

## **NANCY S. EHRENREICH**

Sturm College of Law, University of Denver  
2255 E. Evans Ave.  
Denver, CO 80208  
[nehrenre@law.du.edu](mailto:nehrenre@law.du.edu) (303) 871-6256 (ofc)

---

### **EMPLOYMENT**

Professor of Law, University of Denver Sturm College of Law, 2002-present  
William M. Beaney Memorial Research Chair, 2010-12  
Hughes-Rudd Research Fellow, 2008-9  
Founding Member, Rocky Mountain Collective on Race, Place, & Law, 2013-present  
Courses: Criminal Law, Critical Race Reading Seminar (group-taught), Gender & the Law, Jurisprudence, Race, Class and Reproductive Justice, and Torts  
Visiting Scholar, Center for Law, Gender, & Sexuality (LGS), Universities of Kent, Keele, & Westminster, Great Britain, May 2006.  
Visiting Professor, University of Pittsburgh School of Law, Spring 2005.  
Associate Professor of Law, University of Denver College of Law, 1996-2002.  
Assistant Professor of Law, University of Denver College of Law, 1989-96.  
Lecturer, University of Virginia School of Law, Aug. 1988-Jan. 1989.  
Assistant Professor of the General Faculty and Co-Director of Legal Research & Writing, University of Virginia School of Law, July 1984-June 1988.  
Lecturer and Assistant Director of Legal Research & Writing, University of Virginia School of Law, Aug. 1981-July 1982.\*  
Acting Legal & Administrative Director, Forensic Psychiatry Clinic, Institute of Law, Psychiatry, & Public Policy, University of Virginia School of Law, June 1981-Aug. 1991.  
Staff Attorney, Forensic Psychiatry Clinic, Institute of Law, Psychiatry, & Public Policy, University of Virginia School of Law, Sept. 1980-May 1981.  
Director, Western State Hospital Legal Aid Society, University of Virginia School of Law, June 1979- Aug. 1980.  
Summer Associate, Office of the District Attorney, Philadelphia, 1978.  
Summer Associate & Paralegal, Parker Chapin Flattau and Klimpl, New York, 1975-76, summer 1977.

### **EDUCATION**

Legal: L.L.M. 1982, J.D. 1979, University of Virginia School of Law  
Undergraduate: B.A. (Magna Cum Laude) 1974, Yale  
1970-72, Mount Holyoke College  
Sarah Williston Scholar Award, 1972  
Mount Holyoke Scholar Award (top ten freshmen), 1971

---

\* Sept. 1982- April 1984: Accompanied anthropologist husband during his dissertation field research in West Africa.

