

**MICHAEL C. POLLACK**  
PROFESSOR OF LAW  
BENJAMIN N. CARDOZO SCHOOL OF LAW  
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New York, NY 10003  
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## **ACADEMIC APPOINTMENTS**

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- 2017–present     **BENJAMIN N. CARDOZO SCHOOL OF LAW**  
Professor of Law (2022–present)  
Associate Dean for Faculty Development (2022–present)  
Co-Director, Floersheimer Center for Constitutional Democracy (2019–present)  
Associate Professor of Law (2020–2022)  
Assistant Professor of Law (2017–2020)  
Graduation Award for Best First-Year Professor (Classes of 2024, 2022, 2021, 2020)
- 2015–2017     **UNIVERSITY OF CHICAGO LAW SCHOOL**  
Harry A. Bigelow Teaching Fellow & Lecturer in Law

## **EDUCATION**

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- 2011     **NEW YORK UNIVERSITY SCHOOL OF LAW**, J.D., *summa cum laude*  
Law Review Alumni Association Award – Prize for second-highest GPA  
Order of the Coif  
Robert B. McKay Prize – Prize for excellence in constitutional law  
Furman Academic Scholar – Awarded for promise in legal academia  
Butler Scholar – Top ten students after four semesters  
Pomeroy Scholar – Top ten students after two semesters  
NEW YORK UNIVERSITY LAW REVIEW, Articles Editor
- 2008     **SWARTHMORE COLLEGE**, B.A. in Political Science, *Highest Honors*  
*Phi Beta Kappa*  
Joshua Lippincott Fellowship – Awarded for promise in law school

## **CLERKSHIPS**

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- 2014–2015     **SUPREME COURT OF THE UNITED STATES**  
The Honorable Sonia Sotomayor
- 2011–2012     **UNITED STATES COURT OF APPEALS FOR THE D.C. CIRCUIT**  
The Honorable Janice Rogers Brown

## **BOOKS**

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- Forthcoming     **SIDEWALK GOVERNMENT: THE LEGAL FUTURE OF AMERICA’S MOST OVERLOOKED RESOURCE** (under contract with Harvard University Press)

## ACADEMIC ARTICLES AND ESSAYS

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- Forthcoming     *Decentering Property in Fourth Amendment Law*, 92 UNIVERSITY OF CHICAGO LAW REVIEW \_\_\_\_ (with Matthew Tokson).
- 2024     *Sidewalk Government*, 122 MICHIGAN LAW REVIEW 613.  
Reviewed in: Sarah Schindler, *Who Controls the Sidewalks?*, JOTWELL, Nov. 23, 2022.
- 2024     *Legislating Courts*, 92 UMKC LAW REVIEW 613 (invited symposium contribution).
- 2022     *Judges, Judging and Otherwise*, 106 JUDICATURE 27 (invited essay).
- 2021     *Property Law for the Ages*, 63 WILLIAM & MARY LAW REVIEW 561 (with Lior Jacob Strahilevitz).  
Referenced in: JESSE DUKEMINIER, ET AL., PROPERTY (10th ed. 2022).
- 2021     *Reallocating Redevelopment Risk*, 73 FLORIDA LAW REVIEW 1081.
- 2021     *Courts Beyond Judging*, 46 BYU LAW REVIEW 719.
- 2020     *Lumping, Fairness, and Single People*, 2020 UNIVERSITY OF CHICAGO LAW REVIEW ONLINE 27 (invited symposium essay).
- 2020     *A Knock on Knick's Revival of Federal Takings Litigation*, 72 FLORIDA LAW REVIEW 419 (with Stewart E. Sterk).  
Referenced in: JESSE DUKEMINIER, ET AL., PROPERTY (10th ed. 2022).  
Reprinted in: PATRICIA E. SALKIN, ZONING & PLANNING LAW HANDBOOK (2021).
- 2019     *Taking Data*, 86 UNIVERSITY OF CHICAGO LAW REVIEW 77.  
Referenced in: JESSE DUKEMINIER, ET AL., PROPERTY (10th ed. 2022).
- 2017     *Land Use Federalism's False Choice*, 68 ALABAMA LAW REVIEW 707.
- 2016     *Courts, Constituencies, and the Enforcement of Fiduciary Duties in the Nonprofit Sector*, 77 UNIVERSITY OF PITTSBURGH LAW REVIEW 281 (with Joseph Mead).
- 2013     *Judicial Deference and Institutional Character: Homeowners Associations and The Puzzle of Private Governance*, 81 UNIVERSITY OF CINCINNATI LAW REVIEW 839.
- 2011     *Chevron's Regrets: The Persistent Vitality of the Nondelegation Doctrine*, 86 NEW YORK UNIVERSITY LAW REVIEW 316 (student note).

