JONATHAN L. ENTIN

Case Western Reserve University School of Law 11075 East Boulevard Cleveland, Ohio 44106-7148 (216) 368-3321 (office) (216) 640-0082 (cell) ile@case.edu (e-mail)

Law-Related Employment

David L. Brennan Professor Emeritus of Law, Case Western Reserve University, 2023-present; David L. Brennan Professor Emeritus of Law and Adjunct Professor of Political Science, 2016-23; David L. Brennan Professor of Law and Professor of Political Science, 2012-16; Associate Dean for Academic Affairs (School of Law), January 2007-June 2010, and November 2011-June 2015; Professor of Law and Political Science, 1996-2012; Professor of Law, 1991-96; Associate Professor, 1987-91; Assistant Professor, 1984-87

Research Interests: Constitutional Law, First Amendment, Race and Sex Discrimination, Administrative Law, Supreme Court, Law and Social Science, Law and Public Policy

Courses Taught: Administrative Law; Constitutional Law; Courts, Public Policy, and Social Change; Law, Legislation, and Regulation; Law and Social Science; Mass Media Law; Property; Supreme Court Seminar

Lectures and Speeches: numerous presentations at academic, professional, and community programs, including American Political Science Association, Association of American Law Schools, Association of the Bar of the City of New York, Federal Bar Association, International Conference on Applied Demography, International Union for the Scientific Study of Population, Judicial Conference of the Sixth Circuit, Law and Society Association, Population Association of America, Southern Demographic Association, International Congress on Peer Review in Biomedical Publication, Cleveland Tax Institute, City Club of Cleveland, Institute of Electrical and Electronic Engineers, National Association of College and University Attorneys, Ohio State Bar Association, Society for Applied Sociology, Southern Conference on Afro-American Studies, Southwestern Political Science Association, Woodrow Wilson Presidential Library, National Center for Geographic Information and Analysis (SUNY Buffalo), Baldwin-Wallace University, Bocconi University, Boston College, Bowling Green State University, Chapman University, Claremont McKenna College, Cleveland State University, Cuyahoga Community College, Denison University, Hebrew University of Jerusalem, Hofstra University, Howard University, Kent State University, Loyola University of Chicago, Morehouse College, Northwestern University, Oberlin College, Ohio Northern University, Seattle University, Stillman College, University of Akron, University of Bologna, University of Cincinnati, University of Detroit Mercy, University of Ghent, University of Nebraska, University of Utah, University of Western Ontario, Lake Ridge Academy, American Jewish Committee, American Jewish Congress, Cleveland Metropolitan Bar Association, Maltz Museum of Jewish Heritage

recipient of ten teaching awards, including Distinguished Teacher Award (CWRU Law Alumni Association, 2008) and Teacher of the Year (graduating classes of 1991, 2002, 2004, 2006, and 2016)

recipient of the Dennis J. Jenks Memorial Award as Administrator of the Year (graduating classes of 2014 and 2015)

recipient of Federal Bar Association's Excellence in Civics Education Award (2017) (first recipient of this national award)

Visiting Professor of Law, University of Nebraska, fall 2004

Judicial Fellow, Federal Judicial Center, 1991-92

Associate, Steptoe & Johnson, Washington, D.C., 1982-84

Law Clerk to Judge Ruth Bader Ginsburg, U.S. Court of Appeals for the District of Columbia Circuit, 1981-82

Professional Publications

Articles

Why the Federal Government Failed to Prosecute the Killers of Emmett Till, MISSISSIPPI LAW JOURNAL (in press)

Using Common Law Property Doctrine to Advance Social Justice, 24 CONNECTICUT PUBLIC INTEREST LAW JOURNAL 218 (2025)

The Ohio Birth Certificate Fiasco: A Case of Institutional Failure, 25 JOURNAL OF APPELLATE PRACTICE AND PROCESS 419 (2025)

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Formalism, Realism, and State Taxes on Out-of-State Transactions: Quad Graphics and the Meaning of Wayfair, JOURNAL OF TAXATION OF INVESTMENTS, Summer 2023, at 57

Conservation Easements, the Internal Revenue Service, and the Administrative Procedure Act, JOURNAL OF TAXATION OF INVESTMENTS, Summer 2022, at 27

The American Rescue Plan Act and State Tax Cuts, JOURNAL OF TAXATION OF INVESTMENTS, Summer 2021, at 15

