# Luke A. Boso

2050 Wilshire Blvd. Los Angeles, CA 90010 lboso@swlaw.edu California Bar License: #269114 (active) West Virginia Bar License: #11912 (inactive) https://www.swlaw.edu/faculty/full-time/luke-boso

#### ACADEMIC APPOINTMENTS

SOUTHWESTERN LAW SCHOOL, Los Angeles, CA

Co-Associate Dean for Research, June 2024 – Present

Professor (tenured), June 2023 – Present

Courses: Constitutional Law I, Constitutional Law II, Criminal Law, Education Law

Committees: Curriculum (2023-24); Dean's Advisory Committee (elected by the faculty)

(2024-26); Dean's Task Force for Diversity, Equity, and Inclusion (2023-24); Faculty Development (2024-26); Faculty Recruitment (2024-26), Co-Chair (2025-26); Lateral Appointments with Tenure (2024-26); WSCUC Accreditation, Steering Committee (2025), Standard 3 Working Group (2025)

Advisor: ACLU Southwestern Law School Chapter (2024-26)

University of San Francisco School of Law, San Francisco, CA

Adjunct Professor, August 2023 – May 2024 (taught inaugural Law Review Workshop)

Associate Professor and Dean's Circle Scholar, August 2022 – June 2023

Assistant Professor, July 2020 – July 2022

Visiting Professor (full-time), August 2014 – July 2020

Courses: Constitutional Law I, Constitutional Law II, Criminal Law, Education Law,

Family Law, Law Review Workshop, Remedies

Committees: Academic Standards (2021-22); Admissions (2017-19, 2021-22);

Anti-Racism, Diversity, Equity, & Inclusion (2018-23), Co-Chair (2022-23), Subcommittee on Hiring and Recruitment (2020-21); Appointments (2022-23); Best Student Note Award (2019-22); Visiting Appointments (2022,

2023)

Advisor: USF Law Review; USF Law Review Symposium (2021-22); Pride Law

Association (2014-23); Jewish Law Students Association (2018-20); USF

Chapter of the National Cannabis Bar Association (2018-20)

Other Service: Colleague Coach, Conversations on Racial Pedagogy (2021-22); Appointed

Moot Court Coach for teams competing in The Williams Institute's

competition at UCLA School of Law (Spring Semesters 2019, 2020)

UC COLLEGE OF THE LAW, SAN FRANCISCO (HASTINGS), San Francisco, CA

Visiting Professor (part-time), Fall Semesters 2019, 2020, 2021

Courses: Constitutional Law II

## SAVANNAH LAW SCHOOL, Savannah, GA

Associate Professor, August 2013 – July 2014

Courses: Constitutional Law I, Constitutional Law II, Property I, Property II
Committees: Faculty Recruitment, Academic Standards, Information Technology

#### UCLA School of Law, The Williams Institute, Los Angeles, CA

Law Teaching Fellow, July 2011 – June 2013

Courses: Introduction to Law & Sexuality (law school survey), LGBT Scholarship (law

school seminar), Law & Sexuality (undergraduate survey)

Other Service: Drafted Moot Court problem and served as Faculty Advisor for national

competition; gave MCLE presentation to CA judges and attorneys serving as

mock judges

#### **AWARDS AND HONORS**

- 2024: *Kenneth and Harle Montgomery Foundation Distinguished Scholar*. The program encourages and honors members of the Southwestern Law School faculty for excellence in research and publication.
- 2024: Nominee: *SBA's Excellence in Teaching Award*, Upper Division Professor. The Award stems from student and faculty nominations based on the professor's effect on student learning and motivation inside and outside of the classroom.
- 2022: Dukeminier Award and M.V. Lee Badgett Prize. Selected by the Williams Institute at UCLA School of Law as one of the year's best legal articles on sexual orientation and gender identity. Won for Anti-LGBT Free Speech and Group Subordination, 63 ARIZ. L. REV. 341 (2021).
- 2021: *John Adler Distinguished Professor Award*. Selected by the USF Law Graduating class for teaching excellence.
- 2014: *Dukeminier Award and Stu Walter Prize*. Selected by the Williams Institute at UCLA School of Law as one of the year's best legal articles on sexual orientation and gender identity. Won for *Urban Bias, Rural Sexual Minorities, and the Courts*, 60 UCLA L. REV. 562 (2013).
- 2008: *Michael Greenberg Student Writing Competition*. Selected by the LGBT Bar Association for outstanding law student scholarship on legal issues affecting LGBTQ+ persons. Won first place for *A (Trans)Gender-Inclusive Equal Protection Analysis of Public Female Toplessness*, 18 Tulane J. L. & Sexuality 143 (2009).

