Michael S. McGinniss

Professor of Law and J. Philip Johnson Faculty Fellow
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ACADEMIC/TEACHING EXPERIENCE

University of North Dakota School of Law, Grand Forks, North Dakota
Professor of Law (2020-present); Dean (2019-2022); Associate Professor of Law (2014-2020); Assistant Professor of Law (2010-2014)
Courses: Professional Responsibility (Fall 2010-18, 2022-26; Spring 2025-26), Advanced Legal Ethics (Spring 2013-2019, 2023-2027); Civil Procedure (Fall 2025-2026); Conflict of Laws (2011-2018, 2023-2024); Federal Courts (Fall 2023-2024; Spring 2027); North Dakota Law Review (2012-2019, 2022-present); Evidence (2010-2018), Remedies (Spring 2019); Professional Foundations (co-coordinator) (2014-2016); Lawyering Skills II (Spring 2012).
Honors and Awards: SBAND Distinguished Service Award (2022); Elected Member of The American Law Institute in 2017; J. Philip Johnson Faculty Fellow Award (2011-present), given to promote professional responsibility, leadership and ethics, both in the legal profession and in the community; 2023 & 2026 UND Outstanding Advisor Awards (Federalist Society); 2024-25 Randy H. Lee Faculty Service Award; Fall 2011 Fellow of the National Institute for Teaching Ethics and Professionalism; 2013 UND Foundation North Dakota Spirit Faculty Achievement Award; nominated for UND Outstanding Faculty Scholar Award in 2013 and the UND Outstanding Graduate or Professional Teaching Award in 2014 & 2023; initiated as an Honorary Member of Phi Delta Phi, Bruce Inn in 2018; selected by students as Commencement Hooder May 2012-2019, 2024, & 2026 and as Graduation Banquet speaker 2012, 2019, & 2022.

Widener University School of Law, Wilmington, Delaware
Adjunct Professor of Law (2006-2010); Courses: Professional Responsibility; Legal Methods III.

EDUCATION

College of William & Mary, Marshall-Wythe School of Law, Williamsburg, Virginia
Juris Doctor, 1993; graduated third in class.
Honors: Order of the Coif; Board of Editors, *William & Mary Law Review*; Graduate Research Fellow; American Jurisprudence Awards in Contracts I and Torts I and II.

Washington College, Chestertown, Maryland
B.A., 1990, *summa cum laude*, major in English; graduated first in class.
Honors: Awarded George Washington Medal, recognizing the graduating senior "who shows the greatest promise of understanding and realizing in life and work the ideals of a liberal education." Initiated as fourth Alumni Member of Phi Beta Kappa, Theta of Maryland (2015).

LEGAL EXPERIENCE

Office of Disciplinary Counsel of the Supreme Court of Delaware, Wilmington, Delaware
Disciplinary Counsel (1998-2010)
Responsible for the evaluation, investigation, and prosecution of matters involving lawyer discipline and the unauthorized practice of law, and the investigation and presentation of character and fitness issues in matters before the Board of Bar Examiners.

Potter Anderson & Corroon LLP, Wilmington, Delaware, Associate (1994-1998)
Engaged in a private practice focused on assisting in the preparation of intellectual property litigation matters for trial in the United States District Court for the District of Delaware, as well as insurance coverage and corporate litigation in the state courts.

Supreme Court of Delaware
Law Clerk for Justice Randy J. Holland (1993-1994).

BAR ADMISSIONS

North Dakota (2019), Delaware (1993) (inactive), United States District Court for the District of Delaware (1995) (inactive), and the United States Supreme Court (2000)

SELECTED PUBLICATIONS

Lawyer Discipline as Political "Resistance": Separation of Powers, Federalism, and the Rule of Law, 2 INDEP. L.J. 25 (2026) (nationwide faculty-scholar-led and peer-approved)

Panel: Interdisciplinary Discussion on Ethics, 101 N.D. L. REV. (transcript from the 2025 North Dakota Law Review Symposium on Upholding Ethics in a Modern Legal World, forthcoming 2026)

A Coda on Judicial Independence: Comments on Chief Justice Roberts' 2024 Year End Report, FEDSOC BLOG (Jan. 13, 2025), https://fedsoc.org/commentary/fedsoc-blog/a-coda-on-judicial-independence-comments-on-chief-justice-roberts-2024-year-end-report

Declaring Independence to Secure Integrity: The Supreme Court Justices' Code of Conduct, 25 FED. SOC. REV. 272 (2024)

A Tribute to Gerald W. VandeWalle: A Justice for All Seasons, 99 N.D. L. REV. 14 (2024)

Rising Challenges to Freedom of Speech and Respect for Ideological Diversity in the Legal Profession, THE GAVEL (St. Bar Ass'n N.D.) (2022)

Expressing Conscience with Candor: Saint Thomas More and First Freedoms in the Legal Profession, 42 HARV. J.L. & PUB. POL'Y 173 (2019)

Advice in the Lawyer-Client Relationship, *in* THE OXFORD HANDBOOK OF ADVICE (Erina MacGeorge and Lyn M. Van Swol eds., Oxford Univ. Press) (2018)

A Tribute to Justice Antonin Scalia, 92 N.D. L. REV. 1 (2016)

The Character of Codes: Preserving Spaces for Personal Integrity in Lawyer Regulation, 29 GEO. J. LEGAL ETHICS 559 (2016)

