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William B. Bates Distinguished Chair in Law and  
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## EDUCATION

<b>J.D., 1981</b>	Georgetown University Law Center Washington, D.C.
<b>Ph.D., 1977</b> (Higher Education, Organizational Theory)	The Ohio State University Columbus, Ohio
<b>M.A., 1974</b> (English)	The Ohio State University Columbus, Ohio
<b>B.A. (magna cum laude), 1972</b> (English, Philosophy)	Pontifical College Josephinum Worthington, Ohio
<b>1968-69</b>	College of Santa Fe Santa Fe, New Mexico

## EXPERIENCE

William B. Bates Distinguished Chair in Law and IHELG Director  
University of Houston (1982-present):  
Associate Professor (1982-86); Professor of Law (1986-present)  
Chair, Higher Education Graduate Program Area (1983-87)  
IHELG Director (1982-present)  
Associate Dean for Research (1990-1995); Associate Dean for Student Life (2002-2004)  
Wm. B. Bates Professor of Law (1996-2002); Wm. B. Bates Distinguished Chair in Law, (2002-present);

Mason Ladd Distinguished Visiting Professor of Law,  
University of Iowa College of Law, 1997

Visiting Professor of Law and Special Counsel to Chancellor Donna Shalala,  
University of Wisconsin, Madison (1989-90)

Director of Research, LULAC National Educational Service Centers,  
Washington, D.C. (1979-82)

Senior Fellow and Assistant Director for Research, Institute for the Study of  
Educational Policy, Howard University, Washington, D.C. (1977-79)

## SCHOLARLY PUBLICATIONS

### [Books, Chapters in Books, Edited Volumes]

The Dilemma of Access (Washington: Howard University Press, 1979).

The Condition of Hispanic Education (DC: National Center for Education Statistics, 1980) M. Olivas, et al.; in Spanish: El Estado de la educacion para los Hispanos en los E. U. (1981).

"Information Inequities: A Fatal Flaw in Parochial Plans," in E. Gaffney, ed. Private Schools and the Public Good (Notre Dame: University of Notre Dame Press, 1981), 133-152.

Latino College Students (ed.), (NY: Teachers College Press, Columbia University, 1986).

The Law and Higher Education: Cases and Materials on Colleges in Court (Durham: Carolina Academic Press, 3rd ed., 2006) with Teachers Manual).

Prepaid College Tuition Plans: Promise and Problems (ed.), (NY: College Board, 1993).

"Fear and Loathing in the Classroom: The Clash of Faculty and Student Rights," in Patricia Spacks, ed. Advocacy in the Classroom (NY: St. Martin's Press, 1996), 26-50.

"Students," in S. Gillers, ed. Looking at Law School (NY: Meridien Books, 1997), 93-104.

"Trends in Student Borrowing and the Ability to Repay Debt," in S. Kipp, ed. The Challenge of Paying for a Graduate Degree, (Wilmington: Law Access, 1998), Ch. 3, 47-68.

"The Legal Environment," in P. Altbach, ed. American Higher Education in the 21st Century," (Baltimore: Johns Hopkins University Press, 1998); revised edition (2004); revised 2011 (w/ Benjamin Baez), 174-194.

"College Savings and Prepaid Plans: Second Generation Issues" in Proceedings from National Tax Association Annual Conference, November, 2000, pp. 90-95.

"The Rise of Non-legal Influences in Higher Education," in R. Ehrenberg, ed., Governing Academia (Ithaca: Cornell University Press, 2004), 258-275.

"The Story of Plyler v. Doe, The Education of Undocumented Children, and the Polity," in David A. Martin and Peter H. Schuck, eds. Immigration Law Stories (NY: Foundation Press, 2005), 197-220.

"Colored Men" and "Hombres Aqui": Hernandez v. Texas and the Emergence of Mexican American Lawyering (Arte Publico Press, 2006).

"Hernandez v. Texas: Jim Crow, Mexican Americans, and the Anti-Subordination Constitution," (w/Ian Haney Lopez) Ch. 8 in Rachel Moran and Devon Carbado, Race and Law Stories (Foundation Press, 2008), 269-306.

"University of Missouri v. Horowitz" in Gale Encyclopedia of the Supreme Court of the United States 160 (2008)

"Governance of Colleges and Universities," in Gale Encyclopedia of the Supreme Court of the United States 354 (2008)

"Non-Citizens and Federalism," in Gale Encyclopedia of the Supreme Court of the United States 434 (2008)

“Hernandez v. Texas,” in SAGE Encyclopedia of Race, Ethnicity, and Society 611 (2008)

“Introduction,” in “Colored Men” and “Hombres Aqui”: Hernandez v. Texas and the Emergence of Mexican-American Lawyering, xvii-xxii (Arte Publico Press, 2006).

“Hernandez v. Texas, A Litigation History,” in “Colored Men” and “Hombres Aqui”: Hernandez v. Texas and the Emergence of Mexican-American Lawyering, 209-222 (Arte Publico Press, 2006).

“El Norte,” in Screening Justice: Significant Films of Law, Order and Social Justice, ed. R. Strickland, T. Banks (NY: Hein, 2006), pp. 456-473.

Education Law Stories (Foundation Press, 2007) with R. G. Schneider.

“Education Law Stories: Law and Society in the Classroom,” in Education Law Stories, 1-17 (Foundation Press, 2007) with R. G. Schneider.