#### **EDUCATION**

## UCLA SCHOOL OF LAW, Los Angeles, CA

LL.M., May 2009

- · Graduated in top 10% of LL.M. class
- Department Chief and Articles Editor for UCLA Women's Law Journal
- Recipient of merit-based Dean's Tuition Fellowship

# WEST VIRGINIA UNIVERSITY COLLEGE OF LAW, Morgantown, WV

J.D., May 2008

- · Graduated in top 20% of J.D. class
- · Research Editor for West Virginia Law Review
- · President of GLASS (Gay, Lesbian, and Straight Students)
- · Winner of WVU Law Review Outstanding Research Editor Award
- · Recipient of Patrick Duffy Koontz Scholarship, for West Virginia natives and law school graduates exhibiting leadership, citizenship, and academic achievement
- · CALI Awards for highest grade in Advanced Labor Law, Constitutional Litigation

## WEST VIRGINIA UNIVERSITY, Morgantown, WV

B.A., English (major), Political Science (minor), December 2005

- · Graduated magna cum laude
- · Winner of the Virginia Butts Sturm Scholarship for outstanding English major
- · Commissioned by Provost to write published history of WVU libraries

#### SCHOLARLY PUBLICATIONS AND WORKS IN PROGRESS

Secondary Effects, Rightwing Grievance (work-in-progress) (working title)

Fear and Hope for LGBTQ Rights in the Second Trump Administration, 54 SOUTHWESTERN LAW REVIEW 201 (2025) (invited symposium Essay)

Exclusionary Expressive Conduct, 66 Boston College Law Review 295 (2025)

Religious Liberty, Discriminatory Intent, and the Conservative Constitution, 2023 Utah Law Review 1023 (2023)

Anti-LGBT Free Speech and Group Subordination, 63 ARIZONA LAW REVIEW 341 (2021)

Rural Resentment and LGBTQ Equality, 71 FLORIDA LAW REVIEW 919 (2019)

Dignity, Inequality, and Stereotypes, 92 Washington Law Review 1119 (2017)

· Cited in *United States v. Pérez-Rodríguez*, 13 F.4th 1 (1st Cir. 2021)

<u>Acting Gay, Acting Straight: Sexual Orientation Stereotyping</u>, 83 Tennessee Law Review 575 (2016)

Real Men, 37 University of Hawai'i Law Review 107 (2015)

- · Cited in Cloutier v. Ledyard Bd. of Ed. et al., 2021 WL5988614 (D. Conn. Dec. 17, 2021)
- · Cited in John Doe B, et al. v. Chandler Unified Sch. Dist. et al., 2018 WL8261180 (D. Ariz., Aug. 21, 2018)
- · Cited in Roberts v. Archbold Med. Ctr., 220 F.Supp.3d 1333 (M.D. Ga. 2016)

*Policing Masculinity in Small-Town America*, 23 TEMPLE POLITICAL & CIVIL RIGHTS LAW REVIEW 345 (2014) (invited symposium Article)

Urban Bias, Rural Sexual Minorities, and the Courts, 60 UCLA Law Review 562 (2013)

Reviewed by Melissa Murray, (Same) Sex and the City, JOTWELL (Jun. 26, 2013)

<u>Disrupting Sexual Categories of Intimate Preference</u>, 21 Hastings Women's Law Journal 59 (2010)

A (Trans) Gender-Inclusive Equal Protection Analysis of Public Female Toplessness, 18 Tulane Journal of Law & Sexuality 143 (2009)

