

**CURRICULUM VITAE**  
**JAMES N.G. CAUTHEN**

Associate Professor  
Department of Political Science  
John Jay College of Criminal Justice  
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**Education**

- Ph.D. Political Science, University of Kentucky, 1998  
Major field: Public Law and Judicial Process  
Dissertation: *Extending Rights: A Model of State Constitutional Policymaking under the New Judicial Federalism*
- M.A. Political Science, University of Kentucky, 1996
- J.D. University of Virginia, 1983
- B.A. Political Science, University of North Carolina at Chapel Hill, 1979

**Academic Appointments**

- Associate Professor    Department of Political Science, John Jay College of Criminal Justice, The City  
2002, 2004-            University of New York
- Assistant Professor    Department of Political Science, University of North Carolina at Greensboro  
2002-2004
- Assistant Professor    Department of Government, John Jay College of Criminal Justice, The City  
1997-2002            University of New York

**Scholarship**

**Articles**

Cauthen, James N.G. 2022. "Providing Opinions: State Attorneys General and State Constitutions." *Publius: The Journal of Federalism* 52:579-604.

Cauthen, James N.G. 2013. "Referenda, Initiatives and State Constitutional No-aid Clauses." *Albany Law Review: State Constitutional Commentary* 76:2141-2187.

Cauthen, James N.G. 2012. "State Constitutions and Challenges to Non-Public School Transportation Programs." *Journal of Church and State* 55:498-526.

Cauthen, James N.G. and Barry Latzer. 2008. "Why so Long? Explaining Processing Time in Capital Appeals." *Justice System Journal* 29:298-312.

Hartmus, Diane M., James N.G. Cauthen, and James P. Levine. 2006 "Enriching Student Understanding of Trial Courts: Making Courts and Judges Accessible through Service Learning." *Journal of Criminal Justice Education* 17:23-43.

Cauthen, James N.G. and C. Scott Peters. 2004. "Courting Constituents: District Elections and Judicial Behavior on the Louisiana Supreme Court." *Justice System Journal* 24:265-281.

Cauthen, James N.G. 2003. "Horizontal Federalism in the New Judicial Federalism: A Preliminary Look at Citations." *Albany Law Review: State Constitutional Commentary* 66:783-795.

Latzer, Barry and James N.G. Cauthen. 2001. "Another Recount: Appeals in Capital Cases." *The Prosecutor* 35:25-28.

Cauthen, James N.G. 2000. "Judicial Innovation under State Constitutions: An Internal Determinants Investigation." *American Review of Politics* 21:19-42.

Cauthen, James N.G. and Barry Latzer. 2000. "Time on Appeal: Empirical Evidence on Capital Case Processing in New Jersey." *The Judges' Journal* 39:12-17.

Cauthen, James N.G. 2000. "Expanding Rights under State Constitutions: A Quantitative Appraisal." *Albany Law Review: State Constitutional Commentary* 63:1183-1204.

Latzer, Barry and James N.G. Cauthen. 2000. "The Meaning of Capital Appeals: A Rejoinder to Liebman, Fagan and West." *Judicature* 84:142-143.

Latzer, Barry and James N.G. Cauthen. 2000. "Capital Appeals Revisited." *Judicature* 84:64-71.

Cauthen, James N.G. 1999. "State Constitutional Policymaking in Criminal Procedure: A Longitudinal Investigation." *Criminal Justice Policy Review* 10:521-545.

### **Other Publications**

Cauthen, James N.G. 2022. Review of *Hidden Laws: How State Constitutions Stabilize American Politics* by Robinson Woodward-Burns. *Law and Politics Book Review* 32:24-27.

Cauthen, James N.G. 2008. Review of *The American State Constitutional Tradition* by John J. Dinan. *Law and Politics Book Review* 18:103-105.

Latzer, Barry and James N.G. Cauthen. 2007. "Justice Delayed? Time Consumption in Capital Appeals: A Multistate Study." Report Number 2004-IJ-CX-0005, National Institute of Justice (available at <http://www.ojp.usdoj.gov/nij>)

Cauthen, James N.G. 2003. "State Bills of Rights," and "State Constitutional Rights". In David A. Schultz, ed. *The Encyclopedia of Civil Liberties*. New York: M.E. Sharpe.

Cauthen, James N.G. 2002. "Bill of Attainder," "John Jay," "*Frontiero v. Richardson*," and "*Griswold v. Connecticut*." In David A. Schultz, ed. *The Encyclopedia of American Law*. New York: Facts on File, Inc.

Cauthen, James N.G. 2001. Review of *Courts as Catalysts: State Supreme Courts and Public School Finance Equity* by Matthew H. Bosworth. *Law and Politics Book Review* 11:446-448.

Cauthen, James N.G. 1999. Review of *Damages: One Family's Legal Struggles in the World of Medicine* by Barry Werth. *Law and Politics Book Review* 9:99-101.

