

# CURRICULUM VITAE

## KUNAL M. PARKER

Cleveland-Marshall College of Law  
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### EDUCATION

PRINCETON UNIVERSITY, Princeton, NJ. PhD (History) 2007.

- M.A. (History) 2003. Fields of study: American History, 1877-Present; American Legal History; Modern European Philosophy of History.

HARVARD LAW SCHOOL, Cambridge, MA. J.D. 1994, *cum laude*.

- Editor, HARVARD LAW REVIEW, 1991-92 and 1993-94.
- Editor, HARVARD HUMAN RIGHTS JOURNAL, 1990-91.

HARVARD UNIVERSITY, Cambridge, MA. B.A. (Economics) 1990, *magna cum laude*.

DARTMOUTH COLLEGE, Hanover, NH. 1986-88.

### TEACHING INTERESTS

Property; Trusts and Estates; American Legal History; Comparative Legal History; Immigration and Nationality Law; Race and Law

### ACADEMIC EMPLOYMENT; FELLOWSHIPS

CLEVELAND-MARSHALL COLLEGE OF LAW, Cleveland State University, Cleveland, OH. James A. Thomas Distinguished Professor of Law, 2007 - *present*. Professor of Law, 2006 – 2007; Associate Professor of Law (with tenure), 2001 - 2006; Assistant Professor of Law, 1996 – 2001.

ST. PETERSBURG SUMMER LAW INSTITUTE. *Summer 2007*. Seminar on comparative U.S. and Russian legal history.

NEW YORK UNIVERSITY LAW SCHOOL, New York, NY. Samuel I. Golieb Fellowship in Legal History, 2006 – 2007.

CORNELL LAW SCHOOL, Ithaca, NY. Visiting Fellow, 2003 – 04.

Visiting Scholar (Gender, Sexuality and Family Program), QUEENS UNIVERSITY, Belfast, UK, *May 2004*.

AMERICAN BAR FOUNDATION, Chicago, IL. Visiting Research Fellow, 1999 – 2000.

## GRANTS

William Nelson Cromwell Foundation, Dissertation Writing Support Fellowship, 2006.

## BOOKS

*Custom and History: Common Law Thought and the Historical Imagination in Nineteenth-Century America* (accepted for publication, Cambridge University Press)

## ARTICLES, ESSAYS, CONTRIBUTIONS TO BOOKS

*U.S. Citizenship and Immigration law (1800 – 1924): Resolutions of Membership and Territory* in Michael Grossberg and Christopher Tomlins eds., *THE CAMBRIDGE HISTORY OF LAW IN AMERICA* (Cambridge University Press, forthcoming 2008).

*Context in Law and History: The Late Nineteenth Century American Jurisprudence of Custom*, 24 *LAW AND HISTORY REVIEW* 473 (2006).

*Thinking Space, Thinking Community: Lessons from Early American “Immigration” History* in Marc Rodriguez ed., *REPOSITIONING NORTH AMERICAN HISTORY: NEW DIRECTIONS IN CONTINENTAL MIGRATION, CITIZENSHIP, AND COMMUNITY* (Rochester: University of Rochester Press, 2004).

*Ejecting an Inside: An Essay on the Politics of the Contemporary American Immigration State* in Patricia Tuitt and Peter Fitzpatrick eds., *CRITICAL BEINGS: LAW, NATION AND THE GLOBAL SUBJECT* (London: Ashgate, 2004).

*The History of Experience: On the Historical Imagination of Oliver Wendell Holmes, Jr.*, 26 *PoLAR: POLITICAL AND LEGAL ANTHROPOLOGY REVIEW* 60 (2003).

*Making Blacks Foreigners: The Legal Construction of Former Slaves in Post-Revolutionary Massachusetts*, 2001 *UTAH LAW REVIEW* 75 (2001).

*Colonialism, Nationalism and Gendered Legal Subjectivities: Historical Observations on the Destruction of Separate Legal Regimes* in Gerald J. Larson ed. *RELIGION AND PERSONAL LAW IN SECULAR INDIA: A CALL TO*

JUDGMENT (Bloomington, IN.: Indiana University Press, 2001/New Delhi: Social Science Press, 2001).

