

AYA GRUBER

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ACADEMIC POSITIONS

UNIVERSITY OF COLORADO LAW SCHOOL, Boulder, CO 2010–present

POSITION: Ira C. Rothgerber Professor of Constitutional Law and Criminal Justice

AWARDS: Jules Milstein Award for Best Faculty Scholarship (2021)
Jules Milstein Award for Best Faculty Scholarship (2017)
Fellow, Center for Values and Social Policy (2015-present)
Gilbert Goldstein Writing Fellowship (2015)
Outstanding New Faculty Member Award (2012)
38th Annual Austin Scott, Jr. Lecture (2012)

HARVARD LAW SCHOOL, Cambridge, MA Fall 2017

POSITION: Visiting Professor (1L Criminal Law; Feminism & Crime Control Seminar)

UNIVERSITY OF IOWA COLLEGE OF LAW, Iowa City, IA 2008–2010

POSITION: Professor of Law

FLORIDA INTERNATIONAL UNIVERSITY COLLEGE OF LAW, MIAMI, FL 2002–2009

POSITION: Assistant Professor of Law, Associate Professor of Law with Tenure
Founding Faculty Member

PAST COURSES: Criminal Law, Criminal Procedure: Investigation; Criminal Procedure: Adjudication, Criminal Law in Context Seminar, Feminism and Crime Control Seminar, Critical Theory Colloquium, Torts, International Criminal Law, International Terrorism Law Seminar

RESEARCH AREAS: Criminal Law, Criminal Procedure, Feminist Legal Theory, Critical Race Theory, Critical Legal Studies, Jurisprudence, Comparative Criminal Law and Procedure

OTHER TEACHING:

HARVARD LAW SCHOOL, Cambridge, MA September 2009

POSITION: Visiting Instructor, Trial Advocacy Workshop

UNIVERSIDAD DE SEVILLA, SEVILLA, SPAIN Summer 2009

POSITION: Co-instructor (with Spanish faculty), International Criminal Law and Terrorism

EDUCATION

HARVARD LAW SCHOOL, J.D., 1997

- HONORS: *magna cum laude*
High grades (A+) in Criminal Law/Procedure (Dershowitz) and American Democracy (West and Unger)
- JOURNALS: *Women's Law Journal* (Articles Editor, vol. 19; General Editor, vol. 18)
International Law Journal (General Editor, vol. 37)
- ACTIVITIES: Interracial Law Students' Association (founder, director), APALSA, Trial Team, Women's Law Society, Asia Law Society (conference chair), Drama Society

UNIVERSITY OF CALIFORNIA AT BERKELEY, B.A. with honors in Philosophy, 1992

- HONORS: Highest Distinction in General Scholarship (*summa cum laude*)
Phi Beta Kappa
Department Honors for graduate work and honors thesis paper, *An Analysis of P.F. Strawson's Objection to Immanuel Kant's Solution to the Third Antinomy of Pure Reason*
Dean's List (all semesters)

PUBLICATIONS AND WRITINGS

BOOKS:

The FEMINIST WAR ON CRIME: THE UNEXPECTED ROLE OF WOMEN'S LIBERATION IN MASS INCARCERATION (UC Press 2020).

Reviews of *The Feminist War on Crime*:

- HARVARD LAW REVIEW, *The Feminist Script for Punishment*.
PEN AMERICA, *A Modern Feminist Reckoning: A Review of The Feminist War on Crime*.
WOMEN'S REVIEW OF BOOKS, *Crime Wave Feminism, The Feminist War on Crime*.
LITERARY HUB, *The Complicated History of Feminism's Impact on Incarceration*.
THE BAFFLER, *Who Keeps Us Safe*.
REASON MAGAZINE, *Will Feminists Please Stop Calling the Cops*.
FEMINIST FORMATIONS, *The Feminist War on Crime*.
LIBRARY JOURNAL, *Review of The Feminist War on Crime*.
JOURNAL OF WOMEN'S HISTORY, *Review of the Feminist War on Crime*
LAW AND LIBERTY, *Imprisoning the Patriarchy*.
CHOICE, *The Feminist War on Crime*.
BERKELEY GENDER, LAW AND JUSTICE, *New Book Minces No Words About Feminism and Mass Incarceration*.
THE FORGE, *White Feminism Promotes Mass Incarceration*.
ARKANSAS DEMOCRAT GAZETTE, *Unintended Consequences*.
WASHINGTON STATE LAW LIBRARY (MEDIUM), *Unintentionally Complicit*.

KAPLAN, WEISBURG & BINDER, CRIMINAL LAW: CASES AND MATERIALS (Aspen, contributor to 9th ed., 2021; co-author on 10th ed., forthcoming 202_).

COMPARATIVE CRIMINAL PROCEDURE: UNITED STATES, ARGENTINA, AND NETHERLANDS (with V. de-Palacios & P.H. Van Kempen) (Carolina Academic Press 2012) (author and primary editor).

