

MARIO L. BARNES
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ACADEMIC EXPERIENCE

University of California, Irvine, School of Law

Professor of Law (since July 2009); *Professor of Criminology, Law and Society* (by courtesy, since 2012), teaching and writing in the areas of Criminal Law, Criminal Procedure, Constitutional Law, Critical Theories, Evidence, Race and the Law, National Security Law, Law of Armed Conflict and Military Law

Administrative Appointments: *Senior Associate Dean for Academic Affairs* (July 2017-June 2018, Fall 2015, July 2011-June 2014); *Co-Director, UCI Center on Law, Equality and Race (CLEaR)* (July 2011-present); and *Associate Dean for Research and Faculty Development* (July 2014-June 2017)

Service: University/UC System: University Council on Academic Personnel, 2016-19 [elected term], served 2016-17; UC President's Law Forum (on Title IX Policies), 2015; **Law School:** Dean Search, 2017-18 [appointed by Provost]; Ad Hoc Committee on Mentoring (Chair), 2017; Promotion and Tenure, 2014-16 [elected]; Faculty Advisory, 2012-14, 2015-16 [elected]; Intellectual Life, 2014-2017 (Chair); Committee on Inclusion and Diversity, 2016 (Chair); Admissions, 2014-15; Appointments, 2009-14 (Chair 2010-11); Teaching, 2012-14; Advisor to Black Law Students Alliance (BLSA) (since its formation in 2011)

Honors: Association of American Law Schools, 2015 Clyde Ferguson Award (given by the Minority Groups Section to a senior scholar for excellence in public service, teaching, scholarship and mentoring); *National Jurist Magazine*, Law School Leader in Diversity 2015 (1 of 20 faculty honored nationally); Fellow, American Bar Foundation, Chicago, IL (2014) (selected through nomination for a designation extended to less than 1% of lawyers admitted to practice in each jurisdiction in the United States); and Nominee, Professor of the Year (First-Year Courses), 2017 .

American Bar Foundation, Chicago, IL, March – August 2015

Visiting Scholar, researched and designed empirical studies of recent innovations in self-defense law

University of Saint Thomas School of Law, Miami, FL, April 2015

Distinguished Visiting Scholar, presented a workshop paper and taught National Security and the 4th Amendment

University of Melbourne Law School, Melbourne, Australia, January – March 2015 (Summer Term)

Visiting Scholar, conducted research on the duty to retreat in countries with common law traditions

University of Connecticut School of Law, Hartford, CT, January – May 2009

Visiting Professor of Law; taught First-Year Constitutional Law course and a National Security Law seminar

University of Miami School of Law, Coral Gables, FL, June 2004 – July 2009

Associate Professor of Law (2004-2009) and *Professor of Law* (tenured June 2009)

Service : *Law School:* 2008-09 Appointments Committee; 2007-08 Visitors and Laterals Committee; 2006-07 Admissions Committee; 2004-06 Faculty and Student Community and Services Committee; *University:* 2005-08 Residential College Associate Faculty Master; 2005-08 University Constitution Day

Honors: Association of American Law Schools, 2008 Derrick A. Bell, Jr. Award (given by the Minority Groups Section to a junior faculty member who, through teaching, scholarship, activism and mentoring, has made an extraordinary contribution to legal education, the legal system or social justice); University of Miami BLSA, 2008 & 2009 Outstanding Law Professor (Organization's Professor of the Year Award)

University of Wisconsin School of Law, Madison, WI, September 2002 - August 2004

William H. Hastie Fellow: conducted faculty-supervised research, acted as guest-lecturer for doctrinal courses and participated in faculty seminars as part of a two-year fellowship

EDUCATION

University of Wisconsin School of Law, Madison, WI

Master of Laws (LL.M.), August 2004

University of California, Boalt Hall School of Law, Berkeley, CA

J.D., May 1995

Activities

Co Editor-In-Chief, *African-American Law & Policy Report*, 1994-95

Managing Editor, *African-American Law & Policy Report*, 1993-95

President, Third Year Class and Commencement Speaker, 1994-95

Vice-President, Boalt Hall Student Association, 1993-94

Vice-President, Law Students of African Descent, 1993-94

Awards

Prosser Prize (2nd in Class) Sexual Harassment Law, Fall 1994

Prosser Prize (2nd in Class) Feminist and Critical Race Theory, Fall 1994

Selected to the Boalt Hall Moot Court Board, Fall 1993

Moot Court Commendation, Excellence in Oral and Written Advocacy, Spring 1993

Research Positions

Research Assistant for Professor Eleanor Swift, Spring 1995 (Evidence issues)

Research Assistant for Professor Bryan Ford, 1993-94 (Corporations and Civil Rights issues)

University of California, Berkeley, CA

B.A., Psychology, May 1990

PUBLICATIONS

Articles and Reviews

What Can Brown Do for You?: Addressing McCleskey v. Kemp as a Flawed Standard for Measuring the Constitutionally Significant Risk of Race Bias, 112 NORTHWESTERN L. REV. __ (forthcoming 2017) (with Erwin Chemerinsky)