Breaking Faith: Machiavelli and Moral Risks in Lawyer Negotiation, 91 N.D. L. REV. 247 (2015)

Apprenticing for a Flourishing Life in the Law: The Virtues of Judicial Clerkships, THE BENCHER (March/April 2015)

Virtue and Advice: Socratic Perspectives on Lawyer Independence and Moral Counseling of Clients, 1 TEX. A&M L. REV. 1 (2013)

Sending the Message: Using Technology to Support Judicial Reporting of Lawyer Misconduct to State Disciplinary Agencies, 2013 PROF. LAWYER 37 (peer-reviewed)

Virtue Ethics, Earnestness, and the Deciding Lawyer: Human Flourishing in a Legal Community, 87 N.D. L. REV. 19 (2011)

The Unauthorized Practice of Law, in HISTORY OF THE DELAWARE BAR FROM 1995 THROUGH 2010 255 (Michael F. McTaggart ed. 2011)

Five Years Later: The Delaware Experience with Multi-Jurisdictional Practice, 10 DEL. L. REV. 125 (2008)

Unauthorized Practice of Law, in DELAWARE SUPREME COURT GOLDEN ANNIVERSARY 1951-2001 425 (Randy J. Holland and Helen L. Winslow, eds. 2001)

INSTITUTIONAL SERVICE

Faculty Advisor, NORTH DAKOTA LAW REVIEW (2012-2019, 2022-present)
Faculty Advisor, UND School of Law Federalist Society (2010-present)
Selected as national Finalist for the 2026 George Washington Medal for Most Innovative Chapter
Chair, School of Law Promotion, Tenure, & Evaluation Committee (2018-2019, 2022-present)

Chair, UND School of Law Admissions Committee (2026-present)
Co-Chair, UND School of Law First Amendment/Dialogue Working Group (2022-2023)
Co-Chair, Joint SBAND/School of Law Committee (2019-2022)
Vice Chair, UND School of Law Promotion, Tenure, & Evaluation Committee (2016-2018)
Vice Chair, UND Senate Scholarly Activities Committee (2016-2017)
Vice Chair, Curriculum & Assessment Committee (2012-2014)
Member, Curriculum Committee (2026-2027)
Member, Faculty Selection Committee (2023-2024)
Member, Digital Privacy Advisory Panel to the ND St. Bd. of Higher Education (2018-2019)
Member, UND Senate Budget Committee (2018-2019)
Member, Promotion, Tenure, & Evaluation Committee (2014-2016)
Member, Bar Passage & Academic Success Committee (2012-2013, 2014-2017)
Member, School of Law Honor Board (2016-2017)
Member, Student Recruitment, Diversity, & Educational Engagement Committee (2018-2019)
Member, Student Recruitment Assistance Group (2015-2018, 2022-2023)
Member, Law School Building Planning Committee (2013-2016)
Member, Joint SBAND/School of Law Committee (2011-2016, 2018-2019)
Member, Academic Affairs Committee (2011-2012)
Member, Diversity Committee (2011-2012)
Member, Building Project Working Group (2011)
Member, Library Committee (2010-2011)
Member, UND University Senate (2011-2012, 2013-2014, 2015-2017, 2018-2022, 2024-present)
Member, UND University Promotions Committee (2015-2016)
Member, UND Senate Research Regulation & University Compliance Committee (2024-present)
Member, UND Senate Scholarly Activities Committee (2014-2016)
Member, UND 2017 Founders Day Research Awards Selection Committee (2017)
Nominee, UND University Senate Executive Committee (2016-2017, 2018-2019)
Participant, UND Branding Study Focus Groups, 1st and 2nd Phases (2017)
President, Order of the Coif, UND School of Law Chapter (2012-present)
Coach, Moot Court External Competition Teams (2010-2012)
Judge, Moot Court Intramural Competition (2010-2018, 2022, 2025)
Judge, Carrigan Cup Trial Competition (2013, 2016, 2017)

SELECTED PROFESSIONAL AND COMMUNITY SERVICE AND ASSOCIATIONS

Federalist Society for Law & Public Policy Studies
Chair, Executive Committee, Professional Responsibility & Legal Education Practice Group (2025-present) and Member (2024-present)
Elected Member of The American Law Institute (2017-present)
North Dakota Joint Committee on Attorney Standards (Chair, 2024-2026, 2018-2019); Member 2012-2020, 2023-2024, 2026-present);

North Dakota Lawyer Disciplinary Board, Operations Committee (Chair, 2024-present and Member, 2023-present)
Randy H. Lee American Inn of Court (President, 2017-2019; Vice President, 2015-2017; Bencher, 2013-present)
Greater Grand Forks County Bar Association (2019-present)
North Dakota Catholic Conference, Board of Directors (2022-present)
North Dakota Catholic Conference, Executive Director Search Committee (2023)
All Saints Catholic Schools Network, Board of Directors (2025-present), St. Carlo Acutis Middle School Campaign Co-Chair (2026)
St. Anne's Building Corporation, Board of Directors (2024-present)
Saint Thomas More Society of North Dakota (2019-present)
SBAND Board of Governors and North Dakota Bar Foundation Board of Trustees (2019-2022)
North Dakota Judicial Branch Education Commission (2019-2022)
North Dakota Minority Justice Implementation Committee (2020-2022)
ALI Members Consultative Group, Restatement of the Law Third, Conflict of Laws (2017-present) and Principles of the Law, Government Ethics (2017-present)
North Dakota Lawyer Disciplinary Board, Rules Planning Committee (2016-2017)
Holloran Center for Ethical Leadership, Leader, Integrity Working Group (2017-2019)
National Institute for Teaching Ethics and Professionalism (Fall 2011 Fellow)
American Bar Association, Center for Professional Responsibility
National Organization of Bar Counsel (1998-2010)

