

ROBERT MICHAEL PALLITTO

521 Jubilee Hall
Seton Hall University
400 South Orange Avenue
South Orange, NJ 07079
Office: (973) 275-2752
Email: pallitto@shu.edu

EDUCATION

- The Graduate Faculty, The New School for Social Research - New York, NY May 2002
Ph.D. in Political Science
Dissertation Title: Invisible Hands, Visible Harms: Ideology and the Welfare System.
Dissertation Committee: Nancy Fraser, David Plotke, Patricia J. Williams.
- The University of Michigan Law School - Ann Arbor, MI May 1989
J.D.
- Rutgers College of Rutgers University - New Brunswick, NJ May 1986
B.A. in Political Science with Honors, Certificate in Russian and East European Studies

ACADEMIC HONORS

Award Nominations for *Presidential Secrecy and the Law: The Herbert Jacobs Book Prize*, the *Gladys Kammerer Award*, the *Herman Pritchett Award* and the *Scribes Award*. The book also received favorable reviews in *The Chronicle of Higher Education*, *Political Science Quarterly*, *American Studies* and *Political Science and Politics*
Phi Beta Kappa
Selected for three-day workshop, "Surveillance and Inequality," Arizona State University, Tempe, AZ, March 2007
Alternate, New School Dissertation Fellowship, 1998-99
Student Funded Fellowship for Public Interest Law, 1988
Political Science Honor Society, 1986
Henry Rutgers Honors Thesis, "Class Consciousness and the Russian Revolution," 1986
Selected for Summer Study in Moscow, USSR by the American Council of Russian Teachers, 1985.

TEACHING EXPERIENCE

- Assistant Professor of Political Science** September 2007 to present
Seton Hall University - South Orange, NJ
Teaching classes in American law, constitutional law, non-profit law, civil rights and liberties. Appointed undergraduate pre-law advisor. Conducting research in public law, political and social theory.
- Assistant Professor of Political Science** 2002 - 2007
The University of Texas at El Paso
Taught classes in American law and the legal system, American politics and modern political theory. Taught legal writing and research in the Center for Law and Border Studies (CLBS)' Law School Preparation Institute. Participated in CLBS outreach and legal education. Conducted research in social theory, law and politics.
- Instructor** 2001-2002
Political Science Department, Rutgers University - New Brunswick, NJ
Taught "Courts and Public Policy," an upper-level undergraduate course exploring the relationship between courts and the policy-formation process. Drawing on classical and contemporary readings in political theory, legal studies

and the philosophy of law, presented historical examples of major cases in civil rights, welfare rights and tort law to articulate and critique the policy effects of those judicial outcomes.

Instructor 1995-2001
English Department, Rutgers University
Taught all levels of writing courses in the Department's interdisciplinary writing program and participated in Departmental planning and review of those courses. Designed and taught "Issues in the Law."

Instructor 1996-1997
Rutgers College and Cook College Equal Opportunity Program (EOF), Rutgers University
Taught reading, writing and critical thinking to incoming Rutgers students in EOF summer program.

Guest Lecturer 1993 and 1994
William Paterson College - Wayne, NJ
Lectured to "Politics of Poverty" class.

Guest Lecturer 1993-1994
Legal Services of New Jersey's - Elberon, NJ
Presented lecture "Legal Training for New Attorneys"

PRACTICE OF LAW

Staff Attorney 1997-2002
Paterson Coalition for Housing - Paterson, NJ
Provided legal services to persons living with HIV and AIDS. The Coalition is a private, non-profit community organization that offers housing, advocacy and related services.

Writer 2000-2002
Legal Services of New Jersey - Edison, NJ
Wrote guide to public benefits law for use by community advocates.

Designated Counsel 1996-2002
Office of the Public Defender - Newark, NJ,
Represented criminal defendants on direct appeals, petitions for certification and post-conviction relief motions.

Associate Attorney 1994-1996
Ball, Livingston and Tykulsker - Newark, NJ,
Litigated worker-side labor, employment, workers' compensation and civil rights cases and plaintiff-side environmental cases in state and federal courts.

Staff Attorney 1989-1994
Passaic County Legal Aid Society - Paterson, NJ,
Litigated public entitlements, housing, immigration and civil rights cases in state and federal courts; conducted outreach and community education, participated in statewide law reform projects. Acted as sole or co-counsel in four published cases.