## ACADEMIC PUBLICATIONS

- “Attempt, Merger, & Transferred Intent,” 82 BROOKLYN L. REV. 49 (2016).
- “Breastfeeding on a Nickel and a Dime: Why the Affordable Care Act’s Nursing Mothers Amendment Won’t Help Low-Wage Workers,” 20 MICH. J. RACE & L. 65 (2014).
- “Foreword,” Symposium Honoring Professor Ann Scales, 91 DENVER U. L. REV. 141, 149-53 (2014).
- “Foreword: ‘On Having Fun and Raising Hell’: Symposium Honoring the Work of Professor Ann Scales,” 91 DENV. U. L. REV. 1 (2013).
- “The Politics of Economics: *Lochner* Redux,” 22 Berkeley La Raza L.J. 15 (2012) (Cluster introduction, LatCrit Annual Symposium).
- “The Global Politics of Food: A Critical Overview,” 43 INTERAM. L. REV. 1 (2012) (Introduction, South-North Exchange Symposium on The Global Politics of Food: Sustainability and Subordination) (with Beth Lyon).
- “Cyber Sexual Harassment: Comments on Citron and Franks,” 87 DENV. U. L. REV. ONLINE (2010) (Symposium on Cyber Civil Rights, U. of Denver).
- “Conceptualizing Substantive Justice,” *Forward* to Symposium on Conceptualizing Substantive Justice, 13 IOWA J. OF GENDER, RACE, & JUSTICE 533 (2010).
- THE REPRODUCTIVE RIGHTS READER: LAW, MEDICINE, AND THE CONSTRUCTION OF MOTHERHOOD (NYU Press, 2008) (edited volume including lengthy substantive introduction).
- Book Review, 19 Canadian J.L. & Society 209 (2005) (reviewing Davina Cooper, Challenging Diversity: Rethinking Equality and the Value of Difference (Cambridge U. Press, 2004).
- “Intersex Surgery, Female Genital Cutting, and the Selective Condemnation of ‘Cultural Practices,’” 40 HARV. C.R.- C.L. L. REV. 73 (2005) (with Mark Barr).
- “Disguising Empire: Racialized Masculinity and the ‘Civilizing’ of Iraq,” 52 CLEVELAND ST. L. REV. 131 (2005) (publishing papers presented at the Seventh Annual LatCrit Conference).
- “Subordination & Symbiosis: Mechanisms of Mutual Support between Subordinating Systems,” 71 U.M.K.C. L. REV. 251 (2002) (featured paper, symposium on “Theorizing the Connections between Systems of Subordination”).
- “Putting Theory into Practice: A Battered Women’s Clemency Clinic,” 8 CLINICAL L. REV. 171 (2001) (with Jacqueline St. Joan).
- “Confessions of a White Salsa Dancer: Appreciation, Appropriation and the ‘Latin Music Craze,’” 78 U. DENVER L. REV. 795 (2001) (publishing papers presented at the Fifth Annual LatCrit Conference).
- “Foreword,” Symposium on Habermas’ *Law & Democracy*, 76 U. DENVER L. REV. 927 (1999).
- “Conceptualism by Any Other Name,” 74 U. DENVER L. REV. 1281 (1997).
- “The Progressive Potential in Privatization,” 73 U. DENVER L. REV. 1235 (1996).
- “O.J. Simpson and the Myth of Gender/Race Conflict,” 67 U. COLO. L. REV. 931 (1996).
- “The Colonization of the Womb,” 43 DUKE. L.J. 492 (1993).
- “Surrogacy as Resistance? The Misplaced Focus on Choice in the Surrogacy and Abortion Funding Contexts,” 41 DEPAUL L. REV. 1369 (1992).
- “Pluralist Myths and Powerless Men: The Ideology of Reasonableness in Sexual Harassment Law,” 90 YALE L.J. 1177 (1990).
- “Ethical and Legal Issues in the Treatment of Children,” in C.E. Walker and M.C.

Roberts (Eds.), Handbook of Clinical Child Psychology. New York: Wiley, 1982 (with G.B. Melton).

## OTHER PUBLICATIONS

- “Feticide Laws Are a Step Backward, Not Forward,” Blogpost, Colorado Independent, April 15, 2015.
- “Amendment 48 Could Cause Immediate Loss of Rights for Pregnant Women,” Boulder Daily Camera Blog, Oct. 29, 2008.
- “Blaming the Victim Ignores the Problem,” Denver Post, Nov. 2, 2003.
- “Masculinity and American Militarism,” TIKKUN MAGAZINE (Nov./Dec., 2002)
- “Wombs for Hire” (Review of Shalev, Birth Power: The Case for Surrogacy), 6 TIKKUN 71 (May/June 1991).
- “Civil Commitment in Virginia: Variations Between Law and Practice,” (with V.D. Roddy & E.T. Baxa) – unpublished masters of law thesis.
- “Under the Baobabs” – unpublished manuscript about two years spent in a West African village.