SELECTED PRESENTATIONS AND INVITATIONS

7-Minute Presentations of Works in Progress, Panel Moderator, 28th Annual Federalist Society Faculty Conference, New York, NY (invited January 7, 2027)

Ethics CLE 2026: Recent Developments in Legal Ethics & Professional Responsibility, Co-Presenter, Webinar, Federalist Society for Law & Public Policy Studies, Practice Group on Professional Responsibility & Legal Education (invited Dec. 10, 2026)

Law through Literature--Knowledge, Truth, and Testimony: Three Stories, 2026 North Dakota Judicial Conference, Bismarck, ND (invited Nov. 23, 2026)

Judicial Supervision and Leadership by Example: Cultivating Public Confidence in the Court System, 2026 North Dakota Judicial Conference, Bismarck, ND (invited Nov. 23, 2026)

Judicial Supervision and Leadership by Example: Cultivating Public Confidence in the Court System, 2026 North Dakota Municipal Judges Conference, Bismarck, ND (invited Oct. 5, 2026)

Conscience and Courage in the Law, Retreat and Conference Co-Organizer, Catholic Diocese of Fargo, Fort Ransom, ND; Presenter, *The First Amendment and the Supreme Court: Current Developments for Freedoms of Parents and Professionals* (Sept. 11-13, 2026)

Bias, DEI, and CLE: Navigating the Constitutional Limits of Mandatory Training, Moderator, Webinar, Federalist Society for Law & Public Policy Studies, Practice Group on Professional Responsibility & Legal Education (Sept. 2, 2026)

Proceed with Intelligence: AI, Ethics, and the Limits of the Brilliant Intern, Coordinator and Program Moderator, 2026 Mart Vogel Lecture on Professionalism and Legal Ethics, 125th Annual Meeting, State Bar Association of North Dakota, Grand Forks, ND (June 12, 2026)

More Than A Label, Panelist, UND Law American Constitution Society, Grand Forks, ND (Mar. 26, 2026)

Boundaries for Attorney Wellness, Program Organizer and Moderator, Randy H. Lee American Inn of Court, Grand Forks, ND (Mar. 3, 2026)

Moving Away from ABA Accreditation?, Moderator, Webinar, Federalist Society for Law & Public Policy Studies, Practice Group on Professional Responsibility & Legal Education (Feb. 10, 2026)

The War on Judicial Independence: How "Ethics Reform" Became the Trojan Horse for a New Separation-of-Powers Crisis, Montana Law Federalist Society, University of Montana Alexander Blewett III School of Law, Missoula, MT (Feb. 5, 2026)

What's New (and in the Brew) for the North Dakota Rules of Professional Conduct?, SBAND Young Lawyers Section Ethics Webinar (Jan. 21, 2026)

7-Minute Presentations of Works in Progress, Panel Moderator, 27th Annual Federalist Society Faculty Conference, New Orleans, LA (Jan. 8, 2026)

Law through Literature--Dreadful Surprises and Judgment of Fault: The Palsgraf Opinion and Two Stories by Flannery O'Connor, 2025 North Dakota Judicial Conference, Bismarck, ND (Nov. 24, 2025)

Declaring Independence to Secure Integrity: The Supreme Court Justices' Code of Conduct, 2025 North Dakota Law Review Symposium on Upholding Ethics in a Modern Legal World, University of North Dakota, Grand Forks, ND (Nov. 7, 2025)

A Deep Dive on Canon 2 and the Duty of Impartiality, 2025 North Dakota Municipal Judges Conference, Bismarck, ND (Oct. 6, 2025)

Conscience and Courage in the Law, Retreat and Conference Co-Organizer, Catholic Diocese of Fargo, Fort Ransom, ND; Presenter, *2025 Roundup on Religious Freedom in the United States*; Moderator, *Living Faithfully in the Worlds of Lobbying, Lawmaking, and Judging* (Sept. 26-28, 2025)

Judicial Independence and the Rule of Law: Where We've Been, Where We're Going, and What To Do About It, Moderator, Ron Rotunda Memorial Webinar, Federalist Society for Law & Public Policy Studies, Practice Group on Professional Responsibility & Legal Education (Sept. 24, 2025)

The Light Shines in the Darkness, Charlie Kirk Vigil, UND Law Federalist Society/UND Turning Point USA/UND Young Americans for Freedom, Grand Forks, ND (Sept. 12, 2025)

Judicial Independence and the Rule of Law: Where We've Been, Where We're Going, and What To Do About It, Coordinator and Program Moderator, 2025 Mart Vogel Lecture on Professionalism and Legal Ethics, 124th Annual Meeting, State Bar Association of North Dakota, Bismarck, ND (June 13, 2025)

Law through Literature--Three Stories of Vice and One of Virtue, 2024 North Dakota Judicial Conference, Bismarck, ND (Nov. 25, 2024)

Judicial Independence: An Ethical Imperative for the Rule of Law, 2024 North Dakota Judicial Conference, Bismarck, ND (Nov. 25, 2024)

Declaring Independence to Secure Integrity: The Supreme Court Justices' Code of Conduct, Federalist Society North Dakota Lawyers Chapter, Bismarck, ND (Nov. 7, 2024)

