

# Curriculum Vita of BRYAN K. FAIR

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## **EMPLOYMENT**

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THOMAS E. SKINNER PROFESSOR OF LAW, THE UNIVERSITY OF ALABAMA SCHOOL OF LAW (August 2000 to present) — Professor (1997-2000) — Associate Professor (1994-1997; tenured 1996) — Assistant Professor (1991-1994)

### **Courses Taught:**

- Constitutional Law
  - Race, Racism and American Law
  - Gender, Sexism and American Law
  - First Amendment Survey
  - Constitutional Law Seminars
  - First Amendment Seminars.
- (Professor Fair has also taught law courses at Seattle University Law School (Summer 1995), the University of Fribourg, Switzerland (Fall 1999), and The Australian National University (Fall 2006, Summer 2004).)

### **Honors and Awards:**

- Buford Peace Award, The University of Alabama School of Social Work (2007) (Lahoma Adams Buford Endowed Support Fund; granted annually to a UA faculty member who in his/her teaching, research, practice and professional life has demonstrated exceptional levels of involvement in mediating human disputes, helping overcome prejudice, promoting justice and establishing peace)
- The University of Alabama National Alumni Association's Outstanding Commitment to Teaching Award (2004)
- Dean's Scholar (2004-2005, 1997-1998)
- Commencement Hooding Team (2002-2007, 1999-2000, 1994) (selected by students)
- Outstanding Faculty Member (2004, 1993) (selected by students).

### **Service:**

- Director of the UA/University of Fribourg, Switzerland Cooperative Education Program (1999 to present)
- Co-Director of the Public Interest Institute (2005-2006)
- Co-Director of Fribourg Program (1996-1998)
- Summer Academic Support Administrator and Teacher (1991 to 2004)
- Academic Excellence Workshops for First-Year BLSA members (1994 to 2005)
- Member of the following law school faculty committees:
  - Student Diversity and Academic Support (Chair, 2006 to present; 1991-2006)
  - Ad-hoc Committee on Professorship Policies (2006 to present)
  - Ad-hoc Committee on Chair Appointments (2005 to present)

- International Programs (1996 to present)
- Curriculum (Chair, 2005-2006; 2002-2005; 1992-1993)
- Ad-hoc Committee on Faculty Excellence (Co-chair, 2005-2006)
- Faculty Development (Chair, 2001-2005)
- Legal Writing Lecturers Search (2002-2004)
- Readmissions (Chair, 2001-2002; 1992-1997)
- Clinical Program Director Search (Chair, 2000-2001)
- Dean's Leadership Evaluation (1999)
- Admissions (1997-1999)
- Self-Study (Chair, 1997-1998)
- Faculty Appointments (1993-1997)
- Ad-hoc Committee on Academic Excellence (1996-1997)
- Ad-hoc Faculty Support Committee (1996-1997)
- Dean's Search (1993-1994).

ASSISTANT VICE PRESIDENT FOR UNDERGRADUATE STUDIES, OFFICE FOR ACADEMIC AFFAIRS, THE UNIVERSITY OF ALABAMA (August 1994 to August 1997) — Working as assistant to the Provost/Vice President for Academic Affairs on campus-wide academic policy matters. (Two years with Dr. James G. Taaffe and one year with Dr. Nancy S. Barrett.)

**Service:**

- Member of the following university committees and task forces:
  - Program Review Committee, Department of History (Chair, 2003-2004)
  - Housing Diversity Task Force (2001)
  - Intercollegiate Athletics Committee (1995-1998)
  - Residency Reclassification Appeals Committee (Chair, 1994-1997)
  - Council of Assistant and Associate Deans (Chair, 1994-1997)
  - Affirmative Action Hiring Procedures Task Force (Chair, 1996-1997)
  - Undergraduate Advising Task Force (Chair, 1996-1997)
  - Teaching and Learning Committee (1995-1997)
  - Women's Studies (1993-1996)
  - Minority Initiatives Task Force (Co-Chair, 1996)
  - Faculty Handbook Revision Committee (1994-1995)
  - Admissions and Retention (Chair, 1993-1994; 1992-1994)
  - Drug and Alcohol Task Force (1993-1994).
- Member of the following University search committees:
  - Dean, School of Social Work (1999)
  - Director, McNair Program in Center for Teaching and Learning (1999)
  - Vice President for Institutional Advancement (1996)
  - Athletic Director (1996)
  - Director, University Museums (1996)
  - Dean, College of Communication (1995).

LECTURER IN LAW, UNIVERSITY OF CALIFORNIA AT LOS ANGELES SCHOOL OF LAW (1987-1991).

