





OUR PURPOSE

Law schools and the legal profession are currently strongly dominated by a form of orthodox liberal ideology which advocates a centralized and uniform society. While some members of the academic community have dissented from these views, by and large they are taught simultaneously with (and indeed as if they were) the law.

The Federalist Society for Law and Public Policy Studies is a group of conservatives and libertarians interested in the current state of the legal order. It is founded on the principles that the state exists to preserve freedom, that the separation of governmental powers is central to our Constitution, and that it is emphatically the province and duty of the judiciary to say what the law is, not what it should be. The Society seeks both to promote an awareness of these principles and to further their application through its activities.

This entails reordering priorities within the legal system to place a premium on individual liberty, traditional values, and the rule of law. It also requires restoring the recognition of the importance of these norms among lawyers, judges, law students, and professors. In working to achieve these goals, the Society has created a conservative and libertarian intellectual network that extends to all levels of the legal community.

The Federalist Society Board of Directors

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The Federalist Society enjoyed another successful year in 2018, as evidenced by the contents of this year's Annual Report. The expansion of our programs, via special initiatives like the Regulatory Transparency Project and the Article I Initiative, our ongoing work with state courts, and our chapter-based and practice groups activities, contributed significantly to this success. The unprecedented press attention we received certainly helped as well.

It is fair to say that the Federalist Society was in the news a lot in 2018. Some of what was written was accurate, and some of it was not, but we were delighted to witness such elevated exposure at a time when our programs are more valuable than ever. In spite of considerable hostility, our chapters thrived in 2018, proving that law students and legal practitioners are passionately searching for the opportunities that only the Federalist Society can provide—lectures, debates, and activities that focus on substantive ideas and genuine intellectual exploration. These are the types of opportunities that often would not exist, especially at law schools, were it not for the Federalist Society.

The fruits of our labor and the benefits of our programming speak for themselves. In addition, a number of our members assumed influential positions in law, government, business, and in the academy in

the past year, and we would like to believe that we had a major role to play in their preparation. Our larger legal network also grew exponentially, and there is now every chance, even in our currently polarized atmosphere, to build on the Society's past success and to continue serving as a forum for a vigorous and thoughtful discussion of legal ideas.

The positive results of our programming are not fluke occurrences; instead, they are merely the natural products of the intellectual infrastructure we have built over the past 37 years. This infrastructure already has demonstrated its effectiveness, especially with the discussion of originalism. We can deploy the same proven techniques to foster examination in every area of the law by placing a premium on the principles of individual liberty, limited government, and the rule of law.

In these efforts, we depend on you, our thousands of volunteers and donors across the country, who make this work possible and ever so rewarding. On behalf of the entire Federalist Society, I want to thank you for your help. We look forward to continuing our work with you, in 2019 and into the future.

Gratefully,

Ca Muyer



- Gundy, Sebelius, and the Non-Delegation Doctrine Erin E. Murphy | Yale
- The AUMFs and the Constitutionality of Strikes Against ISIS and North Korea Prof. Robert Turner & Prof. Dakota Rudesill | Ohio State
- Problems of the Modern Regulatory State Eugene Scalia | Fordham
- Is Plea Bargaining Constitutional? Prof. Suja Thomas | Case Western
- Immigration and Executive Power

 Prof. Ilya Somin, Prof. Eric Posner, Prof. Michael Dorf,

 Prof. Stephen Yale-Loehr | Cornell
- The Constitutional Power of Impeachment: Congress's Ultimate Trump Prof. Michael Stokes Paulsen & Dean Vikram Amar | Illinois
- Have Your Cake and Eat it, Too? An Overview of Masterpiece Cakeshop Ryan Anderson & Scott Keller | Southern Methodist
- A Conversation with Hon. David Stras

 Minnesota
- State Constitutions: A New Frontier for Freedom? Justice Clint Bolick | Columbia
- Sanctuary Cities: A Battle in Federalism

 Hans von Spakovsky & Dean Harold Krent | Chicago-Kent
- Civil Forfeiture: Unjust, Indefensible, and Maybe Unconstitutional

 Clark Neily & Prof. Julia Mahoney | Virginia



Prof. Tara Smith discusses "The Free Speech Vernacular" at the University of Texas at Austin.

The 2018 National Student Symposium drew over 800 students to Georgetown Law in March. The theme of the symposium was "First Principles of the Constitution," and it featured lively discussions of freedom, federalism, and judicial restraint. A debate about the proper role of the "least dangerous branch" kicked off the symposium. There were also panels on the relationship between the Declaration of Independence and the Constitution, executive power, the Fourteenth Amendment's effects on federalism, and visions for a Twenty-Eighth Amendment.

At the symposium banquet, Prof. Josh Blackman, South Texas College of Law, received the inaugural Joseph Story Award, which recognizes young academics who demonstrate excellence in legal scholarship and a commitment to teaching. The keynote address was a conversation between Associate Justice Clarence Thomas and Prof. Jennifer Mascott. Justice Thomas shared many lessons that he learned throughout his life and career. The evening ended with an award ceremony recognizing some of the academic year's most outstanding chapters.

In July, 200 chapter leaders met in Washington, DC for the annual Student Leadership Conference. At this conference, students heard an address from Hon. Amul Thapar, learned about opportunities in public interest litigation, and received training in best practices for running their chapters.

In November, a record-breaking 250 students traveled to Washington, DC to volunteer at the National Lawyers Convention. They were engaged and excited to participate throughout the weekend, and their assistance made the Convention possible.

1,100

EVENTS HOSTED BY
STUDENT CHAPTERS IN 2018



Georgetown Law students at the Supreme Court.



Akhil Rajasekar (left), Princeton Chapter President, was one of 250 student volunteers at the 2018 NLC.



Vlad Shafran, Saif Askar, Isabella Nolan, and Michael Cardinal from the Columbia Chapter.



Students from the Seattle Chapter at the 2018 National Student Symposium Banquet.



