

**JONATHAN F. MITCHELL**  
George Mason University School of Law  
3301 Fairfax Drive  
Arlington, VA 22201  
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#### APPOINTMENTS

**George Mason University School of Law**  
Assistant Professor of Law, 2008–present

**University of Chicago Law School**  
Visiting Assistant Professor, 2006–2008

**Georgetown University Law Center**  
Visiting Researcher, 2005–2006

#### EDUCATION

**J.D., University of Chicago Law School**, *with high honors*, 2001  
Articles Editor, *The University of Chicago Law Review*  
Order of the Coif  
Joseph Henry Beale Prize for Legal Research and Writing

**B.A., Wheaton College (IL)**, *summa cum laude*, 1998

#### GOVERNMENT SERVICE

**Office of Legal Counsel**, United States Department of Justice  
Attorney-Adviser, 2003–2005

**Justice Antonin Scalia**, Supreme Court of the United States  
Law Clerk, 2002–2003

**Judge J. Michael Luttig**, U.S. Court of Appeals for the Fourth Circuit  
Law Clerk, 2001–2002

#### PUBLICATIONS

*Stare Decisis and Constitutional Text* (in progress)

*State Supreme Courts, Interpretive Formalism, and the Constitutional Law of Democracy* (in progress)

*Reconsidering Murdock: State-Law Reversals as Constitutional Avoidance*, 77 U. Chi. L. Rev. 1335 (2010)

*Modernization, Moderation, and Political Minorities: A Response to Professor Strauss*, Legal Workshop (University of Chicago Law Review May 4, 2009), online at <http://legalworkshop.org/2009/05/03>

*Legislating Clear-Statement Regimes in National-Security Law*, 43 Ga. L. Rev. 1059 (2009)

*Apprendi's Domain*, 2006 Sup. Ct. Rev. 297

#### **TEACHING EXPERIENCE**

Civil Procedure  
Administrative Law  
National-Security Law  
Federal Habeas Corpus

#### **BRIEFS AUTHORED IN SUPREME COURT CASES**

*Amicus Curiae* Brief on Behalf of Sentencing Law Scholars in *Oregon v. Ice*, No. 07-901

*Amicus Curiae* Brief on Behalf of Tropical Shipping Co., in *Polar Tankers v. City of Valdez*, No. 08-310

*Amicus Curiae* Brief on Behalf of Criminal Law Scholars in *Hunter v. United States*, No. 09-122 (co-authored with Adam K. Mortara and Stephanos Bibas)

#### **ORAL ARGUMENTS**

*Ochave v. Gonzales*, U.S. Court of Appeals for the Ninth Circuit, No. 04-70242

*Matul v. Gonzales*, U.S. Court of Appeals for the Ninth Circuit, No. 03-73891

*Kacaj v. Gonzales*, U.S. Court of Appeals for the Sixth Circuit, No. 04-3315

#### **BAR ADMISSIONS**

Supreme Court of the United States (admitted in 2008)  
District of Columbia (admitted in 2006)  
Pennsylvania (admitted in 2003)