

**ANGELA C. CARMELLA**  
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## **EXPERIENCE**

**Professor, Seton Hall University School of Law, Newark, New Jersey  
1988 - present**

- John Courtney Murray Professorship and McQuade Research Fellow, 2008-2013
- Dean's Fellow 2006-2007; Francis P. McQuade Research Fellow, 2007-2008
- Full Professor since 1994
- Current courses: Religion and the First Amendment; Property Law

**Visiting Scholar and Lecturer on Religion and Society, Harvard Divinity School, Cambridge, Massachusetts, 1994 - 1995 Sabbatical**

- Taught Seminar on Religious Liberty
- Fellow, Center for the Study of Values in Public Life
- Advisor to Thomas Temple Hoopes Prize Winner (recognized for excellence in faculty supervision)

**Associate, Csaplar & Bok, Boston, Massachusetts, September 1984 - June 1988**

- 1985 - 1988 (Real Estate Department): acquisition, development and leasing (commercial and residential), rehabilitation and adaptive re-use of historic structures, environmental and zoning regulatory work, title review
- 1984 - 1985: rotations in the finance, corporate, real estate, tax, and litigation departments

**Research Assistant, Vice-Dean David Smith, Human Rights Program, Harvard Law School,  
February - August 1984**

**Summer Associate, Csaplar & Bok, Boston, Massachusetts, Summer 1982**

**Summer Associate, Sutherland, Asbill and Brennan, Washington, D.C., Summer 1981**

**Volunteer Researcher, Amnesty International, Washington, D.C., Summer 1981**

**Legislative Intern, Methodist Board of Church and Society, Interreligious Task Force on U.S.  
Food Policy, Washington, D.C., Summer 1979**

**Congressional Intern, Rep. Frank Thompson (D-N.J.), Washington, D.C.,  
Summer 1978**

## EDUCATION

### **Harvard Divinity School, Master of Theological Studies, 1984**

- Concentration in ethics and church-state relations, including coursework at Weston School of Theology and St. John's Seminary
- Studies funded by Danforth Foundation

### **Harvard Law School, Juris Doctor *cum laude*, 1983**

- Elective courses in international law, constitutional law, jurisprudence, and church-state law

### **Princeton University, A.B. *summa cum laude*, 1980**

- Woodrow Wilson School of Public and International Affairs; concentration in international development; coursework in Religion Department and at Princeton Theological Seminary
- Honors: Phi Beta Kappa; David Lawrence Memorial Scholarship

### **Georgetown University, Institute on Comparative Political and Economic Systems, Summer 1978**

- Honors: John Engalitcheff Award for Scholastic Excellence

### **Harvard University, summer study in political philosophy, 1977**

## PUBLICATIONS

*Private Property, Public Property and Religious Liberty* (work in progress).

*Interpreting RLUIPA in the Context of Public and Private Property Jurisprudence*, 2 **Albany Government Law Review** – (forthcoming 2009).

*Book Review: LAW AND RELIGION by Leslie Griffin* in 23 **The Journal of Law and Religion** – (forthcoming 2008).

*Booknote* reviewing Ann Duncan and Steven Jones, eds. *Church-State Issues in America Today: Religion and Government* (Vol. 1), *Religion, Family and Education* (Vol. 2) and *Religious Convictions and Practices in Public Life* (Vol. 3), -- **Religious Studies Review** -- (forthcoming 2008).

*Booknote* reviewing Hugh Urban, *The Secrets of the Kingdom: Religion and Concealment in the Bush Administration*, -- **Religious Studies Review** -- (forthcoming 2008).

*Responsible Freedom under the Religion Clauses: Exemptions, Legal Pluralism, and the Common Good*, 110 **West Virginia Law Review** 403 (2007).

*Land Use Regulation of Churches*, in James A. Serritella, ed., **Religious Organizations in the United States: A Study of Identity, Liberty, and the Law** 565 (Carolina Academic Press, 2006).

*John Courtney Murray, S.J.*, in John Witte Jr. and Frank Alexander, eds., **The Teachings of Modern Christianity on Law, Politics and Human Nature, Vol. I**, 115 (Columbia University Press, 2006) (reproduced in John Witte Jr. and Frank Alexander, eds., **The Teachings of Modern Roman Catholicism on Law, Politics and Human Nature** 181 (Columbia University Press, 2007)).