Knowledge, Voting, and Power: The Hidden Costs of Political Ignorance, Commentator on Subsidiarity in Catholic Social Teaching and Its Implications for Federalism, Lead Presentation by Professor Ilya Somin, UND Law Federalist Society, Grand Forks, ND (Oct. 8, 2024)

Judicial Independence: An Ethical Imperative for the Rule of Law, 2024 North Dakota Municipal Judges Conference, Bismarck, ND (Oct. 7, 2024)

Conscience and Courage in the Law, Retreat and Conference Co-Organizer, Catholic Diocese of Fargo, Fort Ransom, ND; Presenter, *Pride and Its Perils in the Legal Profession* (Sept. 20-22, 2024)

The Constitution as Client, Coordinator and Program Moderator, 2024 Mart Vogel Lecture on Professionalism and Legal Ethics, 124th Annual Meeting, State Bar Association of North Dakota, Fargo, ND (June 14, 2024)

A Declaration of Independence: The 2023 Code of Conduct for U.S. Supreme Court Justices, Federalist Society Lawyers Chapters in Indianapolis, IN (June 5, 2024), Birmingham, AL (May 23, 2024), Montgomery, AL (May 22, 2024), and Tyler, TX (May 7, 2024)

A Debate on the Supreme Court Code of Conduct, Federalist Society, Dallas Lawyers Chapter, Invited Debate with John S. Dzienkowski, University of Texas at Austin School of Law (May 8, 2024)

The Authority of Law and the United States Constitution, Colloquium—Invited Discussant, Federalist Society Faculty Division and the Liberty Fund, Boston, MA (Apr. 12-13, 2024)

The Second Amendment in the Supreme Court, Commentator on Natural Law and Natural Rights of Self-Defense, Lead Presentation by Dr. Stephen P. Halbrook, UND Law Federalist Society, Grand Forks, ND (Mar. 28, 2024)

An Overview of Counterman v. Colorado, Moderator and Panel Presenter, Randy H. Lee American Inn of Court, Grand Forks, ND (Feb. 13, 2024)

The Ethics of Witness Preparation, Greater Grand Forks County Bar Association, Grand Forks, ND (Jan. 18, 2024)

7-Minute Presentations of Works in Progress, Panel Moderator, 25th Annual Federalist Society Faculty Conference, Washington, D.C. (Jan. 4, 2024)

The Virtue of Temperance: Judicial Decorum, Demeanor, and Speech, Fall 2023 North Dakota Judicial Conference, Bismarck, ND (Nov. 20, 2023)

The Virtue of Temperance: Judicial Decorum, Demeanor, and Speech, 2023 North Dakota Municipal Judges Conference, Bismarck, ND (Oct. 2, 2023)

Conscience and Courage in the Law (Saints Thomas More and John Fisher), Retreat and Conference Co-Organizer, Catholic Diocese of Fargo, Fort Ransom, ND; Panel Moderator, *The Integrated Life and the Practice of Law* and *Due Process Issues in the Trials of the Carthusian Monks, Fisher, and More* (Sept. 29-Oct. 1, 2023)

The Ethics of Client Coercion, Panelist, National Webinar, Federalist Society for Law & Public Policy Studies, Freedom of Thought Project (June 20, 2023)

Rising Challenges to Freedom of Speech and Respect for Ideological Diversity in the Legal Profession, Federalist Society, North Dakota Lawyers Chapter, Bismarck, ND (June 15, 2023)

Rising Challenges to Freedom of Speech and Respect for Ideological Diversity in the Legal Profession, Federalist Society, Indianapolis Lawyers Chapter, Indianapolis, IN (June 5, 2023)

Whose Ethics? Which Rules? Choice of Law for Lawyer Professional Conduct, Cass County Bar Association, Fargo, ND (May 25, 2023)

Law through Literature: Herman Melville's Billy Budd, Spring 2023 North Dakota Judicial Conference, Grand Forks, ND (May 22, 2023)

Academic Freedom, Speech, and Rational Inquiry, Colloquium—Invited Discussant, Federalist Society Faculty Division and the Liberty Fund, Boston, MA (Apr. 28-29, 2023)

Rising Challenges to Freedom of Speech and Respect for Ideological Diversity in the Legal Profession, Federalist Society, University of California, Davis School of Law Student Chapter, Davis, CA (Mar. 23, 2023)

Academic Freedom in American Law Schools: Progressive-Wokeist Ideology and Its Quest for Hegemony, Federalist Society, Tyler, Texas Lawyers Chapter, Tyler, TX (Mar. 16, 2023)

Emerging Ethical Issues with Email, Zoom, & Contact with Represented Persons, Moderator, Randy H. Lee American Inn of Court, Grand Forks, ND (Mar. 14, 2023)

Groff v. DeJoy and the Religious Liberty of Employees, Commentator on Presentation by Dr. James Phillips, UND Law Federalist Society, Grand Forks, ND (Feb. 6, 2023)

Beyond the Courtroom Walls: Ethical Requirements and Considerations for North Dakota Judges' Out-of-Court Activities, Fall 2022 North Dakota Judicial Conference, Bismarck, ND (Nov. 21, 2022)

Beyond the Courtroom Walls: Ethical Requirements and Considerations for Municipal Judges' Out-of-Court Activities, 2022 North Dakota Municipal Judges Conference, Bismarck, ND (Oct. 3, 2022)