## Conference Presentations

Cauthen, James N.G., "Partisanship, State Attorneys General, and Advisory Opinions." Paper presented at the annual meeting of the American Political Science Association, Montreal, September, 2021.

Cauthen, James N.G., "State Constitutional Guidance and Attorney General Opinions." Paper presented at the annual meeting of the Midwest Political Science Association, Chicago, Illinois, April, 2021.

Cauthen, James N.G., "State Attorneys General, Advisory Opinions, and State Constitutional Meaning." Paper presented at the annual meeting of the Midwest Political Science Association, Chicago, Illinois, April, 2019.

Cauthen, James N.G. "Dynamic State Constitutionalism and Aid to Religious Schools." Paper presented at the annual meeting of the Western Political Science Association, Vancouver, BC, April, 2017.

Cauthen, James, N.G. "Shared Governance at CUNY." Panel presentation at University Faculty Senate Spring Conference, "Shared Governance: Structures and Best Practices." John Jay College of Criminal Justice, New York, April, 2017.

Cauthen, James N.G. "Providing their Opinions: State Attorneys General and State Constitutional Meaning." Paper presented at the annual meeting of the Midwest Political Science Association, Chicago, Illinois, April, 2016.

Cauthen, James N.G. "Constitutional Dialogue and Aid to Religious Schools." Paper presented at the annual meeting of the Midwest Political Science Association, Chicago, Illinois, April, 2015.

Cauthen, James N.G. "Catholic Voters and State No-Aid Clauses: Florida's 2012 Ballot Proposition." Paper presented at the annual meeting of the Midwest Political Science Association, Chicago, Illinois, April, 2014.

Cauthen, James N.G. "Constitutional Differences: Judicial Decision-Making and State Constitutional Text." Paper presented at the annual meeting of the American Political Science Association, Washington, D.C., September, 2010.

Cauthen, James N.G. "State Constitutional Text and Policy Convergence in the New Judicial Federalism." Paper presented at the annual meeting of the Southern Political Science Association, Atlanta, Georgia, January, 2010.

Cauthen, James N.G. "The Impact of the Blaine Amendment in New York." Paper presented at the annual meeting of the New England Political Science Association, Portland, Maine, May, 2009.

Cauthen, James N.G. "Building a Higher Wall with the State Constitution?: State Supreme Courts and School Vouchers after *Zelman*." Paper presented at the Annual Meeting of the Midwest Political Science Association, Chicago, April, 2003.

Cauthen, James N.G. "An Integrated Model of Judicial Innovation under the New Judicial Federalism." Paper presented at the Annual Meeting of the American Political Science Association, San Francisco, August, 2001.

Cauthen, James N.G. "Judicial Innovation under State Constitutions." Paper presented at the Annual Meeting of the Midwest Political Science Association, Chicago, April, 2000.

Cauthen, James N.G. "Using Short Papers to Help Meet Course Goals." Presentation at the Annual Conference of the CUNY Association of Writing Supervisors, New York, October, 1999.

Cauthen, James N.G. and Barry Latzer. "An Empirical Study of the Post-Sentence Capital Case Process in New Jersey." Paper presented at the Annual Meeting of the Northeastern Association of Criminal Justice Sciences, Lambertville, New Jersey, June, 1999.

Cauthen, James N.G. "Cross-State Characteristics and the Extension of Rights in the New Judicial Federalism." Paper presented at the Annual Meeting of the Midwest Political Science Association, Chicago, April, 1998.

Cauthen, James N.G. "Extending Rights: State Supreme Courts and State Constitutions in the New Judicial Federalism." Paper presented at the Annual Meeting of the Midwest Political Science Association, Chicago, April, 1997.

Canon, Bradley C., C. Scott Peters, James N.G. Cauthen and J.D. Droddy. "Controversial Court Decisions, Individual Ideology and Retaliation: An Experiment." Paper presented at the Annual Meeting of the Midwest Political Science Association, Chicago, April, 1996.

Cauthen, James N.G. and C. Scott Peters. "Responding to Local Interests: Representational Behavior of State Supreme Court Justices." Paper presented at the Annual Meeting of the Southern Political Science Association, Tampa, November, 1995.

Cauthen, James N.G. "Senators and their Ideological Evaluations of Supreme Court Nominees: A View from the Judiciary Committee." Paper presented at the Annual Meeting of the Midwest Political Science Association, Chicago, April, 1995.

### **Other Presentations**

"Alternative Approaches to Justice; Case Flow Management." Presentation to International Development Bank, Washington D.C. December, 2013.

Panelist on "Criminal Justice Close-Up" (CUNY Television, New York), May, 2001 and May, 2007.

"Capital Case Processing and the Pile-Up on Death Row." Faculty Research in Progress Seminar Series, John Jay College of Criminal Justice, May, 2001 (with Barry Latzer).