The Unjust Exclusion of Gay Sperm Donors: Litigation Strategies to End Discrimination In the Gene Pool, 110 West Virginia Law Review 843 (2008) (student Note)

#### **OTHER PUBLICATIONS**

Solicited Blog Contributor (Oxford Human Rights Hub):

- Resisting the Legal Assault on Transgender and Gender Non-Binary Students (Feb. 21, 2024)
- The Respect for Marriage Act as Both a Gay Rights Victory and Defeat (Jan. 31, 2023)
- · LGBTO Liberty After the Fall of Roe v. Wade (Jul. 6, 2022)
- · Justice Kennedy's Gay Rights Legacy (Oct, 3, 2018)
- Masterpiece Cakeshop and Discriminatory Intent (Jun. 8, 2018)
- Animus and Unequal Dignity: The Purpose and Effect of North Carolina's New Anti-LGBT Law (Apr. 14, 2016)
- · In Deference to Majoritarian Oppression: Justice Scalia's Indifference to LGBTQ Lives (Mar. 10, 2016)

Solicited Essay, *Religious Liberty, Rural Identity, and Same-Sex Marriage*, 53 University of San Francisco Law Review 479 (2019)

Solicited Article Contributor: *What Is Sexual Orientation Discrimination?*, Los Angeles & San Francisco Daily Journal, August 30, 2016, at 9

Solicited Anthology Contributor: *Introduction* to Equality, *in* Global Perspectives on Human Rights: Oxford Human Rights Hub Blog (3d ed., 2016)

<u>The Charles C. Wise Library: A Retrospective</u> (West Virginia University Press, 2005)

#### SCHOLARLY PRESENTATIONS

#### PAPER PRESENTATIONS

Secondary Effects, Rightwing Grievance

· West Coast Sexuality, Gender, & the Law Conference, UC Irvine School of Law (February 2025)

Fear and Hope for LGBTQ Rights in the Second Trump Administration

· Southwestern Law Review Symposium: Legal Perspectives on LGBTQIA+ Rights (January 2025)

Exclusionary Expressive Conduct

International Conference on Law and Society (May 2025)

- Law Review Symposium, *Obergefell v. Hodges, Ten Years Later*, Northern Kentucky University, Chase College of Law (March 2025)
- · West Coast Sexuality, Gender, & the Law Conference, Loyola Law School, Los Angeles (March 2024)

# Religious Liberty, Discriminatory Intent, and the Conservative Constitution

- · ClassCrits XIV, Demanding Justice in the Face of Retrenchment: Finding Common Ground and Building Coalitions Across Borders, Southwestern Law School (February 2024)
- Faculty Workshop, USF School of Law (March 2023)
- Law Review Symposium, *Understanding Modern Constitutional Law: Perspectives from the Left, Right, and Center*, University of Maryland School of Law (February 2023)

# Anti-LGBT Free Speech and Group Subordination

- Law Journal Symposium, *Progressive Constitutionalism and its Libertarian Discontents:* The Case of LGBTQ Rights, Saint Louis University School of Law (October 2023)
- Law Review Symposium, Free Speech\*, USF School of Law (January 2022)
- · International Conference on Law and Society (May 2021)
- · National Conference of Constitutional Law Scholars, with Melissa Murray as distinguished commentator (March 2021)

## Rural Resentment and LGBTQ Equality

- · ClassCrits XII, Rescuing Democracy, Ensuring Wellbeing & Exorcizing the Politics of Fear, Western New England University School of Law (November 2019)
- International Conference on Law and Society (June 2019)
- · 2019 AALS Annual Meeting for the Section on Sexual Orientation and Gender Identity Issues: LGBTQ Poverty (January 2019)
- · Faculty Workshop, USF School of Law (February 2018)

## Dignity, Inequality, and Stereotypes

- · National Conference of Constitutional Law Scholars (March 2018)
- · International Conference on Law and Society (June 2017)
- Faculty Speaker Series, Gonzaga University School of Law (January 2017)

