

MICHAEL L. CORRADO
CURRICULUM VITAE
SEPTEMBER 27, 2019

EDUCATION:

University of Chicago Law School, J.D. with honors, June 1984;

Articles Editor, Law Review

University of Michigan, National Endowment for the Humanities,

Postdoctoral Fellowship, 1978-1979

Brown University, 1966-1970;

Ph.D., Philosophy, 1970; A.M., Philosophy, 1968.

Dissertation: Quantified Modal Logic and the Problem of Essentialism

Pennsylvania State University, B.S., Psychology, 1966, B.A., Philosophy, 1965.

PROFESSIONAL EXPERIENCE:

A. Teaching.

Emeritus, June 30, 2015

Visiting Professor, University of Trento, Italy, Spring 2012, Spring 2013.

Fulbright Distinguished Chair at the University of Trento, Italy, Spring 2011.

Summer Session, Suffolk at the University of Lund, Summer 2007

Summer Session, Hofstra at the University of Nice, Summer 2006

Distinguished Visiting Professor, University of Bologna, May, 2004.

Professor of Philosophy, University of North Carolina (a joint appointment), 2002-present.

Distinguished Visiting Professor of Law, Suffolk University Law School, Fall 2001.

Arch T. Allen Distinguished Professor of Law, University of North Carolina, 1999–present.

Visiting Professor, Duke University Law School, Fall 1999, Spring 2003.

Professor of Law, University of North Carolina School of Law, 1993-present.

Associate Professor of Law, University of North Carolina School of Law, 1988-1993.

Visiting Assistant Professor of Philosophy, Penn State University, 1972-1973.

Asst., Assoc., Full Professor of Philosophy (with tenure), Ohio University, 1970-1981.

B. Editorships and Directorships.

Convenor, Annual Conference on the Future of the Adversary System, 2009 – 2015.

Member, Editorial Board, Philosophy and Criminal Law, 2005 - present.

Special Editor, "Addiction and Responsibility: Parts I and II," 18 *Law and Philosophy* # 6 and 19 *Law and Philosophy* # 1.

Editor-in-Chief, *Law and Philosophy*, a journal of legal philosophy, 1996-2001.

Editor of the Carolina Series in Comparative Law, published by Carolina Academic Press, 1996 - 2013.

Co-Director, UNC Annual Workshop on Law and Philosophy , 1996-2002.

C. Other

Attorney, Mayer Brown & Platt, Chicago, 1985-1988.

Judicial Clerk, Judge Richard Cudahy, U.S. Court of Appeals, 7th Circuit, 1984-1985.

Russian Linguist, U.S. Army Security Agency, 1962-1964, Specialist 5th Class.

BIBLIOGRAPHY:

A. Books.

Presumed Dangerous: Punishment, Responsibility, and Preventive Detention in American Jurisprudence, Durham, N.C.: Carolina Academic Press, 2013 (revised version of *Punishment and Preventive Detention in American Law*, with an English translation of Marcello Busetto's Italian preface).

Preventing Danger: New Paradigms in Criminal Justice (with Michele Caianiello)(an anthology of papers delivered at the Fourth Annual Conference on the Future of Adversary Systems), Carolina Academic Press, 2013.

Punishment and Preventive Detention in American Law, University of Trento, 2012.

Comparative Constitutional Review: A Casebook, Durham, N.C.: Carolina Academic Press, 2004.

Justification and Excuse in the Criminal Law: An Anthology, New York, Garland Publishing Company: 1994.

The Analytic Tradition in Philosophy, Chicago: American Library Association, 1975.

B. Articles.

"Kahler v. Kansas: Insanity and the Historical Understanding of *Mens Rea*," *National Law School of India Review* (Bangalore; forthcoming).

"Free Will Fallibilism and the 'Two Standpoints' Account of Freedom," forthcoming, *Synthese*, 2019 (**peer reviewed**).

"The Takings Doctrine and the Principle of Legality," in *The Routledge Handbook of the Philosophy and Science of Punishment*, edited by Farah Focquaert, Elizabeth Shaw, and Bruce Waller (Routledge, forthcoming).