"State College Savings Plans and Prepaid Tuition Plans: A Reappraisal and Review," in B. Lauren, ed., The College Admissions Officer's Guide, Chapter 3, pp. 41-69 (DC: AACRAO, 2008)

"The DREAM Act and In-State Tuition for Undocumented Students," in B. Lauren, ed., The College Admissions Officer's Guide, Chapter 25, pp. 337-348 (DC: AACRAO, 2008).

What the “War on Terrorism” Has Meant for US Colleges and Universities, in R. Ehrenberg, and C. V. Kuh, eds., Doctoral Education and the Faculty of the Future (Ithaca: Cornell University Press, 2009), 249-262 [Ch. 17].

No Undocumented Child Left Behind: Plyler v. Doe and the Education of Undocumented Children (NYU Press, 2012).

Immigrant Children: Hiding in Plain Sight in the Margins of the Urban Infrastructure, in William F. Tate, IV, ed. Research on Schools, Neighborhoods, and Communities: Toward Civic Responsibility 327-345 (Rowman and Littlefield and American Educational Research Association, 2012).

Suing Alma Mater: Higher Education and the Courts (Baltimore: Johns Hopkins University Press, forthcoming, 2012.)

“DREAM ACT,” in James Banks, ed., SAGE Encyclopedia of Diversity in Education, forthcoming, 2012

“In Defense of My People”: Alonso S. Perales and the Development of Mexican-American Public Intellectuals (Houston, Arte Publico Press, 2013)

*Foreword*, Dorothy H. Evensen and Carla D. Pratt, The End of the Pipeline, xi-xvi (Durham: Carolina Academic Press, 2012)

## [Articles, Monographs, Law Reviews]

"Information Access Inequities in Voucher Plans," *Journal of Law and Education*, 10, No. 4 (1981), 441-65.

"Indian, Chicano, and Puerto Rican Colleges," *Bilingual Review/Revista Bilingue*, 9, No. 1 (1982), 36-58; reprinted in *ASHE Reader on the History of Higher Education* (Boston: Ginn Press, 1989), 559-578; reprinted in A.S. Lopez, ed. *Latinos in the United States*, vol. 5, *Latino Language and Education* (NY: Garland Press, 1994), 342-364.

Research on Hispanic Education: Students, Finance, and Governance (Stanford University, Institute for Research on Educational Finance and Governance, 1981); reprinted in *Aztlan*, 14 (1983), 111-146.

"State Residency Requirements: Postsecondary Authorization and Regulation," *College Law Digest*, 13 (1983), 157-176; reprinted in *Legal Guide for Admissions Officers and Registrars* (DC: NACUA, 1985), 47-63.

"State Law and Postsecondary Coordination," *Review of Higher Education*, 7 (1984), 357-395.

"The Tribally Controlled Community College Assistance Act of 1978: The Failure of Federal Indian Higher Education Policy," *American Indian Law Review*, 9, No. 2 (1982), 219-252; reprinted in *Specialty Law Digest: Education*, 3, No. 11 (1984), 7-38.

"Legalization in the Academy: Higher Education and the Supreme Court" (with K. Denison), *Journal of College and University Law*, 11, No. 1 (1984), 1-50.

"Financial Aid Packaging Policy: Access and Ideology," *Journal of Higher Education*, 56, No. 4 (1985), 463-475.

"Postsecondary Residency Requirements: Empowering Statutes, Governing Types, and Exemptions," *College Law Digest*, 16 (1986), 268-299.

"Doe v Plyler and Postsecondary Admissions: Undocumented Adults and 'Enduring Disability,'" *Journal of Law and Education*, 15, No. 1 (1986), 19-55.

"Financial Aid and Student Self-Reports," *Research in Higher Education*, 25, No. 3 (1986), 245- 252.

"Administering Intentions: Law, Theory, and Practice in Postsecondary Residency Requirements," *Journal of Higher Education*, 59, No. 3 (1988), 263-290.

"Faculty Attitudes Toward Industrial Research on Campus" (w/ A.Nora), *Research in Higher Education*, 29, No. 2 (1988), 125-147.

"A Legislative History of the Ohio Board of Regents," *Capital University Law Review*, 19, No. 1 (1990), 81-140.

"The Chronicles, My Grandfather's Stories, and Immigration History," *St. Louis University Law Journal*, 34, 3 (1990), 425-441; reprinted in R. Delgado, ed. *Critical Race Theory: A Reader* (Philadelphia: Temple University Press, 1995), 9-20; reprinted in Alex Johnson, ed. *Readings in Race and Law* (St. Paul: West, 2000); reprinted in Richard Delgado, ed. *The Latino Condition: A Critical Reader* (NY: NYU Press, 1998), 253-258; reprinted in A. Aguirre and D. Baker, *Notable Selections in Race and Ethnicity* (Guilford, CT: McGraw-Hill, 1998), 377-385; reprinted in T. Davis et al., *A Reader on Race, Civil Rights and American Law: A Multiracial Approach* (Durham: Carolina Academic Press, 2001).

"Unaccompanied Refugee Children in the United States: Detention, Due Process, and Disgrace," *Stanford Law and Policy Review*, 2 (1990), 159-166.

"Breaking the Law on Principle: An Essay on Lawyers' Dilemmas, Unpopular Causes, and Legal Regimes," *University of Pittsburgh Law Review*, 52 (1991), 815-857.

"Federal Law and Scholarship Policy: An Essay on the Office for Civil Rights, Title VI, and Racial Restrictions," *Journal of College and University Law*, 18 (1991), 21-28.

