

BRAD BARANOWSKI

Southern Methodist University Dedman School of Law
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ACADEMIC APPOINTMENTS

Southern Methodist University Dedman School of Law, Dallas, TX 2026–Present
Assistant Professor
Courses: Civil Procedure (Fall 2026), Federal Courts (Spring 2027)

Boston University School of Law, Boston, MA 2024–2026
Visiting Assistant Professor
Courses: Administrative Law (Fall 2024, Fall 2025), Federal Courts (Spring 2025, Spring 2026)

RESEARCH & TEACHING INTERESTS

Administrative Law; Civil Procedure; Constitutional Law; Federal Courts; Legislation and Statutory Interpretation; Remedies; Intellectual History

LEGAL FELLOWSHIPS & CLERKSHIPS

U.S. Supreme Court, Washington, D.C. 2022–2023
Supreme Court Fellow assigned to the Federal Judicial Center

U.S. Court of Appeals for the Sixth Circuit, Cleveland, OH 2021–2022
Law Clerk to the Honorable Karen Nelson Moore

Massachusetts Supreme Judicial Court, Boston, MA 2020–2021
Law Clerk to the Honorable David A. Lowy

EDUCATION

Boston University School of Law, Boston, MA
Juris Doctor, *summa cum laude*, May 2020 (graduated 2 of 228)
Activities: *Boston University Law Review*: Articles Editor (2019–2020), Member (2018–2019)
Honors: Melville M. Bigelow Scholarship Award (for demonstrating the greatest promise as a scholar and teacher in law)
William L. & Lillian Berger Achievement Prize (for exemplary scholastic achievement)
Edward F. Hennessey Distinguished Scholar (highest third-year honor)
Paul J. Liacos Distinguished Scholar (highest second-year honor)
G. Joseph Tauro Distinguished Scholar (highest first-year honor)
Dean's Awards: Intellectual Property; Administrative Law; Torts
Stone Moot Court: Best Brief; Best Oralist

University of Wisconsin-Madison, Madison, WI
Doctor of Philosophy, History, May 2017; Masters, History, Dec. 2012
Major Focus: United States Intellectual and Cultural History
Minor Focus: Modern European Intellectual History

Dissertation: “America’s Moral Conscience: John Rawls and the Making of Modern Liberalism”
Adviser: Professor Jennifer Ratner-Rosenhagen
Courses Taught: *Inequality: An American Dilemma* (Lecturer: Summer 2017); *The History Lab* (Director: Spring 2016–Spring 2017; Tutor: Fall 2015); *Western Culture: Science, Technology, Philosophy II* (Teaching Assistant: Spring 2015); *Introduction to Speech Composition* (Teaching Assistant: Fall 2014, Fall 2013, Fall 2011); *Theory and Practice of Argumentation and Debate* (Teaching Assistant: Spring 2012); *History of American Thought, 1859–Present* (Teaching Assistant: Spring 2011)

Kent State University, Kent, OH
 Bachelor of Arts, *summa cum laude*, History (University Honors), May 2010

LEGAL PUBLICATIONS

Publications

History Rules: Rules Originalism at the Roberts Court, 101 WASH. L. REV. __ (2026) (forthcoming).

Remaking Rulemaking: Lessons from the History of Federal Rule of Civil Procedure 54(b), 73 CLEVE. ST. L. REV. 617 (2025) (with Emery G. Lee III)

Discovering the Future of Personal Jurisdiction, 56 CONN. L. REV. 687 (2024)

The Representative First Amendment: Public-Sector Exclusive Representation after Janus v. AF-SCME 99 B.U. L. REV. 2249 (2019)

Honorable mention for the 2020 Scribes Law-Review Award

Works in Progress

The Rhetoric of Constitutional Pluralism: An Intellectual History

Should the Circuits Keep Secrets?: Privacy as a Basis for Appellate Jurisdiction (with Emery G. Lee III)

Some Legally Right, and Legally Wrong, Things to Say About the Administrative Procedure Act’s Legal Wrong Test