- Annual Western Chapters Conference Simi Valley, CA | January 27
- Second Annual Missouri Meeting at the Capitol Jefferson City, MO | January 29
- Fourth Annual Florida Chapters Conference Lake Buena Vista, FL | February 2–3
- Second Annual Ohio Chapters Conference Columbus, OH | April 6
- Michigan Annual Dinner & Grano Award Presentation Plymouth, MI | May 31
- Annual DC Young Lawyers Chapter Summer Associate Reception
 Washington, DC | June 11
- Fourth Annual Texas Chapters Conference & Inaugural Gregory Coleman Memorial Lecture Fort Worth, TX | September 7–8
- Second Annual Tennessee Chapters Dinner Nashville, TN | September 21
- Inaugural Judge Rudolph T. Randa Lecture & Award Milwaukee, WI | September 26
- Second Annual Kentucky Chapters Conference Frankfort, KY | October 29



Orlando Lawyers Chapter President Elena Crosby and Hon. Monica Gordo at the 2018 Florida Chapters Conference.

Local lawyers chapter programming focused on some of the hottest topics in law and public policy, including the future of U.S. Supreme Court and other federal court judicial nominations, regulatory reform, religious liberty, the First Amendment, and state court jurisprudence. Programming also touched upon national priorities such as the Regulatory Transparency Project, the Article I Initiative, and the State Courts Project.

Several chapters hosted events featuring public officials, scholars, jurists, and practitioners. Justice Clarence Thomas; Senators Chuck Grassley, Jon Kyl, and Ted Cruz; Attorney General Jeff Sessions; Professors Michael McConnell and Jonathan Adler; Judges Don Willett and James Ho; Paul Clement, Rachel Brand, and Harmeet Dhillon; and Governors Nathan Deal, Rick Scott, and Bill Haslam were among the distinguished speakers at lawyers chapter programs this year.

The Federalist Society also continued its outreach to young lawyers, establishing new young lawyers chapters in Atlanta and Chicago and continuing to support long-standing groups in Washington, DC and New York City. Many alumni of these chapters have gone on to assume positions of leadership in government, on the bench, in business, and at prominent law firms. Many other lawyers chapters host summer associate gatherings to foster a strong pipeline from student chapters to lawyers chapters.

13

NEW LAWYERS CHAPTERS

- Atlanta Young Lawyers
- · Charleston, SC
- Chicago Young Lawyers
- Chattanooga, TN
- Covington, KY
- Evansville, IN

- Fort Lauderdale, FL
- Idaho
- Knoxville, TN
- · Palm Beach, FL
- · Savannah, GA
- Tucson, AZ
- Tyler, AZ



Sen. Chuck Grassley speaks at the Annual DC Young Lawyers Chapter Summer Associate Reception.



Hon. Jeff Sessions, Mrs. Suhrheinrich, and Hon. Richard Suhrheinrich, Grano Award recipient, at the Michigan Dinner.



Los Angeles Chapter President Josh McDaniel, Chapter Board Members Billy Cole and Claire Yan, and Dominic Draye.



Attendees at the opening reception of the 2018 Texas Chapters Conference in Fort Worth.



- 20th Annual Faculty Conference San Diego, CA | January 4–5
- Job Talk Workshops Chicago, IL | June 8–10 & July 8–10
- Junior Scholars Colloquium Annapolis, MD | June 22-23
- James Kent Summer Academy Annapolis, MD | August 8–11
- Federalist Society Reception at 2018
 Southeastern Association of Law Schools
 Annual Meeting
 Fort Lauderdale, FL | August 9
- "A Government of Trust? Government Officials,
 Fiduciary Duty & Constitutional Government," a
 Roundtable Discussion at the American Political
 Science Association Annual Meeting
 Boston, MA | September 1
- October Term 2018 Supreme Court Preview Panel Washington, DC | September 21
- Next Generation of Legal Academics Park City, UT | September 28–30
- Works-in-Progress Workshops for fellows, visiting assistant professors, and other aspiring academics
- Colloquia co-sponsored with the Liberty Fund Alexandria, Philadelphia, Phoenix, San Antonio, San Francisco



Francoise Djoukeng steers the ship during an afternoon break of the 2018 James Kent Summer Academy.

Faculty Division programs aim to: (1) foster the exchange of ideas and build an academic community centered on discussion of important ideas, (2) assist current junior faculty, (3) provide programs to support aspiring conservative and libertarian law professors, and (4) provide academic resources about the law to the public and press.

We held two important new programs focused on the next generation of law professors. One was a three-day meeting of about fifteen faculty members in Park City, Utah; most of the participants were approaching the tenure mark or recently tenured. The meeting was organized and led by three of the faculty members and featured discussions of questions they identified as interesting and important to this cohort.

The second new program was a special roundtable—held after the formal conclusion of our Annual Faculty Conference—on "The Constitution and Campus Politics: A Conversation for Young and Nearly Young Law Professors." The discussants, who were from this group of younger professors, engaged in a well-attended conversation regarding the relevance of the U.S. Constitution and constitutional values to campus politics. We expect to hold similar events in the future with additional "young and nearly young" law professors.

12

WRITING WORKSHOPS TO SUPPORT FELLOWS AND ASPIRING ACADEMICS

85

ATTENDEES AT OUR CO-SPONSORED LIBERTY FUND COLLOQUIA



Solicitor General Noel Francisco offers remarks on the Supreme Court's October 2018 Term.



Prof. Tara Leigh Grove, William & Mary Law School, comments on a paper submission.



Prof. Josh Blackman, South Texas College of Law Houston, receives the Society's inaugural Joseph Story Award.



Prof. Randy Barnett, Georgetown Law, discusses the mainstreaming of Originalism.



- First Regulatory Reform Luncheon

 The Federalist Society office, Washington, DC | January 17
- Release of the Nunes Memorandum Teleforum David B. Rivkin | February 2
- Sixth Annual Executive Branch Review Conference The Mayflower Hotel, Washington, DC | April 17
- Courthouse Steps: Masterpiece Cakeshop v. Colorado CRC Decided Teleforum
 Prof. Dale A. Carpenter & Kim Colby | June 4
- The Tech Titans and National Security Jones Day, Washington, DC | June 28
- Modernizing American Space Policy
 The National Press Club, Washington, DC | July 26
- The Quantum Revolution & Intellectual Property: Advancing & Protecting America's Innovative Edge The Hudson Institute, Washington, DC | September 12
- Ethics CLE Teleforum 2018: New Issue in Legal Ethics, ABA Model Rule 8.4(g)
 Prof. Josh Blackman | October 18
- Unraveling the web: Dismantling transnational organized crime networks in the Americas
 American Enterprise Institute, Washington, DC | October 20
- Diversity and Elimination of Bias CLE Credit Teleforum: Litigation For A Higher Cause Prof. James A. Sonne & Walter Weber | October 22



Michael Barone speaks to attendees at the DC Lunch in December 2018.

