

MARIAH ZEISBERG

Political Science Department
University of Michigan
5700 Haven Hall
505 South State Street
Ann Arbor, Michigan 48109-1045
zeisberg@umich.edu
www.umich.edu/~zeisberg

ACADEMIC APPOINTMENTS

Associate Professor, University of Michigan, Department of Political Science (Sept. 2013)

Assistant Professor, University of Michigan, Department of Political Science (2006 - 2013)

EDUCATION

Gilbane Postdoctoral Fellow in Political Theory. Brown University (2005 – 2006)

Princeton University. Ph.D. Politics (January 2006). Dissertation: *The Constitution of Conflict*.

University of Texas at Austin. B.A. Government/Plan II Liberal Arts Honors (May 1999)
Phi Beta Kappa, high honors. Special Honors in Government.

PUBLICATIONS AND RESEARCH

My present research focuses on antislavery constitutional activism in the antebellum years. I'm using this moment to explore themes like legal liberalism, pragmatic political alliance, constitutional emergency and revolution, and moral achievement. I am also exploring antislavery family and social relationships as a form of constitutional activism. Drawing on Gretchen Ritter's concept of the "Social Constitution," I'm investigating how black and white antislavery activists, including the Forten family, the Purvis family, the Grimké sisters, and the John Brown family, self-consciously designed their family and social networks to support an intergenerational human rights struggle. What implications does their activism have for how we understand constitutional maintenance, rupture, and revolution?

Published Work:

"Frederick Douglass and Constitutional Emergency: An Homage to the Political Creativity of Abolitionist Activism," *States of Exception in American History* (Gary Gerstle and Joel Isaac, eds., Chicago University Press, 2020)

"Where's the Middle? Constitutional Aspirations, Biased Institutions, and the Disappearing Middle Class," eds. Jack Knight & Melissa Schwartzberg, *Wealth: NOMOS LVIII*. (New York: NYU Press, 2017): 146-157

"War Powers in a Global Order," *Drake University Law Review* 64(4) (2016), p 1097-1109

“The Constitutional Politics of the Executive Branch,” *The Oxford Handbook of the U.S. Constitution*, eds. Mark Tushnet, Mark A. Graber, and Stanford Levinson (Oxford University Press, 2015)

War Powers: The Politics of Constitutional Authority (Princeton University Press, May 2013). Richard E. Neustadt Book Award from the Presidents & Executive Politics Section of the APSA for the best book on the American presidency in 2013.

“The Relational Conception of War Powers” *The Limits of Constitutional Democracy*, Stephen Macedo and Jeffrey Tulis, eds., (Princeton University Press, 2010)

“Should We Elect the US Supreme Court?” *Perspectives on Politics* vol. 7 no. 4 (December 2009)

“A New Framing? Constitutional Representation at Philadelphia’s National Constitution Center” *Perspectives on Politics* vol. 6 no. 3 (September 2008)

“Religious Freedom in Canada and the United States” (co-authored with Christopher Eisgruber) *I•CON International Journal of Constitutional Law* (April 2006)

“Constitutional Fidelity and Interbranch Conflict” *The Good Society* vol. 13.3 (December 2004)

Book Reviews:

“Interpretation is a Political Power” *Boston University Law Review* 95:4 (2015) (response to journal symposium on my book)

“Review: The Structure of the American Civic Sphere” *Constitutional Commentary* 30:71 (2015)

“Review: Take Up Your Pen: Unilateral Presidential Directives in American Politics” *Law and Politics Book Review* 24(3) (March 2014)

“Review: *Power and Constraint: The Accountable Presidency After 9/11*” (review: *Power and Constraint* by Jack Goldsmith). 48 *Tulsa Law Review* 195 (2013)

“The Politics of Constitutional Fidelity” (review: Jack M. Balkin, *Living Originalism*) *University of Illinois Law Journal* 2012 (3): 801-814 (2012)

“Democratic Processualism” (book review: Stephen Elkin, *Reconstructing the Commercial Republic: Constitutional Design After Madison*) *The Journal of Social Philosophy* 41 (2): 202-209 (2010)

“Interpreting Constitutions: A Comparative Study” *Law and Politics Book Review* 16(8) (August 2006)

Public Writing:

“Contextualizing Judicial Constitutional Theory,” *Balkinization* (January 2020) (review of Jack Balkin’s *The Cycles of Constitutional Time*)

“Testing the Judicial Capacity Model,” *Balkinization* (September 2019) (review of Andrew Coan’s *Rationing the Constitution*)

“Imagining a Federative Legislative Power,” *Starting Points* (February 19, 2018)
[<http://startingpointsjournal.com/imagining-federative-legislative-power/>]

“Executive Secrecy” (with William Howell), *Boston Review* (July 1, 2015)
[<http://bostonreview.net/books-ideas/howell-zeisberg-executive-secrecy>]

“Debate over War Powers may yield positive outcome” (September 25, 2013)
[<http://blog.constitutioncenter.org/2013/09/debate-over-war-powers-resolution-may-yield-positive-outcome/0>]

FELLOWSHIPS, Awards, Grants (selected)

Telluride Faculty Fellowship (2020) (residential program cancelled due to COVID)
Advance Faculty Fellowship (2019)
Metrick Family Creativity and Collaboration in Curriculum Award (2019) (for developing an undergraduate PS course to promote respectful dialogue, collaboration, and discussion of difference)
UM Center for Research on Learning and Teaching Instructional Development Fund, “Developing Curricula for Local History of Black Civil Rights” (2019)
Stephen Tatum Scholar, *University of Texas at Austin School of Law* (2009-10) (research fellowship)
Edmond J. Safra Faculty Fellowship in Ethics, *Harvard University* (2009-10) (residential yearlong fellowship) (declined)
Grants sponsoring “Women and the Law” conference: Institute for Research on Women and Gender, International Institute, School of Law, and Women’s Studies, University of Michigan (2008)
Rising Scholars Award, *Institute for Scholarship in the Liberal Arts*, University of Notre Dame (2006)
Gilbane Research Fellow in Political Theory, Brown University (2004-05)
Visiting Graduate Fellow, Government Department, *Harvard University* (2003-04)
International Summer School in Philosophy and Politics, *Institut für die Wissenschaften vom Menschen* (2003)
Graduate Prize Fellowship, *Princeton University Center for Human Values* (2002-03)
University Fellowship, *Princeton University* (1999-2003)
Phi Beta Kappa (1999)
Pi Sigma Alpha, Political Science Honor Society (1997-1999)

TEACHING

What Is Law? (University of Michigan)
American Constitutional Politics (University of Michigan)
The Declaration of Independence (University of Michigan Summer Bridge Scholar Program)
Antislavery & the US Constitution (University of Michigan)
Political Thought and Political Institutions (University of Michigan)
The Constitution Outside of the Courts (University of Michigan)
Constitutional Theory and Politics (University of Michigan)
War and the Constitution (University of Texas Law School, University of Michigan)
Judicial Politics (University of Michigan)
Philosophy of Law (Brown, University of Michigan)
Democratic Theory (Brown University; University of Michigan)
Feminist Political Theory (Brown University)
Law and Politics (Brown University)
Liberalism and Feminism (NJ Governor’s School for Public Issues)

CONFERENCES, SEMINARS, and INVITED PRESENTATIONS (selected)

“Reading Between the Lines,” Symposium on Strauss, *James Madison Center at Michigan State University* (November 2019)

“Gary Jacobsohn’s Transforming Constitutional Identity,” Lifetime Achievement Award Panel, *American Political Science Association* (August 2019)

“Emergence, Re-Emergence, and Emergency: Equality and White Supremacy in American Political Development,” Lincoln Symposium, Jack Miller Center, Philadelphia, August 2018
Also presented at Carl Schmitt Conference, *University of Chicago*, May 2018

“Towards a New Political Jurisprudence: Constitutional Elaboration,” Political Theory In/Of/As Political Science, McGill University, Montreal CA. May 2018

“Hypocrisy’s Path: A Preliminary Study of Thomas Jefferson, Frederick Douglass, and the Racialized Constitution,” *Lincoln Symposium in American Political Thought*, Jack Reed Center, Philadelphia PA. August 2017.

“Intersectionality, Legal Powers and Empire: An Exploration,” *International Feminist Journal of Politics Annual Conference*, University of Cincinnati, Cincinnati OH. May 2016.

“War Powers in a Global Age,” *Drake School of Law Constitutional Law Symposium*. April 2016.

