

AALS Criminal Justice Section Newsletter

December 2010

Chair's Message

Susan D. Rozelle

Stetson University College of Law

Greetings, all! The Annual Meeting is just around the corner, and it promises to be a fantastic affair. As of last Spring's newsletter, the AALS Committee on Professional Development had appointed a planning committee for a daylong Workshop on Criminal Justice. That committee, ably chaired by David A. Sklansky (UC Berkeley), included Bennett Capers (Hofstra), Angela J. Davis (American), Tracey L. Meares (Yale), and myself (Stetson), and despite my presence, the Committee crafted an outstanding program.

The Workshop begins at 8:45 AM on Thursday, January 6, with a Welcome by AALS President-Elect Michael Olivas (Houston) and an Introduction by David A. Sklansky. "Women and Conspiracy" debuts at 9 AM, moderated by Bennett Capers and featuring Anne Coughlin (Virginia), Mary Anne Franks (Miami), and Angela Harris (UC Berkeley).

At 10:30 AM, we offer "Enlisting and Resisting: The Family and the Criminal Justice System as Partners and Rivals," moderated by David Sklansky and featuring Jennifer Collins (Wake Forest), Melissa E. Murray (UC Berkeley), and Jeannie Suk (Harvard).

Lunch will be a real headliner event. At noon, Angela Davis moderates a debate, "Should Good People Be Prosecutors?" between former prosecutor Paul Butler (George Washington) and Glenn Ivey (District Attorney for Prince George's County, Maryland).

At 2 PM, we turn to "The Good, the Bad, and the Local: The Changing Face of Federalism in Criminal Justice," moderated by Tracey L. Meares and featuring Jennifer M. Chacon (UC Irvine), Lisa L. Miller (Rutgers, Political Science), and Daniel C. Richman (Columbia).

The last panel of the day, "On the Chopping Block: Hard Choices in Teaching First-Year Criminal Law," starts at 3:30 PM. I have the honor of moderating that panel, which features Samuel W. Buell (Duke), Cynthia Jones (American) and Camille Nelson (Suffolk).

At 4:45 PM, we will begin our famous 15-minute Business Meeting. This is a different time than AALS had originally published, so please make a note to join us at 4:45 PM on Thursday. We have the election of a new Secretary and some bylaws amendments on the agenda – you would not want to miss the excitement.

After such an action-packed day, you will probably need to relax and unwind. Spend Friday sampling the many other fine AALS Sections' events, and then put on your party

hat, because at 7 PM, Pace University School of Law is once again hosting the Criminal Justice Section Reception. Heartfelt thank you's to Pace's Leslie Garfield and Dean Michelle Simon for continuing to make this wonderful tradition possible.

On Saturday, our co-sponsored panel with the Section on Islamic Law starts at 10:30 AM. "Islamic Law and Crime in Contemporary Courts," moderated by Mark Cammack (Southwestern), will feature Clark B. Lombardi (Washington), Russell Powell (Seattle), Intisar Rabb (Boston College), and Sadiq Reza (New York). The program will be published in the Journal of Islamic and Middle Eastern Law.

Unable to convince AALS to schedule our lunch and the Evidence Section's lunch at different times, we struck upon a happy solution: our joint luncheon with the Evidence section begins at 12:15 PM. At that luncheon, we will announce the winner of the Section's Junior Scholars Paper Competition, recognize promotions, tenures, and new colleagues, and share other news, while keeping it brief enough to allow you to reconnect with each other and with your long-lost friends from the Evidence Section.

At 3:30 PM, the conference culminates in "Criminal Justice and the Roberts Court." It will be moderated by Chair-Elect Katherine Darmer (Chapman), and features Erwin Chemerinsky (UC Irvine),

Linda Greenhouse (Yale and *New York Times*), Erica J. Hashimoto (Georgia), and Orin S. Kerr (George Washington), in addition to our Call for Papers winner, Mary D. Fan (Washington).