Review of: Ellen Berrey, The Enigma of Diversity, 51 LAW & SOC'Y REV. __ (forthcoming 2017) [Invited Book Review]

"Afterword: Everything Old . . ." 6 U.C. IRVINE L. REV. 243 (2016) [Afterword for the *New Legal Realism at Ten Symposium*]

Empirical Methods and Critical Race Theory: A Discourse on Possibilities for a Hybrid Methodology, 2016 WIS. L REV. 443. [Symposium Keynote and Introduction]

***“The More Things Change . . .”:* New Moves for Legitimizing Racial Discrimination in a “Post-Race” World**, 100 MINN. L. REV. 2043 (2016)

Taking a Stand: An Initial Assessment of the Social and Racial Effects of Recent Innovations in U.S. Self-Defense Laws, 83 FORDHAM L. REV. 3179 (2015)

Foreword: Criminal Justice for Those (Still) at the Margins—Addressing Hidden Forms of Bias and the Politics of Which Lives Matter, 5 U.C. IRVINE L. REV. 711 (2015) [Symposium Foreword]

Judging Opportunity Lost: Assessing the Viability of Race-Based Affirmative Action After Fisher v. University of Texas, 62 UCLA L. REV. 272 (2015) (with Erwin Chemerinsky and Angela Onwuachi-Willig)

Review of: C. Epp, Steven Maynard-Moody, and Donald Haider, Pulled Over: How Police Stops Define Race and Citizenship, 49 LAW & SOC’Y REV. 279 (2015) [Invited Book Review]

A Tribute to Professor James E. Jones, Jr.: In Honor of an “Honor Man,” 2013 WIS. L. REV. 693

The Obama Effect: Understanding Emerging Meanings of “Obama” in Anti-Discrimination Law, 87 IND. L.J. 325 (2012) (with Angela Onwuachi-Willig)

Analyzing Stops, Citations, and Searches in Washington and Beyond, 35 SEATTLE U. L. REV. 673 (2012) (with Robert S. Chang)

LATCRIT Theory, Narrative Tradition and Listening Intently for a “Still Small Voice,” 1 U. MIAMI RACE & SOC. JUST. L. REV. 1 (2011) [Symposium Foreword]

The Once and Future Equal Protection Doctrine?, 43 CONN. L. REV. 1059 (2011) (with Erwin Chemerinsky)

Racial Paradox in a Law and Society Odyssey, 44 LAW & SOC’Y REV. 469 (2010) [Review Essay]

A Post-Racial Equal Protection?, 98 GEO. L.J. 967 (2010) (with Trina Jones and Erwin Chemerinsky)

The Disparate Treatment of Race and Class in Constitutional Jurisprudence, 72 LAW & CONTEMP. PROBS. 109 (2009) (with Erwin Chemerinsky)

Reflection on a Dream World: Race, Post-Race and the Question of Making It Over, 11 BERKELEY J. AFR.-AM. L. & POL’Y 6 (2009)

Entering Unprecedented Terrain: Charting a Method to Reduce Madness in Post-9/11 Power and Rights Conflicts, 62 U. MIAMI L. REV. 365 (2008) (with Frank G. Bowman)

***“But Some of [Them] are Brave”:* Identity Performance, the Military, and the Dangers of an Integration Success Story**, 14 DUKE J. GENDER L. & POL’Y 693 (2007)

Black Women’s Stories and the Criminal Law: Restating the Power of Narrative, 39 U.C. DAVIS L. REV. 941 (2006)

By Any Other Name?: On Being “Regarded As” Black, and Why Title VII Should Apply Even If Lakisha and Jamal are White, 2005 WIS. L. REV. 1283 (with Angela Onwuachi-Willig)

***“Each One Pull One”*: The Inspirational Methodology Behind an Impassioned Though Somewhat Flawed Protest**, 1 AFR.-AM. L. & POL’Y REP. 89 (1994), a substantive review of DERRICK BELL, *CONFRONTING AUTHORITY* (1994)

Book Chapters

McCleskey v. Kemp in *CRITICAL RACE JUDGMENTS* (B. Capers, D. Carbado, R. Lenhardt & A. Onwauchi-Willig, eds.) (forthcoming Oxford University Press 2017)

Judging Opportunity Lost: Race-Based Affirmative Action and Equality Jurisprudence After Fisher v. University of Texas, in *CONTROVERSIES IN EQUAL PROTECTION* (with Erwin Chemerinsky and Angela Onwuachi-Willig) (Anne Richardson Oakes, ed., 2015)

The Story of Rahman: Religious Advocacy at the Intersection of Crime and Free Speech, in *CRIMINAL LAW STORIES* (D. Coker and B. Weisberg, eds. 2012)

Online Reviews/Articles

***Un-“Civilized”*: On the Criminalization of Raced and Gendered Poverty through Child Support Enforcement**, *JOURNAL OF THINGS WE LIKE LOTS (JOTWELL)*, April 2016 (Reviewing T. Brito, et al., *I do for My Kids*)

“Driving While Black” Redux: Illuminating New and Myriad Aspects of Auto(matic) Inequality, *JOTWELL*, May 2015 (Reviewing C. Epp, et al., *Pulled Over*).

