

BARBARA FEDDERS
University of North Carolina School of Law
Van Hecke-Wettach Hall/160 Ridge Road CB #3380
Chapel Hill, N.C. 27599
919.962.2888 /fedders@email.unc.edu

EDUCATION

NEW YORK UNIVERSITY SCHOOL OF LAW, J.D., *cum laude*, 1997

Honors:

Root-Tilden-Snow Public Interest Scholar

Review of Law and Social Change Prize for Outstanding Note

Teaching Assistant, First-Year Lawyering Seminar

UNIVERSITY OF DAYTON, B.A., *magna cum laude*, 1987

PROFESSIONAL EXPERIENCE

UNIVERSITY OF NORTH CAROLINA SCHOOL OF LAW, Chapel Hill, N.C.

Reef C. Ivey II Excellence Fund Term Scholar, April 2024-present

Associate Professor of Law (with tenure), July 2022-Present

Assistant Professor of Law, July 2016 – Present

Clinical Associate Professor of Law, July 2013 – July 2016

Clinical Assistant Professor of Law, January 2008 – July 2013

UNIVERSITY OF NORTH CAROLINA, Chapel Hill, N.C.

Adjunct Professor, Department of Women's and Gender Studies Spring 2014

Course Taught: Youth, Sexuality, and the Law

HARVARD LAW SCHOOL, Cambridge, MA

Clinical Instructor, Criminal Justice Institute, 2003-2008

Courses Taught: Clinical Skills Sessions, Assisted in Trial Advocacy Workshop

WHEELLOCK COLLEGE, Boston, MA

Adjunct Professor, 2005-2008

Course Taught: Introduction to Juvenile Justice

BOSTON COLLEGE LAW SCHOOL, Newton, MA

Clinical Instructor, 2001-2002

Course Taught: Juvenile Rights Advocacy Seminar

PROFESSIONAL EXPERIENCE (CONT'D)

COMMITTEE FOR PUBLIC COUNSEL SERVICES, Roxbury, MA

Staff Attorney, 2000–2001, 2002–2003

Soros Justice Fellow, 1997–2000

(awarded to 17 law graduates selected through competitive, nationwide process)

SELECTED AS LAW CLERK FOR THE HONORABLE RAYMOND PETTINE,

U.S. District Court, District of Rhode Island

Hired for 1997–1998 term, but Judge Pettine retired prior to onset of clerkship.

HONORS

2018 Recipient of the Steven S. Goldberg Award for Distinguished Scholarship in Education Law from the Education Law Association for *Schooling at Risk*, 103 IOWA L. REV. 871. See <https://educationlaw.org/about-ela/award-winners>

2018 Recipient of the UNC School of Law Robert G. Byrd Award for Excellence and Creativity in Teaching

Named a 2012–2014 UNC Thorp Faculty Engaged Scholar, pursuant to a competitive, campus-wide process, by the Carolina Center for Public Service. See <https://ccps.unc.edu/fes/>

2012 Winner of the Road Opener Award from Southerners on New Ground, a regional organization in the American South, in recognition of legal analysis for statewide education campaign about Amendment One to the North Carolina Constitution

2012 Recipient of a UNC Course Planning Grant from the Program in Sexuality Studies, awarded to create and teach “Youth, Sexuality, and the Law,” an undergraduate seminar in the Department of Women’s and Gender Studies

2012 Recipient of the UNC School of Law Lambda Chapter’s Star Award, in recognition of support for LGBT student life and issues

BIBLIOGRAPHY

Law Review Articles

Scrutinizing Intersex Exceptions, 36 Yale J. of L. and Feminism (forthcoming 2024) (with Holning Lau)

Bad for Adults, Worse for K-12 Students: A Response to Josephine Ross’s Abolishing

Police Consent Searches Through Legislation 73 AMERICAN U. L. REV. FORUM (solicited) (forthcoming 2024)

Conceptualizing an Anti-Mother Juvenile Delinquency Court, 101 N.C. L. REV. 1351 (2023)

The Anti-Parent Juvenile Court, 69 UCLA L. REV. 746 (2022)

The End of School Policing, 109 CALIF. L. REV. (2021)