Sites for these events were just made public on December 16, 2010. With the labor strike at the Hilton, we (along with a reported 77 other AALS Sections) requested that our programming be relocated to avoid asking people to cross a picket line. As a result, AALS Registration has been moved to the Hotel Nikko, so head there first to pick up your conference badge. The AALS Office and Information Center is at the Parc 55, and the Exhibit Hall (aka "The Meeting Place" aka "the free coffee") remains at the Hilton. All the Criminal Justice Section events have been moved to the Parc 55, with the exception of the joint luncheon with the Evidence Section, and the Pace Reception, both of which also remain at the Hilton. Locations for all events at the Annual Meeting can be found on the AALS webpage, at www.aals.org/am2011/finalprogram2011.pdf.

I look forward to seeing you all at all of these exciting events!

Junior Scholars Paper Competition Winner

The Section officers received several outstanding entries for this year's junior scholars paper competition, and we've picked a winner! Consistent with tradition, we'll announce the winner of the competition at the section luncheon, to be held Saturday, January 8, at the AALS annual meeting in San Francisco.

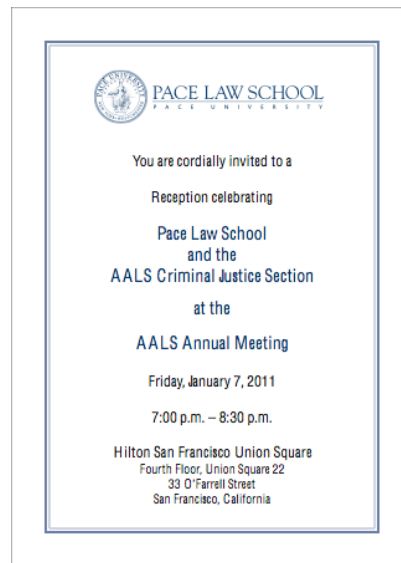
New AALS Criminal Justice Section Website

Just a reminder that the Criminal Justice Section has a new website. The website, available to Criminal Justice Section members at

www.connect.aals.org, currently contains information regarding the Section's officers, by-laws, past and current newsletters, and an exam bank. (To get access, go to aals.org, and follow the link to "services," "section," "criminal justice," and "website address." You can then log in with your aals username and password.) Speaking of the exam bank, we're always looking for more exams. If anyone has exams that they would not mind sharing, please email them to Bennett Capers at i.bennett.capers@hofstra.edu. Although the exam bank will be somewhat secure, please be aware that any site is subject to hacking. For that reason, exam bank exams should always be used for inspiration only, and never used verbatim.

If members have suggestions for additional materials or information they would like to see on the website, please forward such suggestions to Bennett Capers as well.

CJS/Pace Reception at AALS Annual Meeting



For the third year in a row, **Pace University School of Law** has generously agreed to host a reception in conjunction with the AALS Section on Criminal Justice at the AALS annual meeting. This year's reception will be held on Friday evening, January 7, from 7:00-8:30

p.m. on the Fourth Floor of the Hilton San Francisco.

The Pace/CJS reception is an excellent opportunity for meeting and connecting with other members of the Section, and the Section officers are particularly grateful to Pace for making this opportunity possible once again. Last year's reception was very well-attended, and we encourage all Section members to make an effort to come by this year for good food, drinks, and an opportunity to socialize. We note that our Section budget would not have made such a reception possible without Pace. A special thanks to Professor **Leslie Y. Garfield of Pace** for planning the reception.

Member News

Awards, Appointments, Moves, Promotions, Publications, & Other Such Notables

Bennett Capers (Section Secretary) thanks all those who responded to the call for news.

Susan Bandes, DePaul University College of Law, chaired and presented a paper on a panel on the HBO show "The Wire" at the 2010 annual meeting of the Law and Society Association. Her article based on her presentation, *And All the Pieces Matter: Thoughts on The Wire and the Criminal Justice System*, will appear in 8 Ohio State Journal of Criminal Law __ (2011) along with the other articles growing out of the symposium, in a symposium issue edited by Bennett Capers.

Her article *The Promise and Pitfalls of Neuroscience for Criminal Law and Procedure*, based on her presentation for the criminal justice panel on Law, Neuroscience and Criminal Justice at the 2010 AALS conference, will be published in a symposium issue of the Ohio State Journal of Criminal Law edited by Debra Denno, at 7 Ohio State Journal of Criminal Law __ (2010).

