

Yxta Maya Murray

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**Education**

1989, U.C.L.A. B.A. in English, *with honors*.

1993, Stanford Law School. J.D, *with distinction*.

**Work**

1993-1994, Law Clerk to the Honorable Harry L. Hupp, Central District of Los Angeles.

1994-1995, Law Clerk to the Honorable Ferdinand F. Fernandez, 9<sup>th</sup> Circuit, Pasadena.

1995-1999, Associate Law Professor, Loyola Law School.

1999-present, Law Professor, Loyola Law School.

**Writing**

**Scholarship**

**In Progress**

*Epistemic Injustice in Puerto Rico*

*The Stafford Act and the Race Justice Problem of “Necessary and Proper”*

**Forthcoming**

*The Takings Clause of Boyle Heights*, forthcoming from N.Y.U. REVIEW OF LAW & SOCIAL CHANGE.

[\*Leaked Memo to West Point Superintendent Lt. Gen. Robert Caslen from Major Consuelo Antoinette Martinez regarding The 'Raised Black Female Fist' Old Corps Photograph Incident\*](#) CARDOZO JOURNAL OF LAW AND GENDER.

## Published

*Letter of Recommendation to the Honorable Alex Kozinski, Which I Guess I'm Not Going to Send Now*, 25 MICH. J. GENDER & L. 59 (2018).

*A Modest Memo*, 22 MICH. J. RACE & L. 187 (2017).

*Rafa Esparza's Red Summer*, FORDHAM URBAN LAW JOURNAL ONLINE, Aug. 16, 2017.

*'We Just Looked at Them as Ordinary People Like We Were: The Legal Gaze and Women's Bodies*, 32.2 COLUMBIA JOURNAL OF GENDER & LAW 252 (2017).

*The Tyranny of Small Things*, *The Michigan Journal of Race & Law*, 22 MICH. J. RACE & L. 1 (2016).

*Detroit Looks Toward a Massive, Unconstitutional Blight Condemnation: The Optics of Eminent Domain in Motor City*, 23 THE GEORGETOWN JOURNAL ON POVERTY LAW & POLICY 395 (2016). Sounding a warning about what's going on in Detroit.

*Punishment and the Costs of Knowledge*, in HEARING HEANEY (Four Courts Press, 2015). Law, literature, and the death penalty.

*Law and the Possibilities of Peace*, 13 SEATTLE JOURNAL FOR SOCIAL JUSTICE 251 (2015). Introducing the Law and the Possibilities of Peace Symposium, and identifying key elements of a law and peace school of thought.

*Peering*, 22 THE GEORGETOWN JOURNAL ON POVERTY LAW AND POLICY 249 (2015). Setting forth a legal theory of the legal gaze and class in the Fifth Amendment setting.

*Violence, Peace, and Women*, CUNY LAW REVIEW FOOTNOTE FORUM (2015). An essay on the 20<sup>th</sup> anniversary of the Violence Against Women Act and the art of Wangechi Mutu.

*Inflammatory Statehood*, 30 HARVARD JOURNAL ON RACIAL AND ETHNIC JUSTICE 227 (2014). Concerns Arizona's anti-immigration regimes.

- Immigration Article of the Day in the Immigration Prof Blog, August 27, 2014.

*From Here I Saw What Happened and I Cried: Carrie Mae Weems' Challenge to the Harvard Archive*, 8 UNBOUND: HARVARD JOURNAL OF THE LEGAL LEFT (2013). Article analyzing copyright and cultural property issues stemming from a conflict between Harvard University and an appropriations artist.

*Rape Trauma, the State, and the Art of Tracey Emin*. 100 CALIFORNIA LAW REVIEW 1631 (2012). Article analyzing British and U.S. use of rape trauma syndrome evidence in rape trials in light of the work of U.K. artist Tracey Emin.

- "This article stands out amongst the many great criminal law articles that I've read in the past couple of years because it combines empirical social science, art, and humanities analysis, which gives us new purchase on concrete legal questions that have already received a great

deal of both conceptual and empirical research.” – Professor Jonathan Simon, Boalt Hall, in JOTWELL, Feb. 18, 2014.

*“You’re Creating New Categories:” Anglo-American Radical Feminism’s Constitutionalism in the Streets*, 9 HASTINGS RACE & POVERTY L.J. 454 (2012). Analyzes the uses of outrage, violence, and law-breaking in radical feminist protests, and how those protests influenced constitutional questions.