Editorials

America Is Not Yet Post-Racial, *L. A. DAILY JOURNAL*, Aug. 28, 2009 (with Trina Jones).

SELECTED SCHOLARLY PRESENTATIONS

Northwestern University Pritzker School of Law, A Fear of Too Much Justice?: Equal Protection and the Social Sciences 30 Years After *McCleskey v. Kemp* Symposium, Chicago, IL
Invited Panelist, *What Can Brown Do for You?*, October 20, 2017

National Bar Association 92nd Annual Convention, Toronto, CN
Invited Panelist, *The Financial Crisis in Legal Education and Its Effects on Faculty Development*, Decanal Panel, August 2, 2017

International Association of Law and Mental Health Congress, Prague, CZ
Presenter, *Greatly Feared but Lightly Valued*, Police Violence and Prism of Race Panel, July 10, 2017

Law and Society Association Annual Meeting, Mexico City, MX
Reader: N. Van Cleve, *Crook County*, Author Meets Reader Panel, June 22, 2017
Chair/Participant: *Reflections on Washington v. Davis After 40 Years: A Roundtable Discussion*, June 20, 2017

NE People of Color in Legal Scholarship/Conference of Asian Pac. American Law Faculty, Brooklyn, NY
Invited Panelist, Professional Development Panel, June 2, 2017

National Bar Association, International Affiliates Meeting, Delhi, India
Invited Presenter, *Comparative Constitutional and Statutory Anti-Discrimination Norms in the Workplace – A Legal Realist Perspective*, May 12, 2017

Fordham School of Law, Critical Race Judgments Book Roundtable, New York, NY
Presenter, *McCleskey v. Kemp Chapter*, April 21, 2017 [Co-sponsored with Brooklyn Law School]

UCLA School of Law, Critical Race Judgments Book Roundtable, Los Angeles, CA
Presenter, *McCleskey v. Kemp Chapter*, April 13, 2017

Thomas Jefferson School of Law, Women and the Law Conference, San Diego, CA
Invited Presenter, “*A Hair Out of Place: Culture, Biology and Judicial Misunderstandings of Identity in the Workplace*,” on Alternative Frameworks for Understanding Panel, Feb. 3, 2017

University of Miami School of Law, Dangerous Spaces Symposium, Coral Gables, FL
Invited Reader/Panelist, *Dangerous Spaces: Beyond the Racial Profile* Panel, Jan. 10, 2017

Yale Law School, 40 Years After *Washington v. Davis*: Legal and Empirical Reflections, New Haven, CT
Moderator, *Doctrinal Reflections on Washington v. Davis* Panel, Nov. 18, 2016

American Bar Association, Labor and Employment Conference, Chicago, IL
Moderator, *25th Anniversary of the Civil Rights Act of 1991* Panel, Nov. 10, 2016

Seattle University School of Law, Influential Voices Series, Seattle, WA
Invited Keynote Speaker, *Policing As If ‘All Lives Mattered’: Critical and Empirical Approaches to Disrupting the ‘Common Sense’ of Racialized Police Violence*, Oct. 25, 2016

UC Irvine, Race and Policing Symposium, Irvine, CA
Chair, *Street-Level Policing* Panel, Oct. 7, 2016

National Bar Association 91st Annual Convention, St. Louis
Panelist, *The Reality of Law and Order Regarding Color, Race, and Gender* Panel July 19, 2016

USC Gould School of Law, Beating Mental Illness Conference, Los Angeles, CA
Moderator, *Intersectionality Issues in the Black Lives Matter Movement* Panel, April 7, 2016

Washington and Lee University School of Law, Policing in America Symposium, Lexington, VA
Invited Keynote Speaker, *Policing As If “All Lives Mattered”: Critical and Empirical Approaches to Disrupting The “Common Sense” of Racialized Police Violence*, January 29, 2016

Marco Biagi Well Being Through and at Work Conference, Modena Italy
Invited Participant, *Theorizing Vengeance: Social Identity and Psychological Profiling at Work*, Workplace Discrimination and Occupational Injury Panel, March 16, 2016

The Present and Future of Civil Rights Movements: Race and Reform in 21st Century America, Duke University Law School, Durham, NC
Moderator, *Criminal Justice Reform and Mass Incarceration* Panel, November 21, 2015

University of California, Law and Social Science Conference, University of California, Irvine, CA
Panel Participant, *The Color of Dangerousness?: Managing Perceptions of Race in Self-Defense and Sentencing*, October 24, 2015

