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CURRENT APPOINTMENT

UC IRVINE SCHOOL OF LAW, Irvine, CA
Clinical Professor of Law, July 2018-present
Assistant Clinical Professor of Law, June 2016-June 2018
Director, Criminal Justice Clinic, June 2016-present

Courses: Criminal Justice Clinic (Fall 2016-current), Advanced Criminal Justice Clinic (Spring 2017-current); Evidence (Fall 2021-current); Life Sentencing Practicum (Spring 2021); Federal Sentencing (Spring 2018).

PAST APPOINTMENTS

BENJAMIN N. CARDOZO SCHOOL OF LAW, New York, NY
Associate Clinical Professor of Law, July 2015-May 2016
Assistant Clinical Professor of Law, July 2013-June 2015
Courses: Immigration Justice Clinic; Criminal Law; Founder, Cardozo Clemency Project

NEW YORK UNIVERSITY SCHOOL OF LAW, New York, NY
Associate Director of the Lawyering Program, June 2012-June 2013
Acting Assistant Professor of Lawyering, June 2010-2013

EDUCATION

NEW YORK UNIVERSITY SCHOOL OF LAW, New York, NY
J.D., *Magna Cum Laude*, May 2001

- Order of the Coif
- *New York University Law Review*, Notes Editor
- Root-Tilden-Kern Scholar: Three-year scholarship based on commitment to public service, potential for leadership, and academic excellence
- Pomeroy Scholar: Awarded to the top ten first-year students based on GPA
- Florence Allen Scholar: Awarded to the top ten percent of students after four semesters
- Teaching Assistant, Dean John Sexton

STANFORD UNIVERSITY, Stanford, CA
B.A. in Urban Studies, *Honors and Academic Distinction, Phi Beta Kappa*, June 1996

CLERKSHIP

JUDGE STEPHEN REINHARDT, US COURT OF APPEALS, NINTH CIRCUIT, Los Angeles, CA
Judicial Clerk, May 2001-May 2002

PUBLICATIONS

Expanding Compassionate Release Beyond the COVID-19 Pandemic, with Jenny Roberts, 18 Ohio State Journal of Criminal Law 575 (2021)

The CalGang Database: Once In, Can You Ever Get Out?, THE VERDICT (Oct. 2020)

The Dangers of Police-Created Crime, The Justice Collaborative Institute (Sept. 29, 2020)

Reentry Services for the Removed, 70 FLA. L. REV. F. 124 (2019) (invited response)

Policing the Immigrant Identity, 68 FLA. L. REV. 3 (2016).

*Selected as a “Must Read” by Getting Scholarship into Court Project, NACDL

Book Review, *Finding Rights Among the Wreckage*, 35 CRIMINAL JUSTICE ETHICS 142 (2016) (review of Michael Javen Fortner, BLACK SILENT MAJORITY: THE ROCKEFELLER DRUG LAWS AND THE POLITICS OF PUNISHMENT (2015).)

SKILLS & VALUES: CRIMINAL LAW (with A. Taslitz and L. Herbert) (LEXIS NEXIS 2014).

Fighting the Stash House Sting, THE CHAMPION (NACDL 2014).

Undercover Policing, Overstated Culpability, 34 CARDOZO L. REV. 1401 (2013).

Wavering on Waiver: Montejo v. Louisiana and the Sixth Amendment Right to Counsel, 48 AM. CRIM. L. REV. 1335 (2011).

The Role of Gender and Relationship in Reforming the Rockefeller Drug Laws, 76 N.Y.U. L. REV. 906 (2001).

Other:

Op-Ed, *The Police Should Not Create Crime*, USA Today (Sept. 30, 2020).

Utah v. Strieff *and the Exclusionary Rule’s Future in Immigration Court*, Crimmigration (Aug. 9, 2016, and Mar. 10, 2016) (Blog Posts).

Cardozo Clinic Defeats Aggravated Felony Charges After Years of Litigation, Crimmigration (May 5, 2015) (Blog Post).

Sentencing Manipulation/Sentencing Entrapment, www.fd.org.

Letter to the Editors: *ATF’s Encouragement of Crime*, WASH. POST, May 22, 2015; *Baiting Bike Thieves*, NY TIMES, June 2, 2014; *ATF Must Do More*, MILWAUKEE-WISCONSIN JOURNAL-SENTINEL, Mar. 4, 2014.

SELECTED EXPERIENCE

ALTERNATE PUBLIC DEFENDER'S OFFICE OF LOS ANGELES COUNTY, Los Angeles, CA
Deputy Alternate Public Defender, September 2003-May 2010

Represented clients charged with misdemeanors and felonies in the Central Los Angeles, Van Nuys, and Compton courts. Represented clients during all stages of criminal proceedings, from arraignment through jury trial and sentencing. Handled all levels of offenses, from drug possession to gang-related robberies and murder. Aided clients with respect to collateral consequences, including immigration, licensing, and other civil penalties.

