

ALEXANDRA NATAPOFF

University of California, Irvine School of Law  
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ACADEMIC  
POSITIONS

UNIVERSITY OF CALIFORNIA, IRVINE SCHOOL OF LAW  
Professor of Law, 2017-present  
Professor of Criminology, Law and Society (by courtesy)  
Co-Director, Center in Law, Society and Culture  
Advisory Committee, Center on Law, Equality and Race  
Equity Advisor, Spring 2019  
Teaching: Criminal Law, Criminal Procedure, Evidence, Criminal Justice Seminar

HARVARD LAW SCHOOL  
Visiting Professor, Fall 2018  
Teaching: Criminal Law, Misdemeanor Justice Reading Group

LOYOLA LAW SCHOOL, LOS ANGELES  
Associate Dean for Research, 2014-2016  
Professor of Law & Rains Senior Research Fellow, 2006-2017  
Associate Professor, 2003-2006  
Chair, Lateral Appointments Committee, 2010-2016  
Co-Director, Loyola Clemency Project, 2016-2017  
• Co-Founder/Director of one of the largest law school clemency projects in the country  
with 30 student/attorney teams drafting federal clemency petitions  
Teaching: Criminal Law, Criminal Procedure, Advanced Writing Seminar

NEW YORK UNIVERSITY SCHOOL OF LAW  
Scholar in Residence, Center on the Administration of  
Criminal Law, Summer 2012

UNIVERSITY OF SOUTHERN CALIFORNIA SCHOOL OF LAW  
Distinguished Visitor, September 2007 (one week in residence)

JUDICIAL  
CLERKSHIPS

THE HONORABLE DAVID S. TATEL, U.S. COURT OF APPEALS FOR THE DISTRICT OF  
COLUMBIA, Judicial Clerk, 1997-1998

THE HONORABLE PAUL L. FRIEDMAN, U.S. DISTRICT COURT FOR THE DISTRICT OF  
COLUMBIA, Judicial Clerk, 1995-1997

EDUCATION

STANFORD LAW SCHOOL, J.D.  
Graduated with Distinction  
Article Editor, Stanford Law Review  
Winner, Steven M. Block Civil Liberties Writing Award

YALE UNIVERSITY, B.A.  
Philosophy, *cum laude*

AWARDS &  
HONORS

2018 Publishers Weekly Best Book Award  
2017 Choice Outstanding Academic Title  
2016 Guggenheim Fellowship  
2013 Law and Society Association Article Prize  
2010 ABA Silver Gavel Award, Honorable Mention for Books  
2007 Elected to the American Law Institute  
2007 Outstanding Scholarship Award from the AALS Criminal Justice Section  
2007 AALS Scholarly Papers Competition, Honorable Mention  
2004 Outstanding Scholarship Award from the AALS Criminal Justice Section  
2004 Stanford/Yale Junior Faculty Scholarship Forum  
1995 Steven M. Block Civil Liberties Award for distinguished written work  
relating to personal freedom

SCHOLARSHIP

BOOKS

PUNISHMENT WITHOUT CRIME: HOW OUR MASSIVE MISDEMEANOR SYSTEM TRAPS THE INNOCENT AND MAKES AMERICA MORE UNEQUAL (Basic Books, 2018)

- 2018 Best Books, Publishers Weekly

THE NEW CRIMINAL JUSTICE THINKING (co-editor, with Sharon Dolovich) (14-essay collection) (NYU Press, 2017)

- 2017 Choice Outstanding Academic Title

SNITCHING: CRIMINAL INFORMANTS AND THE EROSION OF AMERICAN JUSTICE (NYU Press, 2009)

- Winner, 2010 ABA Silver Gavel Award, Honorable Mention for Books
- 2010 Barnes & Noble Best Pick

ARTICLES &  
BOOK CHAPTERS

*A Stop is Just a Stop: Terry's Formalism*, 15 OHIO ST. J. CRIM. L. 113 (2017)

