

NOAH C. CHAUVIN
Associate Professor of Law
University of Oklahoma College of Law
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Academic Appointments

University of Oklahoma College of Law, Norman, OK
Associate Professor of Law 2025–Present

Courses Taught: LAW 6100-609: National Security Lawyering (fall 2025)

Widener University Commonwealth Law School, Harrisburg, PA
Assistant Professor of Law 2024–2025

Courses Taught: LAW 509: Legal Methods I (fall 2024)
LAW 510: Legal Methods II (spring 2025)
LAW 602: Constitutional Law (fall 2024)

Professional Experience

Brennan Center for Justice at NYU School of Law, Washington, D.C.
Counsel, Liberty & National Security Program 2023–2024

U.S. Department of Homeland Security, Office of the General Counsel, Washington, D.C.
Attorney Advisor, Intelligence Law Division 2021–2023

Judicial Clerkships

The Honorable Karen Spencer Marston
United States District Court for the Eastern District of Pennsylvania 2020–2021

The Honorable Thomas C. Wheeler
United States Court of Federal Claims 2019–2020

Education

William & Mary Law School, Williamsburg, Virginia
J.D., *summa cum laude*, May 2019

Honors: *William & Mary Law Review*, Editor-in-Chief; Order of the Coif;
Lawrence W. I'Anson Prize (member of graduating class with great
promise); Legal Practice Fellow; Honor Council, Associate Justice;
National Trial Team

State University of New York at Geneseo, Geneseo, New York
B.A., *cum laude*, English Literature and Biology, May 2016

Honors: Tri Beta Biology Honor Society; Sigma Tau Delta English Honor Society

Academic Publications

Articles

Increasing Congressional Oversight of FISA Section 702 after RISAA, 92 TENN. L. REV. (forthcoming 2025).

The Warrant Exception that Isn't: FISA Section 702, "Defensive" Searches, and the Fourth Amendment, 74 AM. U. L. REV. 563 (2025).

Replacing Tinker, 56 U. RICH. L. REV. 1135 (2022).

The Constitutional Incongruity of "May-Issue" Concealed Carry Permit Laws, 31 U. FLA. J.L. & PUB. POL'Y 227 (2021).

Student- Athlete Employee Speech, 20 VA. SPORTS & ENT. L.J. 171 (2020) (with Matthew Strauser).

Unifying Establishment Clause Purpose, Standing, and Standards, 50 U. MEM. L. REV. 319 (2019).

Policing the Heckler's Veto: Toward a Heightened Duty of Speech Protection on College Campuses, 52 CREIGHTON L. REV. 29 (2018).

Symposium Articles

Foreign Influence and the Immorality of Censorship, KNIGHT FIRST AMEND. INST. (2025), <https://knightcolumbia.org/content/foreign-influence-and-the-immorality-of-censorship> (contribution to symposium on Free Speech Across Borders).

Protecting Students' "Right to Listen" by Statute, 13 J. RACE, GENDER, & ETHNICITY 113 (2024) (contribution to symposium on The Promise of Educational Equity).

Justice Kavanaugh's Institutionalism, 16 U. ST. THOMAS J.L. & PUB. POL'Y 261 (2023) (contribution to symposium on Constitutionalism).

Conspiracy Theories and the Perils of Government Error Correction, 3 LSU L.J. FOR SOC. JUST. & POL'Y 1 (2023) (contribution to symposium on Conspiracy Theories, Disinformation, and Civil Rights).

The Need to Increase Free Speech Protections for Student Affairs Professionals, 32 REGENT U. L. REV. 229 (2020) (invited contribution to symposium on “Contemporary Free Speech in the Law”).

Shorter Works

Can States Force ICE to Take Off the Masks?, 99 S. CAL. L. REV. POSTSCRIPT (forthcoming 2026).

Free Speech Values at the Supreme Court, 78 RUTGERS UNIV. L. REV. COMMENTARIES (forthcoming 2026) (reviewing ERIC T. KASPER & TROY A. KOZMA, THE SUPREME COURT AND THE PHILOSOPHER (2024)).

The Unconstitutional Attempt to Criminalize Naming ICE Agents, 73 UCLA. L. REV. (forthcoming 2026).

Confessions of a National Security Lawyer, 86 OHIO ST. L.J. ONLINE 1 (2025).

Against Gap-Filling, 2024 CARDOZO L. REV. DE NOVO 1.

Anthony Leaker’s Against Free Speech: Shadowboxing with Free Speech Principles, 73 S.C. L. REV. 175 (2021) (reviewing ANTHONY LEAKER, AGAINST FREE SPEECH (2020)).

The Banality of Law Journal Rejections, 106 MINN. L. REV. HEADNOTES 18 (2021).