Her article on criminal negligence liability *Is it Immoral to Punish the Heedless and Clueless?* was published at 29 Law and Philosophy 443 (2010) and is available at http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1476602. She presented this article at the symposium on Brain Sciences in the Courtroom at Mercer Law School; and at the Gruter Institute Conference on Law, Behavior and the Brain.

Along with her colleagues at FSU (where she is visiting for the fall 2010 semester) Dan Markel, Wayne Logan and Reid Fontaine, she organized the conference "The Constitution in 2020: The Future of Criminal Justice," which was cosponsored by FSU and the American Constitution Society and took place in October. She presented "The Challenges of Quality of Life Policing for the Fourth Amendment," accompanied by a blog post on Balkinization on the same topic. <http://balkin.blogspot.com/2010/09/challenges-of-quality-of-life-policing.html>.

At the American Constitution Society's 2010 Annual Convention in Washington D.C. in June, she presented on the panel on The Fourth Amendment and Technology.

She is visiting at the Florida State Law School for the fall 2010 semester. She will be visiting at the University of Miami Law School for the spring 2011 semester.

Shima Baradaran, Brigham Young, just joined the BYU Law faculty teaching criminal law and criminal procedure. Most recently she served as a Fulbright Senior Scholar at the University of Malawi where she taught criminal law and researched bail and justice reform. Her current research interests are pretrial crime, violence, and the presumption of innocence.

Alafair Burke, Hofstra University Law School, reports the following publications: *Talking About*

Prosecutors, 31 Cardozo Law Review 2119 (2010); *Classroom Storytelling*, UMKC L. Rev. 1031 (2010); *Prosecutorial Agnosticism*, 8 Ohio St. J. Crim. L. 79 (2010); and *I Got the Shotgun: Reflections on The Wire, Prosecutors, and Omar Little*, 8 Ohio St. J. Crim. L. (forthcoming 2010).

Ed Butterfoss, Hamline, will publish *School Children and Parolees: Not So Special Anymore*, 80 Mississippi L. J. ___ (forthcoming 2010) as part of the University of Mississippi Law Journal's annual Fourth Amendment Symposium. The 2010 Symposium, held in March, was entitled "The Fourth Amendment Rights of Children and Juveniles."

Kim Chanbonpin, John Marshall, will publish *"We Don't Want Dollars, Just Change": Narrative Counter-Terrorism Strategy, an Inclusive Model for Social Healing, and the Truth About Torture Commission*, 6 NW J. L. & Soc. Pol'y ___ (forthcoming 2010).

Bennett Capers, Hofstra, recently published *The Unintentional Rapist*, 87 Washington U. L. Rev. 1345 (2010) and *Crime Music*, 7 Ohio State J. of Criminal Law 749 (2010). His forthcoming pieces include *Home Is Where The Crime Is*, 109 Michigan L. Rev. ___ (forthcoming 2011) (book review); *Rethinking the Fourth Amendment: Race, Citizenship, and the Equality Principle*, 46 Harvard Civil Rights-Civil Liberties L. Rev. ___ (forthcoming 2011); *Real Rape Too*, 99 Calif. L. Rev. ___ (forthcoming 2011); *Crime, Legitimacy, Our Criminal Network, and The Wire*, 8 Ohio St. J. of Criminal Law (forthcoming 2010); and the book chapter *Defending Life*, in *Life Without Parole: The New Death Penalty* (Charles Ogletree & Austin Sarat eds.). He was recently named to the position of Associate Dean of Intellectual Life at Hofstra.

Jennifer Collins, Wake Forest, has been appointed Associate Provost for Academic Initiatives at Wake Forest University. Her most recent article,

Rethinking Criminal Law and Family Status, which was co-authored with Dan Markel and Ethan Leib, was published in June by the Yale Law Journal.

Frank Rudy Cooper, Suffolk University Law School, will publish his article, *Masculinities, Post-racialism, and the Gates Controversy: The False Equivalence Between Officer and Civilian*, 11 Nevada L.J. 1 (2010).

