

Todd R. Lochner

Lewis & Clark College
Department of Political Science

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Academic Appointments

Dr. Robert B. Pamplin Jr. Associate Professor of Government. Department of Political Science, Lewis & Clark College, 2019-present.

Associate Professor. Department of Political Science, Lewis & Clark College, 2010-2019.

Assistant Professor. Department of Political Science, Lewis & Clark College, 2004-2010.

Assistant Professor. Department of Political Science, Boise State University, 2001-2004.

Education

Ph.D. University of California at Berkeley. Political Science. May 2001.

J.D. University of Virginia School of Law. May 1993.

B.A. Harvard College. Government, *magna cum laude*. May 1990.

Publications

Peer Reviewed

Seljan, Ellen, Todd Lochner, and Alex Webb. "The Partisan Costs of Automatic Voter Registration." *Electoral Studies* 82 (2023): 102591.

Lochner, Todd, Ellen Seljan, Walker Davis, Benjamin Bardman, and Rafael Swit. "Calculating, Credible, or Both? Third-Party Monitors and Repeat Players in Federal Campaign Finance Enforcement." *Election Law Journal* 20, no. 2 (2021): 178-197.

Gaskins, Ben, Ellen Seljan, Todd Lochner, Katie Kowal, Zane Dundon, and Maya Gold. "From the FEC to the Ballot Box: Voter Accountability for Campaign Finance Law Violations." *American Politics Research* 47, no. 5 (2019): 1000-1035.

Seljan, Ellen C., Todd Lochner, Maya Gold, and Walker Davis. "I Know What You Did Last Cycle: Improving the Detection of State Campaign Finance Violations." *Election Law Journal* 15, no. 3 (2016): 197-213.

Apollonio, Dorie, Todd Lochner, and Myriah Heddens. "Immigration and Prosecutorial Discretion." *California Journal of Politics and Policy* 5, no. 2 (2013): 232-251.

Lochner, Todd, Dorie Apollonio, and Rhett Tatum. "Wheat from Chaff: Third-party Monitoring and FEC Enforcement Actions." *Regulation & Governance* 2, no. 2 (2008): 216-233.

Lochner, Todd. "Sound and Fury: Pretextual Prosecution and Department of Justice Antiterrorism Efforts." *Law & Policy* 30, no. 2 (2008): 168-193.

Lochner, Todd. "Surveying the Landscape of State Campaign Finance Enforcement: A Preliminary Analysis." *Election Law Journal* 4, no. 4 (2005): 329-348.

Lochner, Todd. "Overdeterrence, Underdeterrence, and a (half-hearted) Call for a Scarlet Letter Approach to Deterring Campaign Finance Violations." *Election Law Journal* 2, no. 1 (2003): 23-41.

Lochner, Todd. "Strategic Behavior and Prosecutorial Agenda Setting in United States Attorneys' Offices: The Role of US Attorneys and Their Assistants." *Justice System Journal* 23, no. 3 (2002): 271-294.

Law Review Articles

Lochner, Todd, and Dorie Apollonio. "Karma Police: Prosecutorial Strategies in Obscenity Cases and the Broader Culture War." *Syracuse Journal of Law & Civic Engagement* 2 (2014).

Lochner, Todd, Ellen Seljan, Walker Davis, and Maya Gold. "A Rising ORESTAR: The Effect of E-Filing and E-Disclosure on Oregon State Campaign Finance Enforcement." *Willamette Law Review* 51 (2014): 73-100.

Lochner, Todd, and Bruce E. Cain. "The Enforcement Blues: Formal and Informal Sanctions for Campaign Finance Violations." *Administrative Law Review* 52 (2000): 629-660.

Lochner, Todd, and Bruce E. Cain. "Equity and Efficacy in the Enforcement of Campaign Finance Laws." *Texas Law Review* 77 (1998): 1891-1942.

Lochner, Todd. "The Relationship Between the Office of Solicitor General and the Independent Agencies: A Reevaluation." *Virginia Law Review* (1993): 549-582.

Book Chapters

Moncrief, G. & Lochner, T. (2004). Idaho: Election Reform at the Margins, In Daniel Palazzolo & James W. Ceaser (Eds.), *Election Reform: Politics and Policy*. Lanham, MD: Lexington Books.

