

# ALLISON ORR LARSEN

College of William & Mary  
613 South Henry Street, Williamsburg, Virginia 23187  
[amlarsen@wm.edu](mailto:amlarsen@wm.edu)

---

## EXPERIENCE:

### **William & Mary Law School, Williamsburg, Virginia**

*Professor of Law (with tenure)*, 2016 – present  
*Associate Professor of Law*, July 2013 – July 2016  
*Assistant Professor of Law*, Fall 2010 – July 2013

- Courses Taught: Constitutional law, Administrative law, Statutory Interpretation, Advanced Constitutional Law
- 2018 Plumeri Award for Faculty Excellence (university-wide award)
- 2016 McGlothlin Teaching Award (inaugural recipient)
- 2015 Plumeri Award for Faculty Excellence (university-wide award)
- 2014 SCHEV Outstanding Faculty Award, “Rising Star”
  - Awarded by the State Council of Higher Education of Virginia (SCHEV), these awards are the Commonwealth’s highest honor for faculty at Virginia’s public and private universities.
  - Two faculty members in the state are recognized annually as early career “Rising Stars”
- Class of 2013 Walter Williams Jr Memorial Teaching Award – awarded by graduating class to one member of the faculty
- 2012 Alumni Fellowship Award – a university-wide award given to junior faculty members to recognize outstanding teaching

### **Harvard Law School,**

*Daniel P.S. Paul Visiting Professor of Constitutional Law*, Fall 2018

### **Oxford University, UK**

*Visiting Scholar, Hertford College and Centre for Socio-Legal Studies*, Fall 2016

### **Catholic University, Columbus School of Law, Washington, DC**

*Scholar in Residence*, 2009 – 2010

### **O’Melveny & Myers LLP, Washington, DC**

*Associate*, January 2007 to May 2009

- Appellate Litigation and Supreme Court Practice
- Harvard Law School Supreme Court and Appellate Clinic, Associate Coordinator

## JUDICIAL CLERKSHIPS:

**The Honorable David H. Souter**, Supreme Court of the United States

*Law Clerk*, 2005-2006 Term

**The Honorable J. Harvie Wilkinson, III**, U.S. Court of Appeals for the Fourth Circuit

*Law Clerk*, 2004-2005 Term

## PUBLICATIONS & WORKS IN PROGRESS:

*Judging Under Fire & the Retreat to Facts*, 61 William and Mary Law Rev. (forthcoming 2020)

*Judicial Decision-Making* (forthcoming casebook; West 2020) (with Barry Friedman, Maggie Lemos, Andrew Martin, Tom Clark and Anna Harvey)

*Virtual Briefing in the Supreme Court*, 105 Cornell Law Rev. 85 (2019)(with Jeff Fisher)

- Number 2 download on all of SSRN (week of June 3<sup>rd</sup>), and voted a top ten article of the year by *Legal Theory Blog*
- Featured in *Reuters* and in other national media and numerous blogs. See, e.g. Frankel, *Supreme Court scholars' new paper sparks debate over influence of blogs, podcasts* (May 30, 2019)
- Favorably reviewed in JOTWELL (Marin Levy, September 4, 2019)

*Constitutional Law in an Age of Alternative Facts*, 93 NYU Law. Rev. 175 (2018)

- Cited by district judge (ND of Indiana) in *Bernard v. Individual Members of the Ind. Licensing Board*, (S.D. Ind. June 28, 2019).

*Supreme Court Norms of Impersonality*, 33 Constitutional Commentary 373 (2018)

*Judicial Fact-Finding in an Age of Rapid Change: Creative Reforms from Abroad*, 130 Harv. L. Rev. F. 316 (2017)

*The Amicus Machine* (with Neal Devins), 102 Va. Law Rev. 1901 (2016)

- Featured in *The New York Times*, Adam Liptak, *Study Shows How Much Work It Takes to Be Supreme Court's Friend*, (March 7, 2016)
- Awarded the Eisenberg price for best piece of scholarship about appellate advocacy by the American Academy of Appellate Lawyers

*Do Laws Have a Constitutional Shelf Life?*, 94 Tex. Law Rev. 59 (2015)

- Selected as Download of the Week by Lawrence Solum, *Legal Theory Blog* (April 25, 2015)

*The Trouble with Amicus Facts*, 100 VA. LAW REV. 1757 (2014)

- Discussed with Stephen Colbert as a guest on Comedy Central's *The Colbert Report* (October 6, 2014)
- Featured in *The New York Times* (Adam Liptak, "Seeking Facts, the Justices Settle for what the Briefs tell Them," September 1, 2014)
- Featured on Talking Points Memo (Sahil Kapur, "Seven Times the Court has Relied on Sketchy Facts," September 2, 2014)
- Selected as one of ten "Downloads of the Year" on Lawrence Solum's, *Legal Theory Blog*.
- Cited by Seventh Circuit Court of Appeals, *Rowe v. Gibson*, 798 F.3d 622, 638 (2015) (Judge Hamilton, dissenting)

*Factual Precedents*, 162 U. PA. L. REV. 59 (2013)

- Favorably reviewed on JOTWELL by Adam Steinman, "Judicial Fact-Making" (November 2014)

