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ACADEMIC APPOINTMENTS

STANFORD UNIVERSITY, CENTER FOR ADVANCED STUDY IN THE BEHAVIORAL SCIENCES, 2016-2017. Andrew W. Mellon Foundation Fellow.

VANDERBILT UNIVERSITY LAW SCHOOL

Professor of Law; Professor of Medicine, Health, and Society, 2012–present. Associate Professor, 2009-2012; Assistant Professor, 2006-2009.

- ♦ 2016-17 FedEx Research Professor.
- ♦ Co-Founder and Co-Director, Mid-Career Seminar for U.S. District Judges (with the Hon. Jeremy Fogel, Director, Federal Judicial Center). Annual program inaugurated in 2014.
- ♦ Co-Director, George Barrett Social Justice Program. Member, Criminal Justice Program; Cecil D. Branstetter Litigation & Dispute Resolution Program; Program on Law and Innovation.
- ♦ Affiliated faculty, Vanderbilt Center for Integrative & Cognitive Neuroscience.
- ♦ Teaching: *Actual Innocence; Criminal Law; Juvenile Justice; Law and the Emotions; Life of the Law.*
- ♦ Elected 2012 Commencement Speaker by the graduating J.D. and L.L.M. classes.
- ♦ 2012-2013 Hall-Hartman Outstanding Professor Award.

UNIVERSITY OF SOUTHERN CALIFORNIA GOULD SCHOOL OF LAW, 2005-2006. *Fellow.*

NEW YORK UNIVERSITY SCHOOL OF LAW, 2004-2005. *Furman Fellow.*

NEW YORK UNIVERSITY, COLLEGE OF ARTS & SCIENCE, 2000-2001. *Instructor.*

EDUCATION

NEW YORK UNIVERSITY SCHOOL OF LAW, J.D. *summa cum laude*, 1998

- ♦ Law Review Alumni Association Award—*graduated second in class*
- ♦ Order of the Coif
- ♦ *New York University Law Review*, Notes Editor
- ♦ Certificate in Cuban Legal Studies, *Universidad de la Habana*
- ♦ Research assistant, James B. Jacobs (editing & research for JAMES B. JACOBS & KIMBERLY POTTER, HATE CRIMES: CRIMINAL LAW AND IDENTITY POLITICS (2000))
- ♦ Root-Tilden-Snow Public Interest Scholar
- ♦ Juvenile Rights Clinic
- ♦ Morton Geller Award—*outstanding contribution to the Law Review*; Gary E. Moncrieffe Award—*most outstanding student in racism and the law*; Ann Petluck Poses Memorial Prize—*most outstanding work in a clinic*; Frank H. Sommer Award—*outstanding scholarship, character, and professional activities*

OBERLIN COLLEGE, B.A., English and Women's Studies, 1989

- ♦ Leah Deborah Freed Award in Women's Studies; Michael Magdoff Memorial Award in Human Rights
- ♦ Associated Colleges of the Midwest, Field Research Program in Costa Rica

