

SHALINI BHARGAVA RAY
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ACADEMIC APPOINTMENTS

University of Alabama School of Law , Tuscaloosa, AL	
<i>Yetta G. Samford, Jr. Endowed Professor in Legal Ethics</i>	2025 –
<i>Professor</i>	2025 –
<i>Director of Faculty Research</i>	2024 – 2025
<i>Associate Professor</i> (tenure awarded 2023)	2021 – 2025
<i>Assistant Professor</i>	2019 – 2021
<i>Visiting Lecturer</i>	2017 – 2019

Courses taught: Administrative Law, Legislation & Regulation, Immigration Law, Legal Profession, and citizenship seminar.

Northwestern Pritzker School of Law	
Jack N. Pritzker Distinguished Visiting Professor	Spring 2026
<u>Course</u> : Immigration Law	

EDUCATION

Harvard Law School , Cambridge, MA	2004
<i>Juris Doctorate</i>	
Stanford University , Palo Alto, CA	2000
<i>Bachelor of Arts</i> , Economics, with Honors in Ethics in Society	

JUDICIAL CLERKSHIP

The Honorable Anita B. Brody (E.D. Pa.) , Philadelphia, PA	2006-2007
<i>Law Clerk</i>	

HONORS

University of Alabama President's Faculty Research Award (2024).

SELECT PUBLICATIONS

The Advisory State, 105 N.C. L. REV. __ (forthcoming 2027).

[Agency Capture in Immigration Law](#), 78 SMU L. REV. 1045 (2025).

[Individualized Guidance in the Federal Bureaucracy](#), REPORT FOR THE ADMIN. CONF. OF THE U.S. (2024).

[Citizenship and Racial Subordination](#), 3 AM. J. L. & EQUALITY 319 (2023) (peer-reviewed journal).

[Noncitizen Harboring and the Freedom of Association](#), 101 N.C. L. REV. 677 (2023).

- Selected for republication in Vol. 44 of the *Immigration and Nationality Law Review* (compendium of premier immigration law scholarship) & *Bender's Immigration Bulletin* (Lexis).

SELECT PUBLICATIONS, CONT'D

[*Eroding Immigrants' Rights Through the "New" New Textualism*](#), 2021-22 ACS SUP. CT. REV. (2023).

- Cited in Cristina M. Rodríguez, *Coercion, Discretion, and the Roberts Court*, 713 ANNALS AM. ACAD. POL. & SOC. SCI. 107 (2024).
- Cited and discussed in Jennifer Chacón, *Immigration Federalism: Rebalancing Immigration Law Through State Power*, 135 YALE L.J. F. 275 (2026).

[*The Contested "Bright Line" of Territorial Presence*](#), 56 GA. L. REV. 1511 (2022) (symposium).

[*Immigration Law's Arbitrariness Problem*](#), 121 COLUM. L. REV. 2049 (2021).

- Selected for the 2021 AALS Administrative Law and Legislation New Voices Program.
- Selected for the 2021 [Administrative Law New Scholarship Roundtable](#).
- Reviewed in JOTWELL by [Mila Sohoni](#) (Nov. 29, 2021) and [Juliet Stumpf](#) (July 8, 2022).
- Selected for republication in Vol. 42 of the *Immigration and Nationality Law Review & Bender's Immigration Bulletin*.

[*Abdication Through Enforcement*](#), 96 IND. L. J. 1325 (2021).

- Selected for the 2020 [Administrative Law New Scholarship Roundtable](#).

[*The Emerging Lessons of Trump v. Hawaii*](#), 29 WM. & MARY BILL RTS. J. 775 (2021) (symposium).

[*The Law of Rescue*](#), 108 CALIF. L. REV. 619 (2020).

- Selected for the 2019 AALS Immigration Law New Voices Program and the American Constitution Society's competitive Junior Scholars Public Law Workshop at the 2020 AALS meeting.
- Reviewed by [Jill Family](#) in JOTWELL (Nov. 11, 2020).

[*Plenary Power and Animus in Immigration Law*](#), 80 OHIO ST. L. J. 13 (2019).

[*Saving Lives*](#), 58 B.C. L. REV. 1225 (2017).

- Selected from a call for papers for presentation at the 2017 AALS Immigration Law Section workshop.

[*Applying the U.S. Constitution to Foreign Asylum-Seekers: Exposing a Curious, Inconsistent Practice in the Federal Courts*](#), 100 MARQ. L. REV. 137 (2016).

[*Optimal Asylum*](#), 46 VAND. J. TRANSNAT'L L. 1215 (2013).

- Cited extensively in Congressional Research Service (CRS) report, [*The Law of Asylum Procedure at the Border: Statutes and Agency Implementation*](#) (Apr. 9, 2021).