“Fichte and the Psychopath: Criminal Justice Turned Upside Down,” in *Free Will Skepticism in Law and Society*, edited by Elizabeth Shaw, Derk Pereboom, and Gregg Caruso (Cambridge, 2019)

“Criminal Quarantine and the Burden of Proof,” *Philosophia* (Online First 2018). <https://doi-org.libproxy.lib.unc.edu/10.1007/s11406-018-0026-2> (peer reviewed).

“Free Will, Punishment, and the Burden of Proof,” 37 *Criminal Justice Ethics* 55-71 (2018), DOI: [10.1080/0731129X.2018.1449364](https://doi.org/10.1080/0731129X.2018.1449364) (peer reviewed).

“Moral Responsibility and Intentional Action: Sehon on Freedom and Purpose,” 36 *Criminal Justice Ethics* 246-264 (2017), DOI: [10.1080/0731129X.2017.1341219](https://doi.org/10.1080/0731129X.2017.1341219).

"The Double Track in Continental European Criminology," *The American Academy of Psychiatry and Law Newsletter*, September 2016.

“Insanity and Free Will: The Humanitarian Argument for Abolition,” in *The Insanity Defense: Multidisciplinary Views on Its History, Trends, and Controversies*, Mark D. White, editor (Praeger, January, 2017).

“Doing Without Desert,” in *Free Will and the Law: New Perspectives*, Allan McCay and Michael Sevel, editors (Routledge, February, 2019). Book blurb at <http://www.fishpond.com.au/Books/Free-Will-and-Law-Allan-McCay-Michael-Sevel/9781472481443>.

“Disposition, Consequence, and the Burden of Proof,” *Criminal Justice Ethics* 33, no. 3 (December 2014) 236-45. A review essay: Kadri Vihvelin’s *Causes, Laws, and Free Will: Why Determinism Doesn’t Matter*.

“Terrorists and Outlaws,” in *Preventing Danger: New Paradigms in Criminal Justice*, Michael Corrado and Michele Caianiello, eds., Carolina Academic Press, 2013.

“Why Do We Resist Hard Incompatibilism? Some Thoughts on Freedom and Determinism,” in *The Future of Rehabilitation and Punishment*, ed. Nadelhoffer, Oxford University Press, 2013. Available at SSRN: <<http://ssrn.com/abstract=1936665>>.

“Psychopathy and Preventive Detention: Some Notes Toward a Theory,” in *Handbook of Psychopathy and Law*, eds. Kent Kiehl and Walter Sinnott Armstrong (Oxford, 2013). Available at SSRN: <<http://ssrn.com/abstract=1480482>>.

“Purpose, Cause, and Supervenience,” 11 *Essays in Philosophy* # 1 (2010)(12 pages). Available at SSRN: <<http://ssrn.com/abstract=163465>>.

“Theory and Practice: A Review of Alexander, Ferzan, and Morse’s *Crime and Culpability*,” in Supplement to the Journal *Analysis*, Oxford University Press (2010).

“The Future of Adversary Systems: An Introduction to the Papers from the First Conference,” *North Carolina Journal of International Law and Commercial Regulation* (2010). Available at SSRN: <<http://ssrn.com/abstract=1491136>>.

“Self-Defense, Moral Acceptability, and Compensation,” *American Criminal Law Review* (2010). Available at SSRN: <<http://ssrn.com/abstract=1491144>>.

“A Purely Volitional Theory of Insanity,” *Texas Tech Law Review* (2009). Available at SSRN: <<http://ssrn.com/abstract=1491136>>.

“Compatibilism, Hard Incompatibilism, and Responsibility,” 10 *Essays in Philosophy* # 1 (2009)(15 pages). Available at SSRN: <<http://ssrn.com/abstract=1491318>>.

“Morse on Control Tests,” in *Criminal Law Conversations*, ed. Paul Robinson et al. (Oxford, 2009).

“Slobogin on Legality and Dehumanization,” in *Criminal Law Conversations*, ed. Paul Robinson et al. (Oxford, 2009). Available at SSRN: <<http://ssrn.com/abstract=1331476>>.

“Behavioral Economics, Neurophysiology, Addiction and the Law,” circulating. Available at SSRN: <<http://ssrn.com/abstract=892007>>.

“Martha Nussbaum, Frontiers of Justice: A Review Essay,” 9 *Essays in Philosophy* # 1 (2008)(15 pages). Available at SSRN: <<http://ssrn.com/abstract=1117633>>.