Supreme Court Appointments in Presidential Election Years: The Case of John Hessin Clarke, 127 OHIO HISTORY 30 (2020), reprinted with an Afterword at 42 CARDOZO LAW REVIEW 2961 (2021)

The Constitutional Challenge to the New Tariffs on Steel and Aluminum Imports, JOURNAL OF TAXATION OF INVESTMENTS, Winter 2019, at 45

Another Superseded Quill: The End of the Physical-Presence Rule for Requiring Out-of-State Businesses to Collect Use Taxes, JOURNAL OF TAXATION OF INVESTMENTS, Fall 2018, at 15

Physical Presence and State Taxing Authority: The Uncertain Legacy of Quill, JOURNAL OF TAXATION OF INVESTMENTS, Fall 2017, at 31

Fred Gray and the Role of Civil Rights Lawyers, 67 CASE WESTERN RESERVE LAW REVIEW 1277 (2017)

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War Powers, Foreign Affairs, and the Courts: Some Institutional Considerations, 45 CASE WESTERN RESERVE JOURNAL OF INTERNATIONAL LAW 443 (2012)

Learning the Right Lesson from Watergate: The Special Prosecutor and the Independent Counsel, 16 Chapman Law Review 151 (2012)

Justice Thomas, Race, and the Constitution Through the Lens of Booker T. Washington and W.E.B. DuBois, 88 University of Detroit Mercy Law Review 755 (2011)

Getting What You Pay For: Judicial Compensation and Judicial Independence, 2011 UTAH LAW REVIEW 25

Responding to Political Corruption: Some Institutional Considerations, 42 LOYOLA UNIVERSITY CHICAGO LAW JOURNAL 255 (2011)

Of Squares and Uncouth Twenty-Eight-Sided Figures: Reflections on Gomillion v. Lightfoot After Half a Century, 50 WASHBURN LAW JOURNAL 133 (2010)

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City Governments and Predatory Lending, 34 FORDHAM URBAN LAW JOURNAL 757 (2007) (with Shadya Y. Yazback)

Toward Understanding the Dynamics of Criminal Enforcement of Environmental Laws, 31 COLUMBIA JOURNAL OF ENVIRONMENTAL LAW 171 (2006)

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Book Chapters

Court Packing and Judicial Independence: An American Perspective, in JUDICIAL INDEPENDENCE: CORNERSTONE OF DEMOCRACY 382 (Shimon Shetreet & Hiram E. Chodosh eds., 2024)

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Over the Top: Judges, Lawyers, and COVID-19 Rhetoric, 31 HEALTH MATRIX 51 (2021)

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State Taxation of Out-of-State Trusts: Minimal Guidance About Minimum Contacts, JOURNAL OF TAXATION OF INVESTMENTS, Fall 2019, at 65

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Going Around and Coming Around in Prince Edward County, 35 THE GAMUT 5 (1992)

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Jonathan L. Entin

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Review of Criminal Provisions in Environmental Law: Task Force Report, 40 The Business Lawyer 761 (1985)

Reviews

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JOURNAL OF AFRICAN AMERICAN HISTORY (in press) (reviewing Elaine Weiss, *Spell Freedom: The Underground Schools That Built the Civil Rights Movement* (2025))

The Last Word on the Ohio Constitution, 73 CLEVELAND STATE LAW REVIEW ET CETERA 1 (2024) (reviewing Steven H. Steinglass & Gino J. Scarselli, *The Ohio Constitution* (2d ed. 2022))

- 131 OHIO HISTORY 99 (2024) (reviewing Stanley U. Robinson, *Tipping the Scales: One Man's Freedom* (2022))
- 77 ALABAMA REVIEW 109 (2024) (reviewing Dan T. Carter, *Unmasking the Klansman: The Double Life of Asa and Forrest Carter* (2023))
- 82 TENNESSEE HISTORICAL QUARTERLY 389 (2023) (reviewing Rachel Louise Martin, A Most Tolerant Little Town: The Explosive Beginnings of School Desegregation (2023))
- 107 JOURNAL OF AFRICAN AMERICAN HISTORY 628 (2022) (reviewing Charles McDew with Beryl Gilfix, *Tell the Story: A Memoir of the Civil Rights Movement* (2020))
- 75 ALABAMA REVIEW 262 (2022) (reviewing Cole S. Manley, *The Unlikely World of the Montgomery Bus Boycott: Solidarity Across Alabama, the United Kingdom, and South Africa* (2021))
- 129 OHIO HISTORY 159 (2022) (reviewing Karen Gray Houston, *Daughter of the Boycott: Carrying On a Montgomery Family's Civil Rights Legacy* (2020))
- 51 GEORGE WASHINGTON INTERNATIONAL LAW REVIEW 369 (2019) (reviewing *UCIA: Universal Citation in International Arbitration* (Stephen Anway gen. ed., 2018))