Governments “Erasing History” and the Importance of Free Speech, 41 N. ILL. U. L. REV. 1 (2020).

Enough Is as Good as a Feast, 44 SEATTLE U. L. REV. 1 (2020) (reviewing the *Ipse Dixit* podcast).

Finally, a Use for the U.S. News Law School Rankings, 11 CALIF. L. REV. ONLINE 1 (2020).

Note, *Custom-Edited DNA: Legal Limits on the Patentability of CRISPR-Cas9’s Therapeutic Applications*, 60 WM. & MARY L. REV. 297 (2018) (Burton Award nominee).

Works in Progress

The Capture of the Congressional Intelligence Committees.

The Rhetoric of Law in Executive Order No. 12,333

Presentations

Presented “Can States Force ICE to Take off the Masks” at the University of Oklahoma College of Law Junior Faculty Workshop (Sept. 3, 2025).

Presented “The Capture of the Congressional Intelligence Committees” at the University of Richmond School of Law Junior Faculty Forum (May 29, 2025).

Presented “The Capture of the Congressional Intelligence Committees” at the University of Kentucky Rosenberg College of Law Developing Ideas Conference (May 13, 2025).

Presented “Free Speech Values at the Supreme Court” to Hungarian law students visiting Washington, D.C. with the Hungary Foundation (May 2, 2025).

Presented “Increasing Congressional Oversight of FISA Section 702 after RISAA” at the Widener Law Commonwealth Junior Faculty Workshop (Jan. 24, 2025).

Presented “The Capture of the Congressional Intelligence Committees” at the 2025 AALS Section on Scholarship “Here’s My Idea” roundtable (Jan. 11, 2025).

Presented “Increasing Congressional Oversight of FISA Section 702 after RISAA” at the 2025 AALS Section on National Security Law works-in-progress session (Jan. 8, 2025).

Panelist for “Regardless of Frontiers: The First Amendment and the Exchange of Ideas Across Borders,” Knight First Amendment Institute Symposium (Oct. 18, 2024),
<https://www.youtube.com/watch?v=1YFAGEZZxW0>.

Panelist for “Coffee and Court Reform,” Widener Law Commonwealth American Constitution Society (Oct. 10, 2024).

Moderator for Congressional Staff Briefing on “The Importance of Encryption to Privacy and Security” (July 25, 2024).

Panelist for “The Promise of Educational Equity,” *Journal of Race, Gender & Ethnicity* Symposium (March 21, 2024).

Interviewer for “Sara Gras on Podcasting as Legal Scholarship,” *Ipse Dixit* (Mar. 10, 2023),
<https://shows.acast.com/ipse-dixit/episodes/sara-gras-on-podcasting-as-legal-scholarship>.

Panelist for “Constitutionalism,” *University of St. Thomas Journal of Law & Public Policy* Symposium (Nov. 18, 2022), <https://www.youtube.com/watch?v=u0RuLWoZ8tI>.

Panelist for “Conspiracy Theories, Disinformation, and Civil Rights,” *LSU Law Journal for Social Justice and Policy* Symposium, LSU Paul M. Hebert Law Center (Oct. 8, 2021),
<https://www.youtube.com/watch?v=jMC1GRIpK6I>.

Interviewed in “Noah Chauvin on Free Speech & its Critics,” *Ipse Dixit* (Apr. 18, 2021),
<https://shows.acast.com/ipse-dixit/episodes/noah-chauvin-on-free-speech-its-critics>.

Panelist for “Campus Free Speech and Hate Speech,” *Regent University Law Review* Symposium, Regent University Law School (Oct. 12, 2019).

Panelist for “Safe Speech on Campus,” The Public Discourse Initiative, William & Mary Law School (Apr. 1, 2019).

Interviewed in “Law School Review,” William & Mary Law School Podcast: *Office Hours* (Feb. 12, 2019), <https://scholarship.law.wm.edu/audioarchive/19/>.

Presented *Custom-Edited DNA: Legal Limits on the Patentability of CRISPR-Cas9’s Therapeutic Applications* to the Cornell University Athletic Pre-Health Society (Apr. 11, 2018).

Other Publications

“*What’s in a Name?*” *US Senators Attempt to Criminalize Naming Immigration Officials*, CONST. DISCOURSE (Aug. 25, 2025), <https://constitutionaldiscourse.com/whats-in-a-name-us-senators-attempt-to-criminalize-naming-immigration-officials/>.

Foreign Influence, Censorship, and Free Speech as an Individual Right, CONST. DISCOURSE (Mar. 5, 2025), <https://constitutionaldiscourse.com/foreign-influence-censorship-and-free-speech-as-an-individual-right/>.

