

# Imprisoned

The Thirteenth Annual Liman Colloquium March 4-5, 2010 · Yale Law School

Sponsored by Yale Law School, the Liman Public Interest Program, the Oscar M. Ruebhausen Fund, and the Jerome N. Frank Legal Services Organization

### **COLLOQUIUM SPEAKERS**

#### Mark Agrast, Deputy Assistant Attorney General, Office of Legislative Affairs, U.S. Department of Justice

Mark Agrast is Deputy Assistant Attorney General for the U.S. Department of Justice. He was formerly a Senior Fellow at the Center for American Progress, where he focused on the Constitution, separation of powers, terrorism and civil liberties, and the rule of law. Prior to joining the Center for American Progress, Agrast was Counsel and Legislative Director to Congressman William D. Delahunt of Massachusetts from 1997 to 2003. He previously served as a top aide to Massachusetts Congressman Gerry E. Studds from 1992 to 1997 and practiced international law with the Washington office of Jones, Day, Reavis & Pogue from 1985 to 1991. Agrast has been a leader in a number of professional and civic organizations, including the American Bar Association, where he is currently chair of the ABA Commission on Immigration, a member of the Commission on the World Justice Project, and a member of the House of Delegates. He is a past member of the ABA Board of Governors and its executive committee, and a past chair of the Section of Individual Rights and Responsibilities. He serves on the council of the ABA Fund for Justice and Education and has been a Fellow of the American Bar Foundation since 2001. He is a graduate of Case Western Reserve and Yale Law School, and attended Oxford University as a Rhodes Scholar.

#### Muneer Ahmad, Clinical Professor of Law, Yale Law School

Muneer Ahmad is a Clinical Professor of Law at Yale Law School, where he co-teaches in the Worker and Immigrant Rights Advocacy Clinic. In the clinic, he and his students represent individuals, groups and organizations in both litigation and non-litigation matters related to immigration, immigrant's rights, and labor, and intersections among them. He has represented immigrants in a range of labor, immigration, and trafficking cases, and for three years represented a prisoner at Guantanamo Bay, and has written on these and related topics. Previously, he was Professor of Law at American University Washington College of Law. Prior to joining the faculty at American in 2001, he was a Skadden Fellow and staff attorney at the Asian Pacific American Legal Center in Los Angeles.

#### Andrea Armstrong, Assistant Professor, Loyola University New Orleans, College of Law

Andrea Armstrong teaches criminal procedure, criminal law, race and the law, and law and poverty. Her current research focuses on prisoners' rights and forced labor. Professor Armstrong is a graduate of Yale Law School and the Woodrow Wilson School of Public and International Affairs at Princeton University, where she completed her M.P.A. in International Relations. Prior to law school, Professor Armstrong researched regional conflict dynamics at the Center on International Cooperation at NYU and transitional justice strategies at the International Center for Transitional Justice. After law school, Professor Armstrong served as a law clerk for the Honorable Helen G. Berrigan of the United States Eastern District of Louisiana. She also litigated prisoners' rights issues, among others, as a Thomas Emerson fellow with David Rosen and Associates in New Haven, CT.

#### James Austin, President, JFA Institute, Washington, D.C.

James Austin is President of the JFA Institute, a position he has held since 2003. Prior to that, he was the Director of the Institute of Crime, Justice and Corrections at George Washington University, and Executive Vice President for the National Council on Crime and Delinquency. He began his career in corrections with the Illinois Department of Corrections at Statesville Penitentiary. He is actively involved with several states to reduce their prison populations and their super-max populations. Dr. Austin received his Ph.D. in sociology from the University of California. He has authored numerous publications and books, was named by the American Correctional Association as its recipient of the Peter P. Lejin's Research Award, and received the Western Society of Criminology Paul Tappin Award for outstanding contributions in the field of criminology. He also has served as the Chair of the National Policy Council for the American Society of Criminology.

#### Alicia Bannon,

#### Liman Fellow 2009-10, Brennan Center for Justice

Alicia Bannon is a 2007 graduate of Yale Law School, who graduated *summa cum laude* from Harvard College in 2001 with an A.B. in Social Studies. Before coming to law school, Bannon worked in Kenya at ICS Africa, an NGO specializing in education and health issues and as a research assistant at the Center for Global Development in Washington, D.C. Following graduation from law school, Bannon clerked for the Honorable Kimba M. Wood in the Southern District of New York and for the Honorable Sonia Sotomayor in the Second Circuit. For her Liman fellowship year, Bannon is working at the Brennan Center for Justice in New York. Her focus is on state policies that impose burdensome financial penalties on indigent criminal defendants as a revenue-generating device. Some states now charge indigent defendants for some of the costs associated with their arrest, their prosecution, their public defenders, and their supervision on probation or parole. Bannon joins in reform efforts targeted at New York and Florida.

#### **The Honorable Lois Bloom,** U.S. Magistrate Judge, United States District Court, Eastern District of New York

Lois Bloom was sworn in as a United States Magistrate Judge on May 18, 2001. Prior to her appointment in the Eastern District of New York, she served since 1988 as the Senior Staff Attorney in the Pro Se Office in the Southern District of New York, where approximately 1,500 pro se prisoner cases are filed each year. In her over twenty years in the federal court system, she has reviewed and overseen thousands of petitions for writs of habeas corpus and civil rights actions brought by prisoners in city, state and federal facilities. She frequently speaks on access to justice, habeas corpus and civil rights issues and trains new Magistrate Judges. Judge Bloom is a proud graduate of SUNY Buffalo Law School.

#### Kathy Boudin,

#### Director, Criminal Justice Initiative: Supporting Children, Families and Communities, Columbia University School of Social Work

Dr. Kathy Boudin is the Director of the Criminal Justice Initiative: Supporting Children, Families and Communities, Columbia University School of Social Work. She has been an educator with experience since 1964, working within communities with limited resources to solve social problems, and supporting individuals to overcome their own odds and develop a sense of strength and direction. Dr. Boudin focused her work inside prison on the HIV/AIDS epidemic; mother-child relationships across the separation of incarceration; and higher education and basic literacy inside correctional institutions. Her publications have appeared in such journals as The Harvard Education Review, Journal of Corrections Education, Women and Therapy, and Columbia Journal of Gender and Law; and she is editor and co-author of the book, Breaking the Walls of Silence: AIDS and Women in a New York State Maximum Security Prison. Before becoming the Director of the Criminal Justice Initiative, Dr. Boudin worked at the Center for Comprehensive Care, HIV AIDS Center, at St. Luke's Roosevelt Hospital in New York, where she has been developing programs related to health care for people who are returning from prison. She founded Teen College Dreams, a program supporting the college-going aspirations of adolescents with incarcerated parents. She works on parole research and reform and is currently a consultant to the Osborne Association in the development of a Longtermers Life Narrative and Responsibility Project taking place in the New York State Correctional Facilities, utilizing a restorative practice approach. Dr. Boudin also has been a consultant for Vermont Corrections, the Women's Prison Association, and Family Justice. She received her undergraduate degree from Bryn Mawr College and her doctoral degree from Columbia University Teachers College in 2003, researching adolescents with incarcerated mothers.

#### Lynn Branham,

## Visiting Professor of Law, St. Louis University School of Law; Washington University School of Law

Lynn Branham is a Visiting Professor of Law at the St. Louis University School of Law and Washington University School of Law. She is a member of the American Bar Association's Criminal Justice Section Council, chaired the ABA's Prison Litigation Reform Act Task Force, and chaired the ABA's Subcommittee on Effective Prison Oversight, which developed recommendations on the external oversight of correctional facilities approved by the ABA in 2008. She represented the ABA for eleven of her thirteen years as a member of the Commission on Accreditation for Corrections and received the American Correctional Association's Walter Dunbar Award for her efforts to improve the ACA accreditation process. Professor Branham has provided training to federal appellate, district, and magistrate judges about the PLRA at nineteen workshops sponsored by the Federal Judicial Center. Her many publications include a casebook on correctional and sentencing law and policy, a study for the American Bar Association on the use of incarceration, and a technical-assistance manual for courts, correctional officials, and attorneys general on pro se inmate litigation. Professor Branham received her undergraduate degree from the University of Illinois and her J.D. from the University of Chicago Law School.