M. Katherine Baird Darmer, Chapman University Law School, presented draft papers at the Southwest Criminal Law Conference in August, at Lat Crit in October and at a St. John's symposium in November. She currently serves as Chair-Elect of the Section.

Lucien E. Dervan, Southern Illinois University School of Law, is pleased to announce the following recent and forthcoming publications: *The 21st Century World of White Collar Criminal Defense*, *Careers in Criminal Justice* 39-44 (Ellen Brotman ed., American Bar Association 2010); *America's Prison Culture in an International Context: An Examination of Prisons in America, Israel, and the Netherlands*, 22 Stanford Law & Policy Review ___ (forthcoming 2011); and *Over-Criminalization 2.0: The Role of Plea Bargaining*, ___ The Journal of Law, Economics, and Policy ___ (forthcoming 2011) (solicited response to article by Prof. Larry Ribstein, Univ. of Illinois College of Law).

Joshua Dressler, The Ohio State University Moritz College of Law, reports the following: He will be the Bacon-Kilkenny Visiting Professor of Law at Fordham University Law School for the Spring semester, starting in January. Dressler continues to serve as a faculty editor of the Ohio State Journal of Criminal Law.

Roger Fairfax, George Washington Law, published an edited book, *Grand Jury 2.0: Modern Perspectives on the Grand Jury*

(Carolina Academic Press, 2010). Fairfax's article, *Outsourcing Criminal Prosecution? The Limits of Criminal Justice Privatization* was published in the University of Chicago Legal Forum. His article, *A Fair Trial, Not a Perfect One: The Early Twentieth-Century Campaign for the Harmless Error Rule*, was published as part of the Marquette Law Review's Symposium on Criminal Appeals. His article, *Delegation of the Criminal Prosecution Function to Private Actors*, was published in the U.C. Davis Law Review.

Brian R. Gallini, University of Arkansas School of Law, reports the following publication: *Car Stops, Borders, and Profiling: The Hunt for Undocumented (Illegal?) Immigrants in Border Towns*, 89 Neb. L. Rev. ___ (forthcoming June 2011) (with Elizabeth Young).

Geary Reamey, St. Mary's University, will publish *Innovation or Renovation in Criminal Procedure: Is the World Moving Toward a New Model of Adjudication?*, 27 Arizona Journal of International & Comparative Law 324 (2010). This summer he was awarded the Culture Medal of Honor by the city of Innsbruck, Austria, for his work in founding and directing the St. Mary's Institute on World Legal Problems at the University of Innsbruck for the past 25 years.

Roger Goldman, St. Louis, is pleased to announce that St. Louis will be hosting a conference, co-sponsored by the Criminal Justice Section of the ABA, in February 2011 on *Padilla*. More information on the conference can be found at www.law.slu.edu.

David Gray, U. of Maryland, is pleased to announce the following publications: *Punishment as Suffering* <http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1573600>, 63 Vand. L. Rev. ___ (forthcoming 2010); *A Modest Appeal for Decent Respect* <http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1685305>, 23:1 Fed. Sent'g Rep. 72 (Oct. 2010)

(with Jessica Olive); and *Retributivism for Progressives*, 71 Md. L. Rev. 163 (2010) (with Jonathan Huber).

David Harris, Pittsburgh, was named Distinguished Faculty Scholar at Pitt Law. In January of 2011, he will become the Associate Dean for Research. During the Fall semester of 2010, he taught American Criminal Law and Criminal Procedure to lawyers and law students at Hungary's Szeged University Faculty of Law. He gave four talks this summer across the state of Missouri on racial profiling and the state's anti-profiling statute, with two more scheduled for mid-November; the talks have been part of an effort to assess the progress under the law ten years after its passage. He also gave talks at Arizona State University O'Connor College of Law (on Arizona's SB 1070) and at the ABA Criminal Justice Meeting in Washington, DC (on technology and the Fourth Amendment). In March of 2010, he completed a year of work with Pittsburgh's Chief of Police and various community groups, creating a new police department policy about officer contact with suspected undocumented immigrants. Designing the training under the new policy is now underway. His articles *On the Contemporary Meaning of Korematsu: 'Liberty Lies in the Hearts of Men and Women'* (Missouri Law Review), and *Picture This: Body Worn Video Devices ('Head Cams') as Tools for Ensuring Fourth Amendment Compliance by Police* (Texas Tech Review) will be published early in 2011. David also serves this academic year as the chair of the Criminal Justice Group for the Center for Race and Social Problems at the University of Pittsburgh.

