

ZALMAN ROTHSCHILD
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ACADEMIC APPOINTMENTS

Benjamin N. Cardozo School of Law, 2024–
Assistant Professor of Law and Horn Family Distinguished Research Scholar in Law and Religion
Courses: Civil Procedure, First Amendment Religion Clauses, Antisemitism and the Law

University of Chicago Law School, 2022–2024
Bigelow Fellow and Lecturer in Law

Katz Center for Advanced Judaic Studies, University of Pennsylvania, Spring 2018
Postdoctoral Researcher

EDUCATION

Harvard Law School, J.D., *magna cum laude*, 2018

New York University, Ph.D., Religion & Jewish Studies, 2016

Yeshiva University, M.A., Jewish Philosophy, 2010

Binghamton University, B.A., Jewish Studies & History, 2008

Ariel Institute Rabbinical School of Jerusalem, Rabbinic Ordination, 2006

PUBLICATIONS

The Right to Exit Religion, GEORGETOWN LAW JOURNAL (2025) (forthcoming)

The Impossibility of Religious Equality, 125 COLUMBIA LAW REVIEW 453 (2025)

Free Exercise Partisanship, 107 CORNELL LAW REVIEW 1067 (2022)

- Discussed in Linda Greenhouse, *Should Reporters Identify Judges by the President Who Nominated Them?*, NEW YORK TIMES (May 12, 2025); Adam Liptak, *An Extraordinary Winning Streak for Religion*, NEW YORK TIMES (April 5, 2021); Linda Greenhouse, *Justice Amy Coney Barrett's Choice*, NEW YORK TIMES (Dec. 3, 2020); Eric Posner, *Legal Assaults on Coronavirus Shutdowns*, WASHINGTON POST (Oct. 14, 2020)
- Reviewed in JOTWELL by Professor Mae Kuykendall
- Discussed in Michael W. McConnell et al., RELIGION AND THE CONSTITUTION (5th ed., 2022)

Individualized Exemptions, Vaccine Mandates, and the New Free Exercise Clause, 131 YALE LAW JOURNAL FORUM 1106 (2022) (solicited)

- Discussed in Linda Greenhouse, *An Unhealthy Definition of Rights*, NEW YORK REVIEW OF BOOKS (Dec. 21, 2023); Jeannie Suk Gersen, *The Supreme Court's Conservatives Have Asserted Their Power*, THE NEW YORKER (July 3, 2022)
- Cited in *Campbell v. Bowser*, No. CV 22-3422, 2023 WL 3646934 (D.D.C. May 25, 2023)

Sovereignty, Reason, and Will: Carl Schmitt and Hasidic Legal Thought, 37 JOURNAL OF LAW & RELIGION 319 (2022) (peer reviewed)

- Accepted for Law & Humanities Junior Scholar Workshop, Stanford Law School (peer reviewed)

Free Exercise's Outer Boundary: The Case of Hasidic Education, 119 COLUMBIA LAW REVIEW FORUM (2019)

- Cited in Martha Minow, *Remarks Before the Commission on Unalienable Rights, United States Department of State* (Feb. 21, 2020), in 2020-003 CARR CTR. DISCUSSION PAPER SERIES 7

SHORTER PIECES

Introduction, Rights to a Future, Rights of a Child Online Symposium, BERKELEY JOURNAL OF INTERNATIONAL LAW (2025) (with Maya Prakash and Justin Yee)

Fulton's Missing Question: Religious Adoption Agencies and the Establishment Clause, 100 TEXAS LAW REVIEW ONLINE 32 (2021)

Free Exercise's Lingering Ambiguity, 11 CALIFORNIA LAW REVIEW ONLINE 282 (2020)

Free Exercise in a Pandemic, 87 UNIVERSITY OF CHICAGO LAW REVIEW ONLINE (June 2020)

- Discussed in Geoffrey R. Stone et al., CONSTITUTIONAL LAW (9th ed., 2023)

American Judicial Blindness: The Myth of Objectivity in Cruzan and Heller, THE DARK SIDES OF THE LAW: PERSPECTIVES ON LAW, LITERATURE, AND JUSTICE IN COMMON LAW COUNTRIES, Geraldine Gadbin-George et al., eds. (Houdiard, 2019)

