

John Wertheimer
Professor of History
Davidson College
Davidson, NC 28035-7053
(704) 894-2039 [phone]
jowertheimer@ davidson.edu

CURRICULUM VITAE

Education

Ph.D., Princeton University, 1992.

M.A., Princeton University, 1988. General examination fields: U.S. History, 1815-1920; Modern Mexico and Argentina; Twentieth-Century United States.

B.A., Oberlin College, 1985. Phi Beta Kappa. High honors in history.

Professional Employment

Professor, Department of History, Davidson College, 2006-present.

Associate Professor, Department of History, Davidson College, 1999-2006.

Assistant Professor, Department of History, Davidson College, 1993-1999.

Lecturer, Princeton University, 1991-93.

Select Publications

“Counting as a Tool of Legal History,” in Daniel Hulsebosch and R. B. Bernstein, eds., *Making Legal History: Essays in Honor of William E. Nelson* (New York: New York University Press, 2013).

“The law recognizes racial instinct’: *Tucker v. Blease* and the Black-White Paradigm in the Jim Crow South,” *Law and History Review* 29:2 (2011): 471-95.

“Introduction” to forum on “Racial Determination and the Law in Comparative Perspective,” *Law and History Review* 29:2 (2011): 465-69.

“*Willis v. Jolliffe*: Love and Slavery on the South Carolina-Ohio Borderlands,” in Tony Freyer and Lyndsay Campbell eds., *Freedom's Conditions in the U.S.-Canada Borderlands in the Age of Emancipation* (Durham: Carolina Academic Press, 2011), 257-84.

Law and Society in the South: A History of North Carolina Court Cases (Lexington, KY: New Directions in Southern History Series, University Press of Kentucky, 2009), co-winner of the North Carolina Society of Historians’ Willie Parker Peace History Book Award for 2010.

“The Collaborative Research Seminar,” in Gary J. Kornblith and Carol Lasser, eds., *Teaching American History: Essays Adapted from The Journal of American History, 2001-2007* (Bedford/St. Martin’s, 2009).

“Gloria’s Story: Adulterous Concubinage and the Law in Twentieth-Century Guatemala,” *Law and History Review*, 24:2 (Summer 2006): 369-415.

“Popular Culture, Violence, and Religion in Gloria’s Story,” *Law and History Review*, 24:2 (Summer 2006): 447-54.

“*State v. William Darnell: The Battle over De Jure Housing Segregation in Progressive Era Winston-Salem*,” with Michael Daly, et al., in W. B. Moore, et al., eds., “*Warm Ashes*”: *Issues in Southern History at the Dawn of the Twenty-First Century* (Columbia, S.C.: University of South Carolina Press, 2003), 255-79.

“Pinkney and Sarah Ross: The Legal Journey of an Ex-Slave and His White Wife on the Carolina Borderlands during Reconstruction,” with Mark Jones, et al., *South Carolina Historical Magazine*, 103 (October 2002): 325-50.

“The Collaborative Research Seminar,” *Journal of American History* 88 (March 2002): 1476-81.

“‘Escape of the Match-Strikers’: Disorderly North Carolina Women, the Legal System, and the Samarcand Arson Case of 1931,” *North Carolina Historical Review* 75:4 (October 1998): 435-60.

“*Freedom of Speech: Zechariah Chafee and Free-Speech History*,” *Reviews in American History*, vol. 22, no. 2 (June 1994): 365-77.

“*Mutual Film Reviewed: The Movies, Censorship, and Free Speech in Progressive America*,” *The American Journal of Legal History* 37: 2 (April 1993): 158-89.

“The Green and the Black: Irish Nationalism and the Dilemma of Abolitionism,” *New York Irish History*, vol. 5 (1990-91): 5-15.

“The Antisatellite Negotiations,” in Albert Carnesale and Richard N. Haass, eds., *Superpower Arms Control: Setting the Record Straight* (Cambridge, MA: Ballinger, 1987): 139-64.

Select Reviews and Encyclopedia Entries :

Review of Michael Grossberg and Christopher Tomlins, eds., *The Cambridge History of Law in America, vol. II, The Long Nineteenth Century (1789-1920)* (New York: Cambridge University Press, 2008), *Law and History Review* 28:2 (May 2010): 523-25.

Review of Laura Wittern-Keller, *Freedom of the Screen: Legal Challenges to State Film Censorship, 1915-1981* (Lexington: University Press of Kentucky, 2008), in the *American Journal of Legal History* 50:4 (Oct. 2010): 469-71.

“Theodore Schroeder,” in *Yale Biographical Dictionary of American Law* (New Haven: Yale University Press, 2009).

“The Salvation Army and Civil Liberties, 1880-1900,” in *Encyclopedia of American Civil Liberties*, vol. 3, ed. Paul Finkelman (New York: Routledge, 2006), 1396-98.