## Acting Gay, Acting Straight: Sexual Orientation Stereotyping

- · After Marriage: The Future of LGBTQ Politics and Scholarship, John Jay College of Criminal Justice (October 2016)
- · International Conference on Law and Society (June 2016)
- Lavender Law Conference (August 2015)
- Law, Culture & the Humanities Conference (March 2015)

## Policing Masculinity in Small-Town America

- Law Review Symposium, *LGBTQ Marriage Rights and Transgender Rights*, University of South Dakota School of Law (March 2015)
- LGBT Youth Conference, Temple Law School (October 2013)

#### Real Men

- · Faculty Workshop, USF School of Law (February 2015)
- Southeastern Law Scholars Conference, Charleston School of Law (October 2013)
- · Faculty Workshop, Savannah Law School (September 2013)
- · International Conference on Law and Society (May 2013)

#### Urban Bias, Rural Sexual Minorities, and Courts

- Faculty Colloquium, West Virginia University College of Law (September 2012)
- Faculty Colloquium, UCLA School of Law (September 2012)
- · Aspiring Law Professors Conference, Arizona State University (September 2012)
- · Lavender Law Conference (August 2012)
- · International Conference on Law and Society (June 2012)
- The Williams Institute's Work-In-Progress Series, UCLA School of Law (May 2012)

# A (Trans) Gender-Inclusive Equal Protection Analysis of Public Female Toplessness

Lavender Law Conference (August 2008)

#### Invited Commentary

Constitution Day: Building Bridges Across Ideological Divides, Moderator of panel discussion at Southwestern Law School with the Honorable Thomas Kirsch of the United States Court of Appeals for the Seventh Circuit and Professor L. Song Richardson of the UC Irvine School of Law (September 2024)

Building Bridges: Civil Discourse and Professionalism in Law School, Co-Presenter with Dean Nydia Johnson, Southwestern Law School, Orientation (August 2024)

Exploring Key Cases: 2023-24 Term, Webinar Keynote Speaker, Moderated by Professor Rachel VanLandingham, Southwestern Law School (July 2024)

*The U.S. Supreme Court Ruling on the Trump Immunity Case*, Podcast Guest, The San Francisco Experience (July 2024)

*Pride and the Supreme Court: The Current and Future Legal Landscape*, Webinar Keynote Speaker, Renaissance Learning's Speaker Series sponsored by Rainbow Alliance Queer ERG (June 2024)

LGBTQ Equality and the First Amendment, Presenter, With Pride: LGBTQ+ Rights & Advocacy in Legal Education Summit, Gonzaga University School of Law, sponsored by the Center for Civil and Human Rights (April 2024)

First Monday in October: Cases from the Supreme Court's Upcoming Docket and Landmark Cases from the Last Term, Co-Presenter with Professor Andrea Freeman, Southwestern Law School (October 2023)

<u>The Supreme Court Decision on Affirmative Action</u>, Podcast Guest, The San Francisco Experience (June 2023)

Respectful and Inclusive Dialogue in the Law School Classroom, Co-Presenter with Professor Juan Carlos Ibarra, USF School of Law, Orientation (August 2022)

Constitutional Rights, Originalism, & LGBTQ Liberty After the Fall of Roe v. Wade, Keynote Speaker, 23andMe's Speaker Series sponsored by DEI Employee Resource Group (June 2022)

<u>Dobbs v. Jackson: Looking Back and Moving Forward</u>, Webinar Keynote Speaker, USF School of Law (June 2022)

Roe v. Wade *Overturned*, Podcast Guest, The San Francisco Experience (June 2022)

*The* Roe v. Wade *Leaked Opinion*, Podcast Guest, The San Francisco Experience (May 2022)

Free Speech, Free Exercise, and LGBTQ Rights, Guest Lecturer in Professor Orly Rachmilovitz's Law & Sexuality course, Gonzaga University School of Law (April 2022)

Contemporary Abortion Law Q&A, Co-Presenter with Professor Julie Nice, USF School of Law (October 2021)

Queering Class, Roundtable Discussant, co-sponsored by University of Kansas School of Law and ClassCrits (April 2021)