The Constant and Expanding Classroom: Surveillance in K-12 Public Schools, 97 N. C. L. REV. 1673 (2019)

- *cited in* MICHELE GILMAN, POVERTY LAWGORITHMS: A POVERTY LAWYER'S GUIDE TO FIGHTING AUTOMATED DECISION-MAKING HARMS ON LOW-INCOME COMMUNITIES <https://datasociety.net/wp-content/uploads/2020/09/Poverty-Lawgorithms-20200915.pdf>

Opioid Policing, 94 IND. L. J. 389 (2019)

- *responded to in* Anna Roberts, *Lead us Not into Temptation: A Response to Barbara Fedders's Opioid Policing*, 94 IND. L. J. SUPP. 91 (2019)

Schooling at Risk, 103 IOWA L. REV. 871-923 (2018)

- *recognized with* 2018 Steven S. Goldberg Award for Distinguished Scholarship in Education Law from the Education Law Association (past winners include Goodwin Liu, James Ryan, and Martha Minow)
- *reprinted in* NAT'L LAWYERS GUILD'S POLICE ACCOUNTABILITY PROJECT, CIVIL RIGHTS LITIGATION AND ATTORNEYS' FEES ANNUAL HANDBOOK (Steven Saltzman, ed. 2018)
- *contacted by a* Senior Analyst from the U.S. Government Accountability Office regarding my findings and consulted in conjunction with study to examine alternative schools pursuant to request from U.S. Congress (2018)
- *reviewed in* EDUCATION LAW PROF BLOG http://lawprofessors.typepad.com/education_law/2018/04/are-alternative-schools-their-own-form-of-separate-and-unequal-schooling-barbara-fedders-says-yes.html
- *findings featured in* Heather Vogell, *The Failure Track: How Students Get Banished to Alternative Schools*, PRO PUBLICA (12/16/17) <https://www.propublica.org/article/how-students-get-banished-to-alternative-schools>.

The Anti-Pipeline Collaborative, 51 WAKE FOREST L. REV. 565-588 (Fall 2016) (invited symposium)

Lesbian, Gay, Bisexual and Transgender Youth in the Child Welfare and Juvenile Justice Systems: Charting a Way Forward, 23 TEMPLE POL. & CIV. RIGHTS L. REV. REVIEW 431-449 (2014) (invited symposium)

Barbara Fedders & Jason Langberg, *School Discipline Reform: Incorporating the Supreme Court's "Age Matters" Jurisprudence*, 46 LOY. L. REV. 933-983 (2014) (invited symposium)

Barbara Fedders & Jason Langberg, *School-Based Legal Services as a Tool in Dismantling the School-to-Prison Pipeline and Achieving Educational Equity*, 13 U. MD. L. J. RACE, RELIGION, GENDER & CLASS 212- 234 (2013) (invited symposium)

Jason Langberg & Barbara Fedders, *How Juvenile Defenders Can Help Dismantle the School-to-Prison Pipeline: A Primer on Educational Advocacy and Incorporating Clients' Educational Histories in Delinquency Representation*, 42 J. OF L. & EDUC. 653-685 (2013)

Defining the Role of Counsel in the Sentencing Phase of a Juvenile Delinquency Case, 32 CHILDREN'S LEGAL RIGHTS J. 25-52 (2012)

heinonline.org/HOL/LandingPage?handle=hein.journals/clrj32&div=31&id=&page=

- *included in* NAT'L JUVENILE DEFENDER CENTER, 2013 JUVENILE DEFENDER RESOURCE GUIDE <http://njdc.info/wp-content/uploads/2013/11/Resource-Guide-2013.pdf>

Race and Market Values in Domestic Infant Adoption, 88 N. C. LAW REV. 1687-1714 (2010) (invited symposium)

- *reprinted in* RACE IN TRANSNATIONAL AND TRANSRACIAL ADOPTION 49-69 (Vilna Bashi Treitler, ed.) (Palgrave Macmillan 2014)

Losing Hold of the Guiding Hand: Ineffective Assistance of Counsel in Juvenile Delinquency Representation, 14 LEWIS & CLARK L. REV. 771-819 (2010)