Critical Race Theory and Empirical Methods Symposium, Univ. of Wisconsin Law School, Madison, WI
Invited Keynote Speaker, *Empirical Methods and Critical Race Theory: A Discourse on Possibilities for a Hybrid Methodology*, October 9, 2015

Standing on the Shoulders of Giants, University of Minnesota Law Review Symposium, Minneapolis, MS
Invited Panel Participant, *“The More Things Change . . .”*: New Moves for Legitimizing Racial Discrimination in A Post-Race World, October 2, 2015

International Academy of Law and Mental Health Congress, Vienna, Austria
Panel Participant, *Taking a Stand?: Assessing the Social and Racial Effects of State-Sanctioned Violence*, July 14, 2015

John Mercer Langston Writing Workshop, UC Irvine School of Law, Irvine, CA
Workshop Co-Convener & Participant/Paper Commentator, July 9-12, 2015

Law and Society Association Annual Meeting, Seattle, WA
Panel Participant, *Of Little or No Concern?: The Racialized Consequences of Self Defense Law Reform*, Punitive Experiences of Civil Exclusion Panel, May 30, 2015

American Bar Foundation, Northwestern Law School, Chicago, IL
Invited Lecture, *Taking a Stand: An Initial Assessment of the Social and Racial Effects of Recent Innovations in Self-Defense Laws*, May 5, 2015

Saint Thomas University, Miami, FL
Distinguished Visiting Scholar’s Lecture, *Taking a Stand: An Initial Assessment of the Social and Racial Effects of Recent Innovations in Self-Defense Laws*, March 26, 2015

University of Hawaii, William S. Richardson School of Law, Honolulu, HI
Faculty Workshop, *Taking a Stand?: Assessing the Social and Racial Effects of State-Sanctioned Violence*, March 13, 2015

University of California, Irvine, Center for Psychology and Law, Brown Bag Lunch Series, Irvine, CA
Invited Lecture, *Taking a Stand?: Assessing the Social and Racial Effects of State-Sanctioned Violence*, March 10, 2015

Tulane University Law School, New Orleans, LA
Faculty Workshop, *Taking a Stand?: Assessing the Social and Racial Effects of State-Sanctioned Violence*, March 8, 2015

Australian Critical Race and Whiteness Studies Association Conference, Brisbane, Australia
Panel Participant, *Taking a Stand?: Assessing the Social and Racial Effects of State-Sanctioned Violence*, December 4, 2014 (paper presentation accepted)

Critical Race Theory (CRT) and Empirical Methods Symposium, Fordham Law School, New York, NY
Invited Panel Participant, *Taking a Stand: An Initial Assessment of the Social and Racial Effects of Recent Innovations in Self-Defense Laws*, November 7, 2014

American Bar Association, 8th Annual Labor and Employment Law Conference, Los Angeles, CA
Panel Participant, *Grooming and Dress Codes* Panel, November 6, 2014

Southern California Criminal Justice Round Table, Loyola Law School, Los Angeles, CA
Invited Paper Commentator, July 29, 2014

John Mercer Langston Writing Workshop, Univ. of Nevada, Las Vegas School of Law, Las Vegas, NV
Participant/Paper Commentator, July 10-13, 2014

CRT and Empirical Methods Working Group, University of Denver Sturm College of Law, Denver, CO
Invited Participant, *CRT/Empirical Methods Working Group Meeting*, June 18-19, 2014

Law and Society Association Annual Meeting, Minneapolis, MN
Reader: J. Bell, *Hate Thy Neighbor*, Author Meets Reader Panel, June 1, 2014

University of California Irvine, Center on Law, Equality and Race (CLEaR) Symposium, Irvine, CA
The Interplay of Race, Gender, Class, Crime and Justice Symposium
Conference Convener and Moderator, April 26, 2014

Orange County League of Women Voters, Irvine CA
Invited Speaker: *Have We Lost Our Privacy?*, April 11, 2014

University of Denver Sturm College of Law, Law Review Symposium, Denver, CO
Revisiting Sex: Gender and Sex Discrimination Fifty Years After the Civil Rights Act
Panelist: Sex-Plus Discrimination (Intersectionalities), February 1, 2014

Festschrift for Professor Angela P. Harris – Boalt Hall School of Law, Berkeley, CA
Panelist, *Race and Criminal Justice* Panel, September 27, 2013

John Mercer Langston Writing Workshop, University of Denver Sturm College of Law, Denver CO
Participant/Paper Commentator, July 11-14, 2013

Association of American Law Schools, Conference on Criminal Justice, San Diego, CA
Panelist: *Criminal Procedure, Criminal Clinic and Other Topics Pedagogy* Roundtable, June 12, 2013