## INVITED APPEARANCES AND PRESENTATIONS

- “Choice, Criminalization, and Equality: Reproductive Justice in the New Era,” University of Denver Sturm College of Law, upcoming, April 5, 2017.
- “Race, Law, & Women’s Reproductive Rights,” Univ. of Denver Sturm College of Law, Analyzing the Law Through a Racial Justice Lens Speaker Series, March 2014.
- “Breastfeeding on a Nickel and a Dime,” The Author Speaks Series, sponsored by Mich. J. of Race & Law, Univ. of Mich. School of Law, Nov.24, 2014.
- “Battered Women in Prison: the Flawed Criminal Justice System that Lands Them There,” Keynote Lecture, “Sin by Silence” Conference, sponsored by Center on Domestic Violence, University of Colorado at Denver, Jan.11, 2011.
- “Thoughts on Cyber Harassment,” Cyber Civil Rights Symposium, University of Denver Sturm College of Law, Nov., 2009.
- “The Two Tiers of Reproductive Justice,” Plenary Panel, Motherhood Conference, Univ. of Denver Sturm College of Law, March, 2010.
- “The Two Tiers of Reproductive Justice,” Plenary Panel, Motherhood Conference, Univ. of Denver Sturm College of Law, March, 2010.
- “Thoughts on Cyber Harassment,” Symposium on Cyber Civil Rights: New Challenges for Civil Rights and Civil Liberties in Our Networked Age,” Univ. of Denver Sturm College of Law, Nov., 2009.
- “Reproductive Justice as Substantive Justice,” Conference on Conceptualizing Substantive Justice, Univ. of Denver Sturm College of Law, April, 2009.
- “Why This Conference?” Conference on Conceptualizing Substantive Justice, Univ. of Denver Sturm College of Law, April, 2009.
- “*Plus Ça Change*: Gender, Culture, & Intersex Treatment Practices,” Yale Law School, Feb., 2008 (Rebellious Lawyering Conference).
- Panelist, “Issues in Intersex Informed Consent,” Univ. of Connecticut School of Law, Oct., 2008.
- “A Substantive Justice Approach to Reproductive Rights,” LatCrit Annual Conference, Seattle University School of Law, Oct., 2008.
- “Intersex Cutting as Gender Issue, Sexuality Issue, and Disability Rights Issue,” Panel on “Intersex Infants and Elective Genitoplasty: Issues of Consent,” Lavender Law Conference, San Francisco, Sept., 2008.

- Commentator, Annual Conference of the Conference of Asian Pacific American Law Faculty (CAPALF), Sturm College of Law, Univ. of Denver, April 2008.
- “A Substantive Justice Approach to Reproductive Rights,” Suffolk University School of Law, Feb., 2008.
- “Are Reproductive Rights Central to Women’s Equality?,” Sturm College of Law, University of Denver, Jan. 23, 2007.
- “American Exceptionalism, Imperial Masculinity, & Pro-Torture Discourse,” Conference on Feminism & War, Syracuse University, Oct., 2006.
- Roundtable on “Feminism & Transmigration,” LatCrit XI Annual Conference, Univ. of Nevada at Las Vegas, Oct 2006.
- “The Master’s Tools as Mixed Bad: Intersex, ‘DSD,’ and Social Reform Strategies,” Lavender Law Conference, Washington, D.C., Sept. 8, 2006.
- “Intersectionality Interrogated,” Kent University, Canterbury, U.K., May 2006 (delivered as Visiting Fellow, Centre for Law, Gender, & Sexuality).
- “Recognizing & Developing Common Themes in One’s Scholarship,” Kent & Keele Universities, U.K., May 2006 (delivered as Visiting Fellow, Centre for Law, Gender, & Sexuality).
- “Common Beds: Race, Class, & the Constitution of Reproductive Subjects,” – Keele University, U.K., May 2006 (delivered as Visiting Fellow, Centre for Law, Gender, & Sexuality).
- “Wiretapping, Patriotism, & Trust,” Teach-in on “The Wars Abroad & the Wars at Home,” University of Denver, April 2006.
- “What’s Sex (and Gender) Got to Do with It?: A Feminist Take on the Law,” Feminist Law Forum, Univ. of Pittsburgh School of Law, Nov., 2005.
- “Instruments of Culture: Female Genital Cutting, Intersex Surgery, and the Role of Medical Practitioners,” Center for Bioethics and Health Law, Univ. of Pittsburgh School of Law, Sept., 2005.
- “Coalitional Considerations: Feminist Exceptionalism, Female Genital Cutting, and Intersex,” Symposium on Intersex Education, Advocacy and the Law, Cardozo Law School, NYC, Feb., 2005.
- “From Bad to Worse: the Effect of the 2005 Election on Reproductive Rights,” Reproductive Rights Week, Univ. of Denver College of Law, Denver, Jan., 2005
- “Latinas, Law and Reproductive Health,” National Latina/o Law Student Association Annual Conference, Denver, Oct., 2004.
- “The Fifth Amendment and Freedom from Tyranny,” Weld County ACLU Constitutional Amendment Series, Greeley, CO, June, 2004.
- “The ‘Not Our Problem’ Problem: Female Circumcision, Intersex Surgery, and Race Privilege,” Annual Law and Society Association Conference, Chicago, May, 2004.
- “When Is Genital Cutting ‘Mutilation’?: Intersex Surgery and the Scope of Feminist Concern,” Research Sharing Series, Women’s Studies Program, University of Denver, May, 2004.
- “Home and Security,” Spring Provost’s Lunch Lecture, University of Denver, April, 2004.
- “‘Not Our Problem’: How Silence on Intersex Surgery Hurts the Anti-Female Genital Cutting Movement,” LatCrit IX Conference, Philadelphia, April, 2004.
- “Feminism and Exceptionalism: Female Genital Cutting, Intersex Surgery, and the Selective Condemnation of ‘Cultural’ Practices,” Annual Law, Culture & Humanities Conference, Hartford, March, 2004.
- “Feminism and Masculinities” Roundtable, Women’s Studies Conference, University of Denver, Nov. 2003

