

KEVIN MAILLARD

SYRACUSE UNIVERSITY COLLEGE OF LAW
SYRACUSE, NY 13244
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EMPLOYMENT

Syracuse University College of Law

Professor, 2012-Present; Assoc. Professor, 2010-2012; Asst. Professor, 2005-2010
Committees: Native American Law Student Association Faculty Advisor 2017-present; Black Law Student Association Faculty Advisor 2016-2017; Admissions and Diversity Committee 2010-Present; Faculty Appointments 2005-2006

Visiting Professorships

Columbia Law School, Spring 2018
Hofstra Law School, 2009-2010
New York Law School, Spring 2009
Fordham Law School, Fall 2008

Hughes Hubbard & Reed, LLP, New York, NY

Summer Associate, 2004-2005

EDUCATION

University of Michigan, M.A., Ph.D. Political Theory, (2004)

Ford Foundation Dissertation Fellowship, 2003-2004
Rackham Merit Fellowship, 1996-2002

University of Pennsylvania Law School, J.D, 2002

Symposium Editor, Journal of Constitutional Law, 2001-2002
Seminole Nation of Oklahoma Higher Education Award, 1999-2000
Equal Justice Foundation Award, Penn Law, 2002, 2001

Duke University, B.A., Public Policy, 1994

Seminole Nation of Oklahoma College Award, 1993
Jack Neely Scholarship, 1991

PROFESSIONAL ACTIVITIES

The New York Times, Contributing Editor, Opinion, Arts, 2014-present
The Atlantic, Contributor, 2015-present
Amer. Assoc. of Law Schools (AALS) Minority Section Executive Board, 2017-Present
Kaplan/PMBR Bar Lecturer, 2008-Present
Indigenous Nations and Peoples Law, SSRN, Co-editor, 2006-2014
Alternatives to Marriage Project, Board Member 2009-2012
LatCrit, Planning Committee, 2008-2010
Association for Law, Culture, and Humanities, Board Member 2007-2009
Cooney Colloquium for Law and Humanities, Director 2006-2008

PUBLICATIONS

Books and Book Chapters

- Commentary, *FEMINIST JUDGMENTS: REWRITTEN REPRODUCTIVE JUSTICE* (Cambridge Univ. Press, forthcoming)
- LOVING IN A "POST-RACIAL" WORLD: RETHINKING RACE, SEX AND MARRIAGE*, Kevin Noble Maillard and Rose Cuizon Villazor, eds. (Cambridge Univ. Press, 2012)
- Redwashing History: Tribal Anachronisms in the Seminole Nation Cases*, in *THE INDIAN CIVIL RIGHTS ACT AT FORTY* (UCLA Press, 2011)
- A View of a Will: Miscegenation, Inheritance, and Family in Civil War-Era Charleston*, in *FAMILY VALUES IN THE OLD SOUTH* (Univ. of Florida Press, 2010)
- The Taint of Taint: Memory and the Denial of Mixed Race in the U.S.*, (Ph.D dissertation, University of Michigan, 2004)

Law Journals

- Outlaw Parents*, 85 *FORDHAM L. REV.* 2629 (2017)
- Serial Paternity*, 2013 *MICHIGAN ST. L. REV.* 1369 (2014)
- Rethinking Children as Property: The Transitive Family*, 32 *CARDOZO L. REV.* 225 (2010)
- The Color of Testamentary Freedom*, 62 *SMU L. REV.* 101 (2009)
- The Multiracial Epiphany*, 76 *FORDHAM L. REV.* 2709 (2008)
- The Anatomy of Grey* (w/ Janis McDonald), 26 *LAW & INEQUALITY* 305 (2008)
- Redwashing History*, 1 *FREEDOM CTR. J.* 96 (2008)
- The Pocahontas Exception*, 12 *MICH. J. RACE & L.* 107 (2007)
- Parental Ratification*, 28 *AMERICAN INDIAN L. REV.* 107 (2003)

Reviews

- Review, Bernie Jones, *Fathers of Conscience: Mixed Race Inheritance in the Antebellum South*, *LAW AND HISTORY REVIEW* (2012)
- Review, Robert A. Williams, Jr., *Like a Loaded Weapon: The Rehnquist Court, Indian Rights, and the Legal Theory of Racism in America*, *LAW AND HISTORY REVIEW* (2007)
- "Foreword: Native Americans and the Constitution," 5 *JOURNAL OF CONSTITUTIONAL LAW* 219 (2003)

