

PROFESSIONAL BIOGRAPHY FOR EDWARD B. FOLEY



Edward B. Foley (whose nickname is “Ned”) is a Professor of Law at the Ohio State University, where he specializes in the fields of constitutional law (including the First Amendment), election law, education law, and appellate advocacy.

His publications have addressed the issues of campaign finance, school finance, Establishment Clause jurisprudence, and principles of constitutional interpretation, and have appeared in such journals as the *Columbia Law Review*, *Fordham Law Review*, *Stanford Journal of Law and Policy*, and *Constitutional Commentary*.

In January 2001, Professor Foley returned to the University after a two-year leave of absence, during which he served as State Solicitor of Ohio. This position, in the office of the Attorney General of Ohio, is responsible for supervising the State’s appellate litigation and major constitutional cases. In this capacity, Professor Foley was the principal attorney for the State on a wide variety of cases in the U.S. Supreme Court and the Ohio Supreme Court. He also briefed and argued the Cleveland school voucher case in both the federal district court and court of appeals.

Since returning to Ohio State, Professor Foley has been actively involved, on a *pro bono* basis, in various matters concerning campaign finance reform. These include assisting the team of attorneys representing Intervenor Senator John McCain, *et al.*, in *McConnell v. FEC*, the pending case challenging the constitutionality of the Bipartisan Campaign Reform Act of 2002 (commonly known as “McCain-Feingold”). Professor Foley also participated in the briefing and oral argument of *Chamber of Commerce of the United States v. Mississippi*, 288 F.3d 185 (5th Cir. 2002), a case presenting the question of how to define the category of political advertisements for which campaign finance regulations, including disclosure requirements, are permissible. Professor Foley is similarly involved in an Ohio case that presents the same question, and he has also contributed to the drafting of proposed legislation for the League of Women Voters concerning campaign finance reform in Ohio.

Professor Foley is putting his past and present litigation experience to use in the classroom. He has designed a new seminar on “Winning Cases,” in order to focus on various approaches that attorneys may use to maximize their chances as success (and to evaluate the extent to which these strategies may be successful). He has also increased his emphasis on advocacy skills in traditional substantive courses.

Before first arriving at Ohio State in 1991, Professor Foley practiced law in Washington, D.C. with the firms Wilmer, Cutler & Pickering and Jenner & Block. In addition, he served as a law clerk to Justice Harry A. Blackmun of the U.S. Supreme Court and Judge Patricia M. Wald of the U.S. Court of Appeals for the D.C. Circuit.

A graduate of the Columbia University School of Law in 1986, Professor Foley was Writing & Research Editor for *Columbia Law Review* and a recipient of several academic awards. He received his bachelor of arts in history, magna cum laude, from Yale University in 1983.