

CURRICULUM VITAE
MATTHEW J. FRANCK

ADDRESSES:

Department of Political Science
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PERSONAL:

Born in Wilmington, Delaware, March 17, 1959.
Married to Dr. Gwen O. Brown, Associate Professor, Radford University School of Communication.

EDUCATION:

Ph.D. in Political Science, Northern Illinois University, May 1992.
(Dissertation: "Statesmanship, the Laws of Nature, and Judicial Usurpation,"
directed by Professor Morton J. Frisch)
M.A. in Political Science, Northern Illinois University, August 1982.
B.A. (*magna cum laude*) in Political Science, Virginia Wesleyan College, May 1980.

ACADEMIC APPOINTMENTS:

Visiting Fellow, James Madison Program in American Ideals and Institutions, Department of Politics, Princeton University, 2008-09.
Professor and Chairman of Political Science, Radford University, 2001-present.
J. William Fulbright Professor of American Studies (lecturing grant), Graduate School of International Studies, Yonsei University, Seoul, Republic of Korea, Spring 1998.
Associate Professor and Chairman of Political Science, Radford University, 1995-2001.
Assistant Professor of Political Science, Radford University, 1992-95.
Instructor in Political Science, Radford University, 1989-92.
Lecturer in Political Science, Southern Illinois University at Carbondale, 1987-89.
Visiting Instructor in Political Science, Marquette University, 1986-87.
Various graduate assistanships, frequently including full responsibility for teaching, Northern Illinois University, 1980-86.

COURSES TAUGHT:

At Radford University:

Introduction to Politics (political theory)
American Political Parties and Elections
The American Presidency
Constitutional Law: Governmental Powers
Seminar in Political Science (sophomore-level)
Senior Seminars in Political Science (various)

Introduction to American Government
Congress
American Political Thought
Constitutional Law: Civil Liberties
Ancient and Medieval Political Philosophy
Intro to Higher Education (UNIV 100)

At Yonsei University (graduate courses):

American Political Thought

American Constitutional Law

At Southern Illinois University:

Introduction to American Government

Introduction to Political Theory

Civil Liberties

Criminal Justice in American Society

Democratic Theory

At Marquette University:

Introduction to American Government

Introduction to Political Philosophy

Constitutional Law: Governmental Powers

Constitutional Law: Civil Liberties

American Political Thought

At Northern Illinois University:

Introduction to American Government

Introduction to Political Philosophy

Recent Political Theory

PROFESSIONAL PUBLICATIONS:**Books:**

Sober As a Judge: The Supreme Court and Republican Liberty (Lanham, Maryland: Lexington Books, 1999), co-edited with Richard G. Stevens; author of two chapters in this collection of essays by six authors.

Against the Imperial Judiciary: The Supreme Court vs. the Sovereignty of the People (Lawrence, Kansas: University Press of Kansas, 1996).

Book chapters:

“On the Threshold of Modernity: John Ford’s *How Green Was My Valley*” (with Gwen O. Brown), in *Print the Legend: Politics, Culture, and Civic Virtue in the Films of John Ford*, ed. Sidney A. Pearson, Jr. (Lanham, Maryland: Lexington Books, 2009, in press).

“Freedom Questions, Political Questions: Republicanism and the Myth of a ‘Bill of Rights,’” in *Ourselves and Our Posterity: Essays in Constitutional Originalism*, ed. Bradley C.S. Watson (Lanham, Maryland: Lexington Books, 2009): 97-123.

“Union, Constitutionalism, and the Judicial Defense of Rights: John Marshall,” chapter 13 of *History of American Political Thought*, ed. Bryan-Paul Frost and Jeffrey Sikkenga (Lanham, Maryland: Lexington Books, 2003), 248-68.

Articles:

“A Capital Offense Against the Constitution,” in *Engage: The Journal of the Federalist Society Practice Groups* 9:1 (2008): 10-12.