Court Says Warrant Needed for U.S. Person Queries of FISA Section 702 Data, JUST SEC. (Jan. 28, 2025), <https://www.justsecurity.org/106895/warrant-needed-fisa-section-702/> (with David Aaron & Courtney Otto).

Warrantless “Defensive” Searches of FISA Section 702 Data Violate the Fourth Amendment, JUST SEC. (Aug. 22, 2024), <https://www.justsecurity.org/98741/fisa-defensive-searches/>.

Are QAnon Followers Responsible for Their Beliefs?, DISPATCH (Aug. 8, 2024), <https://thedispatch.com/article/are-qanon-followers-responsible-for-their-beliefs/>.

Too Much Power for Spy Agencies, BRENNAN CTR. FOR JUST. (Apr. 23, 2024), <https://www.brennancenter.org/our-work/analysis-opinion/too-much-power-spy-agencies>.

Why Congress Must Reform FISA Section 702—and How It Can, DISPATCH (Apr. 9, 2024), <https://thedispatch.com/article/why-congress-must-reform-fisa-section-702-and-how-it-can/>.

The Year(s) of Section 702 Reform, Part VI: (Another) Looming Deadline, JUST SEC. (Apr. 5, 2024), <https://www.justsecurity.org/94322/section-702-reform-compromise/> (with Elizabeth Goitein).

The House Intelligence Committee Blocks Crucial Surveillance Reforms, BRENNAN CTR. FOR JUST. (Feb. 28, 2024), <https://www.brennancenter.org/our-work/analysis-opinion/house-intelligence-committee-blocks-crucial-surveillance-reforms>.

What's Next for Reforming Section 702 of the Foreign Intelligence Surveillance Act, BRENNAN CTR. FOR JUST. (Feb. 2, 2024), <https://www.brennancenter.org/our-work/research-reports/whats-next-reforming-section-702-foreign-intelligence-surveillance-act> (with Elizabeth Goitein).

The Year of Section 702 Reform, Part V: The HPSCI Majority FISA Working Group Report, JUST SEC. (Nov. 27, 2023), <https://www.justsecurity.org/90230/the-year-of-section-702-reform-part-v-the-hpsc-majority-fisa-working-group-report/> (with Elizabeth Goitein).

The Year of Section 702 Reform, Part IV: The Government Surveillance Reform Act, JUST SEC. (Nov. 7, 2023), <https://www.justsecurity.org/89786/the-year-of-section-702-reform-part-iv-the-government-surveillance-reform-act/> (with Elizabeth Goitein).

Privacy and Civil Liberties Oversight Board Embraces Surveillance Reforms, BRENNAN CTR. FOR JUST. (Oct. 12, 2023), <https://www.brennancenter.org/our-work/analysis-opinion/privacy-and-civil-liberties-oversight-board-embraces-surveillance-reforms>.

We Can Fight Fentanyl Trafficking Without Violating Americans' Privacy, HILL (Sept. 19, 2023), <https://thehill.com/opinion/criminal-justice/4209978-we-can-fight-fentanyl-trafficking-without-violating-americans-privacy/>.

Surveillance Reforms Do Not Endanger Americans, BRENNAN CTR. FOR JUST. (July 19, 2023), <https://www.brennancenter.org/our-work/analysis-opinion/surveillance-reforms-do-not-endanger-americans>.

New Legislation Would Close a Fourth Amendment Loophole, BRENNAN CTR. FOR JUST. (July 6, 2023), <https://www.brennancenter.org/our-work/analysis-opinion/new-legislation-would-close-fourth-amendment-loophole>.

Congress Should Not Reauthorize Warrantless Surveillance of Americans, HILL (May 25, 2023), <https://thehill.com/opinion/judiciary/4018982-congress-should-not-reauthorize-warrantless-surveillance-of-americans/>.

Service

University of Oklahoma College of Law

Library Committee 2025–2026

Council of Academic Responsibility 2025–2026

Widener University Commonwealth Law School

Appointments Committee 2024–2025

Diversity, Equity, and Inclusion Committee 2024–2025

Co-Advisor, American Constitution Society

2024–2025

Outside Service

Works-in-Progress and Scholarship Committee, AALS Section on Technology, Law, and Education

2025–Present

Legislative Working Group, Restore the Fourth

2025–Present

Media Appearances and Interviews

Shaanth Nanguneri, *'We'll Have to Litigate': Oregon Bipartisan Duo Seek Novel Ban on Law Enforcement Masking*, OR. CAP. CHRON. (Sept. 2, 2025), <https://oregoncapitalchronicle.com/2025/09/02/well-have-to-litigate-oregon-bipartisan-duo-seek-novel-ban-on-law-enforcement-masking/>.

Emily Kennard, *Unmarked Cars and Masked Agents Create Bigger Risks in D.C., Advocates Say*, NOTUS (Aug. 21, 2025), <https://www.notus.org/trump-white-house/unmarked-cars-masked-agents-dc>.

