STEVEN B. DUKE
Yale Law School
127 Wall Street
P.O. Box 208215
New Haven, Connecticut 06520-8215
Tel.: (203) 432-4959
Fax: (203) 432-4570
email: steven.duke@yale.edu

EDUCATION:	LL.M. Yale Law School, 1961 J.D. University of Arizona, 1959 B.S. Arizona State University, 1956
PRESENT POSITION:	Professor of Law, Yale Law School
FORMER POSITIONS:	Law of Science and Technology Professor (1982-2003) Professor of Law (1966-82), Associate Professor (1965-66), Assistant Professor (1961-64), Yale Law School Law Clerk to Justice William O. Douglas, Supreme Court of the United States (1959-1960)
VISITING PROFESSORSHIPS:	Arizona State University (Spring Term, 1985-86) University of California (Hastings) (1981-82) University of California (Berkeley) (1965-66)
SUMMER TEACHING:	San Francisco (1996); Santa Clara (1996, 1995, 1994, 1993); Golden Gate (1996, 1992); San Diego (1991, 1988, 1979); Fordham (1985, 1984); North Carolina (1981); Colorado (1978); Texas (1977); Michigan (1968); Stanford (1965); New York University (1962)
SUBJECTS TAUGHT:	Criminal Law, Federal Crimes, Drug Policy, Criminal Procedure, Convicting the Innocent; Evidence, Civil Procedure, Adversary System, Trials and Appeals, Professional Responsibility, Criminal Justice Reform: Prosecutor and Public Defender, White Collar Crime, Scientific Evidence, Law of Conspiracy, Effective Assistance of Counsel, Guilty Pleas, Tax Penalties and Prosecutions

PROFESSIONAL ACTIVITIES:

Counsel in Maryland v. Blake, 126 S. Ct. 602(2005)(amicus brief); Iowa v. Tovar, 541 U.S. 77 (2003) (amicus brief); Alabama v. Shelton, 535 U.S. 654 (2002) (amicus brief and oral argument); Apprendi v. New Jersey, 520 U.S. 466 (2000) (amicus brief); United States v. Cronic, 466 U.S. 648 (1984), 839 F.2d 1401 (10th Cir. 1988); Maxwell v. Bishop, 398 U.S. 262(1970) (amicus brief); United States v. Jackson, 390 U.S. 570 (1968); Malloy v. Hogan, 378 U.S. 1 (1964) (on brief); United States v. Bonito, 57 F.3d 167 (2d Cir. 1995); Rosado v. Civiletti, 621 F. 2d 1179(2d Cir. 1980); Commonwealth v. Geraway, 301 N.E.2d 814 (Mass. 1973); United States v. Pacelli, 491 F.2d 1108 (2d Cir. 1974); Whitney v. S.E.C., 604 F.2d 676 (D.C. Cir. 1979); Alessi v. United States, 593 F.2d 476 (2d Cir. 1979); United States v. Miller, 411 F.2d 285 (2d Cir. 1969).

Counsel in various academic tenure controversies.

Connecticut Commission on Medico-Legal Investigations (since 1977)

Commentator, Court TV, NBC News, NBC Today Show, PBS, History Channel

Fellow, Connecticut Bar Foundation

Board of Visitors, Fordham Law School (1987-2000)

Board of Review, William O. Douglas Inquiry Into the Status of the Individual, Center for Study of Democratic Institutions (1979-81)

Consultant, National Commission on Reform of Federal Criminal Laws (1970)

Woodbridge, Ct. School Board (1969-71)

Director, New Haven Legal Assistance Association (1968-70)

Deputy Public Defender, Phoenix, Arizona (1966)

PUBLICATIONS

Books and Chapters in Books

Issues in Legalization, in Fish, ed., Drugs and Society: U.S. Drug Policy (2005)

The Drug War and the Constitution in Lynch ,ed., After Prohibition: An Adult Approach to Drug Policies in the 21st

Century (CATO Inst. 2000)

Forms of Legalization, in Fish, ed., How to Legalize Drugs (1998)

Legalizing Drugs Would Reduce Crime, in Charles P. Cozic, ed., Illegal Drugs (1998)

Legalizing Drugs Would Benefit the United States, in Swisher, ed., Legalizing Drugs (1996) (with Albert Gross)

America's Longest War: Rethinking Our Tragic Crusade Against Drugs (with Albert Gross) (1993)

Justice Douglas and the Criminal Law, in Wasby, ed., He Shall Not Pass This Way Again (1990)

Conspiracy, Complicity, Corporations, and Federal Code Reform, in Abramovsky, ed., Criminal Law and The Corporate Counsel 147 (1981)

Federal Complicity and Conspiracy Statutes, in Abramovsky ed., Criminal Law and the Corporate Counsel 193 (1981)

Rights of Government Employees, in William O. Douglas Inquiry Into The Status of The Individual 151 (1979)

A.B.A. Standards Relating to the Function of the Trial Judge (1972) (Associate Reporter)

Consultant's Report on Federal Revenue Offenses, 2 Working Papers of the National Commission on Reform of Federal Criminal Laws 744 (1970)

Oaks, The Criminal Justice Act in the Federal District Courts (1968) (contributor)

Articles in Professional Journals

Cannibas Captiva: Freeing the World from Marijuana Prohibition, Georgetown Journal of International Affairs (2010)

Mass Imprisonment, Crime Rates, and the Drug War: A Penological and Humanitarian Disgrace, 9 Conn. Pub. Interest L.J. 17 (2010)

Humble Genesis, 50 Ariz. L. Rev. 550 (2008)

Does Miranda Protect the Innocent or the Guilty?, 10 Chapman Law Rev. 551 (2007)

A Picture's Worth a Thousand Words: Conversational versus Eyewitness Testimony in Criminal Convictions, 44 American Criminal L. Rev. 1 (2007)(with Lee and Pager).