PUBLICATIONS

- Emotion in the behavior and decision making of jurors and judges*, EMOTION RESEARCHER: ISRE'S SOURCEBOOK FOR RESEARCH ON EMOTION AND AFFECT, Andrea Scarantino (ed.), <http://emotionresearcher.com/emotion-in-the-behavior-and-decision-making-of-jurors-and-judges/> (2016).
- A Field Evolves: Introduction to the Special Section on Law and Emotion*, 8:1 EMOTION REVIEW 3 (2016) (co-editor, with Susan A. Bandes, of Special Section).
- Emotion and Reason in Judicial Decision Making*, in RECHT FÜHLEN (Sandra Schnädelbach et al. eds., Wilhelm Fink Verlag, 2016).
- Emotion as a Judicial Virtue*, in ARISTOTLE ON EMOTIONS IN LAW AND POLITICS (Liesbeth Huppel-Cluysenaer & Nuno Coehlo eds., Springer, 2016).
- Emotion and the Discourse of Judging*, in THE EMOTIONAL DYNAMICS OF LAW AND LEGAL DISCOURSE (Heather Conway & John Stannard eds., Hart, 2016).
- Why choose? A response to Rachlinski, Wistrich, & Guthrie's "Heart Versus Head: Do Judges Follow the Law or Follow Their Feelings?"*, 93 TEXAS LAW REVIEW SEE ALSO (2015).
- "As a Father Shows Compassion for His Children": Ancient and Contemporary Perspectives on Judicial Empathy*, 3 JOURNAL OF LAW, RELIGION AND STATE 239 (2014) (with Philip J. Ackerman-Lieberman).
- The Once and Future Juvenile Brain*, in CHOOSING THE FUTURE OF JUVENILE JUSTICE 189-215 (Franklin Zimring & David Tanenhaus eds., NYU Press, 2014).
- The Ideal of the Dispassionate Judge: An Emotion Regulation Perspective*, 6:2 EMOTION REVIEW 142 (2014) (with James J. Gross).
- The Emotionally Intelligent Judge: A New (and Realistic) Ideal*, 49 COURT REVIEW 100 (2013).
- Judges and their Emotions*, 64 NORTHERN IRELAND LEGAL QUARTERLY 11 (2013).
- Angry Judges*, 65 VANDERBILT LAW REVIEW 1207 (2012).
- Law, Emotion, and Terra Nova: Neal Feigenson as Both Radical and Reformer*, 30 QUINNIPIAC LAW REVIEW 481 (2012).
- Emotional Regulation and Judicial Behavior*, 99 CALIFORNIA LAW REVIEW 1485 (2011).
- The Persistent Cultural Script of Judicial Dispassion*, 99 CALIFORNIA LAW REVIEW 629 (2011).
- Excerpted in LINDA H. EDWARDS, READINGS IN PERSUASION: BRIEFS THAT CHANGED THE WORLD (2012).
- Adolescent Brain Science after Graham v. Florida*, 86 NOTRE DAME LAW REVIEW 765 (2011).
- Excerpted in CHILDREN, PARENTS, AND THE LAW (Leslie J. Harris & Tamar R. Birckhead eds., 3rd ed. 2011).
 - Excerpted in LAW AND NEUROSCIENCE (Owen D. Jones et al. eds., 2014).
 - Discussed in Lizzie Buchen, *Science in Court: Arrested Development*, 304 NATURE 484 (2012); Rachel Aviv, *No Remorse: Should A Teen-ager Be Given A Life Sentence?*, THE NEW YORKER (Jan. 2, 2012, pp. 54-65).
- Adolescent Brain Science and Juvenile Justice*, in LAW AND NEUROSCIENCE 255-82 (Michael Freeman ed., Oxford Univ. Press, 2011).
- The False Promise of Adolescent Brain Science in Juvenile Justice*, 85 NOTRE DAME LAW REVIEW 89 (2009).
- Excerpted in CASES AND MATERIALS ON JUVENILE JUSTICE ADMINISTRATION (Barry Feld ed., 3rd ed. 2009, 2010, 2011, 2012 supplements).
 - Excerpted in LAW AND NEUROSCIENCE (Owen D. Jones et al. eds., 2014).
- Emotional Common Sense as Constitutional Law*, 62 VANDERBILT LAW REVIEW 851 (2009).
- Cited in *Sutton v. Bell*, 645 F.3d 752 (6th Cir. 2011) (Martin, J., dissenting).

In Family Law, Love's Got a Lot To Do with It: A Response to Phillip Shaver, 16 VIRGINIA JOURNAL OF SOCIAL POLICY & LAW 471 (2009).

Comment: Unlearning Fear of Outgroup Others, 72 LAW & CONTEMPORARY PROBLEMS 83 (2009).

Comments: Differentiating cognitive and volitional aspects of emotion in self-defense and provocation; Why is a folk-psychological account of loss of control necessary (and what precisely is it)?; and Can the theory and practice of capital punishment be more emotionally intelligent?, all in CRIMINAL LAW CONVERSATIONS 436-37, 465-66, 656-57 (Paul Robinson *et al.* eds., Oxford Univ. Press, 2009).

Emotional Competence, "Rational Understanding," and the Criminal Defendant, 43 AMERICAN CRIMINAL LAW REVIEW 1375 (2006).

- Cited in *U.S. v. Merriweather*, 921 F.Supp.2d 1265 (N.D. Ala. 2013); *U.S. v. Hardimon*, 700 F.3d 940 (7th Cir. 2012) (majority opinion of Richard A. Posner); *Bonga v. State*, 765 N.W. 639, 644 (Minn. 2009) (Meyer, J., and Anderson, J., concurring).
- Adapted as *Emotional Competence and "Rational Understanding": A Guide for Defense Counsel*, THE CHAMPION, April 2009, 36-45.