#### Stephen Bright,

#### President and Senior Counsel of the Southern Center for Human Rights; Harvey Karp Visiting Lecturer in Law, Yale Law School

Stephen B. Bright is president and senior counsel of the Southern Center for Human Rights in Atlanta and teaches at Yale and Georgetown Law Schools. He has been at the Center since 1982 and was director there for 23 years. He has taught at Yale since 1993. He has also been a legal services attorney and public defender. He has twice argued and won cases before the United States Supreme Court, *Snyder v. Louisiana* in 2007 and *Amadeo v. Zant* in 1988. Subjects of his litigation, teaching and writings include capital punishment, legal representation of poor people accused of crimes, racial discrimination in the criminal justice system, conditions and practices in prisons and jails, and judicial independence. His work has been the subject of a documentary film, *Fighting for Life in the Death Belt* (EM Productions, 2005), and two books, *Proximity to Death* by William McFeely (Norton, 1999) and *Finding Life on Death Row* by Kayta Lezin (Northeastern University Press, 1999). He received the American Bar Association's Thurgood Marshall Award in 1998.

#### Kim Buchanan, Assistant Professor of Law, USC Gould School of Law

Professor Buchanan specializes in constitutional law, international and comparative human rights law, prisoners' rights, reproductive rights, race, gender and sexuality. Her current research addresses race, gender and prisoners' rights, and the sexual dimensions of gender equality. She teaches constitutional law, reproductive rights, and international human rights law. Professor Buchanan earned her bachelor's degree at Queen's University and her law degree at the University of Toronto. She clerked for Chief Justice Isaac of the Federal Court of Canada (Appeal Division). She holds an LL.M. and J.S.D. from Columbia University. Before her return to academia, Professor Buchanan worked as a civil litigator at Sack Goldblatt Mitchell in Toronto, where she litigated constitutional claims for welfare and public health benefits, as well as litigating plaintiffs' civil and constitutional tort claims against public authorities for malicious prosecution, wrongful conviction, and failure to protect. She also worked as a senior fellow at the Center for Reproductive Rights in New York City, where she authored Women's Reproductive *Rights in the United States*, a shadow report to the United Nations Human Rights Committee (the implementation body of the ICCPR) on US noncompliance with its international law obligations to protect reproductive rights. Her publications include Our Prisons, Ourselves: Race, Gender and the Rule of Law, (Yale Law & Policy Review, forthcoming 2010); The Sex Discount (57 UCLA L. Rev., forthcoming 2010); Impunity: Sexual Abuse in Women's Prisons (Harvard Civil Rights-Civil Liberties Law Review, 2007); and Lawrence v. Geduldig: Regulating Women's Sexuality (Emory Law Journal, 2007).

#### Justin Cox, Liman Fellow 2008-09, formerly at CASA de Maryland

Justin Cox graduated from Yale Law School in 2008, where he worked extensively on FOIA and civil rights litigation through the Worker and Immigrant Rights Advocacy Clinic. From 2008 to 2009, Cox worked as a Liman Fellow at CASA de Maryland, a grass-roots non-profit organization that advocates on behalf of immigrant and low-income workers. At CASA, Cox again worked on open government and civil rights issues on behalf of immigrants and Latinos. Cox is currently clerking for Judge Mark Kravitz of the District Court for the District of Connecticut, and will clerk next year for Judge Marsha Berzon of the Ninth Circuit Court of Appeals. After clerking, Cox plans on continuing to work on civil rights issues on behalf of low-income immigrants.

#### **Dennis E. Curtis,** *Clinical Professor Emeritus of Law and Professorial Lecturer in Law, Yale Law School*

Dennis Curtis is Clinical Professor Emeritus of Law and Professorial Lecturer in Law at Yale Law School, where he teaches courses on sentencing and professional responsibility. He also directs a clinical course in which students work with Connecticut's State Disciplinary Counsel to prosecute lawyers who violate rules of professional conduct. Professor Curtis was one of the pioneers of clinical education in the early 1970s. He received his B.S. from the U.S. Naval Academy and his LL.B. from Yale Law School.

#### Brett Dignam,

#### Clinical Professor of Law and Supervising Attorney, Yale Law School

Brett Dignam is Clinical Professor of Law and Supervising Attorney at Yale Law School. She has represented state and federal prisoners for more than twenty years. With her students, she has successfully assisted inmates in bringing a wide variety of claims, including medical claims, claims of sexual assault, felon disenfranchisement, challenges to sex offender classification, and cross-gender pat searches. The clinics she directs at Yale Law School represent inmates in habeas, individual, and class actions and have brought successful claims in federal court under *Bivens*, Section 1983, the Voting Rights Act, the Americans with Disabilities Act, and the Violence Against Women Act. Professor Dignam has a J.D. from the University of Southern California.

#### Sharon Dolovich,

#### Visiting Professor of Law, Georgetown University; Professor of Law, UCLA School of Law

Professor Dolovich teaches Criminal Law, Prison Law & Policy, and a seminar on the Eighth Amendment. Her research focuses on the law, policy and theory of prisons and punishment. Recent works include *Cruelty, Prison Conditions and the Eighth Amendment*, 84 N.Y.U. Law Review 881 (2009) and *Incarceration American-Style*, 3 Harvard Law and Policy Review 237 (2009). Professor Dolovich is currently focused on two projects: an empirical study of the LA County Jail's practice of segregating vulnerable prisoners for their own protection, and a critical examination of Eighth Amendment doctrine as it applies to prison sentences and prison conditions. Professor Dolovich spent 2005-06 as a Fellow at the Radcliffe Institute for Advanced Study, and 2007-08 as a visiting professor at Harvard Law School. She has testified before both the Commission on Safety and Abuse in America's Prisons and the National Prison Rape Elimination Commission. She served as a consultant during the settlement phase of *Johnson v. California*, 543 U.S. 499 (2005), the U.S. Supreme Court case concerning racial segregation in the California prisons. She created and co-edits the SSRN journal *Corrections & Sentencing Law & Policy Abstracts*, and her writing has appeared on the op-ed pages of the *Los Angeles Times* and in the *Los Angeles Times Book Review*.

#### Rebecca Engel, Liman Fellow 2009-10, Bronx Defenders

Rebecca Engel graduated from Yale Law School in 2009 and graduated *summa cum laude* from Pomona College in 2000. She is a Ph.D. candidate in American Religious History at Princeton University, where she received her M.A. in 2006. Before law school, Engel worked as a civil rights researcher, a journalist, and a union organizer. During her Liman Fellowship year, Engel is working at the Bronx Defenders, where she is providing direct representation to adolescents suffering the civil consequences of being charged as adults in criminal proceedings. These consequences include loss of housing, suspension or expulsion from school, and loss of benefits or employment. Engel will also work on community education and targeted litigation to address the school-to-prison pipeline that results from the excessive police presence in the New York City public schools. Following her fellowship, she will clerk for the Honorable Stephen Robinson in the U.S. District Court for the Southern District of New York.