*Misdemeanors*, in ACADEMY FOR JUSTICE, A REPORT ON SCHOLARSHIP AND CRIMINAL JUSTICE REFORM (Erik Luna ed., 2017), <http://academyforjustice.org/>

*Introduction*, in THE NEW CRIMINAL JUSTICE THINKING (with Sharon Dolovich) (2017)

*The Penal Pyramid*, in THE NEW CRIMINAL JUSTICE THINKING (2017)

*Negotiating Accuracy: DNA in the Age of Plea Bargaining*, in WRONGFUL CONVICTIONS AND THE DNA REVOLUTION: TWENTY-FIVE YEARS OF FREEING THE INNOCENT (editor, Daniel Medwed) (Cambridge University Press, 2017)

- Selected as a "must read" by the NACDL Getting Scholarship Into Court Project

*Criminal Misdemeanor Theory and Practice*, in OXFORD HANDBOOK OF CRIMINAL LAW (Markus Dubber & Tatjana Hörnle eds., 2016)

*Misdemeanor Decriminalization*, 68 VANDERBILT L. REV. 1055 (2015)

- Response by Darryl Brown in 69 VAND. L. REV. EN BANC 1 (2016)
- Reviewed on JOTWELL by Angela Harris, Oct. 23, 2015
- Reviewed on JOTWELL by Jennifer Chacón, Mar. 20, 2015

*Gideon's Servants and the Criminalization of Poverty*, 12 OHIO ST. J. CRIM. L. 445 (2015)  
• Scholarship of the Day, The Marshall Project, July 20, 2015

*Misdemeanors*, 11 ANN. REV. L. & SOC. SCI. 255 (2015)

*Aggregation and Urban Misdemeanors*, 40 FORDHAM URB. L.J. 1043 (2013)

*Gideon Skepticism*, 70 WASHINGTON & LEE L. REV. 1049 (2013)  
• Excerpted in ALLEN, STUNTZ ET AL., COMPREHENSIVE CRIMINAL PROCEDURE  
(4<sup>th</sup> ed. Aspen 2016)

*Misdemeanors*, 85 S. CAL. L. REV. 1313 (2012)  
• Winner, 2013 Law and Society Association Article Prize  
• Responses by Stephanos Bibas, Eve Brensike Primus, and Jonathan Simon  
in 85 S. CAL. L. REV. POSTSCRIPT (2012)  
• Reviewed on JOTWELL by Erin Murphy, Apr. 18, 2012

“Snitching and the Use of Criminal Informants.” *Oxford Bibliographies in  
CRIMINOLOGY*. Ed. Richard Wright. New York: Oxford University Press (2012),  
oxfordbibliographiesonline.com

*Deregulating Guilt: The Information Culture of the Criminal System*, 30 CARDOZO L.  
REV. 965 (2008)

*Underenforcement*, 75 FORDHAM L. REV. 1715 (2006)  
• 2007 Outstanding Scholarship Award from the AALS Criminal Justice Section  
• 2007 AALS Scholarly Papers Competition, Honorable Mention  
• Excerpted in KADISH, SCHULHOFER, AND BARKOW, CRIMINAL LAW AND ITS  
PROCESSES (10<sup>th</sup> ed. Aspen 2017)

*Comment: Beyond Unreliable: How Snitches Contribute to Wrongful Convictions*, 37  
GOLDEN GATE U. L. REV. 107 (2006) (symposium on wrongful convictions at UCLA)

*Speechless: The Silencing of Criminal Defendants*, 80 N.Y.U. L. REV. 1449 (2005)  
• 2004 Outstanding Scholarship Award from the AALS Criminal Justice Section

*Snitching: The Institutional and Communal Consequences*, 73 U. CIN. L. REV. 645 (2004)  
• 2004 Stanford/Yale Junior Faculty Forum

*Madisonian Multiculturalism*, 45 AM. U. L. REV. 751 (1996)

