

SUSANNA L. BLUMENTHAL

ACADEMIC APPOINTMENTS

**University of Minnesota
Law School**

Professor, 2014-present
Associate Professor, 2007-13
Co-Director, Program in Law & History
Lamplmer Fessler Faculty Fellow

Department of History

Associate Professor, 2007-present

University of Michigan Law School

Assistant Professor, 2000-2006
Edwin N. West Faculty Award, 2003

SELECTED PUBLICATIONS

Books

Law and the Modern Mind: Consciousness and Responsibility in American Legal Culture (Harvard University Press, 2016)

The Apprehension of Fraud (work-in-progress)

Articles

“A Horror of Being Duped?: The Forgery Trial of Charles B. Huntington.” (work-in-progress)

“Domesticity and Distrust: Discerning Deceit in the Nineteenth-Century Courtroom.” (work-in-progress)

“Toward a Legal History of Humbug,” *Buffalo Law Review* (January 2016), 161-92

“The Legal Person: A History of the Forensic Fiction,” in *The Ashgate Research Companion to Law and Humanities in Nineteenth-Century America*, Nan Goodman and Simon Stern, eds. (forthcoming, 2016)

“A Mania for Accumulation: The Plea of Moral Insanity in Gilded Age Will Contests,” in *Making Legal History*, Daniel Hulsebosch and Richard B. Bernstein, eds. (New York University Press, 2013), pp. 181-234

“Of Mandarins, Legal Consciousness, and the Cultural Turn in U.S. Legal History.” (invited contribution to symposium reassessing Robert W. Gordon’s “Critical Legal Histories,” 36 *Law*

✂ *Social Inquiry* (Winter 2012), pp. 167-86

“Death by his own hand’: Accounting for Suicide in Nineteenth-Century Life Insurance Litigation,” in *Subjects of Responsibility: Framing Personhood in Modern Bureaucracies*, Andrew Parker, Martha Umphrey, and Austin Sarat, eds. (Fordham University Press 2011), pp. 98-144

“The Mind of the Moral Agent’: Scottish Common Sense and the Problem of Responsibility in Nineteenth-Century American Law,” 26 *Law and History Review* (Spring 2008), pp. 99-159

“Metaphysics, Moral Sense, and the Pragmatism of the Law,” 26 *Law and History Review* (Spring 2008)(response to commentators), pp. 177-85

“The Default Legal Person.” 54 *UCLA Law Review* (June 2007), pp. 1135-1265

“The Deviance of the Will: Policing the Bounds of Testamentary Freedom in Nineteenth-Century America,” 119 *Harvard Law Review* (February 2006), pp. 959-1034

“Law and the Creative Mind, 74 *Chicago-Kent Law Review* (1998) (published in 2000), pp. 151-228

“The Tempest in My Mind’: Cultural Interfaces between Psychiatry and Literature, 1844-1900,” in *The Journal of the History of the Behavioral Sciences* (January 1995), pp. 3-34

AWARDS and FELLOWSHIPS

AAS-National Endowment for the Humanities Long-Term Fellowship, American Antiquarian Society, Worcester, MA, 2016-17

Fellow, Law and Public Affairs Program, Princeton University, Princeton, N.J. 2009-2010

External Faculty Fellowship, Stanford Humanities Center, Stanford, CA 2009-2010 – declined

Sargent-Faulx Fellow, Radcliffe Institute for Advanced Study at Harvard University, Cambridge, MA. 2003-2004

Andrew W. Mellon Fellowship for Junior Faculty, American Council of Learned Societies. 2003-2004

Lloyd Lewis Fellowship in American History, Newberry Library, Chicago, IL. 2003-2004 – declined

Pew Program in Religion and American History Dissertation Fellowship, Yale University, New Haven, CT. 1998-1999

Samuel I. Golieb Fellowship, New York University School of Law, New York, NY. 1996-1997

Olin Foundation Summer Research Fellowship, Yale Law School, New Haven, CT. Summer 1996

Legal History Fellow, Yale Law School, New Haven, CT. 1995-1996

John F. Enders Research Grant, Yale University. 1996

Andrew W. Mellon Fellowship, Center for the Study of New England History, Massachusetts Historical Society. September 1997

EDUCATION

Yale University, Department of History Ph.D.; November, 2001

Dissertation Topic: "Law and the Modern Mind: The Problem of Consciousness in American Legal History"; Committee: David Brion Davis, (Director)

Awards: George Washington Eggleston Historical Prize (best dissertation in American history);
Gaye G. Dominick Fellowship in U.S. History; A. Bartlett Giamatti Fellowship

Yale Law School J.D.; June 1996

Activities: Editor, *Yale Law Journal*
Submissions Editor, *Yale Journal of Law and Humanities*
Supervisor, Poverty Clinic, Yale Legal Services Organization
Board of Directors, Student Parent and Family Services, Inc.

