

# CURRICULUM VITAE

## BLAKE DOMINIC MORANT

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### EDUCATION

Graduate: University of Virginia School of Law  
Charlottesville, Virginia  
J.D., received May, 1978

Honors: Earl Warren Scholar  
Ribble-Kennedy Scholar  
Law Council

Undergraduate: University of Virginia, College of Arts and Sciences  
Charlottesville, Virginia  
B.A., Rhetoric and Communication, with High Distinction,  
received May, 1975; Senior Thesis: "Rhetoric of Pre-Civil War Songs"  
Commissioned, Second Lieutenant, United States Army

Honors: Phi Beta Kappa Honor Society  
Intermediate Honors  
Lawn Resident  
Four-Year Army R.O.T.C. Scholarship  
Honor Advisor  
Council on Legal Education Opportunity  
Concert Master, University Orchestra and Wind Ensemble

### TEACHING INTERESTS

Contracts; Advanced Contract Theory; Government/Construction Contracts; Administrative Law; Regulated Industries; Communications Law; Law and Journalism; Media Law; Law and Education

### LAW TEACHING AND RESEARCH POSTS

WASHINGTON AND LEE UNIVERSITY SCHOOL OF LAW, Lexington, VA 24450 - Fall, 1997 to present.

Roy L. Steinheimer, Jr. Professor of Law and Director, Frances Lewis Law Center - Teaching Contracts (one semester, 5.5 hr. course). Includes the examination of the common law rules and legal theories relevant to the bargaining process; also includes a discussion of Article 2 of the Uniform Commercial Code - Sales; legal method and writing component is also incorporated. American Public Law Process and Administrative Law - study of the American judicial process, including separation of powers, the operation of federal and state administrative agencies. Law and Journalism Seminar - survey of the issues relevant to various communication media, including print, television, artistic expression. Contemporary Problems in Media Law - seminar focuses on the regulatory and ethical issues confronting contemporary media forms such as traditional press, broadcast media, and the Internet. Law and Education - explores the legal rules and policies that regulate and shape public secondary education in the United States.

**LAW TEACHING AND RESEARCH POSTS, CONT'D**

THE UNIVERSITY OF ALABAMA SCHOOL OF LAW, 101 Paul Bryant Drive East, Box 870382, Tuscaloosa, AL 35487 - Summer, 2002

John S. Stone Visiting Professor of Law - Summer 2002 - Teaching Administrative Law (3 hr. course). Surveys the issues that govern the operation of federal and state administrative agencies including Constitutional questions as they relate to agency adjudication, rulemaking and utility ratemaking; also examines issues relevant to judicial review, governmental openness and remedies.

UNIVERSITY COLLEGE, UNIVERSITY OF OXFORD, High Street, Oxford, England OX1 4BH - Autumn, 2001.

Visiting Fellow - Researched and participated in faculty seminars as a visiting faculty member; also participated in faculty colloquia with the law faculty of the King's College, London, School of Law.

WASHINGTON AND LEE UNIVERSITY SCHOOL OF LAW, Lexington, VA 24450 - Fall, 1996.

Visiting Professor of Law - Taught Contracts (one semester, 5.5 hr. course). (See course description above).

THE UNIVERSITY OF MICHIGAN LAW SCHOOL, 625 South State Street, Ann Arbor, MI 48109-1215 - Fall, 1994

Visiting Associate Professor of Law - Teaching Contracts (one semester, 5 hr. course) - (note course description above).

COLLEGE OF LAW, THE UNIVERSITY OF TOLEDO, 2801 West Bancroft Street, Toledo, OH 43606 - August 14, 1992 to Spring, 1994; Spring, 1995 through Spring, 1996; Spring, 1997.

Associate Professor of Law - Teaching Contracts I and II - (see course description above). Also teaching Administrative Law - Surveys the issues that govern the operation of federal and state administrative agencies including Constitutional questions as they relate to agency adjudication, rulemaking and utility ratemaking; also examines issues relevant to judicial review, governmental openness and remedies.

THE WASHINGTON COLLEGE OF LAW, AMERICAN UNIVERSITY, 4400 Massachusetts Avenue, N.W., Washington, D.C. 20016 - June, 1988 to May, 1992.

