

# Dale Carpenter

SMU Dedman School of Law  
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Dallas TX 75205  
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## EDUCATION

University of Chicago Law School, Chicago, Illinois  
J.D. 1992, with honors  
Editor-in-Chief, *University of Chicago Law Review*, 1991-92

Yale College, New Haven, Connecticut  
B.A. 1989, *magna cum laude*, distinction in major (History)  
Recipient, John Addison Porter Prize for best American history senior essay  
(topic: *Griswold v. Connecticut*)

## EMPLOYMENT

SMU Dedman School of Law *2016-present*

Judge William Hawley Atwell Chair in Constitutional Law  
Altshuler Distinguished Teaching Professor (2022)  
Don Smart Award for Teaching Excellence (2018, 2020)

University of Minnesota Law School *2000-16*

Distinguished University Teaching Professor and Earl R. Larson  
Professor of Civil Rights and Civil Liberties Law 2007-16;  
Julius E. Davis Professor of Law, 2006-07; Stanley V. Kinyon  
Teacher of the Year, 2003-04 and 2005-06; Tenured Teacher  
of the Year, 2006-07; Editor, *Constitutional Commentary*, 2004-  
present5udman School o(7n.07 299.45 Tm0 G[2007)]TJETQq.00000912 0 612 792 reW\*nBT/F1

Visiting Teacher of the Year, 2008-09

Associate, Howard, Rice *et al.*, San Francisco, California

1999-2000

Dale Carpenter

Member, California Bar Association *1999-present*  
Member, Supreme Court Bar Association *2013-present*

**PUBLICATIONS**

*Books*

Flagrant Conduct: The Story of *Lawrence v. Texas* (W.W. Norton, 2012)

*New York Times* Notable Book (2012), Winner of Lambda Literary Award for Non-Fiction (2013)

*Articles and book chapters*

Autonomy, in the *Oxford Handbook on the United States Constitution* (Levinson, Tushnet, and Graber, eds.) (Oxford Univ. Press, 2015)

*Windsor* 183

The Unconservative Harms of Conservative Opposition to Gay Marriage, in Lynn Wardle, ed., *What s the Harm?* (University Press, 2008)

Rev. 93 (2008)

Institutional Review Boards, Regulatory Incentives, and Some Modest Proposals for Reform,

Dale Carpenter

Bad Arguments Against Gay Marriage, 7 Florida Coastal L. Rev. 181 (2005)

L. Rev. 1407 (2005)

Four Arguments Against the Federal Marriage Amendment That Even an Opponent of  
Gay Marriage Should Accept, 2 St. Thomas L. Rev. 71 (2004)

The Unknown Past of *Lawrence v. Texas*, 102 Mich. L. Rev. 1464 (2004)

Is *Lawrence* Libertarian? 88 Minn. L. Rev. 1140 (2004)

The Antipaternalism Principle in the First Amendment, 37 Creighton L. Rev. 579  
(2004)

Judicial Supremacy and Its Discontents, 20 Const. Comm. 405 (2003)

Freedom of Expressive Association and Antidiscrimination Law After *Dale*: A  
Tripartite Approach, 85 Minn. L. Rev. 1515 (2001)

A Conservative Defense of *Romer v. Evans*, 76 Ind. L. J. 403 (2001)

Same-Sex Sexual Harassment Under Title VII, 37 S. Tex. L. Rev. 699 (1996)

Comment, Bumping the Status Quo: Actual Relief for Actual Victims Under Title VII,  
58 U. Ci. L. Rev. 703 (190792 reW\*nBT/F5 12 Tfo0 [ ])(tatus Quo: Ac)5(tual Reli)-2(1 144.02 32

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Is the Solomon Amendment Unconstitutional?, Preview of United States Supreme Court Cases 3: 143 (ABA, Nov. 28, 2005)

The Bonds of Common Ground, *National Review Online* (Oct. 25, 2005) (available at <http://www.nationalreview.com/comment/carpenter200510250830.asp>)

Children and society would benefit, too, *Minneapolis Star-Tribune* (Sept. 17, 2004) (op-ed)

Bad Arguments for Gay Marriage,

Dale Carpenter

Expert witness, testimony regarding same-sex marriage bills, Minnesota Senate Judiciary Committee, March 2, 2010

Expert witness, testimony regarding Minnesota marriage amendment, Minnesota Senate and House, 2011

Expert witness, testimony regarding Minnesota marriage legislation, Minnesota Senate and House, 2013