“The Unbearable Unimportance of the Catholic Moment in Supreme Court History,” in *Notre Dame Journal of Law, Ethics, and Public Policy* 20 (2006): 447-53.

“Social Sciences and the Unity of Truth,” in *Academic Questions* 15:4 (Fall 2002): 67-77.

“Support and Defend: How Congress Can Save the Constitution From the Supreme Court,” *The Heritage Lectures*, No. 604, Heritage Foundation, Washington, D.C., January 1998. Archived at www.heritage.org/Research/LegalIssues/HL604.cfm. Reprinted in *Texas Review of Law and Politics* 2 (1998): 315-33.

“Statesmanship and the Judiciary,” *Review of Politics* 51 (1989): 510-32.

Book reviews:

- Johnathan O'Neill, *Originalism in American Law and Politics: A Constitutional History*, and Steven G. Calabresi, ed., *Originalism: A Quarter-Century of Debate*, in *Catholic Social Science Review* 14 (2009), forthcoming.
- Neil Duxbury, *The Nature and Authority of Precedent*, in *Law and Politics Book Review* 18:12 (December 2008): 1126-30. Archived at <http://www.bsos.umd.edu/gvpt/lpbr/reviews/2008/12/nature-and-authority-of-precedent.html>
- Kevin R.C. Gutzman, *The Politically Incorrect Guide to the Constitution*, in *Claremont Review of Books* 8:1 (Winter 2007-08): 53. Archived at www.claremont.org/publications/crb/id.1513/article_detail.asp
- Robert P. George and Jean Bethke Elshtain, eds., *The Meaning of Marriage: Family, State, Market, & Morals*, in *Catholic Social Science Review* 12 (2007): 373-78. Archived at www.cssronline.org/Current/2007/BookReviews.pdf
- Larry J. Sabato, *A More Perfect Constitution: 23 Proposals to Revitalize Our Constitution and Make America a Fairer Country*, in *National Review* 59:20 (5 November 2007): 56-58.
- Kermit Roosevelt III, *The Myth of Judicial Activism: Making Sense of Supreme Court Decisions*, in *Law and Politics Book Review* 17:2 (February 2007): 166-71; archived at <http://www.bsos.umd.edu/gvpt/lpbr/subpages/reviews/roosevelt0207.htm>.
- Jeffrey Rosen, *The Most Democratic Branch: How the Courts Serve America*, in *National Review* 58:13 (17 July 2006): 43-45.
- Akhil Reed Amar, *America's Constitution: A Biography*, in *National Review* 57:20 (7 November 2005): 53-54.
- Gregg Ivers and Kevin T. McGuire, eds., *Creating Constitutional Change: Clashes over Power and Liberty in the Supreme Court*, in *Law and Politics Book Review* 15:3 (March 2005): 176-80; archived at <http://www.bsos.umd.edu/gvpt/lpbr/subpages/reviews/ivers-mcguire305.htm>.
- Larry D. Kramer, *The People Themselves: Popular Constitutionalism and Judicial Review*, in *National Review* 57:2 (14 February 2005): 48, 50.
- Paul O. Carrese, *The Cloaking of Power: Montesquieu, Blackstone, and the Rise of Judicial Activism*, in *Review of Politics* 66 (2004): 152-54.
- Ross Sandler and David Schoenbrod, *Democracy by Decree: What Happens When Courts Run Government*, in *Claremont Review of Books* 4:3 (Summer 2004): 55-56. Archived at www.claremont.org/publications/crb/id.1060/article_detail.asp.
- Charles Fried, *Saying What the Law Is: The Constitution in the Supreme Court*, in *National Review* 56:9 (17 May 2004): 48-49.
- "Election 2000 Revisited," a review essay on Cass R. Sunstein and Richard A. Epstein, eds., *The Vote: Bush, Gore, and the Supreme Court*; Richard A. Posner, *Breaking the Deadlock: The 2000 Election, the Constitution, and the Courts*; and Howard Gillman, *The Votes that Counted: How the Court Decided the 2000 Presidential Election*, in *Presidential Studies Quarterly* 33 (2003): 238-42.
- Christopher Wolfe, ed., *Homosexuality and American Public Life*, and *Same-Sex Matters: The Challenge of Homosexuality*, in *Catholic Social Science Review* 7 (2002): 227-31. Archived at www.cssronline.org/Archival/2002/Review--Frank.pdf.
- Robert F. Nagel, *The Implosion of American Federalism*, in *Claremont Review of Books* 3:1 Winter 2002): 34. Archived at www.claremont.org/publications/crb/id.1146/article_detail.asp.