Babe Howell, CUNY Law, will publish *Fear Itself: The Impact of Allegations of Gang Affiliation on Pre-Trial Detention*, 23 St. Thomas Law Review (forthcoming). The article is available now at http://papers.ssrn.com/sol3/papers.cfm?abstract_id=1701899.

David Kaye, Penn State, is pleased to announce the following publications: *The Double Helix and the Law of Evidence*, Cambridge: Harvard University Press, 2010, 342 pp. (a legal history of DNA evidence in criminal cases); *The New Wigmore: A Treatise on Evidence: Expert Evidence*, New York: Aspen Pub. Co., 2d ed. 2010 (with D. Bernstein & J. Mnookin) (new chapters on forensic science and identification); *Science in the Jury Box: Jurors' Comprehension of Mitochondrial DNA Evidence*, Law and Human Behavior, 2010 (with V. Hans et al.); *Probability, Individualization, and Uniqueness in Forensic Science Evidence: Listening to the Academies*, 75 Brooklyn Law Review 1163 (2010); and *The Need for a Research Culture in the Forensic Sciences*, UCLA L. Rev. (forthcoming 2011) (with Jennifer Mnookin et al.)

Jeff Kirchmeier, CUNY Law, gave a presentation as part of a panel on "Existential Crisis in the Courtroom: Capital Punishment, Civil Commitment, and Terror Management Theory" at the New York City Bar Association on Nov. 4, 2010.

Joan Krause, UNC, reports the following publications: *Can Health Law Truly Become Patient-Centered?*, Wake Forest L. Rev. (forthcoming 2010); *Following the Money in Health Care Fraud: Reflections on a Modern-Day Yellow Brick Road*, 36 Am. J. L. & Med. 343 (2010); *Twenty-Five Years of Health Law Through the Lens of the Civil False Claims Act*, 19 Am. Health L. 13 (2010). She recently presented papers at the American Society of Law, Medicine & Ethics, Health Law Professors Conference; Wake Forest University Center for Bioethics, Health & Society, Conference and Invitation-Only Workshop on Patient-Centered Health Law and Bioethics; the American Journal of Law & Medicine 2010 Symposium: "Follow the Money: the Impact on Economics on the Delivery of Healthcare"; and UNC-Duke Bioethics Group.

Stanton Krauss, Quinnipiac, reports that his two-volume book, *Gentlemen of the Grand Jury: The Surviving Grand Jury Charges From Colonial, State, and Lower Federal Courts Before 1801*, will be forthcoming from Carolina Academic Press. These volumes include transcriptions of every complete, partial, or summarized grand jury charge known to have been given in the United States prior to 1801, except those delivered by members of the United States Supreme Court. They also contain transcriptions of drafts of other charges that may have been delivered, and a number of items involving disputes between judges and grand juries over the extent of their respective authority.

Cynthia Lee, George Washington Law School, is pleased to announce that her article, *Package Bombs, Footlockers, and Laptops: What the Disappearing Container Doctrine Can Tell Us About the Fourth Amendment*, will be published in the next issue of the *Journal of Criminal Law & Criminology* at Northwestern University. Her anthology, *Searches and Seizures: The Fourth Amendment, Its Constitutional History and Contemporary Debate*, will be published in the next month or two by Prometheus Books as part of its new series on the Bill of Rights.