Law and Emotion: A Proposed Taxonomy of an Emerging Field, 30(2) LAW & HUMAN BEHAVIOR 119 (2006).

The Struggle Against Hate Crime: Movement at a Crossroads, in STRUCTURED INEQUALITY IN THE UNITED STATES: DISCUSSIONS ON THE CONTINUING SIGNIFICANCE OF RACE, ETHNICITY, AND GENDER 370-88 (Adalberto Aguirre, Jr. & David V. Baker eds., 2000).

Note, *The Struggle Against Hate Crime: Movement at a Crossroads*, 73 NEW YORK UNIVERSITY LAW REVIEW 564 (1998).

- Cited in *State v. Apprendi*, 159 N.J. 7, 15 (1999), *overruled on other grounds*, *Apprendi v. New Jersey*, 530 U.S. 466 (2000).

Psicología de la Oprimida: Un Estudio Psicosocial de dos Refugiadas Salvadoreñas en Costa Rica, ESTUDIOS CENTROAMERICANOS, octubre 1988, 911-25.

JUDICIAL TRAININGS AND PRESENTATIONS

Presentations and trainings for judges on the topic of emotion and emotion regulation:

Mid-Career Seminar for U.S. District Judges, October 2016, 2015, 2014 (co-founder and co-director)

Canadian Association of Provincial Court Judges Seminar, September 2016

Judicial Conference of the U.S. Court of Appeals for the Ninth Circuit, July 2016

National Judicial College Decision-Making Seminar, April 2016

Judicial Conference of the U.S. Court of Appeals for the Third Circuit, October 2015

Kentucky District Judges Conference, September 2015

Judicial Conference of the U.S. Court of Appeals for the Second Circuit, June 2015

Federal Judicial Center, National Workshop for Bankruptcy Judges, August 2015 & March 2015

Federal Judicial Center, Phase II Orientation Seminar for Newly Appointed District Judges, February 2015, 2014, 2013

Florida Conference of Circuit Judges, July 2014

Kansas 2014 Judicial Conference, June 2014

Alaska Judicial Conference, May 2014

American Judges Association Annual Conference, September 2013

Louisiana Judicial College Summer School, June 2013 & June 2016

Federal Judges' Retreat, Western District of Missouri, March 2013

Federal Judicial Center, National Sentencing Policy Institute, October 2012

Ecole des Hautes Etudes en Sciences Sociales & Ecole Nationale de la Magistrature, Paris, October 2012

Adolescent Brain Science: Implications for Juvenile and Criminal Justice, American Judges Association Annual Conference, September 2013

SELECTED ACADEMIC PRESENTATIONS

(What We Talk About When We Talk About) Judicial Temperament

- Chicago-Kent College of Law, September 2015
- Vanderbilt Center for Medicine, Health, and Society, March 2015
- University of Edinburgh School of Law, November 2014
- UCLA Law School, November 2013

Emotion and Reason in Judicial Decision-Making

- Criminal Law and Emotions in European Legal Cultures: From the 16th Century to the Present, May 2015, Max Planck Institute for Human Development, Berlin, May 2015
- Interdisziplinäres Kolloquium “Recht fühlen,” Humboldt University, Berlin, June 2014
 - Reviewed in *Mantel des Rechts*, FRANKFURTER ALLGEMEINE ZEITUNG (June 11, 2014)
- Gothenburg University, Sociology faculty colloquium, Law and the Emotions graduate student seminar, both May 2014
- Hoffinger Criminal Justice Colloquium, New York University School of Law, February 2014 (keynote)
- Queens University Law School, Belfast, March 2013
- American Psychology-Law Society Annual Meeting, Vancouver, BC, March 2010 (poster)
- Annual Meeting, Association of American Law Schools, New Orleans, January 2010
- Indiana University Maurer School of Law, November 2009
- Plenary Meeting, International Society for Research on Emotion, Leuven, Belgium, August 2009
- Association for Law, Culture & the Humanities, Boston, April 2009

Angry Judges

- Stockholm University, Interdepartmental Faculty Colloquium (Sociology and Law), May 2014
- Earle Mack School of Law at Drexel University, Philadelphia, February 2013
- Benjamin N. Cardozo School of Law, New York, March 2012
- Columbia Law School, New York, May 2012
- University of Limerick, May 2012

Compassion as an Element of Judicial Wisdom, Conference on Law and Emotion in Comparative Perspective, Benjamin N. Cardozo School of Law, New York, April 2014 (with Phillip Ackerman-Lieberman)

