

BRIAN HUTLER, JD, PHD
Assistant Professor of Philosophy
Temple University
Philadelphia, Pennsylvania, USA
brian.hutler@temple.edu | www.brianhutler.com

ACADEMIC POSITIONS

Assistant Professor, Department of Philosophy, Temple University (2022-present)

Affiliate Faculty, Center for Urban Bioethics, Lewis Katz School of Medicine,
Temple University (2022-present)

Affiliate Faculty, Beasley School of Law, Temple University (2022-present)

Hecht-Levi Postdoctoral Research Fellow
Berman Institute of Bioethics, Johns Hopkins University (2019-2022)

EDUCATION

Ph.D., UCLA Philosophy, 2018
Dissertation: *Cooperation, Religious Freedom, and the Liberal State*
Co-Chairs: Barbara Herman and Seana Shiffrin
Committee: John Carriero, Mark Greenberg, and Robert Goldstein
<https://escholarship.org/content/qt22h4g04f/qt22h4g04f.pdf>

J.D., UCLA School of Law, 2014
Law and Philosophy Joint Degree Program

B.A., New York University, 2006
Cum laude, with highest honors in Philosophy
Thesis advisor: Jim Pryor

SOLO AND FIRST-AUTHOR PUBLICATIONS

Brian Hutler, Travis N. Rieder, Debra J. H. Mathews, David A. Handelman and Ariel M. Greenberg, “Designing robots that do no harm: understanding the challenges of Ethics for Robots,” *AI and Ethics* (2023) <https://doi.org/10.1007/s43681-023-00283-8>

Brian Hutler, “Public Health Deference: Rethinking the Judicial Enforcement of Constitutional Rights During a Pandemic,” *Syracuse Law Review* 73(1), 55-83 (2023)
<https://lawreview.syr.edu/wp-content/uploads/2023/03/Hutler-Macro-Draft-FIXED46.pdf>

Brian Hutler, Alessandro Blasimme, Rachel Gur-Arie, *et al.*, “Assessing the Governance of Digital Contact Tracing in Response to COVID-19: Results of a Multi-National Study,” *Journal of Law, Medicine & Ethics* 50(4), 791-804 (2023) <https://doi.org/10.1017/jme.2023.20>

Brian Hutler, “Causation and Injustice: Locating the Injustice of Racial and Ethnic Health Disparities,” *Bioethics*, 36(3), 260-266 (2022) <https://doi.org/10.1111/bioe.12994>

Brian Hutler and Anne Barnhill, “Snap Exclusions and the Role of Citizen Participation in Policymaking,” *Social Philosophy and Policy*, 38(1), 266-288 (2021) <https://doi.org/10.1017/S0265052521000315>

Brian Hutler, “Compromise and Religious Freedom,” *Law and Philosophy*, 39(2), 177-202 (2020) <https://doi.org/10.1007/s10982-019-09365-3>

Brian Hutler, “Against the Political Use of Religious Exemptions,” *Philosophy & Public Affairs*, 47(3), 319-342 (2019) <https://doi.org/10.1111/papa.12150>

Brian Hutler, “Religious Arbitration and the Establishment Clause,” *Ohio State Journal on Dispute Resolution*, 33(3), 337-372 (2018) https://kb.osu.edu/bitstream/handle/1811/92774/1/OSJDR_V33N3_337.pdf

CO-AUTHORED PUBLICATIONS

Katelyn Esmonde, Jeff Jones, Michaela Johns, **Brian Hutler**, Ruth Faden, and Anne Barnhill, “Staying in the lane of public health? Boundary-work in the roles of state health officials and experts in COVID-19 policymaking,” *Sociology of Health & Illness* (2024) <https://doi.org/10.1111/1467-9566.13751>

Rachel Gur-Arie, **Brian Hutler**, and Justin Bernstein, “The Ethics of COVID-19 Vaccine Mandates for Healthcare Workers: Public Health and Clinical Perspectives,” *Bioethics* 37(4), 331-342 (2023) <https://doi.org/10.1111/bioe.13141>

