

JASON JOSEPH CZARNEZKI

PROFESSOR OF LAW
VERMONT LAW SCHOOL
ENVIRONMENTAL LAW CENTER
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EXPERIENCE

VERMONT LAW SCHOOL
SOUTH ROYALTON, VERMONT
Professor of Law, 2009—
Associate Professor of Law, 2008-2009
Faculty Fellow, U.S.-China Partnership for Environmental Law, 2010—
Faculty Fellow, Land Use Institute, 2008—

SUN YAT-SEN UNIVERSITY (ZHŌNGSHĀN DÀXUÉ)
中山大學
GUANGZHOU, CHINA
J. William Fulbright Scholar, 2009-2010

DEPAUL UNIVERSITY COLLEGE OF LAW
CHICAGO, ILLINOIS
Visiting Professor of Law, Spring 2008

MARQUETTE UNIVERSITY LAW SCHOOL
MILWAUKEE, WISCONSIN
Assistant Professor of Law, 2004-2008
Faculty Director, Environmental Law Program, 2004-2008

JUDGE D. BROCK HORNBY
UNITED STATES DISTRICT COURT FOR THE DISTRICT OF MAINE
PORTLAND, MAINE
Law Clerk, 2003-2004

SIDLEY AUSTIN BROWN & WOOD
CHICAGO, ILLINOIS
Summer Associate, 2002-2003 (General Litigation and Environmental Groups)

THE UNIVERSITY OF CHICAGO
LAW, LETTERS, AND SOCIETY PROGRAM
Teaching Assistant, 2002 (Constitutional Law)

WISCONSIN DEPARTMENT OF NATURAL RESOURCES
BUREAU OF LEGAL SERVICES
Law Clerk, 2001 (Wetlands and Water Regulation and Jurisdiction)

UNIVERSITY OF WISCONSIN
POLITICAL SCIENCE DEPARTMENT
Teaching Assistant, 2001 (Constitutional Law)

EDUCATION

THE UNIVERSITY OF CHICAGO LAW SCHOOL
J.D. *with Honors*, 2003
The University of Chicago Law Review
Independent Research with Professors Cass Sunstein and Douglas Baird

THE UNIVERSITY OF CHICAGO
A.B. *with General Honors*, 2000
Concentrations: Environmental Studies and Public Policy Studies

RUFUS KING INTERNATIONAL BACCALAUREATE HIGH SCHOOL
Valedictorian
Full International Baccalaureate Diploma, 1996
Diploma with Honors, 1996

HONORS &
AWARDS

University of Utah S.J. Quinney College of Law, Wallace Stegner Center
Distinguished Young Scholar, 2010
Vermont Law School Summer Research Award, 2008-2010
Outstanding Leadership Award, Wisconsin Department of Natural Resources,
Bureau of Legal Services, 2008
Marquette University Law School Dean's Fund Summer Research Award, 2004-
2007
The D. Francis Bustin Prize for "Outstanding Paper which makes a
Valuable and Important Contribution to the Improvement and Betterment
of the Processes of Government," 2003
Nominated for The Casper Platt Award for Outstanding Law Student Paper, 2003
Nominated for The Law & Society Association Student Paper Prize for
Outstanding Socio-Legal Research, 2003
The University of Chicago Dean's List, 1996-2000
The University of Chicago College Honor Scholar (Full Tuition Merit
Scholarship), 1996-2000

BOOKS

EVERYDAY ENVIRONMENTALISM: LAW, NATURE & INDIVIDUAL BEHAVIOR
(Environmental Law Institute Press, forthcoming late 2010)

WORKS IN
PROGRESS

*The Future of Food Eco-Labeling: Organic, Carbon Footprint, and
Environmental Life-Cycle Analysis*

Food, Law & The Environment: Promoting A Local Organic Food System, ____
JOURNAL OF LAND, RESOURCES AND ENVIRONMENTAL LAW ____ (forthcoming
2011)