"The Political Economy of Immigration, Intellectual Property, and Racial Harassment: Case Studies of the Implementation of Legal Change on Campus," *Journal of Higher Education*, 63, No. 5 (1992), 570-598.

"Legal Norms in Law School Admissions: An Essay on Parallel Universes," *Journal of Legal Education*, 42, No. 1 (1992), 103-117.

"Professorial Academic Freedom: Second Thoughts on the 'Third Essential Freedom,'" *Stanford Law Review*, 45 (1993), 1835-1858.

"Latinos and the Law: An Essay on Crop Cultivation," *UCLA Chicano-Latino Law Review*, 14 (1994), 117-138.

"Preempting Preemption: Foreign Affairs, State Rights, and Alienage Classifications," *35 Virginia Journal of International Law*, 217-236 (1994).

"Storytelling Out of School: Undocumented College Residency, Race, and Reaction," *22 Hastings Constitutional Law Quarterly*, 1019-1086 (1995).

"Teachers with Language Deficiencies," *24 Planning and Higher Education* 19-26 (no. 2, 1995), (w. A. H. Reyes).

"Constitutional Criteria: The Social Science and Common Law of College Admissions," *68 University of Colorado Law Review*, 1065-1121 (1997).

"Higher Education Admissions and the Search for One Important Thing," *21 University of Arkansas-Little Rock Law Review*, 993-1024 (1999).

"Paying for a Law Degree: Trends in Student Borrowing and the Ability to Repay Debt," *49 Journal of Legal Education*, 333-341 (1999).

"Ideological Balance in Immigration Law Teaching and Scholarship: Reflections Upon 'Race Matters,'" *2000 University of Illinois Law Review*, 101-126 (2000).

"Prepaying and Saving for College, Opportunities and Issues," Vol. 3 POLICY PERSPECTIVES SERIES (w/B. Jennings) (DC: College Board, 2000).

"Rodrigo, Richard, and Repatriation: The 'Rodrigo Chronicles' and Citizenship," *4 Harvard Latino Law Review* (Fall, 2000), 1-18.

"A Rebuttal to FAIR," *University Business*, (June 2002), 72; reprinted in *7 Bender's Immigration Law Bulletin*, 652 (June 1, 2002).

"The Tao of Campus Parking," *Journal of Higher Education*, 73 (2002), 642-651.

"Faculty Issues in Three Acts," *6 Employee Rights and Employment Policy Journal*, 156 (2002).

"IIRIRA, the DREAM Act, and Undocumented College Student Residency," *Journal of College and University Law*, 30, No. 2 (2004), 435-464; reprinted in *Bender's Immigration Bulletin*, Vol. 9, No. 6 (March, 2004), 307-329; reprinted in *25 Immigration & Nationality Review* 323-352 (2004).

"State College Savings and Prepaid Tuition Plans: A Reappraisal and Review," *Journal of Law and Education*, 32, No. 4 (October, 2003), 475-514; reprinted in *Tax Law Abstracts: Tax Law and Policy*, Vol. 5, No. 10 (March 12, 2004) <www.ssra.com>

"Brown and the Desegregative Ideal: Higher Education, Location, and Racial College Identity," *Cornell Law Review*, 90 (No. 2), (2005), 101-127; reprinted in *Review of Higher Education*, Vol. 28, No. 2 (2005), 169-189.

"Law School Admissions After Grutter: Student Bodies, Pipeline Theory, and the River," *55 Journal of Legal Education*, 16-28 (2005).

"Foreword," in M.A. Olivas, ed. "Colored Men and Hombres Aqui": *Hernandez v. Texas* and the Emergence of Mexican American Lawyering, (Houston: Arte Publico Press, 2006); reprinted in *UCLA Chicano-Latino Law Review*, Vol. 25 (2005), 1-8.

"Reflections on Academic Merit Badges and Becoming An Eagle Scout," *43 Houston Law Review* 81 (2006)

"Immigration-Related State and Local Ordinances: Preemption, Prejudice, and the Proper Role for Enforcement," *University of Chicago Law Forum* (2007) 27-56; reprinted in *12 Bender's Immigration Bulletin*, 901 (2007); reprinted in *28 Immigration & Nationality Law Review* (2008)

Lawmakers Gone Wild? College Residency and the Response to Professor Kobach *61 SMU Law Review* 99 (2008)

Immigrants in the Modern Administrative State and the Polity Following Hurricane Katrina, *45 Houston Law Review* 1 (2008)

"Majors in Law" ? A Dissenting View, *43 Harvard Civil Rights-Civil Liberties Law Review* 629 (2008)

Reflections Upon Old Books, Reading Rooms, and Making History, *76 UMKC Law Review* 811 (2008)

The "Trial of the Century" that Never Was: Staff Sgt. Macario Garcia, the Congressional Medal of Honor, and the Oasis Café, *83 Indiana Law Journal*, 1391 (2008)

Review of Religion and Social Justice for Immigrants, Pierrette Hondagneu-Sotelo, ed., Rutgers University Press, 2007 in *24 Journal of Law & Religion* 339 (2008-9)

"Colleges and Undocumented Students," *Change Magazine* 25 (May/June, 2008)

An Essay on Friends, Special Programs, and Pipelines, *35 Journal of College & University Law* 463 (2009)

Undocumented College Students, Taxation, Financial Aid: A Technical Note, *32 Review of Higher Education* 407 (2009)

Introduction: The Art and Science of Casebooks: Latinos and the Law: Cases and Materials, *12 Harvard Latino Law Review* 1 (2009)

Book review, Alejandra Rincon, *Undocumented Immigrants and Higher Education: Si Se Puede*, *33 Review of Higher Education*, 296 (2010)

Book review, Bruce A. Kimball, *The Inception of Modern Professional Education: C.C. Langdell, 1826-1906*, University of North Carolina Press, 2009, forthcoming in *Journal of Higher Education* (2010)

The Political Economy of the DREAM Act and the Legislative Process: A Case Study of Comprehensive Immigration Reform, 55 *Wayne Law Review*, 1757-1810 (2010); reprinted in 15 *Bender's Immigration Bulletin*, 1661-1689 (December 1, 2010).