*Feminist Engagement and the Museum*, 1 BR. J. AM. LEG. STUDIES 31 (2012). Details the role of art in the development of feminist legal imaginaries, and the legal and ethical duties of museums to provide images that serve that enterprise.

*The Pedagogy of Violence*, 20 SOUTHERN CALIFORNIA INTERDISCIPLINARY LAW JOURNAL 537 (2011). Proffers a legal theory of violence using Elfriede Jelinek’s novel THE PIANO TEACHER as a narrative aid.

*A Jurisprudence of Nonviolence*, 9 CONNECTICUT PUBLIC INTEREST LAW JOURNAL 65 (2009). Setting forth a legal theory that would advance nonviolence.

*A Lecture on Plessy vs. Ferguson as Oedipus Rex*, 40 LOYOLA LAW REVIEW 611 (2007). An analysis of tragedy in law in literature, viewed via an analysis of *Oedipus Rex* and *Plessy v. Ferguson*.

*Tragicomedy*, 48 HOWARD LAW REVIEW 309 (2004). Analyzes the themes of tragedy and comedy in law and literature.

*The Latino American Crisis of Citizenship*, 31 U.C. DAVIS LAW REVIEW 503 (1998). Details the ways in which Latino-American identity is threatened by immigration law.

*Merit-Teaching*, 23 HASTINGS CONSTITUTIONAL LAW QUARTERLY 1073 (1996). Uses Aristotelian philosophy to reconsider the question of merit in the affirmative action debate.

## Books

ARTE POVERA (in draft).

THE GOOD GIRL'S GUIDE TO GETTING KIDNAPPED, Razorbill/Penguin (2009). Novel about female ambition and Latina identity.

THE KING'S GOLD, HarperCollins, May 2007. Novel about colonialism, justice, and chaos.

THE QUEEN JADE, HarperCollins, 2004. Novel about colonialism, "meaning," and memory.

THE CONQUEST, HarperCollins, 2002. Novel about Aztecs, death, loss, and memory.

WHAT IT TAKES TO GET TO VEGAS, Grove/Atlantic 1999. Novel about boxing and female ambition.

LOCAS, Grove/Atlantic 1997. Novel about gangs, being "illegal," and female ambition.

## Novella

THE LUNALIA, in JUICY MANGOS: THE BEST LATINA EROTICA, Atria/Simon & Schuster 2007. Novella about sex, cancer, and death.

## Short Fiction and Poetry

*Arte Povera*, THE SANTA MONICA REVIEW, *forthcoming*.

*Unauthorized Essay on Rosa Rolanda Posted on Artsy*, THE LOS ANGELES REVIEW OF BOOKS, *forthcoming*.

*Modus Ponens*, BLARB, June 26, 2018.

*Youtube Comment #2 to Björk - Sacrifice - Live @ Zénith de Paris, France, March, 8th (08-03-2013)*, THE LOS ANGELES REVIEW OF BOOKS, *forthcoming*.

*Leaked Non-Disclosure Agreement Between [Name Redacted] and [Name Redacted] International*, THE LOS ANGELES REVIEW OF BOOKS, Feb. 20, 2018

*Is This What Feeling Feels Like (First Attempt Wide)*, THE LOS ANGELES REVIEW OF BOOKS (Dec. 31, 2017).

*I Like America and America Likes Me*, THE CINCINNATI REVIEW (Fall 2017).

*New Work by Glenn Ligon*, THE VOLTA (Apr. 2017).

*Zillow Listing of 1329 E 3rd St, Los Angeles, CA 90033*, THE LOS ANGELES REVIEW OF BOOKS (September, 2016).

*The Seasons*, 60 CHICAGO REVIEW (2016).

*Vasudeo S. Gaitonde's Untitled (1975)*, 88 THE BARCELONA REVIEW (2016).

*Triangle*, JOYLAND (June 6, 2016).

*The Best England Ever*, BLACK CLOCK (2008).

*A Girl Called Casanova*, BLACK CLOCK (2007).

*Theseus at Los Angeles*, BLACK CLOCK (2006).

*Aqua Girl*, LOS ANGELES TIMES WEST MAGAZINE (March 16<sup>th</sup>, 2006).