We hosted seven DC Lunches in 2018 at Tony Cheng's Chinese Restaurant. The lunches featured addresses by Hon. Steven A. Engel, Michael Barone, Prof. Nadine Strossen, U.S. Solicitor General Noel Francisco, Treasury General Counsel Brent McIntosh, Associate Attorney General Rachel Brand, and Secretary Betsy DeVos.

In January, the Federalist Society began hosting meetings among regulatory officers from different departments and agencies in the executive branch to discuss topics such as cost/benefit analysis, civil servants, and barriers to regulatory reform. We held four of these meetings throughout the year, and they have provided invaluable opportunities for crossagency information sharing among representatives of multiple agencies. More meetings are scheduled for 2019.

Practice Groups also hosted several live events in 2018. The Telecommunications and Electronic Media Practice Group hosted "Modernizing American Space Policy" at the National Press Club. The Intellectual Property Practice Group joined the Hudson Institute to co-host "The Quantum Revolution and Intellectual Property: Advancing and Protecting America's Innovative Edge." The International and National Security Law Practice Group co-hosted "Unraveling the Web: Dismantling Transnational Organized Crime Networks in the Americas" with the American Enterprise Institute. The International and National Security Law Practice Group also co-hosted "The Tech Titans and National Security" with George Mason University's Antonin Scalia Law School. The event was so popular that it was held a second time at the Hoover Institution at Stanford University in January 2019.

109,000

PODCAST DOWNLOADS IN 2018



Amb. John Bolton, National Security Advisor, addresses the Federalist Society at the Mayflower Hotel in Washington, DC.



FCC Commissioner Michael O'Rielly speaks on "Modernizing American Space Policy" at the National Press Club.



Hon. Joshua Wright, Susan Creighton, and Andrew Finch on a panel at the "Antitrust Paradox Conference."



Hon. Steven A. Engel, Asst. Attorney General, Office of Legal Counsel, Dept. of Justice, speaks at the DC Lunch in October.



STATE COURTS PROJECT

2018 HIGHLIGHTED EVENTS

- Wisconsin Supreme Court Candidate Forum January 22
- Judicial Selection in North Carolina February 15
- Supreme Court of Ohio Candidate Forum April 19
- Arizona Supreme Court Review June 14
- Indiana Supreme Court Review July 22
- Nevada Supreme Court Candidate Forum September 28
- North Carolina Judicial Candidate Forum October 23
- Judicial Selection in Kentucky October 29
- Missouri Supreme Court Review December 7



Prof. Brian Fitzpatrick, Vanderbilt Law School, speaks at the 2018 Kentucky Chapters Conference.

The State Courts Project exists to promote the discussion of the legal culture in states across the country. This year was one of the most productive years in the history of the Project. Through the publication of State Court Docket Watch, we highlight the most important state court cases across the country. In 2018, we featured cases from Alabama, Alaska, Arkansas, California, Colorado, Illinois, Indiana, Iowa, Kentucky, Louisiana, Maine, Massachusetts, Michigan, Mississippi, Montana, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, Tennessee, Texas, Utah, Washington, West Virginia, and Wisconsin.

In 2018, we held a number of candidate forums to increase public knowledge of the role of state courts. In January, we hosted a forum for the Wisconsin Supreme Court candidates. In April, we gathered all the candidates vying for the two open seats on the Supreme Court of Ohio. In September, the candidates for the Nevada Supreme Court gathered in Las Vegas for a forum. In October, we held candidate forums for North Carolina judicial candidates in both Charlotte and Raleigh. These forums have generated a great deal of media attention and allowed the Society to educate the public on important races that often go unnoticed.

This year, we also renewed our focus on the debate over methods of judicial selection at the state level. We revised and republished our Guide to Judicial Selection in State High Courts and commissioned a new series of white papers on the major methods of state judicial selection. The first installment, The Case for Partisan Elections, was written by Prof. Chris Bonneau of the University of Pittsburgh and was released in January. The second installment, The Case for Political Appointment of State Judges, was written by Prof. Brian Fitzpatrick of Vanderbilt University Law School and was released in May. We also organized programs in states where judicial selection reform has captured the attention of opinion leaders and policy makers. In 2018, we held programs on judicial selection methods in Kentucky and North Carolina.



Hon. Stephen J. Markman, former Chief Justice, Michigan Supreme Court, participates on a "New Federalism" panel.



Hon. David N. Wecht, Prof. Michael Moreland, Hon. Anne E. Covey, and David R. Osborne at the PA Chapters Conference.



Justice Anita Earls (Supreme Court of NC), Chris Anglin, and Justice Barbara Jackson (formerly Supreme Court of NC).



Andrew G. Pappas, Jim Barton, Linley Wilson, and Jon Riches speak at the Arizona Supreme Court Review.



Prof. Ryan Owens, Tim Burns, Justice Rebecca Dallet (Supreme Court of WI), Hon. Michael Screnock (WI Court of Appeals).

CAPITOL HILL

2018 HIGHLIGHTED EVENTS

- Redistricting

 Misha Tseytlin & Robert Popper | October 18
- Antitrust & Innovation Julie Carlson, Don Rosenberg, Rob Stein, Tad Lipsky, & Hon. Douglas Ginsburg | October 24
- Scalia Speaks Ed Whelan & Christopher Scalia | November 13
- Foreign Agents Registration Act

 Claudia Hrvatin & Josh Rosenstein | December 12
- Judicial Selection

 Adam White, Russell Wheeler, & Ed Whelan | February 5
- Driverless Cars Victor Schwartz, Brent Skorup, & Caleb Watney | May 2
- Dodd Frank, CFPB, & the Future of Financial Regulation
 Prof. Todd Zywicki, Prof. Arthur Wilmarth, & Prof. J.W. Verret | April 9
- Senate Process Reform
 Martin B. Gold & David Hoppe | May 9
- Emerging Technology in Transportation Prof. Gregory McNeal, Ryan Hagemann, Christopher Koopman, & Brent Skorup | May 18
- Campus Free Speech
 Stanley Kurtz, Nicole Neily, Shelby Emmett, Suzanne
 Nossel, & Tyler Coward | June 13



Christopher L. Koopman, Brent Skorup, Ryan Hagemann, and Gregory S. McNeal discuss emerging technology.

