

Reports: November 18, 2009 – Seth Barrett Tillman

TITLE	DATE POSTED	TOTAL
A Fragment on Shall and May	11/11/07	132
A Reply To My Well-Meaning Critics	10/15/09	N/A
A Textualist Defense of Article I, Section 7, Clause 3: Why Hollingsworth v. Virginia Was Rightly Decided, and Why INS v. Chadha Was Wrongly Reasoned	06/17/07	119
Approbation: Letter from Professor Forrest McDonald to Seth Barrett Tillman (Feb. 14, 2009)	02/17/09	85
Betwixt Principle and Practice: Tara Ross's Defense of the Electoral College. Reviewing: Enlightened Democracy: The Case for the Electoral College	06/17/07	44
Blushing Our Way Past Historical Fact And Fiction: A Response to Professor Geoffrey R. Stone's Melville B. Nimmer Memorial Lecture and Essay	01/26/09	159
Blushing Our Way Past History	05/15/09	38
Citation List to "Blushing Our Way Past Historical Fact And Fiction" and "Blushing Our Way Past History"	04/17/09	68
Citation List to "Why Our Next President May Keep His or Her Senate Seat," and to "Why President-Elect Obama May Keep His Senate Seat After Assuming the Presidency"	09/02/08	224
Citation list to A Fragment on Shall and May	09/21/08	32
Citation List To A Textualist Defense of Article I, Section 7, Clause 3	11/19/07	129
Citation List to Betwixt Principle and Practice: Tara Ross's Defense of the Electoral College	08/25/08	61
Citation List To Gazing Into the Crystal Ball of Future Developments in Delaware Corporate Law	03/30/09	46
Citation List To Model Continuity of Congress Statute	11/19/07	64
Citation List To Noncontemporaneous Lawmaking	02/07/08	90
Citation List to Senate Termination of Presidential Recess Appointments	11/19/07	173
Citation List to The Federalist Papers as Reliable Historical Source Material for Constitutional Interpretation	11/19/07	124
Citation List to The Puzzle of Hamilton's Federalist No. 77	02/03/09	97
Citation List to Void or Voidable? -- Curing Defects in Stock Issuances Under Delaware Law	09/07/08	131
Closing Statement: An "Utterly Implausible" Interpretation of the Constitution: A Reply to Professor Steven G. Calabresi	10/30/08	29

TITLE	DATE POSTED	TOTAL
Combined Citation List	07/04/07	719
Corporate Governance in Mergers and Acquisitions (1621 PLI/Corp 35)	07/24/07	N/A
Defending the (Not so) Indefensible: A Reply to Professor Aaron-Andrew P. Bruhl	07/01/07	95
Extract fom Michael J. Gerhardt's The Power of Precedent citing Tillman's A Textualist Defense	12/22/08	20
Extract from a Congressional Research Service Report for Congress citing Kalt-Tillman Colloquy on Recess Appointments	11/19/07	42
Extract from Bryan A. Garner's Black's Law Dictionary (9th ed. 2009) defining "Order, Resolution, or Vote Clause"	07/26/09	6
Extract from Christopher Brooks' Chisholm to Alden: James Wilson's Artificial Person in American Supreme Court History citing Tillman's A Textualist Defense	02/17/08	23
Extract from Continuity of Government Commission Web Page citing Levinson-Tillman exchange on the continuity of Congress	09/15/08	42
Extract from Dan T. Coenen's The Story of The Federalist: How Hamilton and Madison Reconceived America citing Tillman's The Federalist Papers as Reliable Historical Source Material for Constitutional Interpretation	11/12/09	4
Extract from David Brian Robertson's The Constitution and America's Destiny citing Tillman's A Textualist Defense	02/17/08	25
Extract from Harold H. Bruff's Balance of Forces citing Tillman's A Textualist Defense	02/17/08	23
Extract from James D. Cox & Thomas Lee Hazen's Cox & Hazen on Corporations (3d ed. forthcoming circa 2010) citing Bigler & Tillman's Void or Voidable? -- Curing Defects in Stock Issuances Under Delaware Law	05/21/09	6
Extract from Jay Wexler's The Odd Clauses: Twelve Parts of the Constitution You Might Not Know About But Should (planned publication 2011) citing Calabresi-Tillman exchange and Prakash-Tillman exchange	07/28/09	3
Extract from John R. Vile's Encyclopedia of Constitutional Amendments, Proposed Amendments, and Amending Issues, 1789-2008 (3d ed. forthcoming circa 2010) citing Tillman's A Textualist Defense	05/21/09	5
Extract from John R. Vile's The Constitutional Convention of 1787 citing Tillman's A Textualist Defense	02/17/08	25
Extract from Karen Crabbs Fernandes' Delegation and the Administrative State citing Levinson-Tillman exchange and other Tillman publications	02/17/08	83
Extract from Meese, Spalding, and Forte's The Heritage Guide to the Constitution citing Lawson-Tillman exchange on Article I, Section 7, Clause 3	02/17/08	28
Extract from Michael I. Meyerson's Liberty's Blueprint citing Tillman's The Federalist Papers as Reliable Historical Source Material for Constitutional Interpretation	06/20/08	62
Extract from Michael J. Gerhardt et al.'s Constitutional Theory: Arguments and Perspectives citing Tillman's A Textualist Defense	02/17/08	30