- “Female Circumcision, Intersex Surgery, and the Selective Condemnation of ‘Cultural’ Practices,” The Edward W. Clyde Distinguished Visiting Scholar Lecture, University of Utah College of Law, Sept., 2003.
- “Disguising Empire: Racialized Masculinity and the ‘Civilizing’ of Iraq,” LatCrit VIII Conference, Cleveland, May, 2003.
- “Hybrid Intersectionality, Compensatory Subordination, and the Perils of Privilege,” Critical Race Theory Workshop, Washington College of Law, American University, Wash.,DC, April, 2003.
- “How Has Justice Changed After September 11<sup>th</sup>?,” Weld County ACLU, Greeley, Sept. 11, 2002.
- “Privilege and Its Perils,” Annual Conference on Law, Culture and Humanities, Philadelphia, March, 2002
- “Terrorists, Bullies, and the Construction of Gender,” LatCrit VII Conference, Portland, May, 2002.
- Panelist, “Campaign 2000: Controversial Issues Not Being Talked About” (with John Anderson & Rep. Mark Udall), Univ. of Denver, Sept., 2000.
- Commentator, Panel on “Multi/Cultural Artistic Re/Presentations in Mass Media: Capitalism, Power, Privilege and Cultural Production,” LatCrit V Conference, Breckenridge, May, 2000.
- “The Price of Privilege: How Systems of Subordination Support Each Other through the Interaction of Subordinated and Privileged Statuses,” Presenter & organizer of panel on “Identity Analysis In a Multicultural World: Exploring the Interconnections Among Systems of Subordination,” Law and Society Assn. Annual Meeting, Miami Beach, May 2000.
- “Class and Reproductive Rights,” Forum on Critical Issues in Reproductive Health, Univ. of Colorado at Denver, February 2000
- “Life After Identity,” LatCrit IV Conference, Lake Tahoe, May 1999.
- “Recent Developments in Sexual Harassment Law,” Annual Women & the Law Conference, Institute of Advanced Legal Studies, University of Denver, April, 1999.
- “Beyond Intersectionality,” Annual Conference on Feminist Legal Theory, Columbia Law School, Nov., 1998.
- “Battered Women’s Clemency Projects,” panel organizer & speaker, Law & Society Association Annual Meeting, May, 1998.
- “Theorizing Identity at a Systemic Level: How Patriarchy, White Supremacy, & Capitalism Reinforce Each Other,” Women’s Studies Research Sharging Seminar,” University of Denver, Sept., 1997.
- “Conceptualism by any other Name,” Symposium on Choice & Coercion, University of Denver College of Law, March, 1997.
- “O.J. Simpson & the Myth of Gender/Race Conflict,” Symposium on the O.J. Simpson Trial, University of Colorado School of Law, March, 1996.
- “The Progressive Potential in Privatization,” Symposium on the New Private Law, University of Denver College of Law, March, 1996.
- Feminist Legal Theory,” Continuing Legal Education Mini-Course, Institute of Advanced Legal Studies, University of Denver College of Law, Spring, 1996.
- “Feminist Theory & Women’s Economic Inequality: What the One Has to Say About the Other,” Second Biannual Conference on Women and Law, University of Denver College of Law, March, 1994.
- “Class & Identity,” 1995 Meeting of the Conference on Critical Legal Studies, American University, March, 1995.
- “Class, Gender, & Welfare ‘Reform,’” 1995 Meeting of the Conference on Critical Legal