The Arc of Triumph and the Agony of Defeat: Mexican Americans and the Law, 60 *Journal of Legal Education* 354 (2010)

*Plyler's* Political Efficacy, 45 *UC-Davis Law Review* 1-26 (2011).

Governing Badly: Theory and Practice of Bad Ideas in College Decisionmaking, 87 *Indiana Law Journal* 1-27 (2012).

*Plyler's* Legacy: Immigration and Higher Education in the 21<sup>st</sup> Century, 2011 *Michigan State Law Review* 261-273 (with Kristi L. Bowman)

If You Build It, They Will Assess It (or, An Open Letter to George Kuh, with Love and Respect), 35 *Review of Higher Education*, 1-15 (Fall, 2011)

Build It and They Will Publish Finding Aids: The Maturing of Higher Education Law, 37 *Journal of College & University Law* 435 (2011)

Case C- 34/09 Ruiz Zambrano: A Respectful Rejoinder, SSRN: January 22, 2012, [http://papers.ssrn.com/sol3/papers.cfm?abstract\\_id=1989900](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1989900) (with Dmitry Kochenov).

Dreams Deferred: Deferred Action, Discretion, and the Vexing Case(s) of DREAM Act Students, 21 *William & Mary Bill of Rights Journal* (2012, forthcoming)

**NON-LEGAL/SOCIAL SCIENCE PUBLICATIONS**  
**(Partial listing)**

[Books]

John Updike Criticism (NY: Garland Press, 1975).

Minorities in Two-Year Colleges (DC: Howard University Press, 1979).

[Articles and Essays]

John Updike, "A Selected Checklist," (w/A. Meyer), *Modern Fiction Studies*, 20 (Spring, 1974), 121-133.

"John Updike, A Bibliography," *John Updike Newsletter*, 1, No.2 (1975), 3-5; 2, No.1 (1976), 3; No.2 (1977), 1-2; 4, No.1 (1978), 1-2; 5, No.1 (1981), 2-7.

Book Reviews in *Journal of Higher Education* 49, 2 (March/April, 1978), 197-199; 50, 6 (November/December, 1979), 776-779; 53, 6 (November/December, 1982), 728-730; 54, 4 (July/August, 1983), 472-475; 58, 1 (January/February, 1987), 113-115.

"Hispanics in Higher Education: Federal Barriers," *Educational Evaluation and Policy Analysis*, 4, No.3 (1982), 301-10.

"New Populations, New Arrangements," in S. Adolphus, ed. *Equality Postponed* (NY: College Board, 1984), 85-94.

"Foreword," in R. Duran, *Hispanics' Education and Background: Predictions of College Achievement* (NY: College Board, 1983).

"The Retreat from Access," *Academe*, 76 (1986), 16-18.

"Houston Pride and Prejudice," in Houston in Search of Vision (Houston: Center for Humanities, 1988), 30-35; reprinted in Texas Journal of Ideas, History and Culture (Spring/Summer, 1988).

"Latino Faculty at the Border," Change (May/June, 1988), 6-9.

"Hard Cases, Hard Times: Reflections on Preparing a Higher Education Law Text," Teaching Education, 2 (Winter, 1988), 22-27.

"An Elite Priesthood," Chronicle of Higher Education, 24 May, 1989, B1-2

"The Law and Higher Education," Change (March/April, 1990), 64-69.

"Mr. Justice Marshall, Dissenting," Chronicle of Higher Education, 17 July 1991, B1-3; reprinted in Southern University Law Review, Vol. 20, No. 1 (1993), 21-26.

"Introduction: Racial Harassment on Campus," Journal of Higher Education, 63, No. 5 (1992), 479-484.

"Trout Fishing in Catfish Ponds," Minorities in Graduate Education (Princeton: ETS, 1992), 46-54.

"Professor Graglia, Meet My Father," Bilingual Review, (1998) 106-107.

"Introduction: Intellectual Property on Campus," Journal of College and University Law, 27 (No. 1) (Summer, 2000), 1-4.

"The War on Terrorism Touches the Ivory Tower--Colleges After September 11: An Introduction," Journal of College and University Law, 30 (2004), pp. 233-238.