*Trouble in Paradise: Equal Protection and the Dilemma of Interminority Group Conflict*,  
47 STAN. L. REV. 1059 (1995)  
• Winner, Steven M. Block Civil Liberties Award for distinguished work relating to  
personal freedom

*Protecting the Rights of Deaf Children from Non-English Speaking Homes*, 24 J.L. & ED.  
271 (1995)

*The Year of Living Dangerously: State Courts Expand the Right to Education*, 92 ED.  
LAW REP. 755 (1994)

PROFESSIONAL  
MEMBERSHIPS

American Law Institute, elected 2007  
Adviser, *ALI Principles of Law, Policing Project*, appointed 2015

COMMENTARY

*States Take a Fresh Look at Snitching*, THE CRIME REPORT, Sept. 26, 2017  
*Young Black Men Coerced to Plead Guilty*, Guest Blog Post, WASH. POST, Nov. 11, 2015  
*The Dark Side of Decriminalization*, Op-ed, S.F. CHRON., Dec. 6, 2014  
*Why misdemeanors aren't so minor*, SLATE.COM, April 27, 2012  
*The Guilt Market*, REASON MAGAZINE, June 2011  
*Who 'snitching' really betrays*, CNN Opinion, Feb. 18, 2011  
*Secret Justice*, PRISON LEGAL NEWS, Feb. 2011  
*Regulating Criminal Snitching*, Op-ed, DAILY JOURNAL, Sept. 15, 2009  
*Kathryn Johnston paid price for police reliance on snitches*, S.F. CHRON., Aug. 16, 2007  
*California Reconsiders Snitching*, Op-ed, S.F. CHRON., Nov. 19, 2006  
*Gideon's Silence: What ever happened to the right to counsel?* SLATE.COM, May 31, 2006  
*Bait and Snitch: The high cost of snitching for law enforcement*, SLATE.COM, Dec. 12, 2005

JUDICIAL  
CITATIONS

*United States v. Wilmore*, 282 F. Supp. 3d 937 (S.D.W.Va. 2017) (citing SNITCHING: CRIMINAL INFORMANTS AND THE EROSION OF AMERICAN JUSTICE (2009))

*Rhoades v. State*, 880 N.W.2d 431 (Iowa 2016) (citing *Negotiating Accuracy: DNA in the Age of Plea Bargaining* and SNITCHING: CRIMINAL INFORMANTS AND THE EROSION OF AMERICAN JUSTICE (2009))

*Williams v. Davis*, 2016 WL 1254149 (C.D.C.A. Mar. 29, 2016) (vacating conviction and death sentence)

*State v. Leniart*, 166 Conn. App. 142 (2016) (holding expert testimony admissible)

*United States v. Andrews*, 808 F.3d 964 (4<sup>th</sup> Cir. 2015) (citing *Speechless: The Silencing of Criminal Defendants*, 80 N.Y.U. L. REV. 1449 (2005))

*United States v. Stewart*, 686 F.3d 156 (2<sup>nd</sup> Cir. 2012) (citing *Speechless: The Silencing of Criminal Defendants*, 80 N.Y.U. L. REV. 1449 (2005))

*Carvajal-Montoya v. United States*, 2012 WL 3713110 (S.D.N.Y. Aug. 27, 2012) (citing *Speechless: The Silencing of Criminal Defendants*, 80 N.Y.U. L. REV. 1449 (2005))

*United States v. Luck*, 611 F.3d 183 (4<sup>th</sup> Cir. 2010) (citing SNITCHING: CRIMINAL INFORMANTS AND THE EROSION OF AMERICAN JUSTICE (2009))

*State v. Arroyo*, 292 Conn. 558 (2009) (citing *Beyond Unreliable: How Snitches Contribute to Wrongful Convictions*, 37 Golden Gate U.L. Rev. 107 (2006))

*DeLaventura v. Columbia Acorn Trust*, 417 F. Supp. 2d 147 (D. Mass. 2006) (citing *Speechless: The Silencing of Criminal Defendants*, 80 N.Y.U. L. REV. 1449 (2005))

