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[Faculty Web Page](#)
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ACADEMIC APPOINTMENTS:

Frederick A. Whitney Professor of Contract Law, St. John's University School of Law, 2007-

Director, [Center for Law and Religion](#), 2010-

Co-Director, [The Tradition Project](#), 2016-2018

Max Schmertz Distinguished Professor, Hofstra University School of Law, 2006-07

Professor, Hofstra University School of Law, 1999-2006

Associate Professor, Hofstra University School of Law, 1993-99

Visiting Fellow, Princeton University, James Madison Program in American Ideals and Institutions, Spring 2018

Visiting Professor, American University of Armenia, Fall 2017

Visiting Fellow, Center for the Study of Law and Religion, Emory University, Spring 2010

Visiting Professor, St. John's University School of Law, Fall 2006

Visiting Professor, Notre Dame Law School, Fall 2003

Visiting Professor, Benjamin N. Cardozo School of Law, Yeshiva University, Spring 2002

Visiting Research Fellow, Institute of United States Studies, University of London, Spring 2001

JUDICIAL CLERKSHIPS & LEGAL EMPLOYMENT:

Law Clerk to Associate Justice David H. Souter, Supreme Court of the United States, 1992-93

Attorney-Adviser, Office of Legal Counsel, United States Department of Justice, 1989-92

JUDICIAL CLERKSHIPS & LEGAL EMPLOYMENT (cont.):

Law Clerk to Harrison L. Winter, Chief Judge, United States Court of Appeals for the Fourth Circuit, 1988-89

EDUCATION:

Harvard University

J.D. *magna cum laude*, 1988
Sears Prize
Editor, Harvard Law Review
Teaching Assistant, Federal Litigation Course
Law Tutor, Eliot House, Harvard College

A.B. *summa cum laude* in History, 1985
Phi Beta Kappa
Detur Prize
Charles Warren Undergraduate Prize Fellow

SCHOLARSHIP:

[Masterpiece Cakeshop and the Future of Religious Freedom](#), 42 HARV. J.L. & PUB. POL'Y 711 (2019)

[The Limits of Doux Commerce](#), 9 WM. & MARY BUS. L. REV. 449 (2018) (symposium contribution)

[Of Human Dignities](#), 91 NOTRE DAME LAW REVIEW 1517 (2016)

[Defining Religion in American Law: Psychic Sophie and the Rise of the Nones](#), EUROPEAN UNIVERSITY INSTITUTE WORKING PAPER SERIES, RSCAS 2014/19 (2014)

[Book Review: Religion without God](#), 9 RELIGION & HUMAN RIGHTS 93 (2014)

[Introduction: State-Sponsored Religious Displays in the U.S. and Europe](#), 52 J. CATH. LEGAL STUD. 1 (2013) (symposium introduction)

Samuel A. Alito, in THE JUSTICES OF THE UNITED STATES SUPREME COURT: THEIR LIVES AND MAJOR OPINIONS (Leon Friedman & Fred I. Israel eds.) (revised ed. 2013)

[Crosses and Culture: State-Sponsored Religious Displays in the US and Europe](#), 1 OXFORD J. L. & RELIGION 338 (2012) (reprinted in III RELIGION IN THE PUBLIC SPACE (Silvio Ferrari & Rinaldo Cristofori eds. 2013))

[The Price of Ottoman Failure](#), OASIS (7:14) (December 2011) (symposium contribution)

SCHOLARSHIP (cont.):

[*Introduction: Religious Legal Theory Symposium*](#), 85 ST. JOHN'S L. REV. 397 (2011)
(symposium contribution)

[*Foreword: Laïcité in Comparative Perspective*](#), 49 J. CATH. LEGAL STUD. 1 (2010)
(symposium contribution)

[*Elusive Equality: The Armenian Genocide and the Failure of Ottoman Legal Reform*](#),
4 U. ST. THOMAS J.L. & PUB. POL'Y 1 (2010) (symposium contribution) (selected as
Weekly Top Five Paper on SSRN)

[*Fiqh and Canons: Reflections on Islamic and Christian Jurisprudence*](#), 40 SETON HALL L.
REV. 861 (2010) (symposium contribution)

[*International Commercial Arbitration and International Courts*](#), 18 DUKE J. COMP. &
INT'L L. 423 (2008) (symposium contribution)