ARTICLES:

- Policing and "Bluelining,"* 58 HOUSTON L. REV. 867 (2021).
- Sex Wars as Proxy Wars,* 6 CRIT. ANALYSIS L. 1, 102 (2019).
- Equal Protection under the Carceral State,* 112 NW. U. L. REV. 1 (2018).
- Penal Welfare and the New Human Trafficking Intervention Court,* 68 FLA. L. REV. 1333 (2017) (with A. Cohen & K. Mogulescu).
- Consent Confusion,* 38 CARDOZO L. REV. 415 (2017).
- A Provocative Defense,* 103 CALIF. L. REV. 273 (2015).
- When Theory Met Practice: Distributional Analysis of Race and Gender in Criminal Law,* 83 FORDHAM L. REV. 3211 (2015).
- Race to Incarcerate: Punitive Instinct and the Bid to Repeal Stand-Your-Ground,* 68 U. MIAMI L. REV. 961 (2014).
- Murder, Minority Victims, and Mercy,* 85 COLORADO L. REV. 129 (2014).
- Neofeminism,* 50 HOUSTON L. REV. 1325 (2013).
- A Distributive Theory of Criminal Law,* 52 WM. & MARY L. REV. 1 (2010).
- An Unintended Casualty of the War on Terror,* 27 GA. ST. U. L. REV. 299 (2010).
- Rape, Feminism, and the War on Crime,* 84 WASH. L. REV. 581 (2009).
- Garbage Pails and Puppy Dog Tails: Is That What Katz is Made of?,* 41 U.C. DAVIS L. REV. 781 (2008).
- The Feminist War on Crime,* 92 IOWA L. REV. 741 (2007).
- Who's Afraid of Geneva Law?,* 39 ARIZ. ST. L.J. 1017 (2007).
- Raising the Red Flag: The Continued Relevance of the Japanese Internment in the Post-Hamdi World,* 54 U. KANSAS L. REV. 307 (2006).
- Righting Victim Wrongs: Responding to Philosophical Criticisms of the Nonspecific Victim Liability Defense,* 52 BUFFALO L. REV. 433 (2004).
- Victim Wrongs: The Case for a Criminal Defense Based on Wrongful Victim Behavior in an Era of Victim's Rights,* 76 TEMP. L. REV. 645 (2003).
- Pink Elephants in the Rape Trial: The Problem of Tort-type Defenses in the Criminal Law of Rape,* 4 WM. & MARY J. WOMEN & L. 203 (1998).

ESSAYS AND SYMPOSIA

- When We Breathe: Re-envisioning Safety and Justice in a Post-Floyd Era,* 18 OHIO STATE J. CRIM. L. 692 (2021) (10th annual David H. Bodiker lecture).
- #MeToo and Mass Incarceration,* 17 OHIO STATE J. CRIM. L. 275 (2020) (symposium editor's introduction - #MeToo symposium).

Race and Capital Punishment Studies and the Level-up Problem, 55 HARV. CR-CL L.J. 657 (2020) (capital punishment symposium).

Anti-Rape Culture, 64 U. KANSAS L. REV. 1027 (2016) (title IX symposium).

Rape Law Revisited, 13 OHIO ST. J. CRIM. L. 279 (2016) (symposium editor's introduction – rape reform symposium).

Not Affirmative Consent, 47 MCGEORGE L. REV. 683 (2016) (response to Stephen Schulhofer, *Consent: What It Means to Get It and Why It's Time to Require It* – rape law symposium).

A "Neo-feminist" Assessment of Rape and Domestic Violence Law Reform, 15 J. RACE, GENDER & JUST. 583 (2012) (CRT 25th anniversary symposium).

Duncan Kennedy's Third Globalization, Criminal Law and the Spectacle, 3 COMP. L. REV. 3.4 (2012) (Kennedy's "Three Globalizations" symposium).

Miscarriages of Race and Gender Justice, 76 ALBANY L. REV. 1571 (2012-13) (miscarriages of justice symposium).

Sending the Self-Execution Doctrine to the Executioner, 3 FIU L. REV. 54 (2007) (inaugural FIU Law Review symposium).

Navigating Diverse Identities: Building Coalitions through Redistribution of Academic Capital, an Exercise in Praxis, 35 SETON HALL L. REV. 1201 (2005) (LatCrit symposium).

Public Housing in Singapore: The Use of Ends-based Reasoning in the Quest for a Workable System, 38 HARV. INT'L L. J. 236 (1997) (recent development).

BOOK CHAPTERS AND SHORTER WORKS:

Humanizing Animals, Dehumanizing Humans, in CARCERAL LOGICS: HUMAN INCARCERATION AND ANIMAL CAPTIVITY (Cambridge U. Press 2022).

Commentary on Erotic Services Provider Legal Education and Research Project v. Gascon, in FEMINIST JUDGMENTS: CRIMINAL LAW (Cambridge U. Press 2021) (with K. Mogulescu).

The Complexity of College Consent, in ADJUDICATING CAMPUS SEXUAL MISCONDUCT: CONTROVERSIES AND CHALLENGES (Cognella 2020).

Governance Feminism in New York's Prostitution Diversion Courts, in GOVERNANCE FEMINISM: NOTES FROM THE FIELD (U. Minnesota Press 2019) (with A. Cohen).

An Accidental Governance Feminist: An Interview with Kate Mogulescu, Director of Legal Aid's Trafficking Victim's Advocacy Project, in GOVERNANCE FEMINISM: NOTES FROM THE FIELD (U. Minnesota Press 2019) (with A. Cohen).

The Duty to Retreat and Violence against Women, OXFORD HANDBOOK ON CRIMINAL LAW ONLINE (2017).

Neofeminism, in THE SAGE ENCYCLOPEDIA OF PSYCHOLOGY AND GENDER (2017).

Zero Tolerance Comes to International Law, 109 AM. J. INT'L L. UNBOUND 337 (2016).

One More Casualty of the War on Terror, in COURTS AND TERROR (Cambridge U. Press 2011).

From Neoliberalism to Libertarianism: Why Neither Criminalization nor Privacy is the Answer for Battered Women, in CRIMINAL LAW CONVERSATIONS (Oxford U. Press 2009).

