

Religious Liberty at the Supreme Court: Recent Cases and Emerging Developments



This session will discuss recent religious liberty cases and related issues in the last few terms from the U.S. Supreme Court (COVID cases, *Fulton*, *Kennedy*, *303 Creative*, *Trinity Lutheran*, *Espinoza*, *Carson*), and some of the lingering questions and current litigation.

Speakers:



Stephanie Barclay, Professor of Law and Director, Religious Liberty Initiative, University of Notre Dame

Professor Stephanie Barclay's research focuses on the role our different democratic institutions play in protecting minority rights, particularly at the intersection of free speech and religious exercise. Barclay's academic writing has been published or is forthcoming in publications such as the *Harvard Law Review*, the *Washington University Law Review*, the *Notre Dame Law Review*, and the *Boston College Law Review*.

Barclay directs Notre Dame Law School's [Religious Liberty Initiative](#), which Promoting freedom of religion or belief for all people through advocacy, student formation, and scholarship.

Prior to joining the Notre Dame faculty, Barclay was an Associate Professor of Law at BYU Law, where she was twice voted Professor of the Year. Before becoming a professor, Barclay litigated First Amendment cases in D.C., where she represented many clients at both the trial and appellate level, including before the U.S. Supreme Court. Barclay has also served as a law clerk to Judge N. Randy Smith on the U.S. Court of Appeals for the Ninth Circuit, and to Justice Neil Gorsuch of the U.S. Supreme Court. She graduated summa cum laude from BYU Law School, where she was elected to the Order of the Coif. She is completing a Ph.D. in Law at Oxford University as a Clarendon Scholar and a Tang Scholar.



Nicole Garnett, Professor, University of Notre Dame

Nicole Stelle Garnett's teaching and research focus on education policy and topics related to property law (especially land use and urban development policies). In addition to dozens of articles on these subjects, she is the author of two books, *Lost Classroom, Lost Community: Catholic Schools' Importance in Urban America* (University of Chicago Press, 2014) and *Ordering the City: Land Use, Policing and the Restoration of Urban America* (Yale University Press, 2009).

Garnett received her B.A. with distinction in Political Science from Stanford University and her J.D. from Yale Law School. After law school, she clerked for the Honorable Morris S. Arnold of the United States Court of Appeals for the Eighth Circuit and for Associate Justice Clarence Thomas of the Supreme Court of the United States. Before joining the law school faculty in 1999, she worked for two years as a staff attorney at the Institute for Justice, a non-profit public-interest law firm in Washington, D.C.