

**MICHAEL C. TOLLEY**  
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Northeastern University  
Boston, Massachusetts 02115 USA  
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## **PROFESSIONAL EXPERIENCE**

1996--Present ASSOCIATE PROFESSOR; Northeastern University  
Department of Political Science. Graduate and undergraduate courses in public law, judicial process, and comparative constitutional law

2018 VISITING RESEARCHER; Center for the Study of Democracy, University of California, Irvine

2011 VISITING SCHOLAR; Center for the Study of Law and Society, Law School, University of California, Berkeley.

1996--1997 VISITING SCHOLAR; Centre for Socio-Legal Studies  
University of Oxford, Wolfson College.

1989--1996 ASSISTANT PROFESSOR; Northeastern University  
Department of Political Science.

## **EDUCATION**

THE JOHNS HOPKINS UNIVERSITY; BALTIMORE, MARYLAND  
Master of Arts in Political Science, 1987  
Doctor of Philosophy, 1990

SWARTHMORE COLLEGE; SWARTHMORE, PENNSYLVANIA  
Bachelor of Arts, May 1984 Major: Political Science  
Minor: Classics

## **ACADEMIC HONORS**

Visiting Researcher. Center for the Study of Democracy, University of California, Irvine, January—May 2018

Visiting Scholar. Center for the Study of Law and Society, Law School, University of California, Berkeley, January – May 2011.

Excellence in Teaching Award. Northeastern University. June 2003.

Visiting Scholar. Wolfson College, University of Oxford. 1996-1997.

United Kingdom Association for European Law. Recipient of the "European Law Prize." 1994 Essay Contest on the theme: "The Legal Implications of Broadening and Deepening the Community." March, 1995.

International Political Science Association. Young Scholars Award for paper delivered at the 1989 Meeting of the IPSA Research Committee on Comparative Judicial Studies. University of Lund. Sweden. August, 1989.

## **PUBLICATIONS**

### Books

*Law's Ascendancy: Toward a New Constitutional Settlement in the United Kingdom* (in progress)

*Globalizing Justice: Critical Perspectives on Transnational Law and the Cross-Border Migration of Legal Norms* (Albany, New York: SUNY Press, 2010). Co-editor (with Donald W. Jackson and Mary Volcansek) and contributor.

*American Government: Conflict, Compromise, and Citizenship* (Boulder, Colorado: Westview Press, 2000). Co-authored with Christopher J. Bosso and John H. Portz.

*Courts of Admiralty in Colonial America: The Maryland Experience, 1634-1776* (Durham: Carolina Academic Press, 1995). Co-authored with David R. Owen.

*State Constitutionalism in Maryland* (New York and London: Garland Publishing, 1992).

### Articles and Chapters

\_\_\_ "Courts in Developed Countries," in Robert M. Howard and Kirk Randazzo, eds., *Routledge Handbook of Judicial Behavior* (Routledge, 2017).

\_\_\_ "Judicialization of Politics in Europe," in C.A. Smith, ed., *Globalizing Human Rights: Emerging Issues and Approaches* (Oxford: Routledge, 2013), pp. 66-84.

\_\_\_ "Jurification in the United Kingdom: Expanding the Judiciary's Sphere of Influence," in Charlotte Maas, ed. *Juridification in Europe: Balance of Powers Under Pressure?* (Brussels, Belgium: European Liberal Forum, 2012), pp. 61-76.

\_\_\_ "Judicialization of Politics in Europe: Keeping Pace with Strasbourg," *Journal of Human Rights*, Vol. 11, No. 1 (2012), pp. 66-84.

\_\_\_ "Citizenship Betrayed: Understanding Today's Threats to Democratic Citizenship," *Trajectories*, Vol. 22, No. 2 (2011), pp. 21-25.

\_\_\_ "Australia's Commonwealth Model and Terrorism," in Mary Volcansek and John F. Stack, Jr., eds., *Courts and Terrorism: Nine Nations Balance Rights and Security* (New York: Cambridge University Press, 2011).

\_\_\_ "Fundamental Rights, the European Court of Justice and the Integration of Europe," in Jackson, Tolley, and Volcansek, eds., *Globalizing Justice: Critical Perspectives on Transnational Law and the Cross-Border Migration of Legal Norms* (Albany, New York: SUNY Press, 2010).