Suerie Moon, Jana Armstrong, **Brian Hutler**, *et al.*, “Governing the ACT-Accelerator: Current Challenges and Opportunities for Change,” *The Lancet*, 399(10323), 487-494 (2022) [https://doi.org/10.1016/S0140-6736\(21\)02344-8](https://doi.org/10.1016/S0140-6736(21)02344-8)

Travis N. Rieder, **Brian Hutler**, and Debra J. H. Mathews, “Artificial Intelligence in Service of Human Needs: Pragmatic First Steps Toward an Ethics for Semi-Autonomous Agents,” *AJOB Neuroscience*, 11(2), 120-127 (2022) <https://doi.org/10.1080/21507740.2020.1740354>

PUBLICATIONS FOR A PUBLIC AUDIENCE

“Two Conceptions of Anti-Establishment: When Should Courts Enforce Religious Arbitration Agreements?” *Canopy Forum*, March 15, 2022

<https://canopyforum.org/2022/03/15/two-conceptions-of-anti-establishment-when-should-courts-enforce-religious-arbitration-agreements/>

“Legal and Ethical Considerations for COVID-19 Vaccination Mandates for Healthcare Workers” *Mid-Atlantic Ethics Committee Newsletter*, Spring 2021, with Rachel Gur-Arie.

<https://digitalcommons.law.umaryland.edu/cgi/viewcontent.cgi?article=1080&context=maecnewsletter>

“An Ethics Framework for the COVID-19 Reopening Process,” *Johns Hopkins University White Paper*, May 27, 2020, with Justin Bernstein, Travis Rieder, Ruth Faden, Hahrie Han, and Anne Barnhill

<https://bioethics.jhu.edu/wp-content/uploads/2019/10/FINAL-SNF-Agora-Covid-19.pdf>

“When to Reopen the Nation is an Ethics Question—Not Only a Scientific One,” *Hastings Center Bioethics Forum*, April 28, 2020, with Travis Rieder, Anne Barnhill, and Justin Bernstein

<https://www.thehastingscenter.org/when-to-reopen-the-nation-is-an-ethics-question-not-only-a-scientific-one/>

“Snowflakes and Syllabi: Review of Ulrich Baer *What Snowflakes Get Right*,” *Academe* 106(2) (2020) <https://www.aaup.org/article/snowflakes-and-syllabi>

Digital Contact Tracing for Pandemic Response, Jeffrey Kahn, ed. (Johns Hopkins University Press, 2020) <https://doi.org/10.1353/book.75831>

GRANT-FUNDED RESEARCH

Enabling Ethical Analysis, Public Engagement and Public Justification in State-Level Pandemic Responses, National Science Foundation (NSF) (2122574). PI: Anne Barnhill (2021-2023). **Co-I: Brian Hutler** (Total grant amount: \$455,481)

Ethical Analysis in State-Level Pandemic Response, Greenwall Foundation Making a Difference Grant (90094554). PI: Anne Barnhill (2021-2023). **Co-I: Brian Hutler** (Total grant amount: \$216,382)

Enabling Machines to Reason about Potential Harms to Humans, Johns Hopkins University Discovery Award. PI: Ariel Greenberg (2019-2023). **Co-I: Brian Hutler** (Total grant amount: \$125,000)

BRIDGES: Bridging Infectious Disease, Genomics, and Society, National Human Genome Research Institute (NHGRI) Center for Excellence in ELSI Research (CEER) (5RM1HG009038-03) Co-PIs: Jeffrey Kahn and Gail Geller (2016-2022). **Legal research team: Brian Hutler** (Total grant amount: \$4,000,000)

World Health Organization (WHO) commissioned report on digital contact tracing in response to COVID-19, collaboration between Johns Hopkins Berman Institute and ETH Zürich Health Ethics and Policy Lab (2020-2021) (Total grant amount: \$30,000)