## EDITORIAL ACTIVITIES

Contributing Editor, JURIST [e-journal], (2001- )  
Editorial Board, Bender's Immigration Bulletin (2001- )  
Editorial Board, SSRN Education Law Journal (2008-present)  
Editorial Board, Immigration, Refugee, and Citizenship Law [e-journal], (2000- )  
Editorial Board, The Review of Higher Education (1979-83; 1997-2001; 2003-pres)  
Editorial Board, American Journal of Education (1983-86)  
Consulting Editor, Change Magazine (1986-1996)  
Editor and Bibliographer, John Updike Newsletter (1973-1983)  
Board of Editors, Journal of Higher Education (Chair, 1992-94) (1987-94)  
Editorial Board, Bilingual Review (1986- )  
Consulting Editor, Journal of Higher Education, (2002-pres)  
Editorial Board, Mexican Studies/Estudios Mexicanos (1987- )  
Editorial Board, The Americas Review /Arte Publico Press (Chair, 1983-93)  
Editorial Board, Journal of College and University Law (1982-86; 1997-pres; Vice Chair, 2011-pres)  
Editorial Board, Freedom (2000 - )  
Editorial Board, Journal of Latinos and Education (2001-2006)  
Editor, Special issue on higher education law, The Review of Higher Education 1984)  
Editor, Special issue on undocumented children, Journal of Law and Education (1986)  
Editor, Special issue on racial harassment, Journal of Higher Education (1992)  
Editor, Special issue on intellectual property, Journal of College and University Law (2000)  
Foreword, Special issue on colleges after 9/11, Journal of College and University Law (2004)  
Editor, Special Issue on Hernandez v. Texas, UCLA Chicano-Latino Law Review (2005)  
Editorial Board, Latinos in the United States (Garland Press, 1994) (6 vol.)  
Editor/Advisor, Hispanic American Almanac (Gale Press, 1993)  
Editorial Board, Carolina Academic Press (1995-present )  
Editorial board, NYU Press Series in Citizenship and Migration in the Americas  
International Editorial Board, Handbook of Qualitative Research, 2<sup>nd</sup> ed. (Los Angeles: Sage Publ., 1999); 3<sup>rd</sup> ed. (2005); 4<sup>th</sup> ed. (2010)  
Editorial Board, Oxford Bibliographies Online: Latino Studies

Manuscript Reviewer: Bilingual Press, American Education Research Journal, Journal of Educational Equity, Allyn & Bacon, SUNY Press, Educational Researcher, The International Lawyer, Hispanic Journal Behavioral Sciences, Johns Hopkins University Press, Social Science Quarterly, Journal of Educational Finance, Routledge Press, Temple University Press, Law and Society Review, Research in Higher Education, AERJ, Educational Policy, Carolina Academic Press, New York University Press, Social Forces, Educational Administration Quarterly, Harvard University Press, Educational Policy, Latino Studies

## **PROFESSIONAL ACTIVITIES AND BAR MEMBERSHIPS**

(Partial listing)

**Association for the Study of Higher Education** (Board member, 1989-1991; Chair, Publications Committee, 1990-93; Chair, President's Task Force on Inequality, 2005)

**American Association of University Professors:** Member, Committee on Government Relations, 1987-1994; Chair, 1992-1994; General Counsel, 1994-1998; Chair, Elections Committee, 1994-1998; Committee on Litigation, 1998-pres; Governing Board of the Legal Defense Fund (Chair, 1998-2007; member, 1998-present)

Licensed to practice law, **Supreme Court of Pennsylvania**

**Houston Hispanic Bar Association** (founding Vice President), board member 1984-present

**Association of American Law Schools:** Chair, Law and Education Section, (1985-86, 1990-91, 1998-99); Chair, Section on Immigration Law (1993-94; 2002-03); Member, Government Relations Committee (1983-86); Chair, Committee on Annual Meeting and Sections (1993-95); Committee on Minorities in the Profession (1985-88); Chair, Plenary Session Planning Committee (1995-96); Member, Nominating Committee (1997-1998); AALS/ABA accreditation teams (17, including chairing 5); Chair, Committee on New Teacher Workshop (1999-2000); Committee on Academic Freedom and Tenure (1998-2002); Executive Committee (2005-2009); MRC (2009-2010); President-elect (2010); President (2011); Immediate Past President (2012)

**National Association of College and University Attorneys** (JCUL editorial board, 1982-86; 1997- )

**Society of American Law Teachers** (Board Member, 1991-95)

**Hispanic National Bar Association** (Chair, Law Professors Committee, 1985-2003; Amicus Committee, 1999- )

**American Bar Association** (Member, Diversity in the Profession Committee, 1997-2002, Chair, 2000; Council, Section on Legal Education and Admissions to the Bar, 1999-2005 member, Special Committee on Security of Position, 2007-8);

**American Immigration Lawyers Association**

**American Law Institute** (Consultative Group, The Law Governing Lawyers; Committee on Institute Size)

**Law School Admissions Council** (Chair, LSAC Conference Planning Committee, 1994; Chair, LSAC/ABA/AALS Conference Planning Committee, 1999-2000); Elected to Executive Committee, assigned to Law Access Board, 1992-1998

**National Academy of Education** (Elected)

**American Education Research Association** (AERA Fellow 2011)

## **CONSULTING ACTIVITIES AND PROFESSIONAL APPOINTMENTS**

(Partial listing)