\_\_\_ "Parliamentary Scrutiny of Rights in the United Kingdom: Assessing the Work of the Joint Committee on Human Rights," *Australian Journal of Political Science*. Volume 44 (2009), pp. 41-55.

\_\_\_ "Securing Liberty in an Age of Terrorism: The Role of Courts in the United States and the United Kingdom." *Innovazion e Diritto*. Volume 3 (2008), pp. 1-26.

\_\_\_ "IPSA's Research Committee on Comparative Judicial Studies," in *Encyclopedia for Law and Society*, David S. Clark, ed. (Sage Publications, Inc., 2007).

\_\_\_ "Legal Controversies over Federal Judicial Selection in the United States: Breaking the Cycle of Obstruction and Retribution over Judicial Appointments," in Kate Malleson and Peter Russell, eds., *Appointing Judges in an Age of Judicial Power: Critical Perspectives from around the World* (Toronto, CA: University of Toronto Press, 2006).

\_\_\_ "Judicial Review of Agency Interpretation of Statutes: Deference Doctrines in Comparative Perspective." *Policy Studies Journal*. Volume 31 (2003), pp. 421-440.

\_\_\_ "Westel Woodbury Willoughby." *American National Biography*, published under the auspices of the American Council of Learned Societies (New York: Oxford University Press, 1999).

\_\_\_ "Edward S. Corwin." *American National Biography*, published under the auspices of the American Council of Learned Societies (New York: Oxford University Press, 1999).

\_\_\_ "Frank Johnson Goodnow." *American National Biography*, published under the auspices of the American Council of Learned Societies (New York: Oxford University Press, 1999).

"Coercive Federalism and the Search for Constitutional Limits." Co-authored with Bruce A. Wallin. *Publius: The Journal of Federalism*. Volume 25 (1995), pp. 73-90.

\_\_\_ "The Impact of Form on Substance: Court Reform and the Work of the Maryland Court of Appeals." *The Justice System Journal*. Volume 15 (1992), pp. 765-781.

"Research Note: Guide to the Commissions of Maryland's Colonial Governors," coauthored with David R. Owen. *Maryland Historical Magazine*. Volume 86 (1991), pp. 436-442.

\_\_\_ "Maryland and Its Anglo-Legal Inheritance." *Journal of Legal History*. Volume 11 (1990), pp. 353-363.

## CONFERENCE PAPERS

“Rights Protection in Europe: A Network Analysis of the Court of Justice of the European Union, the European Court of Human Rights, and National Courts” –Interim Meeting of IPSA Research Committee 9 (Comparative Judicial Studies), Irvine, California, June 25-27, 2017.

“Courts in Developed Countries.” Conference within a Conference “Developments in Judicial Politics” – Annual Meeting of the Southern Political Science Association, San Juan, Puerto Rico, January 7-9, 2016.

“Judicial Review of Federalism: Comparative Perspectives.” Annual Meeting of the American Political Science Association, Washington, D.C., August 28-31, 2014.

“The Limits of Law on Executive Power: Post-9/11 Challenges.” World Congress, International Political Science Association, Montreal, Quebec, Canada, July 19-24, 2014.

“*Shelby Co. v. Holder* and the Principle of ‘Equal Sovereignty’ among the States.” Annual Meeting of the Northeastern Political Science Association, Philadelphia, PA, November, 15, 2013.

“Protecting Sovereignty in the Peripheries: Boundary Maintenance by Courts in Australia, Canada, the United States, and the European Union.” Annual Meeting of the Research Committee on Comparative Judicial Studies. Dublin, Ireland. 23-24 July 2013.

“Juridification in the United Kingdom,” Symposium on Juridification in Europe. Telders Foundation, The Hague, Netherlands, 9 November 2012.

“Juridification in the United Kingdom,” 22<sup>nd</sup> International Political Science Association World Congress, Madrid, Spain, 8-11 July 2012.

“Policy Consequences of Social Welfare Rights: Empirical Evidence from the OECD Countries,” Annual meeting of the Midwest Political Science Association, Chicago, IL, 12-15 April 2012. Co-authored with Eileen McDonagh.

“Judicialization of Politics in Europe: Keeping Pace with Strasbourg, Luxembourg, and Brussels,” Paper delivered at the annual meeting of the Research Committee on Comparative Judicial Studies (IPSA RC9), University of California, Irvine, July 21-23, 2011.