Hope with a Sprinkling of Concern, in OBAMA REFLECTIONS (Ohio State Kirwan Institute 2009).

Brief of the National Association of Criminal Defense Lawyers as Amicus Curiae in Support of Petitioner, *Gonzalez v. Crosby*, 545 U.S. 524 (2005).

WORKS IN PROGRESS:

Sex Exceptionalism in Criminal Law.

Feminism, Racial Justice, and The Institution of Incarceration, in RACE, RACISM AND THE LAW HANDBOOK (Edward Elgar forthcoming 2021).

Feminism, in ELGAR ENCYCLOPEDIA OF CRIMINAL LAW (forthcoming 2021).

Commentary on #MeToo and Black Lives Matter, in BLACK LIVES MATTER AND #METOO MOVEMENTS (UC Press forthcoming 2022).

Carceral Feminism and Decolonialism, in ROUTLEDGE HANDBOOK ON DECOLONIZING JUSTICE (forthcoming 2022).

Anticarceral Feminism, ___ WM. & MARY BILL OF RTS. J. ___ (forthcoming 2022) (symposium on mass incarceration).

Virtual Carceral Feminism, ___ U. ILL. L. REV. ___ (forthcoming 2023) (symposium on criminal law and the internet).

OPINION EDITORIALS AND ONLINE COMMENTARY:

Crime Rates Rise and Fall. The Police Mostly Have Nothing to Do with It, THE GARRISON PROJECT (republished by THE REAL NEWS NETWORK) (October 2021).

The Fourth Amendment's Forgotten Free-Speech Dimensions (reviewing Karen Pita Loor, *The Expressive Fourth Amendment* (2021)), JOURNAL OF THINGS WE LIKE LOTS [JOTWELL] (Oct. 2021).

Against Carceral Feminism, AEON MAGAZINE (June 2021).

The Atlanta Massacre and US Anti-trafficking Laws, AL JAZEERA OPINIONS (April 2021).

Carceral Feminism at a Crossroad, LAW AND POLITICAL ECONOMY (August 2020).

The Carceral State Will Not Be Feminist, GENDER POLICY REPORT (August 2020) (a top download of 2020).

How Police Became the Go-to Response to Domestic Violence, SLATE (July 2020).

Facts About Defunding the Police, NEW YORK DAILY NEWS (JUNE 2020) (with B. Beck).

Why Amy Cooper Felt the Police Were Her Personal "Protection Agency," SLATE (May 2020).

Colorado Supreme Court Fails to Protect State Residents as Coronavirus Grows "Exponentially" in Jails, THE APPEAL (Apr. 2020) (with B. Levin).

#MeToo Doesn't Always Have to Mean Prison, NEW YORK TIMES (Mar. 2020) (with L. Bazelon).

Domestic Violence is Also a Virus: During the Coronavirus Crisis, We Need the Right Criminal Justice Response to the Crime, NEW YORK DAILY NEWS (Feb. 2020) (with L. Goodmark).

After the Weinstein Verdict: Relief, and Some Fears a Bad Precedent May Have Been Set, NEW YORK DAILY NEWS (Feb. 2020) (with C. Godsoe).

Do Abolitionism and Constitutionalism Mix? (reviewing Dorothy Roberts, *Abolition Constitutionalism* (2019)), JOURNAL OF THINGS WE LIKE LOTS [JOTWELL] (Feb. 2020).

Making Drunk Sex a Crime: Why a New Push to ‘Close a Loophole’ Would Actually Establish a Troubling New Legal Regime, NEW YORK DAILY NEWS (Jan. 2020).

The Left’s Law-and-Order Agenda (reviewing Kate Levine, *Discipline and Policing* (2019)), JOURNAL OF THINGS WE LIKE LOTS [JOTWELL] (Mar. 2019).

Corroboration is not Required, THE HILL (Oct. 2018).

The LGBT Piece of the Underenforcement-Overenforcement Puzzle (reviewing Jordan Blair Woods, *LGBT Identity and Crime* (2017)), JOURNAL OF THINGS WE LIKE LOTS [JOTWELL] (Sept. 2016).

Anti-Rape Culture (reviewing Janet Halley, *Trading the Gavel for the Megaphone* (2014)), JOTWELL (Sept. 2015).

Colorado Fetal Homicide Law Goes Too Far, DENVER POST (April 2015) (with J. Hendricks).

Zero Tolerance for Zero Tolerance of Domestic Violence, NEW YORK TIMES (Feb. 2014).

Marked! (reviewing Issa Kohler-Hausmann, *Managerial Justice and Mass Misdemeanors* (2014)), JOTWELL (Nov. 2014).

Rethinking Domestic Violence, Rethinking Violence (reviewing LEIGH GOODMARK, *A TROUBLED MARRIAGE* (2012)), JOTWELL (Jan. 2014).

Why We Need a Progressive Account of Violence (reviewing James Forman, Jr., *Racial Critiques of Mass Incarceration: Beyond the New Jim Crow* (2012)), JOTWELL (Aug. 2012).

The False Promise of Retributive Proportionality (reviewing Alice Ristroph, *How (not) to Think Like a Punisher* (2009)), JOTWELL (July 2010).

SELECT RECENT PRESENTATIONS (FULL LIST AVAILABLE ON REQUEST)

PRESENTED PAPERS

Book Talk, The Feminist War on Crime, Chicago, IL November 2021
Book Event sponsored by University of Chicago Defenders and Women’s Law Caucus.

Book Talk, The Feminist War on Crime, New York, NY October 2021
Book Event sponsored by NYU’s Birnbaum Women’s Leadership Network and Zimroth Center for Criminal Justice.