WEBSITE/BLOG Snitching Blog ([www.snitching.org](http://www.snitching.org)). Public education website/blog devoted to the law and public policy regarding the use of criminal informants

REVIEWER Criminology & Public Policy  
Police Quarterly  
National Science Foundation  
Law & Society Review

SELECTED PRESENTATIONS

Presenter, Judicial Symposium: The Law & Economics of Criminal Justice Reform, George Mason University Law & Economics Center, Arlington, VA, Oct. 22, 2018

Panelist, Supreme Court 2018 Term Preview, American Constitution Society/Federalist Society/Harvard Law Review, Harvard Law School, Cambridge, Sept. 24, 2018

Panelist, 8<sup>th</sup> Annual Supreme Court Term in Review, U.C. Irvine, July 9, 2018

Faculty Workshop, *Misdemeanor Justice*, University of Colorado Law School, Feb. 2018

Panelist, Misdemeanor Machinery, Boston University School of Law, Nov. 3, 2017

Moderator, Judicial Responsibility for Justice in Criminal Courts, Hofstra University Law School, New York, April 6-7, 2017

Panelist, The National Registry for Exonerations as a Resource for Social Change, Newkirk Center for Science & Society, U.C. Irvine, March 16, 2017

Panelist and Moderator, Bridging the Gap: A Conference on Scholarship and Criminal Justice, Sandra Day O'Connor College of Law, Arizona State University, Feb. 10, 2017

Faculty Workshop, *Misdemeanors and Money*, Duke Law School, Feb. 6, 2017

Commenter, ACS Junior Scholars Public Law Workshop, American Constitution Society, San Francisco, CA, Jan. 5, 2017

Faculty Workshop, *Misdemeanors: The Institution*, University of Michigan Law School, Ann Arbor, Nov. 2, 2016

Panelist, *Privatized Probation and Modern Debtor's Prisons*, Practicing Public Interest Law in the South Conference, Vanderbilt Law School, Sept. 9-10, 2016

Keynote Speaker, Mississippi Public Defender Statewide Training on Misdemeanors, Biloxi, MS, Aug. 24, 2016

Keynote Speaker, Innocence Network Policy Conference, Kansas City, MO, June 2016

Speaker, AALS Workshop for New Law Teachers, Washington, D.C. June 9-10, 2016

Panelist, *11<sup>th</sup> Annual Summit on Public Defense*, ABA Midyear Meeting, San Diego, CA, Feb. 2016

Panelist, *Elephants in the Courtroom: Examining Overlooked Issues in Wrongful Convictions*, National Science Foundation, Alexandria, VA, Oct. 15, 2015

Presenter, *Wrongful Convictions and the DNA Revolution: Twenty-Five Years of Freeing the Innocent*, Northeastern University Law School, Boston, MA, Sept. 25, 2015

Speaker, Innocence Seminar, Innocence Project of Texas, Austin, TX, Aug. 7, 2015

Presenter, *Misdemeanor Decriminalization*, Law & Society Annual Conference, Seattle, WA, May 30, 2015

Speaker, Misdemeanor Punishment & the Power of Fines, University of Oregon, Portland, OR, April 24, 2015

Panelist, *The Rehnquist Court: Ten Years Later*, Rehnquist Center on the Constitutional Structures of Government, University of Arizona College of Law, Feb. 6, 2015

Discussant, Prison Scholarship Roundtable, UCLA Law School, Oct. 31, 2014

Faculty Workshop, *Misdemeanor Decriminalization*, Pepperdine Law School, Oct. 2014

Presenter, *Misdemeanor Decriminalization*, Southern California Criminal Justice Roundtable, co-hosted by Loyola/UCLA/USC/Irvine, Los Angeles, CA, July 29, 2014

Discussant, *Misdemeanors: Racial Coercion and Net-widening at the Bottom of the Criminal Justice Pyramid*, Law & Society Annual Conference, Minneapolis, May 2014