“Presidential War Powers: the Roosevelt Doctrine, Cold War, and War Powers Resolution” Daoud Family Lecture, Albion College, MI. April 2015.

“Author Meets Critics: *The American Warfare State*” (Respondent to book by Rebecca Thorpe) *Midwest Political Science Association*, Chicago. April 2015.

“Constitutional Authority and Political Process” (Discussant) *Midwest Political Science Association*, Chicago. April 2015.

“Towards a Reflexive Constitutional Politics” (Keynote Address) University of Texas Conference on Public Law, Austin, TX. October 2014.

“Emerging Directions in War Powers Research” (Roundtable) APSA, Washington, D.C., August 2014

“*Taming the Prince*” (Roundtable) APSA, Washington, D.C., August 2014

“War Powers: The Politics of Constitutional Authority,” University of Ottawa, *Center for International Policy Studies*, Ottawa Canada. January 2014. Also presented at:
Women’s Studies & Political Science, *Franklin & Marshall University*, Lancaster PA. November 2013.
Emory University School of Law, Atlanta GA. November 2013.
Princeton University Public Law Colloquium, Princeton, NJ. September 2014.

“A Decent Respect to the Opinions of Mankind” (Paper). Constitutional Law Workshop, *University of Maryland School of Law*. February 2013.

“Evaluating Constitutional War Authority in Two Cases: The Cuban Missile Crisis and the Cambodian Incursion” (Paper). Political Philosophy Workshop, *University of Virginia*. February 2012. Presented earlier versions at:

Conference on American Constitutional Development, *Harvard Law School*. October 2008.

Western Political Science Association Annual Meeting. March 2008.

Walter Murphy Conference, ‘The Limits of Constitutional Democracy,’ *Princeton University*. Feb 2008.

“A Limited Defense of Cold War Presidentialism” (Paper). *Midwest Political Science Association Annual Meeting*. April 2013. Also presented version at:

Duke-Harvard Foreign Relations Law Workshop, *Harvard Law School*. October 2011.

Constitutional Theory Workshop, *Princeton University*. December 2010.

“Responding to Emergencies: Perspectives on Prerogative” (Discussant). Symposium on Science, Reason, and Modern Democracy, *Michigan State University*. March 2011.

“Coercive Acquisition as Constitutional Imperialism” (Paper). University of Wisconsin Discussion Group on Constitutionalism, *University of Wisconsin Law School, Madison*. October 2010. Also presented at:
APSA Annual Meeting, panel on ‘Constitutional Empire.’ August 2009.

“Legislative Investigations as Security Power” (Paper). Political Theory Workshop, *Washington University*. St. Louis, MO. November 2010. Also presented versions at:
Constitutional Law and Theory Colloquium, *Cornell Law School*. September 2010.
Constitutional Law Colloquium, *University of Illinois College of Law*. September 2010.
AALS Annual Meeting, panel on ‘Constitutionalism in the Age of Obama.’ January 2010.

“Carl Schmitt’s *Constitutional Theory*” (Paper). Constitutional Theory Workshop, *Princeton University*. December 2008.

“Manipulative Presidents and the Path to War: Constitutional Authority in the Mexican War and World War II” (Paper). Political Philosophy Colloquium, *James Madison College at Michigan State University*. November 2008.

“Emergence of the Rule of Law” (Roundtable Participant), with Ellen Kennedy, Robert George, John Ferejohn, Kim Lane Scheppele. *APSA Annual Meeting*, August 2005.

MEMBERSHIPS

American Political Science Association (Foundations and Political Theory, Law and Courts sections);
NOMOS- The American Society for Political and Legal Philosophy

PROFESSIONAL SERVICE

Editorial Board, *American Political Thought: A Journal of Ideas, Institutions, and Culture* (2019-)
Editorial Board, *Michigan Journal of Law and Society* (2021- present)
Co-editor, *Constitutional Thinking* series, University of Kansas Press (2019 – present)
APSA American Political Thought Section’s Best Book Award Committee (2020)
Woodrow Wilson Foundation Award Committee (APSA) (2017)
Neustadt Prize Committee (APSA) (2016)
Treasurer, Law and Courts Section of the APSA (2014-2016)
Section Chair, Midwest Political Science Association Annual Meeting (2014)
CQ Press Award committee (2007)