- Colton C. Campbell and John F. Stack, Jr., eds., *Congress Confronts the Court: The Struggle for Legitimacy and Authority in Lawmaking*, in *Law and Politics Book Review* 11:5 (May 2001): 261-65; archived at www.bsos.umd.edu/gvpt/lpbr/subpages/reviews/campstack.htm.
- Harry V. Jaffa, *A New Birth of Freedom: Abraham Lincoln and the Coming of the Civil War*, for H-LAW, an e-mail listserv of the American Society for Legal History. Posted January 2, 2001; archived at www.h-net.org/reviews/showrev.cgi?path=23272980364205.
- Marshall L. DeRosa, *The Ninth Amendment and the Politics of Creative Jurisprudence: Disparaging the Fundamental Right of Popular Control*, in *Journal of Politics* 59 (1997): 604-06.
- Harry V. Jaffa, *Original Intent and the Framers of the Constitution: A Disputed Question*, in *Review of Politics* 58 (1996): 390-95.
- Robert A. Burt, *The Constitution in Conflict*, in *Review of Politics* 56 (1994): 792-96.
- Peter W. Schramm and Bradford P. Wilson, eds., *American Political Parties and Constitutional Politics*, in *Insider Newsletter* (Heritage Foundation) 206 (March 1994): 13.
- Sylvia Snowiss, *Judicial Review and the Law of the Constitution*, in *Review of Politics* 54 (1992): 471-74.
- Robert H. Bork, *The Tempting of America: The Political Seduction of the Law*, in *Interpretation: A Journal of Political Philosophy* 19 (1991): 77-84.
- Robert Lowry Clinton, *Marbury v. Madison and Judicial Review*, in *Review of Politics* 52 (1990): 485-87.

Miscellany in professional venues:

- Contributor to *The Heritage Guide to the Constitution*, ed. Edwin Meese, Matthew Spalding, and David F. Forte (Washington, D.C.: Regnery Publishing, 2005).
- “Reforming Virginia’s Constitution,” in *Virginia Issues & Answers* 8:2 (Spring 2002): 2-5.
- “The Supreme Court and the Politics of Impeachment,” in *On Principle* (John M. Ashbrook Center for Public Affairs) IV: 4 (August 1996): 3-5. Archived at <http://www.ashbrook.org/publicat/onprin/v4n4/franck.html>.
- “Readers’ Forum” comment on Friedrich Kratochwil’s “Thrasymachos Revisited,” *Journal of International Affairs* 42 (1988): 239-41.

PROFESSIONAL PAPERS PRESENTED:

- “*Apologia* for an Institution and a President: Notre Dame and President Obama Give Accounts of Themselves,” co-authored with Gwen Brown, at Center for Ethics and Culture, University of Notre Dame, November 2009 (forthcoming).
- “Edward S. Corwin and the Emergence of ‘Judicial Review,’” Center for the Study of the Constitution, 105th annual meeting of American Political Science Association, Toronto, Ontario, September 4, 2009.
- “The Death of a Founding Idea: Political Questions and a Limited Judiciary,” invited lecture at the Heritage Foundation, Washington, D.C., November 19, 2008.
- “On the Threshold of Modernity: John Ford’s Film of *How Green Was My Valley*,” co-authored with Professor Gwen Brown, RU communication department, presented at 103rd annual meeting of the American Political Science Association,” Chicago, Illinois, August 30, 2007.
- “Freedom Questions, Political Questions: Republicanism and the Myth of a ‘Bill of Rights,’” invited lecture delivered at the biennial Culture and Policy Conference, “Ourselves and Our