Faculty Tenure and Promotion Reviewer: University of California (19); Pennsylvania State University (3); Stanford University; SUNY-Albany (2); University of Arizona (2); Arizona State University; University of Oklahoma (4); West Virginia University; Indiana University (2); Tulane (2); University of Iowa; University of Maryland (3); San Diego State University; University of Kentucky (2); University of Florida (3); Rutgers-Newark; University of Minnesota (2); University of New Mexico (3); Texas Tech University; Northeastern University; Southern Methodist University (3); St. John's University; Howard University (2); University of Judaism; Rutgers-Camden; University of Michigan (2); Loyola University, New Orleans (4); California Western School of Law; University of Pittsburgh (4); Vanderbilt University; University of Hawaii (2); Ohio State University (2); New York Law School; University of Cincinnati (3); University of Wisconsin (3); Michigan State University; University of Kansas; University of Utah (2); NYU; Case Western Reserve; University of Georgia (2); University of San Diego (2); Texas A&M University (3); University of Missouri-St. Louis; North Carolina State University; University of Louisville; Prairie View A&M University; University of Wisconsin; Cornell University (3); University of Indiana-Indianapolis (2); University of South Carolina; University of Southern California (2); Emory University; University of Houston; University of Illinois; University of Richmond; Tulane University; University of Nebraska; Seattle University; Loyola-Chicago

Proposal Reviewer and Consultant, U.S. Department of Education

Consultant, National Center for Education Statistics

Federal Education Data Acquisition Council (FEDAC) (Appointed by U.S. Secretary of Education)

Consultant, Carnegie Corporation, Ford Foundation, Kellogg Foundation, MacArthur Foundation, Sachs Foundation, Spencer Foundation

Consultant, National Opinion Research Center (University of Chicago)

Board Member, ERIC Clearinghouse on Higher Education (1986-1989)

Consultant, California Postsecondary Education Commission

Consultant, Committee on Institutional Cooperation (CIC)

Senior Scholar, Tomas Rivera Center (Claremont Graduate School)

Member, Ford Foundation/IHEP New Millennium Finance Project, 1997- 2003

Consultant, Texas Tomorrow Fund

Consultant, Spencer Foundation

Consultant, Belgian Federal Science Policy Office, 2008

Chair, Advisory Board, PBS film project (A CLASS APART)

Advisory Committee, La Guardia and Wagner Archives/City University of New York

**INVITED PRESENTATIONS** (Partial listing of Keynote and Endowed Lectures)

"The Changing Legal Status of Foreign Students: A Comparative Study," Hiroshima University, November, 1988.

"The Development of Student Rights in Japan," Osaka Gakuin University, November, 1988.

"The Chronicles, My Grandfather's Stories, and Immigration Law," Harvard Law School, March, 1990.

"Regulating Racial Harassment on Campus," Association of the City Bar of New York, February, 1992.

"Science, Social Science, and Social Responsibility," University of Illinois, CIC, July, 1992.

"The Measurement of Campus Legal Change: Intuitive and Counterintuitive Observations," Keynote Address, ASHE Annual Convention, October, 1993.

"The Political Economy of the Law Professoriate," Hatfield Lecture, Cornell University Institute for Industrial and Labor Relations, February, 1994.

"The Fear of Success in Prepaid Tuition Plans," National Association of State Treasurers, New Orleans, July, 1994.

"The Rise of Non-Legal Legal Influences Upon Higher Education," Bates Professorship Lecture, UHLC, March, 1997.

Convocation Lecture, Lehman College, September, 1997. "Disabilities in Higher Education," ABA, AALS, LSAC, MBE Conference on Disabilities, DC, October, 1997.

"Five Myths About Immigration to the U.S.: America at the Crossroads," UH-Rockwell Lecture, January, 1999.

"Higher Education and The One Big Thing," Alzheimer Symposium Lecture, University of Arkansas, Little Rock Law School, February, 1999.

"A Higher Education Case in 3 Acts," Convocation Lecture, UH-D, November, 2000.

"Higher Education and the Search for Metaphors," MLK Lecture, University of Michigan, January, 2001.

"Governing Badly," Neal Rappoport Lecture, AAUP, Atlanta, October, 2002

"Plyler v. Doe and its Legal Strategy," Ernesto Galarza Lecture, Stanford University, May, 2005.

"Higher Education and 9/11," Presidential Lecture, Rice University, January, 2006

"Terrorism and Colleges," Moore Distinguished Lecture, NC State University, October, 2005

Tomas Rivera Distinguished Lecture, Association of Hispanic Higher Education, April, 2006

Henry Salvatori Lecture, Chapman University, November 6, 2006.

“Higher Education After 9/11,” Distinguished Lecturer Series, St. Thomas University, February, 2006.

Sixth Annual Distinguished Lecture, University of North Texas, February, 2007

Distinguished Lecture, Loyola University, New Orleans, April, 2007

Distinguished Presidential Lecture, Texas A&M, February, 2007

Kamm Distinguished Lecture, Oklahoma State University, February 2008

Lyceum Series Distinguished Lecture, North Harris College, April 2008

Buttrill Endowed Fund Lecture, Texas A&M, 2008

E. N. Thompson Distinguished Lecture, University of Nebraska, 2009

Distinguished Keynote, City University of New York, 2010

Davis, Markett, and Nickerson Lecture on Academic Freedom, University of Michigan, 2010

Witten Distinguished Lecture, University of South Carolina, 2010

Keynote Lecture, Wayne State University, 2010

Developments in Section 529 Prepaid Tuition Plans and College Savings Plans, Wuhan University, Center for Social Security Studies (PRC), September, 2010

Lecture, Texas Supreme Court Historical Society, October 22, 2010

MLK Distinguished Lecture, University of Utah, 2011

Bodenheimer Lecture, UC-Davis, 2011

Jerome Hall Lecture, Indiana University, 2011

Distinguished Lecture, Brown University, 2011

Keynote Address, Northern Virginia Community College, 2011

Invited Presidential Lecture, American Association for Educational Research, 2011