[*Judging International Judgments*](#), 48 VA. J. INT'L L. 65 (2007)

[*Williston as Conservative-Pragmatist*](#), 32 SOUTHERN ILL. U.L.J. 135 (2007) (symposium
contribution)

[*Formalism in American Contract Law: Classical and Contemporary*](#), 12 IUS GENTIUM
115 (2006) (symposium contribution)

A Good Idea, 33 HOFSTRA L. REV. 1121 (2005) (symposium introduction)

[*The Sutherland Report and Dispute Settlement*](#), 2 INT'L ORG. L. REV. 201 (2005)
(symposium contribution)

[*Rediscovering Williston*](#), 62 WASH. & LEE L. REV. 207 (2005)

[*Against Global Governance in the WTO*](#), 45 HARV. INT'L L.J. 353 (2004) (with John O.
McGinnis) (reprinted in ICFAI J. INT'L BUS. L. (July 2005) (India))

*International Decisions – United States Continued Dumping and Subsidy Offset Act of
2000*, 98 AM. J. INT'L L. 150 (2004)

[*Enforcement of WTO Rulings: An Interest Group Analysis*](#), 32 HOFSTRA L. REV. 1 (2003)
(essay)

Two Cheers for Freedom of Contract, 23 CARDOZO L. REV. 1529 (2002) (review essay)

[*The World Trade Constitution*](#), 114 HARV. L. REV. 511 (2000) (with John O. McGinnis)
(published in Chinese as THE WORLD TRADE CONSTITUTION (Chinese trans. Zhang
Baosheng & Thomas Y. Man, 2004)

*Sovereignty, Compliance, and the World Trade Organization: Lessons from the History
of Supreme Court Review*, 20 MICH. J. INT'L L. 775 (1999)

SCHOLARSHIP (cont.):

Are Statutes Really "Legislative Bargains"? The Failure of the Contract Analogy in Statutory Interpretation, 76 N.C. L. REV. 1145 (1998)

The Persistent Nation State and the Foreign Sovereign Immunities Act, 18 CARDOZO L. REV. 1083 (1996) (symposium contribution)

Severability in Statutes and Contracts, 30 GA. L. REV. 41 (1995) (reprinted in 2 SUTHERLAND STATUTORY CONSTRUCTION § 44A:17 (6th ed. 2001) (Norman J. Singer ed.))

SELECTED SHORTER PIECES:

[*Tertullian and the Rise of Religious Freedom*](#), The University Bookman (August 2019)

[*The Devout and the Nones*](#), First Things Web Exclusive (April 2019)

[*American Legion and the Establishment Clause*](#), First Things Web Exclusive (December 2018)

[*God, Man and the Law according to Judge Kavanaugh*](#), Library of Law & Liberty (August 2018)

[*The Powerful Headwinds Confronting Religious Freedom*](#), Library of Law & Liberty (May 2018)

[*The New Divide in American Politics*](#), First Things Web Exclusive (May 2018)

[*Tradition and Going Topless*](#), Library of Law & Liberty (December 2017)

[*Evangelicals and Orthodox Together*](#), First Things Web Exclusive (November 2017)

[*Passion for Equality*](#), First Things Web Exclusive (July 2017)

[*The Clash of Traditions*](#), Library of Law & Liberty (July 2017)

[*Is It Really Commercial Activity That Civilizes?*](#), Library of Law & Liberty (June 2017)

[*Blasphemy in Denmark*](#), First Things Web Exclusive (February 2017)

[*When the Enlightenment and Evangelical Christianity Got Together*](#), Library of Law and Liberty (January 2017)

[*Crèche Clash*](#), First Things Web Exclusive (December 2016)

[*No Protestants on the Bench*](#), Library of Law & Liberty (November 2016)

[*The End of the Liberal Tradition*](#), First Things Web Exclusive (August 2016)

SELECTED SHORTER PIECES (cont.):

[*The Smartphone and the Virgin*](#), First Things Web Exclusive (June 2016)

[*Christian but Not Religious*](#), First Things Web Exclusive (February 2016)

[*Tradition's Future*](#), First Things Web Exclusive (January 2016)

[*Religious Rights*](#), FIRST THINGS (January 2016) (reviewing Samuel Moyn, *Christian Human Rights* (2015))