- Posterity: Constitutional Interpretation and the Public Good,” Center for Political and Economic Thought, Saint Vincent College, Latrobe, Pennsylvania, April 13, 2007.
- “The Supreme Court and the Inversion of the Due Process Clauses: From a Judicial Rule Against Arbitrary Power to the Power of Arbitrary Judicial Rule,” an Alpheus T. Mason Lecture in Constitutional Law and Political Thought: The Quest for Freedom, under the auspices of the James Madison Program in American Ideals and Institutions, Princeton University, Princeton, New Jersey, October 3, 2006.
- Prepared remarks delivered as an invited participant in a symposium on “The Religious Commitments of Judicial Nominees: Appropriate Questions and Acceptable Answers,” sponsored by *Notre Dame Journal of Law, Ethics, and Public Policy*, at University of Notre Dame Law School, South Bend, Indiana, November 9, 2005. The *Journal* later published these remarks as a short article; see above.
- “Aldous Huxley’s City in Speech: *Brave New World* and the *Republic* of Plato,” Society for Greek Political Thought, 62nd annual meeting of the Midwest Political Science Association, Chicago, Illinois, April 15, 2004.
- “John Marshall’s Opposition to ‘Judicial Review,’” invited paper at “*Marbury v. Madison* and Judicial Review: A Bicentennial Reconsideration,” a conference held at Lincoln’s Inn by the Institute of United States Studies, University of London, May 30, 2003.
- “The Social Sciences and the Unity of Truth After September 11,” invited lecture to the Virginia, Maryland, and National Capital Associations of Scholars, at the 10th national meeting of the National Association of Scholars, Washington, D.C., June 1, 2002.
- “John Marshall on Nation and State(s), Power and Right(s),” 72nd annual meeting of the Southern Political Science Association, Atlanta, Georgia, November 9, 2000.
- “Federalism: Old Wisdom and Recent Errors,” invited lecture in the Bill of Rights Lecture Series, sponsored by the Virginia Foundation for the Humanities and Public Policy, at the University of Virginia’s College at Wise, November 10, 1999.
- “Frame By Frame: Hollywood Presidents in the 1990s” (co-authored and co-presented with Professor Gwen Brown, RU communication department), at the joint meeting of the Southern and Central States Communication Associations, St. Louis, Missouri, April 9, 1999.
- “Support and Defend: How Congress Can Save the Constitution From the Supreme Court,” a Russell Kirk Memorial Lecture delivered at the Heritage Foundation, Washington, D.C., November 18, 1997.
- “The Sober Justices: Lessons from the Past,” Center for the Study of the Constitution, 93rd annual meeting of the American Political Science Association, Washington, D.C., August 28, 1997.
- “The Nineteenth-Century Presidency of George Bush” (co-authored and co-presented with Professor Gwen Brown, RU communication department), annual meeting of the Speech Communication Association, Miami Beach, Florida, November 18, 1993.
- “A Little Piety, a Little Guilt, No Heaven or Hell: CBS Sunday Morning with Charles Kuralt” (co-authored and co-presented with Professor Gwen Brown, RU communication department), annual meeting of the Popular Culture Association of the South, Norfolk, Virginia, October 5, 1991.
- “Natural Law and the Constitution, or the Non-justiciability of the Declaration of Independence,” Center for the Study of the Constitution, 86th annual meeting of the American Political Science Association, San Francisco, August 31, 1990.

“John Marshall on Statesmanship and Judging,” annual meeting of the Southwestern Political Science Association, Fort Worth, Texas, March 30, 1990.

“Statesmanship and the Judiciary,” Georgetown Institute for the Study of Politics, 85th annual meeting of the American Political Science Association, Atlanta, Georgia, September 2, 1989.