Adjunct Faculty Member, Instructor in Legal Methods - Taught legal writing, research, case analysis; instruction includes Federal and State court systems, procedure, memorandum, appellate briefs, legal documents, and oral advocacy; Chairperson, Adjunct Faculty; Judge - Semifinal of Upperclass Moot Court Competition.

**OTHER TEACHING**

CAMPBELL UNIVERSITY, FORT BRAGG CAMPUS, Buies Creek, North Carolina - June, 1980 to June, 1982.

Instructor, Business Law - Designed lesson plans and taught undergraduate students in the various legal subjects relevant to commerce and trade, including contracts, torts, and insurance.

FAYETTEVILLE STATE UNIVERSITY, FORT BRAGG CAMPUS, Fayetteville, North Carolina - March, 1981 to June, 1981.

Instructor, Speech Communication - Designed lesson plans, lectured, and conducted clinics in the areas of oral communication and rhetorical theory.

**PUBLICATIONS**

An Examination of Ethical Codes as Deterrents to the News Media's Dissemination of Distorted and Misrepresented Information, (Book Chapter - Ford Foundation and The Ronald H. Brown Center for Civil Rights and Economic Development (forthcoming 2007) Symposium: *Rethinking the Discourse on Race: A Symposium on How the Lack of racial Diversity in the Media Affects Social Justice and Policy* ).

*The Salience of Power in the Regulation of Bargains: Procedural Unconscionability and the Importance of Context*, \_\_\_ Mich. St. L. Rev. \_\_\_\_ (2007) (Symposium: *Power, Inequality and the Bargain*).

The Jurisprudence of Media Access to Voting Polls, 4 FIRST AMENDMENT L. REV. 107 (2005) (Symposium: *The First Amendment and Press Coverage of Elections in the United States*).

VISIONS OF CONTRACT THEORY - *Critical Aspects of Contract Doctrine* (Carolina Press - forthcoming 2007)

*Brown as Catalyst*, VOICES OF THE BROWN GENERATION: MEMORIES AND REFLECTIONS OF LAW PROFESSORS (University of Virginia Press 2006) (forthcoming).

*The Endemic Reality of Media Ethics and Self-Restraint*, 19 NOTRE DAME J. OF LAW, ETHICS & PUB. POL. 595 (2005) (Lead Article) (Symposium - *Media Ethics*).

*Lessons from Thomas More's Dilemma of Conscience: Reconciling the Clash Between a Lawyer's Beliefs and Professional Expectations* 78 ST. JOHN'S L. REV. 965 (2004) (Distinguished Colloquium Series and Lead Article).

*A Reexamination of Federal Agency Use of Declaratory Orders*, 56 ADMIN. L. REV. 1097 (2004) (with Jeffery Lubbers).

*The Commemorative Thomas More Address - Thomas More's Dilemma of Conscience: Understanding the Conflict Between Personal Beliefs and Professional Expectations*, 44 ST DUNSTAN'S CHURCH FRIEND'S JOURNAL 6 (2004).

*Democracy, Choice and the Importance of Voice in Contemporary Media*, 55 DEPAUL L. REV. 53 (2004) (Symposium - *Race as Proxy in Law and Society: Emerging Issues in Race and the Law*).

*Electoral Integrity: Media, Democracy, and the Value of Self-Restraint*, 55 ALA. L. REV. 1 (2003) [Lead Article].

*The Quest for Bargains in an Age of Contractual Formalism: Strategic Initiatives for Small Businesses*, 7 J. SMALL & EMERGING BUS. L. REV. 233 (2003) (Symposium - *The Eighth Annual Lewis & Clark Business Law Forum: The Role of Law in Small Business Transactions*).

*The Dilemma of the Televised Fair Trial: Social Facilitation and the Intuitive Effects of Television*, 8 VA. J. OF LAW & SOCIAL POLICY 329 (2001).

*Gender Bias in the Courts of the Commonwealth, Colloquium - Essay: The Relevance of Gender Bias Studies*, 58 WASH. AND LEE L. REV. 1073 (2001).

*Contracts As Noncommercial Law: Context and Unconscionability*, 1999 American Association of Law Schools Conference on Contracts (materials accompanying the presentation).

