

TIMOTHY ZICK

William & Mary Law School
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TEACHING EXPERIENCE

WILLIAM & MARY LAW SCHOOL WILLIAMSBURG, VA

*John Marshall Professor of
Government and Citizenship*

September 2018-Present

Mills E. Godwin, Jr. Professor

September 2013-September 2018

Professor of Law

September 2008-Present

Courses: First Amendment (Speech and Press); Constitutional Law; Second Amendment – History, Theory, and Practice; Academic Freedom, Free Speech, and the University; First Amendment (Religion Clauses)

Honors: McGlothlin Award for Exceptional Teaching (2022)
Plumeri Award for Faculty Excellence (2011, 2013, 2017)
Cabell Research Professor of Law (2011-12, 2016-17, 2021-22)
Robert and Elizabeth Scott Research Professor (2012-14)
George Wythe Society Award (2020) (student service award)

Service: Ad Hoc Committee on First Amendment Rights on Campus
(Co-Chair, 2019-20)
Appointments Committee (2008-09; 2011-2013; 2017-19; 2023-24)
Status Committee (2014-2016; 2020-2022)
Clerkship Committee (2009-2016; Chair, 2009-2011)
Dean's Advisory Committee (2009-10; Chair, 2013-14; 2019-2020)
Law School Building Committee (2011-2016)
William & Mary Law Review Faculty Advisor (2010-2016)
William & Mary Procedural Policy Committee (2013-2016)
William & Mary Procedural Review Committee (2013-2016)

TIMOTHY ZICK

ST. JOHN'S UNIVERSITY SCHOOL OF LAW
JAMAICA, NY

Professor of Law September 2007-August 2008

Associate Professor of Law September 2005-August 2007

Assistant Professor of Law September 2002-August 2005

Courses: Constitutional Law I & II, Torts, Administrative Law,
Supreme Court Seminar

Honors: Professor of the Year (awarded by vote of graduating class)
Dean's Award for outstanding teaching in first year course (Torts)

PUBLICATIONS – BOOKS

MANAGED DISSENT: THE LAW OF PUBLIC PROTEST (Cambridge University Press, 2023)

THE FIRST AMENDMENT: CASES AND THEORY (4TH ED.) (Aspen, 2022)

THE FIRST AMENDMENT IN THE TRUMP ERA (Oxford University Press, 2019)

THE DYNAMIC FREE SPEECH CLAUSE: FREE SPEECH AND ITS RELATION TO OTHER
CONSTITUTIONAL RIGHTS (Oxford University Press, 2018)

THE COSMOPOLITAN FIRST AMENDMENT: PROTECTING TRANSBORDER EXPRESSIVE AND
RELIGIOUS LIBERTIES (Cambridge University Press, 2014)

SPEECH OUT OF DOORS: PRESERVING FIRST AMENDMENT LIBERTIES IN PUBLIC PLACES
(Cambridge University Press, 2009)

PUBLICATIONS – BOOK CHAPTERS

Assembly Within "Sight and Sound" of Places and Audiences, in OXFORD HANDBOOK ON
PEACEFUL ASSEMBLY (Oxford Univ. Press, 2023)

Parades, Picketing, and Demonstrations, in OXFORD HANDBOOK ON FREEDOM OF SPEECH
(Schauer & Stone eds.) (Oxford Univ. Press, 2021)

SELECTED PUBLICATIONS – ARTICLES AND SHORTER WORKS

The Costs of Dissent: Protest and Civil Liabilities, 89 GEO. WASH. L. REV. 233 (2021)

TIMOTHY ZICK

Framing the Second Amendment: Gun Rights, Civil Rights and Civil Liberties, 106 IOWA L. REV. 229 (2020)

Arming Public Protests, 104 IOWA L. REV. 233 (2018)

Managing Dissent, 95 WASH. U. L. REV. 1423 (2018)

Recovering the Assembly Clause, 91 TEX. L. REV. 375 (2012)

Falsely Shouting Fire in a Global Theater: Emerging Complexities of Trans-Border Expression, 65 VAND. L. REV. 125 (2012) (reprinted in FIRST AMENDMENT LAW HANDBOOK: 2011-2012 EDITION (Rodney A. Smolla ed., Thompson/West 2012))

The First Amendment in Trans-Border Perspective: Toward a More Cosmopolitan Orientation, 52 B.C. L. REV. 941 (2011) (reprinted in FIRST AMENDMENT LAW HANDBOOK: 2010-2011 EDITION (Rodney A. Smolla ed., Thompson/West 2011))