Climate Policy & U.S.-China Relations

ARTICLES

The Ideology of Legal Interpretation (with Sara C. Benesh), Symposium Issue on Empirical Research on Decision-making in the Federal Courts, 29 WASHINGTON UNIVERSITY JOURNAL OF LAW & POLICY 113 (2009)

Working Class Judges (with William Henderson & Christopher Zorn), 88 BOSTON UNIVERSITY LAW REVIEW 829 (2008)

An Empirical Investigation of Judicial Decisionmaking, Statutory Interpretation & the Chevron Doctrine in Environmental Law, 79 UNIVERSITY OF COLORADO LAW REVIEW 767 (2008)

An Empirical Investigation of the Confirmation Hearings of the Justices of the Rehnquist Court (with William K. Ford & Lori A. Ringhand), Symposium: The Rehnquist Court in Empirical and Statistical Retrospective, 24 CONSTITUTIONAL COMMENTARY 127 (2008) (faculty-edited journal)

Environmentalism & The Wisconsin Constitution, Symposium Issue on the Wisconsin Constitution Conference, 90 MARQUETTE LAW REVIEW 465 (2007) (invited submission), *reprinted in* ICFAI JOURNAL OF ENVIRONMENTAL LAW, ENVIRONMENTAL REGULATION AND POLICY (ICFAI University Press, India, 2008), and ENVIRONMENT AND PUBLIC TRUST DOCTRINE: ISSUES AND PERSPECTIVES (ICFAI University Press, India, 2009)

Advancing the Rebirth of Environmental Common Law (with Mark L. Thomsen), 34 BOSTON COLLEGE ENVIRONMENTAL AFFAIRS LAW REVIEW 1 (2007), *reprinted in* ENVIRONMENTAL LAW: PRINCIPLES AND DOCTRINE and PUBLIC NUISANCE AND ENVIRONMENTAL LAW (ICFAI University Press, India, 2008, 2009)

The Phantom Philosophy? An Empirical Investigation of Legal Interpretation (with William K. Ford), 65 MARYLAND LAW REVIEW 841 (2006)

Shifting Science, Considered Costs, and Static Statutes: The Interpretation of Expansive Environmental Legislation, 24 VIRGINIA ENVIRONMENTAL LAW JOURNAL 395 (2006), *reprinted in* ENVIRONMENTAL REGULATION and POLICIES AND INTERPRETATION OF STATUTES (AMICUS Books, ICFAI University Press, India 2008)

Revisiting the Tense Relationship Between the U.S. Supreme Court, Administrative Procedure and the National Environmental Policy Act, 25 STANFORD ENVIRONMENTAL LAW JOURNAL 3 (2006), *reprinted in* ENVIRONMENTAL JURISPRUDENCE: COUNTRY PERSPECTIVES (ICFAI University Press, India, 2007)

An Empirical Analysis of Dissensus on the United States Courts of Appeals (with William K. Ford), Marquette Law School Legal Studies Paper No. 06-31, First Annual Conference on Empirical Legal Studies Paper, <http://ssrn.com/abstract=914409>

The Utility of Nonuse Values in Natural Resource Damage Assessments (with Adrienne K. Zahner), 32 BOSTON COLLEGE ENVIRONMENTAL AFFAIRS LAW REVIEW 509 (2005)

Voting and Electoral Politics in the Wisconsin Supreme Court, 87 MARQUETTE LAW REVIEW 323 (2003)

Defining the Project Purpose under NEPA: Promoting Consideration of Viable EIS Alternatives, 70 UNIVERSITY OF CHICAGO LAW REVIEW 599 (2003)

ESSAYS

The Dubitante Opinion, 39 AKRON LAW REVIEW 1 (2006)

A Call for Change: Improving Judicial Selection Methods, 89 MARQUETTE LAW REVIEW 169 (2005)