Richard Leo, University of San Francisco, reports the following publications: *One-Hundred Years Later: Wrongful Convictions After a Century of Research* (with Jon Gould), forthcoming in the *Journal of Criminal Law and Criminology*; *Selling Confession: Setting the Stage with the Sympathetic Detective with a Time-Limited Offer* (with Deborah Davis and William Follette), forthcoming in *Journal of Contemporary Criminal Justice*; *Overcoming Judicial Preferences for Person Versus Situation-Based Analyses of Interrogation Induced Confessions* (with Deborah Davis), forthcoming in *The Journal of the American Academy of Psychiatry*

and the Law; *Interrogation Through Pragmatic Implication: Sticking to the Letter of the Law While Violating Its Intent* (with Deborah Davis), forthcoming in *Lawrence Solan and Peter Tiersma, Eds., Oxford Handbook on Language and the Law* (Oxford University Press); *Jurors Believe Interrogation Tactics Are Not Likely to Elicit False Confessions: Will Expert Witness Testimony Inform Them Otherwise?* (with Iris Blandon-Gitlin and Kathryn Sperry), forthcoming in *Psychology, Crime and Law*; *Reply to Samuel R. Gross and Barbara O'Brien*, forthcoming in *The Ohio State Journal of Criminal Law*; *The Gatehouse and Mansions: Fifty Years Later* (with Alexa Koenig), *The Annual Review of Law and Social Science*, Vol. 6, 323-339; *From False Confession to Wrongful Conviction: Seven Psychological Processes* (with Deborah Davis), *The Journal of Psychiatry and the Law*, Vol. 38, 9-56; *White Paper Commentaries: Looking Ahead* (with Saul Kassin, Steven Drizin, Thomas Grisso, Gisli Gudjonsson and Allison Redlich), *Law and Human Behavior* 34, 49-52; *Police-Induced Confessions: Risk Factors and Recommendations* (with Saul Kassin, Steven Drizin, Thomas Grisso, Gisli Gudjonsson and Allison Redlich), *Law and Human Behavior* 34, 3-38; *Moving Targets: Placing the Good Faith Doctrine in the Context of Fragmented Policing* (with Hadar Aviram and Jeremy Seymour), *The Fordham Urban Law Journal*, Vol. 37, No. 3. pp. 709-742; and *The Three Errors: Pathways to False Confession and Wrongful Conviction* (with Steve Drizin) in Daniel Lassiter and Christian Meissner, Eds., *Police Interrogations and False Confessions: Current Research, Practice, and Policy Recommendations*. (Washington, D.C.: American Psychological Association). Pp. 9-30. His articles and book chapters are available at: <http://ssrn.com/author=1020356>

His 2008 book *Police Interrogation and Criminal Justice* (Harvard University Press) recently won its 4th book award, the 2010 Edwin H.

Sutherland Outstanding Scholarship Award from The Society for the Study of Social Problems, Law and Society Division.

He also reports that he presented "Miranda at 50: What have we learned?" at Seattle University Law School in September, 2010; "Innocent: Recent Advances in Uncovering Wrongful Convictions" at Stanford University Law School in October, 2010, and "Purpose-Driven Scholarship and Social Justice: Tackling the Problem of Wrongful Conviction," at the University of San Francisco School of Law in November, 2010. He was featured extensively in the PBS Frontline documentary about the Norfolk 4 case, entitled, "The Confessions," which aired on November 9, 2010.

Michael Mannheimer, Salmon P. Chase College of Law, Northern Kentucky University, is pleased to announce that he was granted tenure effective August 2010. Congrats, Michael!

Paul Marcus, William and Mary College of Law, is pleased to announce that he has been nominated to serve on the Executive Committee of AALS.

Dan Markel, FSU, is beginning his sixth year at Florida State Law. He recently published *Bentham on Stilts: The Bare Relevance of Subjectivity to Retributive Justice*, 98 Calif. L. Rev. 907 (2010) (with Chad Flanders); *Taxing Punitive Damages*, 96 Virginia L. Rev. 1295 (2010) (with Gregg D. Polsky); and *May Minors Be Retributively Punished after Panetti (and Graham)?*, 23 Federal Sentencing Reporter 62 (2010). In 2011, he will be (an itinerant) Scholar in Residence at NYU's Center for the Administration of Criminal Law and a Searle Fellow. He continues to run Prawfs.com, a group blog for law professors, and all members of the Section are warmly invited to come do a stint as a visitor for a month at their convenience.

S. David Mitchell, University of Missouri Law School, will publish *Impeding Reentry: Agency and Judicial Obstacles to Longer Halfway House Placements*, Michigan Journal of Race and Law (Spring 2011).