### **Reviewer**

*American Politics Research*

*Criminal Justice Policy Review*

*Journal of Law and Courts*

*Journal of Policy History*

*Justice System Journal*

*Publius: The Journal of Federalism*

National Science Foundation –Law and Social Science Program

W.W. Norton Publishing Company

CQ Press

### **Research Grants and Awards**

PSC-CUNY Research Award, 2012  
Pi Sigma Alpha (John Jay Chapter), Outstanding Teacher Award, 2006  
Associate Investigator, “A Multistate Analysis of Time Consumption in Capital Appeals.” National Institute of Justice, U.S. Department of Justice, 2004-2007  
PSC-CUNY Research Award, May, 1999  
PSC-CUNY Research Award, April, 1998  
University of Kentucky Graduate School Fellowship (full-time), 1994-1995  
University of Kentucky Graduate School Fellowship (full-time), 1993-1994

### **Service (John Jay and Professional)**

Steering Committee Co-chair, Middle States Commission on Higher Education re-accreditation, 2020-2023  
Political Science Department Personnel and Budget Committee, 1999-2002, 2005-2010, 2011-2019, 2022-  
Political Science Comparative Politics Search Committee, 2022  
Political Science Grade Appeals Committee, 2019-2020  
Political Science Lecturer Search Committee, 2019  
Political Science Department Chairperson, 2013-2019  
Faculty Personnel Committee, 2013-2019  
Provost Advisory Council, 2013-2019  
Council of Chairs, 2013-2019 (Vice-Chair, 2016-2019)  
Teaching and Learning Center Advisory Board, 2013-2019  
Budget Planning Subcommittee of the College Council, 2016-2019  
Strategic Planning Subcommittee of the College Council, 2016-2019  
Faculty Senate, 1998-2002, 2004-2006, 2011-2015, 2017-2019  
College Council, 1998-2002, 2004-2006, 2011-2015, 2017-2019  
Undergraduate Curriculum and Standards Committee, 2019  
Robert H. Smith Center for the Constitution at James Madison’s Montpelier, Course Advisory Committee, 2017  
Pre Law Advisor, John Jay Pre Law Institute, 2013-2015  
Center for Post-Graduate Opportunities and Preparation Director Search Committee, 2015  
Chair, John Jay College Charter Study Group, 2015  
American Political Science Association Mentoring program, 2010-2014  
Coordinator, Law and Society Major, 2011-2013  
Council of Undergraduate Major Coordinators, 2009-2013  
Middle States Workgroup 1 Committee, 2011-2013  
Comparative Politics Faculty Search Committee, 2013  
Coordinator, Legal Studies Major, 2007-2011  
Chair, Law and Society Major Proposal Committee, 2009-2011  
Search Committee for Director of Center for the Advancement of Teaching, 2010.  
Political Science Department Deputy Chair, 2009-2010  
Political Science Department Curriculum Committee, 2009-2010  
Chair, General Education Subcommittee on the Introductory or Gateway Course, 2009  
Political Science 101 Coordinator, 2007-2009  
Research Advisory Committee, 2005-2009  
Coordinator, Judicial Studies Major, 2004-2009  
College Judicial Committee (Rotating Chair), 2006-2008

Alpha Phi Sigma Honor Society Faculty Advisor, 2006-2008  
Distance Learning Task Force, 2006-2007  
Community College Educational Partnership Committee (Criminal Justice), 2006-2007  
Coordinator, Criminal Justice Major, 2005-2007  
Faculty Senate Executive Committee, 1999-2002, 2004-2006  
Faculty Senate/Council of Chairs Committee on the Revision of the Personnel Process, 2004-2006  
College Council Executive Committee, 1999-2000, 2001-2002  
Library Committee, Middle States Association of Colleges and Schools Self-Study, 2001-2002  
Honors Program Development Committee, 2001-2002  
Committee on Faculty Elections, 2000-2002  
Volunteer Undergraduate Academic Advisor, 1997-2002  
CUNY Baccalaureate Program Faculty Mentor, 2000-2001  
CUNY Pipeline Program Faculty Advisor, 2000-2001  
Legal Advisor to the Faculty Senate, 2000-2001  
Government Department Grade Appeal Committee, 1998-2000  
Faculty Senate Course Fair Committee, 1998  
Faculty Advisor, Summer School Registration, 1998.  
Government Department Treasurer, 1997-1998  
Government Department Campaign Captain, CUNY Campaign for Charitable Giving, 1997

#### **Other Professional Experience**

1983-1987; 1988-1993: Associate and Partner (1992-1993) with the law firm of Ogden, Newell & Welch, Louisville, Kentucky, with primary practice emphasis in commercial litigation, professional malpractice defense and bankruptcy.

1987-1988: Associate with the law firm of Smith, Taggart, Gibson & Albro, Charlottesville, Virginia, with primary practice emphasis in commercial litigation.