#### News Articles, Art criticism, and Nonfiction Essays

*"They're Taking Away Our Incentive to be Good American Citizens:" Don Normark's Chavez Ravine, 1949*, Aperture, forthcoming.

*Christina Fernandez*, Aperture, forthcoming.

*Laura Aguilar: A Pioneer of Latinx Identity*, Artillery.com, forthcoming.

*ArtXFood, a Case of Cross-Cultural Indigestion*, Artillery, July 2, 2018.

*Feminist Latinx Performance Art*, Artillery, May 31, 2018.

*Beautiful Mutant: Young Joon Kwak*, Artillery, May 1, 2018.

*Alias Books East: Matt Fishbeck*, Artillery, May 1, 2018.

*Carmina Escobar's Fiesta Perpetua!*, ARTILLERY, Jan. 17, 2018.

*There's Still Art: Astrid Hadid*, ARTILLERY, Jan. 14, 2018.

*Women are Poor, People are Bad, and We're All Going to Die*, THE CINCINNATI REVIEW ONLINE, Jan. 8, 2018.

*The "Natural Disaster" is the U.S. Government*, THE HILL, Nov. 24, 2017.

*Frantic Melancholy*, ARTILLERY, Aug. 6, 2017.

*Warhol Icon Happening*, ARTILLERY, June 27, 2017.

*Marisa Merz: The Sky is a Great Space*, ARTILLERY, June 2, 2017.

*Culture Clash: Militants, Artists, Fail to Connect in Boyle Heights*, ARTILLERY, May 2, 2017.

*Nothing to See Here*, GUERNICA, Mar. 20, 2017.

*The Trisha Brown Dance Company's "In Plain Site" at the Getty Center*, ARTILLERY, Mar. 15, 2017.

*Ana Teresa Fernandez Paints it Away*, ARTILLERY, Mar. 7, 2017.

*Toba Khedoori: Making it Your Own*, ARTILLERY, Feb. 28, 2017.

*Molly Jo Shea: Driven by Fear*, ARTILLERY, Jan. 10, 2017.

*Dynasty Handbag at the Hammer*, ARTILLERY, Oct. 6, 2016.

*The Journey to Artist Maurizio Cattelan's Golden Toilet "America" Is Gross, and It's Great*, ZOCALO PUBLIC SQUARE, Oct. 5, 2016.

*Can the Broad Rise Above*, ARTILLERY, Aug. 23, 2016.

*When Lillian Bassman Destroyed Her Work*, GUERNICA, Aug. 10, 2016.

*No Beauty in Hell at the Broad*, ARTILLERY, Aug. 1, 2016.

*Summer Happening at the Broad*, ARTILLERY, JUNE 30, 2016.

*Agnes Martin at LACMA: Why Sexuality and Mental Health Matter*, ARTILLERY, June. 28, 2016.

*Fail Worse*, GUERNICA, June 9, 2016.

*A Slurpee Story*, PUNCHNEL'S, June 7, 2016. Being in physical discomfort can make you lose your identity.

*Is the Media Going Too Far in Exposing the Theranos Founder's Ugly Side?*, ZOCALO PUBLIC SQUARE, May 18, 2016. Elizabeth Holmes' pictures got uglier and uglier as her reputation started to slide.

*Death and the 60-year-old Maiden*, ZOCALO PUBLIC SQUARE, June 28, 2011. Article on the F.B.I.'s use of the female gaze in their search for wanted mobster Whitey Bulger.

*Zuckerberg's Blood Lust*, ZOCALO PUBLIC SQUARE, June 1, 2011. Article on Mark Zuckerberg's open letter to Fortune Magazine disclosing that he now only eats meat that he kills himself.

*Scream Like a Girl* in 2 SLAKE: LOS ANGELES (2011). This is a 9,300 word article on the female body, illness, and feminism.

*The Draft of History*, 23 AMERICAN BOOK REVIEW 5 (March/April 2011). Essay about remembering, forgetting, Jorge Luis Borges, and being the only Latina law professor at Loyola Law School.

VAGABONDS: MEXICAN IMMIGRATION AND THE FUTURE OF RACE IN AMERICA for the *Los Angeles Times*. Analyzing the myth of Aztlan and the role it plays in Chicano identity.