PRESENTATIONS

WALLACE STEGNER CENTER DISTINGUISHED YOUNG SCHOLAR LECTURE, "Food, Law and the Environment," University of Utah S.J. Quinney College of Law, Salt Lake City, Utah, November 2010 (scheduled)

WALLACE STEGNER CENTER DISTINGUISHED YOUNG SCHOLAR CLE PRESENTATION, "Climate Change Policy & U.S.-China Relations," Downtown Salt Lake City, November 2010 (scheduled)

VERMONT LAW SCHOOL HOT TOPICS LECTURE SERIES, "The Future of Food Eco-Labeling," July 2010

CHINA-U.S. RELATIONS ROUNDTABLE, Center for Asia-Pacific Studies, Sun Yat-sen University, May 2010

EARTHCAST 2010 KEYNOTE ADDRESS, "Climate Change Policy & U.S.-China Relations," April 2010

U.S. CONSULATE WEEKLY FORUM AND WEBCAST, "Everyday Environmentalism" and "Climate Change Policy & U.S.-China Relations," Guangzhou and Shenyang, China, April 2010

AMERICAN LAW SERIES AT THE PEKING UNIVERSITY SCHOOL OF TRANSNATIONAL LAW, "Everyday Environmentalism: Law, Nature, and Individual Behavior," Shenzhen, China, April 2010

HONG KONG AMERICA CENTER COPENHAGEN CLIMATE CHANGE WEBINAR, Hong Kong Baptist University, December 2009

JOINT GUANGDONG-HONG KONG/MACAU FULBRIGHT CONFERENCE, “*Climate Change and the Environment: The Role of Global Environmental Law and the Regulation of Individual Behavior*,” Jinan University, South China University of Technology, and Public Affairs Office of the U.S. Consulate, December 2009

VERMONT LAW SCHOOL / SUN YAT-SEN PARTNERSHIP FOR ENVIRONMENTAL LAW IN CHINA, “*An Overview of American Environmental Law & An Introduction to U.S. Natural Resources Law*,” Sun Yat-sen University Law School, Guangzhou, China, May 2009

EARTHCAST 09 KEYNOTE ADDRESS, “*Everyday Environmentalism*,” April 2009

AALS SECTION ON NATURAL RESOURCES LAW PANEL, “*Sustainability and Natural Resources: The Law, the Law Curriculum, and the Law School?*,” AALS Annual Meeting, San Diego, California, January 2009

RURAL VERMONT COLLOQUIM, *Farmers’ Market Insurance*, Moderator, Vermont Law School, December 2008

VERMONT LAW SCHOOL FACULTY WORKSHOP, *Opportunities in Electronic Publishing: SSRN & Blogging*, South Royalton, Vermont, September 2008

EARTH DAY KEYNOTE ADDRESS, “*A Greener Manifest Destiny*,” University School of Milwaukee, April 2008

DEPAUL INTERNATIONAL LAW SOCIETY LECTURE, “*A Greener Manifest Destiny: The International Climate Crisis*,” Chicago, Illinois, April 2008

WASHINGTON UNIVERSITY JOURNAL OF LAW & POLICY SYMPOSIUM—EMPIRICAL RESEARCH ON DECISION-MAKING IN THE FEDERAL COURTS, Paper Presentation, “*The Ideology of Legal Interpretation*,” St. Louis, Missouri, April 2008

NORTHWESTERN UNIVERSITY LAW SCHOOL SEARLE CENTER, *Research Roundtable on the Expansion of Liability under Public Nuisance*, Chicago, Illinois, April 2008

VANDERBILT UNIVERSITY LAW SCHOOL REGULATORY PROGRAM FACULTY WORKSHOP SERIES, Paper Presentation, “*An Empirical Investigation of Judicial Decisionmaking, Statutory Interpretation & the Chevron Doctrine in Environmental Law*,” Nashville, Tennessee, November 2007