*Confronting Supreme Court Fact Finding*, 98 VA L. REV. 1255 (2012)

- Cited by the Ninth Circuit Court of Appeals, *Isaacson v. Horne*, 716 F.3d 1213, (9th Cir. 2013).
- Featured in *The Washington Post*, (Robert Barnes, “Supreme Court rule: (Other) justices shouldn’t conduct independent research,” March 25, 2018)
- Featured in *The New York Times*, (Adam Liptak, “In Supreme Court Opinions, Web Links to Nowhere,” September 23, 2013)
- Featured in *The Washington Post* (Robert Barnes, “Should Supreme Court Justices Google?” July 8, 2012)
- Featured in *The Boston Globe* (Josh Rothman, “Supreme Court Justices Addicted to Google,” June 7, 2012).

*Bargaining Inside the Black Box*, 99 GEORGETOWN LAW JOURNAL 1567 (2011)

*Perpetual Dissents*, 15 GEORGE MASON LAW REVIEW 447 (2008)

- Featured in *The New York Times* (Adam Liptak, “When Perpetual Dissent Removes the Blindfold,” September 5, 2011)

## **EDUCATION:**

**University of Virginia School of Law**, J.D., 2004

- Highest GPA in a class of 360
- Margaret Hyde Award (highest award given to a UVA law student, selected by the faculty)
- Law School Alumni Award for Academic Excellence, Z Society Shannon Award
- Order of the Coif
- *Virginia Law Review*, Managing Board

**The College of William and Mary**

B.A., *magna cum laude*, English and Psychology, May 1999

## **RECENT INVITED PRESENTATIONS**

- 2021 U.S. Court of Appeals for the Fourth Circuit Judicial Conference (invited speaker)
- Annenberg Retreat at Sunnyslands, *Protecting Science and the Courts* (2019) (featured speaker presenting research on amicus briefs funded by Annenberg).
- Duke Law School, Judicial Roundtable Workshop (2018 and 2019)
- University of Virginia law school, Faculty Workshop Series (2018)
- Duke Law School, Constitutional Law Workshop Series (2018)
- Arizona State University, Faculty Workshop Series (2018)
- Harvard Law School, Public Law Workshop (2016)
- University of Chicago Law School, Constitutional Law Workshop Series (2016)
- Cornell University School of Law, Constitutional Law Workshop Series (2015)
- University of Pennsylvania School of Law, Con. Law Workshop Series (2014)
- Oral Argument, Podcast (Episode 97 “Fact-y”)
- National Association of Attorneys General (invited speaker to annual meeting of state solicitor generals, June 2016)

- Appellate Judges Education Institute (November 2015, panel on amicus briefs)
- 2015 AALS Panelist, Constitutional Law Section (Discussion: Congress and The Reconstruction Amendments)
- 2016, 2014 & 2012 Virginia Judicial Conference
  - Invited speaker on Supreme Court's Term to the annual conference for all Virginia judges
- 2013 U.S. Court of Appeals for the Fourth Circuit Judicial Conference
  - Invited speaker and panelist (with Ted Olson, Linda Greenhouse, and John McGinnis) to discuss U.S. Supreme Court's 2012 Term

#### **SELECT MEDIA APPEARANCES:**

- The Colbert Report, Comedy Central (October 6, 2014) (invited guest)
- Wall Street Journal, "No Obama or Trump Judges Here," (Jess Bravin, September 15 2019)
- USA Today, (Richard Wolf, "His Supreme Court divided like the country, Chief Justice John Roberts prepares for outsized role as umpire," Sep 25 2019)
- CNN, (Ariane de Vouge, "Supreme Court Hears from All Corners of the country ahead of travel ban case," April 24, 2018)
- Wall Street Journal (Jess Bravin, "Obama's Gun Plan: A Legal Assessment" January 5, 2016)
- Bloomberg, (Greg Stohr, "Post Scalia Clerk Has Liberals Winning, Conservatives Venting, June 28, 2016)
- Washington Post (Bob Barnes, "Justices Kennedy and Scalia and their Divide on Gay Rights, April 26, 2015)
- Newsweek, (Pema Levy, "Does the Hobby Lobby Decision Threaten Gay Rights," July 9, 2014)
- C-SPAN (June 29, 2013) (Supreme Court 2012-2013 Term Review)
- CNN, (John Blake, "Has the Roberts Court Placed Landmark 1964 Civil Rights Law on a Hit List," April 10, 2014)
- NPR WHRV 89.5, Invited guest to discuss the constitutionality of same sex marriage bans) on Hearsay with Cathy Lewis (June 26, 2013 and July 1, 2013)
- Richmond Times-Dispatch, (Markus Schmidt, "ACLU to Challenge Va. Gay Marriage Ban in Court," July 9, 2013)

#### **PRINCIPAL TEACHING AND RESEARCH INTERESTS:**

CONSTITUTIONAL LAW  
 ADMINISTRATIVE LAW  
 STATUTORY INTERPRETATION  
 JUDICIAL DECISION MAKING  
 ADVANCED CON LAW (First Am / Second Am)  
 CIVIL RIGHTS LITIGATION

#### **ADMITTED TO PRACTICE:**

Virginia, Washington DC