Amalia Huot-Marchand, *Trump Knocks Down Barriers Around Personal Data, Raising Alarm*, HILL (June 25, 2025), <https://thehill.com/homenews/administration/5366922-trump-data-sharing-privacy-surveillance/>.

Emily Pickering & Wiann Wilson, *Knight First Amendment Institute Hosts Symposium, Exhibition on Exchange of Ideas Across Borders*, COLUM. SPECTATOR (Oct. 21, 2024), <https://www.columbiaspectator.com/news/2024/10/21/knight-first-amendment-institute-hosts-symposium-exhibition-on-exchange-of-ideas-across-borders/>.

The Fourth Amendment Has No “Defensive Search” Exception, PROJECT FOR PRV. & SURVEILLANCE ACCOUNTABILITY (Aug. 11, 2024), <https://www.protectprivacynow.org/news/the-fourth-amendment-has-no-defensive-search-exception> (blog post discussing my article *The Warrant Exception that Isn't*).

Ashley Oliver, *FBI and Privacy Hawks Clash Over Encryption After Trump Assassination Attempt*, WASH. EXAMINER (July 29, 2024), <https://www.washingtonexaminer.com/news/justice/3101322/fbi-privacy-hawks-clash-trump-assassination-attempt/> (quoted in article).

Dell Cameron, *US Senators Secretly Work to Block Safeguards Against Surveillance Abuse*, WIRED (July 15, 2024), <https://www.wired.com/story/fisa-ecsp-surveillance-limits-us-senate/> (quoted in article).

Benjamin J. Hulac, *US Citizens Can Be Caught Up In New Surveillance Law*, N.J. SPOTLIGHT NEWS (May 1, 2024), <https://www.njspotlightnews.org/2024/05/section-702-foreign->

intelligence-surveillance-act-reauthorized-more-access-us-intelligence-officials-citizens-data/ (quoted in article).

Mathew Ingram, *Lawmakers Fight Over Privacy—On Two Very Different Fronts*, COLUM. JOURNALISM REV. (Apr. 11, 2024), https://www.cjr.org/the_media_today/congress_privacy_bill_fisa_section_702.php (quoted in article).

Elizabeth Nolan Brown, *Republicans Split on Whether FBI Should Be Able To Snoop Without a Warrant*, REASON (Apr. 10, 2024), <https://reason.com/2024/04/10/republicans-split-on-whether-fbi-should-be-able-to-snoop-without-a-warrant/> (quoted in article).

Josh Meyer, *Fentanyl Kills Thousands of Americans. Could Plugging a Gap In U.S. Intelligence Save Lives?*, USA TODAY (Apr. 4, 2024), <https://www.usatoday.com/story/news/politics/2024/04/04/cia-seeks-section-702-reauthorization-fight-fentanyl/71731181007/> (quoted in article).

Matthew Rice, *Warrantless Surveillance Is Next on Congress' Must-Do List, but Speaker Johnson Refuses To Take a Position*, N.Y. SUN (Apr. 3, 2024), <https://www.nysun.com/article/warrantless-surveillance-is-next-on-congress-must-do-list-but-speaker-johnson-refuses-to-take-a-position> (quoted in article).

Russell Payne, *Critics of Government Surveillance Pan New Spy Powers Reform as ‘Toothless’*, N.Y. SUN (Feb. 13, 2024), <https://www.nysun.com/article/critics-of-government-surveillance-pan-new-spy-powers-reform-as-toothless> (quoted in article).

Jason Cohen, *‘Scare Tactics’: FBI Warrantless Surveillance Renewal Was Unnecessary For Stopping Terrorism, Experts Say*, DAILY CALLER (Dec. 15, 2023), <https://dailycaller.com/2023/12/15/scare-tactics-warrantless-surveillance-renewal-unnecessary-stopping-terrorism/> (quoted in article).

Radio Insurrection, KPFK (Dec. 14, 2023), <https://stoplapdspying.org/weekly-update-dec-15-2023/> (guest on radio program).

Gopal Ratnam, *Congress Looks to Block US Agencies from Buying Americans’ Data*, ROLL CALL (Dec. 12, 2023), <https://rollcall.com/2023/12/12/congress-looks-to-block-us-agencies-from-buying-americans-data/> (quoted in article).

Courtney Bublé, *GOP Reps.’ FISA Reform Plans Don’t Make Advocates Happy*, LAW360 (Nov. 16, 2023), <https://www.law360.com/articles/1767752/gop-reps-fisa-reform-plans-don-t-make-advocates-happy> (quoted in article).

Bar Admissions

District of Columbia 2020–Present

United States Court of Federal Claims 2020–Present