Colloquium Presentation, Sex Exceptionalism in Criminal Law, Berkeley, CA September 2021
Presented article to Berkeley law faculty.

Sexual Consent Country Report: USA, Koln, DE September 2021
Presented Report at International Symposium on Consent in Rape Law.

Book Talk, The Feminist War on Crime, Boulder, CO September 2021
Book talk for Colorado Public Defenders' annual conference.

Book Talk, The Feminist War on Crime, Washington, DC August 2021
Book talk for DC Court of Appeals law clerks.

The Feminist War on Crime, Chicago, IL June 2021
Discussed book with readers during Law and Society conference during Author meets Reader.

Keynote Presentation, Policing and "Bluelining," Berlin, Germany May 2021
Delivered Keynote Lecture for Crimsapes Conference hosted by Humboldt University.

Colloquium Presentation, Sex Exceptionalism in Criminal Law May 2021
Presented article in the Political Turn in Criminal Law international theory series.

Book Talk, The Feminist War on Crime, Boulder, CO April 2021
Presented Book for Safer Society Webinar.

Keynote Presentation, Policing and "Bluelining," Cleveland, OH April 2021
Delivered Cleveland Marshall Law School's Criminal Justice Forum public lecture.

Book Talk, The Feminist War on Crime, Durham, NC April 2021
Book talk for Duke Law School's Novel Justice Series.

Colloquium Presentation, Sex Exceptionalism in Criminal Law, Stanford, CA March 2021
Presented article to Stanford law faculty.

Book Talk, The Feminist War on Crime, New York, NY March 2021
Book talk for Fordham Law School's Criminal Law Workshop Series.

Book Talk, The Feminist War on Crime, Los Angeles, CA March 2021
Book talk for UCLA Law School's Critical Race Studies program.

Book Talk, The Feminist War on Crime, Washington, DC February 2021
Book talk and fireside chat event for the Harvard Law Alumni Association of Washington, D.C.

Panel Presentation, The Feminist War on Crime, New Haven, CT February 2021
Presented book at Yale Law School panel on International Feminist Perspectives on Incarceration.

Colloquium Presentation, Sex Exceptionalism in Criminal Law, Miami, FL February 2021
Presented article to U. Miami law faculty.

Book Talk, The Feminist War on Crime, Tucson, AZ November 2020
Book talk at University of Arizona Law School.

Keynote Lecture, Until We Breathe, Columbus, OH October 2020
Delivered 10th Annual David H. Bodiker Lecture at Ohio State University Law School.

Book Talk, The Feminist War on Crime, Berkeley, CA October 2020
Book talk for Berkeley Law School students for Domestic Violence Awareness Month.

Conference Presentation, Policing and "Bluelining", Houston, TX October 2020
Presented essay at Houston Law School Frankel Lecture symposium.

Book Talk, The Feminist War on Crime, Brooklyn, NY September 2020
Book talk at Brooklyn Law School.

Conference Presentation, The Feminist War on Crime, Lexington, VA September 2020
Presented book at #MeToo Conference at Washington & Lee Law School.

Book Talk, The Feminist War on Crime, Salt Lake City, UT September 2020
Gave book talk to Utah judges at annual Judicial Conference.

Book Talk, The Feminist War on Crime, San Francisco, CA August 2020
Book talk and reading at Booksmith bookstore.

Workshop Presentation, The Feminist War on Crime, Irvine, CA August 2020
Presented book at UCI Law Workshop on Perspectives on Policing Intimate Partner Violence.

Workshop Presentation, Sex Exceptionalism in Criminal Law, New York, NY June 2020
Presented paper in Cardozo Law Summer Criminal Law Workshop.

Colloquium Presentation, The Feminist War on Crime, Stanford, CA May 2020
Presented book chapters for Stanford Law Criminal Law Colloquium Course.

Colloquium Presentation, The Feminist War on Crime, Baltimore, MD February 2020
Presented book chapters to U. Maryland Law faculty.

Conference Presentation, The Feminist War on Crime, New York, NY November 2019
Presented article at New York University Governance Feminism Conference.

Conference Presentation, Feminism and Carceral Logic, Denver, CO November 2019
Presented book chapters to close the Against Cages and Carceral Logic Conference.

Colloquium Presentation, The Feminist War on Crime, Cambridge, MA October 2019
Presented book chapters to Harvard Law faculty.

Conference Presentation, Abolitionisms, Austin, TX September 2019
Presented article at University of Texas Prison Abolition Conference.

Conference Presentation, Sex Wars as Proxy Wars, New Haven, CT September 2019
Presented article at Yale Queer Legal Studies Conference.

Conference Presentation, The Feminist War on Crime, Washington, DC June 2019
Presented book excerpts at Law and Society Conference.

Conference Presentation, Sex Wars as Proxy Wars, Berkeley, CA January 2019
Presented article at Berkeley Law #MeToo event.

Conference Presentation, The Feminist War on Crime, New Orleans, LA January 2019
Presented book excerpt at AALS criminal law section panel.

Conference Presentation, The Feminist War on Crime, New Orleans, LA January 2019
Presented book excerpts at AALS evidence law section panel.

Colloquium Presentation, The Feminist War on Crime, Cambridge, MA October 2018
Presented book excerpts at Harvard Law School Prison Legal Assistance Program panel.

Conference Presentation, The Feminist War on Crime, Cambridge, MA October 2018
Presented book excerpts at Harvard Law School Lambda annual conference.

Conference Presentation, The Feminist War on Crime, New York, NY July 2018
Presented book excerpts at CrimFest Conference.

