

Eduardo Moisés Peñalver
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ACADEMIC APPOINTMENTS

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|---------------------|--|
| Jan. 2012 – present | John P. Wilson Professor of Law , <i>University of Chicago Law School</i> |
| July 2008-Dec. 2012 | Professor , <i>Cornell Law School</i> |
| June 2006-2008 | Associate Professor , <i>Cornell Law School</i> |
| Fall 2011 | Visiting Professor , <i>University of Chicago Law School</i> |
| Winter 2007 | Visiting Associate Professor , <i>Harvard Law School</i> |
| 2005-2006.1 | Visiting Associate Professor , <i>Yale Law School</i> |
| 2003-2006 | Associate Professor , <i>Fordham University School of Law</i> |

OTHER LEGAL EMPLOYMENT

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|----------------|--|
| June 1999-2000 | Law Clerk , <i>Hon. Guido Calabresi</i> United States Court of Appeals, Second Circuit, New Haven, Connecticut |
| July 2000-2001 | Law Clerk , <i>Hon. John Paul Stevens</i> United States Supreme Court, Washington, D.C. |
| 2001-2003 | Litigation Associate , <i>Kellogg, Huber, Hansen, Todd & Evans, PLLC</i> , Washington, D.C. |

EDUCATION

Yale Law School
Juris Doctor, June 1999

University of Oxford, Oriel College
Master of Arts, Philosophy and Theology, June 1996, with first class honors

Honors: Rhodes Scholarship, Washington, 1994

Cornell University, College of Arts and Sciences
Bachelor of Arts, May 1994, *magna cum laude* and with distinction in all subjects

Honors: Phi Beta Kappa
Merrill Presidential Scholar, 1994

BOOKS

Forthcoming 2014, Aspen (with Joseph William
Singer, Bethany Berger, and Nestor Davidson)
2012, Cambridge U.P. (with Gregory Alexander)
2011, Foundation Press (with Stewart Sterk)
2010, Oxford U.P. (ed. with G. Alexander)

PROPERTY LAW: RULES, POLICIES,
AND PRACTICES (6th ed.)
AN INTRODUCTION TO PROPERTY THEORY
LAND USE REGULATION
PROPERTY AND COMMUNITY

ARTICLES, ESSAYS, AND BOOK REVIEWS

In progress

___ S. Ct. Rev. ___ (2014)

98 Cornell L. Rev. 1437 (2013)

97 Cornell L. Rev. 305 (2011)

109 Mich. L. Rev. 191 (2010)

94 Cornell L. Rev. 821 (2009)

155 U. Pa. L. Rev. 1095 (2007)

116 Yale L.J. 732 (2007)

91 Va. L. Rev. 1889 (2005)

105 Colum. L. Rev. 2182 (2004)

31 Ecology L.Q. 227 (2004)

Property and Protection

Exactions Creep (with Lee Fennell)

The Right Not to Use in Patent and Property Law (with
Oskar Liivak)

Judicial Takings or Due Process? (with Lior Strahilevitz)

The Illusory Right to Abandon

Land Virtues

Property Outlaws (with Sonia Katyal)

Restoring the Right Constitution? (reviewing Randy
Barnett, *Restoring the Lost Constitution* (Princeton
U.P. 2003))

Property as Entrance

Regulatory Taxings

Is Land Special?

SYMPOSIUM CONTRIBUTIONS AND BOOK CHAPTERS

80 Fordham L. Rev. 1071 (2011)

Ashgate Press (2010)

Property's Memories

The Costs of Regulation or the Consequences of Poverty?

Progressive Lessons from de Soto, in HERNANDO DE
SOTO AND PROPERTY IN A MARKET ECONOMY
(Benjamin Barros ed.)

10 Theoretical Inquiries in Law 127 (2009)

Properties of Community (with Gregory Alexander) (2008
Conference on "Property and Community" at Tel
Aviv University)

110 W. Va. L. Rev. 515 (2007)

Is Public Reason Counterproductive? (2007 ACS Religion
Clause Conference at W. Va. Univ. College of
Law)

15 Wm. & Mary Bill of Rights J. 431 (2006)

Reconstructing Richard Epstein (2005 Brigham-Kanner
Conference honoring Richard Epstein)

74 Fordham L. Rev. 2971 (2006)

*Property Metaphors and Kelo v. New London: Two Views
of the Castle* (essay written for the 2005 Gallivan
Conference at the University of Connecticut)

74 Fordham L. Rev. 2241 (2006)

*Treating Religion as Speech: Justice Stevens's Religion Clause
Jurisprudence* (2005 Jurisprudence of Justice
Stevens Conference at Fordham Law School)

ACADEMIC PRESENTATIONS

Fall 2013 Cornell Institute for Social Science, Guest Lecture

Fall 2013 University of Iowa Law School, Faculty Workshop Series

Fall 2013 University of Groningen (Netherlands), Conference on Expropriation and Public Use