[*We Remember the Genocide—And We Must Avert Another*](#), Library of Law & Liberty (May 2015)

[*Losing Faiths*](#), Library of Law & Liberty (March 2015) (reviewing GERARD RUSSELL, *HEIRS TO FORGOTTEN KINGDOMS* (2014))

[*Forgetting the Christians*](#), First Things Online (August 2014)

[*A Line Crossed in the Middle East*](#), First Things Online (July 2014)

[*A Way Out of the For-Profit Conundrum*](#), Berkley Center-Georgetown Blog (June 2014)

[*For the Copts: Disaster and Diaspora*](#), HOOVER DIGEST 131 (Winter 2014)

[*Armenian Golgotha*](#), FIRST THINGS, Jan. 2010 (reviewing GRIGORIS BALAKIAN, *ARMENIAN GOLGOTHA: A MEMOIR OF THE ARMENIAN GENOCIDE, 1915-18* (Peter Balakian & Aris Sevag trans. 2009))

[*Innocents Abroad*](#), FIRST THINGS, Aug.-Sept. 2007 (reviewing ROBERT KAGAN, *DANGEROUS NATION* (2006))

[*Battles Ancient and New for the Armenian Church*](#), *First Things* (Feb. 26, 2007)

[*Samuel Williston: Brief Life of a Resilient Legal Scholar*](#), HARVARD MAGAZINE, Jan.-Feb. 2006 (essay)(reprinted in 2007 GREEN BAG ALM. 355 (annual anthology of exemplary legal writing))

[*Briefly Noted*](#), FIRST THINGS, Aug.-Sept. 2005 (review of MARK MAZOWER, *SALONICA: CITY OF GHOSTS*)

[*When Worlds Collide*](#), FIRST THINGS, Feb. 2005 (reviewing ORHAN PAMUK, *SNOW*)

[*Briefly Noted*](#), FIRST THINGS, June-July 2003 (review of JOHN BINNS, *AN INTRODUCTION TO THE CHRISTIAN ORTHODOX CHURCHES*)

BLOGS & PODCASTS:

[*Law and Religion Forum*](#) (founder and regular contributor)

BLOGS & PODCASTS (cont.):

[*Legal Spirits*](#) (founder and co-host)

[*First Thoughts*](#) (regular contributor)

[*Library of Law and Liberty*](#) (guest contributor)

PRESENTATIONS:

Morningside Institute, Panelist, “Church-State Relations in a Time of Scandal” (2019)

The King’s College, Constitution Day Address, *Cultural Norms and Religious Freedom* (2019)

Center for Law and Religion, Roundtable with Circuit Judges on Law and Religion Cases at the Supreme Court (2019)

Federalist Society Faculty Division, Junior Scholars Colloquium, Commentator on Paper on “First Amendment Categories of Harm” (June 2019)

George Mason University Law School, Center for the Study of the Administrative State, Conference on “Religion and the Administrative State,” *Masterpiece Cakeshop and the Future of Religious Freedom* (2019)

Tradition Project III: “The Value of Tradition in the Global Context,” Università LUMSA (Rome) (2018) (Conference Co-Director)

Notre Dame Center for Ethics and Culture Annual Conference, Panelist, “A House Divided—Polarization in Our Common Life” (2018)

Princeton University, Panelist, “Religious Freedom at Home and Abroad,” Madison Program Annual Conference (2018)

Princeton University, Commentator, Conference on Law, Religion, and Complicity, University Center for Human Values (2018)

Princeton University, Madison Program Workshop Series, *The Future of Religious Freedom* (2018)

Colloquium on Religion and Liberalism, First Things Magazine (2018) (invited participant)

Columbia Law School, Guest Faculty, “Reading Group in the American Constitutional Tradition (2018)

George Mason University Law School, Center for the Study of the Administrative State, *The Future of Religious Freedom* (2018)

PRESENTATIONS (cont.):

Archons of the Ecumenical Patriarchate, Third International Conference on Religious Freedom (Washington) (2017), Panelist, "The History of the Christian Church"

Tradition Project II: "Tradition, Culture, and Citizenship," St. John's Center for Law & Religion (2017) (Conference Co-Director)