PEER-REVIEWED CONFERENCE PRESENTATIONS

- “Religious Discrimination, Secular Schools, and the Value of Voluntary Associations”
Philosophy, Politics, and Economics Society Meeting (Nov. 4, 2023)
- “Indirect Discrimination and the Hospital Relocation Cases”
Legal Philosophy Workshop, Trinity College Dublin (June 15, 2023)
- “The COVID-19 Religious Worship Restrictions: Distinguishing Liberty from Equality”
Philosophy, Politics, and Economics Society Meeting (Nov. 5, 2022)
- “Past, Present, and Future Ethical Considerations for Digital Contact Tracing”
Oxford Global Health & Bioethics International Conference (June 27, 2022)
- “Implications of ‘Blurred Boundaries’ for Genetic Discrimination Law”
The 5th ELSI Congress, Columbia University (June 1, 2022)
- “Rethinking the Role of Courts During a Pandemic”
American Society for Bioethics and the Humanities (Oct. 16, 2021)
- “Food Sovereignty and the Right to Food: Tension or Harmony?”
Public Health Law Conference (Sept. 22, 2021)
- “Policy Considerations Raised by Vaccinomics: A Legal Case Study”
NHGRI Annual Meeting, UCLA School of Medicine (April 19, 2021)
- “The Trump Administration’s Problematic Enforcement of Religious Freedom”
Reproductive Ethics Conference (April 9, 2021)
- “Causation and Justice: The Direct Injustice of COVID-19 Racial and Health Disparities”
Center for Ethics & Policy, Carnegie Mellon University (Feb. 20, 2021)
- “Kant on Sustainability”
American Philosophical Association (APA), Eastern Division (Jan. 8, 2021)

- “Digital Contact Tracing for Pandemic Response: Ethics and Law”
Global Digital Health Forum (Dec. 7, 2020)
- “Conscientious Objection or Civil Disobedience, but Not Both”
APA, Eastern Division, New York City (Jan. 9, 2019)
- “Speaker Anonymity as a Shield or a Sword”
Freedom of Expression Scholars Conference, Yale Law School (April 27, 2018)
- “Hate Speech, Political Conversation, and Citizenship”
Freedom of Expression Scholars Conference, Yale Law School (April 30, 2016)
- “Rawls on Accepting the Punishment for Civil Disobedience”
APA, Eastern Division, Washington D.C. (Jan. 8, 2016)
- “Rawls on Accepting the Punishment for Civil Disobedience”
Rocky Mountain Ethics Congress, University of Colorado (Aug. 8, 2015)

INVITED CONFERENCE PRESENTATIONS

- “Artificial Intelligence and the Moral Remainder Problem”
SBP-BRiMS, Carnegie Mellon University (Sept. 21, 2023)
- Comments on Elizabeth Edenberg, “Disagreement and Public Reason”
Normative Philosophy Workshop, VU-Amsterdam (July 14, 2023)
- “Gratitude, Deservingness, and the Relationship between Rights and Duties”
École Normale Supérieure, Paris (July 11, 2023)
- Comments on Japa Pallikkathayil, “Rethinking Rights”
Moral and Political Philosophy Workshop, Dartmouth College (April 14, 2023)
- Comments on Jason Byas, “Mixed Theories of Punishment and the Angry Mob”
APA Eastern Division, Montréal, Québec (Jan. 5, 2023)
- “Health Disparities and Indirect Discrimination: Two Puzzles, One Solution”
Bioethics Seminar Series, University of Pennsylvania (Nov. 22, 2022)
- Comments on Sigal Ben-Porath, *Cancel Wars*
Philosophy, Politics, and Economics Society Meeting (Nov. 4, 2022)
- “Health Disparities and Indirect Discrimination: Two Puzzles, One Solution”
Temple University STS NOW Paper Series (Sept. 12, 2022)

“Two Conceptions of Anti-Establishment: When Should Courts Enforce Religious Arbitration Agreements?”

Center for the Study of Law and Religion, Emory University (March 3, 2022)

“Public Health Deference after Covid: What’s left of *Jacobson v. Massachusetts*?”