Faculty Workshop, *The Penal Pyramid*, Univ. of Illinois College of Law, Nov. 14, 2013

Presenter, *The Penal Pyramid: Linking Criminal Theory and Social Practice*, Criminal Procedure Roundtable, Vanderbilt Law School, Nov. 1, 2013

Panelist, Gideon's Promise and Peril: Meeting the Mandate for Indigent Defense, Charles Hamilton Houston Institute for Race & Justice, Harvard Law School, Oct. 11, 2013

Plenary Speaker, *Misdemeanors*, AALS-ABA Criminal Justice Conference, San Diego, CA, June 2013

Presenter, *Aggregation and Urban Misdemeanors*, Univ. of Chicago Criminal Justice Roundtable, Univ. of Chicago School of Law, IL, April 26, 2013

Co-Convener/Presenter, *Theorizing the Modern Criminal System: Law and Sociology in Conversation*, NYU School of Law, April 5-6, 2013

- Co-convener (with Sharon Dolovich) two-day dialogue among distinguished legal theorists and social scientists to advance the interdisciplinary understanding of the criminal process

Faculty Workshop, *Aggregation and Urban Misdemeanors*, U.C. Davis School of Law, Feb. 2013

Presenter, Symposium: *Gideon at 50: Reassessing the Right to Counsel*, Washington & Lee School of Law, Lexington, VA, Nov. 9, 2012

Presenter, Cooper-Walsh Colloquium, "Legitimacy and Order: Analyzing Police-Citizen Interactions in the Urban Landscape," Fordham Law School, New York, Oct. 2012

Scholar-in-Residence, NYU School of Law, Center on the Administration of Criminal Law, July 2012

- Organized Misdemeanor Roundtable including academics and practitioners from NYU, Brooklyn, Cardozo, CUNY, Fordham, Seton Hall, Brennan Center, Ctr. for Constitutional Rights, Human Rights Watch, and the Innocence Project

Faculty Workshop, *Misdemeanors*, U.C. Irvine School of Law and the Center in Law, Society & Culture, Irvine, CA, Nov. 2011

Keynote Speaker, Prisoner's Family Conference, Portland, OR, February 2011

Panelist, Shaking the Foundations Conference, Stanford Law School, Oct. 2010

Author Talk, Enoch Pratt Central Library, Baltimore, MD, February 2010

Roundtable, *Snitching: Criminal Informants and the Erosion of American Justice*, Boalt Hall, Berkeley Center for Criminal Justice, January 2010

Public Lecture, co-sponsored by The Innocence Project & The Burns Center for Ethics, Cardozo Law School, New York, November 2009

Author Talk, sponsored by *American Criminal Law Review*, Georgetown Law School, Washington, DC, November 2009

Author Talk, Howard Law School, Washington, DC, November 2009

Symposium Presenter: *The Future of Self-Incrimination*, Cardozo Law Review, Cardozo Law School, New York, Mar. 2-3, 2008

*Deregulating Guilt: The Information Culture of the Criminal System*

- Faculty Workshop, UCLA, Los Angeles, CA, February 2008
- Faculty Colloquium, University of Colorado, Boulder, CO, Nov. 2007
- Faculty Workshop, University of Maryland, Baltimore, MD, Nov. 2007

Bauer Lecture, *The Silencing of Criminal Defendants*, Cardozo Law School, NY, Oct. 2007

Distinguished Visitor, University of Southern California School of Law (one week in residence), Los Angeles, CA, Sept. 2007. Presented *Discovering Guilt: The Politics of Information in the Criminal System*, and *Collecting Data on Confidential Informants*

*Underenforcement: New Perspectives on Criminal Justice*, Seasongood Visiting Speakers Series, University of Cincinnati College of Law, OH, April 2007

*Developments in the Law of Snitching*, ACLU Informant Roundtable, Atlanta, GA, March 2007

*Beyond a Physical Conception of the Fourth Amendment: Search and Seizure in the Digital Age*, Center for Internet and Society, Stanford Law School, January 2007  
Award Recipient, *Underenforcement*, AALS Annual Conference, Wash. DC, Jan. 2007