“Addiction and the Theory of Action,” 25 *Quinnipiac Law Review* 117 (2006). Available at SSRN: <<http://ssrn.com/abstract=896104>>.

“Richard Posner,” *Encyclopedia of Philosophy*, (2nd ed., 2005).

“Responsibility and Control,” 34 *Hofstra Law Review* 59 (2005). Available at SSRN: <<http://ssrn.com/abstract=735224>>; reprinted in *Crime and Mens Rea: Emerging Scenarios*, edited by G.V. Mahesh Nath (2009).

“Sex Offenders, Unlawful Combatants, and Preventive Detention,” 84 *North Carolina Law Review* 77 (2005). Available at SSRN: <<http://ssrn.com/abstract=735266>>.

“The Abolition of Punishment,” 35 *Suffolk University Law Review* 257 (2002); excerpted and reprinted in Kaplan, Weisberg, and Binder, *Criminal Law* (5th ed. 2004).

“Egalitarianism and the Problem of Tort Liability,” in *Social, Political, and Legal Philosophy*, ed. by Ernest Sosa and Enrique Villanueva (2001).

“Addiction and Causation,” 37 *San Diego Law Review* 913 (2000).

“Economics, Equality, and Responsibility,” 74 *Notre Dame Law Review* 539 (2000).

“Addiction and Responsibility: An Introduction,” 18 *Law and Philosophy* ___ (1999).

“Criminal Law: Defenses,” “Criminal Law: Promulgation,” and “Preventive Detention,” *Encyclopedia of Philosophy of Law* (Garland Press, 1999).

“Self-Defense, Punishment, and the State’s Right to Detain,” 67 *Archiv fuer Rechts- und Sozialphilosophie* 224 (1997); also appearing in the retitled volume *Challenges to Law at the End of the Twentieth Century* 224 (1997).

“Response to Michael Davis,” 15 *Criminal Justice Ethics* 25 (1996).

“Punishment, Quarantine, and Preventive Detention,” 15 *Criminal Justice Ethics* 3 (1996).

“Rights,” in *The Encyclopedia of Philosophy* (Macmillan, 1996).

“Punishment and the Wild Beast of Prey: The Problem of Preventive Detention,” 86 *Journal of Criminal Law and Criminology* 778 (1996).

“Incapacitation and Self-Defense,” 3 *European Journal of Law, Philosophy, and Computer Science* 172 (1995).

"Is There An Act Requirement in the Criminal Law?" 142 University of Pennsylvania Law Review 1529-1561 (1994).

"Introduction," in Justification and Excuse in the Criminal Law (1994); reprinted in Philosophical Problems in the Law, David M. Adams, ed. (3rd ed., 2000).

"The Place of Formalism in Legal Theory," 70 North Carolina Law Review 1545-1561 (1992).

"How to Do Things on Purpose," 11 Law and Philosophy 265-281 (1992).

"Notes on the Structure of a Theory of Excuses," 83 Journal of Criminal Law and Criminology 465-497 (1991).

"Automatism and the Theory of Action," 39 Emory Law Journal 1191-1228 (1990); reprinted in Readings in Criminal Law, eds. Russell Weaver, et al., (1996).

"The Enforcement of Domestic Relations Decrees in Federal Courts," 50 University of Chicago Law Review 1357-1379 (1983).

"Trying," 20 American Philosophical Quarterly 195 (1983) (**peer reviewed**).

"The Brentano-Vailati Correspondence: Translation and Commentary," (with Roderick Chisholm) 1 Topoi (Italy) 1 (1983).

"A Bibliography of Italian Logical Pragmatism I: Giovanni Vailati," (with Bartolomeo Martello) 7 Philosophy Research Archives #1382 (1981) (**peer reviewed**).

"The Power to Act," 31 Philosophical Studies 177 (1980) (**peer reviewed**).

"The Logic of Intentional Action," 5 Philosophy Research Archives # 1337 (1979) (**peer reviewed**).

"A Note on Harman on Intending," 7 Journal of Critical Analysis 105 (1978) (**peer reviewed**).

"Professor Chisholm and the Criterion," 7 Journal of Critical Analysis 55 (1978) (**peer reviewed**).