Ray Bliss in Retrospect, 9 CONLAWNOW 1011 (2018) (reviewing William L. Hershey & John C. Green, Mr. Chairman: The Life and Times of Ray C. Bliss (2017))

A Civil Rights Life, 68 CASE WESTERN RESERVE LAW REVIEW 651 (2017) (reviewing Nathaniel R. Jones, Answering the Call: An Autobiography of the Modern Struggle to End Racial Discrimination in America (2016))

CLEVELAND PLAIN DEALER, Sept. 16, 2007, at M5 (reviewing Egil Krogh, *Integrity: Good People, Bad Choices and Life Lessons from the White House* (2007))

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The Perils of Wishful Thinking About Abortion, 17 HEALTH MATRIX 101 (2007) ((reviewing Anne Hendershott, The Politics of Abortion (2006))

CLEVELAND PLAIN DEALER, July 2, 2006, at H1 (reviewing Artemus Ward & David L. Weiden, Sorcerers' Apprentices: 100 Years of Law Clerks at the United States Supreme Court (2006))

CLEVELAND PLAIN DEALER, September 18, 2005, at H1 (reviewing Mark Levin, *Men in Black: How the Supreme Court Is Destroying America* (2005))

On Understanding the History of Residential Segregation, 33 THE URBAN LAWYER 189 (2001) (reviewing Stephen Grant Meyer, As Long as They Don't Move Next Door: Segregation and Racial Conflict in American Neighborhoods (2000))

Learning from History in the Cigarette Debate, 10 HEALTH MATRIX 205 (2000) (reviewing Cassandra Tate, Cigarette Wars: The Triumph of "The Little White Slaver" (1999))

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10 LAW AND POLITICS BOOK REVIEW 337 (2000) (reviewing Neil Duxbury, *Random Justice: On Lotteries and Legal Decision-Making* (1999))

Using Great Cases to Think about the Criminal Justice System, 89 JOURNAL OF CRIMINAL LAW AND CRIMINOLOGY 1141 (1999) (reviewing Gilbert Geis & Leigh B. Bienen, Crimes of the Century (1998))

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Professional Activities

Co-editor, JOURNAL OF LEGAL EDUCATION, 1992-98

Member, Electronic Publishing Advisory Group, Association of American Law Schools, 1998-2001

Lecturer, programs on Ethics in Public Administration, Bialystok School of Public Administration, Bialystok, Poland, May 2000

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Member, Organizing Committee, Sixth International Conference on Applied and Business Demography, 1995-96

Consultant, Ohio Advisory Committee to the U.S. Commission on Civil Rights, 1996

Member, Committee to Draft Code of Ethics, Population Association of America, 1994-95

Consultant, Panel on Census Requirements in the Year 2000 and Beyond, Committee on National Statistics, National Research Council, 1993

Consultant, Administrative Conference of the United States, 1989-91, 1993-94

Professional Memberships

Admitted to the District of Columbia Bar

American Bar Association

Reporter, Task Force to Review Criminal Provisions in Environmental Law, Section of Corporation, Banking, and Business Law, 1982-84

Co-Chair, Committee on Environmental and Natural Resource Regulation, Section of Administrative Law and Regulatory Practice, 2010-11; Vice-Chair, 2003-10

Standing Committee on Gavel Awards, 2020-23

American Bar Foundation (life fellow)

American Political Science Association

Federal Bar Association

Board of Directors, Northern District of Ohio Chapter, 2010-present Fellow, Foundation of the Federal Bar Association

Law and Society Association

Ohio State Bar Association

Population Association of America

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Education

Northwestern University, J.D. cum laude, 1981 Coordinating Executive Editor, NORTHWESTERN UNIVERSITY LAW REVIEW, 1980-81; Staff Member, 1979-80

University of Michigan, graduate study in sociology, 1969-70 Charles Horton Cooley University Fellow

Brown University, A.B. with honors, sociology, 1969