Law Clerk 1987-1989
Legal Services of Southeastern Michigan - Ann Arbor, MI

PUBLICATIONS

Book:

Robert M. Pallitto and William G. Weaver, *Presidential Secrecy and the Law*. (Johns Hopkins University Press 2007). 261 pp.

Peer-reviewed articles:

Robert M. Pallitto, "The Legacy of the Magna Carta in Recent Detainees' Rights Decisions," *PS: Political Science and Politics*, 43(3): 483-486 (July 2010).

Robert M. Pallitto and Josiah Heyman, "Theorizing Cross-Border Mobility: Surveillance, Security and Identity," *Surveillance and Society* 5(3): 315-333 (March 2008).

Robert M. Pallitto and Jason Hungerford, "The Proposed Anti-Gay Marriage Amendment: The Constitution, The Law of Standing, and Liberal-Democratic Values," *Law and Sexuality* 17:75-106 (Spring 2008)

William G. Weaver and Robert M. Pallitto, "The Law: Extraordinary Rendition and Presidential Fiat," *Presidential Studies Quarterly*, 36 (1): 102-116 (March 2006).

William G. Weaver and Robert M. Pallitto, "State Secrets and Executive Power," *Political Science Quarterly*, 120(1): 85-112 (Spring 2005).

Other articles:

"Obama and State Secrets," *Foreign Policy in Focus*, an electronic media publication of the Institute for Policy Studies, posted October 28, 2009.

"Prosecuting the Bush Team?," *Foreign Policy in Focus*, an electronic media publication of the Institute for Policy Studies, posted March 1, 2009.

"Secrecy and Foreign Policy," *Foreign Policy in Focus*, an electronic media publication of the Institute for Policy Studies and the International Relations Center, posted December 8, 2006.

"Creating a Shadow President: The Attorney General, Executive Power, and the New Anti-Terror Laws," *The Journal of Law and Border Studies*, Vol. 4: 9-58 (2006).

"Literature and Politics: A View from the Border," *The Journal of Law and Border Studies*, Vol. 4: 75-82 (2006).

Robert M. Pallitto and Shelli Soto, "Affirmative Action Revived: What is the Future for Law Schools?," *Texas Hispanic Journal of Law and Policy*, 10 (1): 29-36 (Fall 2004).

Book Chapters:

Weaver and Pallitto, "State Secrets and Executive Power," in Maret and Goldman, eds., *Government Secrecy: Classic and Contemporary Readings*. Westport, CT: Libraries Unlimited, 2009, pp. 632-656.

Weaver and Pallitto, "Extraordinary Rendition," in *The Oxford Handbook of National Security Intelligence*, Loch Johnson, editor. Oxford: Oxford University Press, 2010, ch.20, pp. 328-342.

Amicus briefs

William Weaver and Robert M. Pallitto, Amicus Brief in *Mohamed v. Jeppesen Dataplan*, United States Court of Appeals for the Ninth Circuit. Filed in July, 2008.

William Weaver and Robert M. Pallitto, Amicus Brief in *Hepting v. AT&T*, United States Court of Appeals for the Ninth Circuit. Filed in May, 2007.

Essay:

“Lions in the Streets,” *Rio Grande Review*, 24: 119-28 (Fall 2004)

Book Reviews:

Review of *On Global Order: Power, Values and the Constitution of International Society* by Andrew Hurrell, in *Political Science Quarterly*, 123(4): 682-683 (Winter 2008-2009)

Review of *Federal Dataveillance: Implications for Constitutional Privacy Protections* by Martin Kuhn, in *American Political Science Association Law and Politics Book Review*, 18(5): 449-451 (May 2008)

Review of *Privacies: Philosophical Evaluations*, Beate Rössler, ed., in *American Political Science Association Law and Politics Book Review*, 14(6): 489-492 (June 2004)

MANUSCRIPTS ACCEPTED FOR PUBLICATION

Book: *Torture and State Violence in the United States: A documentary history*
(under contract with Johns Hopkins University Press, forthcoming 2011)

Peer-reviewed article: “The Public Secrets of Welfare,” 30 page article manuscript, forthcoming in the *Journal of Progressive Human Services*, Summer 2010.