LAW OFFICES OF ROBERT BERKE, Los Angeles, CA
Attorney, January 2003-August 2003

Worked as an Associate for two attorneys in civil and criminal private practice.

FAMILY VIOLENCE PREVENTION PROGRAM, EAST PALO ALTO POLICE DEPARTMENT, East Palo Alto, CA

Founder/ Program Coordinator, January 1996-May 1998

Created and organized all aspects of a community-based family violence prevention program. Wrote grants funded for more than \$100,000. Organized and led trainings for police officers, community groups, and service providers. Coordinated offender and victim services for the department.

SELECTED PRESENTATIONS AND RELATED WORK

- Interviews on stash house stings and other undercover policing tactics with media outlets including The New York Times, Washington Post, the New Yorker, ProPublica, Los Angeles Times, Chicago Tribune, The Crime Report, Associated Press, USA Today, “This is Criminal” podcast, “Civics 101” podcast, and KPCC and WABC radio.
- Interviews on criminal justice issues affecting Californian communities with media outlets including KPCC, Orange County Weekly, Long Beach Press-Telegram, the Daily Journal, and the Los Angeles Times.
- *Supreme Court Preview*, panelist, UCI School of Law (Sept. 29, 2022)
- *Crimmigration*, two part webinar training, Indigent Defense Improvement Div., Office of the State Public Defender (Aug. 17 & 24, 2022)
- *Immigration Consequences of Criminal Convictions*, guest lecturer, Sentencing and Post-Conviction Law Seminar, Loyola Law School, Los Angeles, CA (Mar. 17, 2022)
- A Career in Criminal Law, guest speaker, Associated Students of UCI and Phi Alpha Delta pre-law fraternity, UC Irvine (Jan. 12, 2022)
- *Lawsuit Against the OC District Attorney's DA Database*, guest speaker, Chicago Council of Lawyers, Civil Liberties Group (Sept. 17, 2021)

- *District Attorney Accountability*, panelist, Immigrant Legal Resource Center, on-line forum (June 8, 2021)
- *Police Reform: From Prisons to the Streets*, panelist, Indiana Law Review Symposium, on-line forum (Mar. 26, 2021)
- *UC Safety Symposium, Reimagining Campus Safety & Dimensions of Change*, panelist, University of California, on-line forum (Mar. 24, 2021)
- *Police Brutality, Diversity and Social Justice Forum*, panelist, Chapman University, Fowler School of Law (Feb. 18, 2021)
- Prison Education Program, guest speaker, UC Irvine (Nov. 4, 2020)
- *Police Reform and Racial Justice*, panelist, Harvard Law School Association, Orange County Chapter, Harvard Law School Women's Alliance (Oct. 2, 2020)
- *Project Rebound: Relief and Remedies*, presenter, Project Rebound, Cal State Fullerton (Sept. 19, 2020)
- *Criminal Justice Advocacy*, panelist, Project Kinship 2020 Trauma & Recovery Certificate Program, Santa Ana, CA (July 24, 2020)
- *Restorative Justice and Alternatives to Incarceration*, panelist, Women Lawyers Association of Los Angeles, Criminal Justice Section (June 10, 2020)
- Testimony in support of AB2147 (expungement for individuals who complete fire camp in prison) before California State Assembly, Public Safety Committee (May 19, 2020)
- *Introduction to the Immigration Consequences of Criminal Convictions*, Trainer/Presenter, Expungement Clinic of Loyola Law School (Apr. 6, 2020)
- *Criminal Justice: Perspectives on Reform from the Prosecution and Defense, A Conversation with LA District Attorney Candidate George Gascon*, UC Public Service Law Conference, UC Irvine School of Law (Jan. 25, 2020)
- *Introduction to Post-Conviction Relief: A Training for Clean Slate Providers*, Trainer/Presenter, Neighborhood Legal Services of Los Angeles (Dec. 6, 2019)
- *Current Issues in the Criminal Justice System*, panelist, Prison Education Club, UC Irvine (Oct. 28, 2019)
- *Supreme Court Preview*, panelist, UCI School of Law (Oct. 2, 2019)