Conscience and Courage in the Law: *Life and Writings of St. Thomas More*, Retreat and Conference Co-Organizer and Speaker, Catholic Diocese of Fargo, Fort Ransom, ND (Sept. 23-25, 2022)

Rising Challenges to Freedom of Speech and Respect for Ideological Diversity in the Legal Profession, Federalist Society, Nebraska Lawyers Chapter, Lincoln, NE (June 21, 2022)

Professional Development Courses, Invited Panelist, Workshop on Professional Identity Formation, Holloran Center for Ethical Leadership in the Professions, Minneapolis, MN (May 24, 2022)

Opportunity or Obligation?—A View from Deans, Invited Presenter, Workshop on Professional Identity Formation, Holloran Center for Ethical Leadership in the Professions, Minneapolis, MN (May 23, 2022)

Delaware's Lawyer Discipline Process: Experiences and Insights, Bruce Comly French American Inn of Court at Ohio Northern University, Lima, OH (Mar. 1, 2022)

The Rise of Mental Health and Wellness Concerns in the Legal Profession, Panelist, Randy H. Lee American Inn of Court, Grand Forks, ND (Nov. 9, 2021)

Take a Deep Breath: What to Do (and Not Do) in Response to Online Criticism, UND Law Homecoming CLE Program, Grand Forks, ND (Oct. 22, 2021)

Take a Deep Breath: What to Do (and Not Do) in Response to Online Criticism, Ronald N. Davies American Inn of Court, Fargo, ND (Oct. 14, 2021)

"At All Times": Compliance with Law & Promoting Confidence in the Judiciary, 2021 North Dakota Municipal Judges Seminar, Bismarck, ND (Oct. 4, 2021)

Judges Gone Wild: Bad Behavior and Bad Decisions in our Article III Courts, Commentator on Presentation by Noel Augustyn, UND Constitution Day Celebration, Grand Forks, ND (Sept. 17, 2021)

Ethics for Municipal Judges: Canon 2 and the Duty of Impartiality, 2020 North Dakota Municipal Judges Seminar Series, Virtual (Dec. 7, 2020)

7-Minute Presentations of Works in Progress, Panel Moderator, 22nd Annual Federalist Society Faculty Conference, Washington, D.C. (Jan. 4, 2020)

Reflections on Judging: A Conversation with Judge Ralph Erickson and Judge David Stras of the Eighth Circuit Court of Appeals, Moderator, Joint Event of Federalist Society North Dakota Lawyers Chapter and UND School of Law Chapter, Grand Forks, ND (Oct. 21, 2019)

Lawyers in Negotiation: Meeting Ethical Challenges and Maintaining Professional Integrity, Nebraska Lawyers Chapter of the Federalist Society, Nebraska State Bar Association Annual Meeting, Omaha, NE (Oct. 11, 2019)

The Ethics of Conscience: Saint Thomas More and First Freedoms in the Legal Profession, Nebraska Christian Legal Society, Nebraska State Bar Association Annual Meeting, Omaha, NE (Oct. 11, 2019)

Lawyers in Negotiation: Meeting Ethical Challenges and Maintaining Professional Integrity, University of North Dakota School of Law, Homecoming CLE, Grand Forks, ND (Oct. 4, 2019)

The Ethics of Conscience: Saint Thomas More and First Freedoms in the Legal Profession, University of North Dakota School of Law, Homecoming CLE, Grand Forks, ND (Oct. 4, 2019)

Ethical Action: Doing the Right Thing in Challenging Moments of Professional Practice, Coordinator and Panel Moderator, 2019 Mart Vogel Lecture on Professionalism and Legal Ethics, 119th Annual Meeting, State Bar Association of North Dakota, Fargo, ND (June 14, 2019)

The Ethics of Legal Technology, Legal Tech Bootcamp, UND School of Law (Apr. 5, 2019)

The Federalists, the Anti-Federalists, and the Constitution They Created, Colloquium—Invited Discussant, Federalist Society Faculty Division and the Liberty Fund, San Antonio, TX (Feb. 22-23, 2019)

Workshop: Building Educational Resources to Assess Development of Professional Identity, Invited Participant as Leader of Integrity Working Group, Holloran Center for Ethical Leadership in the Professions, Minneapolis, MN (Feb. 15-16, 2019)

Commentary on You Can't Handle the Truth! Truth and Lies about Lie Detectors, UND School of Law Federalist Society for Law and Public Policy Studies, Grand Forks, ND (Jan. 14, 2019) (with Brian R. Morris, American Polygraph Association)

Integrity, Phi Delta Phi Bruce Inn, New Member Initiation Address, Grand Forks, ND (Nov. 1, 2018)

"Getting Personal" for Judges: Knowledge, Gifts, and Social Media, 2018 North Dakota Municipal Judges Conference, Bismarck, ND (Oct. 1, 2018)

Disciplinary System Review and Training Conference, Disciplinary Board of the Supreme Court of North Dakota, Bismarck, ND (Aug. 15, 2018)

Advice in the Lawyer-Client Relationship: Rules, Research, and Reading Between the Lines, Vogel Lecturer, Coordinator, and Panel Moderator, 2018 Mart Vogel Lecture on Professionalism and Legal Ethics, 118th Annual Meeting, State Bar Association of North Dakota, Fargo, ND (June 15, 2018)

Commentary on Free Speech on Campus: Resisting Censorship & Creating a Culture of Free Speech, UND School of Law Federalist Society for Law and Public Policy Studies, Grand Forks, ND (Apr. 16, 2018) (with Professor Richard Duncan, University of Nebraska College of Law)