CHICAGO JUNIOR FACULTY WORKSHOP, Paper Presentation, “*An Empirical Investigation of Judicial Decisionmaking, Statutory Interpretation & the Chevron Doctrine in Environmental Law*,” Chicago, Illinois, May 2007

SEVENTH CIRCUIT ANNUAL BENCH-BAR CONFERENCE, Panel Discussion, “*The Rise of Law Blogs & Their Impact on the Law and the Administration of Justice*,” Milwaukee, Wisconsin, May 2007

SETON HALL UNIVERSITY SCHOOL OF LAW FACULTY COLLOQUIUM, Paper Presentation, “*An Empirical Investigation of Judicial Decisionmaking, Statutory Interpretation & the Chevron Doctrine in Environmental Law*,” Newark, New Jersey, April 2007

MARQUETTE UNIVERSITY FACULTY WORKSHOP, Paper Presentation, “*An Empirical Investigation of Judicial Decisionmaking, Statutory Interpretation & the Chevron Doctrine in Environmental Law*,” Milwaukee, Wisconsin, April 2007

WISCONSIN HUMANITIES COUNCIL DISCUSSION SERIES—“A MORE PERFECT UNION: TO ESTABLISH JUSTICE,” Discussant, “*A Civil Action by Jonathan Harr*,” February 2007 and October 2006

NATIONAL SCIENCE FOUNDATION SUPREME COURT ORAL ARGUMENT WORKSHOP, Research Presentation, “*Elements of Argument in the United States Supreme Court*,” Carnegie Mellon University, Pittsburgh, Pennsylvania, December 2006

WISCONSIN HUMANITIES COUNCIL DISCUSSION SERIES—“A MORE PERFECT UNION: TO ESTABLISH JUSTICE,” Discussant, “*For Good and Country: Faith and Patriotism Under Fire by James Yee & Aimee Molloy*,” November 2006

FIRST ANNUAL CONFERENCE ON EMPIRICAL LEGAL STUDIES, Paper Presentation, “*An Empirical Analysis of Dissensus on the United States Courts of Appeals*,” University of Texas School of Law, Austin, Texas, October 2006 (selected for presentation from a competitive Call for Papers sponsored by NYU, Cornell and the University of Texas Law Schools)

FIRST ANNUAL CONFERENCE ON EMPIRICAL LEGAL STUDIES, Discussant, “*How are Patent Cases Resolved? An Empirical Examination of the Adjudication and Settlement of Patent Disputes*,” University of Texas School of Law, Austin, Texas, October 2006

RANDALL-PARK DISTINGUISHED SPEAKER, Paper Presentation, “*Revelations in Supreme Court Confirmation Hearings? An Empirical Analysis of the Rehnquist Court*,” University of Kentucky College of Law, Lexington, Kentucky, October 2006

WISCONSIN CONSTITUTION CONFERENCE: IS THE WISCONSIN CONSTITUTION OBSOLETE?, Paper Presentation, “*Environmentalism & The Wisconsin Constitution*,” Milwaukee, Wisconsin, October 2006

MARQUETTE UNIVERSITY UNITED STATES SUPREME COURT FIRST MONDAY EVENT, Moderator, “*Past, Present, and Future of the Roberts Court*,” Milwaukee, Wisconsin, October 2006

MIDWEST LAW & SOCIETY RETREAT, Panel & Paper Presentation, “*Environment, Regulation and the Law*,” University of Wisconsin, Madison, Wisconsin, September 2006

LAW & SOCIETY ANNUAL MEETING, Panel and Paper Presentation, “*How Judges Make Decisions*,” Baltimore, Maryland, July 2006

UPPSALA UNIVERSITET ENVIRONMENTAL LAW FACULTY WORKSHOP, “*Allemansret and The Public Trust Doctrine*,” Uppsala Universitet, Uppsala, Sweden, June 2006