TITLE	DATE POSTED	TOTAL
Extract from Michael L. Rosin's A Compound Ratio: How the Electoral College Got Its Proportions and How That Has Mattered (unpublished manuscript) citing Tillman's The Federalist Papers as Reliable Historical Source Material for Constitutional Interpretation and Betwixt Principle and Practice:Tara Ross's Defense of the Electoral College	06/12/09	5
Extract from Michie's Jurisprudence of Virginia & West Virginia citing Tillman's The Federalist Papers as Reliable Historical Source Material for Constitutional Interpretation	09/15/08	64
Extract from National Conference of Commissioners on Uniform State Laws agenda document relying on Levinson-Tillman exchange on Continuity of Congress	02/17/08	27
Extract from Peter M. Shane and Harold H. Bruff's Separation of Powers Law citing Tillman's A Textualist Defense	02/17/08	27
Extract from Ralph A. Rossum & G. Alan Tarr's American Constitutional Law citing Tillman's A Textualist Defense	02/17/08	63
Extract from Robert F. Williams' State Constitutional Law citing Tillman's A Textualist Defense	02/17/08	25
Extract from Robert W. Bennett's Originalism and The Living American Constitution, in Robert W. Bennett and Lawrence Solum, Constitutional Originalism and Living Constitutionalism: A Debate and Discussion citing Tillman's A Textualist Defense	09/30/09	2
Extract from Robert W. Bennett's Taming the Electoral College citing Tillman's The Federalist Papers as Reliable Historical Source Material	02/17/08	20
Extract from Rotunda & Nowak (4th ed. forthcoming Supp. 2010) citing Tillman's The Puzzle of Hamilton's Federalist No. 77	05/21/09	7
Extract from Rotunda & Nowak citing Bruhl-Tillman exchange on Article I's Bicameralism Requirement	02/16/08	41
Extract from Rotunda & Nowak citing Calabresi-Tillman exchange on the Incompatibility Clause	02/09/09	36
Extract from Rotunda & Nowak citing Kalt-Tillman exchange on Recess Appointments	02/16/08	37
Extract from Rotunda & Nowak citing Lawson-Tillman exchange on Article I, Section 7, Clause 3	02/16/08	25
Extract from United States Code Annotated, Section on Amendment XII, citing Tillman's Betwixt Principle and Practice: Tara Ross's Defense of the Electoral College	12/10/08	31
Extract from United States Code Annotated, Section on Article I, Section 6, Clause 2, citing Tillman's The Federalist Papers as Reliable Historical Source Material for Constitutional Interpretation and the Calabresi-Tillman and the Prakash-Tillman exchanges on the Incompatibility Clause	12/10/08	19
Extract from United States Code Annotated, Section on Article I, Section 7, Clause 2, citing Tillman's A Textualist Defense and citing the Bruhl-Tillman exchange	12/10/08	51
Extract from United States Code Annotated, Section on Article I, Section 7, Clause 3, citing Lawson-Tillman exchange and Levinson-Tillman exchange	09/15/08	29
Extract from United States Code Annotated, Section on Article II, Section 2, Clause 2	11/13/08	44

