

Charles F. Capps

Associate Professor of Law
Affiliated Professor, Philosophy

Arizona State University
Sandra Day O'Connor College of Law
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ACADEMIC POSITIONS

Arizona State University Sandra Day O'Connor College of Law

Associate Professor of Law, 2024–present

- Subject areas: Constitutional Law, Criminal Law, Jurisprudence

Arizona State University

Affiliated Professor, Philosophy, 2025–present

Georgetown Center for the Constitution

Nonresident Research Fellow, 2024–present

The University of Chicago Law School

Associate Scholar, 2023–2024

EDUCATION

The University of Chicago Law School

J.D., with honors, 2017–2020

- *The University of Chicago Law Review*, Articles Editor

The University of Chicago

Ph.D., Philosophy, 2013–2020

- Dissertation: “Accomplice Liability”
- Committee: Candace Vogler (chair), Anton Ford, Genevieve Lakier, Anselm Mueller

Stanford University

B.A., Economics, 2006–2010

ARTICLES

[*What Interpretation Just Is and Why It Matters*](#), 102 NOTRE DAME L. REV. (forthcoming 2027)

[*Are There Any Substantive Canons of Interpretation?*](#), 175 U. PA. L. REV. (forthcoming 2027)

[*The Holistic Theory of Precedent*](#), 93 U. CHI. L. REV. (forthcoming 2026)

[*Does the Law Ever Run Out?*](#), 100 NOTRE DAME L. REV. 983 (2025)

[*Rethinking Accomplice Liability*](#), 56 ARIZ. ST. L.J. 1 (2024)

[*The Weaker Natural Law Thesis*](#), 36 RATIO JURIS 333 (2023)

[*Upfront Complicity*](#), 101 NEB. L. REV. 641 (2023)

[*Intention in Action*](#), in THE OXFORD HANDBOOK OF ELIZABETH ANSCOMBE 33 (Roger Teichmann ed., 2022)

[*Incidental Burdens on First Amendment Freedoms*](#), 96 NOTRE DAME L. REV. REFLECTION 136 (2021)

[*Religious Doctrine and the HHS Mandate*](#), 11 EXPOSITIONS 31 (2017)

[*Formal and Material Cooperation with Evil*](#), 89 AM. CATH. PHIL. Q. 681 (2015)

BOOK REVIEWS

[*The Duty to Obey*](#), LAW & LIBERTY (2025) (reviewing DANIEL M. MARK, THE NATURE OF LAW: AUTHORITY, OBLIGATION, AND THE COMMON GOOD (2024))

PROFESSIONAL EXPERIENCE

Independent Clients

Appellate Litigation Consultant, 2023–2024

The State of Missouri

Deputy Solicitor General, 2022–2023

The Honorable Raymond W. Gruender, U.S. Court of Appeals for the Eighth Circuit

Judicial Law Clerk, 2020–2022 (two-year term)

The IMS Consulting Group (now IQVIA)

Consultant, 2012–2013

Analyst, 2010–2012

PRESENTATIONS

“What Interpretation Just Is and Why It Matters,” Law & Philosophy Workshop, University of Pennsylvania (2025)

“Conditional Intention in the Criminal Law,” Philosophy Works-in-Progress Series, Arizona State University (2025)

“Responsibility and the First Person,” CrimFest, University of Pennsylvania Law School (2025)

“Does the Law Ever Run Out?,” Originalism Works-in-Progress Conference, Center for the Study of Constitutional Originalism, University of San Diego (2025)

“Does the Law Ever Run Out?,” Research Fellows Conference, Center for the Constitution, Georgetown University Law Center (2024)

“Misinformation, Disinformation, and the First Amendment,” at conference entitled “Rights and Responsibilities in an Age of Mis- and Disinformation,” American Political Science Association (2023)

“The Function(s) of Law,” Practical-Philosophy Workshop, University of Chicago (2020)

“Anscombe and the New Natural Lawyers on the First-Person Character of Intention and Human Action,” at conference entitled “God, Virtue, and Moral Absolutes: Anscombe’s ‘Modern Moral Philosophy’ at Sixty,” the University of Notre Dame (2018)

“Three Guises of Intention,” Practical-Philosophy Workshop, University of Chicago (2018)

PROFESSIONAL SERVICE

Double-Blind Reviewer, the *American Catholic Philosophical Quarterly* (2017)

Conference Organizer, “Other Minds, Other Wills,” Department of Philosophy, the University of Chicago (2017)

Conference Organizer, “Workshop on the Manuscript of Irad Kimhi’s *Thinking and Being*,” Department of Philosophy, the University of Chicago (2017)

BAR ADMISSIONS

Missouri