

Curriculum Vitae

Brian Joseph Buckley
Academic Year Lecturer
Department of Philosophy
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Areas of Specialization (AOS):

Philosophy of Law, Political Philosophy, Applied Ethics

Areas of Competence (AOC):

History of Philosophy (especially Ancient and Medieval), Ethical Theory

Education:

Ph.D. in Philosophy (with distinction), Loyola University Chicago (2011)

Dissertation: “Restoring the Balance: Setting Aside Naturalism in Favor of Personhood in Extreme Cases”

The dissertation is an attempt to answer a specific ethical question: Is an anencephalic child a person? It does so by means of a non-naturalistic phenomenological approach from Levinas. This approach is then supported by first person accounts and scenarios from medical settings. In this way, the dissertation attempts to provide a theoretical account of personhood that explains well the ways caregivers already act. It is thus meant to be an applied ethics question, with a proposed solution grounded in ethical theory, which is then tested against the present behavior of caregivers. My conclusion is that the theory does explain the current behavior.

Dissertation Committee: David Ingram (Director), Jennifer Parks and Victoria Wike (Readers)

Juris Doctor, George Washington University (1994)

Major paper explored the political theory of Edmund Burke and the question of term limits

Master of Arts in Philosophy (4.0 GPA), Gonzaga University, (2006)

Thesis: “The Application of Communitarian Ethical Principles to a Bioethics Setting”; Thesis

Director: Tim Clancy

Master of Arts in Philosophy (Summa cum Laude on oral exam), Catholic University of America (1998)

Thesis: “The Rehabilitation of Practical Philosophy: Phronesis in the Twentieth Century”; Thesis

Director: Ricardo Pozzo

Bachelor of Arts in Classical Studies, University of Washington (1997)

Bachelor of Arts in History, Seattle University (1991)

Employment:

Santa Clara University, Academic Year Lecturer (2007-present)

California State University Monterey Bay, Lecturer (2007-2008)

Loyola University Chicago, Lecturer (2005-2006)

Engaged in Year-Long Teaching Internship

Seattle University, Lecturer (2001-2004)

Nominated by students for Teacher of the Year Award (2002)

Law Clerk in Snohomish County Superior Court (2001-2004)

Worked daily with Judge David Hulbert. Engaged in legal research for the Court and advised the Court on decisions. Acted as facilitator between attorneys and the judge. Maintained the calendar for the Court and all correspondence with parties before the Court. Maintained safety and procedure in the courtroom. Jury facilitator during trials. Judge Hulbert adjudicated dissolutions, felonies, property cases, civil motions and others. As a superior court judge, he also made appellate decisions for district courts, municipal courts, and administrative courts.

Gonzaga University, Lecturer (2000)

Medical Ethics Internship at Sacred Heart Medical Center, Spokane, Washington (2000)

Attended monthly Ethics Committee meetings at Sacred Heart and ethics meetings at Shriners' Hospital for Children and Eastern State Hospital. Attended seminars on aging and end-of-life issues. Held in-depth scheduled discussions with Intensive Care nurses, chaplains, transplant personnel, and the cytogeneticist for the hospital. Proposed research projects in conjunction with weekly discussions with Dr. James Shaw at the Providence Center for Faith and Healing. Attended meetings for implementation of hospital ethical standards.

Grants and Awards:

(2011): Philosophy Department Nominee for Arts and Sciences Dissertation Award, Loyola University Chicago

(2006): Winner, John F. Grant, MD Essay Competition for Students Studying Health Care Ethics, Loyola University Chicago

(2006): Excellence in Graduate Research Award, Loyola University Chicago

(1999-2000): Twohy Scholarship, Gonzaga University

(1997-1998): Louis Banner Scholarship, Catholic University of America

(1990-1991): President's List, Seattle University

Courses Taught as Principal Instructor (59 classes total):*

Legal/Political:

Ethics and Criminal Justice (SU)