Property As/And Constitutional Settlement, 104 NW. U. L. REV. 1361 (2010)

Territoriality and the First Amendment: Free Speech At – and Beyond – Our Borders, 85 NOTRE DAME L. REV. 1543 (2010)

Constitutional Displacement, 86 WASH. U. L. REV. 515 (2009)

“Duty-Defining Power” and the First Amendment’s Civil Domain, 109 COLUMBIA LAW REV. SIDEBAR 116 (2009)

Speech and Spatial Tactics, 84 TEXAS L. REV. 581 (2006)

Are the States Sovereign?, 83 WASH. U. L.Q. 229 (2005)

Space, Place, and Speech: The Expressive Topography, 74 GEO. WASH. L. REV. 439 (2006)

Constitutional Empiricism: Quasi-Neutral Principles and Constitutional Truths, 82 N.C. L. REV. 115 (2003)

OTHER SCHOLARLY PUBLICATIONS

The Second Amendment as a Fundamental Right, 46 HASTINGS CONST. L.Q. 621 (2019) (invited essay: Symposium on *Heller* at Ten)

Rights Dynamism, 19 U. PA. J. CONST. L. 791 (2017)

TIMOTHY ZICK

Restroom Use, Civil Rights, and Free Speech Opportunism, 78 OHIO ST. L. J. 963 (2017)
(invited essay: Symposium on The Expanding First Amendment)

Justice Scalia and Abortion Speech, 15 FIRST AM. L. REV. 288 (2017) (invited essay:
Symposium on The First Amendment Legacy of Justice Scalia)

The Dynamic Relationship Between Freedom of Speech and Equality, 12 DUKE J. CONST.
L. & PUB. POL. 13 (2016) (reprinted in FIRST AMENDMENT LAW HANDBOOK: 2017-2018
EDITION (Rodney A. Smolla ed., Thompson/West 2018))

Professional Rights Speech, 47 ARIZ. ST. L. J. 1 (2016) (reprinted in FIRST AMENDMENT
LAW HANDBOOK: 2016-2017 EDITION (Rodney A. Smolla ed., Thompson/West 2017))

Rights Speech, 48 U.C. DAVIS L. REV. 1 (2014) (reprinted in FIRST AMENDMENT LAW
HANDBOOK: 2015-2016 EDITION (Rodney A. Smolla ed., Thompson/West 2016))

First Amendment Cosmopolitanism, Skepticism, and Democracy, 76 OHIO ST. L. J. 705
(2015) (invited essay: book review response)

Summum, *The Vocality of Public Places, and the Public Forum*, 2010 B.Y.U. L. REV.
2203 (2010) (invited essay: Symposium on Government Speech)

Clouds, Cameras, and Computers: The First Amendment and Networked Public Places,
58 FLA. L. REV. 1 (2007) (reprinted in First Amendment Law Handbook: 2007-2008
Edition (Rodney A. Smolla ed., St. Paul, Mn: Thompson/West 2008))

Active Sovereignty, 20 ST. JOHN'S J.L. & PUB. POL'Y. 541(2007) (invited essay:
Symposium on the Rehnquist Court and Federalism)

Property, Place, and Public Discourse, 21 WASH. U. J. L. & POL'Y 173 (2006) (invited
essay: Symposium on Jurisgenesis)

Statehood as The New Personhood: The Discovery of Fundamental "States' Rights," 46
WM. & MARY L. REV. 213 (2004)

*Cross Burning, Cockfighting, and Symbolic Meaning: Toward A First Amendment
Ethnography*, 45 WM. & MARY L. REV. 2261 (2004)

Marbury Ascendant: The Rehnquist Court and the Power to "Say What The Law Is", 59
WASH. & LEE L. REV. 839 (2002)

TIMOTHY ZICK

EXTRAMURAL ACTIVITIES

Peer reviewer for CAMBRIDGE UNIVERSITY PRESS; YALE UNIVERSITY PRESS; CORNELL UNIVERSITY PRESS; YALE LAW JOURNAL; HARVARD LAW REVIEW

Testified before U.S. House of Representatives concerning First Amendment rights of participants in “Occupy Wall Street” protests

Regular contributor to THE ATLANTIC magazine

Frequent commentator in local, national, and international media, including: MSNBC, BBC, NEW YORK TIMES, WASHINGTON POST, LOS ANGELES TIMES, BOSTON GLOBE, FIVETHIRTYEIGHT, POLITIFACT, CNN, NBC, REUTERS, ASSOCIATED PRESS, BLOOMBERG, and the CHRISTIAN SCIENCE MONITOR.