TITLE	DATE POSTED	TOTAL
citing Kalt-Tillman exchange		
Extract from United States Code Annotated, Section on Article II, Section 3, citing Tillman's Betwixt Principle and Practice: Tara Ross's Defense of the Electoral College	12/10/08	26
Extract from United States Code Annotated, Section on Article V, citing Tillman's A Textualist Defense	09/15/08	36
Extract from United States Code Service, Section on Amendment XII, citing Tillman's Betwixt Principle and Practice: Tara Ross's Defense of the Electoral College	02/25/09	8
Extract from United States Code Service, Section on Article I, Section 6, Clause 2, citing Tillman's The Federalist Papers as Reliable Historical Source Material for Constitutional Interpretation and the Calabresi-Tillman and the Prakash-Tillman exchanges on the Incompatibility Clause	11/26/08	32
Extract from United States Code Service, Section on Article I, Section 7, Clause 2, citing Tillman's A Textualist Defense and citing Tillman's Reply to Bruhl	11/26/08	25
Extract from United States Code Service, Section on Article I, Section 7, Clause 3, citing Lawson-Tillman exchange and Levinson-Tillman exchange	09/15/08	23
Extract from United States Code Service, Section on Article II, Section 2, Clause 3, citing Kalt-Tillman exchange	02/25/09	13
Extract from United States Code Service, Section on Article II, Section 3, citing Tillman's Betwixt Principle and Practice: Tara Ross's Defense of the Electoral College	02/25/09	8
Extract from United States Code Service, Section on Article V, citing Tillman's A Textualist Defense	09/15/08	31
Extract from W.J. Stewart's "Collins Dictionary of Law" defining "order resolution or vote"	02/17/08	19
Extract from William J. Carney's Mergers and Acquisitions: The Essentials citing Balotti & Tillman's Gazing into the Crystal Ball of Future Developments in Delaware Corporate Law: What if the Past is not Prologue?	05/21/09	16
Extract from Yvette Barksdale's Recent Articles of Interest in Administrative & Regulatory Law News citing the Lawson-Tillman exchange on Article I, Section 7, Clause 3	02/21/08	14
Extracts from Jennifer L. Berger and others' Fletcher Cyclopedic of the Law of Corporations (Cum. Supp. 2009) citing Bigler & Tillman's Void or Voidable? -- Curing Defects in Stock Issuances Under Delaware Law	06/11/09	15
Extracts from West's Delaware Code Annotated	02/09/09	34
Gazing into the Crystal Ball of Future Developments in Delaware Corporate Law: What if the Past is not Prologue?	07/01/07	N/A
How the Founders and Ratifiers Experienced Time and Language: Implications for Modern Interpretations of the Constitution (not yet drafted, planned for 2009-2010 publication)	08/04/09	5
Killing Two Constitutional Birds With One Linguistic Stone: Tricky Resignation and the "Poorly Drafted" Ineligibility Clause and Impeachment Clause (not yet drafted, planned for 2009-2010 publication)	05/26/09	13

TITLE	DATE POSTED	TOTAL
Law Professors' Amicus Brief -- filed August 3, 2009 -- in the Supreme Court of the United States citing Tillman's The Puzzle of Hamilton's Federalist No. 77	08/09/09	28
Legislative Officer Succession - Chart A	02/03/08	22
Legislative Officer Succession - Chart B	02/03/08	17
Legislative Officer Succession - Chart B1	02/03/08	19
Legislative Officer Succession - Chart C	02/03/08	15
Legislative Officer Succession - Chart D	02/03/08	15
Legislative Officer Succession - Chart E	02/03/08	7
Legislative Officer Succession - Chart E1	02/03/08	6
Legislative Officer Succession - Chart F	02/03/08	6
Legislative Officer Succession - Chart G	02/03/08	6
Legislative Officer Succession - Chart G1	02/03/08	4
Legislative Officer Succession - Chart H	02/03/08	6
Legislative Officer Succession - Chart H1	02/03/08	5
Legislative Officer Succession - Chart I	02/03/08	7
Legislative Officer Succession - Chart I1	02/03/08	7
Legislative Officer Succession: Part I	07/04/07	72
Legislative Officer Succession: Part I and Part II	12/15/07	171
Legislative Officer Succession: Part III - A Constitutional Conjecture	02/03/08	N/A
Links to Forthcoming Publications Posted on SSRN and on BEPRESS or Elsewhere on the Internet Citing or Acknowledging my Publications (or me)	09/07/08	N/A
Links To My Publications Posted on SSRN and Elsewhere on the Internet	07/04/07	450
Links to Responses to my Publications Posted on SSRN and Elsewhere on the Internet	10/10/08	146
Memorandum of Law -- Filed December 4, 2008 -- in the Delaware Court of Chancery citing Bigler & Tillman's Void or Voidable? -- Curing Defects in Stock Issuances Under Delaware Law	12/15/08	77
Memorandum of Law -- Filed December 9, 2008 -- in the Delaware Court of Chancery citing Bigler & Tillman's Void or Voidable? -- Curing Defects in Stock Issuances Under Delaware Law	12/16/08	31
Memorandum of Law -- Filed November 12, 2008 -- in the Delaware Court of Chancery citing Bigler & Tillman's Void or Voidable? -- Curing Defects in Stock Issuances Under Delaware Law	11/18/08	96