Ethical Issues in the Law (SCU)

Social and Political Philosophy (LUC)

Thomas Aquinas on Justice and Law (SCU)

Plato's *Republic* (SCU)

Charles Taylor's *Sources of the Self* (SCU)

Constitutional Law (non-philosophy course) (CSUMB)

Restorative Justice (non-philosophy course) (CSUMB)
Multicultural Conflict Resolution (non-philosophy course) (CSUMB) (2)

Applied Ethics:

Business Ethics (SU=5; SCU=5) (10)
Medical Ethics (LUC; SCU) (2)
Ethical Issues in Society (SCU) (7)

History of Philosophy:

Ancient and Medieval Philosophy (SCU) (5)
Early Modern Philosophy (SCU) (3)
The Ancient World—Culture and Ideas Sequence (SCU) (6)
The Medieval World—Culture and Ideas Sequence (SCU) (4)

Ethical Theory:

Introduction to Ethics (SU=1; LUC=1; SCU=5) (7)

Miscellaneous Courses:

Ways of Knowing (CSUMB)
Knowledge and Reality (SCU)
Philosophy of Human Nature (GU=2; SU=1) (3)

*Abbreviations are: Santa Clara University (SCU); California State University Monterey Bay (CSUMB); Loyola University Chicago (LUC); Seattle University (SU); Gonzaga University (GU)

Research In Progress:

Book:

Personhood in Extreme Cases: Setting Aside Naturalism to Recognize the Anencephalic Child.

At the request of my committee, I have reworked my dissertation into book form. This book argues for a non-naturalist predicate for attributing personhood to the child with anencephaly, a most severe congenital defect rendering the newborn nearly brainless. This non-naturalist predicate avoids speciesist claims by relying on the phenomenological ethics of Emmanuel Levinas and an immediate intuition of the Other as a person. That phenomenological claim of personhood is then anchored by first person accounts from caregivers and families that give credence to it. As such, the book, having a unique combination of phenomenology and applied ethics, is an original contribution to the literature. A prospectus of this book is currently under review with several academic presses.

Articles:

“Terminal Sedation, Intention, and The Doctrine of Double Effect.” In this paper, I argue that terminal sedation is not permissible under the Doctrine of Double Effect (DDE). An intentional act that includes specifically the use of sedation, along with the removal of artificial hydration and nutrition (AHN), cannot square with DDE’s prohibition of intentional killing if it is likely that the patient dies from the AHN removal rather than the underlying pathology. There is a philosophically important distinction between foreseen-but-not-intended and intended consequences. Terminal sedation violates that important marker.

“Procedural Justice in Thomas Aquinas.” In this paper, I argue for a procedural justice requirement in Aquinas’ section of the Summa Theologiae on Justice. I assert that Aquinas’ discussion of Right

and Justice requires that the procedure through which the end just state is achieved is as essential to the common good as the end just state itself. Examples include Aquinas' discussion of judges, lawyers, witnesses, and parties to a trial.

Presentations:

William J. Prior Conference , Santa Clara University (1/ 21/2012)

Will present paper on Thomas Aquinas' Procedural Justice.

Last Lecture, Santa Clara University (11/30/2011)

Voted by students to deliver a university-wide, hour-long lecture of my choice. The title is "Leaving A Wake of Kindness."

Modern Perspectives Residential Learning Community, Santa Clara University (2011)

Delivered lecture entitled "The Virtue of Kindness" and took questions afterwards.

Modern Perspectives Residential Learning Community, Santa Clara University (2010)

Delivered lecture entitled "Personhood" and took questions afterwards.

Modern Perspectives Residential Learning Community, Santa Clara University (2010)

Delivered lecture entitled "Character Ethics" and took questions afterwards.

Santa Clara Philosophy Department, Santa Clara University (2009)

Presented paper "Questioning the Coherence of Maintaining Simultaneously First Order Moral Beliefs and a Second Order Metaethical Non-objectivism"

Bioethics Faculty Group, Santa Clara University (2008)

Presented research on bases for anencephalic personhood and took questions.