#### Jeffrey Fagan,

#### Visiting Professor of Law, Yale Law School; Professor of Law and Public Health, Columbia Law School

Jeffrey Fagan is a Visiting Professor of Law at Yale Law School, Professor of Law and Public Health at Columbia University, and Director of the Center for Crime, Community and Law at Columbia Law School. His research and scholarship focuses on crime, law and social policy. His recent scholarship examines capital punishment, racial profiling, legal socialization of adolescents, the jurisprudence of adolescent crime, and perceived legitimacy of the criminal law. He served on the Committee on Law and Justice of the National Academy of Science from 2000-06, and served as the Committee's Vice Chair for the last two years. From 1996-2006, he was a member of the MacArthur Foundation's Research Network on Adolescent Development and Juvenile Justice. He is a founding member of the National Consortium on Violence Research, the Working Group on Legitimacy and the Criminal Law of the Russell Sage Foundation, and the Working Group on Incarceration at Russell Sage. From 2002-05, he was a Robert Wood Johnson Foundation Health Policy Research Fellow. He was a Soros Senior Justice Fellow for 2005-06. In 2010-11, he will be a Fellow at the Straus Institute for the Advanced Study of Law & Justice at NYU Law School. He is past Editor of the Journal of Research in Crime and Delinquency and serves on the editorial boards of several journals on criminology and law. He has served as Executive Counselor on the Boards of both the American Society of Criminology and the Crime and Deviance Section of the American Sociological Association. He received the Bruce Stone Award from the Academy of Criminal Justice Sciences. He is a Fellow of the American Society of Criminology.

#### David Fathi, Director, ACLU National Prison Project

David Fathi is Director of the ACLU National Prison Project, which brings challenges to conditions of confinement in prisons, jails, and other detention facilities and works to end US overreliance on incarceration. He first joined the Project in 1990 and worked as a staff lawyer for more than ten years before becoming director in 2010. He has also been a staff attorney with the Institutions Project of Columbia Legal Services in Seattle, and Director of the US Program of Human Rights Watch. He is a graduate of the University of Washington and the Boalt Hall School of Law at the University of California, Berkeley.

#### William Fick,

#### Assistant Federal Public Defender, Federal Public Defender Office, District of Massachusetts

Bill Fick is an Assistant Federal Public Defender in Boston, where he represents indigent criminal defendants in federal cases at both the trial and appellate levels. Previously, he worked as a litigation associate at Foley Hoag LLP in Boston and served as a law clerk to Judge Nancy Gertner (U.S. District Court, District of Massachusetts). In the early 1990s, he lived and worked in Moscow, Russia directing a series of programs to expand Internet access and training throughout the former Soviet Union. He earned his JD from Yale Law School and a BA in Russian and East European Studies from Yale College.

#### James Forman, Professor of Law, Georgetown University Law Center

Professor James Forman, Jr. is a graduate of Brown University and Yale Law School. While attending law school, he was active in BLSA and was a book reviews editor for the Yale Law Journal. Following graduation, he served as a judicial clerk for U.S. Supreme Court Justice Sandra Day O'Connor. Professor Forman worked for six years with the Public Defender Service in Washington, D.C., where he represented juveniles and adults in serious felony cases. In 1999, Professor Forman was promoted to training director for new attorneys at the agency and developed the inaugural training program for the independent CJA bar. Professor Forman's interest in educational programs for at-risk and court-involved youth led him to start, along with a colleague, the Maya Angelou Public Charter School in 1997. The school is recognized as one of the most successful programs of its kind in the country, combining rigorous education, job training, counseling, mental health services, life skills, and dormitory living for school dropouts and youth who have previously been incarcerated. Professor Forman teaches and writes in the areas of criminal procedure and education law. He has worked with students to provide course and career guidance to other students interested in criminal law and education law and policy. Professor Forman serves on the board of the American Constitution Society, the Children's Defense Fund, the Education Trust, and the Maya Angelou Charter School.

#### **Beverly Gage,** Assistant Professor, Department of History, Yale University

Beverly Gage is assistant professor of 20th-century U.S. history. Her teaching and research focus on the evolution of American political ideologies and institutions. Her first book, *The Day Wall Street Exploded: A Story of America in its First Age of Terror*, examined the history of terrorism in the late 19th and early 20th centuries, focusing on the 1920 Wall Street bombing. Her next book, *G-Man: J. Edgar Hoover and the American Century*, will be a biography of former FBI director J. Edgar Hoover. Professor Gage has written for numerous journals and magazines, including the *Chicago Tribune, The Washington Post, Time*, and *The New York Times*. She has also appeared as a historical commentator on *The News Hour with Jim Lehrer* (PBS). In 2009, Professor Gage received the Sarai Ribicoff Award for teaching excellence in Yale College.

#### The Honorable Nancy Gertner

#### U.S. District Judge, U.S. District Court, District of Connecticut

Judge Nancy Gertner is a graduate of Barnard College (B.A. 1967) and Yale Law School (J.D. 1971) where she was an editor on The Yale Law Journal. She also received her M.A. in Political Science at Yale University. She has been profiled on a number of occasions both as a civil rights and criminal defense lawyer and as a judge in the Boston Globe, the Boston Herald, the ABA Journal, Boston Magazine, and The Wall Street Journal. Both careers, as a lawyer and as a judge, have been honored by numerous organizations. On August 9, 2008, Judge Gertner received the Thurgood Marshall Award from the American Bar Association, Section of Individual Rights and Responsibilities. She is the second woman to receive this Honor; Justice Ruth Bader Ginsburg was the first. In September 2008, Judge Gertner became a Leadership Council Member of the International Center for Research on Women (ICRW). Since becoming a judge, Judge Gertner has traveled widely teaching women's rights and human rights. She has been on the faculty of the American Bar Association – Central European and Eurasian Law Initiative (ABA - CEELI) and is now on its advisory board. She has taught judges from the former Soviet Union, including those from the Czech Republic, Bosnia & Herzegovina, Croatia, Bulgaria, Romania, Serbia, and Central Asia (Tajikistan, Georgia, Uzbekistan, and Kyrgyzstan). In October of 1999, she was part of a delegation of lawyers and judges from the Lawyers Committee for Civil Rights Under Law to Turkey, exploring human rights issues and issues concerning judicial independence. In July of 2001, and again in 2002, she participated in programs co-sponsored by the Ministry of Justice in Israel and Fordham University Law School. She has also worked with Yale Law School's China Law Project and The Spangenberg Group and Wellesley Centers for Women, traveling to China on several occasions, and to Vietnam, to participate in seminars co-organized with the Institute of Law of the Chinese Academy of Social Sciences and The All China Women's Federation. In 2005, she traveled to Cambodia to train lawyers who were to appear before the War Crimes Tribunal dealing with the Khmer Rouge. Recently, she has been working with Chinese judges and scholars on sentencing reform. In 2008, she was part of a delegation to Liberia to address the reconstruction of their legal system after 14 years of civil war.

#### Jean C. Han, Liman Fellow 2009-10, Ayuda

Jean C. Han is spending her Liman Fellowship year working with Ayuda, a legal services provider for foreign-born residents of the Washington, D.C. area. At Ayuda, she provides comprehensive legal services to immigrant victims of gang violence and human trafficking who seek the protection of the United States government. In cooperation with immigration attorneys and advocates, she is developing legal theories that will allow immigrants subjected to persecution by gangs in their native countries to obtain asylum relief under federal law. Han is a graduate of Yale Law School and Harvard College. Previously, she was the Albert M. Sacks Clinical Teaching and Advocacy Fellow for the Immigration and Refugee Clinic at Harvard Law School. She serves on the Board of Directors for the Refugee Reunification Project and on the Board of Advisors for the Esperanza Education Fund.

