

**BRUCE P. FROHNEN**  
Ohio Northern University  
College of Law  
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Ada, OH 45810  
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**CURRENT POSITION**

Ohio Northern University College of Law  
Professor of Law, 2012-Present  
Ella and Ernest Fisher Professor of Law, 2016-2019  
Associate Professor of Law, 2010-2012  
Visiting Associate Professor of Law, 2008-2010  
*Fowler V. Harper Award for Excellence in Legal Scholarship, 2015*  
Senior Visiting Fellow, Center for the Study of Statesmanship at The Catholic University  
of America, 2019-2020  
Senior Fellow, Russell Kirk Center for Cultural Renewal, 2000-Present

**VISITING CHAIRS HELD**

Charles Evans Hughes Professor of Jurisprudence, Colgate University, Spring 2014  
  
Thomas Bahnson and Anne Bassett Stanley Professor of Ethics and Integrity, Virginia  
Military Institute, Fall 2015

**COURSES TAUGHT**

**Law**

Commercial Law—Sales, Secured Transactions, Payment Systems  
Comparative Constitutional Law  
Constitutional Law  
Constitutional Origins  
Jurisprudence  
Law and Economics  
Law and Religion  
Law, Ethics, and Public Policy  
Law, Lawyers, and Citizenship Seminar  
Products Liability  
Professional Responsibility  
Property Law  
Public Law and the Legal Process (Statutory Construction and Administrative Law)

Rule of Law Seminar

## **POLITICAL SCIENCE/PUBLIC POLICY**

American Political Thought  
American Politics  
Congress and the Presidency  
Congressional Agenda-Making  
Conservatism  
Constitutional Law (Undergraduate)  
Human Nature and the Social Order  
Political Analysis  
Political Philosophy (Ancient, Medieval/Modern, Survey)  
Politics and Rights  
Public Policy Seminar  
Religion and Politics  
Rule of Law Seminar (Undergraduate)

## **PUBLICATIONS**

### **Books**

Coming Home: Reclaiming America's Conservative Soul. Encounter Books, May 2019 (with Ted V. McAllister)

*(Excerpts printed in [RealClearBooks](#) (June 2019) and [jamesgmartin.com](http://jamesgmartin.com) (website of the James G. Martin Center for Academic Renewal, May 2019))*

*"every now and again, a book comes along that really is worth one's trouble ... because it reminds us, straightforwardly and economically, of something we have always known but seem to have forgotten. Though often written in response to a current felt need, these types of books stay upon our shelves because they contain a timeless prescriptive quality repaying various repasses throughout the decades. Ted V. McAllister and Bruce P. Frohnen have written such a book, [Coming Home: Reclaiming America's Conservative Soul](#), one I strongly urge reading, irrespective of one's ideological bent." David Bahr at [RealClearPolicy](#) (July 2019)*

Finalist, Intercollegiate Studies Institute Paolucci Book Award

Constitutional Morality and the Rise of Quasi-Law. Harvard University Press, 2016 (with George W. Carey)

*"one of the best, if not the best, constitutional law books of the past decade. The writing is clear, erudite, and concise, but what truly distinguishes this book is its breadth, encompassing not just a particular area of law or mode of interpretation but also the*

*rule of law and its status in twenty-first-century America.” Jesse Merriam in The Independent Review (Winter 2019)*

*Subject of panels at the American Political Science Association annual meeting (September 2016) and Georgia Political Science Association annual meeting (November 2017)*

*Also reviewed in The Library of Law & Liberty (March 2017) Modern Age (January 2019), The University Bookman (January 2017), Claremont Review of Books (Fall 2017), Law & Social Inquiry (Fall 2016), Catholic Social Science Review (2017), Israel Book Review (2018), and Business Day (South Africa) (2017)*

The New Communitarians and the Crisis of Modern Liberalism. University Press of Kansas, 1996

*“Frohnen must be congratulated for negotiating skillfully in difficult and often muddy waters.” Roger Kimball in The Times Literary Supplement (January 1997)*

*“A timely book of lasting importance.” Gary L. Gregg II in Perspectives on Political Science (Autumn 1997)*

*Also reviewed in the Wall Street Journal (September 1996), The Review of Politics (Spring 1997), Modern Age (Spring 1999), The Journal of Socio-Economics (Summer 1997), The Journal of Politics (August 1995), and the Washington Times (June 1996)*

Virtue and the Promise of Conservatism: The Legacy of Burke and Tocqueville. University Press of Kansas, 1993

*(Chapter 1 reprinted in Political Theory: Classic and Contemporary Readings, 2<sup>nd</sup> edition. Ed. Joseph Losco and Leonard Williams. Roxbury Publishers, 2002)*

*“Of Frohnen’s book it may be said that not since the appearance of Kirk’s monumental study, The Conservative Mind (1953), has cultural conservatism been so well defined, its sharp differences with competing philosophies so delineated, its colors so freshened.” James E. Person, Jr. in Modern Age (Summer 1994)*

*“A timely and thoughtful examination of conservative thought.” Mark F. Griffith in The American Review of Politics (Autumn 1993)*

*Also reviewed in The Journal of American History (June 1994), The Journal of Politics (August 1995), The Times Literary Supplement (June 1993), The Christian Century (October 1993), New Oxford Review (July-August, 1995), National Review (February 1993), Crisis (January 1994), the University Bookman (Fall 1993), and The History Teacher (May 1994)*