"Discourse, Democracy, Justice" Conference, Loyola University Chicago (2006)

Presented paper "Questioning the Stabilizing Nature of John Rawls' Later Political Thought."

Café Socrates* Presentations on Natural Law, Philosophy as a Profession, and Frankl's *Man's Search for Meaning* (2009-2011)

*Café Socrates is a weekly philosophical meeting with students and usually 2-3 professors on a particular topic. It lasts 2 hours in the early evening and is meant to be a free exchange/debate of ideas on a given or presented topic.

Select Graduate Courses Completed (including legal theory courses):

Legal/Political:

Political Philosophy (Rawls' *Political Liberalism*)

Social and Political Philosophy (Frankfurt School)

Thomas Aquinas on Justice and Law

Social and Political Philosophy (Liberal/Communitarian Debate)

Hegel and Aristotle (*Philosophy of Right* and *The Politics*)

Biomedical Ethics and the Law

Jurisprudence (in law school)

Law and Economics (in law school)

Democracy, Equality, and Constitutionalism (in law school)

Ethical and Political Theory (audited at Northwestern University; Charles Taylor, instructor)

Applied Ethics:

Feminist Ethics
Environmental Ethics
Medical Ethics
Social Health Care Ethics
Clinical Health Care Ethics
World Poverty Ethics

History of Philosophy:

Opinion in Plato and Aristotle
Aristotle's Material Logic
Aristotle's *Metaphysics*
Aquinas on God
Early Modern Philosophy
Classical Rationalism
Hegel's *Phenomenology of Spirit*
Heidegger's *Being and Time*
20th Century Philosophy
Wittgenstein's *Tractatus*

Ethical Theory:

Kant's *Critique of Practical Reason*
Communitarian Ethics
Moral Relativism

Additional Professional Development:

"Conflicts of Conscience in Health Care" Conference, Santa Clara University (2011)—will attend 11/2/11

"The Philosophy of Socrates" Conference, Santa Clara University (2011)

"The Philosophy of John Searle" Conference, Santa Clara University (2010)

Proofreader of entire first draft of David Ingram's *Law: Key Concepts in Philosophy*, Loyola University Chicago (2006)

"Discourse, Democracy, Justice" Conference, Loyola University Chicago (2006)
Moderated seminar on "Liberalism and the Common Good."

"Encounters with the Other" Conference, Loyola University Chicago (2005)
Moderated seminar on "Race, Culture, and Representation." Discussions included ethnography, embodiment, and identity.

Continuing Legal Education, Washington State Bar Association (1999-2003)
Forty-five (45) hours, including: "Ethical Dilemmas for the Practicing Lawyer," "Ethics, Professionalism, and Civility," "Consumer Law Issues for Senior Clients," "Domestic Violence: A Prosecutor's Perspective"; Others included family law, real estate, ethics, and evidence.

Academic Service and Participation at Santa Clara University:

Submitted Syllabus for approval of “Ethics and Marginalized Persons,” a new course fulfilling both Ethics Core and Experiential Learning for Social Justice Core Requirements
Submitted and won approval of syllabus for two-quarter Culture and Ideas series on Philosophy of Law and The Rule of Law
Member of Bioethics Faculty Group
Member of Ancient Philosophy Reading Group
Member of Sartre’s Ethics Reading Group
Agreed to be moderator of Pre-Law Club
Judged Hackwork Fellowship Student Debate on Legalization of Marijuana
Attended several lectures/presentations, including debate on birthright citizenship, discussion of video game ethics, Hilde Nelson lecture on Family Ethics
Attended over 20 Café Socrates meetings

Languages:

English (fluent)
Latin*, Greek*, German* (Research Languages)
(*indicates successful completion of research language competency exam)

Professional Memberships:

American Philosophical Association
Washington State Bar Association (1995-2003)