

# Stephan Stohler

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## Academic Employment

**University at Albany, State University of New York**, Albany, NY

Associate Professor of Political Science, 2022–

Assistant Professor of Political Science, 2015–2022

## Education

**University of Pennsylvania**, Ph.D., Political Science, 2014, M.A., 2010.

**University of Pennsylvania Law School**, J.D., *magna cum laude*, 2010.

**University of Washington**, B.A., *with distinction*, 2000.

## Book

*Reconstructing Rights: Courts, Parties, and Equality Rights in India, South Africa, and the United States* (Cambridge University Press, 2019).

## Peer-Reviewed Articles

2022. “Judicial Power and the Shifting Purpose of Article V,” *Studies in American Political Development* (with David Bateman and Robinson Woodward-Burns). FirstView available [here](#).

2022. “Giving Succor to Extremism? Judicial Behavior toward Extreme Speech in Constitutional Democracies.” *Journal of Law and Courts* 10(2) 287-318. FirstView available [here](#).

2021. “Free Expression and Judicial Power in the Global South.” *Law & Social Inquiry* 46(2): 331-63 (with Sandra Botero, Rachel Ellett, and Thomas M. Keck).

2021. “Untangling the Partisan Roots of Affirmative Action.” *Polity*: 53(1) 41-74.

2019. “Slavery and Just Compensation in American Constitutionalism.” *Law & Social Inquiry* 44(1): 102-35.

## Law Review Articles

“Maladies in the Misinformation Marketplace,” *First Amendment Law Review*, 16(2): 442-53 (2018) (with Emily Thorson).

Note: “One Person, One Dollar, One Vote: Campaign Finance, Elections, and Elite Democratic Theory,” *University of Pennsylvania Journal of Constitutional Law*, 12(4): 1257-78 (2010).

## Reviews

Review of M. Kelly Carr’s *The Rhetorical Invention of Diversity: Supreme Court Opinions, Public Arguments, and Affirmative Action* in the *Law and Politics Book Review* 28(7): 91-93.

## Work in Progress

### Under Review

“Judicial Behavior and the Limits of Free Press Rights.”

### Working Papers

“Membership & Message: Expressive Associations and the Limits on the First Amendment’s Right to Discriminate.”

## Grants

Faculty Research Award Program, Category B. SUNY, University at Albany. 2019. “Testing Rights Talk: The Effect of Free-Speech Rhetoric on Attitudes and Behavior” (\$3,877).

Center for Social and Demographic Analysis from the National Institute of Child Health and Human Development (R24-HD044943). 2017. “Spatial Demography and American Constitutional Development,” Seed Funding (\$5,140).

Faculty Research Award Program, Category B. SUNY, University at Albany. 2017. “The Politics of American State Constitution-Making” (\$3600).

Center for Policy Research, SUNY, University at Albany. 2016. “The Politics of American State Constitution Making,” Travel Award (\$667).

National Science Foundation (SES-1535250). 2015. “Comparative Free Speech Jurisprudence,” with Thomas Keck, Erik Bleich, and Richard Price (Total: \$419,907; Stohler: \$38,655).

## Teaching

**Courses Taught:** Civil Rights & Civil Liberties, Constitutional Law, Election Law, Equal Rights, Free Speech, Introduction to Political Inquiry, Judicial Power in Comparative Context, Public Law Field Seminar.

**Dissertation Committees:**

Yeufen Hsieh. 2018. “Crafting Citizens and Immigrants: Israeli Immigration Politics in Comparative Perspective.”

Injeong Hwang. 2019. “Foundation for Success: Radical Right Populist Parties’ Strategic Use of the European Parliament.”

Esra Gules-Gactas. In progress. “Naming and Blaming Automated Decision Making Systems: Analysis of Contesting Algorithmic Injustice.”

Parada, Monica. In progress. “Agrarian Justice in Latin America.”

#### **Honors Theses:**

Carmel A. Joseph. 2016. “The Struggle of the Transgender Community within the United States: Gender Expression in Policy and Corrections.”

Marcia White. 2016. “The Call to Action: Black Lives Matter Movement.”

Morgan R. Knudtsen. 2017. “Did *Citizens United* Get it Right? Campaign Finance Reform and the First Amendment – Finding the Balancing Point.”

Gina Tan. 2020. “The Intersection of Free Speech and Abortion: How Federal Courts are Influencing Doctrine to Further Anti-Abortion Goals.”

#### **Writing Competitions**

2018. Supervised Zachariah A. Levitan’s winning essay for the Bert & Phyllis Lamb Prize in Political Science.

#### **Awards**

2019. Professor Martin Edelman Faculty Award for Excellence in Teaching.

## **Presentations**

Annual Meeting of the Law and Society Association. 2022. “Judicial Behavior and the Limits of Free Press Rights.” Lisbon, Portugal.

Annual Meeting of ICON-S, The International Society of Public Law. 2021. “Extremist Speech, the Paradox of Tolerance, and American Exceptionalism” (with Thomas M. Keck, Claire Sigsworth, and Nathan Carrington). Online.

Annual Meeting of the Law and Society Association. 2021. “Extremist Speech, the Paradox of Tolerance, and American Exceptionalism” (with Thomas M. Keck, Claire Sigsworth, and Nathan Carrington). Chicago, IL.