## Edited Volumes

The American Nation: Primary Sources. Liberty Fund, 2009

*Sequel to The American Republic: Primary Sources, covering the era from the Civil War to World War II.*

*"Knowledgeably compiled and deftly edited. . . [This book] is a compilation of seminal documents providing insight and context for the diversity of policies and perspectives that shaped and engaged American public life and conflicts from the American Civil War to America's entrance into World War II. . . [V]ery highly recommended."* Midwest Book Review

*Named an "Outstanding Academic Title" by Choice (Journal of the Association of University and Research Libraries) (2010)*

Rethinking Rights: Historical, Political and Philosophical Perspectives. University of Missouri Press, Fall 2008 (with Kenneth L. Grasso)

*Frohen and Grasso "have accomplished a marvelous achievement! They have assembled a contingent of undisputedly qualified scholars. . . who have addressed the pressing need to rethink and explain the meaning of rights that individuals and groups often claim in the present age. . . The volume succeeds in illustrating why an objective standard does not contravene the subjective claim to rights; it demonstrates that objectivity rather than subjectivity is essential for rights to exist and flourish."* Robert John Araujo, S.J., in the International Philosophical Quarterly (June 2009)

*Also reviewed in History of Political Thought (Winter 2009) and the Journal of Markets & Morality (Fall 2009)*

*Named an "Outstanding Academic Title" by Choice (Journal of the Association of University and Research Libraries) (2010)*

Defending the Republic: Constitutional Morality in Time of Crisis. ISI Books, Fall 2008 (with Kenneth L. Grasso)

*"These essays are timely, thoughtful, and well-written, and this title is recommended for college, university, and law school libraries."* Catholic Library World (2009)

American Conservatism: An Encyclopedia. ISI Books, 2006 (with Jeffrey O. Nelson and Jeremy Beer)

*"The strong and interlocking entries found in this encyclopedia will make it of great value to all who are interested in American conservatism. Its clarity and richness will suggest fresh and intriguing relations among conservative ideas, thinkers, movements,*

*organizations, and politics. Certainly for all but the stubborn, habituated, and ideologically tenacious of right and left, it will end the ironclad identity of American conservatism with the political right and the Republican party.” Joseph Amato in the Journal of Social History (December 2007)*

*Subject of a front-page article in The New York Times (“An A-Z Book of Conservatism Now Weighs In” 6/21/06)*

The American Republic: Primary Sources. Liberty Fund, 2002

*“Frohnen’s book now deserves a place among the four or five best teaching tools for the development of the American republic. . . . This is a discriminating, judicious, and—one is tempted to say—inspired and now indispensable selection of primary sources that will enrich the mind and soul of any American lucky enough to be taught from them.”*  
*Stephen B. Presser in the University Bookman (Autumn 2005)*

*Also reviewed in the Carolina Journal (January 2003) and The Midwest Book Review (October 2002)*

Democracy in America (Henry Reeve Translation of Alexis de Tocqueville). Regnery Gateway, 2002

The Anti-Federalists: Selected Writings and Speeches. Regnery Gateway, 2000

Community and Tradition: Conservative Perspectives on the American Experience. Rowman & Littlefield, 1998 (with George W. Carey)

*A “valuable contribution to the ongoing debates about the inadequacy of liberal individualism. Many of the essays will challenge those of us who are liberals or liberal communitarians; we will be obliged to think better about whether truly robust community is not almost inescapably illiberal, and about whether truly liberal community is not inescapably thin.”* Steven Kautz in the American Political Science Review (March 2000)

*Also reviewed in the Journal of Religion (Fall 2000) and Ethics (January 2000)*

## **Law Review Articles**

*Augustine, Lawyers & the Lost Virtue of Humility, CATH. U.L. REV. forthcoming*

*Command or Mediate: Toward a New Constitutional Typology, 43 OKLA. CITY U.L. REV. 221 (2019)*

*Many Cities, One Nation: A Response to Steven Smith's Pagans and Christians in the City*, 57 J. CATH. LEGAL STUD. 25 (2019)

*Reading Constitutions through Tocqueville's Eyes*, 42 CAPITAL UNIVERSITY LAW REVIEW 879 (2014)

*The Irreducible, Minimal Morality of Law: Reconsidering the Positivist/Natural Law Divide in Light of Legal Purpose and the Rule of Law*, 58 ST. LOUIS UNIVERSITY LAW JOURNAL 467 (2014)

*A Problem of Power: The Impact of Modern Sovereignty on the Rule of Law in Comparative and Historical Perspective*, 20 TRANSNATIONAL LAW & CONTEMPORARY PROBLEMS 599 (2011)

*Constitutional Morality and the Rule of Law*, 26 JOURNAL OF LAW & POLITICS 497 (2011) (with George W. Carey)

*Is Constitutionalism Liberal?* 33 CAMPBELL LAW REVIEW 529 (2011)

*Law, Lawyers, and the Question of Citizenship*, 6 JOURNAL OF CATHOLIC SOCIAL THOUGHT 417 (2009) (with Kevin P. Lee)

*Whom do you Trust? Lying, Truth Telling, and the Question of Enforcement*, 27 QUINNIPIAC LAW REVIEW 425 (2009) (with Brian D. Eck)

*The Practical Soul of Business Ethics: The Corporate Manager's Dilemma and the Social Teaching of the Catholic Church*, 1 UNIVERSITY OF SEATTLE LAW REVIEW 139 (2005) (with Leo L. Clarke and Edward C. Lyons)

