

# ANDREW THEODORE JORDAN

University of Iowa College of Law

Associate Professor

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## ACADEMIC EMPLOYMENT

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**University of Iowa College of Law** August 2022—  
Associate Professor of Law (pre-tenure)

**University of Michigan Law School** August 2020– June 2022  
Faculty Fellow (Visiting Assistant Professor)

**Otterbein University**, Westerville, OH Sept. 2008– May 2014  
*Senior Lecturer*, Department of Religion and Philosophy

## EDUCATION

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**University of Michigan Law School**, Ann Arbor, MI Dec. 2016  
**J.D.**, *Magna Cum Laude*, *Order of the Coif*  
• *Michigan Journal of Race and Law*, Associate Editor

**University of Washington**, Seattle, WA Aug. 2010  
**Ph.D.**, **Philosophy**  
• Dissertation Title: “*Putting Judgment in Context: Moral Particularism and the Structure of Practical Reason*”  
Committee: Cass Weller (chair), Jean Roberts, Angela Smith

**Haverford College**, Haverford, PA May 2000  
**B.A.**, **Philosophy**, Departmental Honors

## ACADEMIC PUBLICATIONS

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### Published Articles

#### *Law and Legal Theory*

1. *Commerce in the Balance*, 38 CONSTITUTIONAL COMMENTARY (forthcoming) (Selected as the “[Download of the Week](#)” on Larry Solum’s Legal Theory Blog).
2. *The Promise of Contract Pluralism*, 56 CONNECTICUT L. REV. 639 (2024) (“[Recommended](#)” on Larry Solum’s Legal Theory Blog)
3. *The (Ir)relevance of Positivist Arguments for Originalism*, 56 LOYOLA OF LOS ANGELES L. REV. 937 (2023)
4. *Constitutional Anti-Theory*, 107 GEORGETOWN LAW JOURNAL 1515 (2019) (Selected as the “[Download of the Week](#)” on Larry Solum’s Legal Theory Blog)
5. *Exclusionary Reasons, Virtuous Motivation, and Legal Authority*, 31 CANADIAN JOURNAL OF LAW AND JURISPRUDENCE 347 (2018) (“[Recommended](#)” on Larry Solum’s Legal Theory Blog.)

## ***Ethical Theory***

6. *Whole-Hearted Motivation and Relevant Alternatives: A Problem for the Contrastivist Account of Moral Reasons*, 17 *ETHICAL THEORY AND MORAL PRACTICE* 835 (2014).
7. *On Reasons, Evidence of Oughts, and Morally Fitting Motives*, 42 *PHILOSOPHIA* 391 (2014).
8. *Reasons, Holism and Virtue Theory*, 63 *THE PHILOSOPHICAL QUARTERLY* 248 (2013)

## ***Philosophy of Humor***

9. *Eutrapelia and the Normativity of Social Humor*, in *THE MORAL PSYCHOLOGY OF AMUSEMENT* (Brian Robinson, ed.) (2021) (with Stephanie Patridge).
10. *Fitting Attitude Theory and the Normativity of Jokes*, 83 *ERKENNTNIS* 1303 (2018) (with Stephanie Patridge).
11. *Against the Moralistic Fallacy: A Modest Defense of a Modest Sentimentalism about Humor*, 15 *ETHICAL THEORY AND MORAL PRACTICE* 83 (2012) (with Stephanie Patridge).

## **Works in Progress**

1. *The Oath Argument is Not Promising*
2. *Metaphysikers and Pragmatists: The Real Divide in Constitutional Theory*
3. *What on Earth is a Burden on Interstate Commerce?*

## **LEGAL EMPLOYMENT AND CLERKSHIPS**

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<b>Law Clerk to Justice R. Patrick DeWine</b> Ohio Supreme Court	<i>Feb. 2019– July 2020</i>
<b>Vorys, Sater, Seymour and Pease</b> <i>Associate, Labor and Employment</i>	<i>Sept. 2018– Feb. 2019</i>
<b>Law Clerk to the Honorable Ronald M. Gould</b> U.S. Court of Appeals for the Ninth Circuit	<i>Aug. 2017– Aug. 2018</i>
<b>Vorys, Sater, Seymour and Pease</b> <i>Associate, Labor and Employment</i>	<i>March 2017– July 2017</i>

## **TEACHING EXPERIENCE**

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### **University of Iowa College of Law:**

Jurisprudence  
Constitutional Law I  
Seminar in Constitutional Theory  
Constitutional Law II

### **University of Michigan Law School:**

Private Agreements, Public Values (Topic: Moral and legal limits on private agreements)  
Contracts

**Otterbein University:**

Philosophy of Law

Metaethics (Topic: moral realism and anti-realism)

Contemporary Ethics and Metaethics (Topic: contemporary virtue theory)

Seminar in Epistemology and Metaphysics (Topic: the philosophical implications of recent empirical research for free will, virtues, and the epistemic status of moral intuitions)

Political Philosophy

Environmental Ethics

Contemporary Moral Problems

Global Ethics

Symbolic Logic

Effective Thinking