

Roman J. Hoyos

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APPOINTMENTS

Professor of Law, **Southwestern Law School**, Los Angeles, CA, 2015-Present

Associate Professor of Law, 2010-2015

Courses taught: Constitutional Law I and II, State Constitutional Law, American Legal History, Property, Land Use Regulation, Real Estate Transactions, State and Local Government Law

Visiting Professor of Law, **University of Arizona James E. Rogers School of Law**, Tucson, AZ, Spring 2017

Course taught: Property

Visiting Assistant Professor, **Duke University School of Law**, Durham, NC, 2008-2010

Courses taught: Legislation, State and Local Government Law

Visiting Assistant Professor, **Department of History, Duke University**, Fall 2009

Course taught: Modern American Legal History

EDUCATION

University of Chicago, Chicago, IL

Ph.D. (American History), 2010; M.A., 2003

Northwestern University School of Law, Chicago, IL

J.D., 2001

University of California, Berkeley, Berkeley, CA

A.B., History, 1993

College of San Mateo, San Mateo, CA

1990-1992

WORKS-IN-PROGRESS

IN CONVENTION ASSEMBLED: LAW, DEMOCRACY, AND REVOLUTION IN NINETEENTH-CENTURY AMERICA (book manuscript)

-A history of constitutional conventions from 1776-1920

SEARCHING FOR *MONS SACER*: A LEGAL HISTORY OF SECESSION IN AMERICAN LAW (book manuscript)

-A history of the public, private, and constitutional law of secession in the United States

-Completed draft of a chapter on parish secession in Massachusetts

-Chapter on the state law of southern secession in progress

THE REVOLUTION PRINCIPLE: JAMES' WILSON'S JURISPRUDENCE

-Completed draft on Wilson's theological utilitarianism

"'What is Revolution?': The 1851 Maryland Bill of Rights Debate" (article)

"That 'Ancient Protestant Manner': Law, Secession, and the Collapse of Religious Establishment in Massachusetts" (law review article, possibly Law and Religion or Yale Journal of Law and Humanities)

PUBLICATIONS

Articles

"Sex Workers as Workers: Evaluating the Impact of California's AB5 on Erotic Dancers," *U.C. Davis Social Justice Law Review*

"Article V and the Law of Constitutional Conventions," *British Journal of American Legal Studies* (2022) (peer-reviewed)(open-access)

"Who are 'the People'?", *Elon Law Review* (2019)

- Top Ten SSRN Download (U.S. Constitutional Law: Interpretation & Judicial Review, Legal History)
- "Highly Recommended" by the Legal Theory Blog

"Legal History as Political Thought: Pathways to a Future," Symposium on the Future of Legal History, *American Journal of Legal History* (2016)

"Building the New Supremacy: California's 'Chinese Question' and the Fate of Reconstruction," *California Legal History* (Dec. 2013): 321

"The People's Privilege: The Franking Privilege, Constituent Correspondence, and Political Representation in Mid-Nineteenth Century America," *Law and History Review* 34 (Feb. 2013): 101

- Winner of the Senior Moroney Award for Scholarship on Postal History (2014)

Book Chapters

"Constitutional Law and Secession in the United States," in Peter Radan, ed., *Routledge Handbook on Self-Determination and Secession* (2023), ch. 37

"Playing on a New Field: The U.S. Supreme Court in Reconstruction," in Edward O. Frantz, ed., *A Companion to the Reconstruction Presidents, 1865-1881* (Wiley-Blackwell, 2014): 562

"Beyond Classical Legal Thought: Law and Governance in Postbellum America, 1865-1920," in Alfred L. Brophy and Sally Hadden, eds., *A Companion to American Legal History* (Wiley-Blackwell, 2013): 86

"Peaceful Revolution and Popular Sovereignty: Reassessing the Constitutionality of Secession," in Sally Hadden and Patricia Minter, eds., *Signposts: New Directions in Southern Legal History* (Univ. of Georgia Press, 2013): 241

"A Province of Jurisprudence?: The Invention of a Law of Constitutional Conventions," in Markus Dubber and Angela Fernandez, eds., *Law Books in Action: Essays on the Anglo-American Legal Treatise* (Hart Publishing, 2012): 108

Short Pieces

"Introduction: Symposium on the 20th Anniversary of William Novak's *The People's Welfare*," *American Journal of Legal History* (2018)

"An Introduction to Constitutional Convention Debates and Constitutional Compilations," *Making of Modern Law: Primary Sources* (Gale Cengage, 2010) (website collection)

"The Confederate Constitution," in David Tanenhaus, ed., *Encyclopedia of the Supreme Court of the United States* (Macmillan Reference USA, 2008)

Book Reviews

"Historicizing Jurisprudence," *Reviews in American History* (Spring 2014) (reviewing Rabban, *Law's History*)

"The Effective Early American State," JOTWeLL (June 2015) (reviewing Edling, *A Hercules in the Cradle*)

"Law in the Conquest of L.A.," JOTWeLL (June 2014) (reviewing Torres-Rouff, *Before L.A.*)

"Property and (Not 'vs.') the State," JOTWeLL (June 2013) (reviewing Brooks and Rose, *Saving the Neighborhood*)

"On Becoming Relevant: The Role of Legal History in Legal Scholarship," JOTWeLL (June 2012) (reviewing Abu El-Haj, "Changing the People")

Book review, Stacey L. Smith, *Freedom's Frontier: California and the Struggle over Unfree Labor, Emancipation, and Reconstruction* (The University of North Carolina Press, 2013), *California Legal History* 8 (Dec. 2013)

Book review, Mark E. Neely, *Lincoln and the Triumph of the Nation: Constitutional Conflict in the American Civil War* (The University of North Carolina Press, 2012), 74 *The Historian* 1 (2013)

Book review, Christian Fritz, *American Sovereigns: The People and America's Constitutional Tradition Before the Civil War* (Cambridge: Cambridge University Press, 2008), *Law and History Review* (2012)

Book review, Robert McCluer Calhoun, *Political Moderation in America's First Two Centuries* (New York: Cambridge University Press, 2009), *Law and History Review* (Spring 2010)

SERVICE AND ACTIVITIES

Chair, Lateral Appointments with Tenure, 2025-26

Co-Chair, Lateral Hiring Committee, 2022-2023

Co-Chair, Faculty Recruitment Committee (entry-level), Fall 2021

Curriculum Committee, 2025-26

Sabbatical Committee, 2024-2025

Faculty Recruitment Committee (Property), Fall 2024

Ad Hoc Committee on Assessments, Southwestern Law School, 2022-2023

Placement Committee, Southwestern Law School, 2021-2022

Library/IT Committee, Southwestern Law School, 2010-2020

Faculty Development Committee, Southwestern Law School, 2010-2022

Faculty Advisor, *Southwestern Law Review*, 2010-2015

Book Review Editor (Americas), *American Journal of Legal History* (Oxford University Press), 2015-2017

Contributing Editor, JOTWeLL, Legal History Section, 2012-2016

Board Member, California Supreme Court Historical Society, 2013-2015

Referee, *Law and History Review*

Referee, *American Journal of Legal History*

Referee, *History of Political Thought*