MIDWEST POLITICAL SCIENCE ASSOCIATION NATIONAL ANNUAL CONFERENCE, Panel and Paper Presentation, “*Disentangling Law & Politics in Judicial Decisionmaking*,” Chicago, Illinois, April 2006

VIRGINIA ENVIRONMENTAL LAW JOURNAL 25TH ANNIVERSARY SYMPOSIUM: THE NEXT 25 YEARS—AN INTERDISCIPLINARY PERSPECTIVE ON ENVIRONMENTAL LAW, Lecture, “*The Interpretation of Expansive Environmental Legislation & The Rebirth of the Common Law*,” University of Virginia Law School, Charlottesville, Virginia, March 2006

MARQUETTE ENVIRONMENTAL LAW SOCIETY ANNUAL LECTURE, “*Expansive Environmental Legislation & The Rebirth of the Common Law*,” Milwaukee, Wisconsin, March 2006

CHICAGO JUNIOR FACULTY WORKSHOP, Paper Presentation, “*Interpreting Expansive Environmental Legislation*,” Chicago-Kent College of Law, Chicago, Illinois, March 2006

MARQUETTE UNIVERSITY UNITED STATES SUPREME COURT FIRST MONDAY EVENT, Moderator, “*Forecasting October Term 2005*,” Milwaukee, Wisconsin, October 2005

LAW & SOCIETY ANNUAL MEETING, Panel and Paper Presentation, “*Alternative Accounts of Judging*,” Las Vegas, Nevada, June 2005

MARQUETTE UNIVERSITY LAW SCHOOL FACULTY WORKSHOP, Paper Presentation, “*The Phantom Philosophy?*,” Milwaukee, Wisconsin, May 2005

THE UNIVERSITY OF CHICAGO LEGAL SCHOLARSHIP WORKSHOP, Paper Presentation, “*Proposing the Phantom Philosophy?*,” Chicago, Illinois, May 2003

THE UNIVERSITY OF CHICAGO LEGAL SCHOLARSHIP WORKSHOP, Paper Presentation, “*Electoral Politics in the Wisconsin Supreme Court*,” Chicago, Illinois, April 2003

MEDIA
INTERVIEWS &
CITATIONS

WISCONSIN PUBLIC RADIO, Interview, *2007 Wisconsin Supreme Court Election*, February 2007

WISN-CHANNEL 12 NEWS, *2008 Presidential Race*, February 2008

NEW YORK TIMES, *How to Judge a Would-Be Justice*, April 14, 2008

MARQUETTE TRIBUNE, *History of Earth Day*, April 2008

ABA JOURNAL, *Best of the Blogosphere*, 2008 and 2009 (recognizing Empirical Legal Studies as a Top 100 Law Blog)

BLUE RIDGE PRESS, *The Public Trust Doctrine and Groundwater*, March 2009

THE HERALD OF RANDOLPH, *Issues Become Real for VLS Family in China*, July 15, 2010

FUNDED
RESEARCH
EXPERIENCE

ELEMENTS OF ARGUMENT IN THE U.S. SUPREME COURT
Co-Principal Investigator
Marquette University Law School & University of Wisconsin-Madison, Department of Sociology, 2005

THE JUDICIAL DECISION-MAKING PROJECT
Co-Principal Investigator
Collaborative Project: Marquette University Law School & University of Chicago Law School, 2004-2005

GREAT LAKES WATER INSTITUTE
Yellowstone Lake Researcher
National Science Foundation Research Experiences for Undergraduates Grant
Yellowstone National Park, 1999

PACIFIC CETACEAN GROUP / EARTHWATCH ORGANIZATION
Dolphin and Sea Otter Researcher
Baird Scholarship
Monterey Bay, California, 1995

COURSES

Environmental Law
Natural Resources Law
Property Law (First Year Course)
Administrative Law
Empirical Legal Studies in Judicial Decision-Making (Seminar)
Frontier Issues in Environmental Law & Policy (Seminar)
Introduction to the American Legal System