- *cited in* NATIONAL JUVENILE DEFENDER CENTER, MODELS FOR CHANGE: SYSTEMS REFORM IN JUVENILE JUSTICE, NATIONAL JUVENILE DEFENSE STANDARDS 19 (2012) <http://njdc.info/wpcontent/uploads/2013/09/NationalJuvenileDefenseStandards2013.pdf>

Coming Out for Kids: Recognizing, Respecting, and Representing LGBTQ Youth, 6 NEV. L. J. 774-804 (2006)

- cited in KATAYOON MAJD, ET. AL., HIDDEN INJUSTICE: LESBIAN, GAY, BISEXUAL, AND TRANSGENDER YOUTH IN JUVENILE COURTS (2009)
http://www.equityproject.org/wp-content/uploads/2014/08/hidden_injustice.pdf

Lobbying for Mandatory-Arrest Policies: Race, Class, and the Politics of the Battered Women's Movement, 23 NYU REV. OF L. & SOC. CHANGE 281-300 (1997) (note)

Works in Progress

Paying to Parent
Framing School Absence (with Lucy Carlson)

Book Chapters

Building on Advocacy for Girls and LGBT Youth to Promote Liberatory Laws, Policies and Services for All Youth in the Juvenile Justice System, in A NEW JUVENILE JUSTICE SYSTEM: TOTAL REFORM FOR A BROKEN SYSTEM 156-171 (Nancy E. Dowd, ed.) (NYU Press 2015)

Gender at the Crossroads: Lesbian, Gay, Bisexual and Transgender Children in the Juvenile Justice System, in CHILDREN, SEXUALITY AND THE LAW 224-254 (Sacha M. Coupet & Ellen Marrus, eds.) (NYU Press 2015)

Barbara Fedders, Randy Hertz, and Stephen Weymouth, *The Defense Attorney's Perspective on Youth Violence*, in SECURING OUR CHILDREN'S FUTURE 84-102 (Gary S. Katzmann, ed.) (Brookings Institution Press 2002)

Shorter Articles

"Adopted or Abducted?: Dan Rather Reports" 37 HUMANITY AND SOCIETY 186-188 (2013) (review)

Roper, Graham, and J.D.B.: Re-Defining Juveniles' Constitutional Rights HARV. CR-CL.ORG, <http://harvardcrcl.org/roper-graham-and-j-d-b-re-defining-juveniles-constitutional-rights> (2012) (invited response)

Justice for Girls? Stability and Change in the Youth Justice Systems of the United States and Canada, by Jane B. Sprott and Anthony N. Doob 39 JOURNAL OF PSYCHIATRY & LAW (2011) (book review)

Engaged Scholarship

GUIDE TO STUDENT ADVOCACY IN NORTH CAROLINA (Jason Langberg, Christine Bischoff and Barbara Fedders, Eds.) (North Carolina Bar Association 2015)

- Barbara Fedders & Jason Langberg, *Advocacy Strategies for Delinquency Cases* 343-356
- Barbara Fedders, Jason Langberg & Brittany Edwards-Franklin, *Strategies for Students in Out-of-Home Placements* 357-366

BARBARA FEDDERS, JASON LANGBERG & JENNIFER STORY, *SCHOOL SAFETY IN NORTH CAROLINA: REALITIES, RECOMMENDATIONS AND RESOURCES: COMMENTARY FOR THE N.C. CENTER FOR SAFER SCHOOLS* (2013)
<https://www.issuelab.org/resources/15241/15241.pdf>

MAXINE EICHNER, BARBARA FEDDERS, HOLNING LAU & RACHEL BLUNK, *POTENTIAL LEGAL IMPACT OF THE PROPOSED SAME-SEX MARRIAGE AMENDMENT TO THE NORTH CAROLINA CONSTITUTION* (2011)
<https://www.law.unc.edu/documents/faculty/marriageamendment/dlureportnov8.pdf>

JASON LANGBERG, BARBARA FEDDERS & ANDREW KUKOROWSKI, *POLICE OFFICERS IN WAKE COUNTY PUBLIC SCHOOLS: THE HUMAN, EDUCATIONAL, AND FINANCIAL COSTS* (2011) <http://youthjusticenc.org/download/education-justice/school-policing-security/Law%20Enforcement%20Officers%20in%20Wake%20County%20Schools%20-%20The%20Human,%20Educational,%20and%20Financial%20Costs.pdf>