TITLE	DATE POSTED	TOTAL
Memorandum of Law -- Filed October 3, 2008 -- in the Delaware Court of Chancery citing Bigler & Tillman's Void or Voidable? -- Curing Defects in Stock Issuances Under Delaware Law	10/16/08	144
Model Continuity of Congress Statute	07/01/07	52
New South Wales Department of the Legislative Assembly: Annual Report citing Tillman	09/16/08	15
Noncontemporaneous Lawmaking: Can the 110th Senate Enact a Bill Passed By the 109th House?	07/01/07	114
November 18, 2009 SSRN Download Report	09/21/08	129
October 18, 2009 BEPRESS Download Report	09/12/08	141
Opening Statement: Why President-Elect Obama May Keep His Senate Seat After Assuming the Presidency	11/21/08	97
Overruling INS v. Chadha: Advice on Choreography - A Reply to Professor Sanford Levinson	07/01/07	75
Presentation: A Continuity of Congress Proposal	07/04/07	N/A
Presentation: Everything You Always Wanted to Know About the Orders, Resolutions and Votes Clause that Professors Edward S. Corwin and Charles L. Black, Jr. failed to ask	07/04/07	N/A
Presentation: Some Thoughts on Legislative Officer Succession	09/24/07	N/A
Presentation: What James Madison could have learned from the Westminster Parliamentary Tradition	07/04/07	N/A
Professor Aaron-Andrew P. Bruhl's Against Mix-And-Match Lawmaking -- a response to Tillman's Noncontemporaneous Lawmaking	02/21/08	N/A
Professor Brian C. Kalt's Keeping Recess Appointments in Their Place -- a response to Tillman's Senate Termination of Presidential Recess Appointments	02/21/08	N/A
Professor Brian C. Kalt's Keeping Tillman Adjournments in Their Place -- A rejoinder to Tillman's Reply to Kalt	02/21/08	N/A
Professor Bruce G. Peabody's Analogize This: Constitutional Interpretation, Religion, and Maintaining the Political Order, a Response to Tillman's "Blushing Our Way Past Historical Fact and Fiction" and "Blushing Our Way Past History"	10/14/09	N/A
Professor Gary S. Lawson's Burning Down the House (and Senate): A Presentment Requirement for Legislative Subpoenas Under the Orders, Resolutions, and Votes Clause -- a Comment on Tillman's A Textualist Defense	02/21/08	N/A
Professor Jeremy D. Bailey's The Traditional View of Hamilton's Federalist No. 77 and an Unexpected Challenge: A Response to Seth Barrett Tillman	08/17/09	N/A
Professor Robert F. Blomquist's Beyond Historical Blushing: A Plea for Constitutional Intelligence, a Response to Tillman's "Blushing Our Way Past Historical Fact and Fiction" and "Blushing Our Way Past History"	09/08/09	N/A

TITLE	DATE POSTED	TOTAL
Professor Saikrishna Bangalore Prakash's Response: Why the Incompatibility Clause Applies to the Office of President	11/03/08	N/A
Professor Sanford V. Levinson's Assuring Continuity of Government -- a Comment on Tillman's Model Continuity of Congress Statute	02/21/08	N/A
Professor Stephen Michael Sheppard's What Oaths Meant to the Framers' Generation: A Preliminary Sketch, a Response to Tillman's "Blushing Our Way Past Historical Fact and Fiction" and "Blushing Our Way Past History"	10/14/09	N/A
Professor Steven G. Calabresi's Closing Statement: A Term of Art or the Artful Reading of Terms?	11/03/08	N/A
Professor Steven G. Calabresi's Opening Statement: Does the Incompatibility Clause Apply to the President?	11/03/08	N/A
Publications Calling Article I, Section 7, Clause 3 the Orders, Resolutions, and Votes Clause	03/09/08	127
Representative Internet Citations and Acknowledgments	02/23/08	N/A
Senate Termination of Presidential Recess Appointments	07/01/07	41
Some Thoughts on the Normative Foundations of the Independent Legal Significance Test (not yet drafted, planned for 2010 publication)	01/23/09	10
Terminating Presidential Recess Appointments: A Reply to Professor Brian C. Kalt	07/01/07	56
Textualist Hedgehogs and Structuralist Foxes: A Reply to the Critics of my Incompatibility Clause Jurisprudence (not yet drafted, planned for 2009-2010 publication)	11/04/08	40
The Domain of Constitutional Delegations Under the Orders, Resolutions and Votes Clause: A Reply to Professor Gary S. Lawson	06/17/07	106
The Federalist Papers as Reliable Historical Source Material for Constitutional Interpretation	06/17/07	309
The Puzzle of Hamilton's Federalist No. 77	01/22/09	207
United States Senate Document -- The Constitution of the United States of America: Analysis and Interpretation (Supp. 2006) citing Tillman's A Textualist Defense	11/19/07	59
United States Senate Document -- The Constitution of the United States of America: Analysis and Interpretation (Supp. 2008) citing Tillman's A Textualist Defense	12/07/08	24
Void or Voidable? -- Curing Defects in Stock Issuances Under Delaware Law	02/06/08	513
Why Our Next President May Keep His Or Her Senate Seat: A Conjecture On The Constitution's Incompatibility Clause	02/18/08	199