

"Nulla dies sine linea," Pliny the elder, Naturalis historia, XXXV, 84.

CURRICULUM VITAE

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EDUCATION AND DEGREES

Princeton University, A.B., 1962
Harvard Law School, LL.B., 1965
University of California (Berkeley), M.A., 1966, Ph.D., 1970
Trinity College, Dublin, LL.D. (h.c.), 1992

ACADEMIC EMPLOYMENT

University of Chicago
Professor of Law, 1981-84; Ruth Wyatt Rosenson Professor of Law, 1984-99;
Ruth Wyatt Rosenson Distinguished Service Professor of Law, 2000-present
Washington University, St. Louis
Assistant Professor of History to Professor of Law and
History, 1970-81; Visiting Professor of Law, 2007-08

HONORS AND OFFICES HELD

Alexander von Humboldt Foundation, Research Prize, 1992-93
All Souls College, Oxford, Visiting fellow, Michaelmas term, 1998; Chichele
Lecturer, Trinity Term, 1999
American Academy of Arts and Sciences, Fellow, 1991-present
American Bar Foundation, Legal History Fellowship Committee, 1980-86
American Council of Learned Societies, Delegate, 1992-2000
American Law Institute, Member, 2000-present
American Society for Legal History, Vice-President, 1989-91; President, 1991-93;
Honorary Fellow, 2004-present
Association internationale d'histoire du droit, Executive Committee,

1992-2000; Vice-President, 2000-present
 Brill Publishers, Series on Medieval Law and its Practice, Editorial Board,
 2006-present
 British Academy, Corresponding Fellow, 1998-present
 Cambridge University, Maitland Lecturer and Visiting Fellow Commoner,
 Trinity College, 1986-87, Arthur Goodhart Professor and Fellow,
 Gonville and Caius College, 2000-01
 Cambridge Series, Christianity and the Law, Editorial Board, 2014-present
 Charles Homer Haskins Society, Council, 1988-93
 Comparative Legal History, International Editorial Board, 2016-present
 Comparative Studies in Continental and Anglo-American Legal History
 (Berlin), Co-editor, 1997-present
 Ecclesiastical Law Journal, Editorial Advisory Board, 2000-present
 European Society for Comparative Legal History, Board of Advisors, 2011-present
 Fulbright Scholarship, University of Kent, 1968-69
 Guggenheim Fellowship, 1986-87
 Institute of Medieval Canon Law, Board of Directors, 2008-present
 International Commission for Parliamentary and Representative
 Institutions, President, American Section, 1981-86
 International Consortium for Law and Religion Studies, Advisory Board,
 2004-present
 Journal of Law, Philosophy and Culture, External Editorial Bd, 2005-present
 Journal of Legal History (London), Editorial Board, 1980-present
 Law and History Review, Editorial Board, 1982-89
 Medieval Academy of America, Fellow, 1997-present
 New Dictionary of National Biography, Associate Editor, 1998-2004
 North American Conference on British Studies, Council, 1985-90
 Revista General de Derecho Canónico y Derecho Eclesiástico del Estado,
 International Advisory Board, 2007-present
 Royal Historical Society, Fellow, 1978-present
 Selden Society, Council Member, 1980-present
 Stephan Kuttner Institute of Medieval Canon Law, Chair of Board, 2008-present
 Washington University, St. Louis, National Councils,
 Olin Library, 1986-94, School of Law, 1995-present
 Wentcher Educational Foundation, Board of Directors, 1997-present

SELECT PUBLICATIONS

Natural Law in Court: A History of Legal Theory in Practice (Cambridge, Mass. 2015)

La Magna Carta del 1215: Alle origini del costituzionalismo inglese ed europeo

(Dolores Freda trans. Rome 2012)

Three Civilian Notebooks, 1580-1640, Selden Society, Vol. 127 (London 2010)

The Law of Presumptions: Essays in Comparative Legal History (Berlin 2009) (editor and contributor, with W. David H. Sellar)