Emotional Regulation and Judicial Behavior

- Plenary Meeting, International Society for Research on Emotion, Kyoto, July 2011; Chair, Symposium on Individual Differences in Emotion Regulation
- Louisiana State University Law Center, February 2011
- 4th International Conference on Psychology and Law, Miami, March 2011 (poster)
- Association of Law, Culture & the Humanities, Las Vegas, March 2011

The Myth of the Dispassionate Judge

- Temple University Beasley School of Law, February 2010
- University of Colorado School of Law, March 2010
- Association of Law, Culture & the Humanities, Brown University, March 2010
- Annual Meeting, Law and Society Association, Chicago, May 2010
- Gruter Institute for Law and Human Behavior, Squaw Valley, CA, May 2010

Jurors' Emotions and Why We Care (Since Jurors Don't Matter), Quinnipiac University School of Law, October 2011

Adolescent Brain Science and Juvenile Justice

- Choosing the Future for Juvenile Justice, UNLV Boyd School of Law, April 2013
- Conference on Adolescent Brains and Juvenile Justice: New Insights from Neuroscience, Genetics and Addiction Science, Arizona State University Center for Law, Science & Innovation, May 2011
- Vanderbilt University Department of Psychology, April 2010
- Colloquium on Law and Neuroscience, University College London Faculty of Laws, July 2009

Law and Emotion: Tracing the trajectory of an academic movement, Plenary Meeting, International Society for Research on Emotion, Leuven, Belgium, August 2009; Chair, Symposium on Law and the Emotions

Common-Sense Judging, Association for Law, Culture & the Humanities, Boston, April 2009

Family Law and Adult-Child Attachment, Law and Emotion: Re-Envisioning Family Law, University of Virginia Law School, September 2008

Emotional Common Sense as Constitutional Law

- Washington University Law School Junior Faculty Regional Forum, December 2008
- Annual Meeting, Association for Law & Society, Montreal, May 2008
- Association for Law, Culture & the Humanities, Berkeley, March 2008

Law, Emotion and Culture, Chair and Discussant, Annual Meeting, Association for Law, Culture & the Humanities, Berkeley, March 2008

Emotional Competence and the Criminal Defendant

- International Association for Law and Mental Health Annual Conference, Padua, Italy, July 2007
- Plenary Meeting of the International Society for Research on Emotion, Atlanta, August 2006
- Law, Behavior, and the Brain Conference, Gruter Institute for Law and Behavioral Research, Squaw Valley, CA, May 2006

A Law-and-Emotion Critique of Gonzales v. Carhart, Law, Behavior, and the Brain, Gruter Institute for Law and Behavioral Research, Squaw Valley, CA, May 2007

Co-organizer, speaker, *Law and the Emotions: New Directions in Scholarship*, Berkeley Law, February 2007.

Law and the Emotions

- International Association for Law and Mental Health Annual Conference, Padua, Italy, July 2007
- Law, Behavior, and the Brain Conference, Gruter Institute for Law and Behavioral Research, Squaw Valley, CA, May 2005
- NYU School of Law Criminal Law Faculty Colloquium, February 2005

A Debate: Will Neuroethics Make Traditional Moral Philosophy Obsolete? (Discussant), Law, Behavior, and the Brain Conference, Gruter Institute for Law and Behavioral Research, Squaw Valley, CA, May 2007

Unlearning Fear of Outgroup Others, Group Conflict Resolution: Sources of Resistance to Apology, Forgiveness, and Reconciliation, Vanderbilt University Law School, March 2007

Chair's Overview: Law, Emotion, and the Mind Sciences, Law and the Emotions: New Directions in Scholarship, Berkeley Law, February 2007 (conference co-organizer and panel chair)

The University of Michigan Cases and the Process of Defending Affirmative Action, Law & Liberal Arts Conference, Oberlin College, November 2003

Coerced and False Confessions, Williams College, October 2003

Snapshot of Contemporary Cuban Criminal Law, New York University School of Law, April 1998

PROFESSIONAL EXPERIENCE

WILMER CUTLER PICKERING HALE & DORR LLP, New York, NY, 2001-2004. *Litigation Associate*. Co-authored Supreme Court merits briefs for (a) the University of Michigan in *Grutter v. Bollinger* and *Gratz v. Bollinger*, and (b) the National Organization of Women in *NOW v. Scheidler*. Argued immigration case (*Dickson v. Ashcroft*) before U.S. Court of Appeals for the Second Circuit. Secured post-conviction relief after 18 years' imprisonment for three wrongly convicted inmates. Lead associate in complex commercial cases, an international arbitration, and a federal sentencing of a brain-damaged white collar defendant.

