# **ERIC MERRIAM**

## PROFESSIONAL ACADEMIC EXPERIENCE

- ASSOCIATE PROFESSOR (tenured), Joint Appointment to Dept. of Legal Studies and School of Politics, Security, and International Affairs (SPSIA), Univ. of Central Florida, FL, Aug 2015 to Present
  - Courses Taught:
    - Advanced Moot Court\* (classroom)
    - American Constitutional Law I# (online)
    - American Constitutional Law II# (classroom)
    - Honors Moot Court (classroom)
    - Law and the Legal System# (online)
    - Law and Society# (classroom)
    - Military Law and the Law of War\* (classroom and online)
    - National Security Law\* (graduate seminar) (classroom)
    - National Security Law\* (undergraduate) (online)
    - The Law of Torts# ("mixed mode" classroom and online)
    - \*Course creator (proposed, developed, secured institutional approval for new course)
    - #Complete course redesign
  - Research Supervised:
    - PhD Dissertations completed and defended, Committee Member 1
    - PhD Dissertations in progress, Committee Member 3
    - Masters Thesis, Chair 1
    - Undergraduate Honors in the Major, Chair or Member numerous
  - Institutional Service:

# <u>University Level</u>

- Search Committee Member, UCF Vice President and General Counsel Search, 2021
  - Appointed by University President
- UCF Faculty Senate Steering Committee (Executive Committee), Member, 2017-19
- UCF Faculty Senate, Senator, 2016-19 (elected at-large representative from College)
- UCF Faculty Senate Committee on Committees, Member, 2018-19
- UCF Faculty Senate Ad Hoc Committee on Freedom of Expression, 2018-19

# <u>College Level (College of Community Innovation and Education - CCIE)</u>

- Search Committee Member, CCIE Dean Search, 2021-22
  - Appointed by University Provost
- Research Incentive Award Committee, CCIE, Chair, 2017-18; Member, 2015-17
- Instructor/Lecturer Promotion Committee, CCIE, Chair, Aug 2021-22; Member, 2020-22
- Promotion and Tenure Committee, CCIE, Member, 2017
- Teaching Incentive Program Committee, CCIE, Member, 2021-22
- Search Committee Member, Dept of Legal Studies Chair Search, 2023-24

# Department/School Level

- Promotion and Tenure Committee, Dept of Legal Studies, Chair, 2023-present; Member, 2015-22
- Instructor/Lecturer Promotion Committee, Dept of Legal Studies, Member, 2015-20
- Faculty Candidate Search Committee, Dept of Legal Studies, Chair, 2020, 2022; Member, 2017-18, 2023
- Faculty Candidate Search Committee, School of Politics, Security, International Affairs, 2024-25
- Curriculum Committee, Dept of Legal Studies, Member, 2016-18
- Undergraduate Law Forum Committee, Chair, Aug 2018-22
- Bylaws Committee, Dept of Legal Studies, Member, Aug 2018-22
- Undergraduate Program Committee, SPSIA, Member, 2015-21
- PhD Program Committee, SPSIA, Member, Aug 2021-22
- Pre-Law Advisor, SPSIA, Aug 2015-22; 2023-present
- Assistant Professor, Department of Law (DFL), United States Air Force Academy, CO, Jun. 2012 to July 2015
  - Courses Taught:
    - National Security Law (Course Director)
    - Constitutional Law (Course Director)
    - Law for Air Force Officers (nature of law, criminal law, constitutional law, law of armed conflict)
  - Institutional Service:
    - USAFA Faculty Forum ("Faculty Senate") Executive Committee, Member, 2014-15
    - USAFA Faculty Forum Charter Review Committee, Member, 2014-15
    - DFL Candidate Search Committee, Chair, 2013-15; Member, 2012-13
    - DFL Curriculum and Assessment Committee, Member, 2012-15
    - Assistant Coach, USAFA Moot Court Team, 2013-15
    - Assistant Officer in Charge, Cadet Cycling Team (NCAA intercollegiate team), 2012-14

## **CURRENT PROFESSIONAL LEGAL PRACTICE**

- APPELLATE MILITARY JUDGE, United States Air Force Court of Criminal Appeals, Washington, D.C., 2020 to Present (USAF Reserve)
  - Author and issue opinions deciding cases for court with worldwide appellate jurisdiction
  - Multiple opinions cited in United States Code Service Annotated (select judicial opinions identified in statute annotations that explain what the statute means)

## **EDUCATION**

**The George Washington University**, Master of Laws, with highest honors, National Security Law & U.S. Foreign Relations, 2012

The University of Virginia School of Law, Juris Doctor, 1999

Asbury College, Wilmore, KY, Bachelor of Arts, magna cum laude, History, 1994

## **PUBLICATIONS - ACADEMIC**

#### **WORK IN PROGRESS:**

THE MILITARY JUSTICE SYSTEM (Bloomsbury, expected publication late 2026/early 2027)

#### **BOOKS:**

<u>CRIMES AGAINST THE STATE: SEDITION, REBELLION, AND TREASON SINCE AMERICA'S FOUNDING</u> (Bloomsbury, August 2024) (second author, with James A. Beckman)

NATIONAL SECURITY LAW (West Academic, 2020) (textbook) (first author, with Douglas B. McKechnie)

Related: NATIONAL SECURITY LAW: AN INSTRUCTOR'S GUIDE (West Academic, 2021) (first author, with Douglas B. McKechnie)

IN A TIME OF TOTAL WAR: THE FEDERAL JUDICIARY AND NATIONAL DEFENSE, 1940-1954 (Ashgate, 2016) (second author, with Joshua E. Kastenberg)

## **ARTICLES AND BOOK CHAPTERS:**

Necessary Necessity: Courts' Historical Assessment of the Condition Precedent for Martial Law, 75 OKLA. L. REV. 191 (2023) (issue lead article)