The Capitol Hill Chapter educates members of Congress and their staff about the relationship between important first principles—including the rule of law and limited, constitutional government—and issues they deal with every day. Through these efforts, we also seek to build a network of congressional staffers who appreciate the principles of limited, constitutional government.

We achieve these goals by sponsoring events that are both educational and social. These events introduce staffers to subject area experts, expose them to content produced by the Federalist Society, and give them the opportunity to meet other like-minded individuals working on the Hill.

In 2018, we worked to incorporate students, young lawyers, and other members of the Society into our activities on the Hill. These efforts have created an expansive network that open opportunities in public service for the brightest young members of the Society.



Nicole Neily and Tyler Coward speak about campus free speech at the Capitol Hill Club.

STATE ATTORNEYS GENERAL



Chess M. Bedsoe, Alice Howze Martin, Allen P. Mendenhall, Steve Marshall, and Chris Christie participate in an Alabama Attorney General candidate forum.

Through its programming, publications, and personal relationships, the Society has fostered an unprecedented level of discussion about the role of state attorneys general in policing government overreach at the federal and state levels.

In 2018, the State AGs Project continued to develop our network of state AGs and members of their staff, hosted events to foster discussion, and published articles to increase public awareness of issues surrounding state AGs.

We hosted several candidate forums to increase public knowledge of the role of state AGs, especially since 2018 was an election year. In February, we hosted a forum for candidates running for Florida Attorney General. In May, we sponsored a forum for the candidates running for Alabama Attorney General in Montgomery. In October, the candidates for Colorado Attorney General met in Denver. These forums generated a great deal of media attention and allowed the Society to educate the public on the role of state AGs.

Through the publication of *State AG Watch*, we highlight important developments and trends among state AGs. In 2018, the publication profiled the new lawsuit against the Affordable Care Act, the Wisconsin AG's report on the state's John Doe investigation, litigation against the Deferred Action for Childhood Arrivals immigration policy, and many other developments relating to state AGs. These articles can be found on the FedSoc Blog (fedsoc.org/blog) and on our new website, State Attorneys General Guide (stateags.com), which houses all of our material relating to state AGs and provides up-to-date information on state AGs across the country.

We continue to foster our growing network of senior staff to state AGs through events at both the chapter and national levels. Our efforts to develop a network of talented lawyers who are interested in serving in these key legal policy jobs are yielding tremendous results; the Society has a more influential network of members in more states than ever before.

MEMBERSHIP & ALUMNI

2018 HIGHLIGHTED EVENTS

- University of Michigan Law School Alumni Reception Hon. R. Patrick DeWine
 The Cosmos Club, Washington, DC | July 10
- Yale Law School Alumni Reception
 Hon. Steve Engel
 The Federalist Society office, Washington, DC | June 20
- University of Virginia 8th Annual Alumni Reception *John M. Mitnick*
- The Federalist Society office, Washington, DC | June 14
- Harvard Law School Alumni Luncheon
 Hon. Andrew Oldham
 The Mayflower Hotel, Washington, DC | November 16
- Yale Law School Alumni Luncheon Sec. Alex M. Azar The Mayflower Hotel, Washington, DC | November 15
- Stanford Law School Alumni Luncheon
 Hon. Britt Grant

 The Mayflower Hotel, Washington, DC | November 15
- Catholic University of America Law School Alumni Luncheon: Careers as a Conservative Lawyer in DC The Mayflower Hotel, Washington, DC | November 15
- Notre Dame Law School Alumni Luncheon Hon. Amy Coney Barrett
 The Mayflower Hotel, Washington, DC | November 16
- University of Chicago Law School Alumni Luncheon Hon. Frank Easterbrook
 The Mayflower Hotel, Washington, DC | November 15

In 2018, the Federalist Society experienced unprecedented membership growth through our outreach efforts. Approximately 40% of memberships were purchased by new members. Overall, active membership increased by 22%, with significant expansion in each membership type.

Alumni Relations continued its efforts to strengthen the Federalist Society's network by facilitating meaningful connections between students and alumni of shared law schools. For students, alumni programs serve as a bridge toward involvement in the Federalist Society beyond law school. These events provide alumni with opportunities to reconnect with their peers from around the country and interact with current students.

22%

INCREASE IN ACTIVE MEMBERS IN 2018



Members of the Harvard Alumni Chapter enjoy their annual luncheon during the National Lawyers Convention.



Hon. R. Patrick DeWine, Supreme Court of Ohio, speaks at the Michigan Alumni Reception



Hon. Britt Grant speaks to the Stanford Chapter at its annual luncheon.



Members of the Yale Alumni Chapter at their annual luncheon during the National Lawyers Convention.



Will Haun, Christopher Armstrong, and Steve Mairella speak at the Catholic Alumni Chapter's annual luncheon.

Membership & Alumni

INTERNATIONAL AFFAIRS

2018 HIGHLIGHTED EVENTS

- Transatlantic Judicial Exchange Atlanta, Georgia | November
- European National Judicial Network Conference Washington, DC | November
- Ukraine Rule of Law Exchange Kiev, Ukraine | September
- United Kingdom Law and Liberty Circle London, England | February-October
- Canada-United Kingdom Exchange on Justice London, England | October
- Opening Ceremony of European Court of Human Rights
 Strasbourg, France | January
- Meetings of the French Law and Liberty Circle France | February-November
- Tocqueville Fellowship Meeting with Sen. Ted Cruz
 Washington, DC | July
- Runnymede Society Student Leadership Conference
 Banff, Alberta | August
- Transatlantic Values Summit Bavaria, Germany | June
- Ilia State University Summer School Kazbegi, Georgia | July



Judges Jan and Barbara Zobec of the Supreme Court of Slovenia attended the Antonin Scalia Memorial Dinner.