Law and Society Association Annual Meeting, Boston, MA
Reader: K. Mack, *Representing the Race*, Author Meets Reader Panel, May 30, 2013
Chair/Discussant: B. Fleury-Steiner, *Disposable Heroes*, Author Meets Readers Panel, May 31, 2013
Panelist: *Acting White: Rethinking Race in Post Racial America* Roundtable, June 1, 2013

UCLA Law Asian Pacific American Law Journal Symposium, Los Angeles, CA
“Only We Can Free Ourselves”: *Reflections on the Works of Mari Matsuda* Symposium
Invited Panelist: *“Looking to the Bottom”* Panel, April 6, 2013

Critical Legal Theory Colloquium, University of Colorado Law School, Boulder, CO
Invited Speaker: *Presidential Performances, Post-Race and the Future of Antidiscrimination Law*
February 21, 2013

Association of American Law Schools Annual Meeting, New Orleans, LA
Panel Presenter: *Beyond “Diversity”*: *Negotiating Racial and Gender Identities on the Path to Tenure*,
January 5, 2013

U.C. Berkeley Law Students of African Descent - Achieving Excellence Symposium, Berkeley, CA
Plenary Panelist & 1L Seminar Co-Moderator: *Surviving and Thriving in the First Year*, September 8, 2012

Law and Society Association Annual Meeting, Honolulu, HI
Panel Presenter /Discussant: *Criminal Law Stories* Panel, June 5, 2012
Panel Presenter: *Critical Race Theory and Empirical Methods* Panel, June 8, 2012

Center on Law Equality and Race - Critical Race Theory and Empirical Methods, Irvine, CA
Organizer & Speaker: CRT/Empirical Methods Working Group – Meeting and Symposium, April 20, 2012

Chapman University Law School - How to Become a Law Professor Conference, Orange, CA

Panel Presenter: *Hiring Professors: Perspectives from Law School Deans*, March 17, 2012

Seattle University Law Review Symposium – Race and the Criminal Justice System, Seattle, WA

Panel Presenter: *Analyzing Stops, Citations, and Searches in Washington and Beyond*, February 16, 2012

LATCRIT XVI, California Western School of Law, San Diego, CA

Faculty Development Workshop, Keynote: *On LatCrit Values and Principles*, October 6, 2011

CRT and Empirical Methods Working Group, UC Hastings College of Law, San Francisco, CA

Invited Participant and Paper Discussant, *CRT/Empirical Methods Working Group Meeting*, August 3, 2011

Law and Society Association Annual Meeting, San Francisco, CA

Panel Presenter: *The Obama Effect: Specialized Meaning in Antidiscrimination Law*, June 2, 2011

Panel Chair/Discussant: *Discretion and Discrimination in Law Enforcement Panel*, June 4, 2011

Connecticut Law Review Symposium, University of Connecticut Law School, Hartford, CT

Panel Presenter: *The Once and Future Equal Protection Clause?*, October 15, 2010

LATCRIT XV, University of Denver, Sturm College of Law, Denver, CO

Panel Presenter: *The Disparate Treatment of Race and Class in Constitutional Jurisprudence*, Oct. 9, 2010

Center for the Study of Law and Society, University of California, School of Law, Berkeley, CA

Invited Speaker, Jurisprudence and Social Policy CSLS Speaker Series: *Singlism: Do the Rights of Unmarried Workers need Protection?*, October 4, 2010

Third National People of Color Legal Scholarship Conference, Seton Hall Law School, Newark, NJ

Panel Presenter: *For the Sake of Appearances: Post-Race Employment Discrimination*, September 12, 2010

LATCRIT International and Comparative Law Colloquium, Cité Internat. Univ. de Paris, Paris, France

Panel Presenter: *A Comparative Look at Responses to Emergency and National Security Regimes*, July 27, 2010

Association of American Law Schools, Mid-Year Workshop, New York, NY

“Post Racial” Civil Rights, Politics and Legal Education: New and Old Color Lines in the Age of Obama

Panel Presenter: *Constructing Law School Diversity in a Post-Race (Prop. 209) World*, June 9, 2010

Panel Presenter: *Race and First Year Courses: Criminal Law and Criminal Procedure*, June 10, 2010

Law and Society Association Annual Meeting, Chicago, IL

Panel Presenter: *Singlism: Do the Rights of Unmarried Workers Need Protection?*, May 27, 2010

Military Leadership Diversity Commission Meeting, Seattle, WA

Invited Speaker: *Legal Implications of Diversity Management*, May 25, 2010

Law and the Creation of Identities, USC School of Law, Los Angeles, CA

Panel Moderator: *Marginal Whiteness Panel*, October 29, 2009

LATCRIT XIV, American University Washington College of Law, Washington, DC

Panel Presenter: *On Constructing Visits and Lateral Moves*, October 1, 2009

Faculty Workshop Series, University of Connecticut, Hartford, CT

Invited Speaker: *For the Sake of Appearances*, April 15, 2009

Employment Law Colloquium, Northwestern University School of Law, Chicago, IL

Invited Speaker: *For the Sake of Appearances*, March 5, 2009

Law and Contemporary Problems Symposium, Duke University School of Law, Durham, NC