#### Craig Haney,

#### Professor of Psychology, University of California, Santa Cruz

Craig Haney received his Ph.D. (in psychology) and J.D. degrees from Stanford University in 1978. One of the principle researchers who conducted the highly publicized "Stanford Prison Experiment" in 1971, he has been studying and writing about the psychological effects of living and working in actual prison environments since then. His work has taken him to dozens of maximum security prisons across the United States and in several different countries where he has evaluated consequences of incarceration. In addition to his many prison-related publications, Haney's widely praised book, Reforming Punishment: Psychological Limits to the Pains of Imprisonment, was published by American Psychological Association Books in 2006, and also nominated by APA Books for a National Book Award. It focuses on the human costs and consequences of the system of imprisonment in the United States and a set of proposals for its systematic reform. Professor Haney also has testified as an expert witness about the psychological effects of prison conditions in several landmark cases addressing important prisonrelated constitutional and prison reform issues. The cases include *Coleman v. Gomez* (improving the nature and quality of mental health care provided to prisoners in California), Madrid v. Gomez and Ruiz v. Johnson (addressing the psychological risks created by long-term solitary or so-called "supermax" confinement), and Plata v. Schwarzenegger (mandating remedies to the severe prison overcrowding that prevented physically and mentally ill prisoners from receiving constitutionally adequate care).

#### Martin Horn, Distinguished Lecturer, John Jay College of Criminal Justice

Martin F. Horn is Distinguished Lecturer at the John Jay College of Criminal Justice of the City University of New York. For nearly seven years prior to joining the faculty there in September 2009, he served simultaneously as Correction Commissioner and Probation Commissioner for the City of New York. Mr. Horn has over 40 years experience working in corrections and community supervision. He previously served as Secretary of Corrections for the Commonwealth of Pennsylvania and for many years was the Executive Director of New York State's paroling authority. He has been a warden and has taught, written and spoken extensively about issues of prison and parole reform throughout his career.

#### Anita Khandelwal,

## Project Attorney and Soros Justice Advocacy Fellow, Racial Disparity Project, The Defender Association

Anita Khandelwal is currently the Project Attorney and Soros Justice Advocacy Fellow at The Racial Disparity Project at The Defender Association in Seattle, WA. She is challenging local law enforcement's use of trespass laws to banish "undesirable" individuals from large swaths of urban space. These policing practices, used largely against people of color and the homeless, threaten the meaning of citizenship and community in American cities. Prior to joining the Racial Disparity Project, Khandelwal served as a staff attorney at The Defender Association, She received her JD from Yale Law School in 2005. While in law school, she was co-chair of the collective of Women of Color, a founder and chair of the Yale Law Women Activism Committee, and participated in the Workers' Rights Project. She also interned at the ACLU Drug Law Reform Project, the ACLU Reproductive Rights Project, and the Economic Justice Project at the Brennan Center. Khandelwal was a Relman Civil Rights Fellow and clerked for Dolores Sloviter in the Third Circuit Court of Appeals and for Judge William Wayne Justice in the Western District of Texas. She graduated cum laude in anthropology and History from Yale University.

#### Sonia Kumar, Liman Fellow 2009-10, ACLU of Maryland

Sonia Kumar graduated from Yale Law School in 2008 and clerked for the Honorable Myron H. Thompson in the District Court for the Middle District of Alabama. Prior to law school, Kumar worked in the legal program at the ACLU of Maryland. She graduated *magna cum laude* from the University of Maryland Honors Program in 2001 and holds a degree in journalism. With her Liman Fellowship, Kumar has returned to the ACLU of Maryland and is working to reduce gender disparities in services available for girls involved in the juvenile justice system. Her goals are to improve conditions of confinement and increase the use of alternatives to incarceration. Kumar is working with incarcerated girls and other advocates to encourage the state to provide services that holistically address the needs of girls involved in the juvenile justice system.

#### Neil Lewis, Writer, The New York Times

Neil Lewis was a correspondent with The New York Times from 1985 until 2009 when he resigned his full time assignment and became a contract writer for the paper. During that period, he covered the Justice Department, the State Department and a variety of other assignments. Before joining The Times, he worked for Reuters, the British-based news agency, working in Washington, London and Johannesburg. He was Reuters' White House correspondent and served as senior correspondent in South Africa in the early 1980's. In addition to hundreds of newspaper articles, his work has appeared in several magazines, including The New Republic, the Washington Monthly, Rolling Stone and the New York Times Book Review. Born and educated in New York City, Mr. Lewis holds degrees from Union College and the Yale Law School, where he was a Ford Foundation Fellow. He is a co-author of a book published by Random House about Aldrich Ames, the C.I.A. officer who spied for the Soviet Union. Mr. Lewis has covered presidential campaigns, Whitewater, the business of lobbying, Supreme Court confirmation proceedings, several major trials and the detention center at Guantanamo, among other issues. He lives in Washington, D.C. and is the vice-chairman of the Reporters Committee for Freedom of the Press. He is currently teaching a seminar on First Amendment and Press issues at the Duke Law School

#### Doug Liman, Producer/Director

### Producer/Director

Doug Liman has become acknowledged as one of the most vibrant and original voices in American film with a solid track-record of critically acclaimed features, including *The Bourne Identity* (director-producer), *Mr. & Mrs. Smith, Jumper, Swingers* and *Go.* Liman's producing credits include *Kissing Jessica Stein* and *The Bourne Supremacy* and *Bourne Ultimatum*. Following *Swingers*, he directed cutting edge commercials for Levi's, Playstation, and Nike, and produced "Terry Tate: Office Linebacker" for Reebok. He directed campaign films for Howard Dean in 2000 and commercials for Barack Obama in 2008. Liman has directed several TV pilots and produced several series – including *The OC*, which was his first TV show. Liman serves on the board of the Legal Action Center and is actively involved in the Arthur Liman undergraduate fellowship program. Currently, he is finishing the motion picture *Fair Game* starring Sean Penn and Naomi Watts, and is producing *Covert Affairs*, an original series that will premiere on USA this summer.

#### Lewis Liman, Partner, Cleary Gottlieb Steen & Hamilton LLP

Lewis Liman's practice focuses on complex commercial litigation, including securities class action lawsuits and white-collar defense matters. He frequently handles cases in Federal or state court or involving the U.S. Securities and Exchange Commission, the U.S. Department of Justice, the New York Attorney General or industry self-regulatory organizations. Liman has tried numerous cases in federal district court and has handled appeals in state courts and in several federal courts. Liman has been named one of the country's Best Litigation Lawyers by Chambers USA; a Leading Lawyer in Commercial Litigation by "Best Lawyers in America"; Leading Lawyer in New York Securities Litigation and Criminal Defense White Collar by "Super Lawyers"; and a Leading Lawyer in Securities Litigation by "Legal 500". He is the cochair of the Amicus Committee of the New York Council of Defense Lawyers and a member of the ABA. He is a member of the Task Force on The Role of Attorneys in Corporate Governance of The New York City Bar Association, a Trustee of the Federal Bar Council, and a Director of the Legal Aid Society. Liman joined Cleary Gottlieb in 2003 as a partner. He received a J.D. from Yale Law School in 1987, a M.Sc. in Economics, with distinction, from the London School of Economics in 1983, and an undergraduate degree, magna cum laude, from Harvard University in 1983. Liman served as a law clerk to the Honorable Pierre N. Leval, of the U.S. District Court for the Southern District of New York, and to Justice John Paul Stevens of the U.S. Supreme Court. Liman worked for over five years as an Assistant U.S. Attorney for the Southern District of New York, during which time he was appointed Deputy Chief Appellate Attorney.