The Society's International Affairs project continued to work closely with partners in Europe and Canada throughout 2018 to build a global network of lawyers, law students, and judges who support the rule of law, separation of powers, and individual liberty. Our international efforts ensure we do not stand alone in promoting foundational Western legal principles, and thereby enhance the value of the Society's domestic programs.

The highlights of the Federalist Society's 2018 international programming were two high-level conferences in November, which focused on fostering dialogue between Central and Eastern European judges and U.S. officials, law professors, and judges. In all, twenty-three judges—sixteen from national Constitutional or Supreme Courts and seven from the European Court of Human Rights—participated in discussions about the challenges they face in bolstering the rule of law, separation of powers, and respect for individual rights in their institutions and their region.

In the United Kingdom, the Federalist Society engaged with a coalition of lawyers and civil society groups to begin a long-term conversation about British law and justice in the wake of Brexit.

In France, the Society continued to provide financial and advisory support for the student chapters of its partner organization, the French Law and Liberty Circle. In Canada, the Society supported judges and scholars who traveled to programs hosted by the Runnymede Society.

In Germany, the Society partnered with a prominent think tank to organize a high-level discussion between American and German officials on common law and policy challenges, including those related to migration and religious extremism.

The International Division continues to update Global Governance Watch (globalgovernancewatch.org), which provides a steady stream of information on the global governance movement and its broad environmental, economic, social, and cultural agenda.



In June, the Federalist Society co-sponsored the inaugural Transatlantic Values Summit in Bavaria on the topic of shared U.S. and German challenges related to migration, religious extremism, and security.



European Court of Human Rights judges from left to right: Judge Iulia Motoc (Romania), Judge Péter Paczolay (Hungary), and Judge Ganna Yudkivska (Ukraine).



A meeting between the national European court judges and Asst. Sec. of State A. Wess Mitchell, U.S. State Department.



The French Law and Liberty Circle hosted Graham Child, former Slaughter and May Visiting Fellow at Lincoln College, Oxford.

The Federalist Society Annual Report 2018

28 International Affairs





Don McGahn, former White House Counsel, and Sen. Mitch McConnell address attendees at the Antonin Scalia Memorial Dinner.



Willette Klausner. Michael Tenenbaum. and Chrissy Shu at the dinner reception.



Hon. Jeff Sutton and Justice Samuel Alito at the Scalia Memorial Dinner Reception.



Justice Clarence Thomas shares a laugh with dinner attendees.



Michael Munoz and MJ Kirsch at the Scalia Memorial Dinner Reception.



Attendees pose for a photo at the Scalia **Memorial Dinner Reception.**



Brent O. Hatch, Sen. Orrin Hatch, and Hon. Don Willett at the dinner reception.

The National Lawyers Convention attracted a record-breaking number of attendees again this year. It drew lawyers, government officials, judges, law school faculty, policy leaders, and students from all over the country and internationally. More than 2,500 guests participated in the three-day event held at Washington, DC's historic Mayflower Hotel. Speakers and panelists discussed "Good Government through Agency Accountability and Regulatory Transparency."

As usual, the three-day Convention featured many high-profile speakers, including Sen. Mike Lee and U.S. Secretary of Health and Human Services Alex Azar. The Antonin Scalia Memorial Dinner featured a special tribute to Sen. Orrin Hatch and a conversation between former White House Counsel Don McGahn and Sen. Mitch McConnell. The 18th Annual Barbara K. Olson Memorial Lecture featured Hon. Jeff Sutton, Sixth Circuit Court of Appeals. A major showcase of the Convention is the annual Rosenkranz Debate. Prof. John Harrison of University of Virginia School of Law and Mr. Neal Katyal of Hogan Lovells discussed district courts and their authority to issue universal injunctions, moderated by Hon. Beth A. Williams, Assistant Attorney General, Office of Legal Policy, Department of Justice. The annual gathering proved to be a highlight of our programming year with over 100 speakers from all sectors of the legal and public policy world.



Justice Neil Gorush, Hon. Thomas Hardiman, and Prof. Randy Barnett at the Antonin Scalia Memorial Dinner Reception.



Fred Yarger, Blaise Warren, Justice Sarah Hawkins Warren, and James Baehr.



Sec. Elaine Chao, Dept. of Transportation, poses for a photo with Caroline Shinkle.



Roger Pilon, Juliana Pilon, Deecy Gray, and Hon. Douglas Ginsburg pose for a photo at the Antonin Scalia Memorial Dinner Reception.

The Federalist Society Annual Report 2018 National Lawyers Convention





Hon. Jeff Sutton delivers the 18th Annual Barbara K. Olson Memorial Lecture.



Prof. Phillip Hamburger and Robert Alt chat in the hallway of the Mayflower Hotel. Brennan, Susan Dudley, & Cary Coglianese.



Hon. Steve Bradbury, Catherine Sharkey, Michael



Prof. Richard A. Epstein shakes hands with Justin Pearson after a panel.



Trevor Ezell and James Xi at the Olson Memorial Lecture Reception.



Peter J. Wallison, AEI, signs his new book, Judicial Fortitude.



Hon. Joan Larsen, Hon. Jennifer Walker Elrod, and Hon. Diane Sykes at the NLC.



Kannon Shanmugan discusses the past and future of stare decisis.



Hon. Ajit Pai, Federal Communications Commission chairman, discusses "The Current Landscape of Telecommunications Law."

25

CONVENTION EVENTS
WERE LIVE STREAMED,
A RECORD NUMBER

2,400

PEOPLE WATCHED THE LIVE STREAM OF SEN. MIKE LEE

Sec. Alex Azar, Dept. of Health & Human Services, discusses the unintended consequences of regulation in healthcare.





Prof. John Harrison, Hon. Beth A. Williams, Prof. Nicholas Quinn Rosenkranz, & Neal Katyal after the 11th Annual Rosenkranz Debate.



Hon. Frank Easterbook moderates a panel on a new approach to antitrust.



Prof. Carissa Hessick and Hon. Stephanos Bibas discuss plea bargaining.



Hon. Andrei lancu, Patent & Trademark Office director, discusses "big data."



Our first all bowtie panel: John Browning, Hon. Stephen Dillard, Hon. Don Willett, David Lat, and Prof. Josh Blackman.



The Regulatory Transparency Project advances a national conversation on regulatory policy and works to identify critical areas for improvement.