Fordham University Orthodox Christian Studies Center, Moderator, Panel on Trump, Putin, and Traditional Values (2017)

Colloquium on Freedom of Assembly and Religious Liberty, Liberty Fund (2017) (invited participant)

"Tradition and Traditionalisms Compared," Fondazione Bruno Kessler (Trento, Italy) (2017) (Conference Co-Director and Presenter)

Conference on Morality, Markets, and Contract Law, William and Mary Law School (2017), "The Limits of *Doux Commerce*"

Tradition Project I: "Tradition in Law and Politics," St. John's Center for Law & Religion (2016) (Conference Co-Director)

First Things Lecture Series (New York) (2016), *Of Human Dignities*

Università LUMSA (Rome) (2016), Faculty Lecture, *Of Human Dignities*

International Law and Religion Moot Court Competition (2016), Fondazione Marcianum (Venice), *Presentation of the Case*

Conference on the 50th Anniversary of *Dignitatis Humanae*, Notre Dame Law School (2015), *Of Human Dignities*

2015 Libertas Workshop on Religious Freedom, Invited Participant

ICON-S 2015 Conference on Public Law in an Uncertain World, Panelist, "The Foundation of an Uncertain Law"

Hudson Institute Conference on the Islamic State's Religious Cleansing (2015), Panelist, "Genocide and Crimes against Humanity: The Islamic State's Impact on Vulnerable Religious Minority Communities"

International Law and Religion Moot Court Competition (2015), Fondazione Marcianum (Venice), Judge

Panel on ISIS and Mideast Christians (2015), St. John's University School of Law, Moderator

PRESENTATIONS (cont.):

Federal Bar Council Winter Bar Retreat (2015), Panelist, “The Evolution and Implications of the Religious Freedom Restoration Act”

American Historical Society Annual Meeting (2015), Panelist, “Contemporary Orthodox Christianity and Human Rights”

Lanier Theological Library Lecture Series (2014), *Religious Freedom for Mideast Christians: Yesterday and Today*

Conference on International Religious Freedom and the Global Clash of Values, St. John’s University (Rome Campus) and Università LUMSA (2014), Conference Co-Director and Moderator, “Christian and Islamic Approaches to International Religious Freedom”

International Consortium of Law and Religion Scholars Biannual Conference (2013), *Is Religion Special?*

Annual Law and Religion Roundtable (2013), *Psychic Sophie and the Rise of the Nones*

European University Institute (2013), *Psychic Sophie and the Rise of the Nones*
Religious Legal Theory Conference, Touro Law School (2013), *Religious Legal Theory and the Perspective of “Others”*

Religion Communicators Council Meeting (2013), *Law and Religion Today*

Guild of Catholic Lawyers (2012), *Public Religious Symbols*

St. Nersess Armenian Seminary (2012), *Christians in the Middle East*

Federal Bar Council Bench and Bar Retreat (2012), Panelist, “First Amendment: The State of Freedom of Religion in 2012”

Conference on State-Sponsored Religious Displays in the U.S. and Europe, St. John’s University (Rome Campus) and Università LUMSA (2012), Conference Co-Director and Panelist, “State-Sponsored Religious Displays in Comparative Perspective”

Conference on the Changing Faces of Religion and Secularity, Harvard Law School (2012), *Crosses and Culture: State-Sponsored Religious Displays in the United States and Europe*

Conference of Religiously Affiliated Law Schools, Touro Law School, Panel on the Place of Law and Religion Institutes in the Law School and the University (2012)

Roundtable on Liberty and the Protestant Reformation, The Liberty Fund (2012) (invited participant)

Fordham Law School Institute on Religion, Law and Lawyers’ Work (2012), *Sharing Sacred Space in Jerusalem*

PRESENTATIONS (cont.):

First Things Lecture Series (New York) (2012), *Equality for Christians in the Middle East: Yesterday and Today*

Religious Legal Theory Conference: The Competing Claims of Law and Religion, Pepperdine University School of Law (2012), *Crosses and Culture: Public Religious Symbols in the US and Europe*

St. John's Colloquium on Law and Religion (2012), Colloquium Director (papers by Philip Hamburger, M. Cathleen Kaveny, Michael W. McConnell, Ayelet Shachar, Antonin Scalia, and Joseph H.H. Weiler)