Relations between the ius commune and English Law (Genoa 2009) (editor and contributor, with Vito Piergiovanni)

The Canon Law and Ecclesiastical Jurisdiction from 597 to the 1640s (Oxford History of the Laws of England, Vol. 1) (Oxford 2004)

The ius commune in England: Four Studies (Oxford and New York 2001)

Grundlagen des Rechts: Festschrift für Peter Landau zum 65. Geburtstag (Paderborn 2000) (editor with P. Mikat, Jörg Müller, and Michael Stolleis)

Fundamentals of Property Law (Charlottesville 1999, 3d ed. 2010, 4th ed. 2015) (with Barlow Burke, Thomas P. Gallanis and Ann M. Burkhart)

Itinera Fiduciae: Trust and Treuhand in Historical Perspective (Berlin 1998) (editor and contributor with Reinhard Zimmermann)

The Privilege against Self-Incrimination: its Origins and Development (Chicago 1997) (with Charles M. Gray et al.)

The Spirit of Classical Canon Law (Athens, Georgia, 1996, pb. ed. 2010); German trans. published as *Kanonisches Recht und europäische Rechtskultur* (Tübingen 2013)

Canon Law in Protestant Lands (Berlin 1992) (editor and contributor)

Notaries Public in England since the Reformation (London 1991) (with C. W. Brooks and P. G. Stein); translated as *Notai in Inghilterra prima e dopo la Riforma* (Milan 1991)

Roman Canon Law in Reformation England (Cambridge 1990, pb. ed. 2004)

Canon Law and the Law of England (London 1987)

Select Cases on Defamation to 1600, Selden Society, Vol. 101 (London 1985)

Canon Law and English Common Law (London 1983) (reprinted in *The Selden Society Lectures, 1952-2001*, Buffalo, NY, 2003)

Marriage Litigation in Medieval England (Cambridge 1974) (reprinted Holmes Beach, Florida, 1986, pb. ed. 2007)

William Somner (c 1598-1669), 19 *Ecclesiastical L.J.* 224 (2017)

Conscience and the English Courts between 1500 and 1800, in *Das Gewissen in den Rechtslehren der protestantischen und katholischen Reformationen*, Michael Germann and Wim Decock eds. Leipzig 2017)

Review of Stefan Stantchev, *Spiritual Rationality. Papal embargo as cultural practice*, in 66 *J. Ecclesiastical History* 642 (2017)

Adam Usk (c 1360-1430), 19 *Ecclesiastical L.J.* 50 (2017)

Magna Carta and the Law of Nature, 62 *Loyola L. Rev.* 869 (2016)

Custom and Law in the Medieval Court Records of the Province of Canterbury, in *Texts and Contexts in Legal History: Essays in Honor of Charles Donahue* (John Witte et al. eds. Berkeley, CA, 2016)

The Church and Magna Carta, 25 *William & Mary Bill of Rights J.* 425 (2016)

Anglo-American law of Defamation, in *Persönlichkeitsrecht und Persönlichkeit des Rechts: Gedächtnisschrift für Heinz Hübner* (Christoph Becker ed. Münster 2016)

Local Ecclesiastical Courts in England, in *History of Courts and Procedure in Medieval Canon Law* (W. Hartmann & K. Pennington eds. Washington, DC, 2016)

The Canon Law of Oaths and English Commercial Law: Some Historical Connections, in *Der Einfluss der Kanonistik auf die europäische Rechtskultur* (David von Mayenburg et al. eds. Cologne 2016)

Thomas Bever (1725-1791), 18 *Ecclesiastical L.J.* 336 (2016)

The English Law of Marriage and the Family (1500-1640), in *Family Law and Society in Europe from the Middle Ages to the Contemporary Era* (Maria Gigliola di Renzo Villata ed. Milan 2016)

Legal Authority in Canon law: Cases from the Notebook of a medieval English ecclesiastical lawyer, in *The Confluence of Law and Religion* (Frank Cranmer