“*Mutual Film Corporation v. Industrial Commission of Ohio*,” in Derek Jones, ed., *Censorship: A World Encyclopedia* (London: Fitzroy Dearborn, 2001), vol. 3, 1669.

“Theodore Schroeder,” in Derek Jones, ed., *Censorship: A World Encyclopedia* (London: Fitzroy Dearborn, 2001), vol. 4, 2160.

“*African Methodist Episcopal Church v. New Orleans* (La., 1860),” in Paul Finkelman, ed., *Religion and American Law: An Encyclopedia* (New York: Garland, 2000), 4-5.

“The Salvation Army and the Law of Open-Air Speech,” in Paul Finkelman, ed., *Religion and American Law: An Encyclopedia* (New York: Garland, 2000), 430-31.

Review of *Learned Hand: The Man and the Judge*, by Gerald Gunther, in *Constitutional Commentary* 14: 1 (Spring 1997): 236-43.

Review of *The Kingfish and the Constitution: Huey Long, the First Amendment, and the Emergence of Modern Press Freedom in America*, by Richard C. Cortner, in the *American Journal of Legal History*, 41:1 (January 1997): 126-27.

“Coming Together While Falling Apart,” review of Benjamin N. Barber, *Jihad vs. McWorld, Creative Loafing*, 9:19 (July 29, 1996): 21.

Talks Given

“Masters, Servants, and ‘The Rediscovery of the Market,’” at “Crossings and Contentions: A Conference in Honor of Daniel T. Rodgers,” Princeton University, May 3-4, 2013.

“Recent Legal Responses to Violence against Women in Guatemala,” Israeli Legal History Association, Jerusalem, October 15, 2012.

“Domestic Abuse and the Law in Recent Guatemalan History,” Southeastern Coalition of Latin American Studies (SECOLAS) Annual Meeting, Wilmington, North Carolina, March 19, 2011.

“*Willis v. Jolliffe*: Love and Slavery on the South Carolina-Ohio Borderlands,” American Society for Legal History Annual Meeting, Philadelphia, Pennsylvania, Nov. 20, 2010.

“*Tucker v. Blease*: Law and the Black-White Paradigm in Jim Crow-Era South Carolina,” American Society for Legal History Annual Meeting, Ottawa, Canada, Oct. 15, 2008.

“Sexual Morality, Class Conflict, and Free Speech during the Progressive Era,” Conference on American Values and the Constitution, San Francisco State University, Sept. 17, 2007.

“History of and History in North Carolina Schools,” North Carolina Association of Historians,” Greensboro, NC, March 24, 2007.

“Adulterous Concubinage and the Law in Twentieth-Century Guatemala,” Southeastern Council on Latin American Studies Annual Meeting, April 8, 2006, Charlotte, North Carolina.

“Grassroots Litigation: The Fight against North Carolina’s Literacy Test, 1956-1961” American Society for Legal History Annual Meeting, November 10-12, 2005, Cincinnati, Ohio.

“The Evolution Debate in 1920s North Carolina,” Organization of American Historians Annual Meeting, March 31, 2005.

“Mr. Civil Rights: James R. Walker, Jr., and Voting Rights in North Carolina in the 1950s,” Historical Society of North Carolina, Spring Meeting, Charlotte, NC, April 23, 2004.

“White Husbands, White Wives, ‘Mulatto’ Babies: Divorce, Race, and Democratization in 1830s North Carolina,” American Society for Legal History, Annual Meeting, Washington, D.C., November 15, 2003.

“The Relation between Law and Public Opinion in Antebellum America,” Society for Historians of the Early American Republic Annual Meeting, Columbus, Ohio, July 2003.

“Padlocking Greenwich Village: Urbanization, Women, and Public Nuisance Law in Depression-Era North Carolina” by Alison Kalett and John Wertheimer, et al., North Carolina Association of Historians Annual Meeting, Asheville, N.C., March 28, 2003.

“*Lewis Publishing Company v. Morgan.*” American Society for Legal History Annual Meeting, San Diego, California, November 2002.

“What Rights Does the Bill of Rights Protect?” Southeastern Regional “We the People: The Citizen and the Constitution” Summer Institute, Furman University, July 10, 2002.

“The Sextogenarian Sex Radical from South Dakota: Freeman T. Knowles and the Fight for Free Speech during the Progressive Era.,” Georgia Association of Historians Annual Meeting, Jekyll Island, Georgia, April 13, 2002.

“Free Enterprise and Free Speech: The Business-Firm Ancestry of the Modern First Amendment,” Annual Meeting of the Business History Conference, Miami, Florida April 22, 2001.

“Pink and Sarah Ross: Interracial Marriage on the Carolina Border during Reconstruction,” paper co-authored with Mark Jones ’00 and other students from my Law and Society in American History seminar in the spring of 2000, co-presented with Mark Jones at the History at the Grassroots Conference, Eastern Illinois University, Oct. 28, 2000.