Conference Presentation, The Feminist War on Crime, Toronto, ON June 2018
Presented book excerpts at Law and Society Conference.

Colloquium Presentation, The Feminist War on Crime and Rape Culture, Chicago, IL March 2018
Presented book excerpts to Chicago-Kent law faculty.

Colloquium Presentation, The Feminist War on Crime and Rape Culture, Lawrence, KS Jan. 2018
Presented book excerpts to University of Kansas law faculty.

Colloquium Presentation, Consent Confusion, White Plains, NY November 2017
Presented Article to Pace Law School faculty.

Conference Presentation, Equal Protection Under the Carceral State, Chicago IL October 2017
Presented article at the Northwestern U. Symposium on *McCleskey v. Kemp*.

Colloquium Presentation, Consent Confusion, Cambridge, MA October 2017
Presented Article for Harvard Law American Constitution Society event.

Conference Presentation, Consent Confusion, Lexington, KY September 2017
Presented Article at the Violence Against Women Center's annual conference on campus sexual misconduct.

Conference Presentation, Consent Confusion, Mexico City, MX June 2017
Presented Article at Law and Society Conference.

Workshop Presentation, Consent Confusion, Nashville, TN November 2016
Presented Article at Vanderbilt Criminal Law Workshop.

Workshop Presentation, Consent Confusion, Atlanta, GA October 2016
Presented Article at Vulnerability and the Law Workshop.

Colloquium Presentation, Murder, Minority Victims, and Mercy, Boulder, CO September 2016
Presented article for Center for Values and Social Policy.

OTHER PRESENTATIONS

Featured Speaker, Sexual Autonomy and Criminal Justice, Berlin, DE November 2021
Blankensee Colloquium on sex-crime law and carcerality.

Presentation, Feminism and Sexual Assault Law, Cambridge, MA September 2021
Q&A session in James Forman Jr.'s section of Criminal Law at Yale Law School.

Presentation, Feminism and Sexual Assault Law, Cambridge, MA October 2021
Q&A session for three sections of Criminal Law at Harvard Law School.

Panel presentation, Presumed Incompetent, Chicago, IL June 2021
Participated in panel on Presumed Incompetent book series at Law and Society Conference.

Panel presentation, Three Views of Feminism and Mass Incarceration, Boulder, CO April 2021
Participated in SALT webinar with Jo Ross and Adrienne Davis.

Panel presentation, A World Without Prisons, New York, NY March 2021
Participated in panel on dispelling myths about prison abolition for Fordham law faculty and students.

Panel presentation, Policing and Domestic Violence, Philadelphia, PA February 2021
Participated in gender violence panel at Law Enforcement and Public Health Conference.

Panel presentation, Teaching Race and Criminal Law, Ann Arbor, MI February 2021
Participated in NLG event on racial justice pedagogy and Michigan Law School.

Presentation, Feminism and Criminal Law, Bangkok/Cambridge, MA February 2021
Presented to Thai lawyers and judges as part of Harvard International Global Law and Policy program.

<i>Panelist, Roundtable on Exclusion in the Asian American Community, Chicago, IL</i> Participated in panel sponsored by ABA Minority Section.	October 2020
<i>Commenter/Moderator, Justice Reform Panels, Palo Alto, CA</i> Paper commenter for Jerome Culp Conference hosted by Stanford Law.	June 2020
<i>Conference Presentation, Suffrage and Sexual Assault, Boulder, CO</i> Presented talk for University of Colorado Rothgerber Conference.	April 2020
<i>Panelist, Criminal Law as Racialized Social Control, Boston, MA</i> Participated in panel at BU Law Great Topics Symposium.	February 2020
<i>Keynote Presentation, The Laws of Attraction, Denver, CO</i> Presented Colorado Law Talk lecture on sexual consent.	November 2018
<i>Commenter, Harvard Criminal Justice Workshop, Cambridge, MA</i> Commented at Harvard Law School Criminal Justice Workshop.	May 2018
<i>Panelist, What's Next in Legal Education, Orlando, FL</i> Participated in plenary panel at LatCrit Conference.	October 2017
<i>Commenter/Moderator, Justice Reform Panels, Phoenix, AZ</i> Paper commenter and moderator at the Justice Reform Conference at Arizona State.	February 2017

PROFESSIONAL MEMBERSHIPS AND SERVICE

MEMBERSHIP

American Law Institute (ALI) (2016-present)
 Society of American Law Teachers (2009-2017)
 Florida Bar (1998-present)
 District of Columbia Bar (1999-present)
 American Bar Association (1998-present)
 Asian Pacific American Bar Association of South Florida (APABA) (2004-09)

- Founder, Member of Board of Directors

Non-Law Memberships: Japanese American Citizens' League, ACLU, NAACP

SERVICE

Adviser, ALI Model Penal Code Sexual Assault Project (2012-present)
 Member's Consultative Group, ALI Campus Sexual Assault Project (2016-present)
 Member's Consultative Group, ALI Campus Principles of Policing Project (2016-present)
 VIOLENCE AGAINST WOMEN (Journal) Editorial Board (2020-present)
 Colorado Criminal Defense Institute Board (2020-present)
 FEMINIST JUDGMENTS – CRIMINAL LAW (book) Advisory Board (2019-present)
 Association for the Study of Law Culture & Humanities, Program Committee (2015-16)
 American Association of Law Schools (AALS) Mid-year Meeting Committee (2014-15)
 AALS Paper Selection Committee (2013-14)
 AALS Committee on Sections and the Annual Meeting (2012-13)
 Law & Society Feminist Legal Theory Network, Conference Planning Committee (2012-13)
 APABA Board of Directors (2004-07); APABA Chair of Community Service (2004-05)