*The One and the Many: Individual Rights, Corporate Rights and the Diversity of Groups*, 107 WEST VIRGINIA LAW REVIEW 789 (2005)

*Individual and Group, Natural and Acquired Rights: On the Need for Unclear Distinctions*, 3 AVE MARIA LAW REVIEW 171 (2005)

*Law's Culture: Conservatism and the American Constitutional Order*, 27 HARVARD JOURNAL OF LAW & PUBLIC POLICY 459 (2004)

*Multicultural Rights? Natural Law and the Reconciliation of Universal Norms with Particular Cultures*. 52 CATHOLIC UNIVERSITY LAW REVIEW 39 (2002)

*Diversity in Western Constitutionalism: Chartered Rights, Federated Structures, and Natural Law Reasoning in Burke's Theory of Empire*, 29 MCGEORGE LAW REVIEW 27 (1997) (with Charles J. Reid, Jr.)

*The Bases of Professional Responsibility: Pluralism and Community in Early America*, 63  
GEORGE WASHINGTON LAW REVIEW 931 (1995)

*Tocqueville's Law: Integrative Jurisprudence in the American Context*, 39 AMERICAN JOURNAL OF  
JURISPRUDENCE 241 (1994)

### **Articles in Political and Social Science Journals**

*Dialog on Constitutionalism* (exchange of reviews and responses with James E. Fleming)  
PERSPECTIVES ON POLITICS (Spring 2018)

*Presidential Waivers, Federalism, and the Rule of Law* 45 PERSPECTIVES ON POLITICAL SCIENCE  
69 (2016)

*Tradition, Principle, and the Rule of Law: A Response to Claes Ryn* 28 HUMANITAS 70 (2015)

*The Problem with Empathy: Constitutional Agnosticism, the Rights of Conscience, and the  
Quest for Community* 18 CATHOLIC SOCIAL SCIENCE REVIEW 119 (2013)

*Lawless America: What Happened to the Rule of Law?* 24 HUMANITAS 1 (2012)

*A Bright and Shining Cave: Bloom's Closing of the American Mind 25 Years Later*,  
1 ANAMNESIS 37 (2012)

*On the Fragility of Elementary Decency: A Response to John Kekes' The Roots of Evil*, 15 THE  
GOOD SOCIETY 25 (Spring 2006)

*American Culture: A Story*, 19 HUMANITAS 5 (2006)

*Redeeming America's Political Culture: The Kirkean Tradition in the Study of American Public  
Life*, 35 POLITICAL SCIENCE REVIEWER 230 (2006)

*Tradition, Habit, and Social Interaction: A Response to Mark Bevir*, 14 HUMANITAS 108 (2001)

*Burkean Virtue and the Conservative Good Life*, 23 PERSPECTIVES ON POLITICAL SCIENCE 4 (Winter  
1994)

*Correspondence: Bellah/Frohen*, 13 POLITICAL SCIENCE REVIEWER 403 (Fall 1993)

*Robert Bellah and the Politics of Civil Religion*, 12 POLITICAL SCIENCE REVIEWER 148 (Fall 1992)

*Oakeshott's Hobbesian Myth: Pride, Character and the Limits of Reason*, 43 WESTERN  
POLITICAL QUARTERLY 789 (Winter 1990)

## Book Chapters (selected)

*John Adams as Constitutionalist in Statesmanship in the United States* (Deutsch and Fornieri eds., forthcoming University of Notre Dame Press 2020)

*On the Moral Necessity of Constitutionalism* in THE HISTORICAL MIND: CONFRONTING THE POST-DEMOCRATIC AGE (Garrison and Holston, eds., SUNY Press 2020)

*Introduction* in HEINRICH ROMMEN: THE STATE IN CATHOLIC THOUGHT (Cluny Publishers, 2016)

*The Diversity Regime in Diversity, Conformity, and Conscience in Contemporary America* (Watson, ed., 2019)

*Introduction* in EDMUND BURKE: WRITINGS AND SPEECHES ON AMERICA (Cluny Publishers, 2016)

*Historical Consciousness versus the Will to Ignorance* in HISTORY, ON PROPER PRINCIPLES: ESSAYS IN HONOR OF FORREST McDONALD 241 (Klugewicz and Ealy eds., 2010)

*Individual and Group Rights: Self-Government and Claims of Right in Historical Practice and Epilogue: Toward an Integrative Vision* in RETHINKING RIGHTS: HISTORICAL, POLITICAL, AND PHILOSOPHICAL PERSPECTIVES 106 (Frohnen and Grasso eds., 2009)

*George Carey on Constitutions, Constitutionalism, and Tradition* in DEFENDING THE REPUBLIC: CONSTITUTIONAL MORALITY IN TIME OF CRISIS (Frohnen and Grasso eds., 2008)

*Burke and the Conundrum of International Human Rights* in AN IMAGINATIVE WHIG: REASSESSING THE LIFE AND THOUGHT OF EDMUND BURKE 175 (Ian Crowe ed., 2005)

*Lincoln and the Problem of Political Religion* in LINCOLN'S AMERICAN DREAM: CLASHING POLITICAL PERSPECTIVES 366 (Deutsch and Fornieri eds., 2005)

*Revolutions, Not Made, but Prevented: 1776, 1688, and the Triumph of the Old Whigs* in VITAL REMNANTS: AMERICA'S FOUNDING AND THE WESTERN TRADITION 275 (Gary L. Gregg II ed., 1999)