“States’ Rights versus Jim Crow: Residential Segregation in Progressive Era Winston-Salem,” paper co-authored with Michael E. Daly ’99 and other students from my Law and Society in American History seminar in the spring of 1999, presented at the Citadel Conference on the South, April 7, 2000.

“A ‘Switch in Time’ Beyond the Nine,” paper on U.S. constitutional history presented to the Social Science Research Seminar, Wake Forest University, Oct. 29, 1999.

"Group Learning through Group Doing: The Collaborative Research Project," presentation to the Twenty-Ninth Annual Conference of ISETA (International Society for Exploring Teaching Alternatives), Tempe, Arizona, October 14-16, 1999.

"*Fitts v. Atlanta*: A Socialist's Struggle for Free Speech in Progressive Era Georgia," Georgia Association of Historians Annual Meeting, Savannah, Georgia, April 16-17, 1999.

"The ACLU and the Hidden History of *Gitlow v. New York* (1925)," Phi Alpha Theta Honors Society, Department of History, Wake Forest University, April 29, 1999.

"The Samarcand Arson Case: White Female Identity and the Law in the Depression Era South," American Society for Legal History Annual Meeting, Seattle, Washington, October 1998.

"A Social History of Free Speech," American Studies Workshop, Princeton University, April 1998.

"Civil Liberties and the Inter-War Constitutional Inversion," Georgetown University School of Law, February 1998.

"Free Speech in the Early Republic," American Society for Legal History Annual Meeting, Minneapolis, Minnesota, Oct. 1997.

"Group Learning: The Collaborative Research Project" paper delivered at First Annual Johnson C. Smith University Faculty Development Conference, Charlotte, NC, Sept. 1997.

Guest speaker regarding NAFTA and the mid-term Mexican elections on Channel 42's (public television in Charlotte, NC) "News at 10:00," July 17, 1997.

"P.T. Barnum, William Lloyd Garrison, and the Antebellum People's Court," paper delivered at Princeton University's Firestone Library, July 2, 1997.

"Margaret Sanger at the Movies': Birth Control, Film Censorship, and Free Speech in Progressive-Era New York," Law & Society Annual Meeting, Glasgow, Scotland, July 1996.

"Theodore Schroeder, 'Obscene' Literature, and Constitutional Law, 1900-1919," Law & Society Annual Meeting, Toronto, Canada, June 1995.

"New Approaches to First Amendment History," Oliver Wendell Holmes Devise Lecture and Symposium, Oct. 1992, Georgetown Law Center, Washington, D.C., organized by the Law Library of the Library of Congress.

"The Early Years of Free-Expression Litigation in the United States," New York University School of Law, Legal History Colloquium, Sept. 11, 1991.

"Big Business and Free Speech in the Progressive Era: *Mutual Film Corp. v. Industrial Commission of Ohio* Reviewed," Ohio Academy of History, Annual Meeting, Capital University, April 27, 1991.

"Free Speech and the Movies: The First Encounters," New York University School of Law, Legal History Colloquium, April 17, 1990.

Awards and Fellowships

Hunter-Hamilton Love of Teaching Award, Davidson College, 2008.

Co-winner of the American Society for Legal History's 2007 Surrency Prize for the best article published in the society's journal, *Law and History Review*, in 2006, for "Gloria's Story: Adulterous Concubinage and the Law in Twentieth-Century Guatemala."

Omicron Delta Kappa Teaching Award (chosen by students), Davidson College, 2004.

George Abernethy research fellowship, Davidson College, summer 1999.

Friends of the Princeton University Library Visiting Fellowship, summer 1997.

Faculty Summer Research Grant, Davidson College, summer 1994.

Mrs. Giles Whiting Foundation Honorific Fellowship in the Humanities, 1990-91.

The Littleton-Griswold Research Grant for research in American legal history, American Historical Association, Summer 1990.

John O'Connor Award for excellence in graduate work on New York Irish History, 1990.

Samuel I. Golieb Fellowship in Legal History, New York University School of Law, 1989-90.

Association of Princeton Graduate Alumni Summer Research Fellowship, 1989.

Shelby Cullom Davis Prize, Department of History, Princeton University, 1986-1990.

Jerome Davis Essay Contest for the Social Sciences, Oberlin College, 1985.

George Grant and Carrie Life Prize for Excellence in the Study of History, Oberlin College, 1985.

Comfort Starr Prize in History, Oberlin College, 1985.

Other

Editorial Board, regular peer reviewer of manuscripts, *Law and History Review*, 2012-present.

Editorial Board, H-LAW, 2011-present.

American Society for Legal History, Graduate Student Outreach Committee, chair, 2011-2012.

Program Committee, American Society for Legal History Annual Meeting, 2013.

Executive Committee Member of the Board of Directors, American Society for Legal History, 2009-2011.

International observer, Mexican national elections, July 2000 and August 1994.

Pre-Law Adviser, Davidson College, 1994-present.