“Citizenship Betrayed: Understanding Today’s Threats to Democratic Citizenship,” Paper delivered at the annual meeting of the American Political Science Association, September 2-5, 2010, Washington, D.C.

“Judicial Review of Administrative Action in the United States and the European Union,” Paper delivered at the annual meeting of the Research Committee on Comparative Judicial Studies, an affiliate of the International Political Science Association, University of Bologna, June 21-23, 2010, Bologna, Italy.

“Empowering Democratic Citizenship: The Welfare State as Constitutional Rights and Government Spending,” Poster Session. Conference on Empirical Legal Studies, November 20-21, 2009. (Created with Eileen McDonagh)

“Empowering Democratic Citizenship: The Welfare State as Constitutional Rights and Government Spending,” World Congress of the International Political Science Association. Santiago, Chile. July 12-16, 2009.

“The Judicial Enforcement of Socio-economic Rights in Comparative Perspective,” 2008 Meeting of the American Political Science Association. Boston, Massachusetts. August 29-31, 2008.

“Creating Space for ‘Normal Politics’: Judicial Enforcement of Separation of Powers in Emerging Democracies,” 2008 Meeting of the Research Committee on Comparative Judicial Studies. Montreal, Quebec. June 25-27, 2008.

“Courts and Terror: The Australian Experience, Courts and Terror: Democratic Governance and the Rule of Law.” Paper and presentation commissioned for the Conference sponsored by the University of Miami and Florida International University. April 10, 2008.

“Parliamentary Scrutiny of Rights: Assessing the Work of the Joint Committee on Human Rights,” 2007 Meeting of the Research Committee on Comparative Judicial Studies. Melbourne, Australia. January 16-18, 2007.

“Fundamental Rights, the European Court of Justice and the Constitutionalization of Europe, International Political Science Association, World Congress, Fukuoka, Japan, July 9-13, 2006.

“Securing Liberty in an Age of Terror: The Role of Courts in the United States and the United Kingdom.” 2005 Meeting of the International Political Science Association, Research Committee on Comparative Judicial Studies. Naples, Italy. January 26-29, 2005.

“Legal Controversies over Federal Judicial Selection in the United States”. 2004 Meeting of the International Political Science Association, Research Committee on Comparative Judicial Studies. London, England. January 29-30, 2004.

“Judicial Protection of Socio-Economic Rights in Comparative Perspective.” 2003 Meeting of the International Political Science Association, Research Committee on Comparative Judicial Studies. Parma, Italy. June 16-18, 2003.

“Moot Court as a Learning Resource.” 2002 Meeting of the Northeastern Political Science Association. Providence, Rhode Island. November 2002.

“Religion and the Democratic State: South Africa.” 2002 Meeting of the American Political Science Association. Boston, Massachusetts. August 31—September 2, 2002.

“Judicial Review of Agency Interpretation of Statutes: Deference Doctrines in Comparative Perspective.” 2002 Meeting of the International Political Science Association, Research Committee on Comparative Judicial Studies. Fort Worth, Texas. March 18--20, 2002.

“Religion and the State: Great Britain,” 2000 Meeting of the American Political Science Association. Washington, D.C. August 31--September 3, 2000.

"Provincial Constitution-Making in the New South Africa: A Preliminary Survey" 1998 Meeting of the International Political Science Association, Research Committee on Comparative Judicial Studies. Boston, Massachusetts. August 30--September 1, 1998.

"Toward a Theory of Continuity in the Development of American Admiralty Law: A Case Study of the Maryland Court of Vice Admiralty." Co-authored. 1993 Meeting of the Social Science History Association. Baltimore, Maryland. November 4-7, 1993.

"Coercive Federalism in Court." 1993 Meeting of the New England Political Science Association. Northampton, Massachusetts. April 2-3, 1993.

"Coercive Federalism and Its Effect on State-Local Budgeting." (Co-authored) 1992 Meeting of the American Political Science Association. Chicago, Illinois. September 3-6, 1992.

"Regulating Discrimination in Employment: The Judicial Enforcement of Civil Rights Statutes in the United States and the United Kingdom." 1991 Meeting of the American Political Science Association. Washington, D.C. August 29-September 1, 1991.