Mitchell also reports that he gave a presentation at the University of Colorado at Boulder in March entitled, "Federal Halfway House Placement Under the Second Chance Act," which was based on the article *Impeding Reentry: Agency and Judicial Obstacles to Longer Halfway House Placements*. He also presented a talk entitled, "Can You Hear Me Now?: Silencing Communities of Color Through Felon Disenfranchisement Laws," as part of the University of Missouri, Diversity in Action Series in April 14.

He recently organized and participated in a panel, "From Pilot Study to Publication: Conducting Empirical Legal Scholarship from Start to Finish," at the Third National People of Color Legal Scholarship Conference in September at Seton Hall Law School. The panel was about conducting empirical legal research and the other panelists were Valerie Hans, Cornell University and Jennifer Robbenolt, University of Illinois.

In March, following an incident on campus, he was interviewed on KBIA News, 91.3 Columbia, Missouri for a Special Report, "Law Professors Weigh In on Implications of Hate Crime." Mitchell, along with his colleague Chris Wells, discussed the legal, political and cultural issues connected with the alleged hate crime incident that took place in front of the University of Missouri's Gaines / Oldham Black Culture Center and the subsequent arrest of two suspects.

Finally, he was selected to be on the Academic Advisory Board for TAKING SIDES: Clashing Views in Crime and Criminology.

Ellen Podgor, Stetson U. College of Law, was awarded the 30th annual *Robert C. Heeney Memorial Award*, the National Association of Criminal Defense Lawyers' most prestigious honor, Aug. 14 at its 52nd Annual Meeting in Toronto, Ont. This award is given annually to the one criminal defense lawyer who best exemplifies the goals and values of the Association and the legal profession.

Mary Kreiner Ramirez, Washburn University School of Law, published, *Prioritizing Justice: Combating Corporate Crime from Task Force to Top Priority*, 93 Marquette L. Rev. 971 (2010).

Susan D. Rozelle, Stetson University College of Law, served on the Planning Committee for the 2011 Workshop on Criminal Justice. She will be moderating "On the Chopping Block: Hard Choices in Teaching First-Year Criminal Law" at said workshop, and then passing the gavel of Criminal Justice Section leadership to Chair-elect, Katherine Darmer, with thanks for a terrific year.

Kenneth Simons, Boston University School of Law, published *Book Review: Retributivism Refined—Or Run Amok?*, 77 U. CHI. L. REV. 551 (2010) (reviewing *Crime and Culpability: A Theory of Criminal Law* (Larry Alexander and Kimberly Kessler Ferzan, with Stephen Morse)). He will publish *Understanding the Topography of Moral and Criminal Law Norms*, in the forthcoming Oxford University Press volume, *Philosophical Foundations of Criminal Law* (R. A. Duff & S. P. Green, eds., publication expected 2010)

Christopher Slobogin, Vanderbilt Law School, is pleased to announce that Vanderbilt's Criminal Justice Program is sponsoring its third Roundtable in December, 2010. Attending will be Sara Beale (Duke); Adam Benforado (Drexel); Richard Bonnie (Virginia); James Coleman (Duke); Jeffrey Fagan (Columbia); Wayne Logan (FSU); Carol Steiker (Harvard); Scott

Sundby (Miami); Doron Teichman (Hebrew University); and members of Vanderbilt's criminal justice faculty, including Nita Farahany, Nancy King, Terry Maroney, Robert Mikos, and Christopher Slobogin. This fall the Program also co-sponsored a panel entitled "Guantanamo Bay: Discussion of Current Issues and the Way Forward" (with William Lietzau, Deputy Assistant Secretary, Defense for Detainee Policy; Steve Vladeck, American University, and Nancy King and Michael Newton of the Vanderbilt faculty); a Roundtable on the American Bar Association's Draft Revisions of the Prosecution and Defense Function Standards (attended by 20 local judges, prosecutors and defense attorneys); and panel on the "The Future of the Death Penalty" (featuring a retired Tennessee Supreme Court Justice, the director of the Death Penalty Information Center, the President of the Southern Baptist Convention's Ethics & Religious Liberty Commission, a state district attorney, a Pulitzer-prize winning investigative reporter, a psychologist who testifies in capital cases, a minister who is a surviving member of murder, and Christopher Slobogin as a new governor deciding whether to propose adoption of the death penalty in his state). Upcoming events are the website: <http://law.vanderbilt.edu/academics/academic-programs/criminal-justice-program/index.aspx>.