Policy History Conference. 2020 (cancelled). “Free Speech and Abortion from the Comstock Act to the Examination Room.” Tempe, AZ.

Annual Meeting of the Law and Society Association. 2019. “Author Meets Readers: *Reconstructing Rights*.” Denver, CO (online).

Toronto Political Development Workshop. 2019. “Judicial Power and the Shifting Purpose of Article V.” Toronto, ON.

Annual Meeting of the American Political Science Association. 2019. “Free Speech and Global South Constitutionalism” (with Sandra Botero, Rachel Ellett, and Thomas M. Keck). Washington, DC.

Annual Meeting of the Law and Society Association. 2019. “Roundtable: Toward a Global Free Speech Repository.” Washington, DC.

Annual Meeting of the Law and Society Association. 2019. "Free Expression and Judicial Power in the Global South" (with Sandra Botero, Rachel Ellett, and Thomas M. Keck). Washington, DC.

Annual Meeting of the State Politics and Policy Conference. 2019. "A Durable Shift in Article V Constitutional Politics." (with David Bateman and Robinson Woodward-Burns). College Park, MD.

Annual Meeting of the Law and Society Association. 2019. "A Durable Shift in Article V Constitutional Politics." (with David Bateman and Robinson Woodward-Burns). Washington, DC.

Political Institutions and Challenges to Democracy Conference co-organized by the Social Science Research Council and Stanford University's Global Populism Project. 2019. "Do Political Insurgents Benefit from Judicial Protection of Free Speech?" New York, NY.

Political Science Speaker Series. Johns Hopkins University. 2018. "A Party-Based Theory of Affirmative Action." Baltimore, MD.

Annual Meeting of the American Political Science Association. 2018. "Laboratories of Democracy? State Antecedents to Federal Constitutional Rights" (with David Bateman and Robinson Woodward-Burns). Boston, MA.

Annual Meeting of the Law and Society Association. 2018. "State Laboratories and Federal Constitutional Amendments" (with David Bateman and Robinson Woodward-Burns). Toronto, ON.

Annual Meeting of the Western Political Science Association. 2018. "Laboratories of Constitutionalism? Testing the Relationship between State and Federal Constitutional Documents" (with David Bateman and Robinson Woodward-Burns). San Francisco, CA.

Annual Meeting of the American Political Science Association. 2017. "Final Say? Constitutional Deliberation in South Africa." San Francisco, CA.

Annual Meeting of the Law & Society Association. 2017. "The Final Say? Constitutional Deliberation, Affirmative Action, and the Indian Constitution." Mexico City, Mexico.

Annual Meeting of the American Political Science Association 2016, "After the Constitutional Revolution: Do Hegemonic Preservation Strategies Actually Preserve Elite Interests?" Philadelphia, PA.

Sawyer Law and Politics Program, Syracuse University. 2015. "The Most Creative Branch? Deliberative Regime Theory and Minority Vote Dilution in the United States." Syracuse, NY.

Annual Meeting of the American Political Science Association 2015, "Development of Affirmative Action in Constitutional Democracies" San Francisco, CA.

Annual Meeting of the Law & Society Association 2015, "The Most Creative Branch? Deliberative Regime Theory and the Voting Rights Act of 1965." Seattle, WA.

Annual Meeting of the American Political Science Association 2014, "Deliberative Regime Theory: Evidence from India's Affirmative Action Cases (1993-2006)." Washington, DC.

Annual Meeting of the Law & Society Association 2014, "Doctrinal Development: The Effect of Ideas on the Interpretation of Equality Rights in India." Minneapolis, MN.

Annual Meeting of the American Political Science Association 2013, "Doctrinal Innovation & Judicial Behavior." Chicago, IL.

Annual Meeting of the Law & Society Association 2013, "Judicial Behavior and the Politics of Equality Rights: Evidence from South Africa." Boston, MA.

Annual Meeting of the Midwest Political Science Association 2013, "Comparative Constitutional Development: A Framework for Comparing the Politics of Equal Protection in Different Jurisdictions." Chicago, IL.

Annual Meeting of the Law & Society Association 2012, "Solving the Takings Puzzle." Honolulu, HI.

Annual Meeting of the Midwest Political Science Association 2012, “Abandoning Democracy, Adopting Rights.”  
Chicago, IL.

## Service

Department’s Visiting Assistant Professor Search Committee (2021)

Department’s Public Law Subfield, Chair (2020-21)

Department’s Legal Studies Minor, Coordinator (2020-21)

College’s Chair Search Committee (2020)

Department’s Teaching Committee (2014-15, 2019-20)

Department’s Methods Coordination Committee (2019)

Department’s Undergraduate Committee (2018-19)

Department’s Speaker Series Committee (Chair) (2015-17)

Department’s Graduate Committee (2015-17)

University’s Legal Studies Committee (2015-17)

University’s FRAP A Review Committee (2016)

Department’s Tenure & Promotion Committee (2016)

University’s Public Interest Law Committee (2015-16)

Department’s Contract Extension Committee (2015)

## Scholarly Reviewer

*American Political Science Review*

Cambridge University Press

*International Journal of Conflict and Violence*

*Journal of Law and Courts*

*Law & Policy*

*Law & Social Inquiry*

National Science Foundation

*PS: Political Science & Politics*

Last updated: October 6, 2022