May 25, 2007. Book Review of Gustavo Arellano's ASK A MEXICAN for the LOS ANGELES TIMES. Analyzing the "May Day Melee," involving the clash between the L.A.P.D. and immigration rights protesters.

### **Prize and Fellowship**

2001, Residency, MacDowell Artists' Colony, New Hampshire.

1999 Whiting Writers' Award.

### **Talks**

*The Takings Clause of Boyle Heights*, delivered at ClassCrits at Tulane Nov. 10, U.C. Irvine School of Law in February, 2017, the National Conference of Constitutional Law, James E. Rogers College of Law at the University of Arizona, Mar. 16-17, 2018, and Poverty States Conference at American U. School of Law Mar. 24, 2018, and forthcoming at LSA on June 8, 2018.

*The Only Natural Disaster in Puerto Rico is the Federal Government*, AALS in San Diego, Jan. 6, 2018.

*Peering*, delivered in a property law colloquium at Cornell Law School on September 13, 2016.

*The Ethics and Practice of Community Engagement*, group discussion at the annual meeting of the AALS, January, 2016, New York. I originated and organized this group and its AALS proposal with Deborah Weissman and Kathryn Sabbeth of the University of North Carolina School of Law.

*Seeing not Peering in Detroit*, delivered at Wayne County Community College, September 27, 2014. I have also delivered this talk in 2015 at Berkeley Law School and the University of North Carolina Law School.

*Inflammatory Statehood*, delivered at the AALS Workshop on Transnational Perspectives on Equality Law, June 22-24, 2014, Washington, D.C.

*Creativity and Scholarship*, delivered at the Creative Connections retreat at Yosemite, hosted by the U.C. Regents, June 1-7, 2014.

*Law and the Possibilities of Peace*, keynote speech delivered at the Law and the Possibilities of Peace symposium at Seattle University Law School, March 14, 2014. I originated and organized this conference, which will include about twenty other scholars.

*Peering*, delivered at the Regulatory Takings Conference at N.Y.U. School of Law on November 22, 2013.

*Inflammatory Statehood*, delivered on the panel *Status, Exclusion, and the Crisis of Democracy*, at the annual meeting of the Law and Society Association, Boston, Massachusetts, May 2013.

*From Here I Saw What Happened and I Cried: Carrie Mae Weems' Challenge to the Harvard Archive*, part of the Law, Peace, and Violence: An Interdisciplinary Approach symposium at Harvard Law School on October 12, 2012. I originated and organized this symposium.

*The Pedagogy of Violence*, delivered at the Law, Literature, and Translation Conference at Trinity College, Dublin, on June 9-10, 2012.

*Rape Trauma, the State, and the Art of Tracey Emin*, delivered at the Feminist Legal Gathering at George Washington University, January 4, 2012.

*Feminist Legal Theory and Nonviolence*, talk delivered at the Feminist and Women's Studies Association annual conference at Brunel University, London, July 7, 2011.

Readings of *Scream like a Girl* at Track 16 in Santa Monica on January 17, 2011 and Skylight Books on February 26, 2011.

April 28, 2008. Presented at the 2008 Los Angeles Times Festival of Books. My panel was titled Fiction: The Magic of Everyday Life and other panelists were Alex Espinoza and Alice Hoffman.

January 27, 2008. Presentation at the Getty Museum on Representations of Chicanos in Contemporary Art. My talk was titled "*Ecstasy and Suspicion*" and it was about how we can engage with art in an ecstatic, full-hearted way while also critiquing it in terms of race, gender, and class.

April 27, 2007. Presented at the 2007 "Feminaissance" symposium presented at the Museum of Contemporary Art. Spoke on a panel about feminism, fiction, and social justice.

April 22, 2007. Moderated a panel on "the novel and justice" for the 2007 Los Angeles Times Book Review. Chris Abani and Cristina Garcia were on the panel.

### **Service**

I have served on the Juvenile Justice, Student Harassment, Grading, Appointments, Tenure, Admissions, and Workshop committees. I have also served as an advisor to La Raza and the Loyola Women's Law Association.

### **Teaching**

I teach Criminal Law, Feminist Theory, Law and Literature, and Criminal Sentencing, and Sexual Orientation and the Law. I will begin teaching Property Law as a first year course beginning in Fall of 2019.