*Law, Literature, and Contract: An Essay in Realism*, 4 MICH. J. OF RACE AND LAW 1(1998) [Lead Article].

*The Teachings of Dr. Martin Luther King, Jr. and Contract Theory: An Intriguing Comparison*, 50 ALA. L. REV. 63 (1998) (Symposium - *Dr. Martin Luther King's Life in Proactive Engagement: The Lawyer As Social Activist in the Community*).

## **PUBLICATIONS CONT'D**

*The Relevance of Race and Disparity in Discussions of Contract Law*, 30 NEW ENGLAND L. REV. 889 (1997) (Symposium - *Critical Race Perspectives for the New Millennium*).

COMMUNICATIONS LAW: MEDIA, ENTERTAINMENT, AND REGULATION (casebook and materials, co-authored with Professors D. Lively, Al. Hammond, R.L. Weaver) (Anderson 1997).

*Contractual Rules and Terms and the Maintenance of Bargains: The Case of the Fledgling Writer*, 18 HASTINGS COMM. & ENT. L.J. 753 (1996).

*Contracts Limiting Liability: A Paradox With Tacit Solutions*, 69 TULANE L. REV. 715 (1995).

*Restraint of Controversial Musical Expression After Skywalker Records, Inc. v. Navarro and Barnes v. Glen Theatre, Inc.: Can the Band Play On?*, 70 DENV. U. L. REV. 1 (1992) [Lead Article].

## **PRESENTATIONS**

*Democracy, Choice and the Importance of Voice in Contemporary Broadcast Media* - Public Lecture Series, The University of East Anglia, Norwich, England, June 21, 2006.

*Rethinking the Discourse on Race: A Symposium on How the Lack of Racial Diversity in the Media Affects Social Justice and Policy* - The Ronald H. Brown Center for Civil Rights and Economic Development, St. John's University School of Law, April 29, 2006.

*The Importance of Diversity*, Speech to the Diversity Task Force of the Independent Insurance Agents and Brokers of America, April 28, 2007.

*Power, Inequality and the Bargain*, Symposium - The Michigan State University College of Law, March 31, 2006.

*Media, Democracy, and Election Coverage: Compulsive Restraint in the Post-Bush v. Gore Era* - Distinguished Lecture delivered at the California Western School of Law, March 14, 2006.

*What Kind of Candidates Are Law Schools Looking For?*, Candidates Workshop, 2005 American Association of Law Schools Recruitment Conference Washington, D.C.

*Contracts Across the Curriculum*, AALS CONFERENCE ON CONTRACTS, Montreal, Canada, June 16, 2005 (Moderator).

*Critiquing Contract Law*, AALS CONFERENCE ON CONTRACTS, Montreal, Canada, June 16, 2005 (Moderator).

*The First Amendment and Press Coverage of Elections in the United States*, Symposium - University of North Carolina School of Law and School of Journalism, April 15, 2005.

*The Endemic Reality of Broadcast Media's Self Restraint in Presidential Elections, Creating and Forming the Methodology for a Successful Scholarly Agenda*, Mid-Atlantic People of Color Scholarship Conference, The University of Louisville, Brandeis School of Law, Louisville, KY (February 4, 2005).

*Media Frenzy, Unscrupulous Journalism, and the Bonfire's Illusive Fair Trial*, 12<sup>th</sup> Annual Law and Literature Seminar, Washington and Lee University, October 30, 2004.

*What Kind of Candidates Are Law Schools Looking For?*, Candidates Workshop, 2004 American Association of Law Schools Recruitment Conference Washington, D.C.

Panelist - *Prospective Law Faculty* Workshop, Second National People of Color Legal Scholarship Conference - *America, Race, and Law at the Crossroads* - October 8, 2004.

**PRESENTATIONS, CONT'D**

Panel Moderator and Presenter- *Government Contracts in the Modern War Era: The Relevance of Government Contract Law in Contemporary Society*, Second National People of Color Legal Scholarship Conference - *America, Race, and Law at the Crossroads* - October 7, 2004.

Panel Moderator - *Supreme Court Decisions*, Southeastern Association of Law Schools Annual Meeting, July 30, 2004.