In 2018, the Regulatory Transparency Project furthered its mission to educate the general public by releasing 26 Fourth Branch videos, 19 Free Lunch podcasts, and 11 papers on subjects such as the Waters of the United States rule, data privacy regulation, off-label promotion of medicines, the Patent Trial and Appeals Board, and the FAA's response to innovative flight-sharing platforms. Our output of videos, podcasts, and publications increased substantially in 2018, and this growth is a testament to the efforts of over a hundred RTP working group members. We also hope this level of growth is indicative of future success in the RTP's work.

In addition to its digital media efforts, the RTP expanded its efforts across the country to organize and facilitate panel events and discussions on various regulatory topics. We hosted over 100 events in 2018, which reached 5,000 members of Federalist Society student and lawyers chapters. These events educated the legal minds of today and tomorrow on the regulation of cryptocurrencies, occupational licensing, and the future of antitrust enforcement in the digital age. Numerous conferences and symposia were live-streamed to members of the general public, bringing the spirit of debate and education to thousands more.

The RTP remains poised for further growth in 2019. We are proud to share all of RTP's Fourth Branch videos, Free Lunch podcasts, and papers on RegProject.org.

850,000

VIDEO VIEWS IN 2018, AN INCREASE OF 85% FROM 2017

RegProject.org



FTC Commissioner Noah Philips, Debbie Feinstein, John Yun, and Paul Yde discuss competition and consumer protection.



Flytenow co-founder Alan Guichard discusses his revolutionary company's experience with the FAA in this Fourth Branch video.



Hon. C. Boyden Gray speaks on environmental regulation at the 14th Symposium of the Journal of Law, Economics & Policy.



In 2018, Article I produced new videos, blog entries, more than triple the number of new podcast episodes, and hosted over 150 live events on Capitol Hill, at Student Chapters, and at Lawyers Chapters. In addition to video recordings of 10 live speeches and panels, this year we completed five new video essays focused on a range of important topics.

In March, we once again hosted a great all-day conference (Restoring Article I) on Capitol Hill featuring current and former Members including Senators Kyl, Lankford, and Lee, and Representatives Davis, Loudermilk, and McIntosh as well as several panels of expert discussion. Thereafter, we hosted additional events in Washington, DC, including:

- Foreign policy discussion with Rep. Mike Gallagher, Prof. Henry Nau, Prof. Jeremy A. Rabkin, and Ilya Shapiro
- DC Young Lawyers event with Sen. Chuck Grassley
- 17th Amendment debate with Prof. Garrett Epps, Todd B. Tatelman, and Prof. Todd Zywicki
- Program on Congressional oversight with Prof. John Yoo, Amanda Neely, and Steve Castor

The Initiative launched a brand new website which can be found at fedsoc.org/articlei. This new platform is visually appealing, better organized, and quickly displays a lot of new content in a user-friendly manner. We were pleased to have two new white papers out from Prof. Sai Prakash ("Congress as Elephant") and Hon. Neomi Rao ("Why Congress Matters: The Collective Congress in the Structural Constitution"). In August, our second annual writing contest for younger authors was announced. The theme was: "Ambition Counteracting Ambition: Enduring Principle or Failed Experiment?"





Prof. Jeremy A. Rabkin, Ilya Shapiro, and Prof. Henry Nau discuss the founders' vision for U.S. foreign policy.



Machalagh Carr, General Counsel, Office of the Republican Leader, U.S. House of Representatives, discusses "Congressional Reflections and Recommendations."



Sen. James Lankford addresses the audience at the Restoring Article I Conference.



2018 MOST-WATCHED VIDEOS

- Bake Your Own Pie: The Inequality of Value Creation Dr. Yaron Brook
- The Great Dissent: Justice Scalia's Opinion in Morrison v. Olson
 - Prof. Gary Lawson, Ted Olson, & Prof. Richard Pildes
- Exploring Federalist 51: Separation of Powers *A film by the Article I Initiative*
- Regulating Planesharing: Flytenow and the FAA Alan Guichard, Christopher Koopman, Prof. Gregory S. McNeal, & Jonathan Riches
 A film by the Regulatory Transparency Project
- Gamble v. United States Ilya Shapiro
- Fashion & Free Trade: Questions about Globalism, Tariffs, and Trade

 Howard Deutchman, Julia K. Hughes, Prof. Susan Scafidi,

 David Spooner, Lee Sporn, & Augustine Tantillo
- Airline Law and Regulation: A Brief History Gary Leff
- American Spirit: A Story of Virginia's Liquor Laws Curtis Coleburn, C. Jarrett Dieterle, Angela Logomasini, Paul Pisano, & Christine and Denver Riggleman
- The Declaration & Constitution: The Legal Status of Founding Documents
 Prof. Lee Strang

2018 MOST-WATCHED LIVE STREAMS

- Sen. Rand Paul at Georgetown Law Georgetown Law
- Address by Hon. John Bolton The Mayflower Hotel
- Opening Address by Sen. Mike Lee 2018 National Lawyers Convention
- Declaring War: A Debate 2018 Faculty Conference
- Reform Proposals for the Administrative State 2018 Faculty Conference
- Third-Party Liability for Sexual Misconduct 2018 Faculty Conference
- Young Legal Scholars Paper Presentations 2018 Faculty Conference
- What is Regulation For? 2018 National Lawyers Convention
- Financial Crisis and Regulatory Framework 2018 Faculty Conference
- Supreme Court Preview: October Term 2018 The Mayflower Hotel

American Spirit: A Story of Virginia's Liquor Laws, our documentary short on the history of liquor regulation in America, won Best Documentary at the Southern Shorts Awards in addition to awards of excellence in eight other categories. It was also accepted into the Richmond International Film Festival. Our documentary short Fashion & Intellectual Property also won best documentary at the Seattle Fashion Film Festival and was selected to be screened at ten international film festivals.

Other 2018 videos included:

- Chevron: Accidental Landmark
- The Role of State Solicitors General
- Ohio v. American Express
- To Seek Justice: Defining the Power of the Prosecutor
- National Injunctions: Judicial Authority in Federal Courts
- Can the President Block You on Twitter?
- The Great Dissent: Justice Scalia's Opinion in Morrison v. Olson
- Masterpiece Cakeshop: The Decision

FedSoc Digital not only creates original video content but also serves the Society's marketing, design, and multimedia production needs across divisions. Digital services include social media promotion, event recording and photography, podcast audio, and more. For instance, in 2018 we live streamed 56 events, including 25 events at the National Lawyers Convention, averaging 442 viewers.