#### **Glenn Loury**,

#### Merton P. Stoltz Professor of the Social Sciences and Professor of Economics, Brown University

Glenn C. Loury is the Merton P. Stoltz Professor of the Social Sciences and Professor of Economics at Brown University. He has taught previously at Boston, Harvard and Northwestern Universities, and the University of Michigan. He holds a B.A. in Mathematics (Northwestern University) and a Ph.D. in Economics (MIT). Professor Loury is a distinguished academic economist who has contributed to a variety of areas in applied microeconomic theory: welfare economics, game theory, industrial organization, natural resource economics, and the economics of income distribution. He is the recipient of a Guggenheim Fellowship and a Carnegie Scholarship to support his work. He has been elected a Fellow of the American Academy of Arts and Sciences, a Fellow of the Econometric Society, and Vice President of the American Economics Association. He is the 2005 recipient of the John von Neumann Award. He presented the University Lecture at Boston University in 1996 ("The Divided Society and the Democratic Idea"), the DuBois Lectures at Harvard University in 2000 ("The Economics and the Ethics of Racial Classification"), and the Tanner Lectures on Human Values at Stanford University in 2007 ("Racial Stigma, Mass Incarceration and American Values,") which formed the basis of his latest book of the same name (MIT Press, 2008). In addition to this scholarly work, Professor Loury is also a prominent social critic and public intellectual. He is a member of the Council on Foreign Relations, and was for many years a contributing editor at *The New Republic*.

#### **Deborah Marcuse,** *Liman Fellow 2008-09; Associate, Sanford, Wittels & Heisler, LLP*

Deborah Marcuse is an Associate in the Washington, D.C. office of Sanford, Wittels & Heisler, LLP, where she primarily represents plaintiffs in employment discrimination litigation. Marcuse received her law degree from Yale University in 2008. During her time in law school, Marcuse served as a Student Director for the Prison Legal Services Clinic and spent a total of five semesters and two full-time summers representing clients in civil rights, habeas and immigration proceedings through the Jerome N. Frank Legal Services Organization. Prior to joining Sanford Wittels & Heisler, LLP, Marcuse was selected as an Arthur Liman Public Interest Fellows for 2008-2009. During her tenure as a Liman Fellow, Marcuse served as the founding Coordinator of the City of New Haven's Prison Reentry Initiative. As Coordinator, Marcuse helped to pass a municipal ordinance banning unfair discrimination against job applicants with conviction histories, making New Haven only the third city in the nation to require its vendors to embrace non-discriminatory hiring policies consistent with the City's own.

#### Allegra McLeod, Liman Fellow 2008-09; Program on Global Justice Fellow, Stanford University

Allegra McLeod is a Fellow in the Program on Global Justice at Stanford University, where she teaches, conducts research, writes, and serves as a supervising attorney in the Criminal Defense and Immigrants' Rights Clinics. McLeod is a former Liman Fellow and J.D./Ph.D. graduate of Yale Law School and Stanford University. Prior to her Liman Fellowship, McLeod clerked for Judge M. Margaret McKeown on the U.S. Court of Appeals for the Ninth Circuit. As a Liman Fellow, McLeod worked at the California-Mexico border with the ABA Immigration Justice Project – an organization she helped to create as a law clerk – providing direct representation in criminal-immigration cases, working to expand access to counsel for detained immigrants, and participating in related systemic reform initiatives. McLeod has also worked with the ACLU National Prison Project and the former Criminal Justice Program at the Brennan Center for Justice at NYU. Beginning in August 2010, McLeod will be a Future Law Professor Fellow at Georgetown University Law School.

#### **Anya McMurray,** *Counsel to Senator Patrick Leahy, Senate Judiciary Committee*

Anya McMurray serves as counsel to Senator Patrick Leahy, Chairman of the Senate Judiciary Committee. In this position, she advises Senator Leahy on legislative issues including criminal justice reform, indigent defense, sentencing and re-entry, civil and criminal fraud, and human rights. She also assists Senator Leahy in conducting oversight of the Department of Justice and evaluating Supreme Court nominations. She worked previously as a public defender in Minneapolis and was a Prettyman Fellow at Georgetown Law Center, where she represented indigent clients in the DC Superior Court and taught in the Criminal Justice Clinic. Before law school, Anya served as a Peace Corps Volunteer in Paraguay and then as a program officer at the National Democratic Institute for International Affairs in Washington. She received a B.A. from Wesleyan University, a J.D. from Yale Law School, and an L.L.M. in trial advocacy from Georgetown Law Center.

#### **Tracey Meares,** Deputy Dean and Walton Hale Hamilton Professor of Law, Yale Law School

Tracey Meares is Deputy Dean and Walton Hale Hamilton Professor of Law at Yale Law School. She received her B.S. in General Engineering from the University of Illinois and her J.D. from the University of Chicago Law School. Upon graduation, Professor Meares clerked for Judge Harlington Wood, Jr. of the U.S. Court of Appeals for the Seventh Circuit, then served as an Honors Program Trial Attorney in the Antitrust Division in the United States Department of Justice, before joining the University of Chicago law faculty in 1994. Her research and teaching interests center on criminal procedure and criminal law policy, with a particular emphasis on empirical investigation of these subjects.

#### Amy Meek,

#### Reentry Coordinator, Mayor's Office of the City of New Haven

Amy Meek is the Reentry Coordinator in the Mayor's Office of the City of New Haven. As the coordinator of the city's Prison Reentry Initiative, she works with community partners, state agencies and other reentry stakeholders to support the reintegration of formerly incarcerated residents into the New Haven community. Meek graduated from Yale Law School in 2009 and graduated with high honors from Swarthmore College in 2002. Before law school, Meek worked as a policy fellow at the National Women's Law Center as well as at the Federal Reserve Board and the State PIRGs. She developed an interest in New Haven reentry issues during her time at Yale Law School as a result of her involvement in clinics, such as the Legal Assistance Clinic and the Domestic Violence Clinic. Meek also helped to establish the LGBT Litigation Project at Yale Law School and continues to work with students involved in the Project.

#### **Margot Mendelson** *Liman Fellow 2009-10, University of Arizona and Migration Policy Institute*

Margot Mendelson graduated from Yale Law School in 2009, and graduated magna cum laude with highest honors from Harvard College in 2003. As a Liman Fellow, Mendelson is working with the University of Arizona Law School in Tucson and the Migration Policy Institute in Washington, D.C. to analyze the implications of mandatory electronic employment verification systems (E-Verify) for immigrants and low-income workers. E-Verify is a federal government database intended to enable employers to verify employees' work eligibility based on immigration status. The program has been found to have a negative impact on collective bargaining and to increase racial profiling. Mendelson seeks to address the adverse impact of the program, as well as to develop strategies for community outreach and legal reform. Before law school, she worked with women's groups in northern Guatemala, and then as a legal assistant for defense against deportation cases in California. Following her Liman Fellowship, she will clerk for the Honorable Diana Gribbon Motz on the U.S. Court of Appeals for the Fourth Circuit.

#### The Honorable Brenda Murray,

#### Chief Administrative Law Judge, U.S. Securities and Exchange Commission; Co-chair, Women in Prison Committee of the National Association of Women Judges

Judge Brenda P. Murray was appointed Chief Administrative Law Judge of the United States Securities and Exchange Commission (SEC) on March 20, 1994. A graduate of D'Youville College (1960), Boston University Law School (J.D. 1963), and the University of Maryland (M.B.A. 1987), Judge Murray has participated in the United States Information Agency judicial education programs in Kazakhstan and Israel, and a program sponsored by the International Republican Institute in Israel. Judge Murray attended the Non-governmental Organization Forum held in connection with the United Nations Fourth World Conference on Women (Beijing 1995), she has been to most of the bi-annual meetings of the International Association of Women Judges and, in June 2009, she traveled to Geneva for the meeting of International Citizens United for the Rehabilitation of Errants. Judge Murray was an organizer of the American Bar Association's Division of Government and Public Sector Lawyers and served as Division Chair. In 1993, Judge Murray served as President of the United States' National Association of Women Judges. Judge Murray has been active in NAWJ's Women in Prison project since 1991. In 2005, she organized an eight-week educational session for persons serving sentences of over twentyfive years at the Maryland Correctional Institution for Women (MCIW), the state's only women's prison. At the request of MCIW women, she organized a Book Club/Writing Session where college professors volunteer to lead book discussions and writing classes. In October 2008, Judge Murray Co-chaired the first day-long reentry conference, Women Moving Forward, at MCIW. Judge Murray was selected by L'Oreal Paris as one of ten Women of Worth for 2009, a program that recognizes women for their community achievements and volunteerism, for her organization of a college degree program inside MCIW that will enable women to receive Associate degrees at Anne Arundel Community College.