Standing Together: A Defense of Associational Standing

OTHER LEGAL WORK EXPERIENCE

Freelance Consulting Work 2025–Present

Focused on matters related to civil litigation and federal courts

Committee for Public Counsel Services, Boston, MA 2023–2026

Appellate Counsel on the Post-Conviction Panel

Jones Day, Boston, MA 2023–2024

Associate

Massachusetts Supreme Judicial Court, Boston, MA Fall 2019

Judicial Intern to the Honorable Scott L. Kafker

Jones Day, Boston, MA
Summer Associate

Summer 2019

Boston University School of Law, Boston, MA
Research Assistant for Professor James E. Fleming

2018–2019

U.S. District Court for the District of Massachusetts, Boston, MA
Judicial Intern to the Honorable Indira Talwani

Summer 2019

OTHER PUBLICATIONS

Peer Reviewed

How to Do Things with Justice: Professor Rawls, 1962–1971, 44 ANALYSE & KRITIK 61 (2022)

The Unending Conversation: Kenneth Burke and Richard McKeon's Aesthetic Pragmatism, 1920–1960, 15 MODERN INTELLECTUAL HISTORY 153 (Apr. 2018)

Book Reviews

Review of CHRISTOPHER W. SCHMIDT, CIVIL RIGHTS IN AMERICA: A HISTORY (Cambridge: Cambridge University Press, 2021), in HISTORY: THE JOURNAL OF THE HISTORICAL ASSOCIATION (Feb. 2023)

Review Article of ROBERT J. GORDON, THE RISE AND FALL OF AMERICAN GROWTH: THE U.S. STANDARD OF LIVING SINCE THE CIVIL WAR (Princeton: Princeton University Press, 2016); PETER H. LINDERT, JEFFREY G. WILLIAMSON, UNEQUAL GAINS: AMERICAN GROWTH AND INEQUALITY SINCE 1700 (Princeton: Princeton University Press, 2016); KENNETH SCHEVE & DAVID STASAVAGE, TAXING THE RICH: A HISTORY OF FISCAL FAIRNESS IN THE UNITED STATES AND EUROPE (Princeton: Princeton University Press, 2016), in *Beyond Piketty: Economic History and Inequality*, 103 HISTORY: THE JOURNAL OF THE HISTORICAL ASSOCIATION 628 (Oct. 2018)

Review of MARK SPELTZ, NORTH OF DIXIE: CIVIL RIGHTS PHOTOGRAPHY BEYOND THE SOUTH (New York: J. Paul Getty Museum Publications, 2016), in 103 HISTORY: THE JOURNAL OF THE HISTORICAL ASSOCIATION 628 (Apr. 2018)

Review of RICHARD MCKEON, ON KNOWING: THE SOCIAL SCIENCES (Chicago: University of Chicago Press, 2016), in 71 REVIEW OF METAPHYSICS 154 (Sept. 2017)

Review of THOMAS J. KNOCK, THE RISE OF A PRAIRIE STATESMAN: THE LIFE AND TIMES OF GEORGE MCGOVERN (Princeton: Princeton University Press, 2016), in 102 HISTORY: THE JOURNAL OF THE HISTORICAL ASSOCIATION 547 (July 2017)

Review of SOPHIA Z. LEE, THE WORKPLACE CONSTITUTION FROM THE NEW DEAL TO THE NEW RIGHT (New York: Cambridge University Press, 2015), in 102 HISTORY: THE JOURNAL OF THE HISTORICAL ASSOCIATION 350 (Apr. 2017)

Review of MARTIN JAY, REASON AFTER ITS ECLIPSE: ON LATE CRITICAL THEORY (Madison: University of Wisconsin Press, 2016), in MOSSE PROGRAM BOOKS (Jan. 6, 2017), <https://mosseprogram.wisc.edu/2017/01/06/brad-baranowski-reviews-martin-jay-reason-after-its-eclipse-2016/> (last accessed on July 22, 2025)