Summer 2013 AALS Mid-Year Meeting, Plenary Session Panelist

Spring 2013 Academic Center for Law and Business, Tel Aviv, Israel, Faculty Workshop

Spring 2013 Tel Aviv University, Legal Theory Workshop

Spring 2013 Tulane Law School, Faculty Workshop Series

Spring 2013 George Washington Law School, Faculty Workshop Series

Spring 2012 Georgetown Law Center, Faculty Workshop Series

Spring 2012 National Law University, New Delhi, India, Workshop

Spring 2012 Center for the Study of Developing Societies, New Delhi, India, Workshop

Spring 2012 Jindal Global Law School, New Delhi, India, Distinguished Lecture

Fall 2011 University of Chicago, Faculty Workshop Series

Fall 2011 UCLA Law School, Faculty Workshop Series

Spring 2010 University of Michigan Law School, Legal Theory Workshop

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| Spring 2010 | USC Law School, Property and Memory Conference (panelist) |
| Spring 2010 | Association for Law, Property and Society, Annual Conference, Panel on Hanoch Dagan's book, <i>Property: Values and Institutions</i> (Oxford U.P. 2010) |
| Fall 2010 | USC Law School, Property and Torts Conference (commenter) |
| Fall 2010 | Seton Hall Law School, Faculty Workshop Series |
| Fall 2010 | Fordham Law School, Center for Information Law and Policy, book talk |
| Spring 2010 | Seattle University Law School, Faculty Workshop Series |
| Spring 2010 | Natural Law Colloquium, Fordham Law School |
| Spring 2010 | Association for Law, Property and Society Annual Conference, Presentation to Plenary Session |
| Spring 2010 | AALS Annual Conference, Property Section Panel (discussing property as a transformative institution) |
| Fall 2009 | U.C. Irvine Law School, Faculty Workshop Series |
| Fall 2009 | Loyola Law School, Los Angeles, Faculty Workshop Series |
| Spring 2009 | McGill University (Canada), Faculty of Law, Legal Theory Workshop |
| Spring 2009 | AALS Annual Conference, Property Section Panel (discussing Hernando de Soto) |
| Spring 2009 | University of Alabama, School of Law, Faculty Workshop Series |
| Fall 2008 | Journal of Empirical Legal Studies Conference, Discussant |
| Fall 2008 | Stellenbosch Law School (South Africa), Conference on Globalization and the Law |
| Fall 2008 | Queens Law School (Canada), Faculty Workshop Series |
| Fall 2008 | William and Mary Law School, Brigham-Kanner Conference (honoring Robert Ellickson) |
| Fall 2008 | Yale Law School, Legal Theory Workshop |
| Spring 2008 | Columbia Law School, Legal Theory Workshop |
| Spring 2008 | Emory Law School, Roundtable on Religion in Public Life |
| Spring 2008 | Tel Aviv University, Property and Community Conference |
| Fall 2007 | Cornell Law School, Faculty Workshop Series |
| Fall 2007 | Villanova Law School, 5 th Annual Symposium on Catholic Social Thought and the Law |
| Fall 2007 | Northwestern University Law School, Faculty Workshop Series |
| Summer 2007 | Law and Society Conference, Property Panel |
| Summer 2007 | Cornell Law School-LSE Property Conference |
| Spring 2007 | Cornell-Beida Property Conference |
| Spring 2007 | Syracuse Law School, Center on Property, Citizenship, and Social Entrepreneurism |
| Spring 2007 | ACS Law and Religion Conference, U. W.Va. Law School |
| Fall 2006 | Yale Law School, Conference on Cuba's Transition to Democracy |
| Fall 2006 | Harvard Law School, Faculty Workshop Series |
| Fall 2006 | Rutgers-Camden Law School, Faculty Workshop Series |
| Fall 2006 | Cornell Law School - Panel on <i>The Global Debate Over Constitutional Property</i> |
| Spring 2006 | Fordham Law School, Faculty Workshop Series |
| Spring 2006 | Fordham Law School, Conference: "A New Constitutional Order" |
| Spring 2006 | Fordham Law School, Natural Law Colloquium |
| Fall 2005 | University of Connecticut Law School, Gallivan Conference |
| Fall 2005 | University of Florida, Levin College of Law, Nelson Symposium |
| Fall 2005 | Georgetown Environmental Law and Policy Institute, Regulatory Takings Conference |
| Fall 2005 | William & Mary Law School, Brigham-Kanner Conference (honoring Richard Epstein) |
| Fall 2005 | Fordham Law School, Conference: "Jurisprudence of Justice Stevens" |
| Fall 2005 | Cornell Law School, Faculty Workshop Series |
| Spring 2005 | University of Washington School of Law, Faculty Workshop Series |
| Spring 2005 | Columbia Law School, Young Scholars Workshop |
| Spring 2005 | University of Utah, S.J. Quinney College of Law, Stegner Center Symposium |
| Fall 2004 | Boalt Hall School of Law, Faculty Workshop Series |
| Spring 2004 | Fordham Law School, Faculty Workshop Series |