End the Drug War, 68 Social Research 875 (2001)

Drug Policy Alternatives II: Differing Proposals, 28 Fordham Urban L.J. 207 (2000)

Drug Prohibition: An Unnatural Disaster, 27 Connecticut L. Rev. 571 (1995)

Facts Do Matter: A Reply to Professor Wisotsky, 27 Connecticut L. Rev. 651 (1995)

Statistical Trends Can Distract and Mislead: A Reply to Professor Loken, 27 Connecticut L. Rev. 693 (1995)

A Different Approach to the War on Drugs, 3 The Yale Journal of Ethics 4 (1995)

Clinton and Crime, 10 Yale J. on Reg. 575 (1993)

Making Leon Worse, 95 Yale L.J. 1405 (1986)

Legality in the Second Circuit, The Second Circuit Review, 49 Brooklyn Law Review 911 (1983)

Bail Reform for the Eighties: A Reply to Senator Kennedy, 49 Fordham L. Rev. 40 (1980)

Civil Procedure, The Second Circuit Review, 45 Brooklyn L. Rev.847 (1979)

Mr. Justice Douglas, 11 Harvard Civil Rights-Civil Liberties L. Rev. 241 (1976)

A Tribute to Mr. Justice Douglas, 9 Akron L. Rev. 399 (1976)

The Right to Appointed Counsel: Argersinger and Beyond, 12 American Criminal L. Rev. 601 (1975)

John D. Lyons-A Student's Recollections, 15 Arizona L. Rev. 589 (1973)

Prosecutions for Attempts to Evade Income Tax: A Discordant View of a Procedural Hybrid, 76 Yale L.J. 1 (1966)

Foreign Authors, Inventors, and the Income Tax, 72 Yale L.J. 1093 (1963)

Workmen's Compensation, Survey of Arizona Law (1958)

Magazine Articles

Prohibition Hurts Rather Than Helps, 2 Yale Federalist Forum (October 14, 1997)

The Drug War is Lost, National Review (Feb. 12, 1996)

The Drug Quagmire, Yale Law Report (Spring, 1994) (with Albert Gross)

Criminogenics: How the Drug War Causes Crime, Cato Policy Report (May/June, 1994)

Casualties of War, Reason (Feb. 1994)

The Failed Crusade, Sacramento News and Review (Jan. 6, 1994)

Burger Court Hostile to Criminal Defendants, Virginia Law Weekly, Vol. 37, No. 12, p. 1 (Feb. 1, 1985) (with P. Malone)

S. 1437 Passes the Buck to Local Prosecutors, The Center Magazine 23 (March/April, 1979)

Postscript to a Fiasco of Justice, Argosy (May, 1970)

Newspaper Articles

Drugs: To Legalize or Not, Wall St. Journal, Apr. 25, 2009

Eyewitness Testimony Doesn't Make it True, Hartford Courant, June 11, 2006

Less Welfare: More Crime, Pittsburgh Post-Gazette and The Boston Globe (Jan. 14, 1996) (with Richard St. John)

Welfare Cuts Could Ignite Crime Wave, San Francisco Chronicle (January 11, 1996) and the New Haven Register (Jan. 21, 1996) (with St. John)

The Simpson Trial: Cases of Feuding Lawyers Seldom Reach Public Eye, Los Angeles Times (Jan. 24, 1995)

Regulate Tobacco, Regulate All Drugs, New York Times (July 24, 1994) (with Albert Gross)

Smoking Out A Drug Policy, Orange County Register (July 24, 1994) (with Albert Gross)

To Reduce Crime, Legalize Drugs, Chicago Tribune (Jan. 5, 1994)

How Legalization Would Cut Crime, Los Angeles Times (Dec. 21, 1993)

An Overzealous Supreme Court, The Washington Post, p. C5 (Oct. 18, 1984) (with P. Malone)

The Interpretive Struggle Over the Voluntariness Concept, National L.J., Aug. 22, 1983

Entrapment Defense Languishes In Permanent State of Confusion, National L.J., March 21, 1983

Book Reviews

Review of Husak, *Legalize This; the Case for Decriminalizing Drugs*, Development in Practice (England, 2002)

Review of Rothwax, *Guilty: The Collapse of Criminal Justice*, New York Times Book Review (March 31, 1996)

Review of Bazelon, *Questioning Authority*, Book World, Washington Post (Jan. 24, 1988)

Review of Simon, *Independent Journey: The Life of William O. Douglas*, 28 New York Law School L. Rev. 285 (1981)

Miscellany

Abuse of the Litigation Process in the United States, Chinese Academy of Social Sciences, International Conference on Abuse of Process (Dec. 2006)

Article Portrayed Both Defendant and Lawyer in Negative Light, Yale Daily News, October 8, 2005 (letter)

State Medical Marijuana Laws and the Raich Case (Drug Policy Alliance, June, 2005)

Lasaga Tenure Battle Was Actually Rushed, Yale Daily News, March 30, 2001 (letter)

Blame in the Lee Case, New York Times, September 19, 2000 (letter)

Clinton Deserves Due Process, Too, New York Times, June 9, 1998 (letter)

In Federal Court Too, New York Times (Oct. 10, 1995) (letter)

Still The One, The New Republic p. 4 (June 13, 1994) (letter)

Judge Kaufman Is Wrong for the Organized Crime Commission, New York Times (Aug. 7, 1983) (letter)

Superior Orders, 2 Encyclopedia of Crime and Justice 745 (1983)

Tax Offenses, 2 Encyclopedia of Crime and Justice 683 (1983)

AWARDS: H. L. Mencken Book Award (1994) (honorable mention)

Secretary of State's Public Service Award (2004).