Through a generous grant, we installed an audio studio adjacent to our video studio. The new space and equipment will allow us to dramatically increase the quality of our podcast audio and will allow us to do more in-house audio editing and sound mixing for video projects.

772,000

UNIQUE VISITORS TO FEDSOC.ORG IN 2018



This year's Rosenkranz Debate at the NLC received a digital and aesthetic revamp, including a multi-camera live stream.



Prof. Kristin Hickman, University of Minnesota Law School, being interviewed for *Chevron: Accidental Landmark*.



In 2018, we began releasing archival videos, including this 1987 panel on statutory construction featuring Justice Antonin Scalia.



Behind the scenes of an interview with Rep. Steve Womack for an Article I Initiative video on the budget process.

PUBLICATIONS

BLOG

2018 MOST-READ ARTICLES

- Impeachment: The Constitution's Fiduciary Meaning of "High . . . Misdemeanors"

 Robert G. Natelson
- Party Like It's 1935: Gundy v. United States and the Future of the Non-Delegation Doctrine Matthew Cavedon & Jonathan Skrmetti
- Towards an Administrative Rule of Lenity: Restoring the Constitutional Congress by Reforming Statutory Interpretation Joel S. Nolette
- Compelled Speech in Masterpiece Cakeshop:
 What the Supreme Court's June 2018 Decisions Tell
 Us About the Unresolved Questions
 James A. Campbell
- Partisan Gerrymandering and Party Rights: Why Gill v. Whitford Undermines All Future Partisan-Gerrymandering Claims Richard Raile

The Federalist Society Review is the Federalist Society's legal journal, which is published on our website and on the Westlaw legal database. Review articles are published throughout the year, and then they are compiled into a single volume at the end of each year.

In 2018, we published thirty-three articles comprising Volume 19 of the *Federalist Society Review*, the entirety of which is now available on our website and on the Westlaw database. Our authors included nine law professors, thirteen attorneys in private practice, and eight lawyers who work in the government and non-profit sectors. Eleven of our new articles were viewed over a thousand times, and the most-viewed article was viewed well over six thousand times. The topics that attracted the most attention were—unsurprisingly given the Federalist Society's core audience—the original meanings of various constitutional provisions, the changing landscape of administrative law, and First Amendment issues and cases.

The Federalist Society Review serves the dual purposes of informing readers and providing a platform for writers. It fills a unique niche in the world of legal writing. Articles are more substantial and scholarly than those published on blogs and in popular magazines, but they are shorter and more digestible than those published in law reviews. The fact that the Review occupies this middle ground makes it an attractive publication venue for many excellent thinkers and writers across the spectrum of the legal occupation; it also makes it a great resource for readers who want to read serious scholarship but lack the time or background knowledge to appreciate law review articles. We hope that, given top-notch editing and article selection, both authors and readers will continue to benefit from this unique publication.

2018 MOST-READ BLOG POSTS

- The Tennessee Supreme Court Rejects ABA Model Rule 8.4(g)
 Kim Colby
- California Municipalities' Climate-Change Litigation Against Energy Companies Takes a Surprising New Turn Andrew Varcoe
- Attorney General Directs DOJ to Stop Circumventing APA
 Prof. Susan E. Dudley
- Further Reflections on the Oil States Case after Oral Argument Before the Supreme Court Prof. Richard A. Epstein
- The Fifth Circuit Vacates the Fiduciary Rule Jason Mendro

250

BLOG POSTS IN 2018, AN INCREASE OF 125% FROM 2017

198,000

BLOG PAGEVIEWS IN 2018, AN INCREASE OF 52% FROM 2017 The FedSoc Blog is our hub for regular, quality commentary on contemporary legal issues geared towards a broad and growing audience. Oriented around the Federalist Society's 15 unique practice groups, experts contributed on topics ranging from administrative law developments to analysis of religious liberties decisions just issued from the Supreme Court.

This year was the Blog's best ever with 60% more visitors and 125% more content than 2017. We endeavor to be a pulse for the legal world, sparking fair and serious debate with characteristic FedSoc tone, style, and charm. We hope you enjoy reading the Blog, and we look forward to bringing you more excellent commentary in 2019.



Why Maine Should Not Adopt Proposed Rule 8.4(g): Maine Supremo Judicial Court To Hold Public Hearing This Tuesday

The Federalist Society Review



Towards an Administrative I Rule of Lenity: Restoring the Constitutional Congress by Reforming Statutory Interpretation

Interpretation

— Joel S. Nolette (winner of the Article I
Initiative Writing Contest)

The Problem with the Proliferation of Collateral Consequences

— John G. Malcolm

What Happened to the Public's Interest in Patent Law? — Kristen Jakobsen Osenga

Compelled Speech in Masterpiece Cakeshop: What the Supreme Court's June 2018 Decisions Tell Us About the Unresolved Questions—Immes A. Camaball

Impeachment: The Constitution's Fiduciary Meaning of "High . . . Misdemeanors" — Robert G. Natelson

The GDPR: What It Really Does and How the U.S. Can Chart a Better Course — Roslyn Layton & Julian Mclendon

Party Like It's 1935?: Gundy v. United States and the Future of the Non-Delegation Doctrine

A Shy Frog, the Administrative State, and Judicial Review of Agency Decision-Making: A Preview of Weyerhaeuser v. United States Fish & Wildlife Service

— Mark Miller

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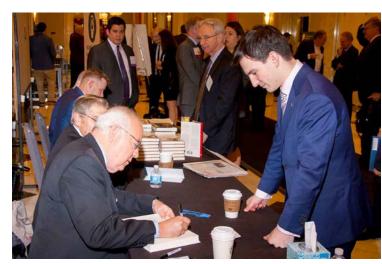
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Prerak Shah listens intently at an alumni luncheon during the **National Lawyers Convention.**



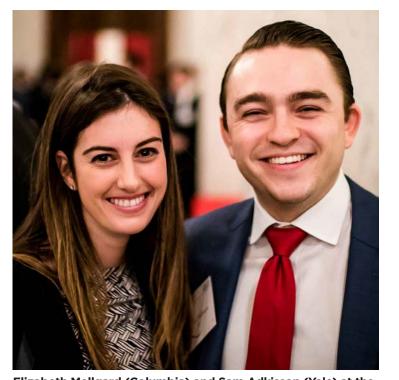
Hon. Kenneth W. Starr signs his new book, Contempt, for Elliott Hamilton at the National Lawyers Convention.