#### Kathy Hunt Muse, Liman Fellow 2009-10, New York Civil Liberties Union

Kathy Hunt Muse is a 2009 Yale Law School graduate and graduated *summa cum laude* from the University of Pennsylvania in 2005. As a Liman fellow, Muse is working with the New York Civil Liberties Union. Her focus is on children with special needs and how New York City's disciplinary regime limits their access to classrooms. Related work will address the relationship between special needs students and police presence in schools. Before law school, Muse worked on improving the HIV testing program in New York City's jails as an Urban Fellow in the Department of Health. Following her fellowship, she will clerk for the Honorable Anita Brody in the U.S. District Court for the Eastern District of Pennsylvania.

#### Sara Norman, Managing Attorney, Prison Law Office

Sara Norman is the managing attorney of the Prison Law Office, a nonprofit that advocates for the rights of youth and adults behind bars in California. In her thirteen years with the office, she has specialized in representing prisoners with disabilities and incarcerated juveniles. She is counsel for the plaintiff class in *Armstrong v. Schwarzenegger*, a class action on behalf of tens of thousands of California prisoners and parolees with disabilities, and is plaintiff's counsel in *Farrell v. Cate*, a taxpayer lawsuit that has forced sweeping reforms in California's juvenile justice system. Along with Farrell co-counsel, she was awarded a California Lawyer of the Year Award by the State Bar Foundation in 2005. She was awarded the Pacific Juvenile Defender of the Year Award in 2006, and in 2008 and 2009 was named one of the top women litigators in California by the San Francisco and Los Angeles *Daily Journals*. She graduated from Harvard College in 1990 and Yale Law School in 1995 and clerked for Judge Robert Carter in the Southern District of New York.

#### Dennis Parker,

#### Director, ACLU Racial Justice Program

In 2006, Dennis Parker became the Director of the American Civil Liberties Union's Racial Justice Program. Prior to joining the ACLU, Parker was the Chief of the Civil Rights Bureau in the Office of New York State Attorney General Eliot Spitzer, where he oversaw the enforcement of anti-discrimination laws in housing, employment, voting, public accommodations, and credit. He spent fourteen years at the NAACP Legal Defense and Education Fund, where he supervised the litigation of scores of cases throughout the country in matters involving elementary and secondary education, affirmative action in higher education, and equal educational opportunity. Parker also worked with the New York Legal Aid Society. He authored the 1993 edition of the *Fair Housing Litigation Handbook* and wrote a chapter in this year's *Awakening from the Dream: Civil Rights Under Siege and the New Struggle for Equal Justice*. He teaches Race, Poverty, and Constitutional Law at Columbia University. He is a graduate of Middlebury College and of Harvard Law School.

#### **Benjamin Plener,** *Liman Fellow 2009-10, Orleans Public Defenders*

Benjamin Plener graduated from Yale Law School in 2009, and with High Distinction in 2004 from the University of Toronto. He studied International Development as a Commonwealth Scholar at the London School of Economics. As a Liman Fellow, Plener is working with the Special Litigation Department at the Orleans Public Defenders and has joined a group of public defenders and stakeholders seeking to reform New Orleans' system for the pretrial detention of indigent criminal defendants. Currently, poor individuals are often subjected to prolonged pretrial detention based on little evidence and cannot afford the cash bonds set by local magistrates.

#### Megan Quattlebaum, Liman Fellow 2010-11, Neighborhood Legal Services

Megan Quattlebaum is a member of the Yale Law School class of 2010. Following her graduation from Sarah Lawrence College in 2002, she worked as the Associate Director of Common Cause/NY, a nonprofit organization whose mission is to make New York State and City government more open and accountable. Quattlebaum will spend her Liman Fellowship year at the Neighborhood Legal Services Association in Pittsburgh, PA, where she will develop and implement a model program of comprehensive civil legal services for formerly incarcerated individuals. The goal of her project is to help break down the barriers that prevent formerly incarcerated residents of Pittsburgh from successfully reintegrating into their families and communities upon release from prison.

#### **Robert C. Post,** *Dean and Sol & Lillian Goldman Professor of Law, Yale Law School*

Robert Post is Dean and Sol & Lillian Goldman Professor of Law at Yale Law School. Before coming to Yale, he taught at the University of California, Berkeley, School of Law (Boalt Hall). Professor Post's subject areas are constitutional law, First Amendment, legal history, and affirmative action. He has written dozens of articles in legal journals and other publications, including *Roe Rage: Democratic Constitutionalism and Backlash* (with Reva Siegel, Harvard Civil-Rights Civil-Liberties Law Review, 2007); *Federalism, Positive Law, and the Emergence of the American Administrative State: Prohibition in the Taft Court Era* (William & Mary Law Review, 2006); *Foreword: Fashioning the Legal Constitution: Culture, Courts, and Law* (Harvard Law Review, 2003); and *Subsidized Speech* (Yale Law Journal, 1996). He has also written and edited numerous books, including *For the Common Good: Principles of American Academic Freedom* (with Matthew M. Finkin, 2009); *Prejudicial Appearances: The Logic of American Antidiscrimination Law* (with K. Anthony Appiah, Judith Butler, Thomas C. Grey, and Reva Siegel, 2001); and *Constitutional Domains: Democracy, Community, Management* (1995). He has an A.B. and Ph.D. in History of American Civilization from Harvard and a J.D. from Yale Law School.

#### Judith Resnik, Arthur Liman Professor of Law, Yale Law School

Judith Resnik is the Arthur Liman Professor of Law at Yale Law School, where she teaches about federalism, procedure, citizenship, equality, and feminism. Forthcoming from Columbia Law Review is her article, Detention, the War on Terror, and the Federal Courts. Recent publications include Law as Affiliation: "Foreign" Law, Democratic Federalism, and the Sovereigntism of the Nation State (International Journal of Constitutional Law, 2008), Law's Migration: American Exceptionalism, Silent Dialogues, and Federalism's Multiple Ports of Entry (Yale Law Journal, 2006), and Migrations and Mobilities: Citizenship, Borders, and Gender (co-edited with Seyla Benhabib, N.Y.U. Press, 2009). Professor Resnik is an occasional litigator; she recently argued Mohawk Industries, Inc. v. Carpenter, decided by the United States Supreme Court in December of 2009. In addition, she has many times testified before congressional and judicial committees. Professor Resnik has chaired the Sections on Procedure, on Federal Courts, and on Women in Legal Education of the American Association of Law Schools. She is a Managerial Trustee of the International Association of Women Judges and the founding director of Yale's Arthur Liman Public Interest Program and Fund. In 2001, she was elected a fellow of the American Academy of Arts and Sciences, and in 2002, a member of the American Philosophical Society. In 2008, she received the Fellows of the American Bar Foundation Outstanding Scholar of the Year Award. Professor Resnik is a graduate of Bryn Mawr and NYU Law School.