Guild of Catholic Lawyers, *Legal Equality for Christians in the Middle East* (2011) Roundtable on International Law, Foreign Law, and the United States Constitution, The Liberty Fund (2011) (invited participant)

Forum 2000 Conference, "Democracy and Law" (Prague) (2011), Panelist, "Religion, Ethics, and Law" and "Religious and Secular Law"

New York Research Roundtable, St. John's Center for International and Comparative Law (2011), Commentator

Symposium, "Where Is the Middle East Heading?", Oasis International Foundation (Venice) (2011), *Ottoman Secularization in the Nineteenth Century: The Tanzimat and Christian Minorities*

Symposium on Challenges to International Law, St. John's University Center for International and Comparative Law (2011), Moderator, Panel, "How Should the International Community Be Regulated? Who Should Do It?"

Religious Legal Theory Conference: Religion in Law and Law in Religion, St. John's University School of Law (2010), Conference Director

Conference on Religion and the Secular State: Comparative Perspectives, Catholic University of America (2010), Panelist, Panel on Religious Symbols in Public Space
Conference on Laïcité in Comparative Perspective, St. John's University School of Law (Paris Campus) (2010), Conference Director and Moderator, Panel on Laïcité – Current Issues

Conference on Law and Religion, Oxford Society for Law and Religion, Oxford University (2010), Moderator, Panel on Legal Protection of Holy Places

Center for Faith and Work (2010), *Fiqh and Canons: Reflections on Islamic and Christian Jurisprudence*

Conference of Religiously Affiliated Law Schools, BYU Law School, Panel on the Role of Sacred Texts and Traditions in Informing Our Understanding and Engagement of

Jurisprudence (2010), *Fiqh and Canons: Reflections on Islamic and Christian Jurisprudence*

PRESENTATIONS (cont.):

Conference on the Armenian Genocide within the Framework of National and International Law, University of St. Thomas School of Law (Minneapolis) (2010), *Legal Reform (Tanzimat) in the Ottoman Empire and the Armenian Genocide*

Faculty Workshop, University of St. Thomas School of Law (Minneapolis) (2010), *Fiqh and Canons: Reflections on Islamic and Christian Jurisprudence*

Annual Conference on Christian Legal Thought, Lumen Christi Institute (2010), *Muslims, Christians, and Law*

Conference on Religious Legal Theory: The State of the Field, Seton Hall Law School (2009), *Muslims, Christians, and Law*

Roundtable on Liberty, Investiture, and the Papal Revolution, The Liberty Fund (2009), Invited Participant

Annual Conference on Christian Legal Thought, Lumen Christi Institute (2009), Moderator, Panel on the Mortgage and Credit Crisis from a Christian Perspective

Fifteenth Annual Law and Religion Symposium, International Center for Law and Religion Studies at Brigham Young University (2008), Moderator, Panel on Religious Perspectives: the Orthodox and Catholic Traditions

Center for Faith and Work (2008), Moderator, Panel on Satisfaction in the Legal Profession

Symposium on The National Security Constitution, St. John's University School of Law (2008), Moderator, Panel on Emerging Issues

Symposium on Public and Private Law in the Global Adjudicative System, Duke University School of Law (2008), *International Arbitration and International Courts*

Faculty Workshop, St. John's University School of Law (2007), *Judging International Judgments*

Faculty Workshop, Willamette University College of Law (2007), *Judging International Judgments*

Center for Faith and Work (2007), Moderator, Panel on the Ethics of Zealous Representation

AALS Annual Meeting, Panel: "Did the First Restatements Implement a Reform Agenda?" (2007), *Williston as Conservative-Pragmatist*

Annual Workshop, American Society of International Law, Interest Group in International Law in Domestic Courts (2006), *International Judgments and "Respectful Consideration": Understanding Sanchez-Llamas*

PRESENTATIONS (cont.):

International Association of Judges Conference, St. John's University School of Law (2006), Moderator, Panel on International Arbitration and Domestic Judiciaries

Faculty Workshop, Hofstra University School of Law (2006), *International Judgments and National Courts: A Critique of Comity*

Faculty Workshop, St. John's University School of Law (2006), *Formalism in American Contract Law: Classical and Contemporary*

European American Consortium for Legal Education Annual Meeting, Faculty of Law, Ghent University (Belgium) (2005), *Formalism in American Contract Law: Classical and Contemporary*