"States of Affairs," 7 Philosophia (Israel) 523 (1977) (**peer reviewed**).

"What De Re Belief Is Not," 35 Analysis 188 (1975) (**peer reviewed**).

"On Believing Inscriptions to Be True," 36 Philosophy and Phenomenological Research 59 (1975) (**peer reviewed**).

"Plantinga on Necessity De Re," 67-68 Logique et Analyse 445 (1974) (**peer reviewed**).

"Proper Names and Necessary Properties," 24 Philosophical Studies 112 (1973) (**peer reviewed**).

C. Oral Presentations and Abstracts.

"Retribution and the Limits of Criminal Justice," Cornell University, Justice without Retribution Conference, June 3-5, 2016.

"Abolishing the Insanity Defense and Other 'Humanitarian' Ideas," talk given at Wake Forest Law, 3/31/16, to Criminal Law Round Table.

"Fichte and the Psychopath: Criminal Justice Turned Upside Down," Aberdeen Conference on Free Will Skepticism, Aberdeen, Scotland, April 2015.

"How Should We Deal with Psychopaths?" 45th Annual Meeting of the American Academy of Psychiatry and the Law, October 23, 2014. The panel discussion was entitled "Revisiting a Clockwork Orange," the organizers were Michael Champion and Joseph Simpson, and the other speakers were Charles Scott and Howard Zonana.

"Comparative Analysis of Plea Bargaining: Italy, Germany, and the Republic of Georgia," Presentation to a delegation of Turkish ministers and judges, Duke University Law School, October 2012.

"Preventive Detention and the Principle of Legality," Workshop on the Future of Adversarial Systems, University of Bologna, Ravenna, Italy, May 11-12, 2012.

"General Principles of Transnational Law," Workshop on General Principles of Transnational Law, University of Basel, Basel, Switzerland, June 7-8, 2012 (canceled).

"Five Lectures on Punishment and Preventive Detention," University of Trento, Graduate Seminar in Law, May, 2011; May, 2012; May, 2013.

"Psychopathy and Preventive Detention," MacArthur Foundation Law and Neuroscience Conference on Psychopathy, New Orleans, April 2009.

"Insanity as a Defect of Will," Third Annual Criminal Law Conference, Lubbock, Texas, April, 2009.

"The Entering Wedge: From *Salerno* to *Padilla*," Law Workshop, University of North Carolina, September 2004.

"The Abolition of Punishment," Distinguished Visitor Lecture, Suffolk University, November, 2001.

"Egalitarianism and the Criminal Law," Triangle Criminal Thinking Group, April, 2000.

"Why Addiction is of Interest to Philosophers of Law," Workshop on Michael Moore's *Placing Blame*, University of Pennsylvania, April, 2000.

Invited participant, expenses paid, Freedom Fund Workshop on Preventive Detention, University of San Diego Law School, Larry Alexander, organizer, May 1998.

Invited Participant, expenses paid, Workshop in Honor of Herbert Morris, Columbia Law School, George Fletcher, organizer, March 1998.

"How to Think about Addiction," Department of Philosophy, University of North Carolina at Greensboro, November 1996.

"Gary Becker on Rational Addiction," School of Public Policy, University of North Carolina, October 1996.

"Punishment, Quarantine, and Preventive Detention," Triangle Ethics Circle, University of North Carolina at Chapel Hill, November 1995.

"Incapacitation and the Right of Self-Defense," University of Bologna, Bologna, Italy, June 1995.

"Punishment and the Wild Beast of Prey," Law and Philosophy Symposium, American Philosophical Association Meetings, Boston, December 1994.

"Rights," Greensboro Symposium in Philosophy, Greensboro, North Carolina, April 1994.

"Is There An Act Requirement in the Criminal Law?" Symposium on the work of Michael Moore, University of Pennsylvania, February 1994; Triangle Ethics Circle, University of North Carolina at Chapel Hill, January 1994.

Commentator, Nutting's "Legal Argument as Inference to the Best Explanation," APA New Orleans, April 1990.

Chair, Colloquium on Communitarianism, APA Atlanta, December 1989.

Chair, Colloquium on Meinongian Ontology, APA, Cincinnati, April 1984.

Commentator, Reddam's "Van Fraassen on Propositional Attitudes," APA Philadelphia, December 1981.