- AALS Criminal Justice Section Outstanding Scholarship Award
- AALS Scholarly Papers Competition

Plenary Speaker, *Social and Ethical Implications of Client-Centered Strategies*, Federal Public Defender Annual Conference, San Francisco, CA, June 2006

Presenter, *Snitch Witnesses*, The Faces of Wrongful Conviction Conference, ACLU of Northern California, UCLA, Los Angeles, CA, April 2006

Award Recipient, *Speechless: The Silencing of Criminal Defendants*, AALS Criminal Justice Section Outstanding Scholarship Award, AALS Annual Conference, Jan. 2005

Stanford/Yale Junior Faculty Forum, *Snitching: The Institutional and Communal Consequences*, Yale Law School, June 2004

#### SELECTED PUBLIC TESTIMONY

Testimony before the California Legislature, Assembly Committee on Public Safety, March 2017 (AB 359 jailhouse informant compensation and disclosure reform)

Testimony before the Timothy Cole Exoneration Review Comm'n, Austin, TX, June 28, 2016

Expert Witness Testimony, *Williams v. Chappell*, Case No. 00-10637 (C.D.C.A. 2015), relief granted in *Williams v. Davis*, 2016 WL 1254149 (Mar. 29, 2016) (vacating conviction and death sentence)

Expert Witness Testimony, *Larson et al. v. State*, Case No. 14-2-00090-6 (Wash. 2015), reversed in part by *Larson v. State*, 194 Wash. App. 722 (June 28, 2016)

Expert Witness Testimony, *U.S. v. Savage*, Crim. No. 07-550 (E.D. P.A. 2013)

Testimony before the California Legislature, Senate Committee on Public Safety, June 2011 (SB 687 jailhouse informant corroboration, now Cal. Pen. Code § 1111.5)

Expert Witness Testimony, *State v. Green*, Case No. 1170853 (Harris Cty, TX, 2010) (hearing on constitutionality of Texas death penalty)

Expert Witness Testimony, *State v. Leniart*, Case No. (Conn. Sup. Ct. Feb. 22, 2010), held admissible in *State v. Leniart*, 166 Conn. App. 142 (2016)

Testimony before the Wisconsin Criminal Justice Commission, Madison, WI, Feb. 2009

Brief Amicus Curiae of the ACLU, *Van de Kamp v. Goldstein* (U.S. Sept. 4, 2008) (No. 07-854)

Testimony before the U.S. House Judiciary Committee, Oversight Hearing on Law Enforcement Confidential Informant Practices, Washington, DC, July 19, 2007



MEDIA

Frequently interviewed and/or quoted by numerous media outlets including: The New Yorker, The Economist, New York Times, Washington Post, Los Angeles Times, Wall St. Journal, Chicago Tribune, San Francisco Chronicle, USA Today, The Guardian, Christian Science Monitor, Philadelphia Inquirer, Dallas Morning News, NPR, CBS, CNN, FOX, MSNBC, PBS, BET, ESPN, Huffington Post, Slate, BuzzFeed; local radio appearances across the country.

ADDITIONAL LEGAL  
EXPERIENCE

OFFICE OF THE FEDERAL PUBLIC DEFENDER, Baltimore, MD

Assistant Federal Public Defender, 2000-2003

Lead counsel in noted case *U.S. v. Horn*, 185 F. Supp.2d 530 (D. Md. 2001) (first federal case to exclude field sobriety test evidence under *Daubert v. Merrell Dow*).

OPEN SOCIETY INSTITUTE COMMUNITY FELLOW, Baltimore, MD

Urban Law & Advocacy Project, Project Founder & Director, 1998-2000

Founded legal advocacy/education project to work with community organizations to identify legal strategies for urban empowerment. Provided legal education to community leaders and at-risk youth in cooperation with the Community Law Center. Funded by a Community Fellowship Award from the Open Society Institute.