- Co-Director of Academic Support Program
- Legal Research and Writing Instructor
- Admissions Consultant.

ASSOCIATE, BRYAN, CAVE, McPHEETERS & McROBERTS, LOS ANGELES, CALIFORNIA (1985-1987).

## **EDUCATION**

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UNIVERSITY OF CALIFORNIA AT LOS ANGELES SCHOOL OF LAW, J.D., 1985. Admitted to practice in California (inactive status).

DUKE UNIVERSITY, B.A., 1982.

## **PUBLICATIONS**

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### **Book:**

Contributing Author, "After Katrina: Laying Bare the Anatomy of American Caste," in Hurricane Katrina: America's Unnatural Disaster (Jeremy I. Levitt & Matthew C. Whitaker eds., University of Nebraska Press, 2007)

Notes of a Racial Caste Baby: Color Blindness and the End of Affirmative Action (NYU Press, 1997).

### **Honors:**

Received an Honorable Mention from The Gustavus Myers Center for the Study of Bigotry and Human Rights in North America for Books Published in 1997. Paperback edition published in 1998.

### **Articles:**

Fair, "Taking Religious Liberty Seriously," The Journal of Law and Religion (forthcoming summer 2007)

Fair, "The Ultimate Association: Same-Sex Marriage and the Battle Against Jim Crow's Third Cousin," (forthcoming 2007).

Fair, "The Lengthening Shadow of Androcentrism," 11 Cardozo Women's L.J. 559 (2005).

Fair, "Re(caste)ing Equality Theory: Will Grutter Survive Itself By 2028?" in University of Pennsylvania Symposium, "Race Jurisprudence and the Supreme Court: Where Do We Go from Here?" 7 U. Pa. J. Const. L. 721 (2005).

Fair, "The Darker Face of Brown: The Promise and Reality of the Decision's Anticaste Moorings Remain Unreconciled," 88 Judicature 80 (Sept.-Oct. 2004).

Fair, "Taking Educational Caste Seriously: Why Grutter Will Help Very Little," 78 Tul. L. Rev. 1843 (2004).

Clemon & Fair, "Lawyers, Civil Disobedience, and Equality in the Twenty-First Century: Lessons From Two American Heroes," 54 Ala. L. Rev. 961 (2003) (with The Honorable U.W. Clemon).

Fair, "Equality for All: The Case for a New Declaration of Rights Article of the Alabama Constitution," 33(2) Cumb. L. Rev. 339 (2003).

Clemon & Fair, "Making Bricks Without Straw: The NAACP Legal Defense Fund and the Development of Civil Rights Law in Alabama 1940-1980," 52(4) Ala. L. Rev. 1121 (2001) (with The Honorable U.W. Clemon).

Fair, "The Anatomy of American Caste," 18(2) St. Louis U. Public L. Rev. 381 (1999) (published in late 2000).

Fair, "Been in the Storm Too Long, Without Redemption: What We Must Do Next," 25 Southern U. L. Rev. 121 (1997) (published in late 1998).

Fair, "Using Parrots to Kill Mockingbirds: Yet Another Racial Prosecution and Wrongful Conviction in Maycomb," 45 Ala. L. Rev. 403 (1994).

Fair, "Foreword: Rethinking the Colorblindness Model," 13 National Black L.J. Nos. 1 & 2 (1993) (lead article followed by a collection of edited papers written by UA seminar students).

**Book Review Essays:**

Fair, The Washington Post, at C04 (Jan. 5, 2005) (reviewing Mark S. Weiner, Black Trials: Citizenship from the Beginnings of Slavery to the End of Caste (2004)).

Fair, "Part II. America's Equality Promise: Where Do We Go From Here?," 19(1) J. of American Ethnic History (Fall 1999) (reviewing Stephan and Abigail Thernstrom, America in Black and White: One Nation, Indivisible (1997)).

Fair, "Part I. America's Equality Promise: Can You Tell Me Where It's Gone?," 18(4) J. of American Ethnic History 167-175 (Summer 1999) (reviewing Civil Rights and Social Wrongs: Black-White Relations Since World War II (John Higham ed., 1997)).

Fair, "A Constitutional Law Casebook for the 21st Century: A Critical Essay on Cohen and Varat," 21 Seattle U. L. Rev. 859 (1998) (reviewing William Cohen and Jonathan D. Varat, Constitutional Law: Cases and Materials (10th ed. 1997)).

Fair, "The Acontextual Illusion of a Color-Blind Constitution," 28 U. San Francisco L. Rev. 343 (1994) (reviewing Andrew Kull, The Color-Blind Constitution (1992)).

Fair, "How Far We Have to Go," 10 National Black L.J. 318 (1988) (reviewing Derrick Bell, And We Are Not Saved: The Elusive Quest for Racial Justice (1987)).