URBAN JUSTICE CENTER, New York, NY, 1999-2001; *Skadden Fellow, Peter Cicchino Youth Project*. Represented low-income gay, lesbian, bisexual, and transgender youth in variety of civil proceedings.

HON. AMALYA L. KEARSE, U.S. Court of Appeals, Second Circuit, New York, NY, 1998-1999; *Law Clerk*.

ARNOLD & PORTER, New York, NY, Summer 1997, Summer 1998. *Summer Associate*. Represented Chinese dissident asylum-seekers, Haitian micro-lending institution.

WORKPLACE PROJECT/CENTRO DE DERECHOS LABORALES, Hempstead, NY, Summer 1996. *Intern*. Represented immigrant workers in labor disputes. Co-wrote *Unpaid Wages Prohibition Act* and co-led successful lobbying effort for its passage.

NYC GAY & LESBIAN ANTI-VIOLENCE PROJECT, New York, NY, 1993-1995. *Program Coordinator*. Directed program providing legal and social services to HIV-positive victims of violence and discrimination.

NENA HEALTH CENTER, New York, NY, 1990-1993. *HIV/AIDS Program Coordinator*. Directed HIV testing program in a medical center serving a low-income, primarily Spanish-speaking community.

ACADEMIC SERVICE

- ◆ Vice Chancellor's Advisory Council on Diversity, Equity, and Inclusion, 2016; Chancellor's Diversity Discussion Group, 2015-16
- ◆ Advisory Committee, National Center for State Courts Center for Judicial Ethics
- ◆ Delegate, Vanderbilt University Faculty Senate; Faculty Grievances Committee
- ◆ Lateral Appointments Committee, 2009-10; Entry-Level Appointments Committee, 2007-08, 2010-11, 2012-13, 2013-14
- ◆ Faculty advisor: Students for Innocence and Prisoners' Rights; OUTLaw (LGBT student union); La Alianza at Vanderbilt Law School (Latino/a student union)
- ◆ Advisory Committee on Neuroscience & Juvenile Justice, MacArthur Foundation Law & Neuroscience Project
- ◆ Editorial Board, Series on Youth, Crime, and Justice (NYU Press).

COMMUNITY SERVICE

- ◆ Conexión Américas (promoting social, economic, and civic advancement of Latinos in Middle Tennessee): Vice-Chair, Board of Directors.
- ◆ Volunteer Attorney, Tennessee Justice for Our Neighbors, legal clinics for applicants for Deferred Action for Childhood Arrivals (DACA) relief
- ◆ Uncompensated expert consulting work on cases involving possible defendant incompetence
- ◆ Independent review of plausibility of actual-innocence claim by Erskine Johnson, for purposes of presenting assessment and recommendation to Tennessee Board of Probation and Parole (summer 2011); Mr. Johnson's conviction vacated shortly thereafter
- ◆ Co-author of amicus briefs in various cases related to juvenile justice; adjudicative incompetence; and wrongful conviction, before the Tennessee state courts and the U.S. Supreme Court

PROFESSIONAL ASSOCIATIONS

International Research Collaborative on Law, Reason and Emotion; American Psychology-Law Society; Law and Society Association; Society for Empirical Legal Studies; International Society for Research on Emotions; NYU School of Law Black, Latino, Asian-Pacific Law Alumni Association; American Constitution Society; Stonewall Bar Association of Middle Tennessee.

MEDIA RELATIONS

Frequent print and broadcast media commentator on judging, criminal justice, and juvenile justice issues. For press materials contact Amy Wolf, Vanderbilt News & Communications, (615) 294-4021.

PEER REVIEWER

Cambridge University Press; University of Chicago Press; Oxford University Press; Journal of Politics; New Criminal Law Review; Ratio Juris; Riksbankens Jubileumsfond (Swedish social science foundation); American Psychology-Law Association; Research Cluster in Emotions in Society, University of Limerick; Law & Social Inquiry; Work and Occupations; Emotion Review; Israel Science Foundation; and others.

BAR ADMISSIONS

New York State; Tennessee; District of Columbia; United States District Courts for the Southern and Eastern Districts of New York; United States Court of Appeals for the Second Circuit; United States Supreme Court

LANGUAGES

English and Spanish.