"Constitutional Development and Social Change in Comparative Perspective." 1991 Meeting of the Western Political Science Association. Seattle, Washington. March 21-23, 1991.

"Press Rights and Contempt of Court: The Clash between Freedom of Expression and the Right to a Fair Trial in the U.S. and the U.K." 1990 Meeting of the International Political Science Association, Research Committee on Comparative Judicial Studies. University of Victoria. Victoria, British Columbia. May 26-27, 1990.

"Reflections on South Africa: The Role of Courts in Social Change." 1989 Meeting of the International Political Science Association, Research Committee on Comparative Judicial Studies. University of Lund. Sweden. August 21-23, 1989.

"Judicial Interpretation in the States." 1988 Meeting of the Northeastern Political Science Association. Providence, Rhode Island. November 10-12, 1988.

## **PUBLIC PRESENTATIONS**

\_\_"Freedom of Religion and National Identity in Europe," Research Cluster on Religion and National Identity, Northeastern University, Boston, MA, October 30, 2017.

\_\_The Roberts Court and Constitutional Federalism, Constitutional Day Lecture, Northeastern University, Boston, MA, September 2015.

\_\_The Limits of Law on Executive Power, Presidents' Day Lecture, Northeastern University, February 20, 2014.

—President Obama's Supreme Court Nominations: Politics, Ideology, and the Future of the Court, Northeastern University Alumni Association, Burlington Campus, November 2, 2010.

—Immigration Issues and the U.S. Constitution, Northeastern University Political Science Association, October 20, 2010.

—Health Care as a Constitutional Right: A Comparative Perspective, Constitution Day Commemoration, Northeastern University, September 24, 2009.

—Socio-economic Rights in Comparative Constitutionalism, Human Rights Lecture, Tufts University, April 21, 2008.

—Remembering the Massachusetts State Ratifying Convention. Constitution Day Commemoration, Northeastern University, September 20, 2006.

“The Influence of the U.S. Constitution Abroad. Constitution Day Commemoration, Northeastern University, September 21, 2005.

—The 2004 Presidential Election in Court. Northeastern University, October 2004.

\_\_“Give Me Liberty or Give Me Safety: Balancing Civil Rights and National Security.” Ford Hall Forum. Boston, MA. November 17, 2003.

—Religion and the Democratic State: South Africa. Northeastern University. October 2002.

—Defending Civil Liberties, Symposium: Assessing the Causes and Consequences of September 11, 2001. Northeastern University. November 8, 2001.

—A Bill of Rights for Britain: Creating a Culture of Liberty. Pi Sigma Alpha Lecture. Northeastern University. December 5, 2000.

\_\_"Preview of the 1998-99 Supreme Court Term." Pi Sigma Alpha Lecture. Northeastern University. October 5, 1998.

\_\_"Living in Truth after the Boston Massacre, Bloody Sunday, and the Soweto Uprisings." The Bostonian Society's Boston Massacre Symposium. Boston, Massachusetts. May 9, 1998.

\_\_ "The First Amendment Piece of the Campaign Finance Reform Puzzle." Pi Sigma Alpha Lecture. Northeastern University. November 10, 1997.

\_\_ "Assessing the Field of Comparative Judicial Studies." Seminar on Comparative Research in Law and Society. University of Oxford. December 2, 1996.

\_\_ "The 'Taking-Regulation' Distinction and Environmental Policy." Pi Sigma Alpha Lecture. Northeastern University. May 14, 1990.

\_\_ "The Protection of Privacy Interests in State Courts." The Constitution and Personal Liberties: Privacy Rights in the 1990's. Northeastern University. May 7, 1990.

\_\_ "Judge Theodoric Bland." Presentation before the U.S. District Court. Committee for the Bicentennial Celebration of the U.S. District Courts. Baltimore, Maryland. May 12, 1989.

## **TEACHING FIELDS**

American Constitutional Development  
Public Law and Jurisprudence  
Judicial Process and Behavior  
Comparative Constitutionalism  
Administrative Law  
American Government

## **PROFESSIONAL ASSOCIATIONS**

American Political Science Association:  
Editorial Board—Law and Courts Newsletter

International Political Science Association:  
Research Committee on Comparative Judicial Studies (IPSA RC #9) (Council Member)  
President IPSA RC #9--June 2000 to July 2008

March 2018