*State, Citizenship, and Territory: The Legal Construction of Immigration in Antebellum Massachusetts*, 19 LAW AND HISTORY REVIEW 583 (2001) (FORUM ARTICLE).

*Disaggregating Citizenship: A Response to Robert Steinfeld*, 19 LAW AND HISTORY REVIEW 655 (2001).

*From Poor Law to Immigration Law: Changing Visions of Territorial Community in Antebellum Massachusetts*, 28 HISTORICAL GEOGRAPHY 61 (2000).

*"A Corporation of Superior Prostitutes": Anglo-Indian Legal Conceptions of Temple Dancing Girls, 1800 - 1914*, 32 MODERN ASIAN STUDIES 55 (1998).

*Official Imaginations: Globalization, Difference, and State-Sponsored Immigration Discourses*, 76 OREGON LAW REVIEW 691 (1997).

*Interpreting Oriental Cases: The Law of Alterity in the Colonial Courtroom*, 107 HARVARD LAW REVIEW 1711 (1994).

Co-author, *Human Rights as Rhetoric: The Persian Gulf War and United States Policy Towards Iraq*, HARVARD HUMAN RIGHTS JOURNAL (Spring 1991).

## COMMENTS, REVIEWS, SHORTER PIECES

"Progressive Era Immigration and Naturalization," in David Tanenhaus *et al.* eds, ENCYCLOPEDIA OF THE SUPREME COURT OF THE UNITED STATES (forthcoming 2008).

Book Review, Roger Berkowitz, *The Gift of Science: Leibniz and the Modern Legal Tradition*, 3 JOURNAL OF LAW, CULTURE AND THE HUMANITIES 347 - 49 (2007).

*The Historiography of Difference*, 23 LAW AND HISTORY REVIEW 685 (2005).

Book Review, Daniel J. Tichenor, *Dividing Lines: The Politics of Immigration Control in America*, 23 LAW AND HISTORY REVIEW 226 (2005).

*Thinking Inside the Box: A Historian Among the Anthropologists: A Review of Sally Engle Merry, Colonizing Hawai'i: The Cultural Power of Law*, 38 LAW AND SOCIETY REVIEW 851 (2004).

*History, Law and Regime Change*, 26 *PoLAR: POLITICAL AND LEGAL ANTHROPOLOGY REVIEW* 43 (2003).

*The “Law”/”Politics” Distinction in the Colonial/Postcolonial Context*, 10 *AMERICAN UNIVERSITY JOURNAL OF GENDER, SOCIAL POLICY, AND THE LAW* 581 (2002).

Book Review, Radhika Singha, *A Despotism of Law: Crime and Justice in Early Colonial India*, 13 *GENDER AND HISTORY* 182 (2001).

Book Review, Kanishka Jayasuriya ed., *Law, Capitalism and Power in Asia*, 59 *JOURNAL OF ASIAN STUDIES* 136 (2000).

Book Note, *Rehabilitating Nineteenth-Century Law*, 105 *HARVARD LAW REVIEW* 785 (1992).

## **WORKS-IN-PROGRESS**

*Originalisms and the Philosophy of History* (in progress)

*The Constitution at the Borders: Immigration, Citizenship and Territorial Expansion* (working title) (Gerald Leonard and Keith Whittington eds.) (commissioned for a series on the U.S. Constitution sponsored by the American Historical Association).

*The Constitution of Terrorism: On the Problem of the Disruption of “Everyday Life”* (in progress).

Book Review, Kaushik Sunder Rajan, *Biocapital: The Constitution of Postgenomic Life*, *PoLAR: POLITICAL AND LEGAL ANTHROPOLOGY REVIEW* (forthcoming).

## **PROFESSIONAL SERVICE**

Program Committee, 2007 Annual Meeting of the American Society for Legal History (2007)

Board of Editors, *Law and Social Inquiry* (term beginning January 1, 2007)

Board of Editors, *PoLAR: Political and Legal Anthropology Review*

Board of Directors, Society for Critical Exchange (term beginning January 1, 2005)

Frequent outside reviewer for journals such as *Law and History Review*, *Law and Social Inquiry*, *Law and Society Review* and *PoLar: Political and Legal Anthropology Review*

## **PAPERS PRESENTED**

*Space, Time, and the Constitutional Jurisprudence of Alexander Bickel* at the Law, Culture and the Humanities Annual Meeting, Berkeley, California (March 2008)

*Spaces, Times and Legal Pluralism: Some Historical Lessons at Multiscalar Civil Society? Legal Pluralism and Inequality*, University of Oregon School of Law, Eugene, Oregon (February 2008).