Legal Commentary

Lochner, Todd. "The Americans with Disabilities Act and Courthouse Access." *Justice System Journal* 26, no. 1 (2005): 105-108.

Lochner, Todd. "The Freedom of Information Act, Personal Privacy, and Litigants." *Justice System Journal* 26, no. 2 (2005): 222-224.

Lochner, Todd. "Court Budgets and the Mootness Doctrine." *Justice System Journal* 26, no. 2 (2005): 225-226.

Lochner, Todd. "Impaneling Multiple Juries in Civil Suits." *Justice System Journal* 26, no. 2 (2005): 226-227.

Lochner, Todd. "The Judge and the Discharged Clerk Revisited." *Justice System Journal* 26, no. 2 (2005): 227-229.

Lochner, Todd. "Composition of Article III Courts of Appeals." *Justice System Journal* 26, no. 2 (2005): 229-231.

Lochner, Todd. "Judicial Recusal and the Search for the Bright Line." *Justice System Journal* 26, no. 2 (2005): 231-237.

Ongoing Research

Gaskins, Ben, Todd Lochner, and Paige Underwood. "Religion and Litigiousness: How White Evangelicals View and Use the Civil Justice System."

Lochner, Todd, Ellen C. Seljan, Madeleine MacWilliamson, and Valerie Naborska. "Lilliputians at the Gates: Small Donors and Political Polarization in Oregon State Politics."

Presentations

"Religion and Litigiousness: How White Evangelicals View and Use the Civil Justice System" presented at the annual meeting of the Midwest Political Science Association, Chicago, IL, April 2022 (with Ben Gaskins).

"Calculating, Credible or Both? Third-Party Monitors and Repeat Players in Federal Campaign Finance Law" presented at the annual meeting of the Western Political Science Association, San Diego, CA, April 2019 (with Ellen Seljan, Rafael Swit, and Ben Bardman).

“Informal Enforcement of Campaign Finance Law” presented at the annual meeting of the Western Political Science Association, Vancouver, BC, April 2017 (with Ben Gaskins, Ellen Seljan, Katie Kowal, and Zane Dundon).

“An Exceptional Exception? An Empirical Analysis of Quarles’ Public Safety Exception” presented at the annual meeting of the Western Political Science Association, Las Vegas, NV, April 2015 (with Brooke Jordy and Zoe Klingmann).

“Deterred or Determined: Can State Agencies Reduce Violations of Campaign Finance Law?” presented at the annual meeting of the Western Political Science Association, Seattle, WA, April 2014 (with Ellen Seljan, Maya Gold, and Walker Davis).

“Analyzing Return on Investment in Health Care Fraud Prosecution,” presented at the annual meeting of the Western Political Science Association, Seattle, WA, April 2014 (with Dorie Apollonio and Brooke Jordy).

“The Effect of a Prosecutor’s Gender on Federal Prosecutorial Decision Making and Area of Practice,” presented at the annual meeting of the Western Political Science Association, Portland, OR, March 2012 (with Dorie Apollonio).

“An Analysis of Federal Immigration Prosecutions,” presented at the annual meeting of the Midwest Political Science Association, Chicago, IL, April 2009 (with Dorie Apollonio and Myriah Heddens).

“Obscenity Prosecutions and the Culture War,” presented at the annual meeting of the Western Political Science Association, San Diego, CA, March 2008 (with Ben Brysacz).

“Karma Police: Strategic Behavior in Obscenity Prosecutions,” presented at the annual meeting of the Western Political Science Association, Las Vegas, NV, April 2007.

“Kid Gloves: An Analysis of Recent F.E.C. Enforcement Actions,” presented at the annual meeting of the Midwest Political Science Association, Chicago, IL, April 2006 (with Rhett Tatum).

“Counting the Costs: The Use of Prosecutorial Resources in the War on Terror,” presented at the annual meeting of the Law and Society Association, Las Vegas, NV, June 2005.

“Stacking the Deck and Shuffling the Cards: Agency Influence on Prosecutorial Agenda Setting,” presented at the annual meeting of the Western Political Science Association, Oakland, CA, March 2005.

“With Purse Strings and Persuasion: Congressional Strategies for Controlling Federal Prosecutorial Agenda-Setting,” presented at the annual meeting of the Western Political Science Association, Portland, OR, March 2004.

“Idaho: Electoral Reform at the Margins,” presented at the Election Reform Conference, Washington, D.C., May 29, 2003 (with Gary Moncrief).