Hasidic Legal Theory, JEWISH LEGAL THEORIES: WRITINGS ON STATE, RELIGION, AND MORALITY, Leora Batnitzky et al., eds. (Brandeis University Press, 2017) (commentary and annotations)

Culturally Competent Adaptations of CBT for Psychosis: Cases of Orthodox Jewish Patients with Messianic Delusions, 17 MENTAL HEALTH, RELIGION & CULTURE (2014) (with Daniel Rosen) (peer reviewed)

OPINION PIECES

My Religious Education was Unparalleled—and That's the Problem, WASHINGTON POST (March 13, 2025)

This Passover, Have Room in Your Hearts for Israelis and Palestinians, LOS ANGELES TIMES (April 22, 2024)

'Religious Equality' is Transforming American Law, THE ATLANTIC (October 29, 2020)

Judges' Politics Absolutely Sway How They Decide Cases, THE GUARDIAN (October 12, 2020)

BOOK REVIEWS

Nomi Stolzenberg & David Myers, *American Shtetl: The Making of Kiryas Joel, A Hasidic Village in Upstate New York* (Princeton University Press, 2021), LOS ANGELES REVIEW OF BOOKS (February 17, 2022)

Yoram Bilu, *With Us More Than Ever: Making The Absent Rebbe Present in Messianic Chabad* (Stanford University Press, 2020), JEWISH REVIEW OF BOOKS (Summer 2021)

Moshe Halbertal, *The Birth of Doubt: Confounding Uncertainty in Early Rabbinic Literature* (Brown University Press, 2020), MARGINALIA REVIEW (October 23, 2020)

Samuel Heilman, *Who Will Lead Us?: The Story of Five Hasidic Dynasties in America* (University of California Press, 2017), JEWISH REVIEW OF BOOKS (Winter 2018)

William Kolbrener, *The Last Rabbi: Joseph Soloveitchik and Talmudic Tradition* (Indiana University Press, 2016), TIMES HIGHER EDUCATION (November 10, 2016)

LEGAL EXPERIENCE

Paul, Weiss, Rifkind, Wharton & Garrison LLP, 2018–2019; 2020–2022
Litigation Associate. Co-drafted U.S. Supreme Court merits briefs. Successfully argued Fourth Amendment appeal, securing reversals of all convictions. Filed several family law and constitutional law amicus briefs. Received “Shout Out” for “Litigator of the Week” from the *American Lawyer*.

The Honorable Jane R. Roth, U.S. Court of Appeals for the Third Circuit, 2019–2020
Law Clerk

U.S. Department of Justice, National Courts Section, Summer 2016
Law Clerk

OTHER TEACHING

New York University School of Law, Fall 2020, Fall 2021, Fall 2022
Adjunct Professor of Law. The First Amendment’s Religion Clauses (with John Sexton)

Villanova University Charles Widger School of Law, Spring 2020
Adjunct Professor of Law. Children and the Law

SELECTED PRESENTATIONS

“Education, Indoctrination, and the First Amendment”
University of Bergen, Department of Government, June 2025
Stanford Constitutional Law Center, *Pierre*: The 100th Anniversary Conference, May 2025

“Free Exercise’s False Binary: Lessons from Jewish Law”
NYU-Tel Aviv, Religious Law and Power Workshop, May 2025
University of Lucerne Faculty of Theology, May 2025

“Hostile Environment Causation and Anti-Zionism”
University of Vienna, Combating Antisemitism Seminar, June 2025
Buchmann Faculty of Law, Tel Aviv University, Faculty Workshop, May 2025

UCLA School of Law, Law v. Antisemitism Conference, March 2025
NYU School of Law, Anti-Zionism and Law Workshop, February 2025

“The Right to Exit Religion”

Brigham Young University Law School, Faculty Workshop, January 2025
Stanford Humanities Center, Religion, Politics, and Culture Workshop, October 2024
University of Sydney Law School, Julius Stone Institute for Jurisprudence Workshop, June 2024
University of Melbourne Law School, Comparative Constitutional Studies Workshop, June 2024
University of Queensland Law School, Faculty Workshop, June 2024
University of Osaka Law School, Faculty Workshop, May 2024
University of Chicago Law School, Regulation of Family, Sex & Gender Workshop, May 2023

