

# JAMES A. MACLEOD

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## ACADEMIC APPOINTMENTS

### **Brooklyn Law School,**

Director, Center for Law, Language, and Cognition, 2023 – present  
Associate Professor of Law, 2022 – present  
Assistant Professor of Law, 2019 – 2022

### **Columbia Law School,**

Visiting Associate Professor of Law, Spring 2024  
Associate-in-Law, 2017 – 2019

## EDUCATION

### **The University of Chicago Law School, J.D. with high honors, 2012**

Kirkland & Ellis Scholar (top 5% of class)  
*The University of Chicago Law Review*  
Order of the Coif

### **University of Michigan, B.A. with high distinction, Philosophy and Political Science, 2007**

James B. Angell Scholar  
Phi Beta Kappa

## PUBLICATIONS

[\*Evidence Law's Blind Spots\*](#), 109 IOWA LAW REVIEW (forthcoming 2024)

Featured on [Excited Utterance](#) podcast (2024)

Selected through peer review for presentation at annual Conference on Empirical Legal Studies (2022)

[\*Surveys and Experiments in Statutory Interpretation\*](#), in CAMBRIDGE HANDBOOK OF EXPERIMENTAL JURISPRUDENCE (Kevin Tobia, ed., Cambridge University Press, forthcoming 2024)

[\*Finding Original Public Meaning\*](#), 56 GEORGIA LAW REVIEW 1 (2022)

Winner of Southeastern Association of Law Schools Annual Call-for-Papers Award (2021)

Selected through peer review for presentation at Michigan Law Junior Scholars Conference (2020)

[\*Ordinary Causation: A Study in Experimental Statutory Interpretation\*](#), 94 INDIANA LAW JOURNAL 957 (2019)

Reviewed in Marcia L. McCormick, [\*Crowdsourcing Plain Meaning\*](#), JOTWELL (2019)

[\*Reporting Certainty\*](#), 2019 BYU LAW REVIEW 473 (2019)

[\*Belief States in Criminal Law\*](#), 68 OKLAHOMA LAW REVIEW 497 (2016)

## WORKS IN PROGRESS

*Standard Textualism*

*Is Originalism Common Sense?* (preliminary data collected)

*Corporate Crime and Lay Intuitions of Justice* (with Will Thomas; preliminary data collected)

*Constitutionalism Survey* (with Victoria Nourse & Kevin Tobia; preliminary data collected)

*Blurring the Tort/Crime Distinction* (preliminary data collected)

## **TEACHING AND RESEARCH INTERESTS**

**Primary:** Criminal Law, Evidence, Legislation and Statutory Interpretation, Torts

**Additional:** Corporate and White-Collar Crime, Criminal Procedure, Experimental Jurisprudence, Employment Discrimination

## **EXPERIENCE**

**Gibson, Dunn & Crutcher**, Associate, White Collar Criminal Defense, Products Liability, Appellate, New York, NY, 2015 – 2017

**Williams & Connolly**, Associate, White Collar Criminal Defense, Mass Torts, Products Liability, Washington, DC, 2012 – 2013, 2014 – 2015; Summer Associate, 2011

**Judge Raymond J. Lohier, Jr.**, United States Court of Appeals for the Second Circuit, Law Clerk, New York, NY, 2013 – 2014

## **PRESENTATIONS AND PANELS**

### ***Corporate Crime and Lay Intuitions of Justice***

Law and Society Association Annual Meeting (forthcoming June 2024)

### ***Reimagining the Federal Rules of Evidence***

Roundtable, Law and Society Association Annual Meeting (forthcoming June 2024)

### ***Is Originalism Common Sense?***

Legislation Roundtable, Georgetown University Law Center (March 2024)

### ***The Rule of Textualism as a Law of Standards***

Faculty Workshop, University of Illinois College of Law (forthcoming March 2024)

Legislation Roundtable, Georgetown University Law Center, 2023

### ***Surveys and Experiments in Statutory Interpretation***

Yale Law School Seminar on Statutory Interpretation (forthcoming April 2024)

Experimental Jurisprudence Conference, Institute for Advanced Study, Toulouse, France, 2023

Philosophy of Law Seminar, Georgetown University Law Center, 2022

### ***Evidence Law's Blind Spots***

Law and Social Science Colloquium, University of Virginia School of Law, 2023

Faculty Colloquium, Seton Hall Law School, 2023

Law and Psychology Seminar, University of Michigan Law School, 2023

Conference on Empirical Legal Studies, University of Virginia School of Law, 2022

University of Richmond Law School Junior Faculty Forum, 2022

Evidence Summer Workshop, Vanderbilt Law School, 2022

Crimfest, Cardozo Law School, 2022

### ***Empirical Criminal Law***

Crimfest, Cardozo Law School, 2022 (moderator)

### ***Blurring the Linguistic/Substantive Distinction in Canons of Interpretation: The Rule of Lenity***

Yale Law School Workshop in Experimental Jurisprudence, 2022

### ***Finding Original Public Meaning***

University of Richmond Law School Junior Faculty Forum, 2021  
Call-for-Papers Winners Panel, Southeastern Association of Law Schools Annual Meeting, 2021  
University of Michigan Law School Junior Scholars Conference, 2020  
Legislation Works-in-Progress Roundtable, Yale Law School, 2020  
New Voices in Legislation, American Association of Law Schools, 2020  
Iowa Law School Seminar on Experimental Jurisprudence, 2019  
New Frontiers in Experimental Jurisprudence, University of Chicago Law School, 2019

### ***What Does Tort Law Express?***

Georgetown Lab for the Empirical Study of Law & Language, 2021

### ***Data-Driven Approaches to Legal Interpretation***

Plenary Panel, *Brooklyn Law Review* Symposium, Brooklyn Law School, 2020

### ***Experimental Jurisprudence***

Jurisprudence Panel, American Association of Law Schools, 2020 (moderator)

### ***Ordinary Causation: A Study in Experimental Statutory Interpretation***

Experimental and Naturalistic Perspectives on the Philosophy of Law, Center for Law, Behavior, and Cognition, Ruhr University, Bochum, Germany, 2018  
Experimental Jurisprudence Workshop, Yale Law School, 2017

### ***Reporting Certainty***

Associates and Fellows Workshop, Columbia Law School, 2018

### ***Belief States in Criminal Law***

Legal Scholarship Workshop, University of Chicago, 2015  
Annual Experimental Philosophy Conference, University of Buffalo, 2015

## **SERVICE**

Chair, AALS Section on Legislation and Law of the Political Process, 2024 – present  
Appointments Committee, 2020 – 2023  
Workshops Committee, 2019 – 2023  
Sparer Public Interest Fellowship Committee, 2020 – 2021  
Conference Co-Organizer, New Frontiers of Experimental Jurisprudence, 2019  
Ad Hoc Reviewer,  
OXFORD STUDIES IN EXPERIMENTAL PHILOSOPHY  
ROUTLEDGE ADVANCES IN EXPERIMENTAL PHILOSOPHY  
*Columbia Law Review*  
*Stanford Law Review*  
*University of Chicago Law Review*