*Sandel's Liberal Politics* in DEBATING DEMOCRACY'S DISCONTENT: ESSAYS ON AMERICAN POLITICS, LAW, AND PUBLIC PHILOSOPHY (Allen and Regan, Jr. eds., 1998)

*Commitment and Obligation* in COMMUNITY AND TRADITION 165 (Carey and Frohnen eds., 1998)

*Does Robert Bellah Care About History?* in COMMUNITY IN POLITICAL THOUGHT TODAY 71 (Lawler and McConkey eds., 1998)

*An Empire of Peoples: Burke, Government and National Character* in EDMUND BURKE: HIS LIFE AND LEGACY 128 (Ian Crowe ed., 1997) (published in North America as *An Empire of Peoples*:



*Burke, Government and National Character* in THE ENDURING EDMUND BURKE 128 (Ian Crowe ed., 1997))

*The New Democratic Community: Clinton, Communitarianism, and the New Liberalism* in AMERICA THROUGH THE LOOKING GLASS: A CONSTITUTIONALIST CRITIQUE OF THE 1992 ELECTION 251 (Barrus and Eastby eds., 1994)

*The End of the Family?* in THE AMERICAN EXPERIMENT: ESSAYS ON THE THEORY AND PRACTICE OF LIBERTY 401 (Lawler and Schaefer eds., 1994)

### **Articles in Journals of Public Policy, Literature, and Opinion (selected)**

*Reclaiming Higher Law*, ONLINE LIBRARY OF LIBERTY (January 2020)

*Originalism is Beside the Point*, LAW & LIBERTY (October 2019)

*Reclaiming the Republic*, AMERICAN GREATNESS (July 2019)

*Free Government and the Rules of the Game*, AMERICAN GREATNESS (June 2019)

*Why is Socialism on the Rise? Loneliness*, REALCLEARPOLICY (April 2019)

*The New Social Contract We Must Reject*, AMERICAN GREATNESS (April 2019) (with Ted McAllister) (reprinted in *The Michigan Star*, *The Minnesota Sun*, and *The Ohio Star*)

*No Blue Wave, Yet Troubles Are Ahead*, CRISIS (November 2018)

*The Secular Fallacy and the War on Common Law*, LAW & LIBERTY (August 2018)

*What the Court Misses: Religion, Community, and the Bases of Ordered Liberty*, LAW & LIBERTY (July 2018)

*The Accidental Justice*, CRISIS (July 2018)

*The Supreme Court's Religion Problem*, LAW & LIBERTY (June 2018)

*Why Conservatives Hate Public Schools*, REALCLEAREducation (May 2018)

*Trump So Far*, THE UNIVERSITY BOOKMAN (March 2018)

*After Kozinski: Cleaning up the 9<sup>th</sup> Circuit Means Splitting it Up*, WASHINGTON EXAMINER (December 2017)

*Of Human Nature and the Obligations of the State*, THE UNIVERSITY BOOKMAN (February 2017)

*The Descent into Quasi-Law*, THE UNIVERSITY BOOKMAN (September 2016)

*The Limits of Law: How Formal Rules Undermine Human Relations*, MODERN AGE (Spring 2015)

*The Real Source of Modern Judicial Review*, THE UNIVERSITY BOOKMAN (Spring 2014)

*Russell Kirk as Historian*, THE UNIVERSITY BOOKMAN (Fall 2013)

*The Deeper Roots of Social Order*, THE UNIVERSITY BOOKMAN (Summer 2013)

*On Statesmanship: The Case of John Adams*, THE UNIVERSITY BOOKMAN (Spring 2012)

*And the Tragedy Continues* (contribution to symposium on "Conservatism and Empire"), THE UNIVERSITY BOOKMAN (Summer 2011)

*George Panichas, the Moral Imagination, and the Conservative Mind*, MODERN AGE (Spring 2011)

*What is the Constitution For?* FIRST PRINCIPLES (Sept. 20, 2010), [content.isi.org/node/8](http://content.isi.org/node/8)

*Why Lying Matters*, THE WRIT, 37 (August 2009)

*The Patriotism of a Conservative*, 48 MODERN AGE 105 (Spring 2006)

*The Passion's Severe Mercy*, 46 MODERN AGE 374 (Fall 2004)

*Scandal in Corporate America: An Ethical, Not a Legal, Problem*, USA TODAY MAGAZINE 24 (Nov. 2002) (with Leo L. Clarke) (re-printed in *ETHICS IN THE 21ST CENTURY* (Mary Alice Trent, ed., 2002) and *BACK TO THE LAKE: A READER FOR WRITERS* (Thomas Colley, ed., 2009))

*What We Are Fighting For*, 37 INTERCOLLEGIATE REVIEW 9 (Spring 2002)

*Liberation Jurisprudence: How Activist Courts Have Torn Family and Society Asunder*, FAMILY POLICY 1 (May-June 2001)

*Compassionate Conservatism Rightly Understood: Self-Interest in a Humane Economy*, 36 INTERCOLLEGIATE REVIEW 34 (Fall 2000)

*Fixing the Suburbs for the Family: How Central Planning Works Against the American Dream*, FAMILY POLICY 1 (May-June 2000)

*The Misdirected Quest for Community: Why Neighborhood Ties Remain Elusive*, FAMILY POLICY 1 (May-June 1999)

*Does Robert Bellah Care About History?*, 32 INTERCOLLEGIATE REVIEW 19 (Spring 1997)

*Has Conservatism Lost its Mind?*, 67 POLICY REVIEW 62 (Winter 1994)