- *Motions to Vacate: The What, Where, When, and Hows of California Post-Conviction Relief*, Trainer/Presenter, Immigration Legal Resource Center, Webinar (Dec. 6, 2018)
- *Stash House Stings: Advanced Legal Reasoning Seminar*, Guest Lecturer, Northwestern School of Law (Oct. 19, 2018)
- *Town Hall: Reflections on the Confirmation Process of Brett Kavanaugh*, panelist, UCI School of Law (Oct. 18, 2018)
- *Never Say Die: Post-Conviction Relief in Removal Proceedings*, Trainer/Presenter, Removal Defense Project, Loyola Law School (Oct. 10, 2018)
- *Supreme Court Preview*, panelist, UCI School of Law (Oct. 3, 2018)
- *Excessive Force and Police Brutality from the Minority Perspective*, panelist, Thurgood Marshall Bar Association, Orange, CA (Sept. 20, 2018)
- *Criminal Defense and the Justice System*; Presenter, UC Irvine History Project, ACCESS (Sept. 18, 2018)
- *The Purposes of the Criminal Justice System and an Overview of its Stages*, Lecturer, High School Summer Institute in Law, UC Irvine School of Law (Aug. 6, 2018)
- *The PEOPLE's Forum: Exonerees versus DA*, panelist, The People's Coalition, Irvine, California (Oct. 18, 2017)
- *Out of the Ivory Tower and into the Community! Academic Writing for Social Justice*, panelist, concurrent session, AALS Clinical Conference, Baltimore, MD (May 1, 2016)
- *The Plight of Unaccompanied Minors*, panelist, BALLSA Alumni Group, Cardozo School of Law (Jan. 22, 2015)
- *Broken Windows, Shattered Lives*, moderator, *Symposium: Misdemeanor Practice in the Era of Broken Windows and Saturation Policing*, Cardozo School of Law (Dec. 4, 2014)
- *Policing the Immigrant Identity*, Clinical Law Review Writers' Workshop, NYU School of Law (Sept. 27, 2014)
- *Organizational Clients*, panelist, ImmProf Clinical Workshop, UC Irvine School of Law (May 22, 2014)
- *Immigration and the Constitution*, panelist, Floersheimer Center, Cardozo School of Law (Nov. 25, 2013)
- *Learning from Law Students: Criminal-Immigration Clinics as a Model for Criminal-*

Civil Partnerships, panelist, NLADA Annual Conference, Los Angeles, CA (Nov. 8, 2013)

- *Undercover Policing, Overstated Culpability* (selected participant), Academic Careers Program Scholarship Clinic, NYU School of Law (Apr. 13, 2012)
- *Officer or Judge? Sentencing Manipulation in the World of Undercover Policing*, Clinical Law Review Writers' Workshop, NYU School of Law (Oct. 1, 2011)

UNIVERSITY SERVICE

University: Chair, Public Safety Advisory Committee, (2019-2020, Chair: 2020-current); Faculty Sponsor, Underground Scholars (2021-current); Chair, UCI Incarcerated Veteran's Project, (2019); California Police Misconduct Database Project (2019 Law School Site Lead); Advisory Committee, UCI LIFTED (2018-current)

Law School: Chair, Student Success Committee (2020-21, co-chair Fall 2021); Appointments Committee (Spring 2020); Clerkship Committee (2016-20); Committee on Equity and Diversity (Fall 2018); External Competitions Committee (2017-18); Law Review Committee (2017)

Other: Southern California Clinical Conference Planning Committee (2019); Supervising Attorney: UCI Court Watch (2020-21); 2016-18: Faculty Advisor for projects including Clean Slate Clinic, ACLU DNA Database, and Homeless Outreach Pro Bono Projects; Faculty Mentor for Criminal Justice related fellowships; High School Summer Institute in Law (Introduction to the Criminal Justice System) (2018, 2019); CA State Bar, UCI Law Pro Bono Conference (2017)

National: AALS Clinical Conference 2021 Planning Committee, AALS Clinical Conference 2020 Planning Committee

PROFESSIONAL ACTIVITIES/ OTHER

- Member of FACCT, an independent commission appointed by Los Angeles District Attorney George Gascon to review past officer-involved shootings in Los Angeles
- Recipient of the 2021 "Crispin Star" - an award given by the Federal Defenders of the Northern District of Georgia in recognition of one's contribution to the development of federal law
- Recipient of a President's Commendation from the National Assoc. of Criminal Defense Lawyers (NACDL) in recognition of *pro bono* legal work with NACDL's First Step Act Litigation (July 2021).

- Serves as an expert witness in post-conviction cases on defense counsel's role with respect to adverse immigration consequences of criminal charges
- Public Service Law Center and Public Service Scholars, Cardozo School of Law, Recipient of the Inspire! Award, Jan. 29, 2015
- Governance Committee and Digital Evidence Working Group, National Forensic College, NACDL and Cardozo School of Law, June 8-13, 2014
- Professor, International Criminal Law, Southwestern Law School Summer Law Program, Vancouver, BC, June 2013
- Keynote Graduation Speaker, High School Law Inst., NYU School of Law (Apr. 6, 2013)
- NACDL et al., *Padilla* and the Future of the Defense Function (invited conference participant), New York, NY (June 20-21, 2011), working group member, June 2011-June 2013
- Board of Governors, CA Attorneys for Criminal Justice (CACJ), Jan. 2007-June 2009

MEMBERSHIPS

- National Association of Criminal Defense Attorneys (NACDL)
- California Public Defender Association
- Orange County Bar Association, Criminal Law Section
- American Immigration Lawyers Association (AILA)

BAR ADMISSIONS

California, New York, Washington, DC, Central District of California