Periodicals

- August 2017: author, "Who Counts as a Native American Actor?" *NYT Arts*
- March 2017: author, "Where are the Interracial Couples?" *NYT Arts*
- August 28, 2016: author, "A Cough is No Longer Just a Cough" *NYT Opinion*
- August 4, 2016: author, "A Father's Struggle to Stop His Daughter's Adoption, Continued" *The Atlantic*
- July 7, 2015: author, "A Father's Struggle to Stop His Daughter's Adoption" *The Atlantic*
- June 16, 2015: author, "Why We Should Embrace the Racial Chaos" *NYT Opinion*
- June 13, 2014: author, "Fatherhood is One Are Where Men are Unequal" *NYT Opinion*
- April 21, 2014: author, "Sex and the Single Man" *The Atlantic*
- Feb 2, 2014: author, "In Adoption, Does Race Matter?" *NYT Opinion*
- Jan 8, 2014: quoted, "N.Y. court allows 'close friends' to adopt child" *Reuters*
- Dec 3, 2013: author, "Not Cutting Ties, But Adding Them" *NYT Opinion*
- November 10, 2013: quoted, "Bill de Blasio's hair hoopla" *Sydney Morning Herald*

November 6, 2013: author, “Biracial Cool: Bill de Blasio’s Fresh Electoral Asset” The Atlantic

September 7, 2013: quoted, “Alimony For Your Eggs” NYT Op-Ed

July 23, 2013: author, “Racially Profiled in Palm Beach” The Atlantic

June 27, 2013: author, “Incorporate and Change” NYT Opinion

June 14, 2013: author, “The Myth of Rarity” NYT Opinion

May 17, 2013: author, “The right to police indifference” The Week Magazine

May 13, 2013: quoted, “The high cost of same-sex divorce” CNN Money

January 24, 2013: author, “Split the Baby With an Open Adoption” NYT Opinion

October 17, 2012: author, “Of Human Binders” NYT Op-Ed

October 10, 2012: author, “Not Married, Not Single” Essence Magazine, Nov ’12

August 28, 2012: author, “Modern Parenting: Scary! Read This Now!” NYT Opinion

July 21, 2012: author, “Playing the Interracial Card,” NYT Op-Ed

June 15, 2012: author, “Where is the Dad in Parenting?” NYT Opinion

May 29, 2012: author, “The Mysterious Age of Consent,” NYT Opinion

May 4, 2012: author, “Elizabeth Warren’s Birther Moment,” NYT Op-Ed

April 30, 2012: author, “Do Barriers to Interracial Marriage Still Exist?” The Grio, MSNBC

April 24, 2012: author, “The Myth of the Traditional Family,” NYT Opinion

March 25, 2012: author, “Black Marriage Day excludes many black families” The Grio, MSNBC

Feb 14, 2012: author, “Interracial Relationships in the Post-’Loving v. Virginia’ Age,” The Grio, MSNBC.com

Feb 14, 2012: author, “Beyond Blood Marriage Adoption,” NYT Opinion

Dec 2, 2011: quoted in “Domestic Partnerships,” Time Out NY

November 7, 2011: quoted in “Interracial Marriage: More Accepted, Still Growing,” USA Today.

October 14, 2011: Letter to the Editor, “We Are Family,” NYT

Sept 16, 2011: author, “Define Real Indians,” NYT Opinion

July 25, 2011: author, “It’s Not a Trade School,” NYT Opinion

June 29, 2011: author, “Rejecting the Real Family,” NYT Opinion

May 17, 2007: author, “Black and Red,” Indian Country Today

MEDIA APPEARANCES

March 3, 2017: commentator, “This 3-year old is at the center of a custody battle,” ABC Nightline

Nov 2, 2015: commentator, “Criminal Justice Reform” MSNBC Live

June 29, 2015: commentator, “Fight for same sex marriage far from over” MSNBC Live

Jun 6, 2015: commentator, “Breaking News: Same Sex Marriage Legal Nationwide” MSNBC Live

Jun 3, 2015: commentator, “NC’s religious freedom bill targets marriage equality,” MSNBC Live

August 4, 2014: commentator, “Marriage and Income Equality” NPR On Point

April 27, 2014: commentator, “Schuette and the Future of Higher Education” Al Jazeera America