Review of ALAN KAHAN, *TOCQUEVILLE, DEMOCRACY, AND RELIGION: CHECKS AND BALANCES FOR DEMOCRATIC SOULS* (New York: Oxford University Press, 2015), in 101 HISTORY: THE JOURNAL OF THE HISTORICAL ASSOCIATION 815 (Dec. 2016)

Review of ALEXANDER TESIS, *FOR LIBERTY AND EQUALITY: THE LIFE AND TIMES OF THE DECLARATION OF INDEPENDENCE* (Oxford: Oxford University Press, 2014), in 101 HISTORY: THE JOURNAL OF THE HISTORICAL ASSOCIATION 325 (Apr. 2016)

Review of JOSEPH F. KETT, *MERIT: THE HISTORY OF A FOUNDING IDEAL FROM THE AMERICAN REVOLUTION TO THE TWENTY-FIRST CENTURY* (Ithaca: Cornell University Press, 2013), in *The Consequences of Merit*, UNITED STATES INTELLECTUAL HISTORY BLOG (Sept. 20, 2015), <https://s-usih.org/2015/09/the-consequences-of-merit/> (last accessed on July 22, 2025)

Review of DREW MACIAG, *EDMUND BURKE IN AMERICA: THE CONTESTED CAREER OF THE FATHER OF MODERN CONSERVATISM* (Ithaca: Cornell University Press, 2013), in *Edmund Burke in the American Imagination*, UNITED STATES INTELLECTUAL HISTORY BLOG (Jan. 25, 2015), <https://s-usih.org/2015/01/edmund-burke-in-the-american-imagination/> (last accessed on July 22, 2025)

Popular Writings

Freedom of Thought, THE NATION (Nov. 28, 2017), <https://www.thenation.com/article/archive/freedom-of-thought/> (last accessed on July 22, 2025)

How Robert Nozick Put a Purple Prose Bomb Under Analytical Philosophy, AEON (May 1, 2017), <https://aeon.co/ideas/how-robert-nozick-put-a-purple-prose-bomb-under-analytical-philosophy> (last accessed on July 22, 2025)

Blog Posts

Wisconsinites, Fearless All, UNITED STATES INTELLECTUAL HISTORY BLOG (Feb. 6, 2015), <https://s-usih.org/2015/02/wisconsinites-fearless-all-a-guest-post-by-brad-baranowski/> (last accessed on July 22, 2025)

Alfred Kazin: Critic and Writer (1915–1998), UNITED STATES INTELLECTUAL HISTORY BLOG (Oct. 29, 2014), <https://s-usih.org/2014/10/alfred-kazin-critic-and-writer-1915-1998-s-usih-conference-guest-post/> (last accessed on July 22, 2025)

Universalism with a Pluralistic Face: John Rawls on International Relations, UNITED STATES INTELLECTUAL HISTORY BLOG (July 21, 2014), <https://s-usih.org/2014/07/roundtable-u-s-foreign-policy-and-the-left-chapter-6/> (last accessed on July 22, 2025)

Finding Vivian Maier's Significance, UNITED STATES INTELLECTUAL HISTORY BLOG (May 28, 2014), <https://s-usih.org/2014/05/finding-vivian-maiers-significance/> (last accessed on July 22, 2025)

Marketing the Intellectual, Selling the Public, UNITED STATES INTELLECTUAL HISTORY BLOG (Apr. 9, 2014), <https://s-usih.org/2014/04/marketing-the-intellectual-selling-the-public/> (last accessed on July 22, 2025)

The Low Voice: Psychoanalysis and Usable Pasts, UNITED STATES INTELLECTUAL HISTORY BLOG (June 25, 2013), <https://s-usih.org/2013/06/the-low-voice-psychoanalysis-and-usable-pasts/> (last accessed on July 22, 2025)

Writers and Readers, Pen and Texts: An Exhortation for Historians to Read W.G. Sebald's Austerlitz, UNITED STATES INTELLECTUAL HISTORY BLOG (Oct. 16, 2012), <https://s-usih.org/2012/10/writers-and-readers-pens-and-texts/> (last accessed on July 22, 2025)

AMICUS BRIEFS, LETTERS, & OTHER ADVOCACY

Letter to the Advisory Committee on Civil Rules, Proposed Amendment to Federal Rule of Civil Procedure 58(a) (Requirements of Separate Documents for Every Judgment) (Oct. 13, 2025).