## SELECTED OP-EDS AND MEDIA

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- 2024     *The Crisis in the Courts*, Panelist, THE NEW REPUBLIC, January 17, 2024.
- 2023     *NYC Sidewalk Obligations Must Go Beyond Construction*, LAW360, August 7, 2023.
- 2023     *We Need a Department of Sidewalks*, SLATE, July 12, 2023.
- 2022     *NYC Mayor Eric Adams' Rat Plan is a New Tax on Trash*, NEW YORK LAW JOURNAL, Oct. 28, 2022.

## WORKS IN PROGRESS

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*Denominators*

*Municipal Civil Disobedience*

## TEACHING EXPERIENCE

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### BENJAMIN N. CARDOZO SCHOOL OF LAW

- Spring 2018–present     Property Law
- Fall 2018–present     State & Local Government Law
- Fall 2019–present     Elements of Law
- Winter 2019–present     Lawyering in DC

### UNIVERSITY OF CHICAGO LAW SCHOOL

- 2015–2017     Legal Research and Writing
- Spring 2017     Land Use & Social Policy Seminar

## SELECTED PRESENTATIONS

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- SIDEWALK GOVERNMENT     Association of Law, Property, and Society Annual Meeting (June 2024)  
Cardozo School of Law Faculty Brown Bag Workshop (June 2024)  
Cardozo School of Law Junior Faculty Workshop (March 2024)
- Decentering Property in Fourth Amendment Law*     Cardozo School of Law Junior Faculty Workshop (October 2023)
- Sidewalk Government*     New York City Bar Association Transportation Committee (April 2023)  
International and Comparative Urban Law Conference at UBC School of Law (July 2022)  
Cardozo School of Law Faculty Brown Bag Workshop (July 2022)

<i>Property Law for the Ages</i>	<p>Cardozo School of Law Junior Faculty Workshop (December 2021)</p> <p>Association for Law, Property, and Society Annual Meeting (May 2021)</p> <p>University of Chicago Law School Works-in-Progress Workshop (April 2021)</p> <p>Cardozo School of Law Junior Faculty Workshop (January 2021)</p> <p>Cardozo School of Law Faculty Brown Bag Workshop (August 2020)</p>
<i>Reallocating Redevelopment Risk</i>	<p>Local Government Works-in-Progress Workshop at Cardozo Law School (November 2020)</p> <p>Cardozo School of Law Junior Faculty Workshop (October 2020)</p>
<i>A Knock on Knick</i>	<p>ABA Section on Real Property, Trust, and Estate Law Professors' Corner (February 2020)</p>
<i>Lumping, Fairness, and Single People</i>	<p>Coase-Sandor Institute for Law and Economics at the University of Chicago (November 2019)</p>
<i>Courts Beyond Judging</i>	<p>University of Wisconsin Law School Public Law in the States Conference (June 2021)</p> <p>University of Richmond School of Law Junior Faculty Forum (May 2019)</p> <p>NYU School of Law Furman Scholars Workshop (February 2019)</p> <p>Property Works-in-Progress Conference at Boston University Law School (October 2018)</p> <p>State &amp; Local Government Works-in-Progress Conference at Fordham Law School (September 2018)</p> <p>Cardozo School of Law Junior Faculty Workshop (April 2018)</p>
<i>Taking Data</i>	<p>Southeastern Association of Law Schools New Scholars Workshop (August 2018)</p> <p>Law &amp; Society Association Annual Meeting (June 2018)</p> <p>University of Richmond School of Law Junior Faculty Forum (May 2018)</p> <p>AALS New Voices in Property Law Panel (January 2018)</p> <p>Cardozo School of Law Junior Faculty Workshop (September 2017)</p>
<i>Land Use Federalism's False Choice</i>	<p>The University of Chicago Law School Works-in-Progress Workshop (September 2016)</p> <p>Southeastern Association of Law Schools Prospective Law Teachers' Workshop (August 2016)</p>

## **WORK EXPERIENCE**

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2012–2014      **UNITED STATES DEPARTMENT OF JUSTICE, CIVIL DIVISION**  
 Trial Attorney, Federal Programs Branch  
 Special Commendation for Outstanding Service (2014)

- 2011      **UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF THE SOLICITOR GENERAL**  
Summer Law Intern
- 2010      **JENNER & BLOCK**  
Summer Associate, Washington D.C.
- 2010      **UNITED STATES DEPARTMENT OF JUSTICE, CIVIL DIVISION**  
Summer Law Intern, Appellate Staff
- 2009      **NEW YORK CITY COUNCIL, OFFICE OF THE GENERAL COUNSEL**  
Legal Intern

#### **ACADEMIC AND PROFESSIONAL SERVICE**

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- 2021–present      Contributor, State & Local Government Law Blog
- 2021–present      Member, Association of Urban Law Scholars
- 2020–present      Mentor, Law Clerks for Diversity
- 2023, 2019      External Examiner, Constitutional Law in the American Polity, Swarthmore College
- 2019      Member, New York City Charter Revision Task Force, NYC Bar Association

#### **BAR ADMISSIONS**

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- 2013      New York State