April 14, 2014: commentator, “Sebilus legacy” and “Obama Catalyst” MSNBC Disrupt

March 2, 2014: commentator, “Vet to Utah court: ‘Right this wrong’” CNN

Jan 9, 2014: commentator, “Interracial Relationships in 2014” Katie Couric Show

Jan 2, 2013: commentator, "Utah and the Supreme Court" Al Jazeera America
Dec 19, 2013: commentator, "Drug sentencing disparities" Al Jazeera America
November 30, 2013: commentator, "The modern American family" MSNBC Disrupt
with Karen Finney
November 16, 2013: commentator, "The New Cool" MSNBC Disrupt with Karen
Finney
June 25, 2013: commentator, "The Voting Rights Act" MSNBC Live
March 29, 2013: commentator, "How views on marriage have changed over time"
MSNBC Live
May 22, 2012: guest, Radio Boston, NPR-Boston, "Does the Warren Heritage Story Tell
Us More about the Senator or the Media?"
May 7, 2012: guest, The Daily Circuit, NPR-Minnesota, "Does America Need to Rethink
Family Values?"
Feb 14, 2012: guest, Radio Times, NPR-Philadelphia, "Loving v. Virginia and the Right
to Marry?"

REPRESENTATIVE PRESENTATIONS

How to Write an Op-Ed

St. John's University, Oakdale Campus (5/16)

Average Black Fathers

Columbia Law School Law and Culture Workshop (2/16)

Multiracial Identity Roundtable

UCLA Critical Race Theory Conference

Interracial Relationships in the 21st Century

Colgate University Roundtable (3/14)

Serial Paternity

LatCrit XVII (10/13)

Super Paternity

In Search of Equality in Family Law Symposium

MSU Law School (4/13)

Interracial Marriage in a Post Racial World

Black Law Students' Association

Stanford Law School (2/13)

The New Family Values

Faculty Workshop

Loyola Los Angeles Law School (9/12)

Editorial Lunch

NYT Editorial Board

NY, NY (6/12)

The Cherokee Freedmen Controversy

Indigenous Students' Association

University of Wisconsin Law School (3/12)

Rethinking Tribal Sovereignty and Race

Race and Sovereignty Conference

UCLA School of Law (3/11)

The Ideology of Sovereignty

Indigenous Law Conference

Michigan State Law School (10/10)

Children as Property
Association for the Study of Law, Culture, and the Humanities
Brown University (3/10)

The Politics of Skin Color
2010 Civil Rights Lecture
Hofstra University (2/10)

The Paradox of Sovereignty
Raven Lecture, Henderson Center for Social Justice
Berkeley Law School (3/09)

Questioning Sovereignty
Junior Faculty Workshop
Lewis & Clark Law School (6/08)

The Human Rights Hierarchy (commentator)
Woodrow Wilson International Center for Scholars
Washington, DC (4/08)

The Multiracial Epiphany
Multiracial Students Association
New York University Law School (2/08)

The Ethics of Sovereignty
Colloquium on Law and Citizenship
Southern Methodist University School of Law (1/08)

"There Are No Black Indians": Native American Nations and the Crisis of Identity
Reconstructions: Historical Consciousness and Critical Transformation
University of Cincinnati (10/07)

The Freedmen Cases: Tribal Sovereignty at the Tipping Point
Federal Bar Association Indian Law Conference
Albuquerque, NM (4/2007)

Junior Faculty Roundtable
The New Realism: The Next Generation of Scholarship in Federal Indian Law
Berkeley Law School (10/2006)

Tribal Citizenship Determinations: Past, Present, and Future
Tribal Law and Government Conference
University of Kansas School of Law (10/2006)

The Interracial Cathexis: Cultural Fixations on Miscegenation in a Post-Loving Era
Too Pure an Air: Law and the Quest for Freedom, Justice, and Equality
University of Gloucestershire, U.K. (7/2006)

Fighting the Recognition Battle
Indian Country Law Conference
Miccosukee Tribe of Florida (2/2006)

Black Indian Blood: Competing Memories in the Seminole Nation of Oklahoma
Center for the Study of Ethnicity and Race
Columbia University (2004)

On Indian Parameters: The Academic Paradox of the Urban Mixblood Scholar
Pathways: A Graduate Conference on American Indian Studies
Yale University (2004)

American Icons and Miscegenation
Austrian Association for American Studies
University of Graz, Austria (2003)