Mid-Atlantic Fellows Conference, National Institutes of Health (May 5, 2021)

“Digital Contact Tracing & Vaccine Passport Technologies: Law and Policy”

Health Policy Analysis Working Group, Johns Hopkins University Bloomberg School of Public Health (April 16, 2021)

“Digital Contact Tracing for Pandemic Response: Ethics and Law”

Privacy + Security Forum (Oct. 23, 2020)

“Religious Anti-discrimination and the Voluntariness Principle”

American Law and Religion Roundtable, Pepperdine University School of Law (June 25, 2020)

“The Ethics of Social Distancing and Reopening”

Grand Rounds, Johns Hopkins School of Medicine, (May 19, 2020)

“The Trump Administration’s Enforcement of Religious Freedom in Health Care”

Berman Institute, Johns Hopkins University (Nov. 22, 2019)

“Conscientious Objection or Civil Disobedience, but Not Both”

Center for Human Values, Princeton University (May 8, 2018)

“Compromise and Religious Accommodation”

American Law and Religion Roundtable, Notre Dame (June 15, 2017)

Comments on Ryan Doerfler “Arguing with Friends”

Bechtel Conference, University of Pennsylvania (May 22, 2017)

“On the Distinction between Conscientious Objection and Civil Disobedience”

Ethics for Breakfast, University of Pennsylvania (April 12, 2017)

“Religious Arbitration and the Establishment Clause”

Zicklin Center for Normative Business Ethics, the Wharton School, University of Pennsylvania (March 17, 2017)

Comments on Gabriel Mendlow “Punishing Pure Thought”

APA Central Division, Kansas City (March 2, 2017)

FELLOWSHIPS AND AWARDS

Predocctoral Fellowship, UCLA School of Law (2016-2018)

Dissertation Year Fellowship, UCLA Graduate School (2016-2017)

Collegium of University Teaching Fellows, UCLA (2014)

Salomonowitz Memorial Prize for Outstanding Scholarship in Philosophy
New York University Department of Philosophy (2006)

PROFESSIONAL SERVICE

Science, Technology, and Society (STS) Network Steering Committee,
Temple University (since 2022)

Ethics Committee Member, Temple University Hospital (since 2023)

Climate Committee Chair, Temple University Department of Philosophy (since 2023)

Cybersecurity Major Committee, Temple University College of Liberal Arts (2023)

Inclusion, Diversity, Anti-Racism, and Equity (IDARE) Committee
Berman Institute of Bioethics, Johns Hopkins University (2020-2022)

Access to COVID-19 Tools Accelerator (ACT-A) Ethics and Governance Working
Group, World Health Organization (WHO), chaired by Jonathan Wolff (2021)

Clinical Ethics Committee, Jefferson University Hospital (2019-2021)

California Bar Association (since 2017)

American Philosophical Association (since 2016)

Journal referee for *Synthese*, *Journal of Applied Philosophy*, *Law and Philosophy*,
Bioethics, *Monash Bioethics Review*, *AI and Ethics*

STUDENT ADVISING AND MENTORING

Dissertation Committee Chair, Caleb Zimmerman
Department of Philosophy, Temple University (since 2023)

Dissertation Committee, Daniel Remer
Department of Philosophy, Temple University (since 2022)

Liberal Arts Undergraduate Research Award Mentor, Jo Liberman
College of Liberal Arts, Temple University (Spring 2024)

SELECTED COURSES TAUGHT

- “Ethics of Artificial Intelligence”
Department of Philosophy, Temple University (Fall 2023)
- “Ethics in Medicine”
Honors Program, Temple University (Fall 2023; Spring 2024)
Department of Philosophy, Temple University (Fall 2022)
- “Seminar in Social and Political Philosophy: Human Rights”
Department of Philosophy, Temple University (Spring 2023)
- “Philosophy of Law”
Department of Philosophy, Temple University (Fall 2022; Spring 2024)
Department of Philosophy, University of Pennsylvania (Fall 2018)
- “Bioethics and the Law” (with Anna C. Mastroianni)
Berman Institute of Bioethics, Johns Hopkins University (Spring 2021)
- “Intellectual Property: Theory and Practice”
Fox School of Business, Temple University (Spring 2019)
- “Law and Social Values”
The Wharton School, University of Pennsylvania (Spring 2018)
- “The Arc of History and the Idea of Progress”
Department of Philosophy, UCLA, (Summer 2017)
- “Introduction to Political Philosophy”
Department of Philosophy, UCLA (Summer 2014)
- “International Law and the Legitimacy of Global Governance”
Collegium of University Teaching Fellows, UCLA (Spring 2014)
- “Theories of Punishment”
Department of Philosophy, UCLA (Summer 2012)