Selected and Edited Works of *John Courtney Murray, S.J.*, in John Witte Jr. and Frank Alexander, eds., **The Teachings of Modern Christianity on Law, Politics and Human Nature, Vol. II**, 68 (Columbia University Press, 2006) (reproduced in John Witte Jr. and Frank Alexander, eds., **The Teachings of Modern Roman Catholicism on Law, Politics and Human Nature** 212 (Columbia University Press, 2007)).

*Constitutional Arguments in Church Bankruptcies: Why Judicial Discourse About Religion Matters*, 29 **Seton Hall Legislative Journal** 435 (2005).

*The Protection of Children and Young People: Catholic and Constitutional Visions of Responsible Freedom*, 44 **Boston College Law Review** 1031 (2003). (An abridged adaptation of this article appeared in 6 **Seton Hall Law** 21 (April 2004).)

Co-editor (with Michael W. McConnell and Robert W. Cochran, Jr.), **Christian Perspectives on Legal Thought** (Yale University Press, 2001).

*A Catholic View of Law and Justice*, in Michael W. McConnell, Robert W. Cochran, Jr., and Angela C. Carmella, eds., **Christian Perspectives on Legal Thought** 255 (Yale University Press, 2001).

*Zoning of Religious Uses and Historic Preservation of Religious Buildings*, two entries in Paul Finkelman, ed., **Religion and American Law: An Encyclopedia** 222, 571 (Garland Publishing, 2000).

*Mary Ann Glendon on Religious Liberty: The Social Nature of the Person and the Public Nature of Religion*, 73 **Notre Dame Law Review** 1191 (1998).

*Everson and Its Progeny: Separation and Non-Discrimination in Tension*, in Jo Renée Formicola & Hubert Morken, eds., **Everson Revisited: Religion, Education, and Law at the Crossroads** 103-122 (Rowman & Littlefield, 1997).

*Religion as Public Resource*, 27 **Seton Hall Law Review** 1225 (1997).

*The RFRA Revision of the Free Exercise Clause*, 57 **Ohio State Law Journal** 65 (1996) (with Eugene Gressman).

*Liberty and Equality: Paradigms for the Protection of Religious Property Use*, 37 **Journal of Church and State** 573 (Summer 1995).

*The Religious Freedom Restoration Act: New Roles for Congress, the President and the Supreme Court in Protecting Religion*, **Religion & Values in Public Life** 3(2): 5-7 (Winter 1995).

*Tribute: Celebrating the Career of Eugene Gressman: Tribute to a Colleague*, 4 **Seton Hall Constitutional Law Journal** 463 (1994) (with Liv Baker).

*State Constitutional Protection of Religious Exercise: An Emerging Post-Smith Jurisprudence*, 1993 **Brigham Young Law Review** 275.

*The Religion Clauses and Acculturated Religious Conduct: Boundaries for the Regulation of Religion*, in James E. Wood, Jr. & Derek Davis, eds., **The Role of Government in Monitoring and Regulating Religion in Public Life** 21 (J.M. Dawson Institute of Church-State Studies, Baylor University, 1993).

*Free Exercise Protection for Church Zoning Issues*, **Christian Legal Society Quarterly** 9 (Spring 1992).

*A Theological Critique of Free Exercise Jurisprudence*, 60 **The George Washington Law Review** 782 (1992).

*Houses of Worship and Religious Liberty: Constitutional Limits to Landmark Preservation and Architectural Review*, 36 **Villanova Law Review** 401 (1991).

*Landmark Preservation of Church Property*, 34 **The Catholic Lawyer** 41 (1991) (also reprinted in **Proceedings of the Twenty-Sixth National Meeting of Diocesan Attorneys**, published by the United States Catholic Conference (1990)).

*Book Review: REAL THREAT AND MERE SHADOW: RELIGIOUS LIBERTY AND THE FIRST AMENDMENT* by Daniel L. Dreisbach. 8 **The Journal of Law and Religion** 443 (1990).

## PROFESSIONAL PRESENTATIONS

Conference on “God and the Land: Conflicts over Land Use and Religious Freedom,” Albany Law School, Government Law Center, October 2008. I will present a paper on religion and property jurisprudence.

Private Colloquium, sponsored by Seton Hall Law School’s Seton Center for Religiously Affiliated NonProfit Corporations, May 2008. I spoke on constitutional issues related to family law.

Private Colloquium, sponsored by Seton Hall Law School’s Seton Center for Religiously Affiliated NonProfit Corporations, October 2007. I presented two papers on constitutional issues related to health law.

Conference on “The Religion Clauses in the 21<sup>st</sup> Century,” West Virginia College of Law, sponsored by the American Constitution Society for Law and Policy, April 2007. I presented a paper on religious exemptions. Laura Underkuffler, professor at Duke Law School, replied to the paper.