ACADEMIC SERVICE

LAW SCHOOL SERVICE

Committees: Colloquium Committee (Chair, 2019-present); Appointments Committee (2018-19, 2010-11, 2004-05); Salary Grievance Committee (Chair, 2018-19); Academic Support Director Search Committee (Chair, 2016-17); Academic Support Committee (Chair, 2014-17); Judicial Clerkship Committee (2011-2018); Academic Affairs Committee (2013-15); Colloquium Committee (2013-14); Summer Stipend Committee (2015-16, 2012-13); Admissions Committee (2011-13, 2002-05); Diversity Committee (2009-10), Curriculum Committee (2009-10, 2007-08), Externship Subcommittee (2009-10), Academic Standards Committee (2006-08, Chair 2007-08), Library Committee (2002-08, Chair 2007-08) Academic Support Committee (2006-07), Graduate Program Committee (2006-07), Clinical Review Committee (2004-05), Ad Hoc Committee on Diversity Hiring (2003-04).

Other Service: Mass Incarceration Week Talk for NLG (2020); Women of Color Collective Dinner (2020), Mock Class for Orientation (2018, 2016), Colorado Law Talks (2018), Advisor to Dean on Sexual Misconduct Policy (2018); Mock Class for Women's Law Day (2013, 2014, 2015), Law Review Note Advisor (2018, 2014, 2015), Mock Trial Judge (2012, 2013), Feminism and Criminal Law Workshop Organizer (2013); Director of Critical Theory Colloquium (2013), Mock Classes for Admitted Students (2012), Diversity Survey Administration (2011-12), Adjunct Faculty Liaison (2011), Mock Trial Finals Judge (2010), Moot Court Problem Advisor (2010), Mock Class for Hubbard Minority Recruitment Program (2010), Women's Law Society Mock Class (2009), *Journal of Race Gender & Justice* Welcome Remarks (2009), Advisor to Phi Alpha Delta (2004-08), Advisor to Criminal Law Society (2002-05), Advisor to Women's Law Society (2003-05), Organizer of Women Faculty-Student Forum (2005), Independent Study Advisor (2002-present).

UNIVERSITY SERVICE

University of Colorado Privileges and Tenure Committee (2015-present)

Vice Chair (2020-present)

Executive Committee (2016-present)

Panel Chair (2016-present)

Chaired Dismissal for Cause Hearing (2019)

Trained in Mediation with CDR Associates (2016)

University of Colorado, Center for Critical Thought (2019-present)

Executive Committee (2019-present)

University of Colorado Faculty Assembly Faculty Affairs Committee (2014-present)

University of Colorado at Faculty Assembly (2013-2018)

Representative from Law (2013-2018)

Committee to Investigate Academic Freedom ("Adler Committee") (2013-14)

Iowa Psychology Post-doctoral Study Advisor (2008-09)

FIU Institutional Review Board (IRB) (2003-08)

FIU University Faculty Senate Academic Policies Committee (2007-08)

FIU Psychology Master Thesis Advisor (2003-04)

RECENT MEDIA

COVERAGE OF *THE FEMINIST WAR ON CRIME*

Radio and Podcast Interviews

CURRENT AFFAIRS PODCAST; SIGNAL BOOST SIRIUS XM RADIO; CRIME STORY PODCAST; UNREGISTERED PODCAST; IPSE DIXIT PODCAST; SAFER SOCIETY WEBCAST; CRAIG SILVERMAN SHOW; ABA MODERN LAW LIBRARY PODCAST (a top podcast of 2020); NEW BOOK NETWORK PODCAST; THIS IS HELL RADIO SHOW (a top show of 2020); GOOD LAW/BAD LAW PODCAST; PARALLAX VIEWS PODCAST; TALK COCKTAIL RADIO SHOW, MAINE BEACON PODCAST; KEEP YOUR MIND IN TUNE INTERVIEW.

Print Coverage (in addition to reviews listed above)

THE GUARDIAN, "The 'Missing White Woman Syndrome' still plagues America;" MS. MAGAZINE; "The Feminist Case for Ending the Death Penalty;" THE NATION, "How the Violence Against Women Act Failed Women;" THE NEW YORKER, "Kamala Harris and the Noble Path of the Prosecutor"; GOVERNMENT AND LAWS MAGAZINE (HONG KONG), Featured Interview; HARVARD LAW TODAY, "HLS Authors"; CRIME REPORT, "Is #MeToo a Driver of Mass Incarceration?"; JEZEBEL, "Cops Don't Care About Violence Against Women"; ABA JOURNAL, "Listen to our 10 favorite podcast episodes of 2020;" REASON, "JOE BIDEN Should Stop Bragging About the Violence Against Women Act"; ABA JOURNAL, "We need to reckon with feminism's contributions to mass incarceration, says law professor"; REASON, "Robert Kraft and Florida Massage Workers Are Still Fighting Unconstitutional Surveillance Video;" ARCDIGITAL MEDIA, "Feminism, Racism, and the Damsel in Distress"; REASON, "Massage Parlor Panic"; LEGAL TALK NETWORK, "How Feminism Worsened Mass Incarceration - and How it Can Stop"; REASON, "Joe Biden Wants to Close the Boyfriend Loophole."