*A Reexamination of Federal Agency Use of Declaratory Orders*, Administrative Law Forum, University of San Diego School of Law, May 8, 2004.

*Lessons from Thomas More's Dilemma of Conscience: Understanding the Conflict Between Personal Beliefs and Professional Expectations*, St. John's School of Law Distinguished Speaker Series, March 11, 2004.

*You Now Have Tenure: What to Do Now?* Mid-Atlantic People of Color Scholarship Conference, The University of Baltimore School of Law, Baltimore, MD, January 30, 2004.

*The Interview Process*, Candidates' Workshop, 2003 American Association of Law Schools Recruitment Conference.

Moderator and Commentator, Supreme Court Update Panel, 2003 Southeastern Association of Law Schools Annual Meeting, Amelia Island, FL, July 20, 2003.

*Realism in Contract Law & the Swedish Perspective*, Critical Legal and Feminist Scholarship Colloquium, University of Gothenburg, Gothenburg, Sweden, July 8, 2003.

The Thomas More Address - *Thomas More's Dilemma of Conscience: Understanding the Conflict between Personal Beliefs and Professional Expectations*, St. Dunstan's Church, Canterbury, England, July 6, 2003.

Symposium - Race as Proxy - *Democracy, Choice, and the Importance of Voice in Contemporary Media*, DePaul College of Law, Chicago, IL, March 8, 2003.

The 34<sup>th</sup> Institute on the Ethics in Journalism, *Media Self-Restraint: A Report of Broadcast Coverage of Midterm Election Returns in 2002*, November 9, 2002.

*The Interview Process*, Candidates' Workshop, 2002 American Association of Law Schools Recruitment Conference.

Eighth Annual Business Law Forum, *The Quest for Bargains in an Age of Contractual Formalism: Strategic Initiatives for Small Businesses*, the Northwestern School of Law, Lewis and Clark College, October 10, 2002.

*The State of Women in the Legal Profession*, Virginia Women Attorneys Association, 64<sup>th</sup> Annual Meeting, The Virginia State Bar, June 14, 2002.

*Custody and Adoption Issues in the New Millennium*, 64<sup>th</sup> Annual Meeting, The Virginia State Bar, June 14, 2002.

*Televised Trials and the Effect on Lawyering*, Virginia Continuing Legal Education Course - Lawyers and Popular Culture, May 3, 2002, Washington and Lee University School of Law.

*Lawyers and Television: Lights, Cameras, Action, and the Theory of Presentment*, Legitimizing Fictions - A Symposium on Law and Literature, Washington College of Law, American University, Washington, D.C., March 1, 2002.

*Humanism, Culture, and Contract: Functionality and Equity in Bargaining Relationships*, 2001 Critical Legal Conference, University of Kent, Canterbury, England, September 2001.

*The Paradox of the Televised Fair Trial: Heuristics, Group Theory and the Effects of Broadcast Media*, 2001 Law and Society Meeting, Budapest, Hungary, July 2001.

**PRESENTATIONS, CONT'D**

*Tribute to Retiring Dean Donald E. Lively*, Keynote Speaker, Florida Coastal School of Law, April 27, 2001.

*Gender Bias Study of the Courts of the Commonwealth of Virginia - Colloquium*, Panelist, Sydney Lewis Hall, Washington and Lee University School of Law, March 7, 2001.

*A New Legal Paradigm: Faculty Speak*, Panelist, Mid-Atlantic People of Color Legal Scholarship Conference, The Dickinson School of Law, Pennsylvania State University, February 2, 2001.

*The Paradox of the Televised Fair Trial*, Endowed Lecture, Clason Lecture Series, Western New England College School of Law, November 2000.

*Reemphasize Procedural Unconscionability*, Faculty Workshop, Howard University School of Law, September 2000.

*Great Trials of the Century: O.J. Simpson Criminal Trial and the Influence of Media*, Washington and Lee University Alumni College, July 2000.

*Law, Context and Relevance*, Guest Speaker, University of Toledo BLSA Honors Banquet, April 2000.

*Importance of Context and Diversity in Legal Education*, ABA Section on Diversity, March 2000.