#### Alice Ristroph,

#### Visiting Professor of Law, Georgetown University Law Center; Professor of Law, Seton Hall University School of Law

Alice Ristroph is an Associate Professor at Seton Hall University School of Law. She teaches and writes in the fields of criminal law and procedure, constitutional law, and political theory. She is particularly interested in the relationship between punishment theory and criminal justice practices. Recently, she has been studying efforts to use law to reduce or regulate state violence. Her recent scholarship has appeared or will appear in the *Yale Law Journal, Constitutional Commentary*, the *California Law Review*, the *Duke Law Journal*, the *Journal of Criminal Law and Criminology*, and the *Green Bag*. During the 2007-2008 academic year, Ristroph was a Faculty Fellow in Ethics at the Edmond J. Safra Center for Ethics, Harvard University. She joined the Seton Hall faculty in 2008 after serving as Associate Professor at the University of Utah, S.J. Quinney College of Law. Before she began law teaching, Ristroph was an associate in the litigation department of Paul, Weiss, Rifkind, Wharton & Garrison in New York City. She has a J.D. and Ph.D. in political theory from Harvard University.

#### Sarah French Russell, Director of Liman Public Interest Program and Clinical Lecturer in Law, Yale Law School

Sarah Russell joined Yale Law School in 2007 from the Federal Public Defender's Office in New Haven where, as an Assistant Federal Defender, she represented indigent clients in federal court at the trial and appellate levels. Russell clerked for Chief Judge Michael B. Mukasey in the Southern District of New York and for Judge Chester J. Straub on the Court of Appeals for the Second Circuit. At Yale, Russell has served as Director of the Liman Program and has taught in the Law School's prison, criminal defense, and Supreme Court clinics. She has also coconvened Liman Public Interest Workshops on topics including detention, clinical education, and federalism and social movements. Her interests include the problems of access to justice, prisoners' rights, sentencing, criminal procedure, and gender and equality. Next year, she will join the faculty of Quinnipiac University School of Law as an assistant professor and will teach primarily in the clinical program. Her article, *Rethinking Recidivist Enhancements: The Role of Prior Drug Convictions in Federal Sentencing*, is forthcoming this spring in the *UC Davis Law Review*. She earned her B.A., *magna cum laude*, from Yale College and her J.D. from Yale Law School.

#### **Dora Schriro,** *Commissioner of the Department of Correction, New York City*

Dora B. Schriro is the Commissioner of the New York City Department of Correction. Commissioner Schriro served previously as Special Advisor to DHS Secretary Napolitano and was the first Director of the Office of Detention Policy and Planning for Immigration and Customs Enforcement. During her tenure at DHS, she authored A Report on the Preliminary Assessment of ICE Detention Policies and Practices and A Recommended Course of Action for Systems Reforms, a template for an overhaul of the nation's immigration detention system. Commissioner Schriro also served six years as Director of the Arizona Department of Corrections, led the Missouri Department of Corrections as Director, and was the Warden and, later, Commissioner of the St. Louis City Division of Corrections. She is the only correctional administrator in the country to lead two state and two city correctional systems. She has taught graduate criminal justice courses and the law throughout her career and is published in the areas of re-entry and systems and sentencing reform. Commissioner Schriro was recognized by her peers as the country's top correctional administrator in 1999; received the National Governors Association Distinguished Service to State Government Award in 2006; and earned the Innovations in American Government Award for the comprehensive pre-release strategy, Getting Ready, in 2008. She is a graduate of Northeastern University (BA), University of Massachusetts-Boston (MS), Columbia University (EdD) and St. Louis University (JD).

#### **Giovanna Shay,** Assistant Professor of Law, Western New England College School of Law

Giovanna Shay is an Assistant Professor of Law at Western New England College School of Law in western Massachusetts. She teaches courses including Criminal Law, Postconviction Rights, and Gender & Criminal Justice, and writes about the legal regimes governing mass incarceration. A YLS '97 alumna, and former student of Brett Dignam's in the Prison Clinic, Professor Shay served as a staff attorney at the Public Defender Service for the District of Columbia and as a Soros Justice Fellow at the ACLU National Prison Project before returning to Yale to work with Brett as a Robert M. Cover Clinical Teaching Fellow from 2005-2007.

#### **Brenda V. Smith,** *Professor, American University Washington College of Law*

Professor Brenda V. Smith is faculty at the Washington College of Law at American University, where she teaches in the Community Economic Development Law Clinic and teaches courses in Women, Crime and Law and Legal Ethics. Professor Smith is the principal investigator and Project Director for the United States Department of Justice, National Institute of Corrections Cooperative Agreement on Addressing Prison Rape. In November 2003, Professor Smith was appointed to the National Prison Rape Elimination Commission by the United States House of Representatives Minority Leader, Nancy Pelosi (D- Calif.), and served in that capacity until August 2009. Prior to her faculty appointment at the Washington College of Law, Professor Smith was the Senior Counsel for Economic Security at the National Women's Law Center and Director of the Center's Women in Prison Project and Child and Family Support Project. Professor Smith's work is at the intersections of gender, crime, sexuality and law. She has published and spoken widely on these issues. Recent publications include Rethinking Prison Sex: Self -Expression and Safety; Sexual Abuse of Women in Prison: A Modern Corollary of Slavery; Battering, Forgiveness and Redemption: Exploring Alternative Models for Addressing Domestic Violence in Communities of Color, in Domestic Violence at the Margins: Readings on Race, Class, Gender, and Culture; Watching You, Watching Me; Battering, Forgiveness and Redemption; and An End to Silence: Prisoners' Handbook on Identifying and Addressing Sexual Misconduct. Professor Smith has received numerous honors, including the prestigious Kellogg National Fellowship in 1993. She was inducted into the D.C. Women's Hall of Fame in 1998 for her work on behalf of low-income women in the District of Columbia. Professor Smith was also awarded the Emalee C. Godsey Research Award for her article, Battering, Forgiveness and Redemption.

#### **Charisa Smith**

## Liman Fellow 2006-07; Coordinator, NY Task Force on Racial Disparities in the Juvenile Justice System

Charisa Smith, a graduate of Harvard College ('00) and Yale Law School ('05), has worked in juvenile justice for nearly eight years and is the Coordinator of the New York Task Force on Racial Disparities in the Juvenile Justice System. She empowers court-involved youth and families, works with government officials, conducts media and policy advocacy, writes publications, and makes public presentations. Charisa also works with Strategies for Youth to bridge gaps between youth and law enforcement. Charisa is the Vice-President of Cooperation for a Non-Violent Future, Inc. (CNF), and the author of *Blending Colors From Life: Trenton's Own Watercolorist, Tom Malloy* (2007). As a recipient of the Arthur Liman Public Interest Law Fellowship, Charisa served as an attorney representing incarcerated youth, conducting re-entry advocacy, and engaging in multi-faceted juvenile justice reform work at the Legal Aid Justice Center's JustChildren Program in Virginia. Charisa co-directed Yale Law School's Legislative Advocacy Clinic and worked for the Youth Law Center, the Covenant House Youth Advocacy Center, Hon. F. Lee Forrester (New Jersey Superior Court), the late U.S. Senator "Ted" Kennedy, and two Latin American human rights organizations. She has also done award-winning work with lesbian, gay, bisexual, transgender, queer and questioning (LGBTQ) youth.