“The Impossibility of Religious Equality”

University of Zurich Law School, Equality Seminar, December 2024
Yale Law School, Free Exercise Speaker Series, April 2024
University of Virginia Law School, Law and Religion Roundtable, June 2023
University of Oxford Nuffield College, Freedom, Equality, Religion Workshop, June 2023

“Carl Schmitt and Constitutional Law,” Waseda Law School, Constitutional Law Seminar, May 2024

“Religious Communities and a Child’s Right to Education,”

University of Lucerne, Right to a Future, Rights of a Child Conference, March 2024 (keynote)
Hebrew University, Role of Law in Diverse Societies Junior Scholar Workshop, June 2022
University of Cambridge/Harvard Medical School, Right to Science Workshop, April 2022
Michigan State University College of Law, Faculty Workshop, March 2022

“Clergy Child Sex Abuse and Church Autonomy”

University of California, Riverside, Religion and Sexual Abuse Project, March 2022
Trinity College Dublin School of Law, February 2020

“Religious Corporations”

NYU School of Law, Corporations (Professor Rick Brooks), March 2023 (guest lecture)
Columbia University, Religion & Public Life Seminar, February 2022

“Sovereignty, Reason, and Will: Carl Schmitt and Hasidic Legal Thought”

University of Chicago Divinity School, Political Theologies Seminar, February 2023
Lund University Faculty of Law, Law, Theology & Culture Seminar, October 2022

“*Fulton’s* Missing Question: Religious Adoption Agencies and the Establishment Clause,” UMass Amherst, New Directions in Law and Society Junior Scholar Workshop, October 2021

“Free Exercise Partisanship”

Penn State School of Law University Park, Faculty Workshop, July 2021
University of Chicago Law School, Public Law Workshop, November 2020

“Who Owns Children?: The Right to Parental Control,” University of Paris II, December 2017

AWARDS

Harold Berman Award for Excellence in Scholarship, AALS Section on Law and Religion, 2023
On the Rise—Top 40 Young Lawyer, American Bar Association, 2022

OTHER AFFILIATIONS

Stanford Constitutional Law Center, Stanford Law School, 2018–
Nonresident Fellow, 2018–2023; *Affiliate*, 2024–

Nootbaar Institute for Law, Religion, and Ethics, Pepperdine School of Law, 2022–
Nootbaar Fellow

SELECTED FELLOWSHIPS

Nonresident Fellow, University of Lucerne Faculty of Theology, 2022–2025
Visiting Fellow, University of Queensland Law School, May 2024
Visiting Fellow, University of Bergen, Center for Research on Discretion and Paternalism, August 2022
Visiting Fellow, Max Planck Institute for Legal History and Legal Theory, Frankfurt, June 2022
Visiting Fellow, University of Glasgow School of Law, May 2022
Faculty Fellow, Shalom Hartman Institute of North America, New York, 2017–2020
Visiting Fellow, University of Lucerne, Summer 2018
Fellow, Harvard Law School, Julis-Rabinowitz Program on Jewish and Israeli Law, 2016–2017
Dissertation Completion Fellowship, Memorial Foundation for Jewish Culture, 2015–16
Fellow, Cardozo School of Law, Center for Jewish Law & Contemporary Civilization, 2013–15
Tikvah Scholar, NYU School of Law, Tikvah Center for Law & Jewish Civilization, 2013–14

SERVICE

Editor, Marginalia Review (law and religion), 2020–
Cardozo School of Law Committee Member, Law and Antisemitism Conference, 2025–2026; Clerkships, 2025–2026; Adjunct Appointments, 2024–2025
Organizer, Rights to a Future, Rights of a Child International Conference, University of Lucerne, 2024
Advisory Board Member, Jewish Law Institute, 2021–2024
Peer Reviewer: Yale Law Journal, Journal of Law and Religion, Journal of Church and State, European Educational Research Journal