*Time as Spirit: Common Law Thought and the Historical Imagination in the Early Republic*, Bauer Lecture, Benjamin N. Cardozo Law School, New York, New York (February 2008); Emory Law School, Atlanta, Georgia (November 2007); Cleveland-Marshall College of Law (September 2007)

*Historical Contextualization and Legal Thought*. 2007 Law and Society Association Annual Meeting, Berlin, Germany (July 2007)

*Historical Consciousness and Legal Thought in Nineteenth Century America* at Northwestern Law School, Chicago, Illinois (February 2007); American Bar Foundation (February 2007); the New York University Legal History Colloquium, New York, New York (February 2007).

*Context in History and Law: The Late Nineteenth Century Jurisprudence of Custom* at the 2005 American Society for Legal History Annual Meeting, Cincinnati, Ohio (November 2005) and the 2005 Law and Society Association Annual Meeting, Las Vegas, Nevada (June 2005).

*Means and Ends in Early Republican American Legal Thought* at “Legal Transplants’ and ‘Mixed Jurisdictions’: When Civilian Legal Reasoning Meets Constitutional Thought,” Institut de Sciences Politiques, Paris, France (July 2005) and American Ethnological Society Annual Meeting, San Diego, California (April 2005).

*Life and Death in American Legal Thought, 1850 - 1900: The Jurisprudence of Custom* at Queens University, Belfast, United Kingdom (May 2004) and Cornell Law School, Ithaca, New York (March 2004)

*The Constitution of Terrorism* at the Forty Second Annual Conference, Society for Phenomenology and Existential Philosophy, Boston, Massachusetts (November 2003).

*Ejecting an Inside: An Essay on the Politics of the Contemporary American Immigration State* at the Eighth Annual LatCrit Conference, Cleveland, Ohio (May 2003).

*The History of Experience: On the Historical Imagination of Oliver Wendell Holmes, Jr.* at “Pragmatism, Law and Governmentality,” Cornell Law School, Ithaca, New York (March 2003).

*A Short History of U.S. Immigration and Citizenship Law, 1800 – 1914* at “Repositioning North American History: New Directions in Modern Continental Migration and Citizenship,” Department of History, Princeton University, Princeton, New Jersey (March 2003).

*Constructing the Town: The Law and Politics of Representing Space in Eighteenth Century Massachusetts* at the 2001 Law and Society Association Annual Meeting, Budapest, Hungary (July 2001); the 2001 American Society for Legal History Annual Meeting, Chicago, Illinois (November 2001); and the Immigration Law Professors’ Conference, New Orleans, Louisiana (May 2002).

*Emancipation, Poverty, and the Legal Construction of a Racialized Community in Massachusetts, 1780-1820* at “Law’s Grounds,” Cleveland-Marshall College of Law, Cleveland State University, Cleveland, Ohio (April 2000); the 2000 Law and Society Association Annual Meeting, Miami, Florida (May 2000); and the American Bar Foundation, Chicago, Illinois (May 2000).

*The Production of Immigration Law: Citizenship, Poverty and the Propertization of Space in Massachusetts, 1780 - 1860* at the American Bar Foundation, Chicago, Illinois (April 1999) and the 1999 Law and Society Association Annual Meeting, Chicago, Illinois (May 1999).

*Historical Lessons on the Erosion of Separate Legal Regimes* at “Religion and Personal Law in Modern India: A Colloquium,” Indiana University, Bloomington, Indiana (March 1999).

*Immigration and Globalization: Lessons From/For South Asia* at the 50th Annual Meeting of the Association for Asian Studies, Washington, D.C. (March 1998).

*Official Imaginations: Globalization, Difference and State-Sponsored Immigration Discourses* at “Globalization from Below: Contingency, Conflict, Contestation,” Duke University, Durham, North Carolina (February 1998).

*Anglo-Indian Law and Dancing Girls: An Inquiry into the Legal Construction Of Crime, 1860-1914* at the 26th Annual Conference on South Asia, University of Wisconsin, Madison, Wisconsin (October 1997).