*Caesar and God: The Case of Mario Cuomo*, 12 CRISIS 22 (Sept. 1994)

*Russell Kirk on Cultivating the Good Life*, 30 INTERCOLLEGIATE REVIEW 63 (Fall 1994)

### **Encyclopedia Articles (selected)**

*Direct Taxes*, United States Trust Co. of New York v. New Jersey, and Industrial Union Department, AFL-CIO v. American Petroleum Institute, ENCYCLOPEDIA OF THE SUPREME COURT OF THE UNITED STATES v.2 p34, 99, v.5 p99 (2008)

*Communitarianism, Russell Kirk, and Alexis de Tocqueville* in ENCYCLOPEDIA OF CATHOLIC SOCIAL THOUGHT, SOCIAL SCIENCE, AND SOCIAL POLICY 219, 598, 1073 (Coulter, et al. eds., 2007)

*American Revolution, Civil War, Common Law, Conservatism, Constitution, Interpretations of, Declaration of Independence, Ideology, Law and Order, Liberty, Mayflower Compact, Political Science Reviewer, Supreme Court, and Traditionalism*, AMERICAN CONSERVATISM: AN ENCYCLOPEDIA 31, 154, 172, 180, 189, 220, 418, 492, 509, 550, 665, 830, 870, (Frohen, Beer & Nelson eds., 2006)

### **Book Reviews (selected)**

*Why We Can't All Just Get Along*, LAW & LIBERTY, forthcoming (reviewing Adam J. MacLeod, THE AGE OF SELFIES: REASONING ABOUT RIGHTS WHEN THE STAKES ARE PERSONAL (2020))

*No Mere Textbook*, UNIVERSITY BOOKMAN, May 2019 (reviewing Wilfred M. McClay, LAND OF HOPE: AN INVITATION TO THE GREAT AMERICAN STORY (2019))

*At the Suffrage of the State*, UNIVERSITY BOOKMAN, Winter 2018 (reviewing Phillip Hamburger, LIBERAL SUPPRESSION: 501(c)(3) AND THE TAXATION OF SPEECH (2018))

*The "Woke" History of Democracy*, UNIVERSITY BOOKMAN, Spring 2018 (reviewing James T. Kloppenberg, TOWARD DEMOCRACY: THE STRUGGLE FOR SELF-RULE IN EUROPEAN AND AMERICAN THOUGHT (2016))

*In the Ruins, Hope*, UNIVERSITY BOOKMAN, Spring 2017 (reviewing Rod Dreher, THE BENEDICT OPTION: A STRATEGY FOR CHRISTIANS IN A POST-CHRISTIAN NATION (2017))

*Catholic Perspectives on Law: Minor or Marginalized?* CATHOLIC SOCIAL SCIENCE REVIEW, 2017 (reviewing Ronald D. Rychlak, ed., AMERICAN LAW FROM A CATHOLIC PERSPECTIVE (2016))

*Conservative Crack-up, Republican Rout?* UNIVERSITY BOOKMAN, November 2016 (reviewing George Hawley, RIGHT-WING CRITICS OF AMERICAN CONSERVATISM (2016))

*Liberty and Rights in the Natural Law Tradition*, MODERN AGE, summer 2015 (reviewing Brian Tierney, LIBERTY AND LAWS: THE IDEA OF PERMISSIVE NATURAL LAW, 1100-1800 (2014))

*The Elephant in the Courtroom: The Inescapable Legacy of Natural Law*, LIBRARY OF LAW AND LIBERTY, August 2015 (reviewing R.H. Helmholz, NATURAL LAW IN COURT (2015))

*The Whig Theory of Christianity*, THE UNIVERSITY BOOKMAN, Spring 2015 (reviewing LARRY SEIDENTOP, INVENTING THE INDIVIDUAL (2014))

*Mis-Judging Law, Meaning, and Justice*, THE UNIVERSITY BOOKMAN, Spring 2015 (reviewing ROBERT A. KATZMANN, JUDGING STATUTES (2014))

*The Ever-living Progressive Constitution*, THE UNIVERSITY BOOKMAN, Summer 2014 (reviewing AKHIL REED AMAR, AMERICA'S UNWRITTEN CONSTITUTION (2012))

*An Imperial but Classically Liberal Court?* MODERN AGE, SPRING 2014 (reviewing RICHARD EPSTEIN, THE CLASSICAL LIBERAL CONSTITUTION (2014))

*The Perils of Neutrality*, THE UNIVERSITY BOOKMAN, Winter 2013 (reviewing MARTIN RHONHEIMER, THE COMMON GOOD OF CONSTITUTIONAL DEMOCRACY (2013))

*The Substance of Nothing*, THE UNIVERSITY BOOKMAN, WINTER 2012 (reviewing Paul Horwitz, THE AGNOSTIC AGE: LAW, RELIGION, AND THE CONSTITUTION (2011))

*The Start of Something Big*, 50 MODERN AGE 276 (2008) (reviewing KAREN ORDAHL KUPPERMAN, THE JAMESTOWN PROJECT (2007))

*Protestantism and the Western Legal Tradition*, 45 THE UNIVERSITY BOOKMAN 17 (reviewing HAROLD J. BERMAN, LAW AND REVOLUTION II: THE IMPACT OF THE PROTESTANT REFORMATION ON THE WESTERN LEGAL TRADITION (2006))