- et al eds. Cambridge 2016)
- Clement Colmore (1550-1619), 18 *Ecclesiastical L.J.* 216 (2016)
- Review of Wilfrid Prest, *Re-interpreting Blackstone's Commentaries*, in 4 *Comparative Legal History* 91 (2016)
- The Legal Regulation of Marriage in England: From the fifteenth century to the 1640s, in *Marriage in Europe, 1400-1800*, 122 (Silvana Seidel Menchi ed. Toronto 2016)
- The Myth of Magna Carta Revisited, 94 *N.C.L. Rev.* 1475 (2016)
- Review of D. L. d'Avray, *Papacy, Monarchy and Marriage, 860-1600*, in 85 *Church History* 371 (2016)
- John de Burgh (fl. 1370-1398), 18 *Ecclesiastical L.J.* 67 (2016)
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- Arthur Duck (1580-1648), 17 *Ecclesiastical L. J.* 215 (2015)
- Magna Carta and the Law of Nations, in *Magna Carta, Religion and the Rule of Law*, 70 (Robin Griffith-Jones ed. Cambridge 2015)
- Richard Rudhale (c. 1415-1476) 17 *Ecclesiastical L. J.* 58 (2015)
- Natural Law and Religion: Evidence from the Case law, in *Law and Religion: the Legal Teachings of the Protestant and Catholic Reformations*, 91 (Wim Decock et al. eds. Göttingen 2014)
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- Baptism in the Medieval Canon Law, 21 *Rechtsgeschichte* 118 (2013)

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- The "ius commune" and Sanctuary for Insolvent Debtors in England, 2 *Panta Rei: Studi dedicati a Manlio Bellomo* 581 (Orazio Condorelli ed. Rome 2004)
- The Saga of Van Valkenburgh v. Lutz: Animosity and Adverse Possession in Yonkers, in: *Property Stories* (Gerald Korngold and Andrew Morriss ed. New York 2004; 2d rev. ed. 2009)
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- Natural Human Rights: The Perspective of the *Ius Commune*, 52 *Cath. U. L. Rev.* 301 (2003).
- Judges and trials in the English ecclesiastical courts, in: *Judicial tribunals in: England and Europe, 1200-1700*, Vol. 1, (Maureen Mulholland and Brian Pullan eds. Manchester 2003)
- Christopher St German and the Law of Custom, 70 *U. Chi. L. Rev.* 70 (2003)
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- Money and Judges in the Law of the Medieval Church, 8 *U. of Chicago Law School Roundtable* 309 (2001)
- Richard Hooker and the European *ius commune*, 6 *Ecclesiastical L. J.* 4 (2001).
- Fundamental Human Rights in Medieval Law* (Maurice and Muriel Fulton Lecture, Chicago 2000)
- The *litis contestatio*: its Survival in the Medieval *ius commune* and Beyond, in: *Lex et Romanitas: Essays for Alan Watson* (Michael Hoeflich ed. Berkeley 2000)
- Brian Simpson in the United States, in: *Human Rights and Legal History: Essays in Honour of Brian Simpson* (Oxford 2000)
- Independence and Uniformity in England's manorial courts, in: *Seigneurial Jurisdiction*, 215 (Lloyd Bonfield ed. Berlin 2000)
- Scandinavian Law and English Law: An Historical Sketch and a Present Opportunity, in: *Family, Marriage and Property Devolution in the Middle Ages*, 17 (Lars Ivan Hansen ed. Tromsø 2000)
- The Canon Law, in: *Cambridge History of the Book in Britain, Volume III, 1400-1557*, 387 (Cambridge 1999)
- Magna Carta and the *ius commune*, 66 *U. Chi. L. Rev.* 297 (1999)
- The Education of English Proctors, 1600-1640, in: *Learning the Law: Teaching and the Transmission of Law in England 1150-1900* (Jonathan Bush and Alain Wijffels eds. London 1999)
- Realism and Formalism in the Severance of Joint Tenancies, 77 *Neb. L. Rev.* 1 (1998)
- Spanish and English ecclesiastical courts (1300-1500), 28 *Studia Gratiana* 415 (1998)
- The Canons of 1603: The Contemporary Understanding, in: *English Canon Law: Essays in Honour of Bishop Eric Kemp* 23 (Norman Doe et al. eds. Cardiff 1998)
- Harboring Sexual Offenders: Ecclesiastical Courts and Controlling Misbehavior, 37 *J. of British Studies* 258 (1998)

