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- Abner S. Greene, *The Missing Step of Textualism*, 74 FORDHAM L. REV. 1913 (2006)
- Thomas Grey, Do We Have an Unwritten Constitution?, 27 STAN. L. REV. 703, 706 (1975)
- Vicki C. Jackson, Holistic Interpretation: Fitzpatrick v. Bitzer & Our Bifurcated Constitution, 53 STAN. L. REV. 1259 (2001)
- Gary Lawson, On Reading Recipes . . . And Constitutions, 85 GEO. L.J. 1823 (1997)
- Paul E. McCreal, There is No Such Thing as Textualism: A Case Study in Constitutional Method, 69 FORDHAM L. REV. 2393 (2001)
- John F. Manning, Textualism and the Role of The Federalist in Constitutional Adjudication, 66 GEO. WASH. L. REV. 1337 (1998); The Eleventh Amendment & the Reading of Precise Constitutional Texts, 112 YALE L.J. 1663 (2004)
- V. F. Nourse, Toward a New Constitutional Anatomy, 56 STAN. L. REV. 835 (2004)
- H. Jefferson Powell, Parchment Matters: A Meditation on the Constitution as Text, 71 IOWA L. REV. 1427 (1986)
- JED RUBENFELD, REVOLUTION BY JUDICIARY: THE STRUCTURE OF AMER-ICAN CONSTITUTIONAL LAW (2005); Reading the Constitution as Spoken, 104 YALE L.J. 1119 (1995)
- Frederick Schauer, Easy Cases, 58 S. CAL. L. REV. 399 (1985)
- Suzanna Sherry, The Founders' Unwritten Constitution, 54 U. CHI, L. REV, 1127 (1987); Textualism and Judgment, 66 GEO, WASH, L. REV, 1148 (1998)
- David A. Strauss, Common Law, Common Ground, and Jefferson's Principle, 112 YALE L.J. 1717 (2003)
- Symposium, Textualism and the Constitution, 66 GEO. WASH. L. REV. 1081 (1998)
- Seth Barrett Tillman, A Textualist Defense of Article I, Section 7, Clause 3: Why Hollingsworth v. Virginia Was Rightly Decided, & Why INS v. Chadha Was Wrongly Reasoned, 83 TEX. L. REV. 1265 (2005)
- Laurence H. Tribe, Taking Text and Structure Seriously: Reflections on Free-Form Method in Constitutional Interpretation, 108 HARV. L. REV. 1221 (1995)
- LAURENCE TRIBE & MICHAEL DORF, ON READING THE CONSTITUTION (1991)
- Adrian Vermeule & Ernest A. Young, Hercules, Herbert, and Amar: The Trouble with Intratextualism, 113 HARV. L. REV. 730 (2000)
- John C. Yoo, War & the Constitutional Text, 69 U. CHI. L. REV. 1639 (2002)