

**THE INSTITUTE FOR LEGAL RESEARCH
PRESENTS**

**FORUM ON
COURTS, POLITICS, AND THE MEDIA**

September 16, 2008, 1:15 pm

**Great Hall, Bancroft Hotel
2680 Bancroft Way, Berkeley**

Co-Sponsored by the Jefferson Lectures Endowment
and the Office of the Dean, School of Law (Boalt Hall)

Welcome and Introduction – 1:15-1:30 pm

Prof. Harry N. Scheiber, UC Berkeley

**“Reflections on the Court during Thirty Years with the New York Times” –
1:30-2:00 pm**

Linda Greenhouse, Yale University

“A Perspective from Political Science” – 2:00-2:20 pm

Prof. Gordon Silverstein, UC Berkeley

“A View from the Bench” – 2:20-2:40 pm

Hon. William A. Fletcher, US 9th Circuit Court of Appeals

“The Intersection of Law and Journalism” – 2:40-3:00 pm

Henry Weinstein, UC Irvine

“Legal Affairs, Politics, and the Electronic Media” – 3:00-3:20 pm

Emily Bazelon, Slate.com

Roundtable and Audience Questions & Answers – 3:30-4:30 pm

Prof. Jesse H. Choper, UC Berkeley

Prof. Goodwin Liu, UC Berkeley

Prof. Molly Selvin, Pardee RAND Graduate School

Reception – 4:30-5:30 pm

Biographies

Emily Bazelon

Emily Bazelon is a senior editor at the on-line magazine Slate. She writes about law and family and edits the magazine's legal column. She is also the Truman Capote Law and Media Fellow at Yale Law School, and writes regularly for the *New York Times Magazine*. Before joining Slate, she worked as an editor and writer at *Legal Affairs* magazine and as a law clerk on the U.S. Court of Appeals for the First Circuit. Her work has appeared in the *New York Times Book Review*, the *Atlantic Monthly*, *Mother Jones*, and *O: The Oprah Magazine*, among other publications. She is a graduate of Yale College and Yale Law School.

Jesse H. Choper

Jesse Choper has been at Berkeley Law since 1965 where he was Dean from 1982-1992 and is presently the Earl Warren Professor of Public Law. After graduation from the University of Pennsylvania Law School, he served as clerk to Chief Justice Earl Warren. Choper teaches in the fields of constitutional law and corporation law. His major publications include the books *Judicial Review and the National Political Process* and *Securing Religious Liberty*. He is also co-author of two widely used casebooks in the fields of constitutional law (now in its tenth edition) and corporation law (now in its seventh edition), as well as the Editor of *The Supreme Court and Its Justices*. He has been honored with the Order of the Coif Award and election to the American Academy of Arts and Sciences (for which he has been an officer for several years), and he is a member of the American Law Institute. In 1998 he received the UC Berkeley Distinguished Teaching Award and the Rutter Award for Teaching Distinction at Boalt Hall in 2006. The Boalt Hall Alumni Association presented Choper with the Faculty Lifetime Achievement Award in 2005.

William A. Fletcher

William Fletcher is a graduate of Harvard College, Oxford University, and Yale Law School. After law school, he clerked for Justice William J. Brennan, Jr., on the U.S. Supreme Court. In 1977 he began teaching at the UC Berkeley School of Law in the fields of federal jurisdiction and civil procedure. At the time of his retirement from Boalt, he was Richard W. Jennings, Jr., Professor of Law. He has been a judge on the Court of Appeals for the Ninth Circuit since the fall of 1998. He continues to teach federal courts at Boalt as an adjunct professor.

Linda Greenhouse

This summer Linda Greenhouse concluded a 40-year career at the *New York Times*, the last 30 spent covering the U.S. Supreme Court. She was awarded a Pulitzer Prize in Journalism in 1998 for her reporting on the Court. Among her other awards was the American Political Science Association's Carey McWilliams Award for "a major journalistic contribution to our understanding of politics." She is a fellow of the American Academy of Arts and Sciences. In January she will assume a new position at Yale Law School as Knight Distinguished Journalist-in-Residence and Joseph M. Goldstein Senior Fellow in Law.

Goodwin Liu

Goodwin Liu is Associate Dean and Professor of Law at the UC Berkeley School of Law. His main areas of expertise are constitutional law, education policy, civil rights, and the Supreme Court. He is also Co-Director (with Dean Christopher Edley, Jr.) of the Chief Justice Earl Warren Institute on Race, Ethnicity and Diversity, a multidisciplinary research center at UC Berkeley devoted to civil rights issues in California and the nation. Before joining the Boalt faculty in 2003, Liu was an appellate litigator at O'Melveny & Myers in Washington, DC, and clerked for Justice Ruth Bader Ginsburg at the U.S. Supreme Court. He also served as special assistant to the Deputy Secretary of Education during the Clinton Administration. A Stanford alumnus, Rhodes Scholar, and graduate of Yale Law School, Liu serves on the board of directors of Stanford University, the American Constitution Society, the National Women's Law Center, and the Alliance for Excellent Education.