- Studies, American University, March, 1995.
- “Numbers, Notes & Narratives: Positive Changes for Women in Academia,” Second Biannual Conference on Women and Law, University of Denver College of Law, March, 1994.
- “Feminism & Corporate Law,” Annual Business Law Symposium, Denver, July, 1993.
- “Good Moms, Bad Moms: Coercive Interventions in Reproduction,” Conference on “Representing Women,” University of Denver College of Law, March, 1993.
- “Feminist Legal Theory,” University of Denver College of Law (sponsored by the Public Interest Group), March, 1993.
- “Race, Gender and Coerced C-Sections,” University of Denver College of Law (sponsored by AWARE), November, 1992.
- “Cultural Images, Racial Bias, and the Coercive Control of Reproduction,” American University, September, 1992.
- Leader of Brown Bag Lunch Discussion of Casey v. Planned Parenthood (Supreme Court decision on abortion), Colorado Women’s Bar Association, July, 1992.
- “ ‘Thelma and Louise’ : Feminist Legal Theory,” Colorado Women’s Bar Association Annual Convention, June, 1992.
- “Gender Fairness,” Boulder Women’s Bar Association Meeting, July 24, 1991.
- Panel Discussion of Rust v. Sullivan (Supreme Court decision on abortion), KGNU Public Radio, June 1991.
- Panel Discussion of Rust v. Sullivan (Supreme Court decision on abortion), Boulder Public Television, June 1991.
- “Sexual Harassment Law,” Systems Managers Training Program, Telecommunications Corp., Inc. (TCI), Houston, May, 1991.
- “Gender Fairness,” Colorado Women’s Bar Association Lunch Meeting, April, 1991.
- “Feminist Legal Theory: Where We’ve Been and Where We’re Headed,” Virginia Law Women, University of Virginia School of Law, March, 1991.
- “Definitions of Discrimination in the Sexual Harassment Context,” Employment Discrimination Seminar (Professor Roberto Corrada), University of Denver College of Law, February, 1991.
- “Reasonableness and Sexual Harassment,” Women’s Law Caucus, University of Denver College of Law, February, 1991.
- “The Market in Mothers: Feminist Legal Theory and Contract Parenthood,” University of Colorado Law School Symposium Series, September, 1990.
- “Cocaine Babies: Blaming the Victim Again,” Women’s Law Caucus Panel Discussion, University of Denver College of Law, May, 1990.
- “Pluralism and Sexual Harassment Law,” Conference on Critical Legal Studies Annual Conference, San Francisco, January, 1990.
- “ ‘Surrogate Motherhood’ and Feminist Theory,” Conference on Critical Legal Studies Annual Conference, Washington, D.C., September, 1988.
- “The Hidden Politics of Gender: Feminist Challenges to Legal Ideology,” University of Virginia Legal Theory Speaker Series, University of Virginia School of Law, March, 1988.
- “Feminist Jurisprudence,” Women and the Constitution Institute, Charlottesville, VA, July, 1987.
- “Guardianship” and “Patients’ Rights,” American Academy of Judicial Education Program on Law & Psychiatry, Alexandria, VA, April 1981.
- “Women and Mental Health Law,” Virginia Law Women Annual Conference on Women & Health, University of Virginia School of Law, March, 1981.
- “Juvenile Competence & Due Process Protections,” American Orthopsychiatric Association Annual Meeting, March, 1981.