*Power over the Body, Equality in the Family: Rights and Domestic Relations in Medieval Canon Law*, 91 CATHOLIC HISTORICAL REVIEW 785 (2005) (book review)

*A Moral Enterprise: Politics, Reason, and the Human Good*, 9 CATHOLIC SOCIAL SCIENCE REVIEW 17 (2004) (book review)

*The Intellectuals and Abraham Lincoln*, 40 UNIV. BOOKMAN 31 (2001) (reviewing ALLEN C. GUELZO, ABRAHAM LINCOLN: REDEEMER PRESIDENT (1999))

*Freedom, Not Virtue*, 41 MODERN AGE 262 (1999) (reviewing SHADIA DRURY, LEO STRAUSS AND THE AMERICAN RIGHT (1997))

*God and Man in the Law: The Foundations of Anglo-American Constitutionalism*, 27 PERSPECTIVES ON POLITICAL SCIENCE 58 (1998) (book review))

*The Search for a Patrimony*, 37 UNIVERSITY BOOKMAN 38 (1997) (reviewing TED V. McALLISTER, REVOLT AGAINST MODERNITY: LEO STRAUSS, ERIC VOEGELIN, AND THE SEARCH FOR A POSTLIBERAL ORDER (1996))

*Yet Another Liberal Self*, 10 HUMANITAS 104 (1997) (reviewing MICHAEL SANDEL, DEMOCRACY'S DISCONTENT (1996))

*Burke and Property*, 35 UNIVERSITY BOOKMAN 8 (1995) (reviewing FRANCIS CANAVAN, THE POLITICAL ECONOMY OF EDMUND BURKE: THE ROLE OF PROPERTY IN HIS THOUGHT (1994))

*Judicial Activism in the Supreme Court*, 34 UNIVERSITY BOOKMAN 28 (1995) (reviewing STEPHEN PRESSER, RECAPTURING THE CONSTITUTION: RACE, RELIGION, AND ABORTION RECONSIDERED (1994))

*A Restless Tocqueville*, 30 INTERCOLLEGIATE REVIEW 43 (Sp. 1995) (reviewing PETER AUGUSTINE LAWLER, THE RESTLESS MIND: ALEXIS DE TOCQUEVILLE ON THE ORIGIN AND PERPETUATION OF HUMAN LIBERTY (1992))

*Communitarianism and its Critics*, 23 PERSPECTIVES ON POLITICAL SCIENCE 213 (Fall 1994) (book review)

## EDUCATION

J.D. Emory University School of Law, Atlanta, Georgia, 1993  
*Associate Editor, Bankruptcy Developments Journal*, 1992-93  
*Merit Scholarship* (full tuition), 1990-93

Ph.D. Government, Cornell University, Ithaca, New York, 1988  
Sage Graduate Fellowship (full tuition and stipend), 1985-86  
Bradley Dissertation Fellowship, 1987, 1988  
Teaching Assistant (Political Thought, Comparative Politics, Constitutional Law)  
*M.A. in Government received 1987*

M.A. Political Science, University of California, Davis, California, 1985

B.A. Government and Economics, California State University, Sacramento, California, 1984

## EXPERIENCE

Law Faculty, 2001-2008

Ave Maria School of Law, Ann Arbor, Michigan

Associate Professor, 2003-2008 (on leave 2004-2005 academic year)

Assistant Professor, 2001-2003

Secretary and Director of Program, 2004-2005

Earhart Foundation, Ann Arbor, Michigan

*Interim position overseeing expansion of grant-making program intended to promote the study of law, philosophy, and the social sciences. Evaluated grant applications and made presentations to the Board of Directors regarding viability of research projects and potential impact of publications and findings on scholarly discourse.*

Visiting Scholar, 2000-2001

Johns Hopkins University School of Advanced International Studies, Washington, DC

*Participated in faculty colloquia, conducted research on the development of human rights in an international context.*

Legislative Aide/Speechwriter, 1995-2000

Office of United States Senator Spencer Abraham, Washington, DC

*Drafted research memoranda, legislation, and supporting materials (including legislative synopses, reports, speeches, newspaper and magazine articles, and talking points) regarding takings, federalism, litigation reform, and other issues.*

Senior Fellow, 1994-1995

Liberty Fund, Indianapolis, Indiana

*Conducted research on potential materials and topics for proposed expansion of program on the theory, history, and practice of human rights. Also conducted research on constitutional history and the nature of public discourse in the United States.*

Lecturer, 1997

Congressional Studies Program, The Catholic University of America, Washington, DC

*Taught Congressional Agenda-Making*

Lecturer, 1993

Department of Political Science, Emory University, Atlanta, Georgia  
*Taught Political Philosophy while attending law school*

Lecturer, 1992-1993

Department of Political Science, Oglethorpe University, Atlanta, Georgia  
*Taught Constitutional Law and American Politics while attending law school*

Visiting Assistant Professor, 1989-1990

Department of Politics, Cornell College, Mount Vernon, Iowa

Visiting Assistant Professor, 1988-1989

Department of Political Science, Reed College, Portland, Oregon

#### **AMICUS BRIEFS JOINED**

*State of Washington v. Arlene's Flowers*

Brief of Legal Scholars in Support of Equality and Religious and Expressive Freedom as *Amici Curiae* in Support of Petitioner

Available online at:

<http://www.adfmedia.org/files/ArlenesFlowersAmicusLegalScholars.pdf>

*Little Sisters of the Poor Home for the Aged v. Burwell*

Brief of Law Professors Bruce P. Frohnen, Robert P. George, Alan J. Meese, Michael P. Moreland, Nathan B. Oman, Michael Stokes Paulsen, Rodney K. Smith, Steven D. Smith, and O. Carter Snead as *Amici Curiae* in Support of Petitioners

Available online at:

<http://www.scotusblog.com/wp-content/uploads/2015/08/15-105-Amici-Brief-Law-Professors.pdf>

*Obergefell v. Hodges*

Brief of *Amici Curiae* Scholars of Originalism in Support of Respondents

Available online at:

[http://www.law.gmu.edu/assets/files/faculty/Lund\\_Obergefell\\_Amicus\\_Brief.pdf](http://www.law.gmu.edu/assets/files/faculty/Lund_Obergefell_Amicus_Brief.pdf)

#### **GUEST LECTURES AND PRESENTATIONS (SELECTED)**

The Ohio State University Moritz College of Law. Presentation on "The Free Exercise Clause: Sword or Shield?" April 2019

Center for the Study of State Constitutional Law and Government, Oklahoma City University College of Law. William J. Brennan Lecture on "A New Constitutional Typology" November 2018

Georgia Political Science Association Annual Meeting. Meeting Keynote Address on “Master, Slave, or Ally: The State and the Politics of Identity” November 2017

University of Detroit Mercy College of Law Federalist Society. Presentation on “Constitutional Morality: Necessary for the Rule of Law” October 2017

Georgetown University Seminar on Books on the Constitution. Presentation on *Constitutional Morality and the Rise of Quasi-Law* September 2017

Pepperdine School of Law Nootbaar Institute on Law, Religion, and Ethics, conference on Religious Critiques of Law. Paper presented on “From Imperfection to the Will to Ignorance: Augustine and the Adversarial Ethic” March 2017

Michigan State University Federalist Society. Debate with Professor Philip Pucillo on “What’s Wrong with Title IX?” November 2016

Hope College Tocqueville Forum/Pre-law Society. Lecture on “What’s at Stake on November 8? The Constitution in Crisis.” November 2016

Hauenstein Center for Presidential Studies. Common Ground Initiative Lecture delivered on “The Constitution and Religion: Allies, Adversaries, or Something Else?” September 2015

*available online at:*

<http://hauensteincenter.org/bruce-frohen-the-constitution-and-religion/>

Alexander Hamilton Institute for the Study of Western Civilization and Rochester Institute of Technology Center for Statesmanship, Law, and Liberty. David Aldrich Nelson Lecture in Constitutional Jurisprudence delivered on “Religion in the American Constitution.” September 2014

American Political Science Association National Meeting. Paper delivered on “Waivers, Federalism, and the Rule of Law.” August 2014

Colgate University Constitution Day Debate. “Interpreting the Constitution: Originalism or the Living Constitution?” Debate with David J. Strauss, University of Chicago Law School. September 2013

American Political Science Association National Meeting. Papers delivered on “Tocqueville’s Mode of Constitutional Analysis” and “George Carey’s Humane Methodology.” August 2013

Rochester Institute of Technology Colloquium on “Statesmanship and the Constitution.” Paper delivered on “The Statesmanship of John Adams.” April 2012



“Is there a Constitutional Right to Discriminate?” American Constitution Society/Federalist Society-sponsored debate with Tobias Wolff of the University of Pennsylvania Law School held at the University of Georgia Law School. March 2011

“CLS v. Martinez: Freedom of Association or Discrimination?” Federalist Society/McConnell Center-sponsored debate with Sam Marcossion of the University of Louisville Law School held at the University of Louisville Brandeis School of Law. September 2010

Academy of Philosophy and Letters. Annual Conference Keynote Address on “Whatever Happened to the Rule of Law?” June 2010

Calvin College Paul B. Henry Institute. Lecture delivered on “The Papal Revolution, Conscience, and the Rule of Law,” November 2008

“Is the Election about Freedom or Virtue?” Debate with Tibor Macahn held at the Thomas More College of Liberal Arts. September 2008

Notre Dame Center for Ethics and Culture. Papers presented on “Modern Legal Theory and the Flight from History” and “Faith, Identity, and the Problem of the Nation-State.” November 2006

American Political Science Association National Meeting. Papers presented on “Secularism, Tradition, and the Will to Ignorance” and “The Fragility of Elementary Decency: A Response to John Kekes’ *The Roots of Evil*.” August 2006

American Political Science Association National Meeting. Paper presented on “Harold Berman on the Rise of Ordered Liberty.” August 2005

Philadelphia Society National Meeting. Paper presented on “The Story of American Culture.” May 2005

Russell Kirk Center Symposium. Paper presented on “Kirk, the Natural Law, and Liberal Learning.” May 2005

Intercollegiate Studies Institute Spring Leadership Conference. Lecture delivered on “The New Communitarians and the Crisis of Modern Liberalism.” April 2005

*Lecture available online at:*

[www.isi.org/lectures/lectures.aspx?SBy=lecture&SFor=df3320fb-cc18-462e-845a-f0e42d7529a2](http://www.isi.org/lectures/lectures.aspx?SBy=lecture&SFor=df3320fb-cc18-462e-845a-f0e42d7529a2)

Conference on “Russell Kirk’s Academic Freedom 50 Years Later: Prospects for the Liberal Arts,” Hillsdale College. Paper presented on “Academic Freedom, Liberal Arts, and the Natural Law.” February 2005