Professional Identity Formation Throughout the Three Years, in CLE: Perspectives on Mentoring and Supervising the Next Generation of Lawyers (while they are still law students), UND School of Law, Grand Forks, ND (Apr. 13, 2018)

Advice in the Lawyer-Client Relationship, Phi Delta Phi Bruce Inn, Honorary Member Initiation Address, Grand Forks, ND (Mar. 19, 2018)

Integrity, Working Group Workshop Presentation, Holloran Center for Ethical Leadership in the Professions & Educating Tomorrow's Lawyers/Institute for the Advancement of the American Legal System, Minneapolis, MN (Feb. 17, 2018) (jointly presented with Michael Barry, Assistant Dean, St. Mary's University School of Law)

Substance Abuse and Mental Health Issues in the Legal Profession, Randy H. Lee American Inn of Court, Grand Forks, ND (Oct. 10, 2017)

Practical Judicial Ethics, 2017 North Dakota Municipal Judges Conference, Bismarck, ND (Oct. 2, 2017)

Commentary on the Documentary "Scalia: Portrait of a Man & Jurist," UND School of Law Federalist Society for Law and Public Policy Studies, Grand Forks, ND (Sept. 18, 2017)

Disciplinary System Review and Training Conference, Disciplinary Board of the Supreme Court of North Dakota, Bismarck, ND (Aug. 16, 2017)

Truth Telling in Negotiations, Eighth Circuit Judicial Conference, Fargo, ND (July 12, 2017)

Keeping Faith: The Challenges of Wellness in Our Legal Communities, Coordinator and Panel Moderator, 2017 Mart Vogel Lecture on Professionalism and Legal Ethics, 117th Annual Meeting, State Bar Association of North Dakota, Fargo, ND (June 16, 2017)

Professional Identity Formation in Public and Faith-Based Legal Education, 43rd American Bar Association National Conference on Professional Responsibility, St. Louis, MO (June 1, 2017)

Who Are You as a Lawyer?, UND School of Law Learning from Practice Seminar (Apr. 3, 2017) (jointly presented with Professor Patti Alleva)

Symposium: The Next Steps of a Professional Formation Social Movement and *Workshop: Building Educational Resources to Assess Development of Professional Identity*, Invited Participant and Selected Co-Moderator of the Integrity Working Group, Holloran Center for Ethical Leadership in the Professions & Educating Tomorrow's Lawyers/Institute for the Advancement of the American Legal System, Minneapolis, MN (Feb. 17-18, 2017)

The Heart of the Deal: Ethical Issues in Negotiations, 22nd Annual Rubenstein-Walsh Seminar in Professionalism and Ethics, Delaware State Bar Association and St. Thomas More Society, Wilmington, DE (Feb. 10, 2017)

Impending Changes to the North Dakota Lawyer Disciplinary System, Randy H. Lee American Inn of Court, Grand Forks, ND (Nov. 8, 2016) and Grand Forks County Bar Association (Nov. 30, 2016)

Ethics for Municipal Judges: Independence, Impartiality, and Review of Recent Developments in the Law, 2016 North Dakota Municipal Judges Conference, Bismarck, ND (Oct. 3, 2016)

Disciplinary System Review and Training Conference, Disciplinary Board of the Supreme Court of North Dakota, Bismarck, ND (Aug. 10, 2016)

Breaking Faith: Machiavelli and Moral Risks in Lawyer Negotiation, 2016 Mart Vogel Lecture on Professionalism and Legal Ethics, 117th Annual Meeting, State Bar Association of North Dakota, Grand Forks, ND (June 17, 2016); Coordinator and Panel Moderator, *Lawyers in Negotiation: Meeting Ethical Challenges and Maintaining Professional Integrity*

A Tribute to Justice Antonin Scalia, UND School of Law Federalist Society for Law and Public Policy Studies, Grand Forks, ND (Apr. 6, 2016)

The Character of Codes: Preserving Spaces for Personal Integrity in Lawyer Regulation, Invited Panel Presentation in *Remaining Ethical Lawyers in a Changing Profession,* 2016 Symposium, GEORGETOWN JOURNAL OF LEGAL ETHICS (Mar. 18, 2016)

Ethics for Municipal Judges: Competence, Diligence, and Extrajudicial Activities, 2015 North Dakota Municipal Judges Conference, Bismarck, ND (Oct. 5, 2015)

Disciplinary System Review and Training Conference, Disciplinary Board of the Supreme Court of North Dakota, Bismarck, ND (Aug. 11, 2015)

Helping Each Student Internalize the Core Values and Ideals of the Profession, Invited Participant, Holloran Center for Ethical Leadership in the Professions & Educating Tomorrow's Lawyers/Institute for the Advancement of the American Legal System, Chaska, MN (July 6-9, 2015)

The Virtues of a Liberal Arts Education, Provocation, Delivered at Ceremony for Phi Beta Kappa Alumni Induction, Washington College, Chestertown, MD (Feb. 25, 2015)

Perspectives on the Appropriate Sanctions in Attorney Discipline Cases, Panelist, Joint Session of the National Conference of Lawyer Discipline Boards and the National Organization of Bar Counsel, Houston, TX (Feb. 6, 2015)