Commentary

Reflecting on J.D.B. vs. North Carolina, NORTH CAROLINA OFFICE OF THE JUVENILE DEFENDER BLOG (July 2, 2021)

Students Are Being Watched. Closely. RESET, A VOX.COM PODCAST (January 26, 2020) (featured guest)

After Rolesville Incident, Reconsider School Police, THE NEWS AND OBSERVER (Jan. 18, 2017) (Op-Ed) (with Jennifer Story)

Suspensions Harm Students with No Helpful Effect on School Safety, EDNC BLOG (Aug. 27, 2016) (Perspective Section) (with Peggy Nicholson)

Juveniles and Crime: Raise the Age, THE NEWS AND OBSERVER (May 1, 2015) (Op-Ed) (with Jason Langberg)

Progress on NC School Suspensions, Violence, But More to Do, THE NEWS AND OBSERVER (March 20, 2015) (Op-Ed) (with Jason Langberg)

Dressing Up Bigotry in NC as Religious Freedom, THE NEWS AND OBSERVER (March 10, 2015) (Op-Ed)

HB 217 Poses Dire Consequences for Young Offenders, THE HERALD SUN (March 31, 2013) (Op-Ed)

Reasons to be Proud, THE NEWS & OBSERVER (May 12, 2012) (Op-ed)

SELECTED PRESENTATIONS (PAST AND COMMITTED)

Framing School Absence, Clinical Law Review Legal Writers' Workshop (September 28, 2024)

Framing School Absence, UNC School of Law Faculty Workshop (July 31, 2024)

Consent Searches in Schools, The Future of Adversarial and Inquisitorial Systems, UNC/Duke Law Schools (March 3, 2024)

Paying to Parent, UNC/Duke/North Carolina Central Law School Clinical Faculty Scholars Exchange (March 20, 2023)

Conceptualizing an Anti-Mother Juvenile Delinquency Court, ABA-AALS Academy for Justice Workshop (December 2, 2022)

Conceptualizing an Anti-Mother Juvenile Delinquency Court, Law Review Symposium, UNC School of Law (October 7, 2022)

The Anti-Parent Juvenile Court, Georgia State College of Law Junior Scholar Exchange (December 8, 2021)

School Policing Advocacy Strategies, N.C. Statewide Legal Aid Annual Conference (November 5, 2021)

Dyslexia Untied, Clinical Law Review Legal Writers' Workshop (October 2, 2021)

Dyslexia Untied, CrimFest, Small Group (July 20, 2021)

The Anti-Parent Juvenile Court, Southwest Criminal Law Scholars (May 21, 2021)

Respecting and Representing LGBT+ Youth, Indiana Youth Institute Equity Summit (March 18, 2021)

Advocacy Strategies for Ending the School-to-Prison Pipeline, NC Conference on Educational Equity, hosted by The Friday Institute. (July 24, 2020) (with Jen Story, Legal Aid Advocates for Children's Services)

The Anti-Parent Juvenile Court, Decarceration Law Professors Works-in-Progress (July

14, 2020)

Prisoner Advocacy in a Time of Pandemic, Carolina Law Alumni Presentation (July 8, 2020)

The Anti-Parent Juvenile Court, UNC School of Law Unbaked Ideas Workshop (June 1, 2020)

The Anti-Parent Juvenile Court, Law and Society Association Annual Meeting (May 29, 2020)

The End of School Policing, UNC School of Law Faculty Presentation (January 9, 2020)

The End of School Policing, Southeast Regional Junior Senior Scholars (November 1, 2019)

The End of School Policing, Southwest Criminal Law Scholars Conference (October 18, 2019)

Schooling at Risk, Education Law Association Annual Conference (November 9, 2018)

Arrested Development: How the Criminalization of Schools Hurts Us All, Carolina Public Humanities Lecture (October 30, 2018)

Defending Against Cell Phone Searches in Schools, National Juvenile Defender Summit, St. Paul, MN (October 26, 2018)