Alpheus T. Mason Lecture in Constitutional Law and Political Thought: The Quest for Freedom (sponsored by the James Madison Program in American Ideals and Institutions) at Princeton University, April 2007. I gave a lecture on the religion clauses and the common good.

Conference on NonProfit Governance Issues, Seton Center for Religiously Affiliated NonProfit Corporations, Seton Hall Law School, November 2006. I addressed related constitutional issues.

Introductory Remarks, Red Mass Luncheon Honoring Professor Paula Franzese, September 2004.

Admissions Event for Women Applicants, Seton Hall University School of Law, October 2003. I gave a lecture on the immigrant experience and the role of law in society.

Symposium on Legal Aspects of Clergy Sex Abuse, Boston College Law School, April 2003. I spoke on "The Protection of Children and Young People: Catholic and Constitutional Visions of Responsible Freedom."

Academic Forum on *Christian Perspectives on Legal Thought*, Seton Hall University School of Law, March 2002. I was a panelist for a discussion of themes raised in this book.

Orientation Address to Incoming Law Students, Seton Hall University School of Law, August 2000.

Summer Institute, National Institute for Clergy Formation, Long Branch, New Jersey, July 1998. I gave a lecture on historic preservation of church property and a lecture on constitutional issues affecting Catholic education.

Essex County Women Lawyers, November 1997. I was a panelist for a discussion on gender issues in the law.

First Circuit Judicial Conference, Providence, Rhode Island, September 1997. I participated in a panel discussion on issues concerning religion and the First Amendment.

Conference on Religion and Education at the Crossroads: The Catholic Perspective, Seton Hall University, June 1997. I spoke on Catholic jurisprudence since *Everson*.

Oliver Wendell Holmes Lecture, sponsored by The Law Library of the Library of Congress and Seton Hall University School of Law, October 1996. I spoke as a respondent about the public and private character of religion.

Conference on Religious Pluralism in America: Past and Present, Center for the Study of American Religion, Princeton University, June 1995. As a participant on a panel concerning "Public/Civic Dimensions of Religious Pluralism," I spoke about the First Amendment and competing visions of pluralism.

Religion and Society Colloquium, Harvard University Center for the Study of Values in Public Life, February 1995. I spoke on the U.S. Supreme Court's Decision in *Kiryas Joel v. Grumet*.

Presentation on Basic American Property Law for Officials from Kazakhstan and Kyrgyzstan, Seton Hall University School of Law, August 1994.

Conference on Liberty and Religion: In Harmony or Conflict, The Cato Institute, Washington, D.C., June 1993. I presented a paper, "Equality or Liberty: Protecting Religious Property Use."

Fourth Annual Harold R. Medina Seminar for State and Federal Judges, "The Art of Judging: Enduring Principles amid Diversity," Princeton University, June 1993. I spoke on "The Role of the Judiciary in Protecting the Free Exercise of Religion."

Symposium on New Directions in Religious Liberty, Brigham Young School of Law, Provo, Utah, January 1993. I presented a paper, "State Constitutional Protection of Religious Exercise: An Emerging Post-Smith Jurisprudence."

Symposium on The Role of Government in Monitoring and Regulating Religion, the J.M. Dawson Institute of Church-State Studies, Baylor University, Waco, Texas, April 1992. I presented "The Religion Clauses and Acculturated Religious Conduct: Boundaries for the Regulation of Religion."

Conference on Legal Issues for Religious Institutions, DePaul University College of Law, Center for Church/State Studies, Chicago, Illinois, February 1992. I spoke on "Historic Preservation of Religiously Owned Property."

Orientation Address to Incoming Law Students, Seton Hall University School of Law, August 1991. I gave the orientation address on legal ethics.

Bicentennial Conference on The Status of the Religion Clauses of the First Amendment -- Religion in Public Life: Access, Accommodation, and Accountability, sponsored by many religious organizations, the ABA, and the University of Pennsylvania, held in Philadelphia, May 1991. I presented a paper, "A Theological Critique of Free Exercise Jurisprudence."

Symposium on Law, Religion and the "Secular State", Drake Law School, Des Moines, Iowa, April 1991. I participated on the panel entitled "The Limits of Religious Accommodations."

Alumni-Faculty Forum Program, "America, Home of the Free, Brave, and Homeless", Princeton University, Princeton, New Jersey, June 1990. As a panelist I presented issues of landlord-tenant law, affordable housing, and mortgage foreclosure law in connection with homelessness.

