 (Latino narratives of citizenship).

Colloquium: Latino/a Research & Policy Center, University of Colorado at Denver, 1998 (Colorado's racial history).

Plenary Address: Third Annual LatCrit Conference, University of Miami Law School, 1998 (crossdisciplinary approaches to LatCrit theory).

Panel: Faculty Research Symposium, Latino/a Research & Policy Center, University of Colorado at Denver, 1998 (critical race theory).

Panel: Temas de Justicia: Latino/a Literature & the Law, University of Denver Law School, 1998

Panel Moderator: Critical Race Theory Conference, Yale Law School, 1997 (critical white studies).

Speaker: California State University, San Marcos, 1997 (critical race theory).

Moderator: Symposium on Affirmative Action, University of Colorado School of Law, 1997.

Bridge Week Speaker: University of Toronto Faculty of Law, 1997 (hate speech and critical theory, with Delgado).

Panel: Latino/a Voices: Moving America Beyond the Black and White Binary, University of Michigan Latino Law Students Association, 1996 (political access).

Speaker: Symposium on "Political Correctness," Northern Kentucky University, Salmon P. Chase College of Law, 1996.

Discourses Series Lecture: New York University School of Law, 1995 (hate speech).

Panels: Critical Networks Conference, Georgetown & American University Law Schools, 1995 (status and inequality; postcolonial borders).

Lecture: Yale Law School, 1995 (critical race theory, with Delgado).

Panel: First Amendment Coalition National Meeting, Columbia University, 1994 (multiculturalism).

Day, Berry & Howard Annual Address: University of Connecticut School of Law, 1994 (cosmopolitanism, with Delgado).

Panel: Law and Society Association Annual Meeting, 1994 (*Words That Wound* book discussion panel).

Panel: Southwestern/Southeastern Law Professors of Color Conference, Birmingham, Ala., 1994 (legal scholarship).

Panel: *Brown v. Board of Education* After 40 Years "Confronting the Promise" Symposium, William & Mary School of Law, 1994 (social construction of *Brown*).

Panel: Constructing Masculinity Conference, DIA Center for the Arts, New York, 1994 (minority males and the marketplace of ideas).

Panel: Fordham University School of Law, Consider Teaching Law Workshop, 1994 (current developments in legal scholarship).

Scholars in Residence Colloquium: Rockefeller Foundation Study Center, Bellagio, Italy, June 1993 (Supreme Court rhetoric, with Delgado).

Annual Wolfe Lecture: Brooklyn College CUNY, 1993 (freedom of expression and hate speech, with Delgado).

Plenary Address: Speech, Equality, and Harm Conference, University of Chicago Law School, 1993 (First Amendment theory, with Delgado).

Address: Rosenfield Symposium on the First Amendment, Grinnell College, 1993 (pornography and harm).

Address: Science, Technology, and Politics Symposium, Michigan State University, 1992 (politics of free expression).

Speaker: Symposium on Legal Scholarship, University of Colorado School of Law, 1992 (symposium scholarship).

AWARDS AND HONORS

Wayne Morse Visiting Distinguished Scholar, University of Oregon School of Law, Spring, 2008.

Centrum Creative Residency, Centrum Arts and Creative Education, Port Townsend, Washington, April/May, 2006; Jan/May 2007; April/June 2008.

Visiting Scholar, University of California School of Law (Boalt Hall), Center for the Study of Law and Society, Spring/Summer, 2006; Summer, 2007.

Writing Residency, Helene Wurlitzer Foundation, Fall 2005 (declined).

Distinguished Scholar Award, Second National People of Color Legal Scholarship Conference, 2004.

Visiting Scholar, University of California School of Law (Boalt Hall), Center for the Study of Law and Society, Summer, 2004.

Visiting Scholar, University of California School of Law (Boalt Hall), Center for Social Justice, Fall, 2003.

Centrum Creative Residency, Centrum Arts and Creative Education, Port Townsend, Washington, August, 2003.

University of Wisconsin-Madison, Havens Center Fellow (Lecturer), September, 2002.

Fellow, Bogliasco Foundation, Liguria Study Center for the Arts and Humanities, Genoa, Italy, October-November, 2001.

Gustavus Myers Award for outstanding book on human rights in North America, 1998, awarded to *Critical White Studies: Looking Behind the Mirror* (1997).

Outreach Grant, University of Colorado, 1998.

Sir George Turner Lectures, University of Melbourne Law School (Australia), December, 1995.

IMPART Research and Scholarship Grant, University of Colorado, 1995, 1996.
Scholar in Residence, Rockefeller Foundation Study Center, Bellagio, Italy, May-June 1993.
University of Colorado Law School Summer Research Grant, 1993-2002.
University of San Francisco Law School Research and Travel Grant, 1989.

PRIOR TEACHING

University of Wisconsin-Madison, Havens Center Graduate Seminar, 2002 (critical theory).
Leader: Critical Race Theory in the Humanities NEH Faculty Seminar, DePaul University Humanities Center, Chicago, 2002 (formalism and critique).
Lecture: The Philadelphia Area Independent Schools Annual Teachers' Workshop, Multicultural Resource Center, 2002 (teaching whiteness).
Leader: Hewlett Community and Diversity Faculty Workshop, Whitworth College, Spokane, Washington, 2001 (critical race theory & white studies).
Kent State University Graduate School of Education Faculty/Graduate Seminar, 1999 (critical race theory).
UCLA Graduate School of Education Graduate Seminar, 1999 (critical race theory).
University of Oregon Faculty/Graduate Seminars, 1998 (critical race theory & social and legal construction of whiteness).
University of Utah Department of Educational Studies Faculty/Graduate Seminar, 1998 (critical race theory).
Stanford University Center for Comparative Studies in Race and Ethnicity Faculty/Graduate Seminar, 1997 (legal storytelling).
University of Toronto Faculty of Law Intersession Class, 1997 (critical theory).
University of Melbourne Law School (Australia) Faculty Intensive Course, 1995 (critical race theory).

AFFILIATIONS AND SERVICE

Chair: Law School Colloquium Committee, University of Pittsburgh, 2005-2006.
Community Associate: Latino/a Research & Policy Center, University of Colorado at Denver, 1998-2003.
Advisory Committee: Western Legal Studies Fellow, University of Colorado Center of the American West, School of Law, and History Department, 2000-2003.
Judge: 2d Annual Western Writing Awards, Center of the American West, University of Colorado, 2001.
Member: Center of the American West Faculty Advisory Committee, University of Colorado, 2000-2003.
Consultant: Institute for Public Accuracy, San Francisco, 1998-2003.
Co-Chair: Law School Colloquium Committee, University of Colorado, 1998-2000.

Testified at U.S. Commission on Civil Rights briefing on affirmative action in higher education,
May, 1999.

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