OTHER COMMENTARY AND COVERAGE IN PRINT MEDIA

- 2022 CBS NEWS, "Suzanne Morphew mystery: Was a missing Colorado mother murdered or abducted?"
- 2021 DISSENT, "When Title IX is not enough;" NBC NEWS, "R. Kelly's defense used a strategy to prop up famous men and shame female fans;" SLATE, "Deadly Brighton police chase raises question: When should police engage in vehicle pursuits?;" NBC NEWS, "Colorado supermarket shooting suspect found not competent to stand trial;" DENVER POST, "Deadly Brighton police chase raises question: When should police engage in vehicle pursuits?;" DENVER POST, "Boulder King Soopers shooting suspect may be incompetent to stand trial, defense attorneys say;" COLORADO POLITICS, "Wheat Ridge officer acted lawfully finding hidden compartment;" DENVER POST, "Deadly Brighton police chase raises question: When should police engage in vehicle pursuits?;" COLORADO POLITICS, "Justices to Reexamine 'Make-My-Day Law';" CHRISTIAN SCIENCE MONITOR, "Chauvin Convicted: Why this big trial broke from pattern"; WASHINGTON MONTHLY, "Chauvin's Murder of Floyd was a Crime Against Humanity"; 5280 MAGAZINE, "Denver Reacts to the Chauvin Verdict"; NBC NEWS, "43 new charges filed against suspect in Colorado supermarket mass shooting"; NBC 10 PHILADELPHIA, "Three Washington Offices Acquitted in Black Man's Detention"; SALON, "Did 'defund the police' lead to an increase in murder?"; BuzzFeed,

- “American Policing Has Never Seen White People as Threat” (covering *Policing and BlueLining*); INSIDE HIGHER ED, “Biden Faces Title IX Battle Complicated by Politics”; COLORADO TIMES RECORDER, “CU Feminist Law Prof Is Part of Group to Defend Academics with Unpopular Views”; PULP MAGAZINE, “AOC, And What We Talk About When We Talk About Sexual Assault”; The APPEAL, “She Just Said She Wanted to be Believed”; COLORADO SPRINGS GAZETTE, “Justices to reexamine ‘Make My Day Law’”; COLORADO POLITICS, “Courtroom support dog for child victim did not violate rights, court rules.”
- 2020 THE DENVER POST, “‘Enough is enough’: Why George Floyd’s killing resonated so deeply in Colorado”; THE DENVER POST, “Colorado Supreme Court rules child abuse not applied in womb”; THE APPEAL, “The Defund Movement Aims to Change the Policing and Prosecution of Domestic Violence”; COLORADO POLITICS, “Court of Appeals defines parameters of ‘resisting arrest’”; NEW YORK TIMES, “‘Finally’: Ashley Judd and Other Weinstein Accusers Respond to Verdict”; TIME MAGAZINE, “Harvey Weinstein’s Mixed Verdict Shows the Challenge of Prosecuting Sexual Assault”; HUFFPOST, “The Weinstein Verdict Is A Complicated Win For Survivors”; YAHOO NEWS, “With Weinstein’s conviction, was #MeToo a success?”; NEW YORK TIMES, “Weinstein Case May Boil Down to ‘Credibility Contest’”; ABC NEWS, “Weinstein trial spotlights the use of ‘prior bad acts’ witnesses”; RAW STORY, “Law professor who studied under Alan Dershowitz shreds his ‘shockingly wrong’ case against impeaching Trump”; REASON, “Massage Parlor Panic”; THE DENVER POST, “Can a baby be abused in the womb? Colorado Supreme Court weighs a nuanced case.”
- 2018-19 THE NEW YORKER, “The End of the Gay-Panic Legal Defense”; VARIETY, “Aziz Ansari, Chris Hardwick’s Reemergence Complicate the #MeToo Conversation”; BEYOND THE BOX SCORE, “Towards a new approach to MLB’s domestic violence policy”; PEOPLE, “Behind the Scenes of Family Murderer Chris Watts’ Surprising Guilty Plea”; ABOVE THE LAW, “Is Redefining Criminal Sexual Misconduct The Way To Address #MeToo?”; THE ALI ADVISER, “Why Is Defining Consent So Difficult?”; CU INDEPENDENT, “What happens after: Title IX as an alternative to civil or criminal court”; CU INDEPENDENT, “Title IX: What is it and how has it evolved to get here?”; PACIFIC STANDARD MAGAZINE, “Brett Kavanaugh’s Trip to the Twilight Zone”; PACIFIC STANDARD MAGAZINE, “Why Kavanaugh Should Welcome an FBI Investigation”; PUEBLO CHIEFTAN, “CU professor says Kavanaugh, Thomas hearings considerably different”; COLORADO LAW WEEK, “CU Law Talks Turns to ‘Laws of Attraction’”; ABC NEWS, “Bill Cosby’s fate could turn on a pivotal court decision expected next week”; MINNEAPOLIS STAR TRIBUNE, “How Alcohol Foils Rape Investigations”; REAL CLEAR POLITICS, “End the Bias in Campus Sexual-Misconduct Tribunals.”
- 2016-17 MEDIUM, “Defending Rape Cases as a Feminist”; THE HARVARD LAW RECORD, “The Top 5 Pieces of Advice for 1Ls”; TIMES HIGHER EDUCATION, “DeVos’ rule changes on handling sexual assault will benefit everyone”; CU INDEPENDENT, “Boulder Faculty Assembly Condemns Immigration Ban, Urges CU Administration to do the Same”; 9 NEWS, “Does the Fifth Amendment cover documents?”; WESTWORD, “New Bill Could Change Felony-Murder Law, but It Won’t Help Luke Pelham”; NBC NEWS.COM, “Bill Cosby Trial: Judge to Decide Whether to Allow Past Accusers’ Testimony”; NEW YORK TIMES, “Knicks’ Preseason to Begin With Derrick Rose Under Cloud of Rape Case”;