Obergefell and the Dignitary Harm of Military Service Exclusion, 27(1) UCLA WOMEN'S L.J. 41 (2020)

Fire, Aim, Ready! Militarizing Animus: "Unit Cohesion" and the Transgender Ban, 123 DICKINSON L. REV. (PENN St.) 57 (2018)

<u>Academic Freedom in the "Guarded" Institution</u>, 14 FIRST AMEND. L. REV. (UNC Chapel Hill) 313 (2016) (second author, with Douglas B. McKechnie)

Non-Uniform Justice: An Equal Protection Analysis of Veterans Treatment Courts' Exclusionary Qualification Requirements, 84 MISS. L.J. 685 (2015)

<u>The International Legal Regime Affecting Bioterrorism Prevention</u>, 3 NAT'L SEC. L.J. 1 (2014) (issue lead article)

<u>Legal but Unethical? Interrogation and Military Health Professionals</u>, 11 INDIANA HEALTH L. REV. 123 (2014)

Freedom of Speech, in LAW FOR AIR FORCE OFFICERS, 6TH ED. (Paul E. Pirog ed. 2013)

Equal Protection, in LAW FOR AIR FORCE OFFICERS, 6TH ED. (Paul E. Pirog ed. 2013)

#### **ENCYCLOPEDIA ENTRIES:**

National Guard, in The Criminal Justice System, 2D Ed. (Michael Hooper ed. 2017)

PRISM, in PRIVACY RIGHTS IN THE DIGITAL ERA (Christopher Anglim ed. 2016)

Protect America Act, in PRIVACY RIGHTS IN THE DIGITAL ERA (Christopher Anglim ed. 2016)

Washington v. Glucksberg, in PRIVACY RIGHTS IN THE DIGITAL ERA (Christopher Anglim ed. 2016)

William O. Douglas, in PRIVACY RIGHTS IN THE DIGITAL ERA (Christopher Anglim ed. 2016)

USA Freedom Act, in PRIVACY RIGHTS IN THE DIGITAL ERA (Christopher Anglim ed. 2016)

#### OTHER ACADEMIC WRITING:

CONSTITUTIONAL LAW II – EQUALITY AND LIBERTY (self-produced course textbook replacement)

# PUBLICATIONS - PROFESSIONAL/PRACTICE

Follow What Interests and Excites You, in CAREERS IN NATIONAL SECURITY LAW, AMERICAN BAR ASS'N 24 (Lauren Bean ed., 2008)

Chiefs of Military Justice: Be Careful What You Ask For, THE REPORTER, Dec. 2004, at 24

Coverage for Breach of Contract: The California Supreme Court's Vandenberg v. Superior Court Decision, 3 J. OF INS. COVERAGE 102 (2000)

Reservation of Rights, Non-Waivers and Denials of Coverage, Presented to American Conference Institute, Coverage Issues in Complex Insurance Claims, Apr. 2000 (with Keith A. Fabi)

## **EDITORIAL SERVICE**

THE AIR FORCE LAW REVIEW, Editorial Board Member, 2015-20 LAW AND SOCIETY REVIEW, Peer Reviewer, 2019 JOURNAL OF POLITICAL SCIENCE EDUCATION, Peer Reviewer, 2015-18

#### **PRESENTATIONS**

"Necessary Necessity: Courts' Historical Assessment and Non-Assessment of the Condition Precedent for Martial Law." Law and Society Ass'n, May 2021

"The Dignitary Harm of Identity-Based Military Service Exclusion." Law and Society Ass'n, May 2019

"Equal Protection." Invited Guest Lecture, United States Air Force Academy, Aug. 2018

"Freedom of Religion." Invited Guest Lecture, United States Air Force Academy, Aug. 2018

"Teaching Constitutional Law to Undergraduates." United States Air Force Academy Department of Law Faculty, Aug. 2018

"An Obergefell Right to Military Service Eligibility?" American Constitution Society Constitutional Law Scholars Forum, Mar. 2018

"Uncle Sam Wants You (But Not *You*): Military Discrimination After *Obergefell*." Florida A&M University College of Law, Feb. 2018

"Same Sex Marriage and the Constitution: Legal, Social, and Policy Questions." Colorado College, Apr. 2015

"What Emergency Power?" United States Air Force Academy Faculty, Sep. 2014

"Affirmative Action on Life Support." United States Air Force Academy Faculty, Sep. 2012

"Dermatology and the Law." Tri-Service International Dermatology Conference, Jun. 2011

"Legal Issues for Air Force Nurse Managers." Air Force School of Health Sciences, twice, Aug. 2009 and Sep. 2009

Numerous "Medical Law" updates for medical providers at hospitals throughout Texas, Aug. 2009 - Aug. 2011

"The Law of War and Rules of Engagement for Combat Pilots." 52d Operations Group, Spangdahlem Air Base, Germany, six times, Aug. 2003 - Jul. 2005

"Search and Seizure - A Practical Guide." 52d Security Forces Squadron, Spangdahlem Air Base, Germany, three times, Aug. 2003 - Jul. 2005

"Military Law." Air Force Squadron Officer School, Maxwell AFB, Montgomery, AL, Jan. 2005

"Field Sobriety Tests in Court." 52d Security Forces Squadron, Spangdahlem Air Base, Germany, Jul. 2004

# SIGNIFICANT ACADEMIC AWARDS/RECOGNITION

- UCF Sabbatical (competitively selected), 2022-23
- UCF Teaching Incentive Program Award, 2021
- Thomas P. Keenan, Jr. Award, 2015, United States Air Force ("most outstanding contribution to the development of international and military operations law" in the United States Air Force)
- Outstanding Academy Educator, 2014-15, United States Air Force Academy