- The Universal and the Particular in Medieval Canon Law, in: *Proceedings of the Ninth International Congress of Medieval Canon Law* 641 (Peter Landau and Jorg Müller eds. Vatican City 1997)
- Records and Reports: the English Ecclesiastical Courts, in: *Case Law in the Making: the Techniques and Methods of Judicial Records and Law Reports* Vol. I:83 and Vol. II:85 (Alain Wijffels ed. Berlin 1997)
- Les officialités anglo-saxonnes et la culture juridique latine: approches historiennes, 38 *L'Année canonique* 97 (1996)
- The Learned Laws in 'Pollock and Maitland', 89 *Proceedings of the British Academy* 145 (1996)
- Canon Law as a Means of Legal Integration in the Development of English Law, in: *Die Bedeutung des kanonischen Rechts für die Entwicklung einheitlicher Rechtsprinzipien* 49 (Heinrich Scholler ed. 1996)
- Excommunication and the Angevin Leap Forward, 7 *Haskins Society J.* 133 (1997 for 1995)
- Der Usus modernus Pandectarum und die Ursprünge des eigenhändigen Testaments in England, 4 *Zeitschrift für Europäisches Privatrecht* 769 (1995)
- The Bible in the Service of the Canon Law, 70 *Chicago-Kent L. Rev.* 1557 (1995)
- Excommunication in Twelfth Century England, 11 *J. Law and Religion* 235 (1994-95)
- Ecclesiastical Lawyers and the English Reformation, 3 *Ecclesiastical L.J.* 360 (1995)
- The Transmission of Legal Institutions: English Law, Roman Law, and Handwritten Wills, 20 *Syracuse J. of International Law & Commerce* 147 (1994)
- The Origin of Holographic Wills in English Law, 15 *J. of Legal Hist.* 97 (1994)
- Other Diocesan and Lesser Church Courts, in: *The Records of the Medieval Ecclesiastical Courts Part II* 153 (Charles Donahue, Jr., ed. Berlin 1994)
- Legal Formalism, Substantive Policy, and the Creation of a Canon Law of Prescription, in: *Prescriptive Formality and Normative Rationality in*

Modern Legal Systems: Festschrift for Robert Summers 265 (Werner Krawietz et al. eds. Berlin 1994)

And Were there Children's Rights in early modern England? The Canon law and 'intra-family violence' in England, 1400-1640, 1 *International J. of Children's Rights* 23 (1993)

Married Women's Wills in Later Medieval England, in: *Wife & Widow in Medieval England* 165 (Sue Sheridan Walker ed. Ann Arbor 1993)

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Use of the Civil Law in Post-Revolutionary American Jurisprudence, 66 *Tulane L. Rev.* 1649 (1992)

The English Law of Wills and the *ius commune*, in: *Marriage, Property and Succession* 309 (Lloyd Bonfield ed. Berlin 1992)

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64 *Wash. U. L. Q.* 65 (1986)

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Seventeenth and Eighteenth-Century Trials for Libel and Slander*
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95 *Harvard L. Rev.* 723 (1982)

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23 Am. J of Legal Hist. 68 (1979)
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(S. Kuttner ed. Vatican City 1976)
- Assumpsit and Fidei Laesio, *91 Law Q. Rev.* 460 (1975)
- Infanticide in the Province of Canterbury during the Fifteenth Century,
2 Hist. of Childhood Q. 379 (1975)
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25 Traditio 386 (1969)
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