- FUSION, “Derrick Rose tried to slut-shame his rape accuser”; CU INDEPENDENT, Inside CU’s attempt to combat on-campus sexual assault”; COURTHOUSE NEWS, “Campus Sexual Assault: Who Should Be the Judge and Jury?”; THE GLOBE AND MAIL, “Should universities police sexual assault?”; THE WEEKLY STANDARD, “A Real Dialogue for a Change;” REASON, “Law Professors Against Title IX.”
- 2013-15 VICE, “A Colorado Jury Will Need to Decide if the ‘Dark Knight’ Shooter Is Insane or Simply Evil”; DPA International, “Judging “insanity” in an unthinkable crime”; LAW WEEK COLORADO, “SCOTUS Hears Arguments On Execution Drugs”; BUZZFEED, “Teaching Rape Law in the Age of Trigger Warnings”; U.S. NEWS, “A Tale of Two ‘Personhood’ Amendments”; SLATE.COM, “Colorado Says No to Personhood for the Third Time”; THE WASHINGTON TIMES, “What Does Legal Pot Mean for Crime?”; THE DENVER POST, “Few and tricky options for defense attorneys in Observatory Park case”; THE BOULDER DAILY CAMERA, (multiple articles); DENVER POST, “Evil Isn’t that Simple.”

COMMENTARY AND COVERAGE ON BROADCAST MEDIA

- 2022 CBS 48 Hours (Suzanne Morpew Case); Background Briefing (Rape Allegations against Prince Andrew)
- 2021 Denver 9 News (King Soopers Case); Denver 7 News (Loveland Police Brutality); WGN Chicago (Missing White Woman Syndrom); WGN Chicago (Arbery murder) NBC LX (Chauvin Verdict and Police Reform); NBC LX (Chauvin Trial); Minnesota Public Radio (Chauvin Verdict); Denver 31 News (Chauvin Verdict); Denver 7 News (Chauvin Verdict); CNA Broadcasting Asia (Chauvin Verdict); Denver 7 News (Police Brutality in Aurora); Background Briefing (Boulder King Soopers Shooting); Denver 7 News (Elijah McClain Grand Jury); Colorado Public Radio (Jan. 6 Insurrection and Policing).
- 2019-20 KUNC At the End of the Slope (Colorado Supreme Court); Viewpoints Canada (Weinstein and #MeToo); NPR All Things Considered (Weinstein Case and Victim Behavior); NPR All Things Considered (Weinstein Case and Prior Bad Acts Evidence); CBS 48 Hours (Patrick Frazee Murder Conviction); CBS Evening News (Kelsey Berreth Homicide); CBS 48 Hours (Kelsey Berreth Homicide Investigation); KDRO News (Devon Bailey Shooting); KDRO News (Domestic Violence Homicide); Public News Service (*Kahler v. Kansas*); ALI Podcast (Sexual Consent).
- 2017-18 Background Briefing (Kavanaugh Hearing); Denver 9 News (Kavanaugh Hearing); KOA Denver (Kavanaugh hearing); Atlantic Education Summit (#MeToo on College Campuses); Denver 7 News (Taylor Swift Trial); Denver 7 News (Planned Parenthood Shooting).
- 2013-16 Denver 7 News (Holmes Trial); Denver 7 News (Holmes Jury Selection); Denver 7 News (Dynel Lane Arrest); Denver 7 News (Dynel Lane charges); Denver 7 News (Make-my-day Law); Politico (Fetal Homicide Laws); Denver 31 News (Cell Phone Searches); Colorado Public Radio (Death Penalty); Denver 9 News (High School Bombing Suspect); Denver 7 News (Lie Detectors in Courtroom); Denver 9 News (Austin Sigg Transfer Hearing); Denver 7 News (Jessica Ridgeway Case); Colorado Public Radio (Juvenile Convictions); Denver 9 News (Jessica Ridgeway Case); Fox 31

News (Jessica Ridgeway Case); Denver 7 News (Perrish Cox Acquitted); Denver 7 News (Dougherty Gang Captured).

PREVIOUS WORK EXPERIENCE

FEDERAL PUBLIC DEFENDER (S.D. FLA.), Miami, FL 2001 - 2002
Staff Attorney. Prepared and litigated federal criminal cases in U.S. District Court.

PUBLIC DEFENDER SERVICE, Washington, D.C. 1999 - 2001
Staff Attorney. Investigated, prepared, and tried variety of felony criminal cases. Invitee to Annual Judicial Conference (2000).

EAST ASIA 1998 - 1999
Writer. Wrote travel blog for on-line publication during extensive travel in East Asia and India.

THE HONORABLE JAMES LAWRENCE KING, U.S. District Court, Miami, FL 1997 - 1998
Law Clerk. Researched and drafted judicial opinions on federal law.

PROFESSOR ALAN DERSHOWITZ, Harvard Law School, Cambridge, MA 1995 - 1996
Research Assistant. Researched criminal issues. Assisted drafting book, *Reasonable Doubts*.

O'MELVENY & MYERS and HELLER, EHRMAN, ETC., San Francisco, CA Summer 1996
Summer Associate. Researched in areas including trademark, habeas, and employment law.

STEEL, HECTOR & DAVIS, Miami, FL Summer 1995
Summer Associate. Researched in areas including commercial, criminal and tax law.

PERSONAL

Working knowledge of Spanish and French. Enjoy international travel, song writing, singing, playing guitar and piano, salsa dancing, and diving.