Brief of Amici Curiae the Committee for Public Counsel Services, Criminal Justice Institute at Harvard Law School, Massachusetts Association of Criminal Defense Lawyers, and New England Innocence Project in Support of Appellant Terrance Montgomery, Commonwealth v. Montgomery, 495 Mass. 238 (2025) (SJC-13594), 2024 WL 4348213

AWARDS & GRANTS

Boston University School of Law, Boston, MA

Boston University Law Review's Distinguished Alumni Award

Kent State University, Ashtabula, OH

Roger T. Beitler Distinguished Former Student Award

University of Wisconsin-Madison, Madison, WI

History Department Meritorious Service Award

Phi Alpha Theta Outstanding Teaching Award

Mellon-Wisconsin Summer Fellowship

Integrated Liberal Arts Outstanding Teaching Award

Dissertation Research Travel Grant

Vilas Research Travel Award

Chancellor's Fellowship

Early Excellence in Teaching Award

CONFERENCES & PRESENTATIONS

2026 Southeastern Association of Law Schools Conference	Jul. 2026
"Standing Together: A Defense of Associational Standing" (paper)	

McKeon Center Conference 2026: Richard McKeon and His Legacy	May 2026
"Richard McKeon and the U.S. Constitution" (paper)	

2026 Annual Federal Courts Junior Scholars Workshop	Apr. 2026
"History Rules: Administrative Law and Civil Procedure at the Roberts Court" (paper)	

Procedural Justice: Change and Continuity “Access and Change in Civil Procedure” (panelist)	Feb. 2026
10th Annual Civil Procedure Workshop , Richmond, VA “History Rules: Administrative Law and Civil Procedure at the Roberts Court” (paper)	Jun. 2025
Boston University Law Review Symposium , Boston, MA “Emerging Debates in Expertise” (panelist)	Nov. 2024
Organization for American Historians Annual Conference , Providence, R.I. “Liberating Reason: Robert Nozick’s Philosophical Libertarianism and Its Legacies” (paper)	Apr. 2016
Society for United States Intellectual History Conference , Washington, D.C. “Respect for Justice: John Rawls on Emotions and Moral Psychology” (paper)	Oct. 2015
Historians of the Twentieth Century United States Conference , Norwich, U.K. “War and Justice: John Rawls’s Philosophical Temperament” (paper)	Jun. 2015
Society for United States Intellectual History Conference , Indianapolis, IN “John Rawls’s War: The Duty of Morality and the Problem of Evil in Twentieth Century Moral Philosophy” (paper)	Oct. 2014
Society for United States Intellectual History Conference , Irvine, CA “The Unending Conversation: Kenneth Burke and Richard McKeon’s Rhetorical Pragmatism” (paper)	Oct. 2013
BAR ADMISSIONS	
Massachusetts	Jan. 2021
COURT ADMISSIONS	
United States Circuit Court for the Sixth Circuit Court of Appeals	Jun. 2022
United States District Court for the District of Massachusetts	Nov. 2023
COMMUNITY SERVICE	
Zoning Board of Appeals , Arlington, MA <i>Associate Member</i>	Jan. 2025–Jul. 2026
Boston University Law School Young Alumni Council , Boston, MA <i>Chair of the Membership Committee:</i> 2023–2026 <i>Member of the Membership Committee:</i> 2026–Present	2023–Present
NON-ACADEMIC INTERESTS	
Hiking the 48, 4,000-foot mountains in New Hampshire; cross-country skiing; carpentry	

REFERENCES

Angela Onwuachi-Willig

Dean and Ryan Roth Gallo Professor of Law
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