RESEARCH
INTERESTS

Environmental Law & Policy
Natural Resources Law & Policy
Empirical Legal Studies
Administrative Law
Courts & Judges
Judicial Selection
Legal & Statutory Interpretation
Property and Land Use
Constitutional Law
Wetlands Regulation and Jurisdiction
Public Trust Doctrine
Regulation of Individual Behavior
Food and Agriculture Law
Informational Labeling and Regulation

PROFESSIONAL
SERVICE

Article Reviewer, *Law & Society Review*
Advisor, *Vermont Journal of Environmental Law*
Founder, Colloquium on Environmental Scholarship at Vermont Law School
Manuscript Reviewer, *Aspen Publishers*
Article Peer-Reviewer, *Stanford Law Review*
Treasurer, Section on Natural Resources Law, Association of American
Law Schools
Editor, *Natural Resources Law & Policy Law Journal*, Social Science
Research Network
Editorial Board, Law & Courts Research Paper Series, Social Science Research
Network
Secretary, Section on Law & Social Sciences, Association of American Law
Schools, 2007-2009
Editor and Founder, *Marquette University Law School Legal Studies Research
Paper Series*, 2006-2007
Planning Commissioner, City of Montpelier, Vermont, 2009
Member, Science & Policy Advisory Committee, Vermont Natural Resources
Board Water Resource Panel, 2009
Executive Committee, Section on Natural Resources Law, Association of
American Law Schools, 2007-2009
Advisor, *Marquette Law Review*, 2006-2007

BLOGS

Founder, CZARNEZKI.COM: *Life, Law, & The Environment*
Founder, *The Empirical Legal Studies Blog*, www.elsblog.org
Founder, *Vermont2China*, www.vermont2china.wordpress.com

PROFESSIONAL
AFFILIATIONS

State Bar of Illinois, admitted 2003
American Bar Association (Section of Environment, Energy and Resources;
Section of Litigation; Committee on Environmental Litigation)
Environmental Law Institute

INSTITUTIONAL SERVICE	<p><i>Vermont Law School:</i> Faculty Appointments Committee, 2010— Co-Chair, Bar Passage Committee, 2010-2011 Faculty Development Committee, 2008-2009 Visiting Scholars Mentor, VLS/Sun Yat-sen Partnership in China, 2008-2009 Chair, Environmental Scholarship Working Group, 2008-2009</p> <p><i>Marquette University Law School:</i> Academic Programs Committee, 2004-2008 (Chair, 2006-2007) Faculty Supervisor and Founder, Wisconsin Department of Natural Resources Supervised Fieldwork Program, 2004-2008 Faculty Supervisor, Midwest Environmental Advocates Supervised Fieldwork Program, 2004-2008 Faculty Advisor, Environmental Law Society, 2004-2008 Transfer Student Advisor, 2004-2008 Faculty Advisor, Environmental Law Moot Court Team, 2004-2006 Ad Hoc Committee on Student Evaluation of Teaching, 2006-2007 Student Life Working Group in Facilities Program Process, 2005 Student Course Evaluation Working Group, <i>ex officio</i>, 2005 1L Student Advisor, 2004-2005 Community Service Committee, 2004-2005</p>
COMMUNITY INVOLVEMENT	<p>Election Volunteer Milwaukee Get Out the Vote Effort Sierra Club Environmental Voter Education Campaign Smoke-Free Milwaukee Project Hawthorne Elementary School & South Royalton School Vermont League of Conservation Voters Hunger Mountain Co-Op Northeast Organic Farming Association of Vermont</p>
INTERESTS	<p>Traveling, Cooking, Hiking, and Playing Softball and Basketball</p>
LANGUAGES	<p>English. Studies in Spanish and Chinese (Mandarin).</p>
REFERENCES	<p>References available upon request.</p>

Last updated: 8/8/2010