Invited Panelist: *Disparate Treatment of Race and Class in Constitutional Jurisprudence*, January 23, 2009

Annual Meeting, Association of American Law Schools, San Diego, CA

Discussant and Panel Organizer: *At the Intersection of Crime and Immigration* Panel, January 10, 2009

LATCRIT XIII, Seattle University Law School, Seattle, WA

Panel Presenter: *On Scholarship: What to Write, How to Finish*, October 2, 2008

Panel Moderator: *Imagination Unbounded: Challenging Customary Forms of Representation*, Oct. 4, 2008

Law and Society Association Annual Meeting, Montreal, Canada

Panel Presenter: *Ineffective Assistance of Identity?* May 30, 2008

Mills Conversation Series: Law and Hip-Hop Culture, Duke University Law School, Durham, NC

Invited Presenter, March 26, 2008

Spring Speaker Series 2008, California Western School of Law, San Diego, CA

Invited Distinguished Lecture: *Appearance Codes and Identity Performance*, March 4, 2008

Examining the Effects of Anti-Affirmative Action Voter Initiatives, Univ. of Michigan, Ann Arbor, MI

Panel Presenter: *A One Drop Rule for the 21st Century*, February 9, 2008 (remarks transcribed at 13 MICH. J. OF RACE & L. 461, 504-10 (2008))

Association of American Law Schools Annual Meeting, New York, NY

Panel Presenter: *Racial Epithets, Pop Culture and Criminal Defenses*, January 5, 2008

Law and Society Association Annual Meeting, Berlin, Germany

Panel Chair & Presenter: *Lakisha and Jamal Go To Work: Analyzing Workplace Appearance and Grooming Standards as "Racial Stereotyping"*, July 27, 2007

SE/SW People of Color & Legal Scholarship Conference, Orlando, FL

Panel Chair: *Considerations of Race and Gender in Employment Discrimination*, March 17, 2007

Make Up, Identity Performance and Discrimination Symposium, Duke Univ. Law School, Durham, NC

Panel Presenter: *Race-ing Jespersen: Constructing a Racial Stereotyping Claim under Title VII to Regulate How Appearance Codes Limit Identity Performance*, October 20, 2006

EXTERNAL SERVICE/ASSOCIATION ACTIVITIES

Member, Publications Committee, Law and Society Association (LSA), Salt Lake City, UT, 2017-18

Appointed by LSA President Kim Scheppele in June 2017 to the committee responsible for negotiating a new publication contract and selecting new editors for the *Law and Society Review*.

Vice Chair, Law Professors Section, National Bar Association, Washington, DC, 2016-18

Voted to position as Vice-Chair for the Section for a 2-year term at the 91st Annual Convention.

Advisory Board Member, American Bar Association (ABA), Stand Your Ground Task Force, 2013-15

Advisor for Task Force whose purpose is to conduct a 50-state legal survey of stand your ground laws.

Member, Budget and Finance Committee, LSA, Salt Lake City, UT, 2013-17

Treasurer, LSA, Salt Lake City, UT, 2013-15

Elected by the membership in fall 2012 to LSA Executive Board.

Director, Berkeley Law (Boalt Hall) Alumni Association, Berkeley, CA 2011-14

Appointed to Berkeley Law's Alumni Board of Directors; term expired September 2014.

Member, Graduate Student Workshop Committee, LSA, Salt Lake City, Utah, 2012-13

Selected to the committee responsible for organizing and executing the graduate student workshop which preceded the 2013 annual meeting. Committee Chair, Prof. Laura Beth Nielsen, Northwestern University.

Member, Henry Williams Scholarship Fund, Board of Directors, San Diego, CA, 2012 -

Elected to this 503(c) that provides college scholarships to first-generation and URM students in San Diego.

John Hope Franklin Writing Prize Committee, LSA, Amherst, MA, 2011-12

Member (2012); **Co-Chair** (2011) (with Kaaryn Gustafson, University of Connecticut Law School) for the committee responsible for awarding the inaugural prizes for sociolegal articles focusing on race and racism. Appointed by LSA President, Prof. Laura Gomez, UCLA School of Law.

Trustee, Law and Society Association (LSA), Amherst, MA, 2009-11

Elected by the membership in fall 2008 to LSA Board of Trustees (Class of 2011).

Member, Graduate Student Workshop Committee, Fourth West Coast Law and Society Retreat, Southwestern University Law School, Los Angeles, CA, 2011

Served on committee which organized GSW for this regional LSA retreat (Feb. 11-12, 2011) and served as a Co-Facilitator (with U.C. Irvine Prof. Mona Lynch) for a session reviewing graduate papers on criminal topics. Appointed by WLS Retreat Chair, Prof. Arthur McEvoy, Southwestern Law School.