Presidential Lecture, AALS, January, 2011

Commencement Speaker, UC-Riverside, July, 2011

AERA Presidential Presentation, “*CLS v. Martinez*: Trademarking Christianity,” April, 2011

Invited Lecture, Texas A&M University, September 2011

Victor S. Johnson Lecture, Vanderbilt University Law School, September, 2011

St Mary's Law School, keynote lecture, St Mary Scholar Annual Lecture, March, 2012

NIU College of Law, Marla Dickerson Public Interest Law Lecture, Lessons Learned about the Legalization Debate, April 2012

UH CLASS Immigration Conference Plenary Lecture, Why Comprehensive Immigration Reform is in the Public Interest, April 2012

## **RESEARCH IN PROGRESS**

Casebook for Higher Education Law (Cases and Materials on Higher Education Law), supplements and teacher guide

Research on Residency Requirements in U.S. Colleges

Research on Comparative Residency Requirements

Book Manuscript on the Legalization of the Academy (Untroubled Immunity)

Immigration and Postsecondary Education (Immigration and Intellect)

Research on Postsecondary Prepaid Tuition Plans and Sec. 529 Plans

Administrative Law and Intentionalities: Legal Measures for Durational Requirements and Distribution of Benefits

Scholarly Subcultures, a study of independent research groups

## **GUEST LECTURER, COLLEGES AND LAW SCHOOLS (Partial listing)**

University of Alabama, Stanford University, University of Michigan, University of Southern California, Wayne State University, Federal Executive Institute, Yale University, Harvard University, University of Texas, University of London, University of Chicago, University of California-Berkeley, Claremont Graduate Center, City University of New York, Institute for Educational Management (Harvard), American Council on Education, University of Utah, Arizona State University, University of California-Davis, Georgetown University Law Center, University of California-Irvine, Princeton, University of New Mexico (3), University of California-Riverside, SUNY-Albany, Osaka Gakuin University, New York University, University of Minnesota, University of Iowa, University of Illinois-Chicago, Harvard Law School, Hiroshima University, California-Los Angeles, Hofstra University, Cornell University, Texas A&M University, University of Akron, University of Virginia, Cleveland State University, Ohio State University, Lehman College (CUNY), St. Thomas University (FL), University of Arkansas-Little Rock, Trinity University, Georgia State University, University of St. Thomas (TX), Washington University-St. Louis, UT-Arlington, American University, North Carolina State University, Texas A&M – Commerce, Texas Tech University, University of North Carolina, Boston College, Texas A&M, Sam Houston State University, Brigham Young University, University of Nevada-Las Vegas, John Marshall Law School, Wayne State University, Suffolk University Law School, Mississippi College of Law, DePaul, Rutgers, Catholic University, Vanderbilt Peabody College,

## **TEACHING AREAS**

Professional Responsibility  
Immigration Law and Policy  
Legislation, Legislative Drafting, Legal Process  
The Law and Higher Education  
Clinical supervision (College Law Clinics)  
Dissertation Research Supervision  
Business and Immigration Law

(Specialized Teaching)

Administrative Law and Higher Education - Harvard University,  
Institute for Educational Management (non-credit)  
Immigration Law and Policy - U H Mexican Legal Studies Program, Mexico City  
Seminar in Organizational Theory - University of Southern California (1981)  
Higher Education and the Law Seminar - University of Michigan  
Workshop on College Law and Finance - University of Illinois (noncredit)  
Immigration Law and Business - University of Iowa (Visiting Professor, Summer, 1994)

## **HONORS (Partial listing)**

Outstanding Alumnus Award, Ohio State University, 1982

American Law Institute (elected to membership)

National Academy of Education (elected to membership)

Clyde Ferguson Award, AALS, 1992

Distinguished Scholar, Division J (Postsecondary Education), American Educational Research Association, 1993

Research Achievement Award, Association for the Study of Higher Education, 1994

Outstanding Professor of the Year, Hispanic National Bar Association, 1996

Outstanding Latino Professor of the Year, American Association for Higher Education, 1997

Legal Services Award, Mexican American Legal Defense and Educational Fund (MALDEF), 2000

Special Merit Award, Association for the Study of Higher Education, 2000

Lifetime Achievement Award, Hispanic Bar Association - Houston, Spring, 2001

Ethel Baker Award for Outstanding Service, UHLC, Spring, 2001

Esther Farfel Award for Outstanding UH Faculty Member, Spring, 2001

Arthur K. Smith Award for Educational Leadership, UH, 2003

Fellow, National Association of College and University Attorneys, 2003

Life Fellow, American Bar Association, 2008 -

William Kaplin Award for Outstanding Higher Education Law Scholarship, Stetson Law School, 2009

Outstanding Immigration Professor of Year, IMMPROF (2011)

AERA Fellow (elected 2011)

### **UH COMMITTEES, SERVICE (Partial listing)**

Search Committees (Education, History, Chair-University Counsel, Provost, President/Chancellor, Chair-Dean of College of Business Administration)

Chair, Higher Education Graduate Program Area (1983-87)

Special Tenure Review Committee, appointed by Provost (1985)

Presidential Task Force on Teacher Education (1985)

Faculty Development Leave Committee (elected campuswide) (1984-87)

Chancellor's Advisory Committee on the Budget (1984-86)

Chair, UH-UP Task Force on Governance and Administrative Processes

Joint Appointment with UH Colleges of Law and Education (1982-87)

UH Academic Council (1986-88)