Awards and Honors: Coker Fellow; Legal History Fellow, 1995-1996

University of Oxford, University College Fall 1990-Spring 1991

Rotary International Foundation Scholarship. Philosophy, jurisprudence, and political theory

Harvard University, Department of Government A.B., *magna cum laude*; June, 1990

Senior Honors Thesis: "The Secularization of Toleration"; Judith N. Shklar, Advisor

Awards and Honors: Phi Beta Kappa, John Harvard Scholarship, Elizabeth Agassiz Award,
Thomas T. Hoopes Prize (for senior honors thesis)

OTHER WORK EXPERIENCE

The Chambers of Judge Kimba Wood Law Clerk
New York, NY 1997-1998

Debevoise & Plimpton Summer Associate
New York, NY 1994

Covington & Burling Summer Associate
New York, NY 1993

American Civil Liberties Union Summer Law Intern
New York, NY 1992

SELECTED PROFESSIONAL ASSOCIATIONS AND ACTIVITIES

Board of Directors, American Society for Legal History: 2013-16
Member/Conference Co-Organizer, The Legal History Consortium, 2010-16
Member, Institute for Advanced Study Research Collaborative on Consciousness 2015-present

SELECTED PRESENTATIONS AND LECTURES

Invited Presenter, "The Criminal Law's Person," Cambridge University, Cambridge, England; April 2016

Invited Presenter, "Money in Law and Literature," University of Chicago Law School, Chicago, IL;
February 2016

Chair/commentator on the session, "Privatizing Personhood," American Society of Legal History,
Washington, DC; October 2015.

"Toward a Legal History of Humbug," University of Chicago Law School, Chicago, IL; April 2015

Invited Presenter, "Opportunities for Law's Intellectual History," the University of Buffalo Law
School's Baldy Center for Law and Social Policy; Buffalo, New York; October 2014.

"A Black Lie and a White Lie at the Same Time": The Forgery Trial of Charles B. Huntington,"
American Society for Legal History; Denver, CO; November 2014.

Chair/commentator on the session, "Law and Psychiatry in Modern America," American Society for
Legal History; Denver, CO; November 2014.

"The Apprehension of Forgery in Nineteenth-Century America," German Historical Institute
Conference on "Shady Business: White-Collar Crime in History; Washington, D.C., September
2014.

Chair/commentator on the session, "Forensics and Medical Jurisprudence Past and Present," Law
and Society Association; Minneapolis, MN; June 2014.

"Law and the Modern Mind," Duke Law School; Durham, North Carolina; April 2014.

"The Apprehension of Fraud in Nineteenth-Century American Law," Triangle Legal History Seminar,
Durham, NC, April, 2014.

"A Horror of Being Duped": The Apprehension of Fraud in Nineteenth-Century American Law,"
Faculty Works-in-Progress, University of Minnesota Law School; Minneapolis, MN; October
2013; Strategic Management & Entrepreneurship Department Research Seminar, Carlson School
of Management, University of Minnesota; Minneapolis, MN; November 2013.

- “Insanity and the Responsible Agent,” Law and Society Association; Boston, MA; June 2013.
- Invited speaker, “Law Books in Action,” University of Toronto, Faculty of Law (event marking the publication of collection of essays on the Anglo-American legal treatise); Toronto, Canada; November 2012.
- Commentator, “Should the Science of Adolescent Brain Development Inform Legal Policy?,” Consortium on Law and Values, University of Minnesota (event in connection with lecture by Laurence Steinberg, Distinguished University Professor and Laura H. Carnell Professor of Psychology, Temple University); Minneapolis, MN; November, 2012.
- Commentator on the session, “Changing Conceptions of Law and Society in American Legal Thought,” Law and Society Association; Honolulu, Hawai‘i; June 2012.
- “Character, Capacity, and the Making of Responsible Persons,” Robina Institute of Criminal Law and Criminal Justice, University of Minnesota Law School (as part of international conference organized with Antony Duff); Minneapolis, MN; April 2012.
- “The Law’s Enlightenment: Common Sense, Common Law, and the Apprehension of the Mental Alien,” National Security, Human Rights and the “Other” Conference, University of Minnesota Law School, May 20-21, 2011.
- Commentator on the panel, “The Body,” We Must First Take Account: A Conference on Race, Law, and History in the Americas, University of Michigan; Ann Arbor; April 2011
- Roundtable Discussant, “Revisiting Robert W. Gordon’s ‘Critical Legal Histories,’” Theme Session, Law and Society Association; Chicago, IL; May 2010.
- “Moral Sense and Insensibility: The Plea of Insanity in Nineteenth-Century Will Contests,” Conference in Honor of William E. Nelson, NYU School of Law; New York, NY; May 2010.
- “A Responsible Originator: Consciousness and Liability in Nineteenth-Century Tort Law,” Program in Law and Public Affairs, Princeton University; April, 2010.
- “Law and the Modern Mind: Consciousness and Responsibility in American Legal Culture,” Stanford Legal History Workshop; Stanford, CA; March 2009; University of Michigan Legal History Workshop; Ann Arbor, MI; October 2009; Boston University Legal History Series; Boston, MA; November 2009; University of Virginia Legal History Workshop; Charlottesville, VA; January 2009; Cardozo Law School, New York, NY; February 2010; University of Pennsylvania Legal History Workshop, March 2010.
- “Death by his own hand?: Accounting for Suicide in Nineteenth-Century Life Insurance Litigation,” Amherst College Conference: “Fashioning Responsible Subjects”; Amherst, MA; September, 2007; NYU Legal History Colloquium; New York, NY; October, 2007; University of Minnesota Legal History Workshop; Minneapolis, MN; January 2008.
- “Domesticity and Distrust: Discerning Deceit in the Nineteenth-Century Courtroom,” University of Minnesota Law School Faculty Workshop; Minneapolis, MN; February 2009.

“The Excuse of Moral Insanity,” Brooklyn Law School Symposium: “Is Morality Universal and Should the Law Care?”; Brooklyn, NY; September 2008.