Affiliated Faculty, UC Irvine Center in Law, Society & Culture (CLSC), Irvine, CA 2010-

The CLSC brings together UC Irvine faculty and graduate students who share interests and organize events around subjects related to law, society, and culture, broadly defined.

Member, Executive Planning Committee, 20th Anniversary of Critical Race Theory Workshop, 2007-09

One of seven junior law scholars from around the nation planning the workshop and speakers' series which took place in April 2009; the events brought together the most significant scholars from the CRT movement. Committee Chair, Prof. Angela Onwuachi-Willig, University of Iowa College of Law.

Member, Graduate Student Workshop Committee, Law and Society Association, Amherst, MA, 2009

Selected to the committee responsible for organizing and executing the graduate student workshop which preceded the 2009 annual meeting. Committee Chair, Prof. Patricia Ewick, Clark University.

Chair, Diversity Committee, Law and Society Association (LSA), Amherst, MA, 2007-2009

Co-chair (with Laura Beth Nielsen of the Northwestern University) for 2007-08, and 2008-09 sole chair for the committee responsible for facilitating a greater diversity of persons and ideas within the Association's membership, scholarly publications, and presentations at annual meetings and workshops. Appointed by LSA President, Prof. Rick Lempert, University of Michigan School of Law.

Member, Junior Faculty Development Committee, Society of American Law Teachers, 2007-2009

Committee works to support junior faculty development and mentoring by partnering with other progressive scholarly organizations to produce workshops and other events addressing scholarship, teaching and other matters critical to junior scholar success. Chair: Ruben Garcia, UNLV School of Law.

Member, Executive Committee, Association of American Law Schools, Criminal Law Section, 2006-08
Selected to the committee responsible for organizing section panels at annual meetings and special section meetings every three years. Selected to organize a panel on the intersection of crime and immigration for January 2009 meeting in San Diego, CA. Section Chair, Prof. Cynthia Lee, George Washington University Law School.

Co-Chair, Program Committee, Southwest/Southeast People of Color in Legal Scholarship Conf., 2007
Chaired (with Pat Broussard of FAMU Colleg of Law) the committee responsible for organizing plenary panels and the Junior Faculty Workshop for the 2007 SE POCLSC in Orlando, FL. As in past years, the regional POCLSCs have traditionally focused on providing venues for young scholars to receive feedback on their work,

Law and Society Association (LSA), Amherst, MA, 2005-2006

Member, Program Committee: served a one-year appointment on the national committee responsible for organizing the program for the 2006 Annual Meeting in Baltimore, MD; organized all panels related to crime or race; **Member, Nominations Committee:** appointed by LSA President Prof. Malcolm Feeley to a one-year term on the committee responsible for advancing names to be considered for positions as trustees and among the executive board of the organization.

Member, Advisory Council, Thelton Henderson Center for Social Justice, Berkeley Law, 2003 -

Appointed by the former Faculty Director to work with her, other council members, and social justice faculty, to build a coalition of groups and individuals within the academy, the bar, and the legal community who are pursuing social justice goals, and to produce creative and innovative scholarship on issues of equality and diversity. Faculty Director: Bertrall Ross; Chair of the Council: Abby Ginzburg.

Reviewer for the following Scholarly Publications and Presses:

Peer-Reviewed: *Law and Society Review, Law and Social Inquiry, Dubois Review, Race and Social Problems*

Student-Edited: *California Law Review and Yale Law Journal*

Academic Presses: University of Chicago Press, Stanford Press and NYU Press

OTHER PROFESSIONAL EXPERIENCE

United States Navy Reserve, December 2002 – December 2013 (Retired December 1, 2013)

Staff Judge Advocate, Navy Reserve U.S. Special Operations Command (Unit 108), Tampa Bay, FL, February 2013 – December 2013. Served as a Navy Reserve legal advisor for the Unified Command responsible for the management of special operations forces for the various military services around the world.

Staff Judge Advocate, Navy Reserve Naval Mine and Anti-Submarine Warfare Command (Unit 0194), San Diego, CA, December 2009-November 2012. Provided legal support, analysis, advice, and training for the Navy command, which serves as the war-fighting center of excellence for undersea warfare.

Reserve Special Assistant for Legal and Legislative Affairs, Navy Inspector General (IG), Washington, DC, January 2007-November 2009. Conducted research and provided opinions, advice and training for the Naval Inspector General. For example, reviewed investigations of the alleged misconduct of senior officers; assisted inspection teams with legal matters during IG visits to particular areas/commands; and provided ethics and standards of conduct training for the IG and its subordinate commands.