WORKS IN PROGRESS:

Book:

Strict Scrutiny: A Critical Lexicon of Supreme Court Sense and Nonsense. Under contract with Rowman & Littlefield Publishers; publication anticipated in 2010.

Book chapters:

“Introduction” to forthcoming reprint edition of Edward S. Corwin, *The Doctrine of Judicial Review: Its Legal and Historical Basis and Other Essays* (originally published 1914), to be published in 2010 by Transaction Publishers’ Library of Liberal Thought series.

Commissioned to write contributions to two forthcoming *Festschrift* volumes, one honoring the constitutional historian Herman Belz of the University of Maryland, the other honoring political philosopher and constitutional scholar Hadley Arkes of Amherst College. Both volumes should appear in 2010.

PROFESSIONAL PANELS, CONFERENCES, AND OTHER PRESENTATIONS (ABBREVIATED LIST):

Chairman, panel on “Same-Sex ‘Marriage’ in the U.S. and Canada: Legal Controversies and Evolving Paradigms,” Claremont Institute, 105th annual meeting of American Political Science Association, Toronto, Ontario, September 3, 2009.

Master of ceremonies, inaugural conference on “Sexuality, Integrity, and the University,” sponsored by the Love and Fidelity Network, Princeton University, November 7-8, 2008.

Participant, roundtable panel on “Progressivism and the Supreme Court,” Claremont Institute, 104th annual meeting of American Political Science Association, August 30, 2008.

Lecturer in the James Madison Seminar on Teaching American History (a U.S. Department of Education grant-funded program for continuing education of high school teachers), Freehold Regional Consortium, at Princeton University, July 19, 2007, and June 30, July 7 & 14, and August 11, 2008.

Chairman, panel on “Philosophy, History, and the Polis,” Society for Greek Political Thought, 66th annual meeting of the Midwest Political Science Association, Chicago, Illinois, April 4, 2008.

Invited participant, roundtable panel at conference on “The Future of Liberalism and Conservatism,” Oglethorpe University, Atlanta, Georgia, February 6, 2008.

Participant in roundtable panel “Security, Liberty, and Terror,” at inaugural conference of the Association for the Study of Free Institutions, “The Free Society: Foundation and Challenges,” co-sponsored by the James Madison Program in American Ideals and Institutions, at Princeton University, May 15, 2007.

Visiting lecturer on the Supreme Court and judicial review, Project on Constitutionalism and Democracy, University of Virginia, Charlottesville, Virginia, October 6, 2006.

Chairman, panel on “Platonic Politics,” Society for Greek Political Thought, 64th annual meeting of the Midwest Political Science Association, Chicago, Illinois, April 20, 2006.

Chairman, panel on “Education in Plato’s *Republic*,” Society for Greek Political Thought, 63rd annual meeting of the Midwest Political Science Association, Chicago, Illinois, April 7, 2005.

Moderator, “Are Freedom of Speech and Thought Under Attack?” panel, conference on “Freedom and the American Campus,” John William Pope Center for Higher Education Policy, Raleigh, North Carolina, October 16, 2004.

Invited participant, roundtable on “Judicial Independence,” annual seminar of the Council of Appellate Staff Attorneys (an ABA-accredited continuing legal education program), Park City, Utah, July 21, 2004.

Chairman, panel on “The Contemporary Relevance of Classical Political Philosophy,” Society for Greek Political Thought, 62nd annual meeting of the Midwest Political Science Association, Chicago, Illinois, April 17, 2004.

Discussant, panel on “Progressivism, Courts, and the Expansion of Rights: Reflections on the Bicentennial of *Marbury v. Madison*,” Claremont Institute, 99th annual meeting of the American Political Science Association, Philadelphia, Pennsylvania, August 30, 2003.

Chairman, panel on “Contemporary Applications of Aristotle’s Thought,” Society for the Study of Greek Political Thought, 61st annual meeting of the Midwest Political Science Association, Chicago, Illinois, April 4, 2003.