Briefing for Faith Leaders: COVID-19, Houses of Worship, & the United States Constitution, Keynote Speaker, San Francisco Interfaith Council (December 2020)

*Impeachment*, USF School of Law, Co-Presenter with Professor Julie Nice, sponsored by the American Constitution Society (February 2020)

*LGBT Employees at the Supreme Court*, Panelist, UC Hastings College of the Law (October 2019)

Gendered Issues in the Law, Keynote Speaker, Women's Law Association Annual Tea, USF School of Law (March 2019)

Transgender Issues in Catholic Education, Panelist, University of San Francisco (May 2017)

LGBTQ Rights in the Trump Era, Keynote Speaker, Gonzaga University School of Law, sponsored by the LGBTA Section of the Spokane Bar Association, (January 2017)

Advancing Diversity With Feminist Legal Theory, Discussant, International Conference on Law and Society (June 2016)

Proving Sexual Orientation Discrimination: Stereotypes About Queer Identities, Keynote Speaker, Pride Law Luncheon, USF School of Law (March 2016)

Discussion on the Effects of Recent Judicial Decisions in Same-Sex Marriage, Keynote Speaker, Pride Law Luncheon, USF School of Law (November 2014)

Sexual Orientation and Gender Identity Issues, Panelist, 2014 AALS Mid-Year Meeting (June 2014)

Masculinities, Sex Stereotyping, and Title IX, Guest Lecturer in Professor Stuart Biegel's LGBT Issues in Education & Law course, UCLA Education Department (February 2013)

#### OTHER UNIVERSITY & PROFESSIONAL SERVICE

Solicited Peer Reviewer: Aspen Publishing (for textbook proposal on LGBTQ+ law) (2025)

Judge: The Williams Institute's annual Moot Court competition, UCLA School of Law (March 2024)

Solicited Peer Reviewer: Stanford Law Review (2024)

Solicited Peer Reviewer: Oxford Encyclopedia of LGBT Politics and Policy (2019); Journal of Homosexuality (2018); Journal of Bisexuality (2017); Law & Society Review (2017)

Judge: Moot Court Competition, Mills College (April 2017, May 2019)

Member: Dukeminier Award Nominating Committee, The Williams Institute, UCLA School of Law (2014-15)

Faculty Advisor: Dukeminier Awards Journal of Sexual Orientation and Gender Identity Law, William Institute, UCLA School of Law (2012-13)

## OTHER PROFESSIONAL EXPERIENCE

## THE LAW OFFICES OF DALE K. GALIPO, Woodland Hills, CA

Staff Attorney, August 2010 – May 2011

- · Drafted pleadings and motions at all stages of litigation for Fourth and Fourteenth Amendment claims regarding excessive police force, including motions for and opposed to summary judgment, motions to dismiss, and evidentiary motions
- Responded to and propounded discovery requests involving government officials

# Honorable Philip D. Gaujot, Circuit Court, Monongalia County, Morgantown, WV *Judicial Law Clerk*, September 2009 – August 2010

- · Drafted Opinions and Orders in cases on civil and criminal dockets, in all family court appeals, and in child abuse and neglect proceedings; focused on motions for summary judgment, TROs and preliminary injunctions, motions to dismiss, and evidentiary motions
- · Conducted Scheduling Conferences and assisted in managing the Court's docket
- · Supervised and delegated tasks to summer intern

# Honorable Irene M. Keeley, U.S. District Court, N.D. W.Va., Clarksburg, WV *Judicial Intern*, Summer 2007

- · Drafted Orders and Opinions, including one published decision in the federal register
- · Researched legal issues for sentencing hearings and scheduling conferences

#### WEST VIRGINIA UNIVERSITY COLLEGE OF LAW, Morgantown, WV

Research Assistant, Summer 2006 - Spring 2008

- · RA for Professors Anne Lofaso, Valorie Vojdik, Vivian Hamilton, and Judith Scully
- · Researched issues in labor law under the NLRA; Fourth Amendment excessive force claims; Free Speech and Establishment Clause issues in K-12 public schools; same-sex sexual harassment under Title VII; and domestic violence and other family law topics