Special Consultant to UH Counsel

UH: Promotion and Tenure Committee (1985-86; Chair, 1993-96); Technology Transfer Policy Committee; Residency Appeals Committee (Chair, 1985-present);

Committee on Honorary Degrees (2000-2003); Farfel Award Committee (Chair, 2001-2003);

UHLC: Committees on Admissions (Chair), Personnel, Curriculum, Promotion & Tenure (chair), Faculty Development and Library (chair), Mexican Legal Studies Program (Director, various summers), Self Study Committee (Chair), Faculty Appointments (Chair), Post-tenure Review, Executive Committee,

### **LEGAL CONSULTANTSHIPS AND EXPERT WITNESS (Partial listing)**

Consultant, Leticia A v. UC Board of Regents (residency), 1986, 1992

Expert Witness, Than v. UT Health Sciences Center (student due process), 1991, 1992

Binding Arbitrator, textbook authorship dispute, 1990 (Carolina Academic Press)

Expert Witness, Loren Smith v. UH, et al. (residency), 1992

Expert Witness, Sosniak v. Washington University St. Louis (tenure), 1995

Expert Witness, CSB v. Florida Prepaid (patent), 1994-1996

Expert Witness, Carlyle v. Computer Learning Centers, Inc. (financial aid), 1999-2000

Consultant, faculty personnel litigation, 1990, 1993, 1995, 1996, 1997, 2002, 2004, 2007, 2008

Consultant, law school admissions litigation, 1994

Consultant, law school accreditation, 1996

Consultant/mediator, university mediation, 1997, 1999

Consultant, Texas Legislature (admissions, finance)

Consultant, Texas Tomorrow Fund (finance)

Consultant, Texas State Comptroller (Hopwood disparity study)

Consultant, Texas Higher Education Coordinating Board (trustee training)

Expert Witness, Day v. Sibelius (residency), aka/ Day v. Bond

Consultant, Belgian Federal Science Policy Office, 2008

Consultant, Mannschreck v. Regents (Nebraska residency)

#### **LEGISLATIVE TESTIMONY (Partial Listing)**

Congressional Testimony presented to Subcommittee on Postsecondary Education, U.S. House of Representatives, 13 June 1979; Appropriations Committee, 17 April 1980; Subcommittee, 3 March 1982.

Invited Testimony, Texas State Legislature, Committee on Postsecondary Education, April, 1985 (residency requirements).

Invited Testimony presented to U.S. Department of Education, Advisory Committee on Student Financial Assistance, Austin, TX, May 1990 .

Invited Testimony, Texas State Legislature, Committee on Postsecondary Education, April, 1995 (Prepaid Tuition Fund Program)

Invited Testimony, Texas State House of Representatives, Committee on Postsecondary Education, September, 1998 (graduate and professional admissions)

Invited Testimony, Texas State House of Representatives, Committee on Postsecondary Education, March 13, 2001 (residency)

Invited Testimony, Texas State House of Representatives, Committee on Postsecondary Education, March 20, 2001 (legacy admissions)

Invited Testimony, ABA Commission on Loan Repayment and Forgiveness, October 20, 2001 (law student indebtedness); Consultant, Commission Law School Work Group

Invited Testimony, U.S. House Subcommittee on Capitol Markets, Insurance, and Government-Sponsored Enterprises (college savings plans), May, 2004

Invited Testimony, New Mexico Senate, Committee on Higher Education, December, 2005 (residency statutes)

Invited Testimony, U.S. Senate Subcommittee on Immigration, Refugees, and Border Security, Committee on the Judiciary, June 28, 2011

## **CORPORATE AND PHILANTHROPIC BOARD MEMBERSHIPS**

Trustee, College Board, 1990-94

Chair, Arte Publico Press Board, 1983-1993 (Immediate Past Chair, 1993-94)

Trustee, Law Access, Inc., d/b/a The Access Group, 1992-1998

Trustee, Houston Craniofacial Foundation, 1998-2001

Trustee, Mexican American Legal Defense and Education Fund (MALDEF)  
(Board member, 2002-2008; 2009-present)

Trustee, National Hispanic Cultural Center Foundation (2006-2011)

## **GRANTS FUNDED (Partial listing)**

Joyce Foundation (\$100,000)

Ford Foundation (\$15,200); (\$35,900); (\$330,000)

Fund for the Improvement of Postsecondary Education (\$120,000)

TRIO Program (\$1.19 million, 1980; \$1.23 million, 1981; \$1.2 million, 1982)

Fund for the Improvement of Postsecondary Education (Hispanic Higher  
Education Coalition) (\$120,000)

National Education Association (HHEC) (\$40,000)

Tinker Foundation (\$20,000)

Keck Foundation (\$200,000)

Kellogg Foundation (\$295,000)

Spencer Foundation (\$100,000)

Andrew Mellon Foundation (\$200,000)

UHS Development Office (\$7500)

Houston Endowment (\$240,000)

TIAA-CREF Institute (\$6,000)

Hernandez at 50 Conference (\$60,000 from LSAC, College Board, law firms)

CLEO/ABA (\$34,500)

TG Foundation (\$83,000)

TX Bar Foundation (\$30,000)

Ford Foundation: research roundtables and training workshops, legal and finance junior scholars (in conjunction with University of Southern California and ASHE), 2006-2010

## **PERSONAL**

Married to Dr. Augustina Reyes, Professor of Educational Law & Finance,  
University of Houston College of Education

Spring, 2012