*The Relevance of Context in Consumer Law*, Consumer Law Task Force, Virginia Legal Aid Society, August 20, 1999.

*Contracts as Noncommercial Law: Context and Unconscionability*, 1999 AALS Conference on Contracts.

*Legal Education in a Global Context*, Inaugural Commencement, The Florida Coastal School of Law, May 22, 1999.

*Incorporating Skills in the First Year Curriculum*, 1998 Southeast American Association of Law Schools Annual Meeting.

*Professionalism in Legal Education*, 1998 Regional Meeting of the Circuit Court Judges of Virginia.

*Does Race Belong in the Discuss of Contract Law?* 1998 University of Michigan Law School Speakers' Series, Michigan Journal of Race and Law [[www.law.umich.edu/pubs/journals/mjrl](http://www.law.umich.edu/pubs/journals/mjrl) (past symposia)].

*Survival Tactics for Untenured Law Teachers*, 1998 Southeast/Southwest People of Color Legal Scholarship Conference.

*The Applicability of Law and Literature to Contract Theory*, 1998 Mid-Atlantic People of Color Legal Scholarship Conference.

*Sensibility, Identity, and Social Responsibility: The Role People of Color Can Play in Corporate America*, 1997 Northeastern People of Color Legal Scholarship Conference.

*The Interview Process*, Candidates' Workshop, 1993 and 1995 American Association of Law Schools Recruitment Conference.

*Controversial Musical Expression" Right v. Responsibility or What's the Rap on Rap?* Presentation to the Faculty of Bowling Green State University, Bowling Green, Ohio, October 1995.

**ADMINISTRATIVE AND PROFESSIONAL SERVICE**

Associate Dean for Academic Affairs, Washington and Lee University School of Law 2006 - present

Director, Frances Lewis Law Center, School of Law, Washington and Lee University 2002-2006

Named for its visionary benefactor, Mrs. Frances Lewis, the Law Center serves to foster and stimulate the intellectual and scholarly life of the law school community. As director, my duties are to further this goal through the administration of faculty workshops led by national and international scholars, yearly symposia, conferences, fora, and financial aid (summer stipends and research assistant funds) designed to support faculty scholarship.

**ADMINISTRATIVE AND PROFESSIONAL SERVICE, CONT'D**

Member, Washington and Lee Presidential Search Committee 2005-2006

Member, AALS Professional Development Committee 2005-2007

Vice Chair, American Bar Association Committee on Diversity, 2004-2007

Member, Organizing Committee, 2005 AALS Conference on Contracts

Editorial Board Member, AALS Journal of Legal Education (2000 through 2002)

Virginia Supreme Court Appointment, 1998 -2000 Task Force to Study Gender Bias in the Virginia Courts

Interview, Richmond Times Dispatch - First Amendment Rights of Secondary Students

Site Inspection Team Member, American Bar Association Law School Accreditation:

Florida A&M University College of Law (Inaugural Inspection), fall 2003

University of Southern California Law School, spring 2000

University of Wisconsin School of Law, spring 1999

Hastings College of the Law, fall 1999

Chicago-Kent College of Law, spring 1998

Lecturer, West Bar Review, 1998

Co-host, "Step Up, Toledo," WNGT-TV 48, Toledo, Ohio (public interest, television program which explores issues, news, and current events pertinent to the Toledo metropolitan area)

Law School Committee Work:

Curriculum

Appointments

Dean Search

Frances Lewis Law Center

Coordinator, First-Year Small Sections (Fall, 1999)

**BAR MEMBERSHIPS**

Virginia

District of Columbia

**PROFESSIONAL HONORS**

Roy L. Steinheimer, Jr. Professorship in Law, July 2005

Visiting Fellow , University College, Oxford, England, Autumn, 2001

Professor of the Year Award, Women's Law Students Organization, Washington and Lee University School of Law, 2001

Professor of the Year Award, Women's Law Students Organization, Washington and Lee University School of Law, 1999

Outstanding Professor Award, The University of Toledo College of Law, Spring, 1997

Outstanding Professor of the Year Award, The University of Toledo College of Law Black Law Students' Association, 1996-97

Outstanding Professor Award, The University of Toledo College of Law, Fall, 1996

Adjunct Professor of the Year Nominee, Washington College of Law, The American University