SELECTED PRESENTATIONS

- Panelist, “The First Amendment and Hate Speech,” Sponsored by Suffolk County (Massachusetts) District Attorney’s (October 2022)
- Panelist, “The First Amendment and Academic Freedom,” Sponsored by the State Council of Higher Education of Virginia (SCHEV) (October 2022)
- St. George Tucker Lecture, “Arming Public Protests: How the Second Amendment Threatens the First,” William & Mary Law School (February 2022)
- Panelist, “Within Sight and Sound of the Audience,” chapter for Oxford Handbook on Peaceful Assembly (December 2022)
- Panelist, “Democracy, Protests, and Firearms,” Duke Firearms Law Center (February 2021)
- Panelist, “Guns v. Speech: Does the First Amendment Threaten the First?,” NYU & The Brennan Center (September 2021)
- Participant, William & Mary Bill of Rights Institute, Supreme Court Preview (September 2021)
- Panelist, “Chief Justice Roberts and the Supreme Court,” W&M Supreme Court Preview (September 2020)
- Presenter, “Managed Dissent: The Law of Public Protest,” Free Expression Scholars Conference, Yale Law School (May 2021)
- Panelist, “Assembly and Political Protest,” North Carolina Law School (February 2021)
- Panelist, *Tinker* at 50, University of Virginia Law School (January 2020)
- Panelist, *Heller* at Ten, AALS Annual Conference (January 2020)
- Panelist, Duke Center for Firearms Law, Works-in-Progress Conference (July 2019)

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- Panelist, “*Heller* at Ten,” Hastings Law School (January 2019)
- Panelist, Symposium on “Managed Speech,” Washington University School of Law (January 2018)
- Panelist, Symposium on “The Expanding First Amendment,” Ohio State Law School (November 2016)
- Panelist, Symposium on “The First Amendment Legacy of Justice Antonin Scalia,” North Carolina Law School (October 2016)
- Presenter, Notre Dame Law School faculty workshop series (November 2015)
- Presenter, Richmond Law School faculty workshop series (July 2014)
- Presenter, First Amendment Scholars’ Conference (FESC), Yale Law School (May 2014)
- Participant, First Amendment Roundtable, Washington University School of Law (January 2014)
- Panelist, Symposium on “The Emerging Complexities of Government Speech,” B.Y.U. Law School (March 2010)
- Panelist, “Supreme Court Review,” Southeast Association of Law Schools (August 2009)
- Presenter, Law and Society/Canadian Law and Society (June 2008)
- Presenter, *Jurisgenesis* Conference, Washington University, St. Louis (June 2006)
- Panelist, Symposium on “Federalism Past, Federalism Future,” St. John’s University School of Law (March 2006)
- Panelist, Symposium on “The Rehnquist Court and the First Amendment,” Washington University, St. Louis (November 2005)
- Presenter, Faculty Colloquium, Hofstra University School of Law (October 2005)
- Presenter, Law and Society, Las Vegas, NV (June 2005)

EDUCATION

GEORGETOWN UNIVERSITY LAW CENTER, Washington, D.C.
Juris Doctor *summa cum laude*, June 1992.

Class Rank: 1

Honors: Francis E. Lucey, S.J. award for top graduating student.

Law Review: Notes & Comments Editor, GEORGETOWN LAW JOURNAL.

INDIANA UNIVERSITY, Bloomington, Indiana
Bachelor of Arts *summa cum laude*, in Political Science, December 1988.

Honors: Ford P. Hall award for outstanding academic performance in political science and political theory courses.

TIMOTHY ZICK

PROFESSIONAL EXPERIENCE

- UNITED STATES DEPARTMENT OF JUSTICE 1999-2002
Trial Attorney, Civil Division, Federal Programs Branch
Defense in federal district courts of federal statutes, regulations, and programs. Defended the constitutionality of the Violence Against Women Act, Title III (federal wiretapping statute), and the Children's Internet Protection Act.
- HONORABLE LEVIN H. CAMPBELL, U.S. Court of Appeals, 1998 to 1999
First Circuit
Law Clerk
- FOLEY, HOAG & ELIOT, Boston, MA 1996 to 1998
Litigation Associate
Primary practice areas included professional and products liability.
- WILLIAMS & CONNOLLY, Washington, D.C. 1992 to 1995
Litigation Associate
Primary practice areas included constitutional litigation and white-collar criminal defense, including defense of clients in connection with independent counsel investigations. Defended constitutionality of state term limits measures in Supreme Court of Arkansas, Ninth Circuit, and Supreme Court of the United States.