PUBLISHED OPINIONS FROM CASES ARGUED

B.C. et al. v. New Jersey Dept. of Human Services, 263 N.J. Super. 225 (App. Div. 1993)

Robinson v. Dept. of Human Services, 270 N.J. Super. 191 (App. Div. 1994)

L.T. v. Dept. of Human Services, 264 N.J. Super 334 (App. Div. 1994)

L.T. v. Dept. of Human Services, 134 N.J. 304 (1994)

SELECTED RECENT PRESENTATIONS

Guest, “The Daily Show with Jon Stewart,” July 24, 2007.

Constitution Day Talk, Seton Hall University, September 17, 2009, “Presidential Secrecy Revisited.”

Invited Speaker, The Frank Church Institute Conference, Boise, ID, October 3, 2007, “Presidential Secrecy and the Constitution”

Presentation to the American Political Science Association Annual Conference, Chicago, IL, August 30, 2007, “Detainee Treatment and American Constitutional Law” (poster session).

Presentation to Western Social Science Association’s annual conference, Phoenix, AZ, April 20, 2006: “Gramsci and the American Right’s Welfare Discourse.”

Presentations to Western Social Science Association’s annual conference, Albuquerque, NM April 17, 2005: “State Secrets and Executive Power,” and “The Proposed Anti-Gay Marriage Amendment: The Constitution, The Law of Standing and Democratic Values.”

Presentation to the faculty of Colegio de la Frontera, Cd. Juárez, Mexico, February 2005: “La Presidencia Secreta/The Secret Presidency” (In Spanish)

Presentation to the faculty and students of UTEP’s political science and sociology departments, March, 2004: “Functionalist Explanations and the Social Sciences: Welfare Reform as a Test Case.”

Presentation to The Border Security: New Realities conference, UTEP, May 25, 2004: "Border Security and Civil Liberties."

Presentation to the faculty and students of UTEP's political science and Sociology departments, September 2004: "Something is Happening, but you Don't Know What It Is – Do You, Mr. Jones?: The Secret Presidency in Historical-Theoretical Perspective"

Presentation to the American Political Science Association's annual conference, Philadelphia, PA, August 27, 2003: "The Foreign Intelligence Surveillance Act and the Forth Amendment."

Presentation to *UTEP's Homeland Security and the Border* conference, El Paso, TX, January 23, 2003: "Homeland Security and Civil Liberties."

OTHER PROFESSIONAL ACTIVITIES

Peer Reviewer, *Political Science Quarterly*, 2005-2010

Peer Reviewer, *Surveillance and Society*, 2007-2010

Editor, *The Journal of Law and Border Studies*, 2005-2007

Judge, Henry Campbell Moot Court Competition, University of Michigan Law School, November 2008.

ORGANIZATIONS

American Political Science Association	2003 to present
Committee to Reform the State Secrets Privilege (created by The Constitution Project, Washington, DC)	2006 to present
Northeast Association of Prelaw Advisors	2007 to present
Western Social Science Association	2005-2007
Member, New Jersey Bar	as of 1990 (allowed to lapse 2003)
Working groups on homelessness and welfare law, Legal Services of New Jersey	1989 to 2002
National Coalition of Jobs for All	1995-1996
Literacy Coalition of Passaic County	1992-1993
National Lawyers' Guild, Student Chapter	1987-1989

REFERENCES

Shelli D. Soto, Associate Dean of
Admissions and Financial Aid
Arizona State University College of Law
P.O. Box 877906
Tempe AZ 85287-7906
(480) 727-7820

Patricia J. Williams, Jerome Dohr Professor of Law
Columbia University School of Law
435 W. 116th St., NY, NY 10027
212-854-5745

David Plotke, Professor of Political Science
New School for Social Research
65 5th Ave.
New York, NY 10003 (212) 229-5747

Nancy Fraser, Henry and Louise Loeb Professor of
Politics and Philosophy, New School for Social Research
65 5th Ave.
New York, NY 10003 (212) 229-5747

Robert Murray, Professor of English and
Chair, Humanities Division
St. Thomas Aquinas College
125 Rt. 340
Sparkill, NY 10976 (845) 398-4125