- “Mental Health Law,” Four-Week Seminar for Psychiatry Residents, University of Virginia Hospital, January, 1981 (with James D. Ballenger, M.D.).
- “Civil Commitment Standards & Procedures,” Virginia Department of Mental Health & Mental Retardation Judges’ Seminar on Mental Health Law, Charlottesville, VA, December, 1980.
- “Advocacy & the Mental Health Systems Act” and “Civil Commitment Law,” Fourth Annual Symposium on Mental Health & the Law, Williamsburg, VA, December, 1980.

## **BAR ADMISSIONS**

- Commonwealth of Virginia, May, 1979  
State of Colorado, 1997

## **NATIONAL AND COMMUNITY SERVICE**

- Society of American Law Teachers (“SALT”), Member for at least 20 years; Board of Governors, 2002-10
- Latina-Latino Critical Legal Theory, Inc (“Lat-Crit”), Member for at least 25 years; leadership roles:  
National Co-Chair, 2006-2009  
Board of Directors, 2001-11  
Annual Conference Project Team, Conferences V (on-site co-coordinator), VI, VII, VIII, IX, X, XI, XII, XIII, XIV, XV(on-site team)  
South/North Exchange Conference 2010 (“The Global Politics of Food” (project team co-coordinator) – conference held in Mexico City; attended by academics and activists from seven countries; proceedings published in U. of Miami InterAmerican Law Review
- InterAct (formerly, Advocates for Informed Choice; originally, Institute for Intersex Children & the Law), Board of Advisors, 2004-2010; Board of Directors, 2010-13
- Project Safeguard (domestic violence services & advocacy group), Board of Directors, 2002-2004
- Colorado Bar Association Gender Bias Task Force, 1991-92
- Colorado Progressive Coalition, Member
- National Lawyers Guild, Member

## **UNIVERSITY OF DENVER SERVICE**

- Appointments Committee, D.U. College of Law, 1993-4, 2004-5, 2006-7, 2007-8  
Chair, Lateral Appointments Committee, 2010-11
- Faculty Development Committee, Chair, D.U. College of Law 1999-2004
- Faculty Executive Committee (elected committee), 2009-10 (centrally involved in law school strategic planning process)
- Policy Committee (elected faculty committee charged with promotion and tenure review), D.U. College of Law, 2006-7, 2007-8, 2008-9
- Promotion & Tenure Advisory Committees too numerous to list; most recently: Prof. Christopher Lasch Tenure Review (2013-14 – responsible for scholarship review), Prof. Robin Walker Sterling (2015-16 – responsible for scholarship review), Prof. Nancy Leong (2016-17 – responsible for partial scholarship review, as well as coordinating production of final product).
- Rocky Mountain Collective on Race, Place, & Law, founding member, 2012-present

- Member, Constitutional Campus Working Group, 2016-present (“sanctuary” campus work – including helping establish information clearinghouse; helping draft white paper for universities and activists; participating in panel presentations)
- Coordinator, Equal Protection Initiative, 2014-15 (year-long speaker/panel series)
- Coordinator, Critical Race Theory Reading Group, 2013-present
- Faculty member, Critical Race Reading Seminar, fall 2014, spring 2016 (group-taught seminar)
- Univ. of Denver Battered Women’s Clemency Reform Project, Co-Director, 1997-99 (the project obtained clemency for 4 of 8 clinic clients)
- Univ. of Denver College of Law Annual Legal Theory Symposium (nationally-known annual workshop in which prominent legal scholars met with DU faculty and others to discuss unsolved legal problems that crossed multiple substantive areas)
- Co-Coordinator, 1998-99, 1997-98
- Organizing Committee, 2000-2001, 1999-2000, 1996-7, 1995-6, 1994-5
- University of Denver Sexual Harassment Board (chair), 1991-92