Society of Catholic Social Scientists Annual Meeting. Paper presented on “The Problem of Eliot’s Anglicanism.” November 2004

Russell Kirk Center Symposium. Paper presented on “The Severe Mercy of *The Passion*.” March 2004

Edmund Burke Society of America Conference. Paper presented on “Kirk, Burke, and American Constitutionalism.” November 2003

American Political Science Association National Meeting. Paper presented on “George Carey on Constitutionalism and its Limits.” August 2003

Philadelphia Society National Meeting. Paper presented on “National Markets vs. The Rule of Law: Substantive Due Process, its Origins and Impact.” April 2003

Southwest Texas State University Speakers Series on Constitutional Law. Lecture delivered on “Liberation Jurisprudence;” paper presented on “The Importance of Group Rights for Individual Flourishing.” October 2002

Society of Catholic Social Scientists Annual Meeting. Paper presented on “Tocqueville and the Catholic Moment in American Conservatism.” October 2002

Philadelphia Society Regional Meeting. Paper presented on “Individual and Group Rights: Necessary Connections.” October 2001

Society of Catholic Social Scientists Annual Meeting. Paper presented on “Attacks on Associational Rights and the Rights of Associations.” October 2001

Russell Kirk Center Symposium. Paper presented on “Edmund Burke on the Role of Lawyers.” June 2001

#### **PROFESSIONAL POSITIONS AND MEMBERSHIPS**

Associate Editor, Studies in Burke and His Time, 2004-Present

Member, Board of Editors, The University Bookman, 2003-Present

Member, Advisory Board, Cluny Media, 2015-Present

Senior Contributor, The Imaginative Conservative, 2010-Present

Contributor, Nomocracy in Politics, 2013-Present

Founding Member, The Edmund Burke Society of America, 2001-Present

Member, Phi Beta Delta Honor Society for International Scholars, 2010-Present

Editor-in-Chief, Political Science Reviewer, 2004-2011

Manuscript Reviewer for various publications and publishing houses, including Catholic University of America Press, University Press of Kentucky, Aspen Publishers, *Anamnesis*, *Review of Politics*, *American Political Thought*, *Humanitas*  
Admitted to the Georgia Bar, 1994 (Inactive)

#### **UNIVERSITY SERVICE**

Curriculum Committee (Chair) 2015-Present  
Tenure Committee 2012-Present  
Adjudication Committee 2012-Present, Chair 2015-17  
Library Committee 2014-18  
Speaker Liaison 2012-2014

#### **MEDIA APPEARANCES AND OTHER PROFESSIONAL ACTIVITIES (SELECTED)**

Interviews June and July 2019 regarding [Coming Home: Reclaiming America's Conservative Soul](#):

Bill Martinez Live (nationally syndicated radio show)  
Janet Mefferd Today, iHeartRadio podcast  
Focus Today, The Dove TV  
WCGO, Chicago, Illinois with Blanquita Cullum  
KCBO, San Diego, California with Andrea Kaye  
KKOB, Cumulus Albuquerque, New Mexico with Brandon Vogt  
KIDO, Boise Idaho with Kevin Miller (twice)  
KSCJ, Sioux City, Iowa with Mark Hahn  
AMFM247, iHeartRadio, New York, New York with Frank Vernuccio  
WFBT, Wilmington, North Carolina with Joe Catenacci  
WWTK, Sebring, Florida with Barry Foster  
WKIP, Poughkeepsie, New York with Tom Sipos

Interview with Keith Hanson, WNTK Radio, on contemporary conflicts between law and religion. December 2018

Discussion Leader, Liberty Fund/Intercollegiate Studies Institute Colloquium on "Paine, Burke, and the French Revolution of 1789," September 2017

"The Decline of Constitutional Morality: A Conversation with Bruce Frohnen," Library of Law & Liberty Podcast posted September 2016, available online at <http://www.libertylawsite.org/2016/09/13/the-decline-of-constitutional-morality-a-conversation-with-bruce-frohnen/>

Organizer, Liberty Fund Colloquium, "Liberty in the Thought of James Bryce," April 2016

Organizer, Liberty Fund Colloquium, "Liberty and Constitutionalism," March 2013

Interview regarding American Conservatism: An Encyclopedia. "Kathleen Dunn" on Wisconsin Public Radio, August 3 2006

Discussant, "On Point" on National Public Radio. Discussion with John Dean regarding his book Conservatives without Conscience, July 17 2006

Interview regarding American Conservatism: An Encyclopedia. "On Point" on National Public Radio, July 7 2006

Organizer, Liberty Fund Colloquium, "Liberty in the Thought of William Blackstone." March 2011

Organizer, Liberty Fund Colloquium, "Liberty in the Debate over American Empire," September 2009

Organizer, Liberty Fund Colloquium, "Liberty in the Thought of Sir Edward Coke." April 2008

Organizer, Liberty Fund Colloquium, "Liberty, War, and the State." April 2007

Organizer, Liberty Fund Colloquium, "Liberty in Henry Sumner Maine's *Ancient Law*." November 2004

Participant, Roundtable Discussion on "Client Counseling and Moral Responsibility," Association of American Law Schools Annual Meeting. January 2003. Published in 30 PEPP. L. REV. 591

#### **GRANTS AND FELLOWSHIPS**

Koch Foundation Grant, 2018

Earhart Foundation Grant, 2003, 2002, 1993

Bradley Foundation Grant, 2000

Wilbur Foundation Grant, 2004, 2000

Bradley Scholars' Grant, 1993-94