Incorporating Teaching Professional Identity into the Legal Education Curriculum, Association of American Law Schools Annual Meeting (Teaching Methods Section), Washington, D.C. (January 3, 2015, joint presentation with Professor Patti Alleva and three faculty members from the Mercer University School of Law)

Ethics for Municipal Judges: Canon 2 and the Duty of Impartiality, 2014 North Dakota Municipal Judges Conference, Bismarck, ND (Oct. 6, 2014)

Lawyer Independence: Its Meaning and Purpose in the Legal Profession, Moderator, 2014 Mart Vogel Lecture on Professionalism and Legal Ethics, 115th Annual Meeting, State Bar Association of North Dakota, Fargo, ND (June 13, 2014)

ProfFound: Changing the First-Year Curriculum to Improve Practice-Readiness, Cass County Bar Association, Fargo, ND (May 22, 2014) (jointly presented with Professor Patti Alleva)

The North Dakota Lawyer Discipline Process, Disciplinary Board of the Supreme Court of North Dakota, Bismarck, ND (Presented Mar. 19, 2014; Sept. 19, 2012; Sept. 16, 2011; Mar. 4, 2011)

Virtue and Advice: Socratic Perspectives on Lawyer Independence and Moral Counseling of Clients, 19th Annual Rubenstein-Walsh Seminar in Professionalism and Ethics, Delaware State Bar Association and St. Thomas More Society, Wilmington, DE (Feb. 21, 2014)

Disciplinary System Review, Disciplinary Board of the Supreme Court of North Dakota, Bismarck, ND (July 8, 2013)

Character and Civility Matter: Foundations for the Future of the Legal Profession, Moderator, 2013 Mart Vogel Lecture on Professionalism and Legal Ethics, 114th Annual Meeting, State Bar Association of North Dakota, Bismarck, ND (June 14, 2013)

Ethics 20/20 and the Future of the Legal Profession, Coordinator and Panel Moderator, 2012 Mart Vogel Lecture on Professionalism and Legal Ethics, 113th Annual Meeting, State Bar Association of North Dakota, Grand Forks, ND (June 15, 2012)

The 21st Century Law Office: Ethical Issues in the Use of Technology, and Current Developments for the North Dakota Rules of Professional Conduct, Legal Services of North Dakota & UND School of Law Summer CLE (June 13, 2012)

Overview of Judicial Conduct and Judicial Standards, Panelist, UND School of Law Student Trial Lawyers Association CLE and CJE, Grand Forks, ND (Apr. 20, 2012)

Virtue Ethics, Earnestness, and the Deciding Lawyer: Human Flourishing in a Legal Community, Fall 2011 Workshop of the National Institute for Teaching Ethics and Professionalism, Palmetto, GA (Nov. 13, 2011)

Sending the Message: Using Technology to Support Judicial Reporting of Lawyer Misconduct to State Disciplinary Agencies, Central States Law Schools Association Annual Conference, University of Toledo School of Law (Oct. 29, 2011)

Virtue Ethics, Earnestness, and the Deciding Lawyer: Human Flourishing in a Legal Community, Vogel Lecturer and Coordinator, 2011 Mart Vogel Lecture on Professionalism and Legal Ethics, 112th Annual Meeting, State Bar Association of North Dakota, Fargo, ND (June 17, 2011)

Passing Over Borders and Crossing Ethical Boundaries: Multi-Jurisdictional Practice and Other Current Developments in Lawyer Regulation in North Dakota, UND Homecoming CLE, University of North Dakota School of Law (Oct. 8, 2010)

Federal Courts as 'Watchmen' Over State-Licensed Lawyers: An Analysis of Judicial Reporting of Lawyer Misconduct in the Eighth Circuit, Central States Law Schools Association Annual Conference, University of North Dakota School of Law (Sept. 25, 2010)

The Ethics of Client Protection for Sole Practitioners, 29th American Bar Association National Conference on Professional Responsibility, Chicago, IL (May 30, 2003)

"The Fundamentals of Ethical Practice in Delaware Real Estate Law: Nature and Scope of the Closing Lawyer's Role and Responsibilities, Duties of Disclosure, the Handling of Fiduciary Funds, and Notarizations," *Fundamentals of Real Estate*, Delaware State Bar Association (June 2, 2010)

Ethical Issues in Pro Bono Representation, Carpenter-Walsh Pro Bono Inn of Court (May 19, 2010)

"Ethical Issues in Attorney Use of Technology," *Technology and the Small Firm/Solo Practitioner*, Delaware State Bar Association, Small Firms & Solo Practitioners Section (Apr. 22, 2010)

"Pitfalls for Lawyers and Avoiding Disciplinary Problems," Guest Speaker on *Professional Responsibility*, Widener University School of Law (Apr. 16, 2010)

"*In re Katz* (2009) and *In re Goldstein* (2010): A Close Look at Conflicts of Interest and a Closing Attorney's Disclosure Obligations under the Delaware Lawyers' Rules of Professional Conduct," *Short Topics in Real Estate*, Delaware State Bar Association (Apr. 13, 2010)

"Dealing with a Difficult Client on Fee Issues," *Dealing with a Difficult Client*, Delaware State Bar Association (Jan. 26, 2010)

"Fee Agreements and Advance Fee Charges," *Things in Criminal Law Everyone Needs to Know*, Delaware State Bar Association (Nov. 13, 2009)

"Overview of the Lawyer Disciplinary Process," Guest Speaker on *Professional Responsibility*, Widener University School of Law (Nov. 9, 2009)