Faculty Workshop, Seton Hall Law School (2004), *Rediscovering Williston*

Faculty Workshop, Hofstra University School of Law (2004), *Against Global Governance in the WTO*

Faculty Workshop, Loyola University Chicago School of Law (2003), *Rediscovering Williston*

Faculty Workshop, Northwestern University Law School (2003), *Rediscovering Williston*

Faculty Workshop, University of San Diego School of Law (2003), *Rediscovering Williston*

Faculty Workshop, Hofstra University School of Law (2003), *Rediscovering Williston*

Faculty Workshop, Notre Dame Law School (2003), *Enforcement of WTO Rulings: An Interest Group Analysis*

Annual Meeting, American Society of International Law, Interest Group on International Law in Domestic Courts, Fordham Law School (2002), Commentator

World Trade Institute Educational Conference, New York (2002), *Resolving Cross-Border Trade Disputes*

Organization of Women in International Trade, New York Chapter (2002), *WTO Dispute Settlement*

Conference on Traditional Knowledge, Intellectual Property and Indigenous Culture, Cardozo Law School (2002), *National Treatment and Cultural Products*

Institute of Advanced Legal Studies, University of London (2001), *Enforcement of WTO Rulings: An Interest Group Analysis*

International Trade Committee of the New York City Bar Association (2001), *Direct Effect and the WTO*

PRESENTATIONS (cont.):

2001 Annual Conference, American Society of International Law, International Economic Law Group, Houston, Texas, *Direct Effect and the WTO*

Conference on Transnational Perspectives on Labor and Employment Law, University College Dublin (2000), *Trade and Labor? Why Labor Issues Should Not Be Added to the WTO's Agenda*

Faculty Workshop, International Economic Law Forum, Brooklyn Law School (2000), *Free Trade, Democratic Sovereignty, and the World Trade Organization* (with John O. McGinnis)

Faculty Workshop, International Economic Law Forum, Brooklyn Law School (1999), *Sovereignty, Compliance, and the World Trade Organization: Lessons from the History of Supreme Court Review*

Faculty Workshop, Erasmus University Rotterdam (1997), *The Continuing Vitality of the Nation State in Light of WTO Standards and Other International Trade Standards*

Conference on War Crimes and War Crimes Tribunals: Past, Present, and Future, Hofstra University School of Law (1997), Moderator, Panel on War Crimes Tribunals in the Past

International Trade Committee of the New York City Bar Association (1997), *The WTO's Dispute Settlement Provisions*

Conference on the Bush Administration, Hofstra University (1997), Moderator, International Trade Panel (proceedings published in FROM COLD WAR TO NEW WORLD ORDER 34 (Meena Bose & Rosanna Perotti eds. 2002))

Conference on The Decline of the Nation State and Its Effect on Constitutional and International Economic Law, Cardozo Law School (1996), *The Persistent Nation State and the Foreign Sovereign Immunities Act*

Armenian Judicial Conference, Yerevan, Armenia (1995), *The Role of Law Clerks in the Judicial Process*

OTHER ACTIVITIES & AWARDS:

Elected Member, American Law Institute, 2010-

Board of Directors, St. Nersess Armenian Seminary, 2013-

Faculty Teaching Award, St. John's University School of Law, 2008, 2010, 2015

Professor of the Year, St. John's Student Bar Association, 2011, 2014, 2019

Co-Chair, Nominating Committee, Section on Law and Religion, Association of American Law Schools (2012)

OTHER ACTIVITIES & AWARDS (cont.):

New Professor of the Year, St. John's Student Bar Association, 2007

Green Bag Award for Exemplary Legal Writing, 2006 (for *Samuel Williston: Brief Life of a Resilient Legal Scholar*)

Teacher of the Year, Hofstra University School of Law, 2002, 2006

Professor of the Year, Hofstra Law Review, 2000

Professor of the Year, Hofstra Labor and Employment Law Journal, 1999

Elected Faculty Commencement Speaker, Hofstra Law School, 1996, 1998
Hofstra University Stessin Prize for Outstanding Scholarship, 1997

International Trade Committee, New York City Bar Association, 1996-99

Editorial Advisory Committee, *International Legal Materials*, 1991-92

New York Bar