“Surveying the Landscape of State Campaign Finance Enforcement: A Preliminary Analysis,” presented at the annual meeting of the Midwest Political Science Association, Chicago, IL, April 2003.

“Convergent Incoherence? Justifying American and Canadian Campaign Finance Regulation,” presented at the annual meeting of the Law and Society Association, Vancouver, B.C., June 2002.

“Strategic Behavior and Prosecutorial Agenda Setting in United States Attorneys’ Offices,” presented at the annual meeting of the Western Political Science Association, Las Vegas, March 2001.

“Constraining Discretion: How the Department of Justice Influences the Prosecutorial Agenda-Setting of United States Attorneys’ Offices,” presented at the annual meeting of the Western Political Science Association, San Jose, CA, March 2000.

“The Enforcement Blues: Campaign Finance Enforcement at the State and Federal Levels,” presented at the annual meeting of the American Political Science Association, Atlanta, GA, September 1999 (with Bruce Cain).

“Equity and Efficacy in the Enforcement of Campaign Finance Laws,” presented at the University of Texas at Austin School of Law, November 13, 1998 (with Bruce Cain).

Academic Grants and Honors

- Dean’s Student-Faculty Research Grant (2023, 2017)
- Mellon Student-Faculty Research Grant (2016, 2013)
- Mellon Faculty Development Grant (2013)
- Best Article Prize for the 2007-2008 volumes of *Regulation & Governance*
- Lewis & Clark College Faculty-Student Summer Research Grant (2008, 2007)
- Nominee for Boise State University Outstanding Faculty Member Award (2002)
- Order of the Coif, University of Virginia Law School

Courses Taught

- Introduction to American Politics
- Law, Lawyers and Society
- American Constitutional Law: Equal Protection and Due Process
- American Constitutional Law: Civil Liberties
- Legal Regulation of American Democracy
- Senior Thesis
- Exploration and Discovery (first-year core curriculum)
- Words (first-year core curriculum)

Professional Activities

- Consultant, City of Gresham's Charter Review Committee (2022-2023)
- External Program Reviewer for the Political, Legal, and Economic Analysis (PLEA) Program at Mills College (2011)
- Legal Notes Editor, *Justice System Journal* (2004-2005)
- Manuscript Reviewer for *American Political Science Review*, *Election Law Journal*, *Law & Policy*, *Law & Society Review*, *Political Research Quarterly*, *Law & Social Inquiry*, *American Politics Research* and *Regulation & Governance*, continuing

College Service

- Member, Pamplin Fellows selection committee (2020-present)
- Member, search committee for Economics faculty position (2022)
- Member, Budget Advisory Committee (2009-2011, 2015-2017, 2022-present)
- Member, General Education Steering Committee (2017-2019, 2020-2022)
- Member, developmental review committee, Suparna Chaudhry (2021)
- Member, developmental review committee, Aine McCarthy (2019)
- Member, Exploration and Discovery Steering Committee (2017-2019)
- Chair, Department of Political Science (oversaw the decennial departmental external review in 2017) (2012-2017, 2018-2019)
- Member, developmental review committee, Brian Dombeck (2018)
- Member, Human Subjects Research Committee (2017)
- Chair, Budget Advisory Committee (2015-2016)
- Pre-law Advisor, Lewis & Clark College (2004-2015)
- Member, Mellon Student-Faculty Collaborative Research Grant Committee (2013-2016)
- Member, Festival of Scholars Steering Committee (2013-2015)
- Member, Admissions and Financial Aid Committee (2007-2008, 2013-2015)
- Member, search committee for Economics faculty position (2015)
- Chair, search committee for Political Science faculty position (American politics) (2013)
- Chair, search committee for Political Science faculty position (Comparative politics) (2013)
- Chair, search committee for Political Science faculty position (American Political Development) (2012)
- Member, Task Force on the Hate Speech and Bias Policy (2010-2011)
- Member, search committee for Political Science faculty positions (American politics) (2009, 2010)
- Member, search committee for Political Science faculty positions (Comparative politics) (2007, 2008)
- Chair, Admissions and Financial Aid Committee (2008-2009)
- Member, selection committee for the Rena Ratte award (2007)
- Member, search committee for Campus Safety Director (2005)
- Member, Library Committee (2005-2006)