Expert witness in an oversight hearing on “Congress, the Courts, and the Constitution,” before the Subcommittee on the Constitution, Committee on the Judiciary, United States House of Representatives, January 29, 1998.

Full list of appearances at professional conferences available on request.

Participant in various Liberty Fund colloquia and seminars since 2000; *list available on request.*

OTHER PROFESSIONAL ACTIVITIES, AWARDS, MEMBERSHIPS:

Thrice nominated by Radford University for Outstanding Faculty Award from State Council of Higher Education in Virginia, 2002, 2004 (finalist), and 2008.

Awarded Faculty Professional Development Leave (competitive sabbatical), Spring 2002.

Recipient of Radford University Foundation Award for Creative Scholarship, May 5, 2001.

Member, James Madison Fellows Selection Committee, appointed by American College Testing, for the James Madison Memorial Fellowship Foundation (an independent federal executive branch foundation established by Congress), Washington, D.C., April 11-14, 1996, April 3-6, 1997, and March 18-20, 2005.

Occasional manuscript referee for *American Political Science Review*, *Review of Politics*, *Journal of Politics*, *Polity*, *Perspectives on Political Science*, and *Law and History Review*.

Recipient of Alumni Academic Achievement Award, Virginia Wesleyan College, November 6, 1993.

Henry J. Salvatori Fellow, Heritage Foundation, 1993-95.

H.B. Earhart Graduate Fellow, 1981-82 academic year, at Northern Illinois University.

Member, American Political Science Association (section memberships: Law and Courts; Politics, Literature, and Film).

Member, Society for Greek Political Thought.

Member, American Society for Legal History.

Member, Supreme Court Historical Society.

Member, Association for the Study of Free Institutions.

Member, Federalist Society for Law and Public Policy Studies.

Member, National Association of Scholars/Virginia Association of Scholars.

Member, Pi Gamma Mu, international social science honor fraternity, inducted by the election of students in the Radford University chapter.

OCCASIONAL JOURNALISM:

Various opinion pieces published online at *Public Discourse* (www.thepublicdiscourse.com), a website of the Witherspoon Institute, Princeton, New Jersey; at *National Review Online* (www.nationalreview.com); and in the *Roanoke Times* newspaper. *Full list of these publications available on request.*

I am also a blogger at the “Bench Memos” page of *National Review Online*, since May 2005 (my entries are archived there at <http://bench.nationalreview.com/author/?q=Mzg1MQ==>), and at the American Principles Project (www.americanprinciplesproject.org), where I live-blogged the July 2009 Senate hearings on the nomination of Justice Sonia Sotomayor.

From January to May 2007, I blogged about all 85 essays in *The Federalist* for “Bench Memos”; the series is assembled in one file at www.mfranck.asp.radford.edu/PerennialPublius.pdf.

Guest on Bill Bennett’s “Morning in America,” a nationally-broadcast AM talk show, November 18, 2005; January 11 and December 29, 2006; April 20, July 12, October 1 and October 19, 2007; April 24, December 8, and December 30, 2008; May 27 and July 13, 14, 15, and 16, 2009 (these last dates coinciding with the Sotomayor hearings).

UNIVERSITY AND COMMUNITY SERVICE (ABBREVIATED LIST):

Chairman, Department of Political Science, August 1995—present.

Faculty Advisor, undergraduate Political Science Society, 1989-93, and again since fall 2003.

Member, Search Committee for Provost, 2007.

Chairman, Search Committee for Director, Center for International Education, 2006-07.

Examiner/interviewer of Radford University Presidential Scholarship applicants, since spring 2003.

Member of Radford University Faculty Awards Committee, January 2003—May 2004.

Member of Faculty Senate representing Department of Political Science, 1996-2000.

Full list of university service activities available on request.

Member, Board of Trustees, Shimer College, Chicago, Illinois, since October 2009.

Member, Board of Governors, St. John Neumann Academy, an independent pre-K-to-8 Catholic school, Blacksburg, Virginia, since November 2007.

REFERENCES AVAILABLE ON REQUEST