**On-Line Essay:**

Fair, "Preparing for a Career in Law in the 21st Century," manuscript for minority law school candidates, published at [www.law.ua.edu/bfair](http://www.law.ua.edu/bfair).

## **PROFESSIONAL SERVICE**

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- Contributor, Talking Justice Blog, NPR and the Annenberg Public Policy Center, University of Pennsylvania, <http://communities.justicetalking.org/> (2007)
- Reporter, ABA/AALS Site Evaluation Team, University of Wisconsin Law School (2006)
- Law School Admissions Council, Minority Affairs Committee (2003-2005)
- Summarians, ABA/AALS Site Evaluation Team, University of Washington School of Law (2005)
- Summarians, ABA/AALS Site Evaluation Team, The University of Florida, Fredric G. Levin College of Law (2004)
- AALS Membership Review Committee (1999-2001)
- Manuscript Evaluator, NYU Press, Duke University Press, Penn State Press
- Promotion and Tenure Evaluations, University of Pittsburgh School of Law (2006), Northern Illinois College of Law (2004), Cleveland State University, Marshall-Wythe School of Law (1999), University of Houston School of Law (1999), Mississippi College of Law (1999), University of Kentucky College of Law (1999), California Western School of Law (1998).

## **SPEECHES/LECTURES/CONTINUING EDUCATION PROGRAMS**

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- November 2006: Speaker, "Taking Religious Liberty Seriously," Rotary Club, Tuscaloosa, AL.
- March 2006: Speaker, "Taking Religious Liberty Seriously," Federalist Society, University of Alabama School of Law, Tuscaloosa, AL.
- February 2006: Speaker, "Deconstructing the Currency in Whiteness: The Curses of White Supremacy and the Epistemology of Racial Caste," University of Miami School of Law, Miami, FL.
- August 2005: Speaker, "Celebrating the 40th Anniversary of the Voting Rights Act: Moving Forward, Looking Back," co-sponsored by ABA Young Lawyers Division and the University of Alabama School of Law, ABA Annual Meeting, Chicago, IL.
- July 2005: Speaker, Southeastern Association of American Law Schools (SEAALS), "The Limits of Empirical Research," Hilton Head, SC.
- June 2005: Speaker, "Where are the African Males," Annual Meeting and Educational Conference, "Rethinking Merit and Success," Law School Admission Council, Indian Wells, CA.
- May 2005: Speaker, "Teaching, Technology and Professional Development," Southeast/Southwest Legal Scholarship Conference, New Orleans, LA.
- May 2005: Speaker, "The Judicial Confirmation Process," Birmingham Federalist Society, Birmingham, AL.

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- April 2004: Speaker and Member, Conference Planning Committee, "Brown at 50: Where Do We Go From Here?" Birmingham Civil Rights Institute, Birmingham, AL.
- February 2004: Panel discussion member, Symposium, "Taking Caste Seriously: Educational Equality After Grutter," University of Pennsylvania Law School, Philadelphia, PA.
- September 2003: Panel discussion member, Symposium, "Brown to Grutter," Tulane Law School, New Orleans, LA.
- July 2003: Moderator, "The Impact of Grutter v. Bollinger and Gratz v. Bollinger on Labor and Employment Lawyers," ABA TeleConference and Audio Webcast.

## ACTIVITIES

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- Faculty Advisor, Jessup International Moot Court Team (2006 to present)
- Faculty Advisor, Law Democrats (2006 to present)
- Board of Directors, Alabama Credit Union (2005 to present)
- Member, American Law Institute (2005 to present)
- Faculty Advisor, Outlaw (2005 to present)
- Board of Directors, Alabama Appleseed Center for Law & Justice, Inc. (2003 to present)
- Board of Directors, Equal Justice Initiative (1995 to present)
- Faculty Advisor, Black Law Students Association (1991 to present)
- Board of Directors, Hospice of West Alabama (2003-2004)
- Member, Challenge 21 Community Politics Team (2002-2004)
- Board of Directors, Child Abuse Prevention Services of Tuscaloosa (2000-2003)
- Board of Directors, 100 Men, 100 Boys (1993-1996)
- Board of Directors, Turning Point (1993-1996)
- Faculty Advisor, Alabama Public Interest Law Association (1992-1994).

## REFERENCES

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Kenneth C. Randall  
Dean and Thomas E. McMillan Professor of Law  
The University of Alabama School of Law  
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Martha I. Morgan  
Robert S. Vance Professor of Law  
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Dr. Nancy S. Barrett (former UA Provost)  
Provost and Senior Vice President for  
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