John Stinneford, University of Florida, will publish *Rethinking Proportionality under the Cruel and Unusual Punishments Clause*, 97 Virginia Law Review (forthcoming 2011).

George Thomas, Rutgers Law School, submitted a paper for presentation on September 24, 2010 at the St. Louis University School of Law Childress Lecture. It was entitled "Criminal Trials as Morality Plays: Good and Evil."

Michael Vitiello, McGeorge School of Law, published *A Kiss is Just A*

Kiss or Is It? A Comparative Look at Italian and American Sex Crimes, 40 Seton Hall L. Rev. 191(2010) (co-authored with Alberto Cadoppi) and *Legalizing Marijuana: California's Pot of Gold?* 2009 Wisc. L. Rev. 1349. He also invites everyone to the McGeorge Law Review's upcoming symposium (April 15, 2011) on issues surrounding legalizing marijuana.

Ellen Yaroshefsky, Cardozo, is pleased to announce that Cardozo Law Review published a *Brady* symposium in June 2010. It is "New Perspectives on *Brady* and Other Disclosure Obligations: What Really Works?," 31 Cardozo Law Review 1943 (2010). It contains a Foreword by Yaroshefsky and many articles by other academics.

Disclaimer

This Newsletter is a forum for the exchange of information and points of view. Any opinions expressed herein are not necessarily the opinions of the Criminal Justice Section, its members or officers, or of the AALS.

A Totally Biased Calendar of Must-See Events at the AALS Annual Meeting

Thursday, January 6

AALS Workshop on Criminal Justice: New Challenges and Persistent Controversies

8:45-9:00 Welcome and Introduction from David Sklansky (UC Berkeley)

9:00-10:15 *Women and Conspiracy*. Speakers: Anne Coughlin (U. Va.); Mary Anne Franks (Miami); Angela Harris (U.C. Berkeley/Buffalo). Moderator: Bennett Capers (Hofstra)

10:30-12:00 *Enlisting and Resisting: The Family and the Criminal Justice System as Partners and Rivals*. Speakers: Jennifer Collins (Wake Forest); Melissa Murray (UC Berkeley); Jeannie Suk (Harvard). Moderator: David Sklansky (UC Berkeley).

12:15-2:00 Workshop on Criminal Justice Luncheon featuring Paul Butler (GW) and State's Attorney Glenn Ivey

2:00-3:15 *The Good, the Bad, and the Local: The Changing Face of Federalism in Criminal Justice*. Speakers: Jennifer Chacon (UC Irvine); Lisa Miller (Rutgers); Dan Richman (Columbia). Moderator: Tracey Meares (Yale).

3:30-4:45 *On the Chopping Block: Hard Choices in Teaching First-Year Criminal Law*. Speakers: Sam Buell (Duke); Cynthia Jones (American); Camille Nelson (Suffolk). Moderator: Susan Rozelle (Stetson)

4:45-5:00 CJS Business Meeting

Friday, January 7

7:00-8:30 pm. Criminal Justice Section Reception, hosted by Pace Law School

Saturday, January 8

10:30-12:15 *Islamic Law and Crime in Contemporary Courts*. Speakers: Clark B. Lombardi (Washington), Russell Powell (Seattle), Intisar Rabb (Boston College), and Sadiq Reza (New York). Moderator: Mark Cammack (Southwestern).

12:15-1:30 Criminal Justice Section and Evidence Section Joint Luncheon

3:30-5:15 *Criminal Justice and the Roberts Court*. Speakers: Erwin Chemerinsky (UC Irvine), Orin Kerr (GW), Erica Hashimoto (Georgia), Linda Greenhouse (Yale and *New York Times*) and Mary Fan (U. of Washington). Moderator: Katherine Darmer (Chapman).