*Immigration and Globalization* at the Western and Southwestern/Southeastern Law Professors of Color Conference, Albuquerque, New Mexico (March 1997).

## DISCUSSANT

*Author-Meets-Reader: Defining Nations: Immigrants and Citizens in Early Modern Spain and Spanish America* by Tamar Herzog at "Membership in Communities and States in the Early Modern Atlantic World: Legal Rules, Social Judgments, and the Negotiation of Citizenship," Newberry Library, Chicago, Illinois (October 2005).

*Dramatic Racial Histories and Genealogies* at the 2005 Law and Society Association Annual Meeting, Las Vegas, Nevada (June 2005).

*Author-Meets-Reader: Impossible Subjects* by Mae Ngai at the 2004 Law and Society Association Annual Meeting, Chicago, Illinois (May 2004).

*Author-Meets-Reader: Laws Harsh as Tigers* by Lucy Salyer and *Law, Labor and Ideology in the Early American Republic* by Christopher Tomlins at the 2004 Law and Society Association Annual Meeting, Chicago, Illinois (May 2004).

Concluding Remarks, *The Practice of Law and Development: Socio-Legal Approaches*, Cornell Law School (April 2004).

*Revisiting the Rule of Law in British India*, at 2002 American Society for Legal History Annual Meeting, San Diego, California (November 2002).

*Author-Meets-Reader: "Colonizing Hawai'i"* by Sally Merry at the 2001 Law and Society Association Annual Meeting, Budapest, Hungary (July 2001).

*How Practice Can Inform Theory: Postcolonial Legal Institutions and Struggles* at "Postcolonial Law: The Uses of Theory in Law Reform Projects," Washington College of Law, American University, Washington, D.C. (April 2001).

*Law, Identity and Nation* at "Law, Culture and the Humanities Conference," University of Texas, Austin, Texas (March 2001).

*Legal History and the Problem of Bias* at "Structural Bias and Identity: Examples from International and Comparative Law Legal Regimes," European Law Research Center, Harvard Law School, Cambridge, Massachusetts (April 2000).

*The Oriental Impulse* at "Rethinking the Masters of Comparative Law," Northwestern University School of Law, Chicago, Illinois (March 2000).

*Work and Property in the Global Economy* at the 1999 Law and Society Association Annual Meeting, Chicago, Illinois (May 1999).

*Author-Meets-Reader: "Diseases of the will" by Mariana Valverde at the 1999 Law and Society Association Annual Meeting, Chicago, Illinois (May 1999).*

## **OTHER EMPLOYMENT**

CLEARY, GOTTLIEB, STEEN & HAMILTON, New York, N.Y. Associate, 1994-1996. Summer Associate (London, U.K and New York, N.Y.), *Summer 1992*. Experience includes: (i) corporate bankruptcy litigation; (ii) documentation of derivatives transactions (swaps and repurchase transactions); (iii) advice on regulatory aspects of derivatives transactions; (iv) public and private securities offerings; and (v) *pro bono* representation of political asylum applicants.

NAUTA DUTILH, Rotterdam, THE NETHERLANDS. Summer Associate, *Summer 1991*. Research in European Union competition law.

TATA ECONOMIC CONSULTANCY SERVICES, Bombay, INDIA. *Summer 1989*. Worked on study on economic liberalization commissioned by International Finance Corporation. Co-author, *The Impact of Liberalization on the Private Corporate Sector of the Capital Goods Industry in India* (1989).

DEPARTMENT OF FRENCH AND ITALIAN, DARTMOUTH COLLEGE, Hanover, N.H. *Spring 1988. Language Study Abroad Program, Blois, FRANCE*. Administrative and teaching assistant on foreign study program. 1986-88. Teaching assistant (elementary and intermediate French).

## **BAR ADMISSIONS**

New York (Second Department) 1995.

## **LANGUAGES**

Fluent in French, German, Hindi and Marathi. Advanced Spanish.

## **REFERENCES**

Professor Hendrik Hartog, Department of History, Princeton University  
Professor Daniel Rodgers, Department of History, Princeton University  
Professor Anthony Grafton, Department of History, Princeton University  
Professor William Nelson, New York University Law School  
Dr. Christopher Tomlins, American Bar Foundation