#### J. McGregor Smyth

#### Liman Fellow 2003-04; Managing Attorney, Civil Action Practice and Reentry Net Director

Smyth founded the Civil Action Practice in 2000 and has extensive practical experience helping clients cope with the consequences of criminal proceedings and facilitating civil-defender collaborations. Working closely with the Executive Director, he pioneered the full integration of civil representation with criminal defense and parent representation, capitalizing on opportunities for early and effective intervention. On behalf of his clients, he has advocated or litigated in nearly every venue in New York City - administrative, state, and federal - and is class counsel in two certified federal class actions. A recognized expert on the collateral consequences of a criminal arrest and/or conviction, Smyth consults on program design and conducts extensive trainings nationwide for judges, defense attorneys, legal services lawyers, and other advocates on the civil consequences of criminal proceedings. Prior to joining The Bronx Defenders, he graduated from Yale Law School, where he represented clients for two years as a student director of the Community Legal Services clinic. He then served as a law clerk for the Hon. Charles P. Sifton, then-Chief Judge of the Eastern District of New York. He received his B.A. from the University of North Carolina at Chapel Hill, where he was a Morehead Scholar. He is a recipient of the Arthur Liman Public Interest Law Fellowship, the Legal Aid Society Pro Bono Publico Award, and the Skadden Fellowship. He also serves on the Advisory Board of the American Bar Association NIJ Collateral Sanctions Project, the New York State Bar Association's Special Committee on Collateral Consequences of Conviction, and the Steering Committee of the New York State Bar Association Legal Assistance Partnership Conference.

#### Kate Stith, Lafayette S. Foster Professor of Law, Yale Law School

Kate Stith, Lafayette S. Foster Professor of Law at Yale Law School, teaches and writes in the areas of criminal law, criminal procedure, and constitutional law. Prior to joining the faculty at Yale, Professor Stith was an Assistant United States Attorney for the Southern District of New York, where she prosecuted white-collar and organized-crime cases. Her book on the federal sentencing guidelines, *Fear of Judging* (with J. A. Cabranes), was awarded a Certificate of Merit by the ABA in 1999. A graduate of Dartmouth College, the Kennedy School of Government, and Harvard Law School, she clerked for Judge Carl McGowan of the U.S. Court of Appeals for the District of Columbia and for Supreme Court Justice Byron R. White. She is writing a book on federal criminal law and prosecution.

#### Vasudha Talla, Liman Fellow 2009-10, Sanctuary for Families

Vasudha Talla graduated from Yale Law School in 2009 and from New York University, *magna cum laude*, in 2004. As a Liman Fellow, she is working with Sanctuary for Families in New York to assist detained immigrant women to obtain forms of legal relief under federal provisions specifically intended for victims of gender-based violence. Talla is representing detained immigrants in their removal proceedings, drafting materials for use by pro se immigrants and other lawyers, and providing technical assistance to other attorneys. Following her fellowship, Talla will be clerking for the Honorable Keith P. Ellison in the District Court for the Southern District of Texas.

#### **Rebekah Tosado**

### Senior Advisor, Office for Civil Rights and Civil Liberties, U.S. Department of Homeland Security

Rebekah Tosado currently serves as Senior Advisor to Margo Schlanger, Officer for Civil Rights and Civil Liberties for the U.S. Department of Homeland Security (DHS). Tosado provides leadership and advice in several critical areas, including the provision of medical care to immigration detainees and the National Security Entry-Exit Registration System. She has advised on such issues as the expansion of the Department's Expedited Removal authority and implementation of the recommendations of the Department of Justice Office of Inspector General on the detention of aliens after September 11, The September 11 Detainees: A Review Of The Treatment Of Aliens Held On Immigration Charges In Connection With The Investigation Of The September 11 Attacks (2003). Tosado served as the first director of the Office's Review and Compliance Unit and in that capacity was responsible for overseeing the resolution of complaints alleging violations of civil rights and civil liberties, and racial, ethnic, or religious profiling. In connection with her work with the American Bar Association, she authored a chapter on privacy rights in UN Convention on the Rights of the Child: An Analysis of Treaty Provisions and Implications of U.S. Ratification (2006). Prior to joining DHS, she was an attorney advisor in the Office for Civil Rights in the U.S. Department of Education. She has also served as Legislative Counsel to former Congressman Carlos Romero-Barceló (PR), U.S. House of Representatives. She began her legal career as a law clerk in Massachusetts and as an attorney for children and youth in Massachusetts. She is a graduate of Boston College and the Boston College Law School.

#### Helen C. Trainor, Project Director, Virginia Institutionalized Persons Project

Helen Trainor is a former Assistant Federal Public Defender and United States Supreme Court Fellow. She is currently the Director of the first project to investigate prison conditions in Virginia and, through litigation, community-building, and legislative advocacy, remedy violations of human and civil rights. She is past-chair of the Albemarle County Mental Health Re-entry Sub-Committee and current member of the Albemarle County Re-entry Steering Committee tasked with coordinating the efforts of county agencies providing services to re-entering offenders. She is an ordained Episcopal deacon and has worked with churches to become part of the re-entry solution.

#### Jeremy Travis, President, John Jay College of Criminal Justice

Jeremy Travis is President of the John Jay College of Criminal Justice at the City University of New York. Prior to his appointment, he served as a Senior Fellow in the Urban Institute's Justice Policy Center, where he launched a national research program focused on prisoner reentry into society. From 1994-2000, Travis directed the National Institute of Justice, the research arm of the U.S. Department of Justice. Prior to his service in Washington, he was Deputy Commissioner for Legal Matters for the New York City Police Department (1990-1994), a Special Advisor to New York City Mayor Edward I. Koch (1986-89), and Special Counsel to the Police Commissioner of the NYPD (1984-86). Before joining city government, Travis spent a year as a law clerk to then-U.S. Court of Appeals Judge Ruth Bader Ginsburg. He began his career in criminal justice working as a legal services assistant for the Legal Aid Society, New York's indigent defense agency. He has taught courses on criminal justice, public policy, history and law at Yale College, the New York University Wagner Graduate School of Public Service, New York Law School and George Washington University. He has a J.D. from the New York University School of Law, an M.P.A. from the New York University Wagner Graduate School of Public Service, and a B.A. in American Studies from Yale College.

#### Ashbel T. Wall, II Director, Rhode Island Department of Corrections

A.T. Wall is Director of the Rhode Island Department of Corrections. As Director, he is the Chief Executive Officer for an agency that is responsible for the state's jails, prisons, probation and parole services. Director Wall's career in corrections began in 1976 as a line probation officer. After his graduation from law school, he served as a Prosecutor in the Manhattan District Attorney's office and then joined the Vera Institute of Justice, where he was Director of a sentencing project for chronic offenders convicted by the New York City Courts. A native of Rhode Island, Director Wall returned to his home state in 1985 and worked in the Governor's Office on policy issues in the areas of corrections and criminal justice. He was tapped by the Director of Corrections to join the Department in 1987 as Assistant Director, where he was responsible for the central management of Departmental operations and served as the Director in 2000. With ten years of service in the Rhode Island DOC, he is the most senior director in the Association of State Correctional Administrators. He received his B.A. degree from Yale University and his J.D. degree from Yale Law School.

#### Matthew Waxman, Associate Professor of Law, Columbia Law School

Matthew C. Waxman is Associate Professor of Law at Columbia Law School, where he specializes in international law and national security law. He is also Adjunct Senior Fellow for Law and Foreign Policy at the Council on Foreign Relations, and he is a member of the Hoover Institution Task Force on National Security and Law. Professor Waxman previously served at the U.S. Department of State, as Principal Deputy Director of the Policy Planning Staff. His prior government appointments included Deputy Assistant Secretary of Defense for Detainee Affairs, Director for Contingency Planning & International Justice at the National Security Council, and special assistant to National Security Advisor Condoleezza Rice. He is a graduate of Yale College and Yale Law School, and studied international relations as a Fulbright Scholar in the United Kingdom. After law school, he served as law clerk to Supreme Court Justice David H. Souter and U.S. Court of Appeals Judge Joel M. Flaum. His publications include *The Dynamics of Coercion: American Foreign Policy and the Limits of Military Might* (Cambridge University Press, 2002) (with D. Byman) and *Intervention to Stop Genocide and Mass Atrocities: International Norms and U.S. Policy* (Council on Foreign Relations, 2009).