"On a Proposed Necessary Condition for De Re Belief," APA Boston, December 1976; Conference on Language, Louisville, May 1976.

Commentator, Lucey's "On Epistemic Preferability," APA New Orleans, April 1976.

"Belief De Re," Ohio State Philosophy Colloquium, May 1975.

"The Case for States of Affairs," Chisholm Conference, Normal, Illinois, November 1974.

"Believing Inscriptions to Be True," Penn State Colloquium, May 1973.

"Plantinga on Necessity De Re," APA St. Louis, May 1972.

"Quantified Modal Logic and the *De Re*," Annual Meeting of the Association for Symbolic Logic, 1972.

"Quantified Modal Logic and the *De Re* (abstract)," 37 *Journal of Symbolic Logic* 440 (1972).

"Some Notes on the Logic of Recurrence (abstract)," 37 *Journal of Symbolic Logic* 444 (1972).

D. Other.

Review, "*Grounds for Grammar*, by Gregory Ross," 11 *Philosophy and Rhetoric* 289 (1978).

Review, "*Hans Reichenbach's Philosophy of Grammar*, by William McMahon," 11 *Philosophy and Rhetoric* 212 (1978).

Review, "*Ontology and the Vicious Circle Principle*, by Charles Chihara," 14 *International Philosophical Quarterly* 375 (1974).

Review, "*The Nature of Necessity*, by Alvin Plantinga," 15 *International Philosophical Quarterly* 231 (1975).

Basic Problems of Philosophy, A Study Guide, Pennsylvania State University Study by Correspondence (1973).

Introduction to Logic, A Study Guide, Pennsylvania State University Study by Correspondence (1973).

GRANTS:

Fulbright Grant, Distinguished Chair in Law at Trento, Italy, 2011.

Matching Fund Award, Center for Global Initiatives, support for 2011 Conference on the Future of Adversarial Systems.

Grant, U.S. Department of Education, Title VI, for additional support for conferences on the future of adversarial systems through 2015.

Grant, European Union Center of Excellence at UNC, 2009 - 2015 (to support annual conferences on the future of adversarial systems). This grant consists of funds from the European Union and the U.S. Department of Education.

Grant, UNC European Center, 2000-2001 (for development of French language component for seminar on comparative constitutional law).

Faculty Research Grant, University of North Carolina at Chapel Hill, May 20, 1994.

NEH Postdoctoral Fellowship, U. Mich., 1978-1979

NEH Summer Seminar in the Humanities, U. Mass., Summer 1977.

NDEA Fellowship Grant, Brown University, 1966-1970

PROFESSIONAL SERVICE:

A. To discipline.

1. Cases argued in court:

United States v. Mathis, criminal appeal, Fourth Circuit Court of Appeals, 1996.

ACLU Amicus Brief, State v. Andre Green, North Carolina ACLU, 1994-95.

Johnson v. Lanham, prisoner civil rights appeal, Fourth Circuit Court of Appeals, 1993.

Gardner v. Beale, prisoner civil rights appeal, Fourth Circuit Court of Appeals, 1993.

Smith-Bey v. Hospital Administrator, prisoner civil rights appeal, Seventh Circuit Federal Court of Appeals, 1988.

2. Other

Chairman, American Philosophical Association Committee on the Rights of Philosophers, 1999 – 2003.

Member, APA Committee on Philosophy and Law, 1991-1994.

Member, Amintaphil Membership Committee, 1994-1996.

Referee, Philosophy Research Archives, 1983 - 1995.

Member, APA Subcommittee on Academic Careers, 1981-1984.

Member of the Editorial Board and Contributor to Guide to Publishing Philosophy,
Delaware: American Philosophical Association, 1977.

B. UNC-Chapel Hill.

Member, UNC Library Administrative Board, 2002 - 2004.

Member, Steering Committee, Center for European Studies, University of North Carolina at Chapel Hill, 1998 - present.

Member, University Center for International Studies Advisory Committee, University of North Carolina at Chapel Hill, 1995 - 2000.

Associate Dean, Law School, 1995-2000.

Membership in and chairmanship of various Law School Committees, 1988-present.

C. Other.

Member, Board of Visitors, Ohio University, 1994-1997.