Prof. Michael McConnell and Jordan Lorence chat at the Supreme Court Reception during the Student Symposium.



Students gather to chat with Justice Clarence Thomas after the 2018 National Student Symposium Banquet.



Elizabeth Mellgard (Columbia) and Sam Adkisson (Yale) at the 2018 Symposium Reception.



Amanda Martin, Maxx Sharp, and Ana Magana at the Student **Leadership Conference Supreme Court Reception.**

FINANCIALS

Fiscal Year 2018 Financial Activities October 1, 2017 - September 30, 2018

TOTAL REVENUE \$24,839,756

The Federalist Society is funded entirely by private contributions and does not accept government funding. **GRANTS & CONTRIBUTIONS** \$22,490,561 **PROGRAM REVENUE** \$1,097,143

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APPRECIATION IN FAIR VALUE

OF INVESTMENTS \$575,722

MISCELLANEOUS INCOME \$27,994

TOTAL EXPENSES \$22,682,441 **PROGRAMS** \$19,861,551 **GENERAL & ADMINISTRATIVE** \$1,926,703 **FUNDRAISING** \$894,187

Fiscal Year 2018 Statement of Financial Position

TOTAL ASSETS \$31,211,664

CURRENT ASSETS \$15,082,905

GRANTS RECEIVABLE

\$665,064 (LONG-TERM)

INVESTMENTS \$14,021,648

\$819,225 **DIGITAL CURRENCY**

FIXED ASSETS \$527,229

\$95,593 **OTHER ASSETS**

Audited financial statements for the 2018 fiscal year are available by request.

TOTAL LIABILITIES \$2,530,809

CURRENT LIABILITIES \$1,472,125

OTHER LIABILITIES \$1,058,684

TOTAL NET ASSETS \$28,680,855

TOTAL LIABILITIES & NET ASSETS \$31,211,664





Laura Wolk speaks with Hon. Amy Coney Barrett at the alumni luncheon for Notre Dame Law during the National Lawyers Convention.



Hon. James C. Ho moderating a panel at the National Lawyers Convention on "Discrimination Against Minorities."



John Busch and Hon. S. Kyle Duncan share a light-hearted moment at the National Lawyers Convention.



An NLC panel on "Evolution of the District Courts" featuring Hon. Carlos T. Bea, Hon. Thomas Hardiman, Hon. Michael B. Mukasey, Hon. William E. Smith, and Hon. Amul Thapar.



Hon. Chad Readler, Emma Burnham, and Evan Young at the Antonin Scalia Memorial Dinner reception.



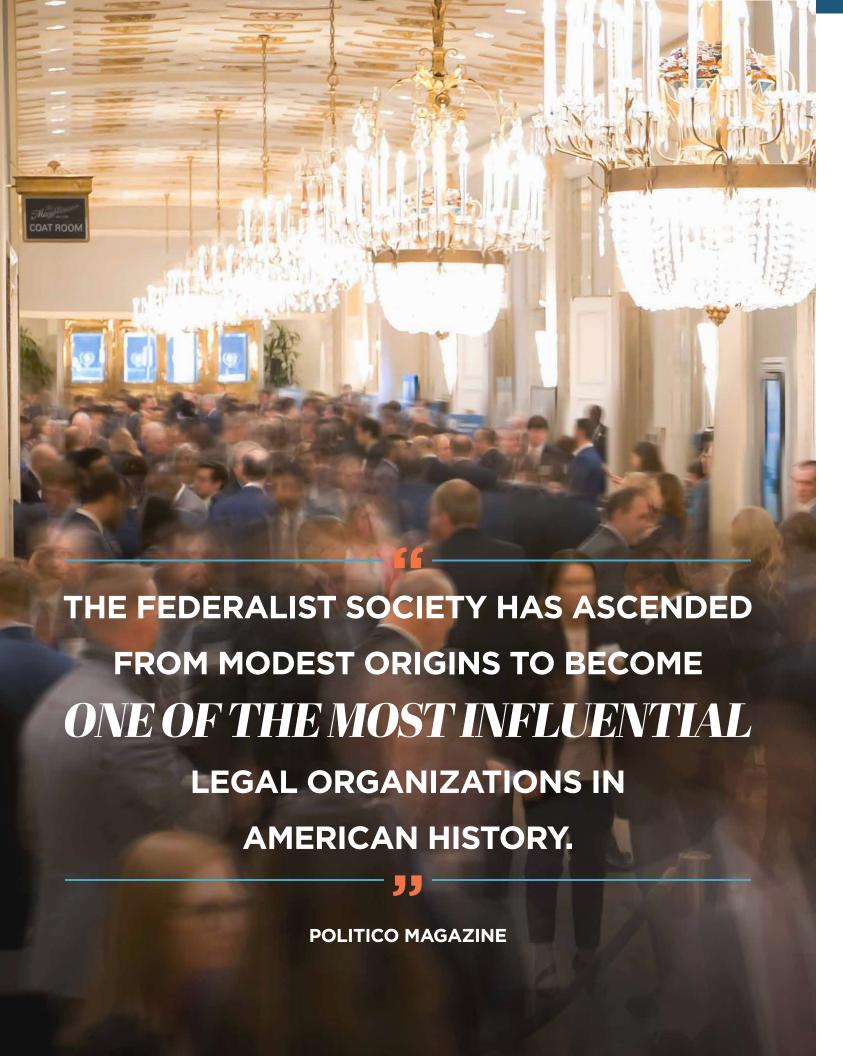
Hon. Edith H. Jones and James Taranto at the Antonin Scalia Memorial Dinner reception.



Memorial Dinner reception.



Hon. William H. Pryor, Hon. Gregory G. Katsas, and Hon. Diane Sykes at the National Lawyers Convention.



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