Special Board of Directors Award, Wesley Housing Development Corporation, 1992

Who's Who in American Law, Fifth Edition, 1987

Outstanding Young Men of America, 1984

U.S. Army Meritorious Service Medal - First Oak Leaf Cluster, April, 1985

Young Federal Lawyers' Award Nominee, 1983

U.S. Army Meritorious Service Medal, May 19, 1982

Honorable Discharge, U.S. Army, July, 1985

**OTHER EMPLOYMENT**

OFFICE OF THE GENERAL COUNSEL, WASHINGTON METROPOLITAN AREA TRANSIT AUTHORITY, 600 Fifth Street, N.W., Washington, D.C. 20001 - August 31, 1987 to September 4, 1992.

Assistant General Counsel, Public Utilities and Regulatory Affairs - Represented the Authority's interests in electricity and telephone rate cases in litigation before the Public Service Commissions of the District of Columbia and the State of Maryland; negotiate Authority's rates for electricity with Virginia Power; reviewed and negotiated matters in real estate, insurance, environmental and administrative law.

BRAUDE, MARGULIES & REPHAN, P.C., 1828 L Street, N.W., Suite 900, Washington, D.C. 20036 - May, 1985 to August, 1987.

Senior Associate - Conducted all phases of construction and government contract litigation, bankruptcy, including full discovery; pretrial motions, hearings, trials, briefs, and oral arguments; practiced before all Virginia courts (U.S. Court of Appeals for the Fourth Circuit, U.S. District Court for the Eastern District of Virginia, Supreme Court of Virginia, Circuit, General District, and Bankruptcy Courts), District of Columbia courts (Superior, U.S. District, and Court of Appeals).

ADMINISTRATIVE LAW DIVISION, OFFICE OF THE UNITED STATES ARMY JUDGE ADVOCATE GENERAL, Pentagon, Washington, D.C. - January, 1984 to April, 1985.

Administrative Law Attorney, Staff of The Judge Advocate General - Provided legal opinions concerning various military personnel law matters including separation, discharge conscientious objection, U.S. Military Academy, Reserve Officers Training Corps; advisory opinions for the Army Board for the Correction of Military Records and the Medical Corps.

U.S. ARMY JUDGE ADVOCATE GENERAL'S CORPS PROFESSIONAL RECRUITING OFFICE Fort Belvoir, Virginia 22060 - June, 1982 to January, 1984.

Attorney - Corps' representative to Washington, D.C. area law schools; interviewed and evaluated over 450 candidates for the J.A.G. Corps; directed forty-one Corps field screening attorneys nationwide; managed recruiting budget; authored implemented minority recruitment program; oriented new Corps attorneys.

OFFICE OF THE STAFF JUDGE ADVOCATE, 18th AIRBORNE CORPS, Fort Bragg, North Carolina - January, 1979 to May, 1982

Attorney - Negotiated and reviewed government contracts and ancillary modifications, disputes, litigation, and terminations; environmental law advisor; Standards of Conduct officer; reviewed administrative law actions.

OFFICE OF THE GENERAL COUNSEL, N.A.S.A. HEADQUARTERS, Washington, D.C. - May, 1977 to August, 1977.

Law Intern - Performed research and prepared memoranda on environmental and administrative law and other legal issues.

OFFICE OF THE GENERAL COUNSEL, N.A.S.A. LANGLEY RESEARCH CENTER, Hampton, Virginia - May, 1976 to August, 1976.

Law Intern - Worked with scientific research panel on the impact of offshore launch and exploration facilities.

**OTHER ORGANIZATIONS AND AFFILIATIONS**

Former President, Board of Directors, Wesley Housing Development Corporation (nonprofit company which provides affordable housing for those of limited income in northern Virginia)  
Member, Virginia State and District of Columbia Bars  
Life Member, University of Virginia Alumni Association  
Former Member, Boy Scouts of America - Eagle Scout; God and Country Award  
Member, Alpha Phi Alpha Fraternity, Incorporated

**AVOCATIONS**

Singing (liturgical, jazz, popular), classical music, tennis, swimming

**REFERENCES**

Available upon request