The Poverty of Criminalization, AALS Regional Clinical Conference, University of South Carolina (October 19, 2018)

The Poverty of Criminalization, NYU Clinical Writers' Workshop (September 22, 2018)

Opioid Policing, University of Kentucky, Developing Ideas Conference (May 20, 2018)

Opioid Policing, Mid-Atlantic Junior Faculty Forum, University of Richmond (May 15, 2018)

Opioid Policing, West Virginia School of Law Appalachian Justice Symposium (February 23, 2018)

Opioid Policing, UNC School of Law Faculty Speakers Series (February 22, 2018)

The Perspective of the Juvenile Defender, The Nature of the Judicial Process, Guest Speaker, UNC School of Law (2018, 2019)

Recognizing and Respecting LGBT Youth in the Juvenile Justice System, North Carolina Department of Public Safety Division of Juvenile Justice Conference (October 24, 2017)

Recognizing and Respecting LGBT Youth in the Juvenile Justice System, Orange County Criminal Justice Roundtable (March 10, 2017)

Recognizing and Respecting LGBT Youth in the Juvenile Justice System, Durham County District Court Juvenile Court Counselors (May 6, 2016)

Community Organizing and the Law, Critical Legal Theory, Guest Speaker, UNC School of Law (March 2, 2016)

Schools for Thugs': Alternative Learning Programs and the Struggle for Educational Equality, The Present and Future of Civil Rights Movements: Race and Reform in 21st Century America, Duke Center on Law, Race, and Politics, (November 20, 2015)

Pre-Adjudication Procedures, Juvenile Delinquency: A Course for District Court Judges, North Carolina Judicial College, UNC School of Government (November 16, 2015)

The School to Prison Pipeline, Education Issues in the Law, UMass Law Review Symposium, Dartmouth, MA (March 27, 2015)

School Safety in North Carolina: Realities, Recommendations & Resources, Thorp Faculty Engaged Scholars Program, University of North Carolina (March 21, 2014)

Legal Advocacy Strategies to Curb and End North Carolina's Use of Adult Courts and Prisons with Children, Academy of Criminal Justice Sciences Annual Meeting, Philadelphia, PA (February 21, 2014)

SERVICE

UNIVERSITY OF NORTH CAROLINA SCHOOL OF LAW

Diversity, Equity, and Inclusion Committee (2021-2022)
Scholarship Committee (2020-2021)
Student Scholarship Committee (2020-2021)
Public Interest Grant Selection Committee (2020-2021)
Speakers Committee (2019-2020)
Clinical Programs Remote Learning Committee (2020)
Law and Entrepreneurship Institute Planning Task Force, Member (2018-2019)
Center for Civil Rights Working Group (2017)
Public Defender Mentor Project, Faculty Advisor (2016-present)
Academic Affairs Committee, Member (2009-2010, 2017-present)
Summer Public Interest Grants Selection Committee, Member (2009, 2015)
Education Law and Policy Society, Faculty Advisor (2013-2014)
Admissions Committee, Member (2008-2009; 2011-2012)
Readmissions Committee, Faculty Advisor (2010)
National Lawyers Guild, Co-Faculty Advisor (2008-present)
Conference on Race, Class, Gender and Ethnicity, Co-Faculty Advisor (2008-present)

UNIVERSITY OF NORTH CAROLINA

Provost's Committee on LGBTQ Life, Member (2016-2020)
Program in Sexuality Studies, Advisory Board Member (2013-2016)
Social Work Dissertation Advisory Committee, Member (2014-2015)
Institute of African American Research, Advisory Board Member (2013-2014)

PROFESSIONAL

Town of Carrboro, Community Safety Task Force, Member (2021-present)

North Carolina Commission on Racial and Ethnic Disparities
Juvenile Justice Committee, Member (2020-present)

Reintegration Support Network
Board of Directors, Member (2019-2021)

North Carolina Bar Association
Juvenile Justice & Children's Rights Committee Member (2017-present)

Youth Justice Project, Southern Coalition for Social Justice
Advisory Board Member (2014-2017)

Youth Justice North Carolina
Co-Founder and Member, Board of Directors (2013)