James Madison Program
in American Ideals and Institutions

REPUGNANT LAWS
Judicial Review of Acts of Congress from the Founding to the Present

KEITH E. WHITTINGTON
William Nelson Cromwell Professor of Politics, Princeton University
Author of Repugnant Laws: Judicial Review of Acts of Congress from the Founding to the Present (University Press of Kansas, 2019)

MARC O. DeGIROLAMI
Cary Fields Professor of Law and Co-Director, Center for Law and Religion, St. John’s University School of Law

ROBERT F. NAGEL
Ira C. Rothgerber, Jr. Chair Emeritus of Constitutional Law, University of Colorado

Moderated by
MATTHEW J. FRANCK
Associate Director, James Madison Program in American Ideals and Institutions and Lecturer in Politics, Princeton University

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Maeder Auditorium
Andlinger Center for Energy and the Environment
KEITH E. WHITTINGTON is William Nelson Cromwell Professor of Politics in the Department of Politics at Princeton University. He is the author of Repugnant Laws: Judicial Review of Acts of Congress from the Founding to the Present (University Press of Kansas, 2019), which won the Thomas M. Cooley Book Prize. He is also the author of Speak Freely: Why Universities Must Defend Free Speech (2018), Constitutional Construction: Divided Powers and Constitutional Meaning (1999), Constitutional Interpretation: Textual Meaning, Original Intent, and Judicial Review (1999), Political Foundations of Judicial Supremacy: The Presidency, the Supreme Court, and Constitutional Leadership in U.S. History (2009), Judicial Review and Constitutional Politics (2015), and American Political Thought: Readings and Materials (2016). He has edited and co-authored several volumes on law and politics and on American constitutionalism, and has published widely on American constitutional theory and development, federalism, judicial politics, and the presidency. He has been a John M. Olin Foundation Faculty Fellow, an American Council of Learned Societies Junior Faculty Fellow, a National Center for Free Speech and Civic Engagement Fellow, a Visiting Scholar at the Social Philosophy and Policy Center, and a Visiting Professor at the University of Texas School of Law; he is a member of the American Academy of the Arts and Sciences. He is editor (with Gerald Leonard) of the New Essays on American Constitutional History and editor (with Maeva Marcus, Melvin Urofsky, and Mark Tushnet) of the Cambridge Studies on the American Constitution. He received his Ph.D. from Yale University.

MARC O. DeGIROLAMI is the Cary Fields Professor of Law and Co-Director of the Center for Law and Religion at St. John’s University School of Law. He writes about law and religion, freedom of speech, constitutional interpretation, criminal law, and tort law. His work includes The Tragedy of Religious Freedom (2013), articles in several legal journals including the Notre Dame Law Review, Washington University Law Review, Legal Theory, and Stanford Law and Policy Review, as well as opinion pieces in the New York Times, The New Republic, First Things, The Weekly Standard, and more. He was a visiting fellow at the James Madison Program at Princeton in the spring of 2019 and will be a visiting professor of law at Notre Dame Law School in the spring of 2020. He received his B.A. from Duke University, his M.A. from Harvard University, his J.D. from Boston University School of Law, and his LL.M. and J.S.D. from Columbia Law School.

ROBERT F. NAGEL is Ira C. Rothgerber, Jr. Chair Emeritus in Constitutional Law at the University of Colorado. He served as Deputy Attorney General of the Commonwealth of Pennsylvania from 1972-75 and has held visiting appointments at Cornell University, the University of Michigan, William and Mary University, Duke University, and the University of San Diego. He was the Ann and Herbert W. Vaughan Visiting Fellow in the James Madison Program at Princeton in the fall of 2016. He is the author of Constitutional Cultures: The Mentality and Consequences of Judicial Review (1989), Judicial Power and American Character: Censoring Ourselves in an Anxious Age (1994), The Implosion of American Federalism (2001), and Unrestrained: Judicial Excess and the Mind of the American Lawyer (2008). He is the editor of Intellect and Craft: The Contributions of Justice Hans Linde to American Constitutionalism (1995). He has also published in several professional journals and general circulation periodicals and is a fellow of the American Academy of Arts and Sciences. He received his B.A. from Swarthmore College and his J.D. from Yale Law School.

MATTHEW J. FRANCK is the Associate Director of the James Madison Program in American Ideals and Institutions, and Lecturer in Politics, at Princeton University. He is also a Senior Fellow of the Witherspoon Institute, where he served as Director of the William E. and Carol G. Simon Center on Religion and the Constitution from 2010 to 2018. He is Professor Emeritus of Political Science at Radford University, where he taught constitutional law, American politics, and political philosophy from 1989 to 2010, and was Chairman of the Department of Political Science from 1995 to 2010. He is the author, editor of, or contributor to several books on religious freedom, constitutional law, the Supreme Court, and American politics, and has published essays and reviews in numerous academic journals, including American Political Thought and the Review of Politics, as well as in many general-interest newspapers and magazines, including the Washington Post, First Things, National Review, The New Atlantis, National Affairs, The Weekly Standard, the Claremont Review of Books, Touchstone, and Public Discourse, where he is a contributing editor. He earned his B.A. in Political Science from Virginia Wesleyan College, and his M.A. and Ph.D. in Political Science from Northern Illinois University.