NON-ACADEMIC WRITING AND OPINION ARTICLES

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| Commonweal Magazine, May 4, 2012 | <i>Long Division: The Perils of Economic Inequality</i> |
| CNN.com, Dec. 17, 2011 | <i>Occupy's New Tactic Has a Powerful Past</i> (with Sonia Katyal) |
| Slate.com, Sept. 24, 2010 | <i>Why the Fox News Lawsuit Against the Carnahan Campaign is Bogus</i> (with Sonia Katyal) |

Commonweal Magazine, Sept. 24, 2010
Slate.com, July 9, 2010
N.Y. Times, Apr. 11, 2010
Washington Post, Apr. 9, 2010 (online)

Huffington Post, Feb. 3, 2010
Commonweal Magazine, Sept. 11, 2009
Slate.com, Mar. 25, 2009
Commonweal Magazine, Apr. 11, 2008
Washington Post, Dec. 30, 2007
Commonweal Magazine, Apr. 20, 2007
Commonweal Magazine, Sept. 22, 2006
Commonweal Magazine, May 5, 2006
Washington Post, Apr. 16, 2006
N.Y. Law Journal, Oct. 29, 2004
Chicago Tribune, May 21, 2004
Chicago Tribune, Mar. 4, 2003

Birth Rights
The Fair Use Senator (with Sonia Katyal)
My Boss, Justice Stevens
Farewell to Justice Stevens, From Those Who Knew Him Well
(with Joseph Thai and Andrew Seigel)
Celebrating Trespassers (with Sonia Katyal)
Free To Be Fathers
Homesteading in the Hood
Religion, Politics, and Climate Change
The End of Sprawl?
The Right To Unionize
A Guide for Catholic Voters: Abortion is Not the Only Issue
Are Illegal Immigrants Pioneers?
American Pioneers – or “Illegals”?
Public Use and Private Profit
Bishops Criticized for Wrong Reason
Are Estrada’s Opponents Anti-Latino?

PUBLISHED STUDENT WRITING

36 Stan. J. Int’l L. 271 (2000)
52 Fla. L. Rev. 107 (2000)

107 Yale L.J. 791 (1997)

The Persistent Problem of Obligation in International Law
Redistributing Property: Natural Law, International Norms,
and the Property Reforms of the Cuban Revolution

Note, *The Concept of Religion*

LAW BLOGS

PrawfsBlawg, Guest blogger, November 2007, June 2008, June 2009, June 2010, September 2011
PropertyProf, Guest blogger, December 2006
Concurring Opinions, Guest blogger, July-August 2006
Mirror of Justice, Regular Contributor, 2005-2008

ADMINISTRATIVE EXPERIENCE

Administrative Director of Faculty Research (2009-2011): Managed and organized main faculty workshop, annual faculty retreat, faculty “book celebration” panels, and endowed lectures. Initiated a summer workshop series for faculty works in progress. The position required stewarding the budget for endowed lectures and coordinating the efforts of several faculty assistants.

Chair, Cornell’s Re-Accreditation Self-Study Committee (2010-2011):
Coordinated the efforts of the faculty self-study committee to generate a self-study report for submission to the ABA; employed both online tools and numerous in-person meetings to survey faculty, staff, students, and alumni regarding the law school’s curriculum and skills offerings, its placement efforts, and its commitment to diversity.

Committees Faculty Appointments (2003-04, 2004-05, 2008-09, 2009-10); Dean’s Reappointment Committee (2013); Cornell University Marshall and Rhodes Screening Committees (several years between 2006-10); Clerkships (2006-10); Distinguished Jurist-in-Residence (2007-10); Admissions (2007-08); AALS Professional Development Committee, 2011-12; AALS Property Section 2010 Mid-Year Meeting Planning Committee.

Faculty Advisor Cornell Law Review (2007-10); Latino Law Students’ Association (Fordham, 2003-05; Cornell 2006-10, Chicago, 2013-14); St. Thomas More Society (2007-09)

ACADEMIC SERVICE WORK & AWARDS

Peer Review Oxford University Press; Cambridge University Press; Yale Law Journal; Routledge-Cavendish, Journal of Law and Social Inquiry; Journal of Empirical Legal Studies; Journal of Law, Culture and the Humanities; Law and Philosophy; Killam Research Fellowship (Canada); University of New South Wales Law Review

Awards Cornell University, Provost's Award for Distinguished Scholarship, 2010

LITIGATION/CONSULTING

I have consulted on issues related to the United States Supreme Court, as well as on cases involving property and land-use law, with a special interest in the law of adverse possession and prescription. I represented a group of elderly homeowners in a successful lawsuit against Norfolk Southern Railway Co. concerning the railroad's closure of a grade-level rail crossing in Lansing, New York.

BAR ADMISSION New York (admitted in 2002)

LANGUAGES Spanish, some elementary Hindi

INTERESTS Instrument and seaplane-rated private pilot, scuba diving