Molly Selvin

Molly Selvin is currently interim Dean of the Pardee RAND Graduate School. Selvin was on the staff of the *Los Angeles Times* from 1990-2008 as an editorial writer and later as a reporter focusing on legal affairs and workplace issues. Before joining the *Times*, she spent 10 years at RAND, where she led and participated in projects on

asbestos litigation, jury behavior, and civil case management. Her published work includes articles and books in the fields of history of civil procedure and history of the public trust doctrine in American law, as well as in contemporary issues in legal process. In January she will join the faculty of the Southwestern Law School. Selvin holds the Ph.D. in U.S. history from UC San Diego.

Harry N. Scheiber

Harry Scheiber is the Riesenfeld Chair Professor of Law and History at the UC Berkeley School of Law and currently serves as Director of the Institute for Legal Research. A member of the School's Jurisprudence and Social Policy Program faculty, he has written extensively on legal history, constitutional issues (including federalism, civil liberties, and regulation of property) in historical and contemporary perspectives, and the law of the sea. Before joining the Boalt faculty in 1980, he also taught economic history at Dartmouth College and UC San Diego. He is co-author of a leading text in economic history and was elected President of the Agricultural History Society. His latest books include *The State and Freedom of Contract; Inter-Allied Conflicts and Ocean Law*; and *Bringing New Law to Ocean Waters*. Currently he is completing a book, co-authored with Jane Scheiber, on martial law in Hawaii during World War II. Scheiber has twice been a Guggenheim Fellow, was a senior National Endowment for Humanities research fellow, and is a fellow of the American Academy of Arts and Sciences. He is an elected honorary life member of the American Society for Legal History, and has also served as ASLH President. Early in his career he was President of the New Hampshire chapter of the ACLU. Scheiber holds the Ph.D. degree from Cornell University and in 1998 was awarded an honorary doctorate of laws from Uppsala University in Sweden.

Gordon Silverstein

Gordon Silverstein, Assistant Professor of Political Science at UC Berkeley, will publish his second book, *Law's Allure: How Law Shapes, Constrains, Saves and Kills Politics* (Cambridge University Press) in February 2009. He is the author of *Imbalance of Powers: Constitutional Interpretation and the Making of American Foreign Policy*, published in 1996, and of other writings on the separation of powers and judicial review in the United States and in comparative perspective. Silverstein is currently involved in a cross-disciplinary project studying judicial power in comparative perspective. A former journalist with the *Wall Street Journal* in New York and Hong Kong, with the *San Francisco Chronicle*, and Editor-in-Chief of the *Cornell Daily Sun*, Silverstein earned his Ph.D. in Political Science at Harvard University. Before coming to Berkeley, Silverstein taught at Rice University, Dartmouth College, Lewis & Clark College, and the University of Minnesota. He also served as the Director of the Fellows Program for the non-partisan New America Foundation in Washington DC.

Henry Weinstein

Henry Weinstein is a native of Los Angeles, where he attended public law schools. He then matriculated to UC Berkeley where he majored in history (B.A., 1966) and was active in the civil rights and anti-Vietnam War movements. He studied law at Boalt Hall and received his J.D. in 1969. He is a member of the California Bar. After graduating from Boalt, Weinstein became a staff writer for the *Wall Street Journal* in San Francisco and was a full-time journalist for most of the next 40 years, with the exception of some time off for travel and an eight-month period when he worked as press aide in the 1972 McGovern for President campaign. After contributing for three years as a freelance writer to the *New York Times* and other publications, he worked for the *San Francisco Examiner* for just under two years before joining the staff of the *Los Angeles Times* in May 1978. During 30 years at that paper, Weinstein worked as a local investigative reporter, labor writer, and legal affairs writer. In the latter capacity, he covered the federal district court in Los Angeles, the U.S. Ninth Circuit Court of Appeals, and occasionally wrote about Supreme Court decisions. In addition, he wrote about death penalty cases, civil liberties issues and mass tort actions around the country, writing stories from more than 30 states. Weinstein has won many journalistic awards, including the 2006 John Chancellor Award, which recognizes a journalist's body of work over a career. Weinstein left the *Los Angeles Times* on March 28, 2008, and will be teaching classes in the law school and the School of Humanities at UC Irvine starting in September 2008.