Action Officer, Navy Reserve Judge Advocate 108 Unit, Miami, FL, August 2004 to December to 2006
This Unit serves the Office of the Judge Advocate General of the Navy, Criminal Law (Policy) Division, Washington, DC. The following are examples of the types of assignments completed: reviewed and briefed, on a monthly basis, all U.S. Supreme Court and Circuit Court criminal law and procedure cases with implications for federal and military practice; provided opinions on proposed changes to the Uniform Code of Military Justice, the Manual for Courts-Martial, Rules for Court-Martial, and the Judge Advocate General Manual; wrote opinions on myriad issues including limits on questioning within military Article 32 (grand Jury) hearings due to rape shield laws, who must preside over a request for reconsideration of a denial of release from pre-trial confinement, and ambiguities in a proposed new law designed to criminalize the felony murder of an unborn child.

Staff Judge Advocate, Navy Reserve Amphibious Group TWO, Milwaukee, WI, October 2002-August 2004. Served as general counsel for the reserve component of the military command responsible for amphibious operations in the Atlantic Ocean area of responsibilities. In addition to providing advice and training on operational law, law of the sea, and rules of engagement, I also performed staff duties related to advising the Commander on civil, administrative, criminal law, and government ethics issues.

United States Navy (Active Duty), May 1990 – December 2002

Admiralty Counsel, Office of the Judge Advocate General, Washington DC, June 2000-October 2002
Served as both Associate Counsel and Deputy Director (December 2000-July 2001) for the Admiralty and Maritime Law Division, the U.S. Navy office responsible for the management of worldwide admiralty issues. Also served as the Navy Party counsel for the National Transportation Safety Board investigation of the sinking of Japanese vessel *Ehime Maru* by a U.S. submarine, and as one of five attorneys on the Department of Defense Commission that investigated the terrorist bombing of USS COLE from October 2000 to January 2001. (Received an honorable discharge and a Reserve appointment as a Lieutenant Commander in December 2002).

Attorney-Advisor, Commander, Western Hemisphere Group, Mayport, FL, November 1997-June 2000. Served as general counsel for the U.S. Navy organization responsible for operations within the waters of the Caribbean and South America. Advised commanders on the international law implications of varied operations including counter-drug enforcement and cooperative engagement with foreign navies.

Counsel, Naval Legal Service Office, Guam, November 1995-November 1997.
Served first as a prosecutor, then later as a defense counsel for multiple misdemeanor and felony criminal trials and administrative and disciplinary hearings involving military members. Also worked for the U.S. Attorney's Office on Guam as a Special Assistant U.S. Attorney for civil litigation arising under the Federal Tort Claims Act and as a staff attorney for a joint task force that provided humanitarian relief for 6,000 Kurdish asylum-seekers evacuated from Iraq and placed in the U.S. from October 1996 to May 1997.

Division Officer, USS FAIRFAX COUNTY, Little Creek, VA, May 1990-July 1992
Supervised approximately sixty men in the daily completion of their duties on an amphibious landing craft. Oversaw maintenance, repair and operation of multi-million dollar equipment and systems. Held various positions as Auxiliaries/Electrical Officer, Assistant Navigator, and Administrative Officer for the vessel.

SIGNIFICANT LITIGATION AND REGULATORY EXPERIENCE

El-Shifa Pharmaceutical Industries Co. v. United States, 55 Fed. Cl. 751 (2003), *aff'd* 378 F.3d 1346 (Fed. Cir. 2004), *cert. denied*, 125 S.Ct. 2963 (2005). Acted as lead agency counsel and participated with Department of Justice counsel on briefs for the successful defense of a \$50 million civil suit stemming from U.S. missile strikes on terrorist sites in Sudan and Afghanistan.

Meagher v. United States, 170 F. Supp. 2d 960 (N.D. Cal. 2001). Acted as lead agency counsel and provided litigation support to the Department of Justice and civilian counsel for the case, which held the U.S. Navy was not liable in admiralty for injuries occurring on vessels it donated to charitable organizations.

United States v. McAllister Towing and Transportation Co., Inc. (case settled after filing). Acted as lead agency investigator and counsel, and provided litigation support for an affirmative complaint alleging significant property and environmental clean-up damages for the United States. The case stems from a maritime collision in September of 2000 that resulted in a public vessel spilling 30,000 gallons of oil into Raritan Bay, New Jersey. Prior to the Department of Justice filing suit, personally coordinated the property damage and environmental claims of the Navy, the Department of Interior, the U.S. Coast Guard and the National Oceanic and Atmospheric Administration, and pursued settlement on behalf of the United States.

Certifications and Exemptions Under The International Regulations For Preventing Collisions At Sea, 32 C.F.R. § 706.2. Acted as sole custodian and drafter for all amendments to this C.F.R. section from June 2000 to Sept. 2002. The section tracks navigation light certifications and exemptions for all U.S. naval vessels.

PROFESSIONAL MEMBERSHIPS

American Bar Foundation (Fellow), since April 2014
American Bar Association, since September 1997 (Intermittent)
National Bar Association, since May 1997 (Intermittent)
Law & Society Association, since September 1999
Society of American Law Teachers, since October 2006
District of Columbia Bar Association, since January 1997
California State Bar, since December 1995