"Ethical Hot Spots: Family and Real Estate Law," *Office and Trial Practice*, Delaware State Bar Association and Delaware Bar Foundation (Oct. 23, 2009)

"Online, In-Line and Out of Line: The Use of Technology in the Legal Profession," Session on Data Security, *Delaware Bench & Bar CLE Program*, Delaware State Bar Association (June 3, 2009)

"How Should I Comply with my Ethical Obligations and Rule 61 [When My Former Criminal Defense Client Files a Motion for Post-Conviction Relief Based on Ineffective Assistance of Counsel]?," CLE Series, Delaware Office of the Public Defender (May 8, 2009)

"Confrontation of Witnesses," Guest Speaker on *Delaware Constitutional Law*, Widener University School of Law (Apr. 6, 2009)

"A Close Look at *Mid-Atlantic*: May a Delaware Lawyer Conduct a Real Estate Closing with an 'Unrepresented' Borrower?" *Short Topics in Real Estate*, Delaware State Bar Association (Mar. 19, 2009)

"Ethical Hot Spots: 2008 Year in Review," *Enhanced Ethics and Delaware Practice*, Delaware State Bar Association (Jan. 23, 2009)

Ethics in Advertising, Delaware State Bar Association (Jan. 13, 2009)

Guidance to Ethical Aspects of Pro Bono Activities, Carpenter-Walsh Pro Bono Inn of Court (Nov. 12, 2008)

"Ethical Obligations and Best Practices for Attorney Trust Accounting and Billing for Fees," *Fundamentals of Lawyer-Client Relations*, Delaware State Bar Association (Oct. 21, 2008)

"The Delaware Lawyers Assistance Program," Presentation to the Delaware Family Court Commissioners (Sept. 18, 2008)

"Legal Careers in Government Service," *Professionalism Day*, Widener University School of Law (Sept. 16, 2008)

"The Hearing [A Dramatization of a Lawyer Disciplinary Proceeding]," *Delaware Bench & Bar CLE Program*, Delaware State Bar Association (June 4, 2008)

"Client Objective vs. Lawyer Strategy," *Adjudicating Capital Cases in Delaware*, Delaware Supreme Court (Apr. 11, 2008)

"Rule 1.15A and Avoiding Overdrafts on Trust Accounts," *Short Topics in Real Estate*, Delaware State Bar Association (Mar. 19, 2008)

Ethics for the Transactional Lawyer: Practitioner, Disciplinary Counsel, and Defense Perspectives, American Bar Association Section of Business Law (Feb. 27, 2008)

"Ethical Hot Spots: ABA Top Ten Ethics 'Traps' and 'Ways Out," *Enhanced Ethics and Delaware Practice*, Delaware State Bar Association (Jan. 25, 2008)

Record Retention Policies for Solo and Small Firm Practitioners, Small Firms and Solo Practitioners Section of the Delaware State Bar Association (Dec. 13, 2007)

"Disaster Preparation for Lawyers," *Delaware Bench & Bar CLE Program*, Delaware State Bar Association (June 6, 2007)

"Candor to the Court," *Fundamentals of Family Law*, Delaware State Bar Association (May 16, 2007)

"Record Retention Policies for New Lawyers," *Bridge-the-Gap*, Pre-Admission Conference for the Delaware Bar (Oct. 28, 2005)

"Attorney Trust Accounting: Effective Supervision and Accurate Certifications," *Fundamentals of Lawyer-Client Relations*, Delaware State Bar Association (Oct. 18, 2005)

Law Office "Fire Prevention," Presentation at Meeting of the Delaware Association of Legal Administrators (May 3, 2005)

"Attorney Trust Accounting: Preventing Employee Thefts," *Fundamentals of Lawyer-Client Relations*, Delaware State Bar Association (Nov. 15, 2004)

"Dealing with the Media: How to Respond and What Are Your Ethical Obligations?," *Delaware Bench & Bar CLE Program*, Delaware State Bar Association (June 2, 2004)

"Ethical Issues in Environmental Law: Confidentiality vs. Disclosure Requirements," *Alphabet Soup: 2003 Environmental Law Update*, Delaware State Bar Association (June 12, 2003)

"eFile and the Unauthorized Practice of Law on the Internet," *This Is Not Your Father's Oldsmobile: The New Electronic Filing System for Civil Cases in the Superior Court*, Delaware State Bar Association (Dec. 4, 2002)

File Retention: Practical and Ethical Considerations, Delaware State Bar Association (May 22, 2002)

"Business Ethics of the Practice of Law and Hot Topics in the Unauthorized Practice of Law," Sussex County (Delaware) Bar Association (May 17, 2000)

"Ethics: A Discussion and Update," with the Hon. Randy J. Holland, Delaware Trial Lawyers Association (May 12, 2000)

"Fee Disputes and Fee Collection Practices," *Enhanced Ethics & Effective Litigation Techniques for Delaware Lawyers*, Delaware State Bar Association (Jan. 28, 2000)

"Successor Counsel for Deceased, Disabled, Suspended or Disbarred Attorneys," *Personal Injury Potpourri*, Delaware Trial Lawyers Association (Oct. 15, 1999)

"Rule 4.2 and Contact with Represented Persons," *Hot Topics in Labor and Employment Law*, Delaware State Bar Association (May 21, 1999)

"Ethical Obligations for Advance Fees, Contact with Represented Persons, and the Unauthorized Practice of Law," Sussex County (Delaware) Bar Association (May 19, 1999)