SELECT CONFERENCE & PANEL PRESENTATIONS

Faculty workshop NORTHWESTERN PRITZKER SCHOOL OF LAW	2026
Commentator, New Voices in Legislation AALS, New Orleans, LA	2026
Panelist, Crimmigration Symposium UNIVERSITY OF GEORGIA SCHOOL OF LAW	2025
Presenter, Cardozo Immigration Enforcement Workshop CARDOZO SCHOOL OF LAW, New York, NY	2025

SELECT CONFERENCE & PANEL PRESENTATIONS, CONT'D

Commentator, Scholarly Papers Workshop ABA Administrative Law & Regulatory Practice Section Washington, DC	2025
Immigration Roundtable UNIVERSITY OF NORTH CAROLINA SCHOOL OF LAW, Chapel Hill, NC	2025
Faculty workshop FLORIDA STATE UNIVERSITY COLLEGE OF LAW, Tallahassee, FL	2025
Commentator, New Voices in Administrative Law and Legislation AALS, San Francisco, CA	2025
Presenter, Cardozo Immigration Enforcement Workshop CARDOZO SCHOOL OF LAW, New York, NY	2024
Panelist, <i>When “No Action” Means “Final Action”</i> : Current Issues in Agency Guidance ABA Administrative Law & Regulatory Practice Section fall conference (Organized by Benjamin Birkhill; co-panelists: Susan Yackee Webb, Connor Raso, and Michael Edney)	2024
Organizer & Commentator, Southeastern Junior/Senior Workshop UNIVERSITY OF ALABAMA SCHOOL OF LAW, Tuscaloosa, AL	2024
Commentator, New Voices in Administrative Law and Legislation AALS, Washington, DC	2024
AALS, San Diego, CA	2023
<ul style="list-style-type: none">• Panelist, <i>Biden v. Texas and the Federal-State Battle over Immigration Law</i> Hot Topics• Presenter & Commentator, New Voices in Administrative Law and Legislation	
Organizer and moderator, <i>Judicial Review of Agency Guidance in Immigration Law and Beyond</i> ABA Administrative Law & Regulatory Practice Section fall conference (Panelists: Brad Baniyas, Benjamin Eidelson, Shruti Rana, Bijal Shah, and Shoba Wadhia)	2022
Faculty workshop, CARDOZO LAW SCHOOL	2022
Presenter, Administrative Law New Scholarship Roundtable UNIVERSITY OF MINNESOTA LAW SCHOOL	2022
Panelist, Agency Adjudication 101 , ABA Administrative Law & Regulatory Practice Section spring conference (virtual)	2022
Organizer and moderator, ABA Administrative Law Section webinar , “ Understanding Agency Self-Regulation ”	2022
Speaker, symposium on “Immigrants and the First Amendment” UNIVERSITY OF GEORGIA SCHOOL OF LAW	2022

ADDITIONAL TEACHING EXPERIENCE

University of Florida Levin College of Law, Gainesville, FL 2009-2017
Visiting Lecturer; Lecturer; Senior Lecturer
Courses: Legal Writing, Appellate Advocacy, and Asylum & Refugee Law.

Harvard University, Cambridge, MA 2002-2003
Teaching Fellow, Justice (Professor Michael J. Sandel)

PROFESSIONAL EXPERIENCE

Administrative Conference of the United States 2023-2024
Consultant, project on individualized guidance

U.S. Court of Appeals for the Third Circuit, Philadelphia, PA 2007-2009
Staff Attorney

Morrison & Foerster LLP, San Francisco, CA June-July 2003; 2004-06
Litigation Associate and previously Summer Associate

MEDIA AND SHORTER WORKS

[Using Immigration Court as a Trap: ICE's Apprehension of Noncitizens at Immigration Court and Fundamental Fairness](#), VERFASSUNGSBLOG, ON MATTERS CONSTITUTIONAL, June 6, 2025.

[Promoting Consistency and Transparency in Individualized Guidance](#), THE REG. REV., Nov. 13, 2024.

[Between the Lines with ACUS: Individualized Guidance and a Life in Administrative Law](#), FED. NEWS NETWORK, Sept. 12, 2024 (podcast interview).

[United v. Texas, Explained](#), LAWFARE, July 14, 2023.

[Open Questions and Legal Hurdles for Biden's New Border Rule](#), LAWFARE, May 16, 2023.

[Immigration Enforcement Priorities and Presidential Duty](#), LAWFARE, Aug. 23, 2022.

[An important week for immigration law](#), SCOTUSTALK, June 21, 2022 (biweekly podcast hosted by Amy Howe).

[The demise of rights-protective statutory interpretation for detained immigrants and the rise of "piecemeal" textualism](#), SCOTUSBLOG, June 14, 2022 (opinion analysis).

[D.C. Circuit Rules That Public Health Law Empowers Government to Expel Asylum-Seekers – But Not to Countries Where They Face Persecution or Torture](#), LAWFARE, Mar. 31, 2022.

[Shadow Sanctions for Immigration Violations](#), LAWFARE, Feb. 2, 2022.

[Justices will revisit whether certain noncitizens in lengthy detention are entitled to bond hearings](#), SCOTUSBLOG, Jan. 10, 2022 (argument preview).

ACADEMIC SERVICE

Referee: YALE LAW JOURNAL (2021, 2024 & 2025), LAW & SOCIAL INQUIRY (2021), LAW & SOCIETY REVIEW (2022), THE LANCET REGIONAL HEALTH – AMERICAS (2025)

Member, Executive Board, AALS Immigration Section (starting Jan. 2025)

Council Member, ABA Administrative Law and Regulatory Practice Section (2022-25)

Co-organizer, *Power in the Administrative State* (Fall 2022, Spring 2023, and Fall 2023)

Mentor and Committee Member, PALS Program, ABA Administrative Law and Regulatory Practice Section (2024-present) (mentoring program for prospective administrative law scholars)

Faculty Advisor, JOURNAL OF THE LEGAL PROFESSION (2020-25)

Law School Committees: Colloquium, 2020-21, 2021-25 (Chair); Faculty Appointments, Fall 2020, Fall 2023; Curriculum, 2019-20.

BAR MEMBERSHIP

California (inactive)