American Bar Association National Institute on Tort and Religion, Sponsored by the Section of Tort and Insurance Practice and Section of Individual Rights and Responsibilities, Boston, Massachusetts, June 1990. I was a faculty member on a panel addressing "Politics in the Presbytery: Legal Issues Surrounding Traditional Church Discipline."

The 26th Meeting of the National Diocesan Attorneys Association, sponsored by the Office of General Counsel, United States Catholic Conference, Williamsburg, Virginia, May 1990. I lectured on "Historic Preservation of Church Property."

Conference on Representing Churches and Religious Organizations, Christian Legal Society Continuing Legal Education Program, Sandy Cove, Maryland, October 1989. I lectured on "Zoning and Facility Use Controls."

## PROFESSIONAL ACTIVITIES AND HONORS

Nominated Professor of the Year, Seton Hall Law School, 2008.

Invited Participant, Law Faculty Brainstorming Session on Catholic Social Thought, New York City, June 2006.

Organizer, Panel Discussion on "The Sixtieth Anniversary of the *Korematsu* Decision" Seton Hall University School of Law, April 2005.

Invited Participant, Ninth Cardinal Bernardin Conference of the Catholic Common Ground Initiative on "Religion, Politics and Law," National Pastoral Life Center, March 2005.

Organizer and Moderator, Conference on Bankruptcy in the Religious NonProfit Context, Seton Hall University School of Law, November 2004.

Commentator, Faculty Scholarship Retreat, Seton Hall University School of Law, January 2004.

Invited Participant, Working Conferences on "Law and Human Nature: The Teachings of Modern Christianity," Emory University's Law and Religion Program, Spring 2001 and Fall 2002.

Elected Member, Catholic Commission on Intellectual and Cultural Affairs, 1997 - present.

Member, Editorial Council of Journal of Church and State, Spring 1992 - present.

Member, Legal Scholars Board, Center for Church/State Studies, DePaul University College of Law, 1992 – 2003.

Reviewer, Journal of Law and Religion.

Member, Committee on Religious Liberty of the National Council of Churches, Spring 1988 - present.

Award Recipient, Peter Rodino Law Society, October 1999.

Honoree, Essex County Women Lawyers, November 1997.

Invited Participant, Working Conference Examining the Interaction Between Religious Institutions and American Civil Law, Center for Church/State Studies, DePaul University College of Law, September 1994.

Invited Participant, Doctoral Colloquium on Religion and American Public Life, Harvard Divinity School, February - May 1994.

Invited Participant, Conference on Religious Institutions as Nonprofit Entities: Issues of Access, Special Status, and Accountability, New York University School of Law Program on Philanthropy and the Law, October 1993.

Invited Participant, "Rethinking Religious Liberty," Liberty Fund Symposium, Park City, Utah, June 1992.

Member, Harvard Divinity School Alumni/ae Council, 1995 - 1998.

Member, Planning Committee for 1991 Bicentennial Conference on "Religion in Public Life: Issues of Accommodation, Access and Accountability," Philadelphia, January 1989 - 1993.

Member, Board of Directors, Pallotine Institute for Lay Leadership and Apostolate Research, a Catholic center focused on religious and social issues of the laity, 1988 - 1989.

Member, Massachusetts Bar Association Property Law Section Council, 1987 - 1988 (continuing legal education programs).

Bar Admissions: Massachusetts (1983); United States Supreme Court (2002).

### **CHURCH-STATE LITIGATION**

Co-counsel on Brief Amicus Curiae in Support of Petitioners in *Scheidler v. National Organization for Women, Inc.*, United States Supreme Court, July 2002.

Drafter, amicus brief submitted on behalf of religious organizations in *First United Methodist Church v. Hearing Examiner* in support of church's petition for certiorari before the Washington Supreme Court, June 1995.

Contributor, amicus brief submitted on behalf of Center for Law and Religious Freedom in *The Community of Jesus v. Cape Cod Commission* before the Barnstable County Superior Court, Commonwealth of Massachusetts, December 1992.

Lead Drafter, amicus brief submitted on behalf of religious organizations in *First Covenant Church of Seattle v. City of Seattle* on remand from the U.S. Supreme Court to the Washington Supreme Court, Summer 1991.

Contributor, amicus brief submitted on behalf of religious organizations in *Society of Jesus of New England, et al. v. Boston Landmarks Commission* on Appeal to the Supreme Judicial Court of Massachusetts, Summer 1990.

6/17/08